



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5186

by Rep. Tim Butler

SYNOPSIS AS INTRODUCED:

See Index

Creates the Sports Wagering Act. Provides that the Act becomes operative when the federal Professional and Amateur Sports Protection Act is repealed by the United States Congress or overturned by the United States Supreme Court, whichever is earlier. Authorizes sports wagering in the State by organization licensees under the Illinois Horse Racing Act of 1975. Creates the Division of Sports Wagering within the Illinois Gaming Board to issue licenses under the Act. Provides for application and eligibility for sports wagering licensure. Provides license requirements for sports wagering licenses. Requires a sports wagering licensee to establish systems to verify that an authorized wagerer is 21 years of age or older. Provides persons not authorized to place sports wagers. Requires the Division to develop responsible gaming measures, including a statewide responsible gaming database. Creates the Responsible Sports Wagering Advisory Board to make recommendations to the Executive Director of the Division regarding the development of rules and procedures to reduce and prevent problem or compulsive gambling and youth gambling and to ensure the conduct of safe, fair, and responsible sports wagering. Contains provisions concerning tax and purse distributions. Provides that the Act repeals on January 1 of the 11th year following the year in which a sports wagering licensee begins sports wagering activity under the Act. Makes conforming changes in the Illinois Administrative Procedure Act, the Freedom of Information Act, the Illinois Horse Racing Act of 1975, and the Criminal Code of 2012.

LRB100 17226 SMS 32385 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning gaming.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the Sports
5 Wagering Act.

6 Section 5. Legislative intent. The General Assembly finds
7 and declares that:

8 (1) It has been estimated that the illegal sports
9 wagering market in the United States is \$400,000,000,000
10 annually. At present, the State of Illinois is roughly 4%
11 of the United States' population. Thus, Illinois citizens
12 could be illegally wagering as much as \$16,000,000,000 each
13 year on sports or \$1,250 each year for every person in
14 Illinois. Moreover, these wagers are being placed with no
15 protections for the citizens of Illinois. It is imperative
16 that the legalization of sports wagering in Illinois
17 encompass consumer protections to make certain that no
18 person under the age of 21 is allowed to place a sports
19 wager; that sports wagering is prohibited for youth
20 sporting events and limited to professional and collegiate
21 sporting events and athletic competitions; that any person
22 who cannot control his or her sports wagering activity on
23 his or her own can seek help for his or her addiction and

1 have the ability to exclude himself or herself from sports
2 wagering activity or set limits on his or her sports
3 wagering activity and that moneys be provided to State
4 agencies that can provide that help; and that all wagering
5 locations have their sports wagering systems tested by a
6 reputable testing company approved by the Illinois Gaming
7 Board.

8 (2) The horse racing industry has lost more than 20,000
9 jobs since 1996, when more than 30,000 Illinoisans worked
10 in the industry as trainers, jockeys, drivers, grooms, hot
11 walkers, agents, veterinarians, blacksmiths, and workers
12 at Illinois breeding farms. Illinois lost these jobs
13 because 23 other states passed laws that supplement the
14 purse structures in their states while Illinois has not.
15 Because of the unequal purse structure of racing, horse
16 racing jobs have left the State and gone to states with a
17 higher purse structure. Horse racing is an agribusiness and
18 the loss of jobs in Illinois is directly related to the
19 rapid decline of the racehorse breeding industry in the
20 State. In 1996, over 3,000 registered racehorse foals were
21 born and there were 425 registered stallions. In 2010,
22 there were only about 1,200 registered racehorse foals born
23 that year and 185 stallions. In 2017, only 400 foals were
24 produced from just 90 stallions. As the jobs and the
25 agricultural impact left, so did the ability for industry
26 workers to find work in Illinois. Racing dates or racing

1 opportunities are the way horsemen get paid. The more race
2 dates, the more races, the greater earning potential. In
3 1996, there were 6 different race tracks racing a total of
4 963 days in a year. In 2010, there were 5 different race
5 tracks, racing a total of 493 days in a year. In 2017,
6 there were only 3 different race tracks that raced a total
7 of 251 days. This legislation is intended to provide horse
8 racing with the help it needs to return the jobs that have
9 left, reinvigorate the breeding farms to produce more
10 Illinois horses, and provide a suitable amount of racing
11 opportunities so Illinois industry workers can make a
12 decent living in Illinois. To accomplish these goals, this
13 bill would authorize sports wagering but limit it to
14 inter-track wagering licensees and inter-track wagering
15 location licensees for a period of 10 years, when the law
16 will repeal. After 10 years, the General Assembly can
17 decide to continue helping the horse racing industry by
18 removing the repeal or open sports wagering to the State's
19 other gambling licensees.

20 Section 10. Operative date. This Act becomes operative when
21 the federal Professional and Amateur Sports Protection Act is
22 repealed by the United States Congress or when the United
23 States Supreme Court determines that Congress may not prohibit
24 states from authorizing sports wagering, whichever is earlier.

1 Section 15. Definitions. As used in this Act:

2 "Adjusted gross receipts" means the total dollar amount of
3 cash or cash equivalents received from the conduct of sports
4 wagering minus the total of:

5 (1) cash or cash equivalents paid to winning wagerers
6 as a result of sports wagering; and

7 (2) the actual cost paid by a sports wagering licensee
8 for non-cash prizes awarded to wagerers as a result of
9 sports wagering.

10 "Authorized wagerer" means an individual who is not a
11 minor.

12 "Board" means the Illinois Gaming Board.

13 "Division" means the Division of Sports Wagering within
14 the Illinois Gaming Board.

15 "Minor" means a person under 21 years of age.

16 "Outstanding tickets" means winning wagers placed at a
17 sports wagering facility that have not been presented for
18 payment.

19 "Sporting event" means a professional or collegiate sports
20 or athletic event. "Sporting event" does not include horse
21 racing conducted under the Illinois Horse Racing Act of 1975.

22 "Sports wagering" means to wagering conducted on sporting
23 events.

24 "Sports wagering facility" means a physical location owned
25 or operated by a sports wagering licensee where sports wagering
26 is conducted.

1 "Sports wagering licensee" means an organization licensee
2 licensed under the Illinois Horse Racing Act of 1975 eligible
3 for a sports wagering license under Section 35 of this Act.

4 Section 20. Sports wagering authorized.

5 (a) Sports wagering in Illinois is hereby authorized in
6 accordance with the provisions of this Act.

7 (b) This Act does not apply to the pari-mutuel system of
8 wagering used or intended to be used in connection with the
9 horse-race meetings as authorized under the Illinois Horse
10 Racing Act of 1975, lottery games authorized under the Illinois
11 Lottery Law, riverboat gambling authorized under the Riverboat
12 Gambling Act, video gaming authorized under the Video Gaming
13 Act, bingo authorized under the Bingo License and Tax Act,
14 charitable games authorized under the Charitable Games Act, or
15 pull tabs and jar games conducted under the Illinois Pull Tabs
16 and Jar Games Act.

17 (c) Sports wagering may be conducted in Illinois at
18 locations owned or operated by sports wagering licensees and
19 approved by the Board.

20 Section 25. Sports wagering limited; repeal.

21 (a) Sports wagering is limited to entities awarded
22 organization licenses, inter-track wagering licenses, and
23 inter-track wagering location licenses by the Illinois Racing
24 Board pursuant to the Illinois Horse Racing Act of 1975.

1 (b) This Act repeals to allow the General Assembly to
2 revisit the impact of sports wagering on the citizens of
3 Illinois, the impact on the horse racing industry, and to
4 determine if sports wagering should be opened to other gambling
5 licensees in the State.

6 Section 30. Division of Sports Wagering. The Division of
7 Sports Wagering is established within the Board and shall have
8 all of the powers and duties specified in this Act and all
9 other powers necessary and proper to enable it to fully and
10 effectively execute the provisions of this Act for the purpose
11 of administering, regulating, and enforcing the system of
12 sports wagering established by this Act. The Division's
13 jurisdiction shall extend under this Act to every person,
14 corporation, partnership, or other entity involved in sports
15 wagering operations. To the extent consistent with the
16 provisions of this Act, the Division shall be subject to and
17 governed by the laws and rules applicable to the Board. The
18 Division shall be funded with moneys appropriated to the Board.

19 Section 35. Application and eligibility for licensure.

20 (a) The Division is authorized to issue sports wagering
21 licenses to persons, firms, partnerships, or corporations that
22 apply for such licensure upon a determination by the Division
23 that the applicant is eligible for a sports wagering license
24 under this Act and rules adopted by the Division.

1 (b) A qualified applicant may apply to the Division for a
2 sports wagering license to offer wagering on sports as provided
3 in this Act. The application shall be made on forms provided by
4 the Division and shall contain such information as the Division
5 prescribes, including, but not limited to, detailed
6 information regarding the ownership and management of the
7 applicant, detailed personal information regarding the
8 applicant, financial information regarding the applicant, and
9 the wagering history and experience of the applicant in the
10 United States and other jurisdictions.

11 (c) Each application shall be accompanied by a
12 non-refundable application fee of \$250,000.

13 (d) An application shall be filed and considered in
14 accordance with the rules of the Division. An incomplete
15 application shall be cause for denial of a license by the
16 Division.

17 (e) A person, association, corporation, partnership, or
18 entity commits a Class B misdemeanor for the first violation
19 and commits a Class A misdemeanor for a second or subsequent
20 violation if the person, association, corporation,
21 partnership, or entity: (i) knowingly makes a materially false
22 statement to obtain a sports wagering license; (ii) knowingly
23 advertises within the State of Illinois a game, product, or
24 feature that is not authorized by the license; or (iii)
25 violates any provision of this Act or any rule adopted under
26 this Act. In the case of an association, corporation,

1 partnership, or entity, imprisonment may be imposed upon its
2 officers who knowingly participated in the violation.

3 (f) Notwithstanding any other law to the contrary, an
4 assignment or transfer of an interest in a sports wagering
5 license or a greater than 10% interest, direct or indirect, in
6 an entity holding a sport wagering license is subject to the
7 written approval by the Division. Approved transferees are
8 subject to a \$250,000 non-refundable application fee.

9 (g) Eligibility for application for a sports wagering
10 license is limited to a person or entity that holds a valid and
11 unrevoked organization license issued pursuant to the Illinois
12 Horse Racing Act of 1975, but only if the organization licensee
13 conducted more than 30 days of live racing in calendar year
14 2017, except that 2 additional sports wagering licenses may be
15 issued to entities awarded organization licenses by the
16 Illinois Racing Board in or after 2018 that exclusively conduct
17 standardbred racing.

18 (h) A license fee of \$5,000,000 shall be paid to the
19 Division by a sports wagering licensee at the time of issuance
20 of the license. All application and license fees shall be
21 deposited into the State Gaming Fund. The license fee imposed
22 by this Section shall constitute an advance payment of sports
23 wagering taxes owed by the sports wagering licensee.

24 Section 40. License requirements for sports wagering
25 licenses.

1 (a) No sports wagering license may be awarded to any entity
2 that is eligible for a sports wagering license because of an
3 organization license awarded by the Illinois Racing Board,
4 unless the entity meets the following conditions:

5 (1) The entity must hold a valid organization license
6 awarded by the Illinois Racing Board for the term of the
7 sports wagering license.

8 (2) The entity must hold a valid inter-track wagering
9 license awarded by the Illinois Racing Board for the term
10 of the sports wagering license.

11 (3) The entity must hold valid inter-track wagering
12 location licenses awarded by the Illinois Racing Board for
13 the term of the sport wagering license.

14 (4) The entity must have a signed contract with the
15 horsemen association representing the largest number of
16 owners, trainers, jockeys, or standardbred drivers who
17 race horses at that organization licensee's racing
18 meeting, with the right to execute or decline such contract
19 without condition, that stipulates:

20 (A) the number of races to be conducted at the
21 racing meeting and penalties for failure to conduct
22 those races;

23 (B) the amounts to be distributed to purse accounts
24 and penalties for failure to timely make such
25 distributions; and

26 (C) the elimination of money payable from purses to

1 organization licensees under paragraph (13) of
2 subsection (g) of Section 26 of the Illinois Horse
3 Racing Act of 1975.

4 (5) In the event that an organization licensee conducts
5 racing for more than one breed of race horse, the entity
6 must have a signed contract stipulating all requirements in
7 paragraph (4) of this subsection (a) for each horsemen
8 association representing the largest number of owners,
9 trainers, jockeys, or standardbred drivers who race horses
10 at that organization licensee's racing meeting and the
11 right to execute or decline the contract without condition.

12 (6) The entity may not receive any proceeds from
13 adjusted gross receipts during any period that adjusted
14 gross receipts are not being deposited into the purse
15 accounts as provided in the signed contract with the
16 applicable horsemen association.

17 (b) A sports wagering license issued under this Act shall
18 be valid until January 1, 2029.

19 (c) No license issued under this Act is transferable or
20 assignable.

21 Section 45. Distribution of license fees.

22 (a) Fees collected under Section 35 shall be deposited into
23 the State Gaming Fund.

24 (b) Fees collected under Section 35 shall be used as
25 follows:

1 (1) 25% percent shall be paid, subject to appropriation
2 by the General Assembly, to the Department of Human
3 Services for administration of programs for the treatment
4 of compulsive gambling.

5 (2) 75% percent shall be used for the administration of
6 this Act.

7 Section 50. Age verification and responsible gaming.

8 (a) A sports wagering licensee shall establish systems
9 approved by the Division to verify that an authorized wagerer
10 is 21 years of age or older.

11 (b) A sports wagering facility shall limit entrance to
12 persons 21 years of age or older.

13 (c) If an authorized wagerer violates any provision of this
14 Act or rule adopted by the Division, then the wagerer's
15 winnings shall be forfeited. Forfeited winnings shall be
16 deposited into the State Gaming Fund.

17 (d) The following persons shall not be authorized to place
18 sports wagers at a sports wagering facility, except where
19 required and authorized by the Division for testing purposes or
20 to otherwise fulfill the purposes set forth in this Act:

21 (1) a minor under 21 years of age;

22 (2) a current member of the Lottery Control Board;

23 (3) a current officer or other person employed by the
24 Department of the Lottery, the Division, the Illinois
25 Racing Board, or the Board;

1 (4) a spouse, civil union partner, child, brother,
2 sister, or parent residing as a member of the same
3 household in the principal place of abode of any persons
4 identified in this subsection (d); and

5 (5) an individual whose name appears in the Division's
6 responsible gaming database.

7 (e) The Division shall develop responsible gaming
8 measures, including a statewide responsible gaming database
9 identifying individuals who are prohibited from wagering on
10 sports. The Executive Director of the Division may place a
11 person on the responsible gaming database if that person:

12 (1) has been convicted in any jurisdiction of a felony
13 or a crime involving gaming;

14 (2) has violated this Act, the Illinois Horse Racing
15 Act of 1975, the Riverboat Gambling Act, the Raffles and
16 Poker Runs Act, the Illinois Pull Tabs and Jar Games Act,
17 the Bingo License and Tax Act, the Charitable Games Act, or
18 the Video Gaming Act;

19 (3) has performed any act or had a notorious or
20 unsavory reputation that would adversely affect public
21 confidence and trust in gaming; or

22 (4) has his or her name on any valid and current
23 exclusion list from another jurisdiction in the United
24 States or foreign jurisdiction.

25 (f) By rule, the Division shall adopt procedures for the
26 establishment and maintenance of the responsible gaming

1 database. The Board and the Illinois Racing Board, in a format
2 specified by the Division, shall provide the Division with
3 names of individuals to be included in the responsible gaming
4 database. The Division may impose reasonable fees on persons
5 authorized to access and use the responsible gaming database.

