

CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

9-29-15

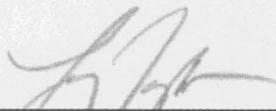
Date

Honorable Dan Patrick
President of the Senate

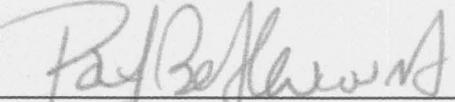
Honorable Joe Straus
Speaker of the House of Representatives

Sirs:

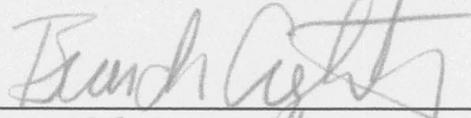
We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on SB 866 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.



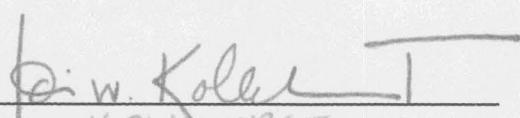
TAYLOR, L.



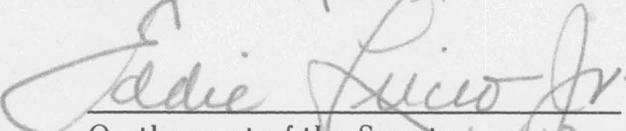
BENNETT

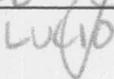


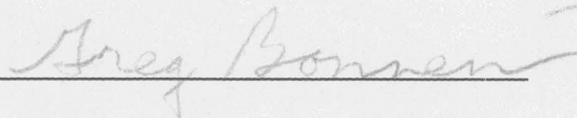
CREIGHTON

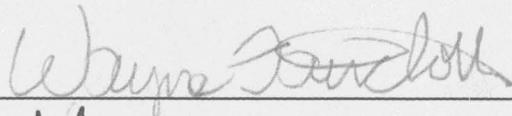


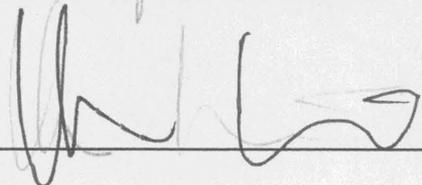
KOLKHORST

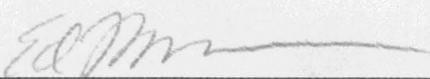


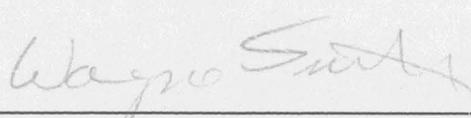
On the part of the Senate 











On the part of the House

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

3rd Printing

S.B. No. 866

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the regulation of amusement redemption machine game
3 rooms in certain counties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 234.131(2), Local Government Code, as
6 added by Chapter 1284 (H.B. 2123), Acts of the 83rd Legislature,
7 Regular Session, 2013, is amended to read as follows:

8 (2) "Game room" means a for-profit business located in
9 a building or place that contains six or more:

10 (A) amusement redemption machines; or

11 (B) electronic, electromechanical, or mechanical
12 contrivances that, for consideration, afford a player the
13 opportunity to obtain a prize or thing of value, the award of which
14 is determined solely or partially by chance, regardless of whether
15 the contrivance is designed, made, or adopted solely for bona fide
16 amusement purposes.

17 SECTION 2. Section 234.132, Local Government Code, as added
18 by Chapter 1284 (H.B. 2123), Acts of the 83rd Legislature, Regular
19 Session, 2013, is amended to read as follows:

20 Sec. 234.132. APPLICABILITY. This subchapter applies only
21 to:

22 (1) a county that has ~~[with]~~ a population of less than
23 25,000, ~~[that]~~ is adjacent to the Gulf of Mexico, and is within 50
24 miles of an international border;

1 (2) a county that has a population of four million or
2 more;

3 (3) a county that is adjacent to the Gulf of Mexico and
4 to a county that has a population of four million or more; and

5 (4) a county located on the Texas-Mexico border that
6 has a population of less than 300,000 and contains a municipality
7 with a population of 200,000 or more.

8 SECTION 3. Sections 234.136(a) and (b), Local Government
9 Code, as added by Chapter 1284 (H.B. 2123), Acts of the 83rd
10 Legislature, Regular Session, 2013, are amended to read as follows:

11 (a) A peace officer or county employee may inspect a
12 business in the county to determine the number of amusement
13 redemption machines or machines described by Section 234.131(2)(B)
14 subject to regulation under this subchapter that are located on the
15 premises of the business.

16 (b) A peace officer or county employee may inspect any
17 business in which six or more amusement redemption machines or
18 machines described by Section 234.131(2)(B) are located to
19 determine whether the business is in compliance with this
20 subchapter or regulations adopted under this subchapter.

