



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB5198

Introduced 1/31/2022, by Rep. Robert Rita

SYNOPSIS AS INTRODUCED:

230 ILCS 5/26

from Ch. 8, par. 37-26

Amends the Illinois Horse Racing Act of 1975. Removes a provision that provides that an eligible race track located in a county that has a population of more than 230,000 and is bounded by the Mississippi River may establish up to 9 inter-track wagering locations, an eligible race track located in Stickney Township in Cook County may establish up to 16 inter-track wagering locations, and an eligible race track located in Palatine Township in Cook County may establish up to 18 inter-track wagering locations. Removes a provision that provides that any eligible racetrack conducting Standardbred racing may have up to 16 inter-track wagering locations. Provides that an inter-track wagering location licensee may conduct inter-track wagering and simulcast wagering without written consent regardless of whether it is located within 5 miles (or 8 miles for specific locations outside of Chicago) of a race track if the Illinois Racing Board licensed the inter-track wagering location licensee before initially issuing an organization license to the race track in question.

LRB102 26048 AMQ 35493 b

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 5. The Illinois Horse Racing Act of 1975 is
5 amended by changing Section 26 as follows:

6 (230 ILCS 5/26) (from Ch. 8, par. 37-26)

7 Sec. 26. Wagering.

8 (a) Any licensee may conduct and supervise the pari-mutuel
9 system of wagering, as defined in Section 3.12 of this Act, on
10 horse races conducted by an Illinois organization licensee or
11 conducted at a racetrack located in another state or country
12 in accordance with subsection (g) of Section 26 of this Act.
13 Subject to the prior consent of the Board, licensees may
14 supplement any pari-mutuel pool in order to guarantee a
15 minimum distribution. Such pari-mutuel method of wagering
16 shall not, under any circumstances if conducted under the
17 provisions of this Act, be held or construed to be unlawful,
18 other statutes of this State to the contrary notwithstanding.
19 Subject to rules for advance wagering promulgated by the
20 Board, any licensee may accept wagers in advance of the day ~~of~~
21 the race wagered upon occurs.

22 (b) Except for those gaming activities for which a license
23 is obtained and authorized under the Illinois Lottery Law, the

1 Charitable Games Act, the Raffles and Poker Runs Act, or the
2 Illinois Gambling Act, no other method of betting, pool
3 making, wagering or gambling shall be used or permitted by the
4 licensee. Each licensee may retain, subject to the payment of
5 all applicable taxes and purses, an amount not to exceed 17% of
6 all money wagered under subsection (a) of this Section, except
7 as may otherwise be permitted under this Act.

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

15 (c) (Blank).

16 (c-5) The sum held by any licensee for payment of
17 outstanding pari-mutuel tickets, if unclaimed prior to
18 December 31 of the next year, shall be retained by the licensee
19 for payment of such tickets until that date. Within 10 days
20 thereafter, the balance of such sum remaining unclaimed, less
21 any uncashed supplements contributed by such licensee for the
22 purpose of guaranteeing minimum distributions of any
23 pari-mutuel pool, shall be evenly distributed to the purse
24 account of the organization licensee and the organization
25 licensee, except that the balance of the sum of all
26 outstanding pari-mutuel tickets generated from simulcast

1 wagering and inter-track wagering by an organization licensee
2 located in a county with a population in excess of 230,000 and
3 borders the Mississippi River or any licensee that derives its
4 license from that organization licensee shall be evenly
5 distributed to the purse account of the organization licensee
6 and the organization licensee.

7 (d) A pari-mutuel ticket shall be honored until December
8 31 of the next calendar year, and the licensee shall pay the
9 same and may charge the amount thereof against unpaid money
10 similarly accumulated on account of pari-mutuel tickets not
11 presented for payment.

