

2011-2012 # 89

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FINAL

Be it Enacted by the People of the State of Colorado:

APR 06 2012 S.WARD

ELECTIONS/LICENSING 2:30 P.M.
SECRETARY OF STATE

In the constitution of the state of Colorado, **add** section 16 to Article XVIII as follows:

SECTION 16. VOTER APPROVAL OF PRIVATE BENEFITS FROM VIDEO LOTTERY TERMINALS.

(1) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, AFTER NOVEMBER 6, 2012, ALL NET MACHINE INCOME GENERATED BY VIDEO LOTTERY TERMINALS SHALL BE PAID TO THE GOVERNMENTAL RECIPIENTS OF LOTTERY REVENUES, AS PROVIDED BY LAW, REGARDLESS OF WHEN VIDEO LOTTERY TERMINALS WERE OR WILL BE INSTALLED FOR USE.

(2) ANY PRIVATE PARTY WHO OPERATES VIDEO LOTTERY TERMINALS MAY REDUCE THE AMOUNTS PAID TO THE STATE FOR THE BENEFIT OF LOTTERY REVENUE RECIPIENTS ONLY IF EXPRESSLY AUTHORIZED TO DO SO BY STATEWIDE ELECTORS, THE BALLOT TITLE OF WHICH SHALL STATE BOTH THE PERCENTAGE AND THE FIRST YEAR'S PROJECTED DOLLAR AMOUNT OF NET MACHINE INCOME TO BE RETAINED FOR THE BENEFIT OF THE PRIVATE PARTY. SUCH APPROVAL MAY ONLY BE GRANTED AT A GENERAL ELECTION HELD DURING AN EVEN-NUMBERED YEAR.

(3) AS USED IN THIS SECTION:

(a) "NET MACHINE INCOME" MEANS THE TOTAL AMOUNT OF MONEY BET BY VIDEO LOTTERY TERMINAL PLAYERS MINUS THE TOTAL AMOUNT OF MONEY PAID OUT TO WINNERS AND THE VALUE OF REDEEMABLE GAMES.

(b) "VIDEO LOTTERY TERMINAL" MEANS A FORM OF SLOT MACHINE THAT IS OPERATED BY OR FOR THE STATE LOTTERY AND INCLUDES BUT IS NOT LIMITED TO "ELECTRONIC KENO," "INSTANT RACING," OR ANY SIMILAR DEVICE THAT REQUIRES INSERTION OF ANY FORM OF CONSIDERATION INTO A MECHANICAL OR ELECTRONIC DEVICE, IN RETURN FOR WHICH, BASED UPON CHANCE, A PLAYER MAY WIN A PRIZE THAT HAS VALUE, INCLUDING MONEY.

(4) THIS SECTION SHALL NOT IMPOSE ADDITIONAL VOTER APPROVAL REQUIREMENTS ON SLOT MACHINES USED IN LIMITED GAMING TO THE EXTENT THEIR USE HAS BEEN APPROVED BY ELECTORS PURSUANT TO SECTION 9 OF THIS ARTICLE OR IN GAMING LOCATED UPON INDIAN RESERVATIONS AS APPROVED PURSUANT TO FEDERAL LAW.