6 (g) In a clear, conspicuous, and accessible manner, a
7 sports wagering licensee shall offer responsible gambling
8 services and technical controls to participants, including
9 both temporary and permanent self-exclusion for all sports
10 wagers offered; the ability for participants to establish their
11 own periodic deposit and wagering limits and maximum playing
12 times; referrals to crisis counseling and referral services for
13 individuals and families experiencing difficulty as a result of
14 problem or compulsive gambling; and other services as the
15 Division reasonably may determine are necessary or appropriate
16 to reduce and prevent problem gambling.

17 (h) An authorized wagerer who is allowed to participate in
18 sports wagering may voluntarily prohibit himself or herself
19 from sports wagering. The Division shall incorporate the
20 voluntary self-exclusion list into the responsible gaming
21 database and maintain both the self-exclusion list and the
22 responsible gaming database in a confidential manner.

23 (i) Notwithstanding any law to the contrary, the
24 self-exclusion list and responsible gaming database are not
25 public records subject to copying and disclosure under the
26 Freedom of Information Act.

1 Section 55. Responsible Sports Wagering Advisory Board.

2 (a) There is created the Responsible Sports Wagering
3 Advisory Board to make recommendations to the Executive
4 Director of the Division regarding the development of rules and
5 procedures to reduce and prevent problem or compulsive gambling
6 and youth gambling and to ensure the conduct of safe, fair, and
7 responsible sports wagering. The Advisory Board shall consist
8 of the following members:

9 (1) the Chairman of the Board, who shall be an ex
10 officio member and shall serve as Chairperson;

11 (2) the Chairman of the Illinois Racing Board;

12 (3) the Executive Director of the Division, who shall
13 be an ex officio member;

14 (4) one representative from a national organization
15 dedicated to the study and prevention of problem gambling,
16 appointed by the Board;

17 (5) one member who is an academic professional engaged
18 in the study of problem gambling at a university or other
19 institution of higher learning, appointed by the Board;

20 (6) one member who has professional experience and
21 expertise in the field of technical and systemic controls
22 for responsible sports wagering, appointed by the Board;

23 (7) one member representing an organization licensee,
24 appointed by the Board;

25 (8) one member representing a horsemen's organization

1 with a current contract with an organization licensee,
2 appointed by the Board; and

3 (9) one member who is an Illinois citizen and a member
4 of the public, appointed by the Board.

5 (b) Each Advisory Board member shall serve for a term of 4
6 years and until his or her successor is appointed and
7 qualified. However, in making initial appointments, 3 shall be
8 appointed to serve for 2 years and 3 shall be appointed to
9 serve for 4 years. Appointments to fill vacancies shall be made
10 in the same manner as original appointments for the unexpired
11 portion of the vacated term. Initial terms shall begin on the
12 effective date of this Act. Each member of the Advisory Board
13 shall be eligible for reappointment at the discretion of the
14 Board.

15 (c) A member of the Advisory Board may be removed from
16 office for just cause. Advisory Board members shall receive no
17 compensation but shall be reimbursed for expenses incurred in
18 connection with their duties as Advisory Board members.

19 (d) Six members shall constitute a quorum. A majority vote
20 of the Advisory Board is required for an Advisory Board
21 decision.

22 (e) The Advisory Board shall meet no less often than once
23 every 6 months and shall meet as often as the Chairperson deems
24 necessary. Advisory Board members are not liable for any of
25 their acts, omissions, decisions, or any other conduct in
26 connection with their duties on the Advisory Board, except

1 those involving willful, wanton, or intentional misconduct.

2 (f) The Advisory Board may have such powers as may be
3 granted by the Executive Director to carry out the provisions
4 of this Act regarding responsible sports wagering.

5 Section 60. Outstanding tickets. The sum held by a licensee
6 for payment of outstanding tickets, if unclaimed prior to
7 December 31 of the next year, shall be retained by the licensee
8 for payment of those tickets until that date. Within 10 days
9 thereafter, the balance of the sum remaining unclaimed shall be
10 evenly distributed to the purse account of the organization
11 licensee and the organization licensee. An outstanding ticket
12 shall be honored until December 31 of the next calendar year.

13 Section 65. Imposition and distribution of tax.

14 (a) A tax of 30% is imposed on the adjusted gross receipts
15 of sports wagering and shall be collected by the Board and
16 deposited into the Capital Projects Fund.

17 (b) The tax shall be reported and remitted to the Board
18 within 15 days after the 15th day of each month and within 15
19 days after the end of each month by the sports wagering
20 licensee.

21 (c) A sports wagering licensee who falsely reports or fails
22 to report the amount due required by this Section commits a
23 Class 4 felony and is subject to termination of his or her
24 license by the Board.

1 (d) All payments not remitted when due shall be paid
2 together with a penalty assessment on the unpaid balance at a
3 rate of 1.5% per month.

4 Section 70. Non-cash prizes. Total of non-cash prizes may
5 not exceed 20% of the remainder of the total dollar amount of
6 cash or cash equivalents received from the conduct of sports
7 wagering minus the cash or cash equivalents paid to winning
8 wagers as a result of sports wagering.

9 Section 75. Purse distributions.

10 (a) A sports wagering licensee shall pay no less than 30%
11 of adjusted gross receipts as purses.

12 (b) Until the Illinois Racing Board authorizes a new
13 standardbred track and the organization licensee operating the
14 new track receives a sports wagering license from the Division,
15 each sports wagering licensee shall transfer monthly an amount
16 equal to 12% of its adjusted gross receipts to the standardbred
17 purse account of the organization licensee awarded a
18 standardbred race meeting by the Illinois Racing Board.

19 (c) After a new standardbred track is authorized by the
20 Illinois Racing Board and receives a sports wagering license
21 from the Division, a sports wagering licensee may cease
22 transferring 12% of its adjusted gross receipts to standardbred
23 purse accounts.

24 (d) After a new standardbred track is authorized by the

1 Illinois Racing Board, if an organization licensee is awarded
2 standardbred dates and thoroughbred dates, then the purse
3 moneys derived from sports wagering shall be redistributed pro
4 rata based on racing days awarded by the Illinois Racing Board.

5 Section 80. Rulemaking. The Board shall adopt emergency
6 rules to administer this Act in accordance with Section 5-45 of
7 the Illinois Administrative Procedure Act. For the purposes of
8 the Illinois Administrative Procedure Act, the General
9 Assembly finds that the adoption of rules to implement this Act
10 is deemed an emergency and necessary to the public interest,
11 safety, and welfare.

12 Section 85. Sunset. This Act is repealed on January 1 of
13 the 11th year following the year in which a sports wagering
14 licensee begins sports wagering activity under this Act.

15 Section 905. The Illinois Administrative Procedure Act is
16 amended by changing Section 5-45 as follows:

17 (5 ILCS 100/5-45) (from Ch. 127, par. 1005-45)

18 Sec. 5-45. Emergency rulemaking.

19 (a) "Emergency" means the existence of any situation that
20 any agency finds reasonably constitutes a threat to the public
21 interest, safety, or welfare.

22 (b) If any agency finds that an emergency exists that

1 requires adoption of a rule upon fewer days than is required by
2 Section 5-40 and states in writing its reasons for that
3 finding, the agency may adopt an emergency rule without prior
4 notice or hearing upon filing a notice of emergency rulemaking
5 with the Secretary of State under Section 5-70. The notice
6 shall include the text of the emergency rule and shall be
7 published in the Illinois Register. Consent orders or other
8 court orders adopting settlements negotiated by an agency may
9 be adopted under this Section. Subject to applicable
10 constitutional or statutory provisions, an emergency rule
11 becomes effective immediately upon filing under Section 5-65 or
12 at a stated date less than 10 days thereafter. The agency's
13 finding and a statement of the specific reasons for the finding
14 shall be filed with the rule. The agency shall take reasonable
15 and appropriate measures to make emergency rules known to the
16 persons who may be affected by them.

17 (c) An emergency rule may be effective for a period of not
18 longer than 150 days, but the agency's authority to adopt an
19 identical rule under Section 5-40 is not precluded. No
20 emergency rule may be adopted more than once in any 24-month
21 period, except that this limitation on the number of emergency
22 rules that may be adopted in a 24-month period does not apply
23 to (i) emergency rules that make additions to and deletions
24 from the Drug Manual under Section 5-5.16 of the Illinois
25 Public Aid Code or the generic drug formulary under Section
26 3.14 of the Illinois Food, Drug and Cosmetic Act, (ii)

1 emergency rules adopted by the Pollution Control Board before
2 July 1, 1997 to implement portions of the Livestock Management
3 Facilities Act, (iii) emergency rules adopted by the Illinois
4 Department of Public Health under subsections (a) through (i)
5 of Section 2 of the Department of Public Health Act when
6 necessary to protect the public's health, (iv) emergency rules
7 adopted pursuant to subsection (n) of this Section, (v)
8 emergency rules adopted pursuant to subsection (o) of this
9 Section, or (vi) emergency rules adopted pursuant to subsection
10 (c-5) of this Section. Two or more emergency rules having
11 substantially the same purpose and effect shall be deemed to be
12 a single rule for purposes of this Section.

13 (c-5) To facilitate the maintenance of the program of group
14 health benefits provided to annuitants, survivors, and retired
15 employees under the State Employees Group Insurance Act of
16 1971, rules to alter the contributions to be paid by the State,
17 annuitants, survivors, retired employees, or any combination
18 of those entities, for that program of group health benefits,
19 shall be adopted as emergency rules. The adoption of those
20 rules shall be considered an emergency and necessary for the
21 public interest, safety, and welfare.

22 (d) In order to provide for the expeditious and timely
23 implementation of the State's fiscal year 1999 budget,
24 emergency rules to implement any provision of Public Act 90-587
25 or 90-588 or any other budget initiative for fiscal year 1999
26 may be adopted in accordance with this Section by the agency

1 charged with administering that provision or initiative,
2 except that the 24-month limitation on the adoption of
3 emergency rules and the provisions of Sections 5-115 and 5-125
4 do not apply to rules adopted under this subsection (d). The
5 adoption of emergency rules authorized by this subsection (d)
6 shall be deemed to be necessary for the public interest,
7 safety, and welfare.

8 (e) In order to provide for the expeditious and timely
9 implementation of the State's fiscal year 2000 budget,
10 emergency rules to implement any provision of Public Act 91-24
11 or any other budget initiative for fiscal year 2000 may be
12 adopted in accordance with this Section by the agency charged
13 with administering that provision or initiative, except that
14 the 24-month limitation on the adoption of emergency rules and
15 the provisions of Sections 5-115 and 5-125 do not apply to
16 rules adopted under this subsection (e). The adoption of
17 emergency rules authorized by this subsection (e) shall be
18 deemed to be necessary for the public interest, safety, and
19 welfare.

20 (f) In order to provide for the expeditious and timely
21 implementation of the State's fiscal year 2001 budget,
22 emergency rules to implement any provision of Public Act 91-712
23 or any other budget initiative for fiscal year 2001 may be
24 adopted in accordance with this Section by the agency charged
25 with administering that provision or initiative, except that
26 the 24-month limitation on the adoption of emergency rules and

1 the provisions of Sections 5-115 and 5-125 do not apply to
2 rules adopted under this subsection (f). The adoption of
3 emergency rules authorized by this subsection (f) shall be
4 deemed to be necessary for the public interest, safety, and
5 welfare.

6 (g) In order to provide for the expeditious and timely
7 implementation of the State's fiscal year 2002 budget,
8 emergency rules to implement any provision of Public Act 92-10
9 or any other budget initiative for fiscal year 2002 may be
10 adopted in accordance with this Section by the agency charged
11 with administering that provision or initiative, except that
12 the 24-month limitation on the adoption of emergency rules and
13 the provisions of Sections 5-115 and 5-125 do not apply to
14 rules adopted under this subsection (g). The adoption of
15 emergency rules authorized by this subsection (g) shall be
16 deemed to be necessary for the public interest, safety, and
17 welfare.

18 (h) In order to provide for the expeditious and timely
19 implementation of the State's fiscal year 2003 budget,
20 emergency rules to implement any provision of Public Act 92-597
21 or any other budget initiative for fiscal year 2003 may be
22 adopted in accordance with this Section by the agency charged
23 with administering that provision or initiative, except that
24 the 24-month limitation on the adoption of emergency rules and
25 the provisions of Sections 5-115 and 5-125 do not apply to
26 rules adopted under this subsection (h). The adoption of

1 emergency rules authorized by this subsection (h) shall be
2 deemed to be necessary for the public interest, safety, and
3 welfare.

4 (i) In order to provide for the expeditious and timely
5 implementation of the State's fiscal year 2004 budget,
6 emergency rules to implement any provision of Public Act 93-20
7 or any other budget initiative for fiscal year 2004 may be
8 adopted in accordance with this Section by the agency charged
9 with administering that provision or initiative, except that
10 the 24-month limitation on the adoption of emergency rules and
11 the provisions of Sections 5-115 and 5-125 do not apply to
12 rules adopted under this subsection (i). The adoption of
13 emergency rules authorized by this subsection (i) shall be
14 deemed to be necessary for the public interest, safety, and
15 welfare.

16 (j) In order to provide for the expeditious and timely
17 implementation of the provisions of the State's fiscal year
18 2005 budget as provided under the Fiscal Year 2005 Budget
19 Implementation (Human Services) Act, emergency rules to
20 implement any provision of the Fiscal Year 2005 Budget
21 Implementation (Human Services) Act may be adopted in
22 accordance with this Section by the agency charged with
23 administering that provision, except that the 24-month
24 limitation on the adoption of emergency rules and the
25 provisions of Sections 5-115 and 5-125 do not apply to rules
26 adopted under this subsection (j). The Department of Public Aid

1 may also adopt rules under this subsection (j) necessary to
2 administer the Illinois Public Aid Code and the Children's
3 Health Insurance Program Act. The adoption of emergency rules
4 authorized by this subsection (j) shall be deemed to be
5 necessary for the public interest, safety, and welfare.

6 (k) In order to provide for the expeditious and timely
7 implementation of the provisions of the State's fiscal year
8 2006 budget, emergency rules to implement any provision of
9 Public Act 94-48 or any other budget initiative for fiscal year
10 2006 may be adopted in accordance with this Section by the
11 agency charged with administering that provision or
12 initiative, except that the 24-month limitation on the adoption
13 of emergency rules and the provisions of Sections 5-115 and
14 5-125 do not apply to rules adopted under this subsection (k).
15 The Department of Healthcare and Family Services may also adopt
16 rules under this subsection (k) necessary to administer the
17 Illinois Public Aid Code, the Senior Citizens and Persons with
18 Disabilities Property Tax Relief Act, the Senior Citizens and
19 Disabled Persons Prescription Drug Discount Program Act (now
20 the Illinois Prescription Drug Discount Program Act), and the
21 Children's Health Insurance Program Act. The adoption of
22 emergency rules authorized by this subsection (k) shall be
23 deemed to be necessary for the public interest, safety, and
24 welfare.

25 (l) In order to provide for the expeditious and timely
26 implementation of the provisions of the State's fiscal year

1 2007 budget, the Department of Healthcare and Family Services
2 may adopt emergency rules during fiscal year 2007, including
3 rules effective July 1, 2007, in accordance with this
4 subsection to the extent necessary to administer the
5 Department's responsibilities with respect to amendments to
6 the State plans and Illinois waivers approved by the federal
7 Centers for Medicare and Medicaid Services necessitated by the
8 requirements of Title XIX and Title XXI of the federal Social
9 Security Act. The adoption of emergency rules authorized by
10 this subsection (l) shall be deemed to be necessary for the
11 public interest, safety, and welfare.

12 (m) In order to provide for the expeditious and timely
13 implementation of the provisions of the State's fiscal year
14 2008 budget, the Department of Healthcare and Family Services
15 may adopt emergency rules during fiscal year 2008, including
16 rules effective July 1, 2008, in accordance with this
17 subsection to the extent necessary to administer the
18 Department's responsibilities with respect to amendments to
19 the State plans and Illinois waivers approved by the federal
20 Centers for Medicare and Medicaid Services necessitated by the
21 requirements of Title XIX and Title XXI of the federal Social
22 Security Act. The adoption of emergency rules authorized by
23 this subsection (m) shall be deemed to be necessary for the
24 public interest, safety, and welfare.

