

**SENATE AMENDMENT NO. \_\_\_\_\_**

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SS/Senate Bill No. 30, Page 1, Section A, Line 6,

2 by inserting after all of said line the following:

3 "313.425. Sections 313.425 to 313.437 shall be known  
 4 and may be cited as the "Honoring Missouri Veterans and  
 5 Supporting Missouri Education Act" and shall provide  
 6 additional funding for Missouri education programs and the  
 7 Missouri veterans commission by establishing a licensing and  
 8 regulatory framework under the control of the commission for  
 9 the use of video lottery terminals to conduct lottery games.

10 313.427. As used in sections 313.425 to 313.437, the  
 11 following words and phrases shall mean:

12 (1) "Centralized computer system", a computerized  
 13 system developed or procured by the commission that video  
 14 lottery game terminals are connected to using standard  
 15 industry protocols that can activate or deactivate a  
 16 particular video lottery game terminal from a remote  
 17 location and that is capable of monitoring and auditing  
 18 video lottery game plays;

19 (2) "Commission" or "lottery commission", the body  
 20 appointed by the governor to manage and oversee the lottery  
 21 under section 313.215;

22 (3) "Fraternal organization", any organization within  
 23 this state operating under the lodge system which exists for  
 24 the common benefit, brotherhood, or other interest of its  
 25 members, except college fraternities and sororities, of  
 26 which no part of the net earnings inures to the benefit of

27 any private shareholder or any individual member of such  
28 organization, which has been exempted from the payment of  
29 federal income tax, and which derives its charter from a  
30 national fraternal organization which regularly meets;

31 (4) "Truck stop", a location that provides parking and  
32 is equipped for fueling commercial vehicles, that has sold  
33 on average ten thousand gallons of diesel or biodiesel fuel  
34 each month for the previous twelve months or is projected to  
35 sell an average of ten thousand gallons of diesel or  
36 biodiesel fuel each month for the next twelve months, and  
37 that obtains and maintains a lottery game retailer license  
38 issued by the commission;

39 (5) "Veterans' organization", a post or organization  
40 of veterans, or an auxiliary unit or society of, or a trust  
41 or foundation for, any such post or organization organized  
42 in the United States or any of its possessions in which at  
43 least seventy-five percent of the members are veterans of  
44 the United States Armed Forces and substantially all of the  
45 other members are individuals who are veterans or are  
46 cadets, or are spouses, widows, or widowers of war veterans  
47 of such individuals, in which no part of the net earnings  
48 inures to the benefit of any private shareholder or  
49 individual, and which has been exempted from payment of  
50 federal income taxes;

51 (6) "Video lottery game", any lottery game approved by  
52 the commission for play on an approved video lottery game  
53 terminal using video lottery game terminal credits that have  
54 been purchased with cash, cash equivalents, or with a  
55 winning video lottery game terminal ticket;

56 (7) "Video lottery game adjusted gross receipts", the  
57 total of cash or cash equivalents used for the play of a  
58 video lottery game on a video lottery game terminal minus

59 cash or cash equivalent paid to players as a result of  
60 playing video lottery games on a video lottery game terminal;

61 (8) "Video lottery game handler", a person employed by  
62 a licensed video lottery game operator and who is licensed  
63 by the commission to handle, place, operate, and service  
64 video lottery game terminals and associated equipment;

65 (9) "Video lottery game manufacturer" or  
66 "distributor", any person licensed by the commission that  
67 manufactures video lottery game terminals or major parts and  
68 components for video lottery game terminals as approved by  
69 the commission for sale to licensed video lottery game  
70 operators, or a person licensed by the commission to  
71 distribute or service video lottery game terminals or major  
72 parts and components of video lottery game terminals  
73 including buying, selling, leasing, renting, or financing  
74 new, used, or refurbished video lottery game terminals to  
75 and from licensed video lottery game manufacturers and  
76 licensed video lottery game operators;

77 (10) "Video lottery game operator", a person licensed  
78 by the commission that owns, rents, or leases and services  
79 or maintains video lottery game terminals for placement in  
80 licensed video lottery retailer establishments;

