

SUBSTITUTE BILL 11116

ORDINANCE 10935

AN ORDINANCE AMENDING CHAPTER 17 OF THE KIRKWOOD CODE OF ORDINANCES BY ADDING A NEW ARTICLE XVII FOR THE PURPOSE OF BANNING ENTERTAINMENT DEVICES OFFERING MONETARY PRIZES.

WHEREAS, the City Council finds that unregulated entertainment devices offering monetary prizes to players are proliferating within the City;

WHEREAS, the City Council finds that such devices can result in detrimental impacts to the players of such devices, including financial hardships;

WHEREAS, the City Council finds that such devices such devices may contribute to deceptive or exploitative business practices and adversely affect the economic welfare of the community;

WHEREAS, the City Council finds that such devices can result in detrimental impacts to the neighborhoods in which they are located;

WHEREAS, the City Council finds that the regulation of entertainment devices offered to the public for commercial use is a proper exercise of the city's police power to protect the public welfare; and

WHEREAS, City Council finds that the regulation of entertainment devices that offer monetary prizes is necessary for the protection of the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF KIRKWOOD, MISSOURI, AS FOLLOWS:

SECTION 1: Chapter 17 of the Kirkwood Code of Ordinances is hereby amended to add a new Article XVII, Monetary Prizes, as follows:

Sec. 17-270 – Monetary Prizes

- A. No person shall maintain or offer for use, or allow another person to maintain or offer for use, any entertainment device that offers a monetary prize to any person regardless of the frequency with which a monetary prize is conferred or the odds of any individual user realizing a monetary prize.
- B. For purposes of this section, the term “entertainment device” shall mean any device which operates for the entertainment or amusement of the operator, whether or not manipulated by the operator. The term “entertainment device” includes, but is not limited to, any video game or electronic game, regardless of the rules of play. The term “entertainment device” does not include any gambling device which is prohibited by state law or any device which is necessary to participate in any activity which is authorized by RSMo ch. 313.

C. For purposes of this section, the term “monetary prize” means any prize in the form of cash, check, bank transfer, negotiable instrument, store credit, gift card or any ticket or other item that is redeemable for cash, check, bank transfer, negotiable instrument, store credit or gift card.

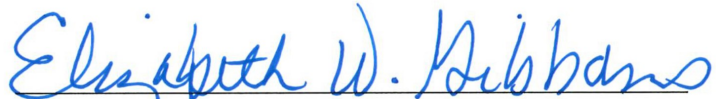
Sec. 17-271 – Penalties and Enforcement

1. A violation of this Article shall be subject to the penalties prescribed in section 1-8 of the City of Kirkwood Code of Ordinances.
2. Each entertainment device maintained or offered for use in violation of this Article shall constitute a separate offense.
3. In addition to any penalties authorized by this section, the city may institute a civil action in a court of competent jurisdiction for relief at law or in equity, including injunctive relief to prevent, restrain, or abate any violation of this Article.

SECTION 2. If any provision of this ordinance or its application to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of the ordinance which can be given effect without the invalid provision or application.

SECTION 3. This ordinance shall be in full force and effect from and after passage; provided, however, that for persons who currently maintain or offer for use, or allow another person to maintain or offer for use, any entertainment device regulated hereby, this ordinance will become effective and enforceable commencing ninety days from the date of its passage.

PASSED AND APPROVED THIS 22ND DAY OF JANUARY 2026.


Mayor, City of Kirkwood

ATTEST:



City Clerk

1st Reading: January 8, 2026

2nd Reading: January 22, 2026

Legislation Request

Ordinance

Place On The Agenda Of: 1/8/2026

Step #1:

Strategic Plan Select... Goal # & Title

Background To Issue:

The City Council finds that unregulated entertainment devices offering monetary prizes to players are proliferating within the City and finds that such devices can result in detrimental impacts to the players of such devices, including financial hardships, and finds that such devices such devices may contribute to deceptive or exploitative business practices and adversely affect the economic welfare of the community, and find that the regulation of entertainment devices that offer monetary prizes is necessary for the protection of the public health, safety, and welfare.

Recommendations and Action Requested:

Amend the Kirkwood Code of Ordinances, Chapter 17, by adding a new Article XVII for the purpose of banning entertainment devices offering monetary prizes.

Alternatives Available:

Does this project have a public information component? Yes No

Cost: \$0.00

Account #: 0000000000000000

Project #:

If YES, Budgeted Amount: \$0.00

If NO, or if insufficient funding (Complete Step #3).

Department Head Comments:

Budgeted: YES

BY: Laurie Asche

Date: 12/31/2025

Authenticated: Aschelb

You can attach up to 3 files along with this request.

 File Attachment

 File Attachment

 File Attachment

Step #2: If request involves approval of bids, contracts, proposals, purchases, etc. **(Must have Purchasing Director's approval).**

Select...

Purchasing Director's Comments:

BY: Select...

Date:

Authenticated:

You can attach up to 3 files along with this request.

 File Attachment

 File Attachment

 File Attachment

Step #3: If budgetary approval is required (**Must have Finance Department's approval**).

Select...

From Account # or Fund Name:

To Account # or Fund Name:

Finance Director's Comments:

BY: Select...

Date:

Authenticated:

Step #4: All Requests Require Chief Administrative Officer Approval for Placement on Meeting Agenda.

Approve

Disapprove

Chief Administrative Officer's Comments:

BY:



Date:

1/21/2026