25 (n) In order to provide for the expeditious and timely
26 implementation of the provisions of the State's fiscal year

1 2010 budget, emergency rules to implement any provision of
2 Public Act 96-45 or any other budget initiative authorized by
3 the 96th General Assembly for fiscal year 2010 may be adopted
4 in accordance with this Section by the agency charged with
5 administering that provision or initiative. The adoption of
6 emergency rules authorized by this subsection (n) shall be
7 deemed to be necessary for the public interest, safety, and
8 welfare. The rulemaking authority granted in this subsection
9 (n) shall apply only to rules promulgated during Fiscal Year
10 2010.

11 (o) In order to provide for the expeditious and timely
12 implementation of the provisions of the State's fiscal year
13 2011 budget, emergency rules to implement any provision of
14 Public Act 96-958 or any other budget initiative authorized by
15 the 96th General Assembly for fiscal year 2011 may be adopted
16 in accordance with this Section by the agency charged with
17 administering that provision or initiative. The adoption of
18 emergency rules authorized by this subsection (o) is deemed to
19 be necessary for the public interest, safety, and welfare. The
20 rulemaking authority granted in this subsection (o) applies
21 only to rules promulgated on or after July 1, 2010 (the
22 effective date of Public Act 96-958) through June 30, 2011.

23 (p) In order to provide for the expeditious and timely
24 implementation of the provisions of Public Act 97-689,
25 emergency rules to implement any provision of Public Act 97-689
26 may be adopted in accordance with this subsection (p) by the

1 agency charged with administering that provision or
2 initiative. The 150-day limitation of the effective period of
3 emergency rules does not apply to rules adopted under this
4 subsection (p), and the effective period may continue through
5 June 30, 2013. The 24-month limitation on the adoption of
6 emergency rules does not apply to rules adopted under this
7 subsection (p). The adoption of emergency rules authorized by
8 this subsection (p) is deemed to be necessary for the public
9 interest, safety, and welfare.

10 (q) In order to provide for the expeditious and timely
11 implementation of the provisions of Articles 7, 8, 9, 11, and
12 of Public Act 98-104, emergency rules to implement any
13 provision of Articles 7, 8, 9, 11, and 12 of Public Act 98-104
14 may be adopted in accordance with this subsection (q) by the
15 agency charged with administering that provision or
16 initiative. The 24-month limitation on the adoption of
17 emergency rules does not apply to rules adopted under this
18 subsection (q). The adoption of emergency rules authorized by
19 this subsection (q) is deemed to be necessary for the public
20 interest, safety, and welfare.

21 (r) In order to provide for the expeditious and timely
22 implementation of the provisions of Public Act 98-651,
23 emergency rules to implement Public Act 98-651 may be adopted
24 in accordance with this subsection (r) by the Department of
25 Healthcare and Family Services. The 24-month limitation on the
26 adoption of emergency rules does not apply to rules adopted

1 under this subsection (r). The adoption of emergency rules
2 authorized by this subsection (r) is deemed to be necessary for
3 the public interest, safety, and welfare.

4 (s) In order to provide for the expeditious and timely
5 implementation of the provisions of Sections 5-5b.1 and 5A-2 of
6 the Illinois Public Aid Code, emergency rules to implement any
7 provision of Section 5-5b.1 or Section 5A-2 of the Illinois
8 Public Aid Code may be adopted in accordance with this
9 subsection (s) by the Department of Healthcare and Family
10 Services. The rulemaking authority granted in this subsection
11 (s) shall apply only to those rules adopted prior to July 1,
12 2015. Notwithstanding any other provision of this Section, any
13 emergency rule adopted under this subsection (s) shall only
14 apply to payments made for State fiscal year 2015. The adoption
15 of emergency rules authorized by this subsection (s) is deemed
16 to be necessary for the public interest, safety, and welfare.

17 (t) In order to provide for the expeditious and timely
18 implementation of the provisions of Article II of Public Act
19 99-6, emergency rules to implement the changes made by Article
20 II of Public Act 99-6 to the Emergency Telephone System Act may
21 be adopted in accordance with this subsection (t) by the
22 Department of State Police. The rulemaking authority granted in
23 this subsection (t) shall apply only to those rules adopted
24 prior to July 1, 2016. The 24-month limitation on the adoption
25 of emergency rules does not apply to rules adopted under this
26 subsection (t). The adoption of emergency rules authorized by

1 this subsection (t) is deemed to be necessary for the public
2 interest, safety, and welfare.

3 (u) In order to provide for the expeditious and timely
4 implementation of the provisions of the Burn Victims Relief
5 Act, emergency rules to implement any provision of the Act may
6 be adopted in accordance with this subsection (u) by the
7 Department of Insurance. The rulemaking authority granted in
8 this subsection (u) shall apply only to those rules adopted
9 prior to December 31, 2015. The adoption of emergency rules
10 authorized by this subsection (u) is deemed to be necessary for
11 the public interest, safety, and welfare.

12 (v) In order to provide for the expeditious and timely
13 implementation of the provisions of Public Act 99-516,
14 emergency rules to implement Public Act 99-516 may be adopted
15 in accordance with this subsection (v) by the Department of
16 Healthcare and Family Services. The 24-month limitation on the
17 adoption of emergency rules does not apply to rules adopted
18 under this subsection (v). The adoption of emergency rules
19 authorized by this subsection (v) is deemed to be necessary for
20 the public interest, safety, and welfare.

21 (w) In order to provide for the expeditious and timely
22 implementation of the provisions of Public Act 99-796,
23 emergency rules to implement the changes made by Public Act
24 99-796 may be adopted in accordance with this subsection (w) by
25 the Adjutant General. The adoption of emergency rules
26 authorized by this subsection (w) is deemed to be necessary for

1 the public interest, safety, and welfare.

2 (x) In order to provide for the expeditious and timely
3 implementation of the provisions of Public Act 99-906,
4 emergency rules to implement subsection (i) of Section 16-115D,
5 subsection (g) of Section 16-128A, and subsection (a) of
6 Section 16-128B of the Public Utilities Act may be adopted in
7 accordance with this subsection (x) by the Illinois Commerce
8 Commission. The rulemaking authority granted in this
9 subsection (x) shall apply only to those rules adopted within
10 180 days after June 1, 2017 (the effective date of Public Act
11 99-906). The adoption of emergency rules authorized by this
12 subsection (x) is deemed to be necessary for the public
13 interest, safety, and welfare.

14 (y) In order to provide for the expeditious and timely
15 implementation of the provisions of this amendatory Act of the
16 100th General Assembly, emergency rules to implement the
17 changes made by this amendatory Act of the 100th General
18 Assembly to Section 4.02 of the Illinois Act on Aging, Sections
19 5.5.4 and 5-5.4i of the Illinois Public Aid Code, Section 55-30
20 of the Alcoholism and Other Drug Abuse and Dependency Act, and
21 Sections 74 and 75 of the Mental Health and Developmental
22 Disabilities Administrative Act may be adopted in accordance
23 with this subsection (y) by the respective Department. The
24 adoption of emergency rules authorized by this subsection (y)
25 is deemed to be necessary for the public interest, safety, and
26 welfare.

1 (z) In order to provide for the expeditious and timely
2 implementation of the provisions of this amendatory Act of the
3 100th General Assembly, emergency rules to implement the
4 changes made by this amendatory Act of the 100th General
5 Assembly to Section 4.7 of the Lobbyist Registration Act may be
6 adopted in accordance with this subsection (z) by the Secretary
7 of State. The adoption of emergency rules authorized by this
8 subsection (z) is deemed to be necessary for the public
9 interest, safety, and welfare.

10 (aa) In order to provide for the expeditious and timely
11 implementation of the provisions of this amendatory Act of the
12 100th General Assembly, emergency rules to implement the
13 changes made by this amendatory Act of the 100th General
14 Assembly to Section 80 of the Sports Wagering Act may be
15 adopted in accordance with this subsection (aa) by the
16 Secretary of State. The adoption of emergency rules authorized
17 by this subsection (aa) is deemed to be necessary for the
18 public interest, safety, and welfare.

19 (Source: P.A. 99-2, eff. 3-26-15; 99-6, eff. 1-1-16; 99-143,
20 eff. 7-27-15; 99-455, eff. 1-1-16; 99-516, eff. 6-30-16;
21 99-642, eff. 7-28-16; 99-796, eff. 1-1-17; 99-906, eff. 6-1-17;
22 100-23, eff. 7-6-17; 100-554, eff. 11-16-17.)

23 Section 910. The Freedom of Information Act is amended by
24 changing Section 7.5 as follows:

1 (5 ILCS 140/7.5)

2 (Text of Section before amendment by P.A. 100-512 and
3 100-517)

4 Sec. 7.5. Statutory exemptions. To the extent provided for
5 by the statutes referenced below, the following shall be exempt
6 from inspection and copying:

7 (a) All information determined to be confidential
8 under Section 4002 of the Technology Advancement and
9 Development Act.

10 (b) Library circulation and order records identifying
11 library users with specific materials under the Library
12 Records Confidentiality Act.

13 (c) Applications, related documents, and medical
14 records received by the Experimental Organ Transplantation
15 Procedures Board and any and all documents or other records
16 prepared by the Experimental Organ Transplantation
17 Procedures Board or its staff relating to applications it
18 has received.

19 (d) Information and records held by the Department of
20 Public Health and its authorized representatives relating
21 to known or suspected cases of sexually transmissible
22 disease or any information the disclosure of which is
23 restricted under the Illinois Sexually Transmissible
24 Disease Control Act.

25 (e) Information the disclosure of which is exempted
26 under Section 30 of the Radon Industry Licensing Act.

1 (f) Firm performance evaluations under Section 55 of
2 the Architectural, Engineering, and Land Surveying
3 Qualifications Based Selection Act.

4 (g) Information the disclosure of which is restricted
5 and exempted under Section 50 of the Illinois Prepaid
6 Tuition Act.

7 (h) Information the disclosure of which is exempted
8 under the State Officials and Employees Ethics Act, and
9 records of any lawfully created State or local inspector
10 general's office that would be exempt if created or
11 obtained by an Executive Inspector General's office under
12 that Act.

13 (i) Information contained in a local emergency energy
14 plan submitted to a municipality in accordance with a local
15 emergency energy plan ordinance that is adopted under
16 Section 11-21.5-5 of the Illinois Municipal Code.

17 (j) Information and data concerning the distribution
18 of surcharge moneys collected and remitted by carriers
19 under the Emergency Telephone System Act.

20 (k) Law enforcement officer identification information
21 or driver identification information compiled by a law
22 enforcement agency or the Department of Transportation
23 under Section 11-212 of the Illinois Vehicle Code.

24 (l) Records and information provided to a residential
25 health care facility resident sexual assault and death
26 review team or the Executive Council under the Abuse

1 Prevention Review Team Act.

2 (m) Information provided to the predatory lending
3 database created pursuant to Article 3 of the Residential
4 Real Property Disclosure Act, except to the extent
5 authorized under that Article.

6 (n) Defense budgets and petitions for certification of
7 compensation and expenses for court appointed trial
8 counsel as provided under Sections 10 and 15 of the Capital
9 Crimes Litigation Act. This subsection (n) shall apply
10 until the conclusion of the trial of the case, even if the
11 prosecution chooses not to pursue the death penalty prior
12 to trial or sentencing.

13 (o) Information that is prohibited from being
14 disclosed under Section 4 of the Illinois Health and
15 Hazardous Substances Registry Act.

16 (p) Security portions of system safety program plans,
17 investigation reports, surveys, schedules, lists, data, or
18 information compiled, collected, or prepared by or for the
19 Regional Transportation Authority under Section 2.11 of
20 the Regional Transportation Authority Act or the St. Clair
21 County Transit District under the Bi-State Transit Safety
22 Act.

23 (q) Information prohibited from being disclosed by the
24 Personnel Records Review Act.

25 (r) Information prohibited from being disclosed by the
26 Illinois School Student Records Act.

1 (s) Information the disclosure of which is restricted
2 under Section 5-108 of the Public Utilities Act.

3 (t) All identified or deidentified health information
4 in the form of health data or medical records contained in,
5 stored in, submitted to, transferred by, or released from
6 the Illinois Health Information Exchange, and identified
7 or deidentified health information in the form of health
8 data and medical records of the Illinois Health Information
9 Exchange in the possession of the Illinois Health
10 Information Exchange Authority due to its administration
11 of the Illinois Health Information Exchange. The terms
12 "identified" and "deidentified" shall be given the same
13 meaning as in the Health Insurance Portability and
14 Accountability Act of 1996, Public Law 104-191, or any
15 subsequent amendments thereto, and any regulations
16 promulgated thereunder.

17 (u) Records and information provided to an independent
18 team of experts under Brian's Law.

19 (v) Names and information of people who have applied
20 for or received Firearm Owner's Identification Cards under
21 the Firearm Owners Identification Card Act or applied for
22 or received a concealed carry license under the Firearm
23 Concealed Carry Act, unless otherwise authorized by the
24 Firearm Concealed Carry Act; and databases under the
25 Firearm Concealed Carry Act, records of the Concealed Carry
26 Licensing Review Board under the Firearm Concealed Carry

1 Act, and law enforcement agency objections under the
2 Firearm Concealed Carry Act.

3 (w) Personally identifiable information which is
4 exempted from disclosure under subsection (g) of Section
5 19.1 of the Toll Highway Act.

6 (x) Information which is exempted from disclosure
7 under Section 5-1014.3 of the Counties Code or Section
8 8-11-21 of the Illinois Municipal Code.

9 (y) Confidential information under the Adult
10 Protective Services Act and its predecessor enabling
11 statute, the Elder Abuse and Neglect Act, including
12 information about the identity and administrative finding
13 against any caregiver of a verified and substantiated
14 decision of abuse, neglect, or financial exploitation of an
15 eligible adult maintained in the Registry established
16 under Section 7.5 of the Adult Protective Services Act.

17 (z) Records and information provided to a fatality
18 review team or the Illinois Fatality Review Team Advisory
19 Council under Section 15 of the Adult Protective Services
20 Act.

21 (aa) Information which is exempted from disclosure
22 under Section 2.37 of the Wildlife Code.

23 (bb) Information which is or was prohibited from
24 disclosure by the Juvenile Court Act of 1987.

25 (cc) Recordings made under the Law Enforcement
26 Officer-Worn Body Camera Act, except to the extent

1 authorized under that Act.

2 (dd) Information that is prohibited from being
3 disclosed under Section 45 of the Condominium and Common
4 Interest Community Ombudsperson Act.

5 (ee) Information that is exempted from disclosure
6 under Section 30.1 of the Pharmacy Practice Act.

7 (ff) Information that is exempted from disclosure
8 under the Revised Uniform Unclaimed Property Act.

9 (gg) ~~(ff)~~ Information that is prohibited from being
10 disclosed under Section 7-603.5 of the Illinois Vehicle
11 Code.

12 (hh) ~~(ff)~~ Records that are exempt from disclosure under
13 Section 1A-16.7 of the Election Code.

14 (ii) ~~(ff)~~ Information which is exempted from
15 disclosure under Section 2505-800 of the Department of
16 Revenue Law of the Civil Administrative Code of Illinois.

17 (ll) The self-exclusion list and responsible gaming
18 database that are exempt from disclosure under Section 50
19 of the Sports Wagering Act.

