

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H3/11/99

A Bill

Act 1231 of 1999
HOUSE BILL 2105

5 By: Representatives French, J. Jeffress, Broadway, Vess, Teague, Hathorn, Biggs, G. Jeffress, Hausam,
6 Haak, Womack, Wood, M. Steele, *Milum, Milligan, Eason, Morris, Bond, Cook, Gullett, Elliott,*
7 *Magnus, Files, Bledsoe, L. Thomas, Agee, Hickinbotham, T. Thomas, Prater, House, Hunt, Bevis,*
8 *Bennett, Cleveland, Willis, Pappas, Bush, Duggar, Parks, Horn, Creekmore, Gillespie, Wilkinson,*
9 *Minton, Green*
10 By: Senator Mahony
11
12

For An Act To Be Entitled

13 "AN ACT TO AMEND VARIOUS SECTIONS OF THE ARKANSAS CODE
14 REGARDING AMUSEMENT DEVICES; AND FOR OTHER PURPOSES. "
15
16

Subtitle

17 "TO AMEND VARIOUS SECTIONS OF THE
18 ARKANSAS CODE REGARDING AMUSEMENT
19 DEVICES. "
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code 26-57-402 is amended to read as follows:

26 "26-57-402. Definitions.

27 As used in this subchapter, unless the context otherwise requires:

28 (1) 'Amusement devices' means any machine, device, or apparatus which
29 provides amusement, diversion, or entertainment which is coin-operated and
30 includes, but is not limited to, such games as radio rifles, miniature
31 football, golf, baseball, hockey, bumper pool, tennis, shooting galleries,
32 pool tables, bowling, shuffleboard, pinball tables, marble tables, music
33 vending phonographs, jukeboxes, cranes, video games, claw machines, bowling
34 machines, ~~console~~ countertop machines, ~~pusher machines~~, novelty arcade
35 machines, other similar musical devices for entertainment, and other miniature
36 games, whether or not such machines show a score, and which is not otherwise

1 excluded in this subchapter;

2 (2)(A) 'Any money or property', or 'other articles', or 'other valuable
3 things', or 'any representative of anything that is esteemed of value', as
4 used in the antigambling statutes, § 5-66-101 et seq., shall not be expanded
5 to include:

6 (i) A free amusement feature such as the privilege of
7 playing additional free games if a certain score is made on a pinball table or
8 on any other amusement game described in this section; or

9 (ii) To ~~noncash prizes~~, toys, novelties, or
10 representations of value redeemable for those items which are won by the
11 player of a bona fide amusement game or device which rewards players
12 exclusively with merchandise limited to ~~such noncash prizes~~, toys, novelties,
13 or representations of value redeemable for those items, which have a wholesale
14 value of not more than ten (10) times the cost charged to play the game or
15 device once, or five dollars (\$5.00), whichever is less.

16 (B) In the event of accumulation of redeemable
17 representations of value by any player, no ~~noncash prize toy or novelty~~ having
18 a wholesale value of more than ~~fifty twelve dollars and fifty cents (\$50.00)~~
19 (\$12.50) may be given or awarded by any amusement machine operator or redeemed
20 by any player; Said toys and novelties shall be displayed in a single area on
21 each premises. Furthermore, each operator shall maintain records validating
22 the wholesale value of said toys and novelties. Said toys and novelties shall
23 be located solely on the premises where the game is played.

24 (3) 'Coin-operated' means any machine, device, or apparatus which
25 is operated by placing through a slot, or any kind of opening or container,
26 any coin, slug, token, or other object or article necessary to be inserted
27 before the machine operates or functions, but does not include any machine or
28 device which is classified by the United States government as requiring a
29 federal gaming stamp under applicable provisions of the Internal Revenue Code;

30 (4) 'Novelty' means an article of trade whose value is chiefly
31 decorative, comic, or the like, and whose appeal is often transitory.

32 ~~(4)~~(5) 'Person' means and includes any individual, firm,
33 association, company, partnership, limited liability company, corporation,
34 joint-stock company, club, agency, syndicate, the State of Arkansas, county,
35 municipal corporation or other political subdivision of this state, receiver,
36 trustee, fiduciary, or trade association.

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