88R2704 ADM-F

By:  Raymond H.J.R. No. 93

A JOINT RESOLUTION

proposing a constitutional amendment authorizing local option elections to legalize or prohibit the operation of eight-liners or similar gaming devices; authorizing a fee.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1.  Section 47, Article III, Texas Constitution, is amended by amending Subsection (a) and adding Subsection (f) to read as follows:

(a)  The Legislature shall pass laws prohibiting lotteries and gift enterprises in this State other than those authorized by Subsections (b), (d), (d-1), [~~and~~] (e), and (f) of this section.

(f)  The Legislature by law may authorize and regulate the operation of gaming devices commonly known as eight-liners or similar gaming devices. A law enacted under this subsection must allow the qualified voters voting at an election in any county, justice precinct, or municipality to determine by majority vote whether the gaming devices may be legally operated or prohibited in the county, justice precinct, or municipality. The Legislature may impose a fee on the operation of the gaming devices approved by a majority of the voters or authorize a political subdivision to impose a fee on the operation of the gaming devices. The Legislature may determine the rate of the fee and the allocation of the revenue from the fee notwithstanding any other provision of this Constitution governing the rate or allocation of occupations taxes.

SECTION 2.  This proposed constitutional amendment shall be submitted to the voters at an election to be held November 7, 2023. The ballot shall be printed to permit voting for or against the proposition: "The constitutional amendment authorizing local option elections to legalize or prohibit the operation of eight-liners or similar gaming devices."