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SUBSTITUTE ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Section 4-156-150 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

4-156-150 Definitions.

As used in this chapter:

(Omitted text is unaffected by this ordinance)

"Payoff" means the giving of money or other thing of value in exchange for a player's accumulated points or free games or replays.

(Omitted text is unaffected by this ordinance)

"Sweepstakes machine" means any mechanically, electrically, or electronically operated machine or device, including, without limitation, a vending or other electronic machine or device that uses an interactive display to offer gameplay, simulated gameplay, or entry into any contest, competition, sweepstakes, scheme, plan, or other promotional or selection process in which a person participates, which is dependent upon an element of chance, and for which a person may purchase, receive, or be awarded a payoff, prize, gift, award, or any coupon, certificate, voucher, or other credit that can be redeemed or applied toward any item, service, or other thing of value, whether from such machine or device or otherwise. "Sweepstakes machine" does not include: (1) an automatic amusement device that is lawfully maintained and operated in accordance with this chapter; or (2) a licensed video gaming terminal that is lawfully maintained and operated in accordance with Chapter 4-155.

SECTION 2. Chapter 4-156 of the Municipal Code of Chicago is hereby amended by inserting a new section 4-156-185, as follows:

4-156-185 Sweepstakes machines.

(a) It shall be unlawful for the owner or lessee of any premises or person in control of such premises to permit the installation or use of a sweepstakes machine within the City.

(b) Any person who permits the installation or use of a sweepstakes machine in violation of this section shall be subject to a fine of \$1,000 per sweepstakes machine, and the Commissioner shall order the removal of such sweepstakes machine within 30 days. Any person who fails to timely comply with such removal order shall be subject to a fine of \$2,000 per sweepstakes machine, and, in accordance with Section 4-4-280, all City licenses issued to such person for business activity on the applicable premises shall be suspended for not less than six months.

(c) If any person permits the installation or use of a sweepstakes machine in violation of this section after receiving and complying with a removal order under subsection (b): (1) all City licenses issued to such person for business activity on the applicable premises shall be revoked

in accordance with Section 4-4-280; and (2) such sweepstakes machines shall be confiscated in accordance with Section 4-156-190.

(d) Nothing in this section limits the authority of the Commissioner to suspend or revoke any license in accordance with this Code.

SECTION 3. Section 4-156-280 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

4-156-280 Violation – Penalty.

(a) ~~The~~ Except as otherwise provided in Section 4-156-185, the owner, manager, licensee or person in control of premises where an automatic amusement device is used for illegal gambling shall be subject to a fine of \$5,000.00 for each device so used. Any other person violating any other provision of this chapter by possession or use of an illegal amusement device shall be fined not less than \$500.00 nor more than \$1,000.00 for each offense. Every day such violation continues shall constitute a separate and distinct offense. Fines under this section shall be in addition to suspension or revocation of business licenses issued under this Code, and in addition to confiscation and destruction of illegal amusement devices.

(Omitted text is unaffected by this ordinance)

SECTION 4. This ordinance takes effect 10 days after passage and publication.