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ILLINOIS GAMING BOARD

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Video Gaming (General)
- 2) Code Citation: 11 Ill. Adm. Code 1800
- 3) Section Number: 1800.1750                      Adopted Action: New Section
- 4) Statutory Authority: Implementing and authorized by Sections 78(a)(3) of the Video Gaming Act [230 ILCS 40/78 (a) (3)], which provides that the Illinois Gaming Board shall “adopt rules for the purpose of administering the provisions of this Act.”
- 5) Effective Date of Rule:
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain an incorporation by reference? No
- 8) A copy of the adopted amendment, including any material incorporated by reference, is on file in the principal office and is available for public inspection.
- 9) Notice of proposal published in Illinois Register: 47 Ill. Reg. 7816; June 9, 2023
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between proposal and final version: The final version, in subsection (c) of new Section 1750, requires the signs mandated by the rulemaking to be visible at the entrance to every video gaming area and ATM in a licensed video gaming location. The proposal, also in subsection (c) of this section, required the signs to be visible from every video gaming terminal and redemption device in a licensed video gaming location.

The final version deletes the requirement in subsection (e) of new Section 1750 that the signs must include instructions on accessing the Problem Gambling Registry established by 11 Ill. Admin. Code 1800.1730 (“Problem Gambling Registry”).

The final version, in subsection (e) of new Section 1750, requires the content of all signs required under this rulemaking to be approved by the Administrator. The proposal, in subsection (f) of this section [not included in the final version], did not require the Administrator’s approval for signs whose language was identical to that set forth in the Public Health Part of the Illinois Administrative Code at 77 Ill. Admin. 2059.103 (“Compulsive Gambling Text”).

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- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 14) Are there any rulemakings pending on this part? Yes

<u>Section Numbers</u>	<u>Proposed Actions</u>	<u>Illinois Register Citations</u>
1800.322	New Section	47 Ill. Reg. 2540; February 24, 2023
1800.430	Amendment	47 Ill. Reg. 2540; February 24, 2023
1800.450	New Section	47 Ill. Reg. 2540; February 24, 2023

- 15) Summary and Purpose of Rulemaking: New Section 1800.1750 (“Problem Gambling Signage”) requires the posting of responsible gaming signage in licensed video gaming locations akin to the responsible gaming information that casino and sportsbook operators are required to post under existing Board rules for casino gambling and sports wagering.

Illinois is home to the largest distributed network of video gaming terminals of its kind in the world. Video gaming is now available at more than 8,400 licensed locations across Illinois. Neither the 2009 Video Gaming Act nor the Video Gaming (General) Part of the Illinois Administrative Code [11 Ill. Admin. Code 1800] contain a responsible gaming signage requirement for video gaming locations. While some video gaming terminal operators and licensed locations voluntarily display responsible gaming notices, the Board nonetheless believes that the proposed rulemaking is necessary to make the practice mandatory, close the existing regulatory gap, and apply the same responsible gaming signage requirements to video gaming that exist for casinos and sportsbooks.

The rulemaking largely tracks the established sports wagering problem gambling signage rule [11 Ill. Admin. Code 1900.1660] but with certain modifications to fit the nature of video gaming. Specifically, proposed new Section 1800.1750 requires terminal operators to provide responsible gaming signage to the licensed video gaming locations where they operate video gaming terminals (VGTs). In turn, the licensed locations must conspicuously post and maintain the signs so they are visible by patrons at the entrance to any video gaming area and at any ATM in the licensed video gaming location. The signs must inform patrons how to obtain assistance with problem gambling and access responsible gaming resources, including the Board’s Self-Exclusion Program established pursuant to Subpart G of 86 Ill. Adm. Code 3000). The text of the signs must be materially consistent with Illinois Department of Human Services rules for problem gambling signage found at 77 Ill. Admin. Code 2059.3 (“Compulsive Gambling Text”). The content of all signs must be approved by the Administrator.

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Given the size and scope of the state's video gaming industry, the signage requirements in this rulemaking are an important way to further promote responsible gaming in Illinois.

- 16) Information and Questions regarding this adopted rulemaking may be addressed to:

Daniel Gerber  
General Counsel  
Illinois Gaming Board  
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Chicago, Illinois 60601

[IGB.RuleComments@illinois.gov](mailto:IGB.RuleComments@illinois.gov)

The full text of the Adopted Amendment begins on the next page.