81 (11) "Video lottery game retailer", a retail  
82 establishment meeting the requirements of a lottery game  
83 retailer under section 313.260, that secures and maintains a  
84 license issued by the commission to conduct video lottery  
85 games played on a video lottery game terminal or terminals  
86 and that is a fraternal organization, veterans organization,  
87 truck stop, or business entity licensed under chapter 311 to  
88 sell liquor by the drink;

89 (12) "Video lottery game terminal", a player-activated  
90 terminal that exchanges coins, currency, tickets, ticket  
91 vouchers, or electronic payment methods approved by the

92 commission for credit on a video lottery game terminal used  
93 to play video lottery games approved by the commission.  
94 Such video lottery game terminals shall use a video display  
95 and may use a microprocessor capable of randomly generating  
96 the outcome of such video lottery games and be capable of  
97 printing and issuing a ticket at the conclusion of any video  
98 lottery game play that may be redeemed at a video lottery  
99 game ticket redemption terminal or may be reinserted into a  
100 video lottery game terminal for video lottery game credit  
101 and game plays. All video lottery games approved by the  
102 commission for play on a video lottery game terminal shall  
103 have a minimum theoretical payout of eighty-five percent;

104 (13) "Video lottery game terminal credit", credits  
105 either purchased or won on a video lottery game terminal by  
106 a player that may be used to play video lottery games and  
107 that may be converted into a video lottery game ticket;

108 (14) "Video lottery game ticket" or "ticket", a  
109 document printed at the conclusion of any video lottery game  
110 play or group of plays on a video lottery game terminal that  
111 is redeemable for cash, utilizing a video lottery game  
112 ticket redemption terminal, or that may be reinserted into a  
113 video lottery game terminal in the establishment from which  
114 such ticket is issued for video lottery game terminal credit;

115 (15) "Video lottery game ticket redemption terminal",  
116 the collective hardware, software, communications  
117 technology, and other ancillary equipment used to facilitate  
118 the payment of tickets cashed out by players as a result of  
119 playing a video lottery game terminal.

120 313.429. 1. (1) Except as provided in subdivision  
121 (2) of this subsection, the commission shall implement a  
122 system of video lottery game terminals utilizing a licensing  
123 structure for processing license applications and issuing  
124 licenses to video lottery game manufacturers, video lottery

125 game distributors, video lottery game operators, video  
126 lottery game handlers, and video lottery game retailers for  
127 the conduct of lottery games utilizing video lottery game  
128 terminals within the state.

129 (2) No person licensed as a:

130 (a) Video lottery game manufacturer or a video lottery  
131 game distributor shall be issued a license as a video  
132 lottery game operator or a video lottery game retailer;

133 (b) Video lottery game operator shall be issued a  
134 license as a video lottery game manufacturer, a video  
135 lottery game distributor, or a video lottery game retailer;  
136 and

137 (c) Video lottery game retailer shall be issued a  
138 license as a video lottery game manufacturer, a video  
139 lottery game distributor, or a video lottery game operator.

140 (3) Nothing in this subsection shall prevent a video  
141 lottery game manufacturer from obtaining a video lottery  
142 game manufacturer's license and a video lottery game  
143 distributor's license and providing and operating the  
144 centralized computer system for monitoring video lottery  
145 game terminals.

146 2. Under no circumstances shall the commission:

147 (1) Authorize or allow a single vendor or licensee to  
148 implement the system of video lottery game terminals created  
149 under this section; or

150 (2) Allow a single licensed video lottery game  
151 operator to control or operate more than twenty-five percent  
152 of video lottery game terminals in the state after December  
153 31, 2027.

154 3. (1) The video lottery game system authorized by  
155 this section shall allow for multiple video lottery game  
156 manufacturers, video lottery game distributors, and video  
157 lottery game operators to encourage private sector

158 investment and job opportunities for Missouri citizens.  
159 Video lottery game terminals shall be connected to a  
160 centralized computer system developed or procured by the  
161 commission. The commission shall provide licensed video  
162 lottery game operators with the necessary protocols to  
163 connect the operators' video lottery game terminal or  
164 terminals to the centralized computer system after such  
165 terminal or terminals have been approved by the commission.  
166 No video lottery game terminal shall be placed in operation  
167 without first connecting to the centralized computer system  
168 after such terminal or terminals have been approved by the  
169 commission. A vendor that provides the centralized computer  
170 system authorized under this subsection shall not be  
171 eligible to be licensed as a video lottery game operator or  
172 video lottery game retailer. The commission may impose an  
173 initial nonrefundable license application fee to cover the  
174 cost of investigating the background of the licensee,  
175 including a criminal background check, as follows:

176 (a) For video lottery game manufacturers, video  
177 lottery game distributors, and video lottery game operators,  
178 no more than twenty-five thousand dollars;

179 (b) For video lottery game retailer establishments, no  
180 more than one thousand dollars; or

181 (c) For video lottery game handlers, no more than one  
182 hundred dollars.