20 (Source: P.A. 99-78, eff. 7-20-15; 99-298, eff. 8-6-15; 99-352,
21 eff. 1-1-16; 99-642, eff. 7-28-16; 99-776, eff. 8-12-16;
22 99-863, eff. 8-19-16; 100-20, eff. 7-1-17; 100-22, eff. 1-1-18;
23 100-201, eff. 8-18-17; 100-373, eff. 1-1-18; 100-464, eff.
24 8-28-17; 100-465, eff. 8-31-17; revised 11-2-17.)

25 (Text of Section after amendment by P.A. 100-517 but before

1 amendment by P.A. 100-512)

2 Sec. 7.5. Statutory exemptions. To the extent provided for
3 by the statutes referenced below, the following shall be exempt
4 from inspection and copying:

5 (a) All information determined to be confidential
6 under Section 4002 of the Technology Advancement and
7 Development Act.

8 (b) Library circulation and order records identifying
9 library users with specific materials under the Library
10 Records Confidentiality Act.

11 (c) Applications, related documents, and medical
12 records received by the Experimental Organ Transplantation
13 Procedures Board and any and all documents or other records
14 prepared by the Experimental Organ Transplantation
15 Procedures Board or its staff relating to applications it
16 has received.

17 (d) Information and records held by the Department of
18 Public Health and its authorized representatives relating
19 to known or suspected cases of sexually transmissible
20 disease or any information the disclosure of which is
21 restricted under the Illinois Sexually Transmissible
22 Disease Control Act.

23 (e) Information the disclosure of which is exempted
24 under Section 30 of the Radon Industry Licensing Act.

25 (f) Firm performance evaluations under Section 55 of
26 the Architectural, Engineering, and Land Surveying

1 Qualifications Based Selection Act.

2 (g) Information the disclosure of which is restricted
3 and exempted under Section 50 of the Illinois Prepaid
4 Tuition Act.

5 (h) Information the disclosure of which is exempted
6 under the State Officials and Employees Ethics Act, and
7 records of any lawfully created State or local inspector
8 general's office that would be exempt if created or
9 obtained by an Executive Inspector General's office under
10 that Act.

11 (i) Information contained in a local emergency energy
12 plan submitted to a municipality in accordance with a local
13 emergency energy plan ordinance that is adopted under
14 Section 11-21.5-5 of the Illinois Municipal Code.

15 (j) Information and data concerning the distribution
16 of surcharge moneys collected and remitted by carriers
17 under the Emergency Telephone System Act.

18 (k) Law enforcement officer identification information
19 or driver identification information compiled by a law
20 enforcement agency or the Department of Transportation
21 under Section 11-212 of the Illinois Vehicle Code.

22 (l) Records and information provided to a residential
23 health care facility resident sexual assault and death
24 review team or the Executive Council under the Abuse
25 Prevention Review Team Act.

26 (m) Information provided to the predatory lending

1 database created pursuant to Article 3 of the Residential
2 Real Property Disclosure Act, except to the extent
3 authorized under that Article.

4 (n) Defense budgets and petitions for certification of
5 compensation and expenses for court appointed trial
6 counsel as provided under Sections 10 and 15 of the Capital
7 Crimes Litigation Act. This subsection (n) shall apply
8 until the conclusion of the trial of the case, even if the
9 prosecution chooses not to pursue the death penalty prior
10 to trial or sentencing.

11 (o) Information that is prohibited from being
12 disclosed under Section 4 of the Illinois Health and
13 Hazardous Substances Registry Act.

14 (p) Security portions of system safety program plans,
15 investigation reports, surveys, schedules, lists, data, or
16 information compiled, collected, or prepared by or for the
17 Regional Transportation Authority under Section 2.11 of
18 the Regional Transportation Authority Act or the St. Clair
19 County Transit District under the Bi-State Transit Safety
20 Act.

21 (q) Information prohibited from being disclosed by the
22 Personnel Records Review Act.

23 (r) Information prohibited from being disclosed by the
24 Illinois School Student Records Act.

25 (s) Information the disclosure of which is restricted
26 under Section 5-108 of the Public Utilities Act.

1 (t) All identified or deidentified health information
2 in the form of health data or medical records contained in,
3 stored in, submitted to, transferred by, or released from
4 the Illinois Health Information Exchange, and identified
5 or deidentified health information in the form of health
6 data and medical records of the Illinois Health Information
7 Exchange in the possession of the Illinois Health
8 Information Exchange Authority due to its administration
9 of the Illinois Health Information Exchange. The terms
10 "identified" and "deidentified" shall be given the same
11 meaning as in the Health Insurance Portability and
12 Accountability Act of 1996, Public Law 104-191, or any
13 subsequent amendments thereto, and any regulations
14 promulgated thereunder.

15 (u) Records and information provided to an independent
16 team of experts under Brian's Law.

17 (v) Names and information of people who have applied
18 for or received Firearm Owner's Identification Cards under
19 the Firearm Owners Identification Card Act or applied for
20 or received a concealed carry license under the Firearm
21 Concealed Carry Act, unless otherwise authorized by the
22 Firearm Concealed Carry Act; and databases under the
23 Firearm Concealed Carry Act, records of the Concealed Carry
24 Licensing Review Board under the Firearm Concealed Carry
25 Act, and law enforcement agency objections under the
26 Firearm Concealed Carry Act.

1 (w) Personally identifiable information which is
2 exempted from disclosure under subsection (g) of Section
3 19.1 of the Toll Highway Act.

4 (x) Information which is exempted from disclosure
5 under Section 5-1014.3 of the Counties Code or Section
6 8-11-21 of the Illinois Municipal Code.

7 (y) Confidential information under the Adult
8 Protective Services Act and its predecessor enabling
9 statute, the Elder Abuse and Neglect Act, including
10 information about the identity and administrative finding
11 against any caregiver of a verified and substantiated
12 decision of abuse, neglect, or financial exploitation of an
13 eligible adult maintained in the Registry established
14 under Section 7.5 of the Adult Protective Services Act.

15 (z) Records and information provided to a fatality
16 review team or the Illinois Fatality Review Team Advisory
17 Council under Section 15 of the Adult Protective Services
18 Act.

19 (aa) Information which is exempted from disclosure
20 under Section 2.37 of the Wildlife Code.

21 (bb) Information which is or was prohibited from
22 disclosure by the Juvenile Court Act of 1987.

23 (cc) Recordings made under the Law Enforcement
24 Officer-Worn Body Camera Act, except to the extent
25 authorized under that Act.

26 (dd) Information that is prohibited from being

1 disclosed under Section 45 of the Condominium and Common
2 Interest Community Ombudsperson Act.

3 (ee) Information that is exempted from disclosure
4 under Section 30.1 of the Pharmacy Practice Act.

5 (ff) Information that is exempted from disclosure
6 under the Revised Uniform Unclaimed Property Act.

7 (gg) ~~(ff)~~ Information that is prohibited from being
8 disclosed under Section 7-603.5 of the Illinois Vehicle
9 Code.

10 (hh) ~~(ff)~~ Records that are exempt from disclosure under
11 Section 1A-16.7 of the Election Code.

12 (ii) ~~(ff)~~ Information which is exempted from
13 disclosure under Section 2505-800 of the Department of
14 Revenue Law of the Civil Administrative Code of Illinois.

15 (jj) ~~(ff)~~ Information and reports that are required to
16 be submitted to the Department of Labor by registering day
17 and temporary labor service agencies but are exempt from
18 disclosure under subsection (a-1) of Section 45 of the Day
19 and Temporary Labor Services Act.

20 (ll) The self-exclusion list and responsible gaming
21 database that are exempt from disclosure under Section 50
22 of the Sports Wagering Act.

23 (Source: P.A. 99-78, eff. 7-20-15; 99-298, eff. 8-6-15; 99-352,
24 eff. 1-1-16; 99-642, eff. 7-28-16; 99-776, eff. 8-12-16;
25 99-863, eff. 8-19-16; 100-20, eff. 7-1-17; 100-22, eff. 1-1-18;
26 100-201, eff. 8-18-17; 100-373, eff. 1-1-18; 100-464, eff.

1 8-28-17; 100-465, eff. 8-31-17; 100-517, eff. 6-1-18; revised
2 11-2-17.)

3 (Text of Section after amendment by P.A. 100-512)

4 Sec. 7.5. Statutory exemptions. To the extent provided for
5 by the statutes referenced below, the following shall be exempt
6 from inspection and copying:

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8 under Section 4002 of the Technology Advancement and
9 Development Act.

10 (b) Library circulation and order records identifying
11 library users with specific materials under the Library
12 Records Confidentiality Act.

13 (c) Applications, related documents, and medical
14 records received by the Experimental Organ Transplantation
15 Procedures Board and any and all documents or other records
16 prepared by the Experimental Organ Transplantation
17 Procedures Board or its staff relating to applications it
18 has received.

19 (d) Information and records held by the Department of
20 Public Health and its authorized representatives relating
21 to known or suspected cases of sexually transmissible
22 disease or any information the disclosure of which is
23 restricted under the Illinois Sexually Transmissible
24 Disease Control Act.

25 (e) Information the disclosure of which is exempted

1 under Section 30 of the Radon Industry Licensing Act.

2 (f) Firm performance evaluations under Section 55 of
3 the Architectural, Engineering, and Land Surveying
4 Qualifications Based Selection Act.

5 (g) Information the disclosure of which is restricted
6 and exempted under Section 50 of the Illinois Prepaid
7 Tuition Act.

8 (h) Information the disclosure of which is exempted
9 under the State Officials and Employees Ethics Act, and
10 records of any lawfully created State or local inspector
11 general's office that would be exempt if created or
12 obtained by an Executive Inspector General's office under
13 that Act.

14 (i) Information contained in a local emergency energy
15 plan submitted to a municipality in accordance with a local
16 emergency energy plan ordinance that is adopted under
17 Section 11-21.5-5 of the Illinois Municipal Code.

18 (j) Information and data concerning the distribution
19 of surcharge moneys collected and remitted by carriers
20 under the Emergency Telephone System Act.

21 (k) Law enforcement officer identification information
22 or driver identification information compiled by a law
23 enforcement agency or the Department of Transportation
24 under Section 11-212 of the Illinois Vehicle Code.

25 (l) Records and information provided to a residential
26 health care facility resident sexual assault and death

1 review team or the Executive Council under the Abuse
2 Prevention Review Team Act.

3 (m) Information provided to the predatory lending
4 database created pursuant to Article 3 of the Residential
5 Real Property Disclosure Act, except to the extent
6 authorized under that Article.

7 (n) Defense budgets and petitions for certification of
8 compensation and expenses for court appointed trial
9 counsel as provided under Sections 10 and 15 of the Capital
10 Crimes Litigation Act. This subsection (n) shall apply
11 until the conclusion of the trial of the case, even if the
12 prosecution chooses not to pursue the death penalty prior
13 to trial or sentencing.

14 (o) Information that is prohibited from being
15 disclosed under Section 4 of the Illinois Health and
16 Hazardous Substances Registry Act.

17 (p) Security portions of system safety program plans,
18 investigation reports, surveys, schedules, lists, data, or
19 information compiled, collected, or prepared by or for the
20 Regional Transportation Authority under Section 2.11 of
21 the Regional Transportation Authority Act or the St. Clair
22 County Transit District under the Bi-State Transit Safety
23 Act.

24 (q) Information prohibited from being disclosed by the
25 Personnel Records Review Act.

26 (r) Information prohibited from being disclosed by the

1 Illinois School Student Records Act.

2 (s) Information the disclosure of which is restricted
3 under Section 5-108 of the Public Utilities Act.

4 (t) All identified or deidentified health information
5 in the form of health data or medical records contained in,
6 stored in, submitted to, transferred by, or released from
7 the Illinois Health Information Exchange, and identified
8 or deidentified health information in the form of health
9 data and medical records of the Illinois Health Information
10 Exchange in the possession of the Illinois Health
11 Information Exchange Authority due to its administration
12 of the Illinois Health Information Exchange. The terms
13 "identified" and "deidentified" shall be given the same
14 meaning as in the Health Insurance Portability and
15 Accountability Act of 1996, Public Law 104-191, or any
16 subsequent amendments thereto, and any regulations
17 promulgated thereunder.

18 (u) Records and information provided to an independent
19 team of experts under Brian's Law.

20 (v) Names and information of people who have applied
21 for or received Firearm Owner's Identification Cards under
22 the Firearm Owners Identification Card Act or applied for
23 or received a concealed carry license under the Firearm
24 Concealed Carry Act, unless otherwise authorized by the
25 Firearm Concealed Carry Act; and databases under the
26 Firearm Concealed Carry Act, records of the Concealed Carry

1 Licensing Review Board under the Firearm Concealed Carry
2 Act, and law enforcement agency objections under the
3 Firearm Concealed Carry Act.

4 (w) Personally identifiable information which is
5 exempted from disclosure under subsection (g) of Section
6 19.1 of the Toll Highway Act.

7 (x) Information which is exempted from disclosure
8 under Section 5-1014.3 of the Counties Code or Section
9 8-11-21 of the Illinois Municipal Code.

10 (y) Confidential information under the Adult
11 Protective Services Act and its predecessor enabling
12 statute, the Elder Abuse and Neglect Act, including
13 information about the identity and administrative finding
14 against any caregiver of a verified and substantiated
15 decision of abuse, neglect, or financial exploitation of an
16 eligible adult maintained in the Registry established
17 under Section 7.5 of the Adult Protective Services Act.

18 (z) Records and information provided to a fatality
19 review team or the Illinois Fatality Review Team Advisory
20 Council under Section 15 of the Adult Protective Services
21 Act.

22 (aa) Information which is exempted from disclosure
23 under Section 2.37 of the Wildlife Code.

24 (bb) Information which is or was prohibited from
25 disclosure by the Juvenile Court Act of 1987.

26 (cc) Recordings made under the Law Enforcement

1 Officer-Worn Body Camera Act, except to the extent
2 authorized under that Act.

3 (dd) Information that is prohibited from being
4 disclosed under Section 45 of the Condominium and Common
5 Interest Community Ombudsperson Act.

6 (ee) Information that is exempted from disclosure
7 under Section 30.1 of the Pharmacy Practice Act.

8 (ff) Information that is exempted from disclosure
9 under the Revised Uniform Unclaimed Property Act.

10 (gg) ~~(ff)~~ Information that is prohibited from being
11 disclosed under Section 7-603.5 of the Illinois Vehicle
12 Code.

13 (hh) ~~(ff)~~ Records that are exempt from disclosure under
14 Section 1A-16.7 of the Election Code.

15 (ii) ~~(ff)~~ Information which is exempted from
16 disclosure under Section 2505-800 of the Department of
17 Revenue Law of the Civil Administrative Code of Illinois.

18 (jj) ~~(ff)~~ Information and reports that are required to
19 be submitted to the Department of Labor by registering day
20 and temporary labor service agencies but are exempt from
21 disclosure under subsection (a-1) of Section 45 of the Day
22 and Temporary Labor Services Act.

23 (kk) ~~(ff)~~ Information prohibited from disclosure under
24 the Seizure and Forfeiture Reporting Act.

25 (ll) The self-exclusion list and responsible gaming
26 database that are exempt from disclosure under Section 50

1 of the Sports Wagering Act.

2 (Source: P.A. 99-78, eff. 7-20-15; 99-298, eff. 8-6-15; 99-352,
3 eff. 1-1-16; 99-642, eff. 7-28-16; 99-776, eff. 8-12-16;
4 99-863, eff. 8-19-16; 100-20, eff. 7-1-17; 100-22, eff. 1-1-18;
5 100-201, eff. 8-18-17; 100-373, eff. 1-1-18; 100-464, eff.
6 8-28-17; 100-465, eff. 8-31-17; 100-512, eff. 7-1-18; 100-517,
7 eff. 6-1-18; revised 11-2-17.)