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TITLE 11: ALCOHOL, HORSE RACING, LOTTERY, AND VIDEO GAMING  
SUBTITLE D: VIDEO GAMING  
CHAPTER I: ILLINOIS GAMING BOARD

PART 1800  
VIDEO GAMING (GENERAL)

SUBPART A: GENERAL PROVISIONS

Section	
1800.110	Definitions
1800.115	Gender
1800.120	Inspection
1800.130	Board Meetings
1800.140	Service Via E-mail

SUBPART B: DUTIES OF LICENSEES

Section	
1800.210	General Duties of All Video Gaming Licensees
1800.220	Continuing Duty to Report Information
1800.230	Duties of Licensed Manufacturers
1800.240	Duties of Licensed Distributors
1800.250	Duties of Terminal Operators
1800.260	Duties of Licensed Technicians and Licensed Terminal Handlers
1800.265	Duties of Sales Agents and Brokers
1800.270	Duties of Licensed Video Gaming Locations

SUBPART C: STANDARDS OF CONDUCT FOR LICENSEES

Section	
1800.310	Grounds for Disciplinary Actions
1800.320	Minimum Standards for Use Agreements
1800.321	Solicitation of Use Agreements or Agreements that Purport to Control the Placement and Operation of Video Gaming Terminals
1800.330	Economic Disassociation
1800.340	Change in Ownership of Terminal Operators and Assets Held by Terminal Operators
1800.350	Inducements
1800.360	Terminal Operator Record Retention

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SUBPART D: LICENSING QUALIFICATIONS

Section

1800.410	Coverage of Subpart
1800.420	Qualifications for Licensure
1800.430	Persons with Significant Influence or Control
1800.440	Undue Economic Concentration

SUBPART E: LICENSING PROCEDURES

Section

1800.510	Coverage of Subpart
1800.520	Applications
1800.530	Submission of Application
1800.540	Application Fees
1800.550	Consideration of Applications by the Board
1800.555	Withdrawal of Applications and Surrender of Licenses
1800.560	Issuance of License
1800.570	Renewal of License
1800.580	Annual Fees
1800.590	Death and Change of Ownership of Video Gaming Licensee
1800.595	Temporary Identification Badge

SUBPART F: DENIALS OF APPLICATIONS FOR LICENSURE

Section

1800.610	Coverage of Subpart
1800.615	Requests for Hearing
1800.620	Appearances
1800.625	Appointment of Administrative Law Judge
1800.630	Discovery
1800.635	Subpoenas
1800.640	Motions for Summary Judgment
1800.650	Proceedings
1800.660	Evidence
1800.670	Prohibition on Ex Parte Communication
1800.680	Sanctions and Penalties
1800.690	Transmittal of Record and Recommendation to the Board
1800.695	Status of Applicant for Licensure Upon Filing Request for Hearing

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SUBPART G: DISCIPLINARY ACTIONS AGAINST LICENSEES

Section

- 1800.710 Coverage of Subpart
- 1800.715 Notice of Proposed Disciplinary Action Against Licensees
- 1800.720 Hearings in Disciplinary Actions
- 1800.725 Appearances
- 1800.730 Appointment of Administrative Law Judge
- 1800.735 Discovery
- 1800.740 Subpoenas
- 1800.745 Motions for Summary Judgment
- 1800.750 Proceedings
- 1800.760 Evidence
- 1800.770 Prohibition on Ex Parte Communication
- 1800.780 Sanctions and Penalties
- 1800.790 Transmittal of Record and Recommendation to the Board
- 1800.795 Persons Subject to Proposed Orders of Economic Disassociation

SUBPART H: LOCATION OF VIDEO GAMING TERMINALS IN  
LICENSED VIDEO GAMING LOCATIONS

Section

- 1800.810 Location and Placement of Video Gaming Terminals
- 1800.815 Licensed Video Gaming Locations Within Malls
- 1800.820 Measurement of Distances from Locations
- 1800.830 Waivers of Location Restrictions

SUBPART I: SECURITY INTERESTS

Section

- 1800.910 Approvals Required, Applicability, Scope of Approval
- 1800.920 Notice of Enforcement of a Security Interest
- 1800.930 Prior Registration

SUBPART J: TRANSPORTATION, REGISTRATION,  
AND DISTRIBUTION OF VIDEO GAMING TERMINALS

Section

- 1800.1010 Restriction on Sale, Distribution, Transfer, Supply and Operation of Video Gaming Terminals

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1800.1020	Transportation of Video Gaming Terminals into the State
1800.1030	Receipt of Video Gaming Terminals in the State
1800.1040	Transportation of Video Gaming Terminals Between Locations in the State
1800.1050	Approval to Transport Video Gaming Terminals Outside of the State
1800.1060	Placement of Video Gaming Terminals
1800.1065	Registration of Video Gaming Terminals
1800.1070	Disposal of Video Gaming Terminals

SUBPART K: STATE-LOCAL RELATIONS

Section	
1800.1110	State-Local Relations

SUBPART L: FINGERPRINTING OF APPLICANTS

Section	
1800.1210	Definitions
1800.1220	Entities Authorized to Perform Fingerprinting
1800.1230	Qualification as a Livescan Vendor
1800.1240	Fingerprinting Requirements
1800.1250	Fees for Fingerprinting
1800.1260	Grounds for Revocation, Suspension and Denial of Contract