183 (2) The initial license shall be for a period of one  
184 year. Thereafter, license renewal periods shall be four  
185 years with the applicable renewal fee paid for each year of  
186 such license renewal in advance. Annual license renewal  
187 fees for anyone licensed pursuant to this subsection, and  
188 subsequent to the initial one-year period, shall be as  
189 follows:

190 (a) Five thousand dollars for video lottery game  
191 manufacturers, video lottery game distributors, and video  
192 lottery game operators;

193 (b) Fifty dollars for video lottery game handlers; and

194 (c) Five hundred dollars for each video lottery game  
195 retailer's establishment.

196 (3) In addition to the license fees required in  
197 subdivisions (1) and (2) of this subsection, an annual  
198 administrative fee of three hundred dollars shall be paid  
199 for each video lottery game terminal placed in service.  
200 Such administrative fee shall be equally divided and paid by  
201 the video lottery game operator and the video lottery game  
202 retailer to the commission once a year and deposited in the  
203 state lottery fund and distributed to the veterans'  
204 commission capital improvement trust fund created in section  
205 42.300.

206 (4) Nothing in this subsection shall be construed to  
207 relieve the licensee of the affirmative duty to notify the  
208 commission of any change relating to the status of the  
209 license or to any other information contained in the  
210 application materials on file with the commission.

211 4. No license shall be issued to any person, and no  
212 person shall be allowed to serve as a sales agent, who has  
213 been convicted of a felony or a crime involving illegal  
214 gambling. Sales agents shall be registered with the  
215 commission by a licensed video lottery game operator, and  
216 shall not solicit or enter into any contract with a video  
217 lottery game retailer prior to such retailer being licensed  
218 to conduct video lottery games on video lottery game  
219 terminals.

220 5. No license requirement, sticker fee, or tax shall  
221 be imposed by any local jurisdiction upon a video lottery  
222 game manufacturer, video lottery game distributor, video

223 lottery game operator, video lottery game retailer, video  
224 lottery game handler, or video lottery game terminal or an  
225 establishment relating to the operation of video lottery  
226 games, video lottery game terminals, or associated equipment.

227 6. (1) Video lottery game terminals shall meet  
228 independent testing standards approved by the commission, as  
229 tested by one or more licensed independent test labs, and be  
230 capable of randomly generating the outcome of video lottery  
231 games approved by the commission. Video lottery game  
232 terminals shall be capable of printing a ticket redeemable  
233 for winning video lottery game plays. Such video lottery  
234 game terminals shall be inspected and approved prior to  
235 being sold, leased, or transferred.

236 (2) Licensed video lottery game manufacturers may buy,  
237 sell, or lease new or refurbished video lottery game  
238 terminals to and from licensed video lottery game  
239 distributors.

240 (3) Licensed video lottery game distributors may buy,  
241 sell, or lease new or refurbished video lottery game  
242 terminals to or from licensed video lottery game  
243 manufacturers or licensed video lottery game operators.

244 7. (1) Licensed video lottery game operators:

245 (a) May buy, lease, or rent video lottery game  
246 terminals from licensed video lottery game manufacturers,  
247 operators, or distributors;

248 (b) May handle, place, and service video lottery game  
249 terminals;

250 (c) Shall connect such video lottery game terminals to  
251 the centralized computer system approved by the commission;  
252 and

253 (d) Shall, notwithstanding the provisions of section  
254 313.321 to the contrary, pay all video lottery game winnings  
255 using a video lottery game ticket redemption terminal. Such



256 video lottery ticket redemption terminal shall be located  
257 within the video lottery game retailer's establishment in  
258 direct proximity to such video lottery games. Video lottery  
259 game operators shall pay the commission thirty-two percent  
260 of any unclaimed cash prize associated with a winning ticket  
261 that has not been redeemed within one hundred eighty days of  
262 issue.