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

21 (f) Notwithstanding the other provisions of this Act, an
22 organization licensee may contract with an entity in another
23 state or country to permit any legal wagering entity in
24 another state or country to accept wagers solely within such
25 other state or country on races conducted by the organization
26 licensee in this State. Beginning January 1, 2000, these

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

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

22 (g) A host track may accept interstate simulcast wagers on
23 horse races conducted in other states or countries and shall
24 control the number of signals and types of breeds of racing in
25 its simulcast program, subject to the disapproval of the
26 Board. The Board may prohibit a simulcast program only if it

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

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

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

15 Notwithstanding any other provision of this Act, an
16 organization licensee, with the consent of the horsemen
17 association representing the largest number of owners,
18 trainers, jockeys, or standardbred drivers who race horses at
19 that organization licensee's racing meeting, may maintain a
20 system whereby advance deposit wagering may take place or an
21 organization licensee, with the consent of the horsemen
22 association representing the largest number of owners,
23 trainers, jockeys, or standardbred drivers who race horses at
24 that organization licensee's racing meeting, may contract with
25 another person to carry out a system of advance deposit
26 wagering. Such consent may not be unreasonably withheld. Only

1 with respect to an appeal to the Board that consent for an
2 organization licensee that maintains its own advance deposit
3 wagering system is being unreasonably withheld, the Board
4 shall issue a final order within 30 days after initiation of
5 the appeal, and the organization licensee's advance deposit
6 wagering system may remain operational during that 30-day
7 period. The actions of any organization licensee who conducts
8 advance deposit wagering or any person who has a contract with
9 an organization licensee to conduct advance deposit wagering
10 who conducts advance deposit wagering on or after January 1,
11 2013 and prior to June 7, 2013 (the effective date of Public
12 Act 98-18) taken in reliance on the changes made to this
13 subsection (g) by Public Act 98-18 are hereby validated,
14 provided payment of all applicable pari-mutuel taxes are
15 remitted to the Board. All advance deposit wagers placed from
16 within Illinois must be placed through a Board-approved
17 advance deposit wagering licensee; no other entity may accept
18 an advance deposit wager from a person within Illinois. All
19 advance deposit wagering is subject to any rules adopted by
20 the Board. The Board may adopt rules necessary to regulate
21 advance deposit wagering through the use of emergency
22 rulemaking in accordance with Section 5-45 of the Illinois
23 Administrative Procedure Act. The General Assembly finds that
24 the adoption of rules to regulate advance deposit wagering is
25 deemed an emergency and necessary for the public interest,
26 safety, and welfare. An advance deposit wagering licensee may

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

1 extent any fees from advance deposit wagering conducted in
2 Illinois for wagers in Illinois or other states have been
3 placed in escrow or otherwise withheld from wagers pending a
4 determination of the legality of advance deposit wagering, no
5 action shall be brought to declare such wagers or the
6 disbursement of any fees previously escrowed illegal.

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

24 (2) Between the hours of 6:30 p.m. and 6:30 a.m. an
25 inter-track wagering licensee other than the host track
26 may receive supplemental interstate simulcasts only with

1 the consent of the host track, except when the Board finds
2 that the simulcast is clearly adverse to the integrity of
3 racing. Consent granted under this paragraph (2) to any
4 inter-track wagering licensee shall be deemed consent to
5 all non-host licensees. The interstate commission fee for
6 the supplemental interstate simulcast shall be paid by all
7 participating non-host licensees.

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

25 (4) A licensee who receives an interstate simulcast
26 may combine its gross or net pools with pools at the

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

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

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

22 (B) For wagers placed on interstate simulcast
23 races, supplemental simulcasts as defined in
24 subparagraphs (1) and (2), and separately pooled races
25 conducted outside of the State of Illinois made at a
26 non-host licensee, 25% to the host track, 25% to the

1 non-host licensee, and 50% to the purses at the host
2 track.

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

11 (7) Effective January 1, 2017, notwithstanding any
12 provision of this Act to the contrary, after payment of
13 all applicable State and local taxes and interstate
14 commission fees, non-host licensees who derive their
15 licenses from a track located in a county with a
16 population in excess of 230,000 and that borders the
17 Mississippi River shall retain 50% of the retention from
18 interstate simulcast wagers and shall pay 50% to purses at
19 the track from which the non-host licensee derives its
20 license.

