

STATE OF TEXAS                   §  
                                                  §  
COUNTY OF GALVESTON       §

**COMMISSIONERS COURT ORDER REPEALING GAME ROOM REGULATIONS**

WHEREAS, the County of Galveston, Texas adopted Game Room Regulations on December 21, 2018 and adopted revised regulations on March 21, 2022; and

WHEREAS, Texas Local Government Code § 234.133 gives the Commissioners Court the authority to regulate the operation of game rooms; and

WHEREAS, *City of Fort Worth v. Rylie*, 649 S.W.3d 246 (Tex. App.–Fort Worth 2022, pet. denied) held that the exception to the definition of a Gambling Device in Texas Penal Code § 47.01(4)(B) is unconstitutional; and

WHEREAS, the lawful regulation of game rooms under § 234.133 operates completely within the exception held unconstitutional in *Rylie*; and

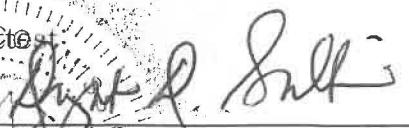
WHEREAS, there is, therefore, no constitutional statutory grounds for the County to lawfully permit the operation of game rooms.

BE IT THEREFORE ORDERED BY THE COMMISSIONERS COURT OF GALVESTON COUNTY:

1. That the Galveston County Game Room Regulations adopted on December 21, 2018 and amended March 21, 2022 are hereby REPEALED.
2. That the operation of any “game room” as defined in Texas Local Government Code § 234.131 which the County has the authority to regulate under § 234.133 is hereby PROHIBITED.
3. A violation of this order is punishable as authorized by Texas Local Government Code § 234.138 as a Class A misdemeanor.

SO ORDERED, this 22nd day of June, 2026.

  
Mark Henry, County Judge

  
Dwight D. Sullivan, County Clerk

June 22, 2026

Date

