

1-1 By: Landgraf, Tepper (Senate Sponsor - Springer) H.B. No. 4446
 1-2 (In the Senate - Received from the House May 8, 2023;
 1-3 May 12, 2023, read first time and referred to Committee on Local
 1-4 Government; May 17, 2023, reported favorably by the following
 1-5 vote: Yeas 8, Nays 1; May 17, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12		X		
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to certain licensing and permitting requirements for game
 1-20 rooms; authorizing an occupational permit or license; authorizing a
 1-21 fee.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section [234.134](#), Local Government Code, is
 1-24 amended by amending Subsection (a) and adding Subsection (a-1) to
 1-25 read as follows:

1-26 (a) A county may require that an owner or operator of a game
 1-27 room obtain a license or permit or renew a license or permit on a
 1-28 periodic basis to own or operate a game room in the county. An
 1-29 application for a license or permit must be made in accordance with
 1-30 Section [234.1341](#) and with regulations adopted by the county.

1-31 (a-1) A county may require that a person employed by a game
 1-32 room, other than an owner or operator, obtain a license or permit or
 1-33 renew a license or permit on a periodic basis to be employed by a
 1-34 game room in the county. An application for a license or permit
 1-35 must be made in accordance with Section [234.1342](#) and with
 1-36 regulations adopted by the county.

1-37 SECTION 2. Subchapter [E](#), Chapter [234](#), Local Government
 1-38 Code, is amended by adding Sections [234.1341](#) and [234.1342](#) to read as
 1-39 follows:

1-40 Sec. [234.1341](#). APPLICATION FOR OWNER OR OPERATOR LICENSE OR
 1-41 PERMIT. (a) A county requiring a person to obtain a license or
 1-42 permit to own or operate a game room in the county shall require the
 1-43 person to submit a completed application as provided by this
 1-44 section for issuance or renewal of the license or permit and an
 1-45 application fee of \$1,000 as required by the county.

1-46 (b) An application form developed by the county under this
 1-47 section must require the applicant to provide the following
 1-48 information:

1-49 (1) the name of the business, including a copy of the
 1-50 assumed name certificate;

1-51 (2) the legal name, social security number, date of
 1-52 birth, and other relevant information concerning each person who
 1-53 owns at least five percent of the business or serves in a management
 1-54 role for the business;

1-55 (3) the name and contact information of the owner of
 1-56 the property where the game room is located;

1-57 (4) information concerning any other game room
 1-58 previously or currently operated by the applicant;

1-59 (5) the applicant's fingerprints;

1-60 (6) a copy of the applicant's valid state-issued
 1-61 driver's license or personal identification card and social

2-1 security card; and
2-2 (7) the applicant's consent for a criminal history
2-3 record information check of the applicant.

2-4 Sec. 234.1342. APPLICATION FOR EMPLOYEE LICENSE OR PERMIT.

2-5 (a) A county requiring a person to obtain a license or permit to be
2-6 employed by a game room in the county shall require the person to
2-7 submit a completed application as provided by this section for
2-8 issuance or renewal of the license or permit and an application fee
2-9 of \$50 as required by the county.

2-10 (b) An application form developed by the county under this
2-11 section must require the applicant to provide the following
2-12 information:

2-13 (1) the person's legal name, social security number,
2-14 date of birth, and other relevant information;

2-15 (2) the person's criminal history;

2-16 (3) the applicant's fingerprints;

2-17 (4) a copy of the applicant's valid state-issued
2-18 driver's license or personal identification card and social
2-19 security card;

2-20 (5) a recent photograph of the applicant's face and a
2-21 recent photograph of the applicant's full body; and

2-22 (6) the applicant's consent for a criminal history
2-23 record information check of the applicant.

2-24 (c) A county may not issue or renew a license or permit for
2-25 an applicant who has been previously convicted of a Class B
2-26 misdemeanor or higher criminal offense.

2-27 (d) A county shall send a copy of fingerprints obtained
2-28 under this section to the Department of Public Safety to allow the
2-29 department to create a permanent record of the fingerprints in the
2-30 criminal justice information system.

2-31 SECTION 3. The changes in law made by this Act apply to a
2-32 license or permit issued or renewed on or after the effective date
2-33 of this Act.

2-34 SECTION 4. This Act takes effect September 1, 2023.

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