263 (2) Rents or leases for video lottery game terminals  
264 shall be written at a flat rate and shall not include  
265 revenue splitting as a method used in the calculation of the  
266 lease or rent.

267 (3) Licensed video lottery game operators and licensed  
268 video lottery game retailers shall enter into a written  
269 agreement for the placement of video lottery game  
270 terminals. The agreement shall be on a form approved by the  
271 commission and shall specify an equal division of adjusted  
272 gross receipts after adjustments for taxes and  
273 administrative fees are made, shall have a minimum term of  
274 five years and a maximum term of ten years, and shall be  
275 renewable for a term of a minimum of five additional years.  
276 A video lottery game operator shall be responsible for  
277 remitting to the commission and the video lottery game  
278 retailer its share of adjusted gross receipts. Nothing in  
279 this subdivision shall prohibit a licensed video lottery  
280 game operator from entering into an agreement with a sales  
281 agent for retailer agreements, provided such agreement is in  
282 writing and approved by the commission prior to beginning  
283 sales activities and prior to the start date established  
284 pursuant to section 313.431. Video lottery game operators  
285 and their sales agents and affiliates and video lottery game  
286 retailers are specifically prohibited from offering anything  
287 of value, other than the percentage of adjusted gross  
288 receipts provided under this subsection, or entering into an

289 agreement with a retailer prior to the start date for the  
290 initial or continued placement of video lottery game  
291 terminals, except that a video lottery game operator may pay  
292 for construction of a video lottery game terminal area  
293 inside the premises of a video lottery game retailer.  
294 Contract agreements entered into prior to the start date  
295 established pursuant to section 313.431 between a  
296 prospective video lottery game terminal operator or sales  
297 agent with a prospective video lottery game retailer shall  
298 be invalid.

299 (4) To combat problem gambling, video lottery game  
300 operators shall allow players to be self-excluded from video  
301 lottery game play. Operators shall provide the commission  
302 with a list of players that have elected to be excluded from  
303 video lottery game play within thirty days of such election  
304 and shall update such list periodically as required by the  
305 commission. Such self-excluded list shall be considered  
306 confidential information and shall not be released to the  
307 public. The commission shall issue such self-exclusion  
308 procedures by rule.

309 (5) Nothing in this section shall be construed to  
310 prevent a video lottery game operator or a video lottery  
311 game retailer from using a player rewards system as approved  
312 by the commission. No player shall be required to enroll in  
313 a rewards program offered by a video lottery game operator  
314 or video lottery game retailer as a condition to play video  
315 lottery games.

316 8. No licensed video lottery game operator shall:

317 (1) Offer video lottery gaming terminals that directly  
318 dispense anything of value except for tickets for winning  
319 plays. Tickets shall be dispensed by pressing the ticket  
320 dispensing button on the video lottery gaming terminal at  
321 the end of any video lottery game play. The ticket shall

322 indicate the total amount of video lottery game terminal  
323 credits and the cash award, the time of day in a twenty-four-  
324 hour format showing hours and minutes, the date, the  
325 terminal serial number, the sequential number of the ticket,  
326 and an encrypted validation number from which the validity  
327 of the prize may be determined. The price of video lottery  
328 game terminal credits shall be determined by the  
329 commission. The maximum wager played per video lottery game  
330 shall not exceed five dollars. The maximum prize payoff for  
331 a winning maximum wager for a single game play shall be no  
332 more than one thousand one-hundred dollars, or the maximum  
333 amount allowable by federal law before tax withholding is  
334 required for a single game-winning play;

335 (2) Operate more than three video lottery game  
336 terminals per location on the premises of a fraternal  
337 organization, veterans organization, or truck stop that has  
338 secured and maintains a video lottery game retailer's  
339 license;

340 (3) Operate more than three video lottery game  
341 terminals per location on the premises of any business  
342 entity licensed as a video lottery game retailer that is not  
343 a fraternal organization, veterans organization, or truck  
344 stop;