8 Section 915. The Illinois Horse Racing Act of 1975 is
9 amended by changing Sections 3.11 and 26 and by adding Sections
10 3.31, 3.32, 3.33, and 55.1 as follows:

11 (230 ILCS 5/3.11) (from Ch. 8, par. 37-3.11)

12 Sec. 3.11. "Organization Licensee" means any person
13 receiving an organization license from the Board to conduct a
14 race meeting or meetings. With respect only to sports wagering,
15 "organization licensee" includes the authorization for a
16 sports wagering license under Section 40 of the Sports Wagering
17 Act.

18 (Source: P.A. 79-1185.)

19 (230 ILCS 5/3.31 new)

20 Sec. 3.31. Sports wagering. "Sports wagering" means
21 wagering on sporting events as defined in the Sports Wagering
22 Act when conducted by an organization licensee pursuant to a
23 sports wagering license.

1 (230 ILCS 5/3.32 new)

2 Sec. 3.32. Sports wagering license. "Sports wagering
3 license" means a license issued by the Illinois Gaming Board
4 under the Sports Wagering Act authorizing sports wagering at a
5 sports wagering facility as defined by the Sports Wagering Act.

6 (230 ILCS 5/3.33 new)

7 Sec. 3.33. Sports wagering facility. "Sports wagering
8 facility" means that portion of an organization licensee's race
9 track facility, inter-track wagering facility, and inter-track
10 wagering location facility that sports wagering is conducted.

11 (230 ILCS 5/26) (from Ch. 8, par. 37-26)

12 Sec. 26. Wagering.

13 (a) Any licensee may conduct and supervise the pari-mutuel
14 system of wagering, as defined in Section 3.12 of this Act, on
15 horse races conducted by an Illinois organization licensee or
16 conducted at a racetrack located in another state or country
17 and televised in Illinois in accordance with subsection (g) of
18 Section 26 of this Act. Subject to the prior consent of the
19 Board, licensees may supplement any pari-mutuel pool in order
20 to guarantee a minimum distribution. Such pari-mutuel method of
21 wagering shall not, under any circumstances if conducted under
22 the provisions of this Act, be held or construed to be
23 unlawful, other statutes of this State to the contrary

1 notwithstanding. Subject to rules for advance wagering
2 promulgated by the Board, any licensee may accept wagers in
3 advance of the day of the race wagered upon occurs.

4 (b) No other method of betting, pool making, wagering or
5 gambling shall be used or permitted by the licensee. Each
6 licensee may retain, subject to the payment of all applicable
7 taxes and purses, an amount not to exceed 17% of all money
8 wagered under subsection (a) of this Section, except as may
9 otherwise be permitted under this Act.

10 (b-5) An individual may place a wager under the pari-mutuel
11 system from any licensed location authorized under this Act
12 provided that wager is electronically recorded in the manner
13 described in Section 3.12 of this Act. Any wager made
14 electronically by an individual while physically on the
15 premises of a licensee shall be deemed to have been made at the
16 premises of that licensee.

17 (c) Until January 1, 2000, the sum held by any licensee for
18 payment of outstanding pari-mutuel tickets, if unclaimed prior
19 to December 31 of the next year, shall be retained by the
20 licensee for payment of such tickets until that date. Within 10
21 days thereafter, the balance of such sum remaining unclaimed,
22 less any uncashed supplements contributed by such licensee for
23 the purpose of guaranteeing minimum distributions of any
24 pari-mutuel pool, shall be paid to the Illinois Veterans'
25 Rehabilitation Fund of the State treasury, except as provided
26 in subsection (g) of Section 27 of this Act.

1 (c-5) Beginning January 1, 2000, the sum held by any
2 licensee for payment of outstanding pari-mutuel tickets, if
3 unclaimed prior to December 31 of the next year, shall be
4 retained by the licensee for payment of such tickets until that
5 date. Within 10 days thereafter, the balance of such sum
6 remaining unclaimed, less any uncashed supplements contributed
7 by such licensee for the purpose of guaranteeing minimum
8 distributions of any pari-mutuel pool, shall be evenly
9 distributed to the purse account of the organization licensee
10 and the organization licensee.

11 (d) A pari-mutuel ticket shall be honored until December 31
12 of the next calendar year, and the licensee shall pay the same
13 and may charge the amount thereof against unpaid money
14 similarly accumulated on account of pari-mutuel tickets not
15 presented for payment.

16 (e) No licensee shall knowingly permit any minor, other
17 than an employee of such licensee or an owner, trainer, jockey,
18 driver, or employee thereof, to be admitted during a racing
19 program unless accompanied by a parent or guardian, or any
20 minor to be a patron of the pari-mutuel system of wagering
21 conducted or supervised by it. The admission of any
22 unaccompanied minor, other than an employee of the licensee or
23 an owner, trainer, jockey, driver, or employee thereof at a
24 race track is a Class C misdemeanor.

25 (f) Notwithstanding the other provisions of this Act, an
26 organization licensee may contract with an entity in another

1 state or country to permit any legal wagering entity in another
2 state or country to accept wagers solely within such other
3 state or country on races conducted by the organization
4 licensee in this State. Beginning January 1, 2000, these wagers
5 shall not be subject to State taxation. Until January 1, 2000,
6 when the out-of-State entity conducts a pari-mutuel pool
7 separate from the organization licensee, a privilege tax equal
8 to 7 1/2% of all monies received by the organization licensee
9 from entities in other states or countries pursuant to such
10 contracts is imposed on the organization licensee, and such
11 privilege tax shall be remitted to the Department of Revenue
12 within 48 hours of receipt of the moneys from the simulcast.
13 When the out-of-State entity conducts a combined pari-mutuel
14 pool with the organization licensee, the tax shall be 10% of
15 all monies received by the organization licensee with 25% of
16 the receipts from this 10% tax to be distributed to the county
17 in which the race was conducted.

18 An organization licensee may permit one or more of its
19 races to be utilized for pari-mutuel wagering at one or more
20 locations in other states and may transmit audio and visual
21 signals of races the organization licensee conducts to one or
22 more locations outside the State or country and may also permit
23 pari-mutuel pools in other states or countries to be combined
24 with its gross or net wagering pools or with wagering pools
25 established by other states.

26 (g) A host track may accept interstate simulcast wagers on

1 horse races conducted in other states or countries and shall
2 control the number of signals and types of breeds of racing in
3 its simulcast program, subject to the disapproval of the Board.
4 The Board may prohibit a simulcast program only if it finds
5 that the simulcast program is clearly adverse to the integrity
6 of racing. The host track simulcast program shall include the
7 signal of live racing of all organization licensees. All
8 non-host licensees and advance deposit wagering licensees
9 shall carry the signal of and accept wagers on live racing of
10 all organization licensees. Advance deposit wagering licensees
11 shall not be permitted to accept out-of-state wagers on any
12 Illinois signal provided pursuant to this Section without the
13 approval and consent of the organization licensee providing the
14 signal. For one year after August 15, 2014 (the effective date
15 of Public Act 98-968), non-host licensees may carry the host
16 track simulcast program and shall accept wagers on all races
17 included as part of the simulcast program of horse races
18 conducted at race tracks located within North America upon
19 which wagering is permitted. For a period of one year after
20 August 15, 2014 (the effective date of Public Act 98-968), on
21 horse races conducted at race tracks located outside of North
22 America, non-host licensees may accept wagers on all races
23 included as part of the simulcast program upon which wagering
24 is permitted. Beginning August 15, 2015 (one year after the
25 effective date of Public Act 98-968), non-host licensees may
26 carry the host track simulcast program and shall accept wagers

1 on all races included as part of the simulcast program upon
2 which wagering is permitted. All organization licensees shall
3 provide their live signal to all advance deposit wagering
4 licensees for a simulcast commission fee not to exceed 6% of
5 the advance deposit wagering licensee's Illinois handle on the
6 organization licensee's signal without prior approval by the
7 Board. The Board may adopt rules under which it may permit
8 simulcast commission fees in excess of 6%. The Board shall
9 adopt rules limiting the interstate commission fees charged to
10 an advance deposit wagering licensee. The Board shall adopt
11 rules regarding advance deposit wagering on interstate
12 simulcast races that shall reflect, among other things, the
13 General Assembly's desire to maximize revenues to the State,
14 horsemen purses, and organizational licensees. However,
15 organization licensees providing live signals pursuant to the
16 requirements of this subsection (g) may petition the Board to
17 withhold their live signals from an advance deposit wagering
18 licensee if the organization licensee discovers and the Board
19 finds reputable or credible information that the advance
20 deposit wagering licensee is under investigation by another
21 state or federal governmental agency, the advance deposit
22 wagering licensee's license has been suspended in another
23 state, or the advance deposit wagering licensee's license is in
24 revocation proceedings in another state. The organization
25 licensee's provision of their live signal to an advance deposit
26 wagering licensee under this subsection (g) pertains to wagers

1 placed from within Illinois. Advance deposit wagering
2 licensees may place advance deposit wagering terminals at
3 wagering facilities as a convenience to customers. The advance
4 deposit wagering licensee shall not charge or collect any fee
5 from purses for the placement of the advance deposit wagering
6 terminals. The costs and expenses of the host track and
7 non-host licensees associated with interstate simulcast
8 wagering, other than the interstate commission fee, shall be
9 borne by the host track and all non-host licensees incurring
10 these costs. The interstate commission fee shall not exceed 5%
11 of Illinois handle on the interstate simulcast race or races
12 without prior approval of the Board. The Board shall promulgate
13 rules under which it may permit interstate commission fees in
14 excess of 5%. The interstate commission fee and other fees
15 charged by the sending racetrack, including, but not limited
16 to, satellite decoder fees, shall be uniformly applied to the
17 host track and all non-host licensees.

18 Notwithstanding any other provision of this Act, through
19 December 31, 2018, an organization licensee, with the consent
20 of the horsemen association representing the largest number of
21 owners, trainers, jockeys, or standardbred drivers who race
22 horses at that organization licensee's racing meeting, may
23 maintain a system whereby advance deposit wagering may take
24 place or an organization licensee, with the consent of the
25 horsemen association representing the largest number of
26 owners, trainers, jockeys, or standardbred drivers who race

1 horses at that organization licensee's racing meeting, may
2 contract with another person to carry out a system of advance
3 deposit wagering. Such consent may not be unreasonably
4 withheld. Only with respect to an appeal to the Board that
5 consent for an organization licensee that maintains its own
6 advance deposit wagering system is being unreasonably
7 withheld, the Board shall issue a final order within 30 days
8 after initiation of the appeal, and the organization licensee's
9 advance deposit wagering system may remain operational during
10 that 30-day period. The actions of any organization licensee
11 who conducts advance deposit wagering or any person who has a
12 contract with an organization licensee to conduct advance
13 deposit wagering who conducts advance deposit wagering on or
14 after January 1, 2013 and prior to June 7, 2013 (the effective
15 date of Public Act 98-18) taken in reliance on the changes made
16 to this subsection (g) by Public Act 98-18 are hereby
17 validated, provided payment of all applicable pari-mutuel
18 taxes are remitted to the Board. All advance deposit wagers
19 placed from within Illinois must be placed through a
20 Board-approved advance deposit wagering licensee; no other
21 entity may accept an advance deposit wager from a person within
22 Illinois. All advance deposit wagering is subject to any rules
23 adopted by the Board. The Board may adopt rules necessary to
24 regulate advance deposit wagering through the use of emergency
25 rulemaking in accordance with Section 5-45 of the Illinois
26 Administrative Procedure Act. The General Assembly finds that

1 the adoption of rules to regulate advance deposit wagering is
2 deemed an emergency and necessary for the public interest,
3 safety, and welfare. An advance deposit wagering licensee may
4 retain all moneys as agreed to by contract with an organization
5 licensee. Any moneys retained by the organization licensee from
6 advance deposit wagering, not including moneys retained by the
7 advance deposit wagering licensee, shall be paid 50% to the
8 organization licensee's purse account and 50% to the
9 organization licensee. With the exception of any organization
10 licensee that is owned by a publicly traded company that is
11 incorporated in a state other than Illinois and advance deposit
12 wagering licensees under contract with such organization
13 licensees, organization licensees that maintain advance
14 deposit wagering systems and advance deposit wagering
15 licensees that contract with organization licensees shall
16 provide sufficiently detailed monthly accountings to the
17 horsemen association representing the largest number of
18 owners, trainers, jockeys, or standardbred drivers who race
19 horses at that organization licensee's racing meeting so that
20 the horsemen association, as an interested party, can confirm
21 the accuracy of the amounts paid to the purse account at the
22 horsemen association's affiliated organization licensee from
23 advance deposit wagering. If more than one breed races at the
24 same race track facility, then the 50% of the moneys to be paid
25 to an organization licensee's purse account shall be allocated
26 among all organization licensees' purse accounts operating at

1 that race track facility proportionately based on the actual
2 number of host days that the Board grants to that breed at that
3 race track facility in the current calendar year. To the extent
4 any fees from advance deposit wagering conducted in Illinois
5 for wagers in Illinois or other states have been placed in
6 escrow or otherwise withheld from wagers pending a
7 determination of the legality of advance deposit wagering, no
8 action shall be brought to declare such wagers or the
9 disbursement of any fees previously escrowed illegal.

10 (1) Between the hours of 6:30 a.m. and 6:30 p.m. an
11 inter-track wagering licensee other than the host track may
12 supplement the host track simulcast program with
13 additional simulcast races or race programs, provided that
14 between January 1 and the third Friday in February of any
15 year, inclusive, if no live thoroughbred racing is
16 occurring in Illinois during this period, only
17 thoroughbred races may be used for supplemental interstate
18 simulcast purposes. The Board shall withhold approval for a
19 supplemental interstate simulcast only if it finds that the
20 simulcast is clearly adverse to the integrity of racing. A
21 supplemental interstate simulcast may be transmitted from
22 an inter-track wagering licensee to its affiliated
23 non-host licensees. The interstate commission fee for a
24 supplemental interstate simulcast shall be paid by the
25 non-host licensee and its affiliated non-host licensees
26 receiving the simulcast.

1 (2) Between the hours of 6:30 p.m. and 6:30 a.m. an
2 inter-track wagering licensee other than the host track may
3 receive supplemental interstate simulcasts only with the
4 consent of the host track, except when the Board finds that
5 the simulcast is clearly adverse to the integrity of
6 racing. Consent granted under this paragraph (2) to any
7 inter-track wagering licensee shall be deemed consent to
8 all non-host licensees. The interstate commission fee for
9 the supplemental interstate simulcast shall be paid by all
10 participating non-host licensees.

11 (3) Each licensee conducting interstate simulcast
12 wagering may retain, subject to the payment of all
13 applicable taxes and the purses, an amount not to exceed
14 17% of all money wagered. If any licensee conducts the
15 pari-mutuel system wagering on races conducted at
16 racetracks in another state or country, each such race or
17 race program shall be considered a separate racing day for
18 the purpose of determining the daily handle and computing
19 the privilege tax of that daily handle as provided in
20 subsection (a) of Section 27. Until January 1, 2000, from
21 the sums permitted to be retained pursuant to this
22 subsection, each inter-track wagering location licensee
23 shall pay 1% of the pari-mutuel handle wagered on simulcast
24 wagering to the Horse Racing Tax Allocation Fund, subject
25 to the provisions of subparagraph (B) of paragraph (11) of
26 subsection (h) of Section 26 of this Act.

1 (4) A licensee who receives an interstate simulcast may
2 combine its gross or net pools with pools at the sending
3 racetracks pursuant to rules established by the Board. All
4 licensees combining their gross pools at a sending
5 racetrack shall adopt the take-out percentages of the
6 sending racetrack. A licensee may also establish a separate
7 pool and takeout structure for wagering purposes on races
8 conducted at race tracks outside of the State of Illinois.
9 The licensee may permit pari-mutuel wagers placed in other
10 states or countries to be combined with its gross or net
11 wagering pools or other wagering pools.