21 SECTION 4. Subchapter E, Chapter 234, Local Government
22 Code, as added by Chapter 1377 (H.B. 1127), Acts of the 83rd
23 Legislature, Regular Session, 2013, is repealed.

24 SECTION 5. This Act takes effect September 1, 2015.

Senate Bill 866
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

No equivalent provision.

SECTION 1. Section 234.132, Local Government Code, as added by Chapter 1284 (H.B. 2123), Acts of the 83rd Legislature, Regular Session, 2013, is amended to read as follows:
Sec. 234.132. APPLICABILITY. This subchapter applies only to:
(1) a county that has [with] a population of less than 25,000, [that] is adjacent to the Gulf of Mexico, and is within 50 miles of an international border;
(2) a county that has a population of four million or more; and
(3) a county that has a population of more than 285,000, is adjacent to the Gulf of Mexico, and is adjacent to a county that has a population of four million or more.

HOUSE VERSION (IE)

No equivalent provision.

SECTION 1. Section 234.132, Local Government Code, as added by Chapter 1284 (H.B. 2123), Acts of the 83rd Legislature, Regular Session, 2013, is amended to read as follows:
Sec. 234.132. APPLICABILITY. This subchapter applies only to:
(1) a county that has [with] a population of less than 25,000, [that] is adjacent to the Gulf of Mexico, and is within 50 miles of an international border;
(2) a county that has a population of four million or more; [FA1(1)]
(3) a county that is adjacent to the Gulf of Mexico and to a county that has a population of four million or more; and
(4) a county located on the Texas-Mexico border that has a

CONFERENCE

SECTION 1. Section 234.131(2), Local Government Code, as added by Chapter 1284 (H.B. 2123), Acts of the 83rd Legislature, Regular Session, 2013, is amended to read as follows:

(2) "Game room" means a for-profit business located in a building or place that contains six or more:
(A) amusement redemption machines; or
(B) electronic, electromechanical, or mechanical contrivances that, for consideration, afford a player the opportunity to obtain a prize or thing of value, the award of which is determined solely or partially by chance, regardless of whether the contrivance is designed, made, or adopted solely for bona fide amusement purposes.

[The conference committee may have exceeded the limitations imposed on its jurisdiction, but only the presiding officer can make the final determination on this issue.]

SECTION 2. Same as House version.

Senate Bill 866
Conference Committee Report
Section-by-Section Analysis

SENATE VERSION

HOUSE VERSION (IE)

CONFERENCE

population of less than 300,000 and contains a municipality with a population of 200,000 or more. [FA1(2)]

No equivalent provision.

No equivalent provision.

SECTION 3. Sections 234.136(a) and (b), Local Government Code, as added by Chapter 1284 (H.B. 2123), Acts of the 83rd Legislature, Regular Session, 2013, are amended to read as follows:

(a) A peace officer or county employee may inspect a business in the county to determine the number of amusement redemption machines or machines described by Section 234.131(2)(B) subject to regulation under this subchapter that are located on the premises of the business.

(b) A peace officer or county employee may inspect any business in which six or more amusement redemption machines or machines described by Section 234.131(2)(B) are located to determine whether the business is in compliance with this subchapter or regulations adopted under this subchapter.

[The conference committee may have exceeded the limitations imposed on its jurisdiction, but only the presiding officer can make the final determination on this issue.]

SECTION 2. Subchapter E, Chapter 234, Local Government Code, as added by Chapter 1377 (H.B. 1127), Acts of the 83rd Legislature, Regular Session, 2013, is repealed.

SECTION 2. Same as Senate version.

SECTION 4. Same as Senate version.

SECTION 3. This Act takes effect September 1, 2015.

SECTION 3. Same as Senate version.

SECTION 5. Same as Senate version.

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 29, 2015

TO: Honorable Dan Patrick, Lieutenant Governor, Senate
Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB866 by Taylor, Larry (Relating to the regulation of amusement redemption machine game rooms in certain counties.), **Conference Committee Report**

<p>No fiscal implication to the State is anticipated.</p>
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Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies:

LBB Staff: UP, CL, SD, EK, KVe

**Certification of Compliance with
Rule 13, Section 6(b), House Rules of Procedure**

Rule 13, Section 6(b), House Rules of Procedure, requires a copy of a conference committee report signed by a majority of each committee of the conference to be furnished to each member of the committee in person or, if unable to deliver in person, by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Rule 13, Section 10(a). The paper copies of the report submitted to the chief clerk under Rule 13, Section 10(b), must contain a certificate that the requirement of Rule 13, Section 6(b), has been satisfied, and that certificate must be attached to the copy of the report furnished to each member under Rule 13, Section 10(d). Failure to comply with this requirement is not a sustainable point of order under Rule 13.

I certify that a copy of the conference committee report on SB 866 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Rule 13, Section 10(b), House Rules of Procedure.

Greg Bonner
(name)

5-29-15
(date)