

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION**

**March 28, 2011**

**TO:** Honorable Mike Hamilton, Chair, House Committee on Licensing & Administrative Procedures

**FROM:** John S O'Brien, Director, Legislative Budget Board

**IN RE: HJR111** by Woolley (Proposing a constitutional amendment authorizing a state video lottery system to operate video lottery games at certain horse and greyhound racetracks and providing that federally recognized Indian tribes are not prohibited from conducting games of chance on certain Indian lands.), **As Introduced**

**No significant fiscal implication to the State is anticipated,** other than the cost of publication.

The cost to the state for publication of the resolution is \$105,495.

The resolution would propose new Section 47a to Article III of the Texas Constitution to authorize the Legislature to allow the operation of video lottery games at licensed horse and greyhound race tracks. The state would be required to register, license, and monitor video lottery games and would prohibit the possession and operation of unlicensed video lottery terminals. Political subdivisions would not be allowed to repeal or revoke wagering at an approved video lottery operation.

The resolution would propose a constitutional amendment to Section 47, Article III of the Texas Constitution to allow gaming by federally recognized Indian tribes on Indian lands, to include gaming that would be authorized by this resolution elsewhere.

Section 47 of the Texas Constitution would not prohibit Indian tribes in the State from gaming activities. Without voter approval of the amendment, and in the absence of a state compact with Indian tribes, there would be no revenue implications.

New Section 47a would require voter approval and enabling legislation in order to implement video lottery games.

If enabling legislation to allow the operation of video lottery terminals becomes law, the proposed amendment would be submitted to voters on November 8, 2011.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts, 362 Texas Lottery Commission

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