12 (5) After the payment of the interstate commission fee
13 (except for the interstate commission fee on a supplemental
14 interstate simulcast, which shall be paid by the host track
15 and by each non-host licensee through the host-track) and
16 all applicable State and local taxes, except as provided in
17 subsection (g) of Section 27 of this Act, the remainder of
18 moneys retained from simulcast wagering pursuant to this
19 subsection (g), and Section 26.2 shall be divided as
20 follows:

21 (A) For interstate simulcast wagers made at a host
22 track, 50% to the host track and 50% to purses at the
23 host track.

24 (B) For wagers placed on interstate simulcast
25 races, supplemental simulcasts as defined in
26 subparagraphs (1) and (2), and separately pooled races

1 conducted outside of the State of Illinois made at a
2 non-host licensee, 25% to the host track, 25% to the
3 non-host licensee, and 50% to the purses at the host
4 track.

5 (6) Notwithstanding any provision in this Act to the
6 contrary, non-host licensees who derive their licenses
7 from a track located in a county with a population in
8 excess of 230,000 and that borders the Mississippi River
9 may receive supplemental interstate simulcast races at all
10 times subject to Board approval, which shall be withheld
11 only upon a finding that a supplemental interstate
12 simulcast is clearly adverse to the integrity of racing.

13 (7) Notwithstanding any provision of this Act to the
14 contrary, after payment of all applicable State and local
15 taxes and interstate commission fees, non-host licensees
16 who derive their licenses from a track located in a county
17 with a population in excess of 230,000 and that borders the
18 Mississippi River shall retain 50% of the retention from
19 interstate simulcast wagers and shall pay 50% to purses at
20 the track from which the non-host licensee derives its
21 license as follows:

22 (A) Between January 1 and the third Friday in
23 February, inclusive, if no live thoroughbred racing is
24 occurring in Illinois during this period, when the
25 interstate simulcast is a standardbred race, the purse
26 share to its standardbred purse account;

1 (B) Between January 1 and the third Friday in
2 February, inclusive, if no live thoroughbred racing is
3 occurring in Illinois during this period, and the
4 interstate simulcast is a thoroughbred race, the purse
5 share to its interstate simulcast purse pool to be
6 distributed under paragraph (10) of this subsection
7 (g);

8 (C) Between January 1 and the third Friday in
9 February, inclusive, if live thoroughbred racing is
10 occurring in Illinois, between 6:30 a.m. and 6:30 p.m.
11 the purse share from wagers made during this time
12 period to its thoroughbred purse account and between
13 6:30 p.m. and 6:30 a.m. the purse share from wagers
14 made during this time period to its standardbred purse
15 accounts;

16 (D) Between the third Saturday in February and
17 December 31, when the interstate simulcast occurs
18 between the hours of 6:30 a.m. and 6:30 p.m., the purse
19 share to its thoroughbred purse account;

20 (E) Between the third Saturday in February and
21 December 31, when the interstate simulcast occurs
22 between the hours of 6:30 p.m. and 6:30 a.m., the purse
23 share to its standardbred purse account.

24 (7.1) Notwithstanding any other provision of this Act
25 to the contrary, if no standardbred racing is conducted at
26 a racetrack located in Madison County during any calendar

1 year beginning on or after January 1, 2002, all moneys
2 derived by that racetrack from simulcast wagering and
3 inter-track wagering that (1) are to be used for purses and
4 (2) are generated between the hours of 6:30 p.m. and 6:30
5 a.m. during that calendar year shall be paid as follows:

6 (A) If the licensee that conducts horse racing at
7 that racetrack requests from the Board at least as many
8 racing dates as were conducted in calendar year 2000,
9 80% shall be paid to its thoroughbred purse account;
10 and

11 (B) Twenty percent shall be deposited into the
12 Illinois Colt Stakes Purse Distribution Fund and shall
13 be paid to purses for standardbred races for Illinois
14 conceived and foaled horses conducted at any county
15 fairgrounds. The moneys deposited into the Fund
16 pursuant to this subparagraph (B) shall be deposited
17 within 2 weeks after the day they were generated, shall
18 be in addition to and not in lieu of any other moneys
19 paid to standardbred purses under this Act, and shall
20 not be commingled with other moneys paid into that
21 Fund. The moneys deposited pursuant to this
22 subparagraph (B) shall be allocated as provided by the
23 Department of Agriculture, with the advice and
24 assistance of the Illinois Standardbred Breeders Fund
25 Advisory Board.

26 (7.2) Notwithstanding any other provision of this Act

1 to the contrary, if no thoroughbred racing is conducted at
2 a racetrack located in Madison County during any calendar
3 year beginning on or after January 1, 2002, all moneys
4 derived by that racetrack from simulcast wagering and
5 inter-track wagering that (1) are to be used for purses and
6 (2) are generated between the hours of 6:30 a.m. and 6:30
7 p.m. during that calendar year shall be deposited as
8 follows:

9 (A) If the licensee that conducts horse racing at
10 that racetrack requests from the Board at least as many
11 racing dates as were conducted in calendar year 2000,
12 80% shall be deposited into its standardbred purse
13 account; and

14 (B) Twenty percent shall be deposited into the
15 Illinois Colt Stakes Purse Distribution Fund. Moneys
16 deposited into the Illinois Colt Stakes Purse
17 Distribution Fund pursuant to this subparagraph (B)
18 shall be paid to Illinois conceived and foaled
19 thoroughbred breeders' programs and to thoroughbred
20 purses for races conducted at any county fairgrounds
21 for Illinois conceived and foaled horses at the
22 discretion of the Department of Agriculture, with the
23 advice and assistance of the Illinois Thoroughbred
24 Breeders Fund Advisory Board. The moneys deposited
25 into the Illinois Colt Stakes Purse Distribution Fund
26 pursuant to this subparagraph (B) shall be deposited

1 within 2 weeks after the day they were generated, shall
2 be in addition to and not in lieu of any other moneys
3 paid to thoroughbred purses under this Act, and shall
4 not be commingled with other moneys deposited into that
5 Fund.

6 (7.3) If no live standardbred racing is conducted at a
7 racetrack located in Madison County in calendar year 2000
8 or 2001, an organization licensee who is licensed to
9 conduct horse racing at that racetrack shall, before
10 January 1, 2002, pay all moneys derived from simulcast
11 wagering and inter-track wagering in calendar years 2000
12 and 2001 and paid into the licensee's standardbred purse
13 account as follows:

14 (A) Eighty percent to that licensee's thoroughbred
15 purse account to be used for thoroughbred purses; and

16 (B) Twenty percent to the Illinois Colt Stakes
17 Purse Distribution Fund.

18 Failure to make the payment to the Illinois Colt Stakes
19 Purse Distribution Fund before January 1, 2002 shall result
20 in the immediate revocation of the licensee's organization
21 license, inter-track wagering license, and inter-track
22 wagering location license.

23 Moneys paid into the Illinois Colt Stakes Purse
24 Distribution Fund pursuant to this paragraph (7.3) shall be
25 paid to purses for standardbred races for Illinois
26 conceived and foaled horses conducted at any county

1 fairgrounds. Moneys paid into the Illinois Colt Stakes
2 Purse Distribution Fund pursuant to this paragraph (7.3)
3 shall be used as determined by the Department of
4 Agriculture, with the advice and assistance of the Illinois
5 Standardbred Breeders Fund Advisory Board, shall be in
6 addition to and not in lieu of any other moneys paid to
7 standardbred purses under this Act, and shall not be
8 commingled with any other moneys paid into that Fund.

9 (7.4) If live standardbred racing is conducted at a
10 racetrack located in Madison County at any time in calendar
11 year 2001 before the payment required under paragraph (7.3)
12 has been made, the organization licensee who is licensed to
13 conduct racing at that racetrack shall pay all moneys
14 derived by that racetrack from simulcast wagering and
15 inter-track wagering during calendar years 2000 and 2001
16 that (1) are to be used for purses and (2) are generated
17 between the hours of 6:30 p.m. and 6:30 a.m. during 2000 or
18 2001 to the standardbred purse account at that racetrack to
19 be used for standardbred purses.

20 (8) Notwithstanding any provision in this Act to the
21 contrary, an organization licensee from a track located in
22 a county with a population in excess of 230,000 and that
23 borders the Mississippi River and its affiliated non-host
24 licensees shall not be entitled to share in any retention
25 generated on racing, inter-track wagering, or simulcast
26 wagering at any other Illinois wagering facility.

1 (8.1) Notwithstanding any provisions in this Act to the
2 contrary, if 2 organization licensees are conducting
3 standardbred race meetings concurrently between the hours
4 of 6:30 p.m. and 6:30 a.m., after payment of all applicable
5 State and local taxes and interstate commission fees, the
6 remainder of the amount retained from simulcast wagering
7 otherwise attributable to the host track and to host track
8 purses shall be split daily between the 2 organization
9 licensees and the purses at the tracks of the 2
10 organization licensees, respectively, based on each
11 organization licensee's share of the total live handle for
12 that day, provided that this provision shall not apply to
13 any non-host licensee that derives its license from a track
14 located in a county with a population in excess of 230,000
15 and that borders the Mississippi River.

16 (9) (Blank).

17 (10) (Blank).

18 (11) (Blank).

19 (12) The Board shall have authority to compel all host
20 tracks to receive the simulcast of any or all races
21 conducted at the Springfield or DuQuoin State fairgrounds
22 and include all such races as part of their simulcast
23 programs.

24 (13) Notwithstanding any other provision of this Act,
25 in the event that the total Illinois pari-mutuel handle on
26 Illinois horse races at all wagering facilities in any

1 calendar year is less than 75% of the total Illinois
2 pari-mutuel handle on Illinois horse races at all such
3 wagering facilities for calendar year 1994, then each
4 wagering facility that has an annual total Illinois
5 pari-mutuel handle on Illinois horse races that is less
6 than 75% of the total Illinois pari-mutuel handle on
7 Illinois horse races at such wagering facility for calendar
8 year 1994, shall be permitted to receive, from any amount
9 otherwise payable to the purse account at the race track
10 with which the wagering facility is affiliated in the
11 succeeding calendar year, an amount equal to 2% of the
12 differential in total Illinois pari-mutuel handle on
13 Illinois horse races at the wagering facility between that
14 calendar year in question and 1994 provided, however, that
15 a wagering facility shall not be entitled to any such
16 payment until the Board certifies in writing to the
17 wagering facility the amount to which the wagering facility
18 is entitled and a schedule for payment of the amount to the
19 wagering facility, based on: (i) the racing dates awarded
20 to the race track affiliated with the wagering facility
21 during the succeeding year; (ii) the sums available or
22 anticipated to be available in the purse account of the
23 race track affiliated with the wagering facility for purses
24 during the succeeding year; and (iii) the need to ensure
25 reasonable purse levels during the payment period. The
26 Board's certification shall be provided no later than

1 January 31 of the succeeding year. In the event a wagering
2 facility entitled to a payment under this paragraph (13) is
3 affiliated with a race track that maintains purse accounts
4 for both standardbred and thoroughbred racing, the amount
5 to be paid to the wagering facility shall be divided
6 between each purse account pro rata, based on the amount of
7 Illinois handle on Illinois standardbred and thoroughbred
8 racing respectively at the wagering facility during the
9 previous calendar year. Annually, the General Assembly
10 shall appropriate sufficient funds from the General
11 Revenue Fund to the Department of Agriculture for payment
12 into the thoroughbred and standardbred horse racing purse
13 accounts at Illinois pari-mutuel tracks. The amount paid to
14 each purse account shall be the amount certified by the
15 Illinois Racing Board in January to be transferred from
16 each account to each eligible racing facility in accordance
17 with the provisions of this Section.

18 (h) The Board may approve and license the conduct of
19 inter-track wagering and simulcast wagering by inter-track
20 wagering licensees and inter-track wagering location licensees
21 subject to the following terms and conditions:

22 (1) Any person licensed to conduct a race meeting (i)
23 at a track where 60 or more days of racing were conducted
24 during the immediately preceding calendar year or where
25 over the 5 immediately preceding calendar years an average
26 of 30 or more days of racing were conducted annually may be

1 issued an inter-track wagering license; (ii) at a track
2 located in a county that is bounded by the Mississippi
3 River, which has a population of less than 150,000
4 according to the 1990 decennial census, and an average of
5 at least 60 days of racing per year between 1985 and 1993
6 may be issued an inter-track wagering license; ~~or~~ (iii) at
7 a track awarded standardbred racing dates in 2019 and
8 thereafter; or (iv) at a track located in Madison County
9 that conducted at least 100 days of live racing during the
10 immediately preceding calendar year may be issued an
11 inter-track wagering license, unless a lesser schedule of
12 live racing is the result of (A) weather, unsafe track
13 conditions, or other acts of God; (B) an agreement between
14 the organization licensee and the associations
15 representing the largest number of owners, trainers,
16 jockeys, or standardbred drivers who race horses at that
17 organization licensee's racing meeting; or (C) a finding by
18 the Board of extraordinary circumstances and that it was in
19 the best interest of the public and the sport to conduct
20 fewer than 100 days of live racing. Any such person having
21 operating control of the racing facility may receive
22 inter-track wagering location licenses. An eligible race
23 track located in a county that has a population of more
24 than 230,000 and that is bounded by the Mississippi River
25 may establish up to 9 inter-track wagering locations, an
26 eligible race track located in Stickney Township in Cook

1 County may establish up to 16 inter-track wagering
2 locations, and an eligible race track located in Palatine
3 Township in Cook County may establish up to 18 inter-track
4 wagering locations. An eligible race track conducting
5 standardbred racing may have up to 9 inter-track wagering
6 locations. An application for said license shall be filed
7 with the Board prior to such dates as may be fixed by the
8 Board. With an application for an inter-track wagering
9 location license there shall be delivered to the Board a
10 certified check or bank draft payable to the order of the
11 Board for an amount equal to \$500. The application shall be
12 on forms prescribed and furnished by the Board. The
13 application shall comply with all other rules, regulations
14 and conditions imposed by the Board in connection
15 therewith.

16 (2) The Board shall examine the applications with
17 respect to their conformity with this Act and the rules and
18 regulations imposed by the Board. If found to be in
19 compliance with the Act and rules and regulations of the
20 Board, the Board may then issue a license to conduct
21 inter-track wagering and simulcast wagering to such
22 applicant. All such applications shall be acted upon by the
23 Board at a meeting to be held on such date as may be fixed
24 by the Board.

25 (3) In granting licenses to conduct inter-track
26 wagering and simulcast wagering, the Board shall give due

1 consideration to the best interests of the public, of horse
2 racing, and of maximizing revenue to the State.

3 (4) Prior to the issuance of a license to conduct
4 inter-track wagering and simulcast wagering, the applicant
5 shall file with the Board a bond payable to the State of
6 Illinois in the sum of \$50,000, executed by the applicant
7 and a surety company or companies authorized to do business
8 in this State, and conditioned upon (i) the payment by the
9 licensee of all taxes due under Section 27 or 27.1 and any
10 other monies due and payable under this Act, and (ii)
11 distribution by the licensee, upon presentation of the
12 winning ticket or tickets, of all sums payable to the
13 patrons of pari-mutuel pools.

14 (5) Each license to conduct inter-track wagering and
15 simulcast wagering shall specify the person to whom it is
16 issued, the dates on which such wagering is permitted, and
17 the track or location where the wagering is to be
18 conducted.

19 (6) All wagering under such license is subject to this
20 Act and to the rules and regulations from time to time
21 prescribed by the Board, and every such license issued by
22 the Board shall contain a recital to that effect.

23 (7) An inter-track wagering licensee or inter-track
24 wagering location licensee may accept wagers at the track
25 or location where it is licensed, or as otherwise provided
26 under this Act.

1 (8) Inter-track wagering or simulcast wagering shall
2 not be conducted at any track less than 5 miles from a
3 track at which a racing meeting is in progress.