345 (4) Advertise video lottery games outside of a  
346 licensed video lottery game retailer's establishment through  
347 any media outlets or direct mail or telephone  
348 solicitations. The advertising prohibition contained in  
349 this subdivision shall apply to all licensees including, but  
350 not limited to, video lottery game manufacturers, video  
351 lottery game distributors, video lottery game operators,  
352 video lottery game retailers, and video lottery game  
353 handlers; except that, a video lottery game retailer or  
354 operator may participate in an advertising program that is

355 promoted through and sponsored by the state lottery and may  
356 advertise in or on the outside of the establishment's  
357 building and parking lot. A video lottery game operator may  
358 pay no more than two thousand dollars annually for the cost  
359 of such advertising at a retailer establishment; or

360 (5) Allow video lottery games to be played at any time  
361 when the video lottery game retailer's establishment is  
362 closed for business.

363 9. (1) No person under twenty-one years of age shall  
364 play video lottery games, and such video lottery game  
365 terminals shall be under the supervision of a person that is  
366 at least twenty-one years of age to prevent persons under  
367 twenty-one years of age from playing video lottery games.

368 Video lottery game terminals shall be placed in a fully  
369 enclosed room that is continually monitored by video  
370 surveillance and where access to persons under twenty-one  
371 years of age is denied by a procedure approved by the  
372 commission. A warning sign shall be posted in a conspicuous  
373 location where such video lottery game terminals are  
374 located, containing in red lettering at least one-half inch  
375 high on a white background the following:

376 "YOU MUST BE AT LEAST 21 YEARS OF AGE TO PLAY  
377 VIDEO LOTTERY GAMES".

378 (2) In addition to the placement and supervision  
379 requirements of this subsection, video surveillance footage  
380 in the immediate area of the video lottery game retailer's  
381 establishment where video lottery game terminals are located  
382 shall be reviewed by video lottery game operators as  
383 required by the commission for any violation of law, rules,  
384 or regulations governing the conduct of video lottery games  
385 and shall be made available to the commission upon request.  
386 A video lottery game operator that fails to report any known  
387 violation of law, rules, or regulations governing the

388 conduct of video lottery games in conformance with  
389 established commission procedures may be subject to an  
390 administrative fine not to exceed five thousand dollars.  
391 Any video lottery game retailer that fails to report any  
392 known violation of law, rules, or regulations governing the  
393 conduct of video lottery games in conformance with  
394 established commission procedures may be subject to an  
395 administrative fine not to exceed five thousand dollars. In  
396 the event a video lottery game operator or retailer is found  
397 to have knowingly committed a violation governing the  
398 conduct of video lottery games, the commission may impose an  
399 administrative fine not to exceed five thousand dollars,  
400 suspend such operator's or retailer's license for up to  
401 thirty days, or, in the case of repeated violations, revoke  
402 such operator's or retailer's license for a period of one  
403 year. Any video lottery game operator or retailer aggrieved  
404 by the commission's decision in any disciplinary action that  
405 results in the suspension or revocation of such operator's  
406 or retailer's video lottery game license may appeal such  
407 decision by filing an action in circuit court.

408 (3) Video lottery game retailers shall provide an  
409 intrusion detection system capable of detecting unauthorized  
410 entrance of the video lottery game retailer's establishment  
411 during nonbusiness hours and shall report to the commission  
412 any unauthorized entrance of the video lottery game  
413 retailer's establishment. Such surveillance and intrusion  
414 detection system shall meet specifications as defined by the  
415 commission.

416 (4) A video lottery game operator shall post a sign in  
417 a conspicuous location where such video lottery game  
418 terminals are located, containing in red lettering at least  
419 one-half inch high on a white background a telephone contact  
420 number (1-888-BETSOFF) for the problem gambling helpline.

421       10. (1) Video lottery game operators shall pay the  
422 commission thirty-six percent of the video lottery game  
423 adjusted gross receipts, which shall be deposited in the  
424 state lottery fund. The commission shall transfer, subject  
425 to appropriation, the amount received from the operator from  
426 the lottery fund to the lottery proceeds fund after  
427 administrative expenses equal to four percent of the video  
428 lottery game adjusted gross receipts are paid to the  
429 municipality where a licensed video lottery game retailer  
430 maintains an establishment licensed for the operation of  
431 video lottery game terminals, or if such licensed  
432 establishment is not located within the corporate boundaries  
433 of a municipality, then to the county where such licensed  
434 establishment is located to reimburse such municipality or  
435 county for administrative expenses, and any administrative  
436 expenses for the commission that are not covered by  
437 reimbursements from operators are deducted. Net proceeds  
438 transferred to the lottery proceeds fund shall be  
439 appropriated equally to public elementary and secondary  
440 education and public institutions of higher education with  
441 an emphasis on funding early childhood education and care  
442 programs and public institutions of higher education  
443 workforce development programs, and programs benefitting  
444 Missouri military veterans.

