

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Introduced

Senate Bill 559

BY SENATOR FERNS

[Introduced March 8, 2017; Referred
to the Committee on the Judiciary]

1 A BILL to amend and reenact §29-22B-501 of the Code of West Virginia, 1931, as amended,
 2 relating to the limited video lottery; and permitting limited video lottery retailers with more
 3 than one location to sell one or more of their operations to another person.

Be it enacted by the Legislature of West Virginia:

1 That §29-22B-501 of the Code of West Virginia, 1931, as amended, be amended and
 2 reenacted to read as follows:

ARTICLE 22B. LIMITED VIDEO LOTTERY.

PART 5. REQUIREMENTS AND QUALIFICATIONS FOR LICENSURE.

§29-22B-501. Types of licenses issued for participation in limited video lottery activities.

1 (a) The Lottery Commission may issue four types of limited video lottery licenses, as
 2 follows:

- 3 (1) A manufacturer's license;
- 4 (2) An operator's license;
- 5 (3) A limited video lottery retailer's license; and
- 6 (4) A service technician's license.

7 (b) A manufacturer's license is required for all persons who act as a manufacturer as
 8 defined in section 22B-319 of this article.

9 (c) An operator's license is required for all persons who engage in the business of placing
 10 and operating video gaming machines on the premises of a retailer. A licensed operator and a
 11 licensed limited video lottery retailer who hold a permit issued under part 11 of this article may
 12 obtain video lottery terminals only from a licensed manufacturer.

13 (d) A video lottery retailer's license is required for all persons conducting limited video
 14 lottery on their premises. Each person licensed as a retailer shall have and maintain sole and
 15 exclusive legal possession of the entire premises for which the retail license is issued: Provided,
 16 That effective with the passage of this amendment, a limited video lottery retailer who has more

17 than one location may sell or transfer one or more of its operations and premises locations,
18 including the limited video lottery retailer's license for these operations and premises locations, to
19 another person if that other person otherwise meets the regulatory provisions of this article for a
20 limited video lottery retailer's license and the commission is notified of the intended change of
21 ownership for that operation.

22 (e) Each license issued pursuant to this section expires one year from the date of its
23 issuance but may be successively renewed upon the filing and approval of an application for
24 renewal, except as otherwise provided in this article.

NOTE: The purpose of this bill is to permit limited video lottery retailers with more than one location to sell one or more of their operations to another person.

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