21 (7.1) Notwithstanding any other provision of this Act
22 to the contrary, if no standardbred racing is conducted at
23 a racetrack located in Madison County during any calendar
24 year beginning on or after January 1, 2002, all moneys
25 derived by that racetrack from simulcast wagering and
26 inter-track wagering that (1) are to be used for purses

1 and (2) are generated between the hours of 6:30 p.m. and
2 6:30 a.m. during that calendar year shall be paid as
3 follows:

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

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

24 (7.2) Notwithstanding any other provision of this Act
25 to the contrary, if no thoroughbred 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
4 and (2) are generated between the hours of 6:30 a.m. and
5 6:30 p.m. during that calendar year shall be deposited as
6 follows:

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

12 (B) Twenty percent shall be deposited into the
13 Illinois Colt Stakes Purse Distribution Fund. Moneys
14 deposited into the Illinois Colt Stakes Purse
15 Distribution Fund pursuant to this subparagraph (B)
16 shall be paid to Illinois conceived and foaled
17 thoroughbred breeders' programs and to thoroughbred
18 purses for races conducted at any county fairgrounds
19 for Illinois conceived and foaled horses at the
20 discretion of the Department of Agriculture, with the
21 advice and assistance of the Illinois Thoroughbred
22 Breeders Fund Advisory Board. The moneys deposited
23 into the Illinois Colt Stakes Purse Distribution Fund
24 pursuant to this subparagraph (B) shall be deposited
25 within 2 weeks after the day they were generated,
26 shall be in addition to and not in lieu of any other

1 moneys paid to thoroughbred purses under this Act, and
2 shall not be commingled with other moneys deposited
3 into that Fund.

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

11 (8.1) Notwithstanding any provisions in this Act to
12 the contrary, if 2 organization licensees are conducting
13 standardbred race meetings concurrently between the hours
14 of 6:30 p.m. and 6:30 a.m., after payment of all
15 applicable State and local taxes and interstate commission
16 fees, the remainder of the amount retained from simulcast
17 wagering otherwise attributable to the host track and to
18 host track purses shall be split daily between the 2
19 organization licensees and the purses at the tracks of the
20 2 organization licensees, respectively, based on each
21 organization licensee's share of the total live handle for
22 that day, provided that this provision shall not apply to
23 any non-host licensee that derives its license from a
24 track located in a county with a population in excess of
25 230,000 and that borders the Mississippi River.

26 (9) (Blank).

1 (10) (Blank).

2 (11) (Blank).

3 (12) The Board shall have authority to compel all host
4 tracks to receive the simulcast of any or all races
5 conducted at the Springfield or DuQuoin State fairgrounds
6 and include all such races as part of their simulcast
7 programs.

8 (13) Notwithstanding any other provision of this Act,
9 in the event that the total Illinois pari-mutuel handle on
10 Illinois horse races at all wagering facilities in any
11 calendar year is less than 75% of the total Illinois
12 pari-mutuel handle on Illinois horse races at all such
13 wagering facilities for calendar year 1994, then each
14 wagering facility that has an annual total Illinois
15 pari-mutuel handle on Illinois horse races that is less
16 than 75% of the total Illinois pari-mutuel handle on
17 Illinois horse races at such wagering facility for
18 calendar year 1994, shall be permitted to receive, from
19 any amount otherwise payable to the purse account at the
20 race track with which the wagering facility is affiliated
21 in the succeeding calendar year, an amount equal to 2% of
22 the differential in total Illinois pari-mutuel handle on
23 Illinois horse races at the wagering facility between that
24 calendar year in question and 1994 provided, however, that
25 a wagering facility shall not be entitled to any such
26 payment until the Board certifies in writing to the

1 wagering facility the amount to which the wagering
2 facility is entitled and a schedule for payment of the
3 amount to the wagering facility, based on: (i) the racing
4 dates awarded to the race track affiliated with the
5 wagering facility during the succeeding year; (ii) the
6 sums available or anticipated to be available in the purse
7 account of the race track affiliated with the wagering
8 facility for purses during the succeeding year; and (iii)
9 the need to ensure reasonable purse levels during the
10 payment period. The Board's certification shall be
11 provided no later than January 31 of the succeeding year.
12 In the event a wagering facility entitled to a payment
13 under this paragraph (13) is affiliated with a race track
14 that maintains purse accounts for both standardbred and
15 thoroughbred racing, the amount to be paid to the wagering
16 facility shall be divided between each purse account pro
17 rata, based on the amount of Illinois handle on Illinois
18 standardbred and thoroughbred racing respectively at the
19 wagering facility during the previous calendar year.
20 Annually, the General Assembly shall appropriate
21 sufficient funds from the General Revenue Fund to the
22 Department of Agriculture for payment into the
23 thoroughbred and standardbred horse racing purse accounts
24 at Illinois pari-mutuel tracks. The amount paid to each
25 purse account shall be the amount certified by the
26 Illinois Racing Board in January to be transferred from