445       (2) Video lottery game operators shall retain the  
446 remainder of the video lottery game adjusted gross receipts  
447 as compensation after the payment required in subdivision  
448 (1) of this subsection has been made to the state lottery  
449 fund, and shall pay video lottery game retailers a  
450 commission equal to one-half of the adjusted gross receipts  
451 retained by the video lottery game operator as compensation  
452 based on video lottery game plays at such retailer's  
453 establishment.

454           11. All revenues received by the commission from  
455 license fees and any reimbursements associated with the  
456 administration of the provisions of sections 313.425 to  
457 313.437, and all interest earned thereon, shall be  
458 considered administrative expenses and shall be deposited in  
459 the state lottery fund. Moneys deposited into the state  
460 lottery fund from license fees and any reimbursements of  
461 commission administrative expenses to administer sections  
462 313.425 to 313.437 shall be considered administrative  
463 expenses and shall not be considered net proceeds pursuant  
464 to Article III, Section 39(b) of the Missouri Constitution.  
465 Subject to appropriation, up to one percent of such license  
466 fees shall be deposited to the credit of the compulsive  
467 gamblers fund created under section 313.842. The remainder  
468 of the money deposited in the state lottery fund from video  
469 lottery game license fees and any reimbursements of  
470 commission administrative expenses to enforce sections  
471 313.425 to 313.437 shall, subject to appropriation, be used  
472 for administrative expenses associated with supervising and  
473 enforcing the provisions of sections 313.425 to 313.437.

474           12. The commission shall contract with the Missouri  
475 gaming commission and with a state law enforcement entity to  
476 assist in conducting background investigations of video  
477 lottery game applicants, and for the administration and  
478 enforcement of sections 313.425 to 313.437.

479           13. A video lottery game licensee suspected of a  
480 violation of sections 313.425 to 313.437 shall be afforded  
481 an administrative hearing by the director of the state  
482 lottery on the record, and an appeal of any action taken to  
483 impose a fine on such licensee shall be to the commission.  
484 Any such administrative suspension or revocation upheld by  
485 the commission may be appealed by the video lottery game  
486 licensee in a state court of competent jurisdiction.

487           14. The commission shall adopt rules for the  
488 implementation of the video lottery game system authorized  
489 under sections 313.425 to 313.437, including, but not  
490 limited to, the placement of video lottery terminals within  
491 a retail establishment and for the active oversight of the  
492 conduct of video lottery games. Any rule or portion of a  
493 rule, as that term is defined in section 536.010, that is  
494 created under the authority delegated in this section shall  
495 become effective only if it complies with and is subject to  
496 all of the provisions of chapter 536 and, if applicable,  
497 section 536.028. This section and chapter 536 are  
498 nonseverable and if any of the powers vested with the  
499 general assembly pursuant to chapter 536 to review, to delay  
500 the effective date, or to disapprove and annul a rule are  
501 subsequently held unconstitutional, then the grant of  
502 rulemaking authority and any rule proposed or adopted after  
503 August 28, 2023, shall be invalid and void.

504           313.431. In order to expedite the orderly  
505 implementation of the video lottery game system authorized  
506 under sections 313.425 to 313.437, the commission shall:

507           (1) Contract for the supply and operation of a  
508 centralized computer system for video lottery games no later  
509 than one hundred eighty days after the effective date of  
510 this act;

511           (2) Make license applications for video lottery game  
512 manufacturers, video lottery game distributors, video  
513 lottery game operators, video lottery game retailers, and  
514 video lottery game handlers available to applicants and  
515 accept such applicants and promulgate any emergency or  
516 regular rules and regulations needed for the implementation  
517 of the video lottery system authorized under sections  
518 313.425 to 313.437 no later than one hundred eighty days  
519 after the effective date of this act;