SUBPART M: PUBLIC ACCESS TO INFORMATION

Section	
1800.1310	Public Requests for Information

SUBPART N: PAYOUT DEVICES AND REQUIREMENTS

Section	
1800.1410	Ticket Payout Devices
1800.1420	Redemption of Tickets Following Removal or Unavailability of Ticket Payout Devices
1800.1421	Redemption of Video Gaming Tickets During a Coin Shortage

SUBPART O: NON-PAYMENT OF TAXES

Section	
1800.1510	Non-Payment of Taxes

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SUBPART P: CENTRAL COMMUNICATIONS SYSTEM

Section

1800.1610 Use of Gaming Device or Individual Game Performance Data

SUBPART Q: RESPONSIBLE GAMING

Section

1800.1710 Conversations About Responsible Gaming

1800.1720 Responsible Gaming Education Programs

1800.1730 Problem Gambling Registry

1800.1740 Utilization of Technology to Prevent Problem Gambling

1800.1750 Problem Gambling Signage

SUBPART R: IMPLEMENTATION OF TECHNOLOGY

Section

1800.1810 Implementation of Technology

SUBPART S: INDEPENDENT TESTING LABORATORIES

Section

1800.1910 Independent Outside Testing Laboratories

1800.1920 Minimum Duties of an Independent Outside Testing Laboratory

1800.1930 Testing of Video Gaming Equipment

1800.1940 Approval of Video Gaming Equipment

SUBPART T: IN-LOCATION PROGRESSIVE GAMES

Section

1800.2010 In-location Progressive Games

1800.2020 Optional Nature of In-location Progressive Games

1800.2030 Procedures Within Licensed Video Gaming Locations

1800.2040 Payments of Progressive Jackpot Amount

1800.2050 Deductions from Progressive Jackpots

1800.2060 Progressive Jackpot Coordinator

1800.2070 Progressive Meters

SUBPART U: UNDERAGE GAMBLING COMPLIANCE

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Section

1800.2110 Statement of Purpose  
1800.2120 Program Considerations  
1800.2130 Utilization of Confidential Sources  
1800.2140 Provision of Funds  
1800.2150 Operational Procedures  
1800.2160 Reporting and Evidence  
1800.2170 Cooperation with Local Law Enforcement Agencies

1800.EXHIBIT A Youth Participant Consent Form

1800.EXHIBIT B Underage Gambling Participant Acknowledgment

**AUTHORITY:** Implementing and authorized by Section 78(a)(3) of the Video Gaming Act [230 ILCS 40/78(a)(3)], which provides that the Illinois Gaming Board shall “adopt rules for the purpose of administering the provisions of this Act.”

**SOURCE:** Adopted by emergency rulemaking at 33 Ill. Reg. 14793, effective October 19, 2009, for a maximum of 150 days; adopted at 34 Ill. Reg. 2893, effective February 22, 2010; emergency amendment at 34 Ill. Reg. 8589, effective June 15, 2010, for a maximum of 150 days; emergency expired November 11, 2010; amended at 35 Ill. Reg. 1369, effective January 5, 2011; emergency amendment at 35 Ill. Reg. 13949, effective July 29, 2011, for a maximum of 150 days; emergency expired December 25, 2011; amended at 36 Ill. Reg. 840, effective January 6, 2012; amended by emergency rulemaking at 36 Ill. Reg. 4150, effective February 29, 2012, for a maximum of 150 days; amended at 36 Ill. Reg. 5455, effective March 21, 2012; amended at 36 Ill. Reg. 10029, effective June 28, 2012; emergency amendment at 36 Ill. Reg. 11492, effective July 6, 2012, for a maximum of 150 days; emergency expired December 2, 2012; emergency amendment at 36 Ill. Reg. 12895, effective July 24, 2012, for a maximum of 150 days; amended at 36 Ill. Reg. 13178, effective July 30, 2012; amended at 36 Ill. Reg. 15112, effective October 1, 2012; amended at 36 Ill. Reg. 17033, effective November 21, 2012; expedited correction at 39 Ill. Reg. 8183, effective November 21, 2012; amended at 36 Ill. Reg. 18550, effective December 14, 2012; amended at 37 Ill. Reg. 810, effective January 11, 2013; amended at 37 Ill. Reg. 4892, effective April 1, 2013; amended at 37 Ill. Reg. 7750, effective May 23, 2013; amended at 37 Ill. Reg. 18843, effective November 8, 2013; emergency amendment at 37 Ill. Reg. 19882, effective November 26, 2013, for a maximum of 150 days; emergency amendment suspended by the Joint Committee on Administrative Rules at 38 Ill. Reg. 3384, effective January 14, 2014; suspension withdrawn at 38 Ill. Reg. 5897; emergency repeal of emergency amendment at 38 Ill. Reg. 7337, effective March 12, 2014, for the remainder of the 150 days; amended at 38 Ill. Reg. 849, effective December 27, 2013; amended at 38 Ill. Reg. 14275, effective June 30, 2014; amended at 38 Ill. Reg. 19919, effective October 2, 2014; amended at 39 Ill. Reg. 5401, effective March 27, 2015; amended at 39 Ill. Reg. 5593, effective April 1, 2015; amended at 40 Ill. Reg. 2952,