1 each account to each eligible racing facility in
2 accordance with the provisions of this Section. Beginning
3 in the calendar year in which an organization licensee
4 that is eligible to receive payment under this paragraph
5 (13) begins to receive funds from gaming pursuant to an
6 organization gaming license issued under the Illinois
7 Gambling Act, the amount of the payment due to all
8 wagering facilities licensed under that organization
9 licensee under this paragraph (13) shall be the amount
10 certified by the Board in January of that year. An
11 organization licensee and its related wagering facilities
12 shall no longer be able to receive payments under this
13 paragraph (13) beginning in the year subsequent to the
14 first year in which the organization licensee begins to
15 receive funds from gaming pursuant to an organization
16 gaming license issued under the Illinois Gambling Act.

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

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

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

~~eligible race track located in Palatine Township in Cook County may establish up to 18 inter-track wagering locations. An eligible racetrack conducting standardbred racing may have up to 16 inter-track wagering locations.~~

An application for said license shall be filed with the Board prior to such dates as may be fixed by the Board. With an application for an inter-track wagering location license there shall be delivered to the Board a certified check or bank draft payable to the order of the Board for an amount equal to \$500. The application shall be on forms prescribed and furnished by the Board. The application shall comply with all other rules, regulations and conditions imposed by the Board in connection therewith.

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

(3) In granting licenses to conduct inter-track wagering and simulcast wagering, the Board shall give due consideration to the best interests of the public, of horse racing, and of maximizing revenue to the State.

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

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

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

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

25 (8) Inter-track wagering or simulcast wagering shall
26 not be conducted at any track less than 4 miles from a

1 track at which a racing meeting is in progress.

2 (8.1) Inter-track wagering location licensees who
3 derive their licenses from a particular organization
4 licensee shall conduct inter-track wagering and simulcast
5 wagering only at locations that are within 160 miles of
6 that race track where the particular organization licensee
7 is licensed to conduct racing. Except as otherwise
8 provided ~~However~~, inter-track wagering and simulcast
9 wagering shall not be conducted by those licensees at any
10 location within 5 miles of any race track at which a horse
11 race meeting has been licensed in the current year, unless
12 the person having operating control of such race track has
13 given its written consent to such inter-track wagering
14 location licensees, which consent must be filed with the
15 Board at or prior to the time application is made. In the
16 case of any inter-track wagering location licensee
17 initially licensed after December 31, 2013, inter-track
18 wagering and simulcast wagering shall not be conducted by
19 those inter-track wagering location licensees that are
20 located outside the City of Chicago at any location within
21 8 miles of any race track at which a horse race meeting has
22 been licensed in the current year, unless the person
23 having operating control of such race track has given its
24 written consent to such inter-track wagering location
25 licensees, which consent must be filed with the Board at
26 or prior to the time application is made. However, an

1 inter-track wagering location licensee may conduct
2 inter-track wagering and simulcast wagering without
3 written consent regardless of whether it is located within
4 5 miles (or 8 miles for an inter-track wagering location
5 licensee initially licensed after December 31, 2013 that
6 is located outside the City of Chicago) of a race track if
7 the Board licensed the inter-track wagering location
8 licensee before initially issuing an organization license
9 to the race track in question.