520           (3) Issue an approved form for persons applying for a  
521 video lottery game terminal operator's license available for  
522 use in contracting with a video lottery game retailer no  
523 later than one hundred eighty days after the effective date  
524 of this act;

525           (4) Establish a start date no later than July 1, 2024,  
526 once applications and the approved form contract are made  
527 available, whereby any person seeking a license as a video  
528 lottery game operator that has applied for a license to be a  
529 video lottery game terminal operator, has paid the initial  
530 license fee, and satisfactorily completed a background  
531 investigation, may begin soliciting contracts with  
532 prospective video lottery game retailers for the placement  
533 of video lottery game terminals. Such start date shall be  
534 set no more than sixty days after applications are made  
535 available; and

536           (5) Approve or deny any completed video lottery game  
537 retailer establishment application no more than ninety days  
538 after such an application has been received.

539 The system of video lottery games authorized pursuant to  
540 sections 313.425 to 313.437 shall commence no earlier than  
541 January 15, 2025, and no later than July 1, 2025.

542           313.433. 1. Notwithstanding any other provision of  
543 law to the contrary, participation by a person, firm,  
544 corporation, or organization in any aspect of the state  
545 lottery under sections 313.425 to 313.437 shall not be  
546 construed to be a lottery or gift enterprise in violation of  
547 Section 39 of Article III of the Constitution of Missouri.

548           2. The sale of lottery tickets, shares, or lottery  
549 game plays using a video lottery game terminal under  
550 sections 313.425 to 313.437 shall not constitute a valid  
551 reason to refuse to issue or renew or to revoke or suspend

552 any license or permit issued under the provisions of chapter  
553 311.

554 313.434. 1. The state of Missouri shall be exempt  
555 from the provisions of 15 U.S.C. Section 1172, as amended.

556 2. All shipments of gaming devices used to conduct  
557 pull-tab games or video lottery games authorized under  
558 sections 313.425 to 313.437 to licensees, the registering,  
559 recording, and labeling of which have been completed by the  
560 manufacturer or distributor thereof in accordance with 15  
561 U.S.C. Sections 1171 to 1178, as amended, shall be legal  
562 shipments of gambling devices into this state.

563 313.435. 1. A municipality may adopt an ordinance  
564 prohibiting video lottery game terminals within the limits  
565 of such municipality within one hundred eighty days from the  
566 effective date of this act.

567 2. A county commission may, for the unincorporated  
568 area of the county, adopt an ordinance prohibiting video  
569 lottery game terminals within the unincorporated area of  
570 such county within one hundred eighty days from the  
571 effective date of this act.

572 3. Any municipality or county adopting an ordinance  
573 that disallows the licensing of video lottery game retailers  
574 shall notify the commission of such action and provide a  
575 certified copy of such ordinance to the commission. Upon  
576 receiving such notification and ordinance, the commission  
577 shall not license video lottery game retailers within such  
578 area covered by such municipal or county ordinance.

579 4. Any such municipality or county that has opted to  
580 prohibit the use of video lottery game terminals to play  
581 video lottery games may repeal such ordinance, and upon such  
582 repeal and notification of such repeal, the commission may  
583 license video lottery game retailers within such  
584 municipality or county to conduct video lottery games.

585           313.437. If any provision of sections 313.425 to  
586 313.437 or the application thereof to anyone or to any  
587 circumstance is held invalid, the remainder of those  
588 sections and the application of such provisions to others or  
589 other circumstances shall not be affected thereby."; and

590           Further amend said bill, page 35, section 313.1022,  
591 line 18, by inserting after all of said line the following:

592           "572.015. Nothing in this chapter prohibits  
593 constitutionally authorized activities under Article III,  
594 Sections 39(a) to 39(f) of the Missouri Constitution,  
595 including a raffle using tickets, a device, or a machine  
596 where a person buys chances from a finite number of draws  
597 for a prize; provided that it can be proved by an  
598 engineering opinion from an independent testing laboratory  
599 accredited under ISO standard 17025 that the determination  
600 of a winner by the electronic device or machine is from  
601 draws of numbered tickets in electronic form from a finite  
602 deal thereof."; and

603           Further amend the title and enacting clause accordingly.