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effective January 27, 2016; amended at 40 Ill. Reg. 8760, effective June 14, 2016; amended at 40 Ill. Reg. 12762, effective August 19, 2016; amended at 40 Ill. Reg. 15131, effective October 18, 2016; emergency amendment at 41 Ill. Reg. 2696, effective February 7, 2017, for a maximum of 150 days; amended at 41 Ill. Reg. 2939, effective February 24, 2017; amended at 41 Ill. Reg. 4499, effective April 14, 2017; amended at 41 Ill. Reg. 10300, effective July 13, 2017; amended at 42 Ill. Reg. 3126, effective February 2, 2018; amended at 42 Ill. Reg. 3735, effective February 6, 2018; emergency amendment at 43 Ill. Reg. 9261, effective August 13, 2019, for a maximum of 150 days; emergency amendment, except for the definition of "in-location bonus jackpot game" or "in-location progressive game" and the definition of "progressive jackpot" in Section 1800.110 and except for Section 1800.250(x), suspended at 43 Ill. Reg. 11061, effective September 18, 2019; amended at 44 Ill. Reg. 489, effective December 27, 2019; emergency amendment at 43 Ill. Reg. 9788, effective August 19, 2019, for a maximum of 150 days; amended at 44 Ill. Reg. 1961, effective December 31, 2019; emergency amendment at 43 Ill. Reg. 11688, effective September 26, 2019, for a maximum of 150 days; amended at 44 Ill. Reg. 3205, effective February 7, 2020; emergency amendment at 43 Ill. Reg. 13464, effective November 8, 2019, for a maximum of 150 days; emergency amendment suspended by the Joint Committee on Administrative Rules at 43 Ill. Reg. 13479, effective November 12, 2019; suspension withdrawn at 44 Ill. Reg. 3583; emergency amendment to emergency rule at 44 Ill. Reg. 3568, effective February 21, 2020, for the remainder of the 150 days; amended at 44 Ill. Reg. 10891, effective June 10, 2020; amended at 43 Ill. Reg. 14099, effective November 21, 2019; emergency amendment at 44 Ill. Reg. 10193, effective May 27, 2020, for a maximum of 150 days; amended at 44 Ill. Reg. 16454, effective September 25, 2020; emergency amendment at 44 Ill. Reg. 11104, effective June 15, 2020, for a maximum of 150 days; emergency expired November 11, 2020; amended at 44 Ill. Reg. 11134, effective June 22, 2020; emergency amendment at 44 Ill. Reg. 13463, effective July 28, 2020, for a maximum of 150 days; emergency expired December 24, 2020; amended at 45 Ill. Reg. 3424, effective March 8, 2021; amended at 45 Ill. Reg. 5375, effective April 12, 2021; amended at 45 Ill. Reg. 9971, effective July 20, 2021; emergency amendment at 45 Ill. Reg. 10074, effective July 26, 2021, for a maximum of 150 days; emergency expired December 22, 2021; amended at 46 Ill. Reg. 5530, effective March 16, 2022; amended at 46 Ill. Reg. 6916, effective April 25, 2022; amended at 46 Ill. Reg. 17107, effective September 28, 2022; amended at 46 Ill. Reg. 18049, effective October 31, 2022; amended at 46 Ill. Reg. 17107, effective September 28, 2022; amended at 46 Ill. Reg. 18049, effective October 31, 2022; amended at 47 Ill. Reg. 2682, effective February 10, 2023; amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

SUBPART Q: RESPONSIBLE GAMING

**Section 1800.1750 Problem Gambling Signage**

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- a) Each terminal operator shall provide to each licensed video gaming location at which it operates video gaming terminals signs to inform patrons how to obtain assistance with problem gambling.
- b) Each licensed video gaming location shall post and maintain the signs provided by the terminal operator.
- c) The signs must be conspicuously posted and visible at the entrance to any gaming area and from any ATM in the licensed location.
- d) The content must at minimum include text materially consistent with Department of Human Services rules for problem gambling signage (see 77 Ill. Adm. Code 2059.103) and the content must include instructions on accessing the Illinois Gaming Board Self-Exclusion Program (see Subpart G of 86 Ill. Adm. Code 3000).
- e) The content of the signs must be approved by the Administrator.

(Source: Added at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)