1 **Senate Bill No. 446**

2 (By Senators Kessler, Beach and Stollings)

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4 [Introduced February 10, 2015; referred to the Committee on the Judiciary.]

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9 A BILL to amend and reenact §29-22B-1101 of the Code of West Virginia, 1931, as amended,

10   relating to increasing number of limited video lottery terminals allowed at a retail location.

11 *Be it enacted by the Legislature of West Virginia:*

12   That §29-22B-1101 of the Code of West Virginia, 1931, as amended, be amended and

13 reenacted to read as follows:

14 **ARTICLE 22B. LIMITED VIDEO LOTTERY.**

15   PART 11. ALLOCATION AND DISTRIBUTION

16   OF VIDEO LOTTERY TERMINALS.

17 **§29-22B-1101. Limitation on number and location of video lottery terminals.**

18   (a) The Lottery Commission may not authorize the placement of more than nine thousand

19 video lottery terminals in restricted access adult-only facilities in this state.

20   (b) No person may directly or indirectly operate more than seven and one-half percent of the

21 number of video lottery terminals authorized in this section, which ~~shall~~ may be located only in

22 restricted access adult-only facilities.

1   (c) No licensed limited video lottery retailer may be authorized to have on the premises for

2 which the license was issued more than ~~five~~ <u>seven</u> video lottery terminals except that a fraternal

3 society or veteran's organization that is: (A) A fraternal beneficiary society that is exempt from

4 federal income tax under section 501(c)(8) of the Internal Revenue Code of 1986, as amended; (B)

5 a domestic fraternal society that is exempt from federal income tax under section 501(c)(10); or (C)

6 a veterans' organization that is exempt from federal income tax under section 501(c)(19) of the

7 Internal Revenue Code may be authorized to have on the premises for which the license was issued

8 not more than ten video lottery terminals.

   NOTE: The purpose of this bill is to increase the number of limited video lottery machines that a retailer may have from five to seven.

   Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.