

Village of Sherman

401 St. John Drive • Sherman, IL 62684

217.496.2621 • fax 217.496.3420

www.shermanil.org



VIDEO GAMING TERMINAL OPERATOR PERMIT APPLICATION

WARNING
READ THIS FIRST

You must read carefully every statement made herein. If any positive assertion made in this form does not conform with the facts, then you are not qualified for a permit. Be sure that all information supplied herein by you is accurate. The person making the affidavit appended will subject themselves to a possible conviction for perjury in case any statement made in this application is false. If any space herein is inadequate, supply the necessary information on an attached separate sheet or sheets, identifying the information by number with the pertinent respective number or numbers in the form and inserting in such space or spaces the following: "See Sheet Attached". There is a \$500 permit fee per each video gaming terminal that must be paid at the time of application. If the permit is not issued, the permit fee will be refunded.

TO THE VILLAGE OF SHERMAN:

The undersigned applicant hereby applies for a Terminal Operator's Permit, under the applicable ordinance provisions of said Village, to register video gaming terminals for use within the Village for the period ending and for the premises located and described as herein set forth, and hereby respectfully represents, agrees to be bound by, and states the following:

I. BACKGROUND INFORMATION

Applicant's full name (first, middle, last) is: _____

Social Security Number: _____

Date of Birth: _____

Current Home Address: _____

Current Home Phone Number: (____) _____

Current Work Address: _____

Current Work Phone Number: (____) _____

The specific name of the business(es) where the video gaming terminals are sought to be used:

The number of video gaming terminals to be registered for use by the applicant within the Village is _____.

Attach a list of the registration or serial numbers of each video gaming terminal sought to be registered for use within the Village.

The type or character of the business of the applicant can be described as:

Illinois Retailers Occupation Tax Number: _____

The permit applied for is for the period ending June 30, _____.

If not an individual person, the applicant is:

_____ Partnership _____ Corporation _____ Club

_____ Other, explain: _____

If a corporation, complete the attached Report of Corporation Information and provide the following:

Date of incorporation: _____ State: _____

If incorporated in other State, date certified in Illinois: _____

If a partnership, list information for each partner's name, phone number, date of birth and address as follows:

<u>Name</u>	<u>Title</u>	<u>Phone No.</u>	<u>Date of Birth</u>	<u>Address</u>
-------------	--------------	------------------	----------------------	----------------

1. _____

2. _____

3. _____

4. _____

II. VIDEO GAMING INFORMATION

Is the applicant licensed as a terminal operator under the Video Gaming Act? If yes, attach a copy of the license. Yes _____ No _____

The proposed distributor of the video gaming terminals, if any, is: _____

The proposed establishment permit holder(s) where the video gaming machines will be located:

Have you ever had an application or license with the Illinois Gaming Board approved or denied before?

Answer: Yes _____ No _____ N/A _____.

If your answer is "yes" or "no", explain the application, action taken thereon and give the reason or reasons therefore:

Have you ever had a previous gambling license or permit revoked, suspended, or terminated by any state or subdivision thereof or by the Federal Government?

Answer: Yes _____ No _____ N/A _____.

If your answer is "yes", give the reason or reasons therefore: _____

Have you ever been convicted of a past gambling or related offense?

Answer: Yes _____ No _____.

If your answer is "yes", provide details on the offense: _____

Do you know of any other reason that might disqualify you for said permit?

If so, explain: _____

Are you eligible to obtain a liquor license by the Village? Yes _____ No _____

Have you reviewed and signed the Section 45 Certification attached to this application?
Yes _____ No _____. Note that failure to meet the eligibility requirements to obtain a license from the Illinois Video Gaming Board and certify same will mandate denial of your application.

Applicant agrees it will not violate any of the laws of the State of Illinois or of the United States, or any Ordinance of said Village in the conduct of the aforesaid place of business.

Applicant further states and agrees that it is voluntarily submitting this application and is paying any and all fees associated with the application, including any permit or registration fees, willingly and not under protest. Applicant acknowledges the Village's home-rule authority to impose the fees associated with this application and video gaming within the Village and agrees not to challenge, whether in a lawsuit or otherwise, said fees. In consideration of issuance of the permit, the applicant agrees to indemnify and hold the Village harmless against any unsuccessful claim made by applicant, where applicant is not the prevailing party, regarding its regulations on video gaming or fees associated with same and shall reimburse the Village's attorney fees associated with said unsuccessful claim.

UNDER PENALTIES AS PROVIDED BY LAW PURSUANT TO SECTION 1-109 OF THE CODE OF CIVIL PROCEDURE, I DO HEREBY CERTIFY THAT THE FOREGOING STATEMENTS ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.

Dated this _____ day of _____, _____.

_____ Title: _____

(Print Name)

_____ Title: _____

(Print Name)

SECTION 45 CERTIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that he/she is entitled to issuance of a license under the standards set forth in the Illinois Video Gaming Act, specifically Section 45, as identified below, and that the statements set forth therein are true and correct as applicable to the applicant, and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Dated this _____ day of _____, _____.