4 (8.1) Inter-track wagering location licensees who
5 derive their licenses from a particular organization
6 licensee shall conduct inter-track wagering and simulcast
7 wagering only at locations that are within 160 miles of
8 that race track where the particular organization licensee
9 is licensed to conduct racing. However, inter-track
10 wagering and simulcast wagering shall not be conducted by
11 those licensees at any location within 5 miles of any race
12 track at which a horse race meeting has been licensed in
13 the current year, unless the person having operating
14 control of such race track has given its written consent to
15 such inter-track wagering location licensees, which
16 consent must be filed with the Board at or prior to the
17 time application is made. In the case of any inter-track
18 wagering location licensee initially licensed after
19 December 31, 2013, inter-track wagering and simulcast
20 wagering shall not be conducted by those inter-track
21 wagering location licensees that are located outside the
22 City of Chicago at any location within 8 miles of any race
23 track at which a horse race meeting has been licensed in
24 the current year, unless the person having operating
25 control of such race track has given its written consent to
26 such inter-track wagering location licensees, which

1 consent must be filed with the Board at or prior to the
2 time application is made.

3 (8.2) Inter-track wagering or simulcast wagering shall
4 not be conducted by an inter-track wagering location
5 licensee at any location within 500 feet of an existing
6 church or existing school, nor within 500 feet of the
7 residences of more than 50 registered voters without
8 receiving written permission from a majority of the
9 registered voters at such residences. Such written
10 permission statements shall be filed with the Board. The
11 distance of 500 feet shall be measured to the nearest part
12 of any building used for worship services, education
13 programs, residential purposes, or conducting inter-track
14 wagering by an inter-track wagering location licensee, and
15 not to property boundaries. However, inter-track wagering
16 or simulcast wagering may be conducted at a site within 500
17 feet of a church, school or residences of 50 or more
18 registered voters if such church, school or residences have
19 been erected or established, or such voters have been
20 registered, after the Board issues the original
21 inter-track wagering location license at the site in
22 question. Inter-track wagering location licensees may
23 conduct inter-track wagering and simulcast wagering only
24 in areas that are zoned for commercial or manufacturing
25 purposes or in areas for which a special use has been
26 approved by the local zoning authority. However, no license

1 to conduct inter-track wagering and simulcast wagering
2 shall be granted by the Board with respect to any
3 inter-track wagering location within the jurisdiction of
4 any local zoning authority which has, by ordinance or by
5 resolution, prohibited the establishment of an inter-track
6 wagering location within its jurisdiction. However,
7 inter-track wagering and simulcast wagering may be
8 conducted at a site if such ordinance or resolution is
9 enacted after the Board licenses the original inter-track
10 wagering location licensee for the site in question.

11 (9) (Blank).

12 (10) An inter-track wagering licensee or an
13 inter-track wagering location licensee may retain, subject
14 to the payment of the privilege taxes and the purses, an
15 amount not to exceed 17% of all money wagered. Each program
16 of racing conducted by each inter-track wagering licensee
17 or inter-track wagering location licensee shall be
18 considered a separate racing day for the purpose of
19 determining the daily handle and computing the privilege
20 tax or pari-mutuel tax on such daily handle as provided in
21 Section 27.

22 (10.1) Except as provided in subsection (g) of Section
23 27 of this Act, inter-track wagering location licensees
24 shall pay 1% of the pari-mutuel handle at each location to
25 the municipality in which such location is situated and 1%
26 of the pari-mutuel handle at each location to the county in

1 which such location is situated. In the event that an
2 inter-track wagering location licensee is situated in an
3 unincorporated area of a county, such licensee shall pay 2%
4 of the pari-mutuel handle from such location to such
5 county.

6 (10.2) Notwithstanding any other provision of this
7 Act, with respect to inter-track wagering at a race track
8 located in a county that has a population of more than
9 230,000 and that is bounded by the Mississippi River ("the
10 first race track"), or at a facility operated by an
11 inter-track wagering licensee or inter-track wagering
12 location licensee that derives its license from the
13 organization licensee that operates the first race track,
14 on races conducted at the first race track or on races
15 conducted at another Illinois race track and
16 simultaneously televised to the first race track or to a
17 facility operated by an inter-track wagering licensee or
18 inter-track wagering location licensee that derives its
19 license from the organization licensee that operates the
20 first race track, those moneys shall be allocated as
21 follows:

22 (A) That portion of all moneys wagered on
23 standardbred racing that is required under this Act to
24 be paid to purses shall be paid to purses for
25 standardbred races.

26 (B) That portion of all moneys wagered on

1 thoroughbred racing that is required under this Act to
2 be paid to purses shall be paid to purses for
3 thoroughbred races.

4 (11) (A) After payment of the privilege or pari-mutuel
5 tax, any other applicable taxes, and the costs and expenses
6 in connection with the gathering, transmission, and
7 dissemination of all data necessary to the conduct of
8 inter-track wagering, the remainder of the monies retained
9 under either Section 26 or Section 26.2 of this Act by the
10 inter-track wagering licensee on inter-track wagering
11 shall be allocated with 50% to be split between the 2
12 participating licensees and 50% to purses, except that an
13 inter-track wagering licensee that derives its license
14 from a track located in a county with a population in
15 excess of 230,000 and that borders the Mississippi River
16 shall not divide any remaining retention with the Illinois
17 organization licensee that provides the race or races, and
18 an inter-track wagering licensee that accepts wagers on
19 races conducted by an organization licensee that conducts a
20 race meet in a county with a population in excess of
21 230,000 and that borders the Mississippi River shall not
22 divide any remaining retention with that organization
23 licensee.

24 (B) From the sums permitted to be retained pursuant to
25 this Act each inter-track wagering location licensee shall
26 pay (i) the privilege or pari-mutuel tax to the State; (ii)

1 4.75% of the pari-mutuel handle on inter-track wagering at
2 such location on races as purses, except that an
3 inter-track wagering location licensee that derives its
4 license from a track located in a county with a population
5 in excess of 230,000 and that borders the Mississippi River
6 shall retain all purse moneys for its own purse account
7 consistent with distribution set forth in this subsection
8 (h), and inter-track wagering location licensees that
9 accept wagers on races conducted by an organization
10 licensee located in a county with a population in excess of
11 230,000 and that borders the Mississippi River shall
12 distribute all purse moneys to purses at the operating host
13 track; (iii) until January 1, 2000, except as provided in
14 subsection (g) of Section 27 of this Act, 1% of the
15 pari-mutuel handle wagered on inter-track wagering and
16 simulcast wagering at each inter-track wagering location
17 licensee facility to the Horse Racing Tax Allocation Fund,
18 provided that, to the extent the total amount collected and
19 distributed to the Horse Racing Tax Allocation Fund under
20 this subsection (h) during any calendar year exceeds the
21 amount collected and distributed to the Horse Racing Tax
22 Allocation Fund during calendar year 1994, that excess
23 amount shall be redistributed (I) to all inter-track
24 wagering location licensees, based on each licensee's
25 pro-rata share of the total handle from inter-track
26 wagering and simulcast wagering for all inter-track

1 wagering location licensees during the calendar year in
2 which this provision is applicable; then (II) the amounts
3 redistributed to each inter-track wagering location
4 licensee as described in subpart (I) shall be further
5 redistributed as provided in subparagraph (B) of paragraph
6 (5) of subsection (g) of this Section 26 provided first,
7 that the shares of those amounts, which are to be
8 redistributed to the host track or to purses at the host
9 track under subparagraph (B) of paragraph (5) of subsection
10 (g) of this Section 26 shall be redistributed based on each
11 host track's pro rata share of the total inter-track
12 wagering and simulcast wagering handle at all host tracks
13 during the calendar year in question, and second, that any
14 amounts redistributed as described in part (I) to an
15 inter-track wagering location licensee that accepts wagers
16 on races conducted by an organization licensee that
17 conducts a race meet in a county with a population in
18 excess of 230,000 and that borders the Mississippi River
19 shall be further redistributed as provided in
20 subparagraphs (D) and (E) of paragraph (7) of subsection
21 (g) of this Section 26, with the portion of that further
22 redistribution allocated to purses at that organization
23 licensee to be divided between standardbred purses and
24 thoroughbred purses based on the amounts otherwise
25 allocated to purses at that organization licensee during
26 the calendar year in question; and (iv) 8% of the

1 pari-mutuel handle on inter-track wagering wagered at such
2 location to satisfy all costs and expenses of conducting
3 its wagering. The remainder of the monies retained by the
4 inter-track wagering location licensee shall be allocated
5 40% to the location licensee and 60% to the organization
6 licensee which provides the Illinois races to the location,
7 except that an inter-track wagering location licensee that
8 derives its license from a track located in a county with a
9 population in excess of 230,000 and that borders the
10 Mississippi River shall not divide any remaining retention
11 with the organization licensee that provides the race or
12 races and an inter-track wagering location licensee that
13 accepts wagers on races conducted by an organization
14 licensee that conducts a race meet in a county with a
15 population in excess of 230,000 and that borders the
16 Mississippi River shall not divide any remaining retention
17 with the organization licensee. Notwithstanding the
18 provisions of clauses (ii) and (iv) of this paragraph, in
19 the case of the additional inter-track wagering location
20 licenses authorized under paragraph (1) of this subsection
21 (h) by Public Act 87-110, those licensees shall pay the
22 following amounts as purses: during the first 12 months the
23 licensee is in operation, 5.25% of the pari-mutuel handle
24 wagered at the location on races; during the second 12
25 months, 5.25%; during the third 12 months, 5.75%; during
26 the fourth 12 months, 6.25%; and during the fifth 12 months

1 and thereafter, 6.75%. The following amounts shall be
2 retained by the licensee to satisfy all costs and expenses
3 of conducting its wagering: during the first 12 months the
4 licensee is in operation, 8.25% of the pari-mutuel handle
5 wagered at the location; during the second 12 months,
6 8.25%; during the third 12 months, 7.75%; during the fourth
7 12 months, 7.25%; and during the fifth 12 months and
8 thereafter, 6.75%. For additional inter-track wagering
9 location licensees authorized under Public Act 89-16,
10 purses for the first 12 months the licensee is in operation
11 shall be 5.75% of the pari-mutuel wagered at the location,
12 purses for the second 12 months the licensee is in
13 operation shall be 6.25%, and purses thereafter shall be
14 6.75%. For additional inter-track location licensees
15 authorized under Public Act 89-16, the licensee shall be
16 allowed to retain to satisfy all costs and expenses: 7.75%
17 of the pari-mutuel handle wagered at the location during
18 its first 12 months of operation, 7.25% during its second
19 12 months of operation, and 6.75% thereafter.

20 (C) There is hereby created the Horse Racing Tax
21 Allocation Fund which shall remain in existence until
22 December 31, 1999. Moneys remaining in the Fund after
23 December 31, 1999 shall be paid into the General Revenue
24 Fund. Until January 1, 2000, all monies paid into the Horse
25 Racing Tax Allocation Fund pursuant to this paragraph (11)
26 by inter-track wagering location licensees located in park

1 districts of 500,000 population or less, or in a
2 municipality that is not included within any park district
3 but is included within a conservation district and is the
4 county seat of a county that (i) is contiguous to the state
5 of Indiana and (ii) has a 1990 population of 88,257
6 according to the United States Bureau of the Census, and
7 operating on May 1, 1994 shall be allocated by
8 appropriation as follows:

9 Two-sevenths to the Department of Agriculture.
10 Fifty percent of this two-sevenths shall be used to
11 promote the Illinois horse racing and breeding
12 industry, and shall be distributed by the Department of
13 Agriculture upon the advice of a 9-member committee
14 appointed by the Governor consisting of the following
15 members: the Director of Agriculture, who shall serve
16 as chairman; 2 representatives of organization
17 licensees conducting thoroughbred race meetings in
18 this State, recommended by those licensees; 2
19 representatives of organization licensees conducting
20 standardbred race meetings in this State, recommended
21 by those licensees; a representative of the Illinois
22 Thoroughbred Breeders and Owners Foundation,
23 recommended by that Foundation; a representative of
24 the Illinois Standardbred Owners and Breeders
25 Association, recommended by that Association; a
26 representative of the Horsemen's Benevolent and

1 Protective Association or any successor organization
2 thereto established in Illinois comprised of the
3 largest number of owners and trainers, recommended by
4 that Association or that successor organization; and a
5 representative of the Illinois Harness Horsemen's
6 Association, recommended by that Association.
7 Committee members shall serve for terms of 2 years,
8 commencing January 1 of each even-numbered year. If a
9 representative of any of the above-named entities has
10 not been recommended by January 1 of any even-numbered
11 year, the Governor shall appoint a committee member to
12 fill that position. Committee members shall receive no
13 compensation for their services as members but shall be
14 reimbursed for all actual and necessary expenses and
15 disbursements incurred in the performance of their
16 official duties. The remaining 50% of this
17 two-sevenths shall be distributed to county fairs for
18 premiums and rehabilitation as set forth in the
19 Agricultural Fair Act;

20 Four-sevenths to park districts or municipalities
21 that do not have a park district of 500,000 population
22 or less for museum purposes (if an inter-track wagering
23 location licensee is located in such a park district)
24 or to conservation districts for museum purposes (if an
25 inter-track wagering location licensee is located in a
26 municipality that is not included within any park

1 district but is included within a conservation
2 district and is the county seat of a county that (i) is
3 contiguous to the state of Indiana and (ii) has a 1990
4 population of 88,257 according to the United States
5 Bureau of the Census, except that if the conservation
6 district does not maintain a museum, the monies shall
7 be allocated equally between the county and the
8 municipality in which the inter-track wagering
9 location licensee is located for general purposes) or
10 to a municipal recreation board for park purposes (if
11 an inter-track wagering location licensee is located
12 in a municipality that is not included within any park
13 district and park maintenance is the function of the
14 municipal recreation board and the municipality has a
15 1990 population of 9,302 according to the United States
16 Bureau of the Census); provided that the monies are
17 distributed to each park district or conservation
18 district or municipality that does not have a park
19 district in an amount equal to four-sevenths of the
20 amount collected by each inter-track wagering location
21 licensee within the park district or conservation
22 district or municipality for the Fund. Monies that were
23 paid into the Horse Racing Tax Allocation Fund before
24 August 9, 1991 (the effective date of Public Act
25 87-110) by an inter-track wagering location licensee
26 located in a municipality that is not included within

1 any park district but is included within a conservation
2 district as provided in this paragraph shall, as soon
3 as practicable after August 9, 1991 (the effective date
4 of Public Act 87-110), be allocated and paid to that
5 conservation district as provided in this paragraph.
6 Any park district or municipality not maintaining a
7 museum may deposit the monies in the corporate fund of
8 the park district or municipality where the
9 inter-track wagering location is located, to be used
10 for general purposes; and

11 One-seventh to the Agricultural Premium Fund to be
12 used for distribution to agricultural home economics
13 extension councils in accordance with "An Act in
14 relation to additional support and finances for the
15 Agricultural and Home Economic Extension Councils in
16 the several counties of this State and making an
17 appropriation therefor", approved July 24, 1967.