Signature: _____

Print Name: _____

230 ILCS 40/45 Issuance of license (Illinois Video Gaming Act)

(a) The burden is upon each applicant to demonstrate his suitability for licensure. Each video gaming terminal manufacturer, distributor, supplier, operator, handler, licensed establishment, licensed truck stop establishment, licensed fraternal establishment, and licensed veterans establishment shall be licensed by the Board. The Board may issue or deny a license under this Act to any person pursuant to the same criteria set forth in Section 9 of the Riverboat Gambling Act.

(a-5) The Board shall not grant a license to a person who has facilitated, enabled, or participated in the use of coin-operated devices for gambling purposes or who is under the significant influence or control of such a person. For the purposes of this Act, "facilitated, enabled, or participated in the use of coin-operated amusement devices for gambling purposes" means that the person has been convicted of any violation of Article 28 of the Criminal Code of 1961. If there is pending legal action against a person for any such violation, then the Board shall delay the licensure of that person until the legal action is resolved.

(b) Each person seeking and possessing a license as a video gaming terminal manufacturer, distributor, supplier, operator, handler, licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment shall submit to a background investigation conducted by the Board with the assistance of the State Police or other law enforcement. The background investigation shall include each beneficiary of a trust, each partner of a partnership, and each director and officer and all stockholders of 5% or more in a parent or subsidiary corporation of a video gaming terminal manufacturer, distributor, supplier, operator, or licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment.

(c) Each person seeking and possessing a license as a video gaming terminal manufacturer, distributor, supplier, operator, handler, licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment shall disclose the identity of every person, association, trust, corporation, or limited liability company having a greater than 1% direct or indirect pecuniary interest in the video gaming terminal operation for which the license is sought. If the disclosed entity is a trust, the application shall disclose the names and addresses of the beneficiaries; if a corporation, the names and addresses of all stockholders and directors; if a limited liability company, the names and addresses of all members; or if a partnership, the names and addresses of all partners, both general and limited.

(d) No person may be licensed as a video gaming terminal manufacturer, distributor, supplier, operator, handler, licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment if that person has been found by the Board to:

- (1)** Have a background, including a criminal record, reputation, habits, social or business associations, or prior activities that pose a threat to the public interests of the State or to the security and integrity of video gaming;
- (2)** Create or enhance the dangers of unsuitable, unfair, or illegal practices, methods, and activities in the conduct of video gaming; or
- (3)** Present questionable business practices and financial arrangements incidental to the conduct of video gaming activities.

(e) Any applicant for any license under this Act has the burden of proving his or her qualifications to the satisfaction of the Board. The Board may adopt rules to establish additional qualifications and requirements to preserve the integrity and security of video gaming in this State.

(f) A non-refundable application fee shall be paid at the time an application for a license is filed with the Board in the following amounts:

- (1) Manufacturer.....\$5,000
- (2) Distributor.....\$5,000
- (3) Terminal operator.....\$5,000
- (4) Supplier.....\$2,500
- (5) Technician.....\$.100
- (6) Terminal Handler.....\$.50

(g) The Board shall establish an annual fee for each license not to exceed the following:

- (1) Manufacturer.....\$10,000
- (2) Distributor.....\$10,000
- (3) Terminal operator.....\$.5,000
- (4) Supplier.....\$.2,000
- (5) Technician.....\$.100
- (6) Licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment.....\$100
- (7) Video gaming terminal.....\$100
- (8) Terminal Handler.....\$.50

(Source: P.A. 96-34, eff. 7-13-09; 96-37, eff. 7-13-09; 96-38, eff. 7-13-09; 96-1000, eff. 7-2-10; 96-1410, eff. 7-30-10.)

Village of Sherman

401 St. John Drive • Sherman, IL 62684
217.496.2621 • fax 217.496.3420
www.shermanil.org

VIDEO GAMING TERMINAL OPERATOR PERMIT APPLICATION

INVOICE

- A. Application Fee: \$0.00
B. Per Terminal Fee: \$500.00
C. Number of Terminals: _____

A + B x C = Fee to be paid annually.

Fee Per Terminal		
# Terminals	Cost Per Terminal	Total
1	\$500.00	\$500.00
2	\$500.00	\$1,000.00
3	\$500.00	\$1,500.00
4	\$500.00	\$2,000.00
5	\$500.00	\$2,500.00

Total Paid: \$ _____
 Cash Check Number: _____

Terminal Operator Paying Fee: _____

Print Name of Person Making Payment: _____

Signature of Person Making Payment: _____

Date: _____

Print Name Official Receiving Payment: _____

Signature of Person Receiving Payment: _____

Date: _____

NOTE: Make copy of original and provide to person making payment.

NOTE: Use one invoice per establishment.