18 Until January 1, 2000, all other monies paid into the
19 Horse Racing Tax Allocation Fund pursuant to this paragraph
20 (11) shall be allocated by appropriation as follows:

21 Two-sevenths to the Department of Agriculture.
22 Fifty percent of this two-sevenths shall be used to
23 promote the Illinois horse racing and breeding
24 industry, and shall be distributed by the Department of
25 Agriculture upon the advice of a 9-member committee
26 appointed by the Governor consisting of the following

1 members: the Director of Agriculture, who shall serve
2 as chairman; 2 representatives of organization
3 licensees conducting thoroughbred race meetings in
4 this State, recommended by those licensees; 2
5 representatives of organization licensees conducting
6 standardbred race meetings in this State, recommended
7 by those licensees; a representative of the Illinois
8 Thoroughbred Breeders and Owners Foundation,
9 recommended by that Foundation; a representative of
10 the Illinois Standardbred Owners and Breeders
11 Association, recommended by that Association; a
12 representative of the Horsemen's Benevolent and
13 Protective Association or any successor organization
14 thereto established in Illinois comprised of the
15 largest number of owners and trainers, recommended by
16 that Association or that successor organization; and a
17 representative of the Illinois Harness Horsemen's
18 Association, recommended by that Association.
19 Committee members shall serve for terms of 2 years,
20 commencing January 1 of each even-numbered year. If a
21 representative of any of the above-named entities has
22 not been recommended by January 1 of any even-numbered
23 year, the Governor shall appoint a committee member to
24 fill that position. Committee members shall receive no
25 compensation for their services as members but shall be
26 reimbursed for all actual and necessary expenses and

1 disbursements incurred in the performance of their
2 official duties. The remaining 50% of this
3 two-sevenths shall be distributed to county fairs for
4 premiums and rehabilitation as set forth in the
5 Agricultural Fair Act;

6 Four-sevenths to museums and aquariums located in
7 park districts of over 500,000 population; provided
8 that the monies are distributed in accordance with the
9 previous year's distribution of the maintenance tax
10 for such museums and aquariums as provided in Section 2
11 of the Park District Aquarium and Museum Act; and

12 One-seventh to the Agricultural Premium Fund to be
13 used for distribution to agricultural home economics
14 extension councils in accordance with "An Act in
15 relation to additional support and finances for the
16 Agricultural and Home Economic Extension Councils in
17 the several counties of this State and making an
18 appropriation therefor", approved July 24, 1967. This
19 subparagraph (C) shall be inoperative and of no force
20 and effect on and after January 1, 2000.

21 (D) Except as provided in paragraph (11) of this
22 subsection (h), with respect to purse allocation from
23 inter-track wagering, the monies so retained shall be
24 divided as follows:

25 (i) If the inter-track wagering licensee,
26 except an inter-track wagering licensee that

1 derives its license from an organization licensee
2 located in a county with a population in excess of
3 230,000 and bounded by the Mississippi River, is
4 not conducting its own race meeting during the same
5 dates, then the entire purse allocation shall be to
6 purses at the track where the races wagered on are
7 being conducted.

8 (ii) If the inter-track wagering licensee,
9 except an inter-track wagering licensee that
10 derives its license from an organization licensee
11 located in a county with a population in excess of
12 230,000 and bounded by the Mississippi River, is
13 also conducting its own race meeting during the
14 same dates, then the purse allocation shall be as
15 follows: 50% to purses at the track where the races
16 wagered on are being conducted; 50% to purses at
17 the track where the inter-track wagering licensee
18 is accepting such wagers.

19 (iii) If the inter-track wagering is being
20 conducted by an inter-track wagering location
21 licensee, except an inter-track wagering location
22 licensee that derives its license from an
23 organization licensee located in a county with a
24 population in excess of 230,000 and bounded by the
25 Mississippi River, the entire purse allocation for
26 Illinois races shall be to purses at the track

1 where the race meeting being wagered on is being
2 held.

3 (12) The Board shall have all powers necessary and
4 proper to fully supervise and control the conduct of
5 inter-track wagering and simulcast wagering by inter-track
6 wagering licensees and inter-track wagering location
7 licensees, including, but not limited to the following:

8 (A) The Board is vested with power to promulgate
9 reasonable rules and regulations for the purpose of
10 administering the conduct of this wagering and to
11 prescribe reasonable rules, regulations and conditions
12 under which such wagering shall be held and conducted.
13 Such rules and regulations are to provide for the
14 prevention of practices detrimental to the public
15 interest and for the best interests of said wagering
16 and to impose penalties for violations thereof.

17 (B) The Board, and any person or persons to whom it
18 delegates this power, is vested with the power to enter
19 the facilities of any licensee to determine whether
20 there has been compliance with the provisions of this
21 Act and the rules and regulations relating to the
22 conduct of such wagering.

23 (C) The Board, and any person or persons to whom it
24 delegates this power, may eject or exclude from any
25 licensee's facilities, any person whose conduct or
26 reputation is such that his presence on such premises

1 may, in the opinion of the Board, call into the
2 question the honesty and integrity of, or interfere
3 with the orderly conduct of such wagering; provided,
4 however, that no person shall be excluded or ejected
5 from such premises solely on the grounds of race,
6 color, creed, national origin, ancestry, or sex.

7 (D) (Blank).

8 (E) The Board is vested with the power to appoint
9 delegates to execute any of the powers granted to it
10 under this Section for the purpose of administering
11 this wagering and any rules and regulations
12 promulgated in accordance with this Act.

13 (F) The Board shall name and appoint a State
14 director of this wagering who shall be a representative
15 of the Board and whose duty it shall be to supervise
16 the conduct of inter-track wagering as may be provided
17 for by the rules and regulations of the Board; such
18 rules and regulation shall specify the method of
19 appointment and the Director's powers, authority and
20 duties.

21 (G) The Board is vested with the power to impose
22 civil penalties of up to \$5,000 against individuals and
23 up to \$10,000 against licensees for each violation of
24 any provision of this Act relating to the conduct of
25 this wagering, any rules adopted by the Board, any
26 order of the Board or any other action which in the

1 Board's discretion, is a detriment or impediment to
2 such wagering.

3 (13) The Department of Agriculture may enter into
4 agreements with licensees authorizing such licensees to
5 conduct inter-track wagering on races to be held at the
6 licensed race meetings conducted by the Department of
7 Agriculture. Such agreement shall specify the races of the
8 Department of Agriculture's licensed race meeting upon
9 which the licensees will conduct wagering. In the event
10 that a licensee conducts inter-track pari-mutuel wagering
11 on races from the Illinois State Fair or DuQuoin State Fair
12 which are in addition to the licensee's previously approved
13 racing program, those races shall be considered a separate
14 racing day for the purpose of determining the daily handle
15 and computing the privilege or pari-mutuel tax on that
16 daily handle as provided in Sections 27 and 27.1. Such
17 agreements shall be approved by the Board before such
18 wagering may be conducted. In determining whether to grant
19 approval, the Board shall give due consideration to the
20 best interests of the public and of horse racing. The
21 provisions of paragraphs (1), (8), (8.1), and (8.2) of
22 subsection (h) of this Section which are not specified in
23 this paragraph (13) shall not apply to licensed race
24 meetings conducted by the Department of Agriculture at the
25 Illinois State Fair in Sangamon County or the DuQuoin State
26 Fair in Perry County, or to any wagering conducted on those

1 race meetings.

2 (14) An inter-track wagering location license
3 authorized by the Board in 2016 that is owned and operated
4 by a race track in Rock Island County shall be transferred
5 to a commonly owned race track in Cook County on August 12,
6 2016 (the effective date of Public Act 99-757). The
7 licensee shall retain its status in relation to purse
8 distribution under paragraph (11) of this subsection (h)
9 following the transfer to the new entity. The pari-mutuel
10 tax credit under Section 32.1 shall not be applied toward
11 any pari-mutuel tax obligation of the inter-track wagering
12 location licensee of the license that is transferred under
13 this paragraph (14).

14 (i) Notwithstanding the other provisions of this Act, the
15 conduct of wagering at wagering facilities is authorized on all
16 days, except as limited by subsection (b) of Section 19 of this
17 Act.

18 (Source: P.A. 99-756, eff. 8-12-16; 99-757, eff. 8-12-16;
19 100-201, eff. 8-18-17.)

20 (230 ILCS 5/55.1 new)

21 Sec. 55.1. Sports wagering.

22 (a) A person, firm, corporation, or limited liability
23 company having operating control of a race track may apply to
24 the Illinois Gaming Board for a sports wagering license.

25 (b) A sports wagering license shall authorize its holder to

1 conduct sports wagering at its sports wagering facilities at
2 the following:

3 (1) the grounds of the race track that the sports
4 wagering licensee has operating control;

5 (2) at an inter-track wagering facility that the sports
6 wagering licensee has operating control; and

7 (3) at inter-track wagering location facilities that
8 the sports wagering licensee has operating control.

9 Section 920. The Criminal Code of 2012 is amended by
10 changing Section 28-1 as follows:

11 (720 ILCS 5/28-1) (from Ch. 38, par. 28-1)

12 Sec. 28-1. Gambling.

13 (a) A person commits gambling when he or she:

14 (1) knowingly plays a game of chance or skill for money
15 or other thing of value, unless excepted in subsection (b)
16 of this Section;

17 (2) knowingly makes a wager upon the result of any
18 game, contest, or any political nomination, appointment or
19 election;

20 (3) knowingly operates, keeps, owns, uses, purchases,
21 exhibits, rents, sells, bargains for the sale or lease of,
22 manufactures or distributes any gambling device;

23 (4) contracts to have or give himself or herself or
24 another the option to buy or sell, or contracts to buy or

1 sell, at a future time, any grain or other commodity
2 whatsoever, or any stock or security of any company, where
3 it is at the time of making such contract intended by both
4 parties thereto that the contract to buy or sell, or the
5 option, whenever exercised, or the contract resulting
6 therefrom, shall be settled, not by the receipt or delivery
7 of such property, but by the payment only of differences in
8 prices thereof; however, the issuance, purchase, sale,
9 exercise, endorsement or guarantee, by or through a person
10 registered with the Secretary of State pursuant to Section
11 8 of the Illinois Securities Law of 1953, or by or through
12 a person exempt from such registration under said Section
13 8, of a put, call, or other option to buy or sell
14 securities which have been registered with the Secretary of
15 State or which are exempt from such registration under
16 Section 3 of the Illinois Securities Law of 1953 is not
17 gambling within the meaning of this paragraph (4);

18 (5) knowingly owns or possesses any book, instrument or
19 apparatus by means of which bets or wagers have been, or
20 are, recorded or registered, or knowingly possesses any
21 money which he has received in the course of a bet or
22 wager;

23 (6) knowingly sells pools upon the result of any game
24 or contest of skill or chance, political nomination,
25 appointment or election;

26 (7) knowingly sets up or promotes any lottery or sells,

1 offers to sell or transfers any ticket or share for any
2 lottery;

3 (8) knowingly sets up or promotes any policy game or
4 sells, offers to sell or knowingly possesses or transfers
5 any policy ticket, slip, record, document or other similar
6 device;

7 (9) knowingly drafts, prints or publishes any lottery
8 ticket or share, or any policy ticket, slip, record,
9 document or similar device, except for such activity
10 related to lotteries, bingo games and raffles authorized by
11 and conducted in accordance with the laws of Illinois or
12 any other state or foreign government;

13 (10) knowingly advertises any lottery or policy game,
14 except for such activity related to lotteries, bingo games
15 and raffles authorized by and conducted in accordance with
16 the laws of Illinois or any other state;

17 (11) knowingly transmits information as to wagers,
18 betting odds, or changes in betting odds by telephone,
19 telegraph, radio, semaphore or similar means; or knowingly
20 installs or maintains equipment for the transmission or
21 receipt of such information; except that nothing in this
22 subdivision (11) prohibits transmission or receipt of such
23 information for use in news reporting of sporting events or
24 contests; or

25 (12) knowingly establishes, maintains, or operates an
26 Internet site that permits a person to play a game of

1 chance or skill for money or other thing of value by means
2 of the Internet or to make a wager upon the result of any
3 game, contest, political nomination, appointment, or
4 election by means of the Internet. This item (12) does not
5 apply to activities referenced in items (6) and (6.1) of
6 subsection (b) of this Section.

7 (b) Participants in any of the following activities shall
8 not be convicted of gambling:

9 (1) Agreements to compensate for loss caused by the
10 happening of chance including without limitation contracts
11 of indemnity or guaranty and life or health or accident
12 insurance.

13 (2) Offers of prizes, award or compensation to the
14 actual contestants in any bona fide contest for the
15 determination of skill, speed, strength or endurance or to
16 the owners of animals or vehicles entered in such contest.

17 (3) Pari-mutuel betting as authorized by the law of
18 this State.

19 (4) Manufacture of gambling devices, including the
20 acquisition of essential parts therefor and the assembly
21 thereof, for transportation in interstate or foreign
22 commerce to any place outside this State when such
23 transportation is not prohibited by any applicable Federal
24 law; or the manufacture, distribution, or possession of
25 video gaming terminals, as defined in the Video Gaming Act,
26 by manufacturers, distributors, and terminal operators

1 licensed to do so under the Video Gaming Act.

2 (5) The game commonly known as "bingo", when conducted
3 in accordance with the Bingo License and Tax Act.

4 (6) Lotteries when conducted by the State of Illinois
5 in accordance with the Illinois Lottery Law. This exemption
6 includes any activity conducted by the Department of
7 Revenue to sell lottery tickets pursuant to the provisions
8 of the Illinois Lottery Law and its rules.

9 (6.1) The purchase of lottery tickets through the
10 Internet for a lottery conducted by the State of Illinois
11 under the program established in Section 7.12 of the
12 Illinois Lottery Law.

13 (7) Possession of an antique slot machine that is
14 neither used nor intended to be used in the operation or
15 promotion of any unlawful gambling activity or enterprise.
16 For the purpose of this subparagraph (b) (7), an antique
17 slot machine is one manufactured 25 years ago or earlier.

18 (8) Raffles and poker runs when conducted in accordance
19 with the Raffles and Poker Runs Act.

20 (9) Charitable games when conducted in accordance with
21 the Charitable Games Act.

22 (10) Pull tabs and jar games when conducted under the
23 Illinois Pull Tabs and Jar Games Act.

24 (11) Gambling games conducted on riverboats when
25 authorized by the Riverboat Gambling Act.

26 (12) Video gaming terminal games at a licensed

1 establishment, licensed truck stop establishment, licensed
2 fraternal establishment, or licensed veterans
3 establishment when conducted in accordance with the Video
4 Gaming Act.

5 (13) Games of skill or chance where money or other
6 things of value can be won but no payment or purchase is
7 required to participate.

8 (14) Savings promotion raffles authorized under
9 Section 5g of the Illinois Banking Act, Section 7008 of the
10 Savings Bank Act, Section 42.7 of the Illinois Credit Union
11 Act, Section 5136B of the National Bank Act (12 U.S.C.
12 25a), or Section 4 of the Home Owners' Loan Act (12 U.S.C.
13 1463).

14 (15) Sports wagering conducted in accordance with the
15 Sports Wagering Act.

16 (c) Sentence.

17 Gambling is a Class A misdemeanor. A second or subsequent
18 conviction under subsections (a) (3) through (a) (12), is a Class
19 4 felony.

20 (d) Circumstantial evidence.

21 In prosecutions under this Section circumstantial evidence
22 shall have the same validity and weight as in any criminal
23 prosecution.

24 (Source: P.A. 98-644, eff. 6-10-14; 99-149, eff. 1-1-16.)

25 Section 995. No acceleration or delay. Where this Act makes

1 changes in a statute that is represented in this Act by text
2 that is not yet or no longer in effect (for example, a Section
3 represented by multiple versions), the use of that text does
4 not accelerate or delay the taking effect of (i) the changes
5 made by this Act or (ii) provisions derived from any other
6 Public Act.

1 INDEX

2 Statutes amended in order of appearance

3 New Act

4 5 ILCS 100/5-45 from Ch. 127, par. 1005-45

5 5 ILCS 140/7.5

6 230 ILCS 5/3.11 from Ch. 8, par. 37-3.11

7 230 ILCS 5/3.31 new

8 230 ILCS 5/3.32 new

9 230 ILCS 5/3.33 new

10 230 ILCS 5/26 from Ch. 8, par. 37-26

11 230 ILCS 5/55.1 new

12 720 ILCS 5/28-1 from Ch. 38, par. 28-1