10 (8.2) Inter-track wagering or simulcast wagering shall
11 not be conducted by an inter-track wagering location
12 licensee at any location within 100 feet of an existing
13 church, an existing elementary or secondary public school,
14 or an existing elementary or secondary private school
15 registered with or recognized by the State Board of
16 Education. The distance of 100 feet shall be measured to
17 the nearest part of any building used for worship
18 services, education programs, or conducting inter-track
19 wagering by an inter-track wagering location licensee, and
20 not to property boundaries. However, inter-track wagering
21 or simulcast wagering may be conducted at a site within
22 100 feet of a church or school if such church or school has
23 been erected or established after the Board issues the
24 original inter-track wagering location license at the site
25 in question. Inter-track wagering location licensees may
26 conduct inter-track wagering and simulcast wagering only

1 in areas that are zoned for commercial or manufacturing
2 purposes or in areas for which a special use has been
3 approved by the local zoning authority. However, no
4 license to conduct inter-track wagering and simulcast
5 wagering shall be granted by the Board with respect to any
6 inter-track wagering location within the jurisdiction of
7 any local zoning authority which has, by ordinance or by
8 resolution, prohibited the establishment of an inter-track
9 wagering location within its jurisdiction. However,
10 inter-track wagering and simulcast wagering may be
11 conducted at a site if such ordinance or resolution is
12 enacted after the Board licenses the original inter-track
13 wagering location licensee for the site in question.

14 (9) (Blank).

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

25 (10.1) Except as provided in subsection (g) of Section
26 27 of this Act, inter-track wagering location licensees

1 shall pay 1% of the pari-mutuel handle at each location to
2 the municipality in which such location is situated and 1%
3 of the pari-mutuel handle at each location to the county
4 in which such location is situated. In the event that an
5 inter-track wagering location licensee is situated in an
6 unincorporated area of a county, such licensee shall pay
7 2% of the pari-mutuel handle from such location to such
8 county. Inter-track wagering location licensees must pay
9 the handle percentage required under this paragraph to the
10 municipality and county no later than the 20th of the
11 month following the month such handle was generated.

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

1 follows:

2 (A) That portion of all moneys wagered on
3 standardbred racing that is required under this Act to
4 be paid to purses shall be paid to purses for
5 standardbred races.

6 (B) That portion of all moneys wagered on
7 thoroughbred racing that is required under this Act to
8 be paid to purses shall be paid to purses for
9 thoroughbred races.

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

1 230,000 and that borders the Mississippi River shall not
2 divide any remaining retention with that organization
3 licensee.

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

1 during any calendar year exceeds the amount collected and
2 distributed to the Horse Racing Tax Allocation Fund during
3 calendar year 1994, that excess amount shall be
4 redistributed (I) to all inter-track wagering location
5 licensees, based on each licensee's pro rata share of the
6 total handle from inter-track wagering and simulcast
7 wagering for all inter-track wagering location licensees
8 during the calendar year in which this provision is
9 applicable; then (II) the amounts redistributed to each
10 inter-track wagering location licensee as described in
11 subpart (I) shall be further redistributed as provided in
12 subparagraph (B) of paragraph (5) of subsection (g) of
13 this Section 26 provided first, that the shares of those
14 amounts, which are to be redistributed to the host track
15 or to purses at the host track under subparagraph (B) of
16 paragraph (5) of subsection (g) of this Section 26 shall
17 be redistributed based on each host track's pro rata share
18 of the total inter-track wagering and simulcast wagering
19 handle at all host tracks during the calendar year in
20 question, and second, that any amounts redistributed as
21 described in part (I) to an inter-track wagering location
22 licensee that accepts wagers on races conducted by an
23 organization licensee that conducts a race meet in a
24 county with a population in excess of 230,000 and that
25 borders the Mississippi River shall be further
26 redistributed, effective January 1, 2017, as provided in

1 paragraph (7) of subsection (g) of this Section 26, with
2 the portion of that further redistribution allocated to
3 purses at that organization licensee to be divided between
4 standardbred purses and thoroughbred purses based on the
5 amounts otherwise allocated to purses at that organization
6 licensee during the calendar year in question; and (iv) 8%
7 of the pari-mutuel handle on inter-track wagering wagered
8 at such location to satisfy all costs and expenses of
9 conducting its wagering. The remainder of the monies
10 retained by the inter-track wagering location licensee
11 shall be allocated 40% to the location licensee and 60% to
12 the organization licensee which provides the Illinois
13 races to the location, except that an inter-track wagering
14 location licensee that derives its license from a track
15 located in a county with a population in excess of 230,000
16 and that borders the Mississippi River shall not divide
17 any remaining retention with the organization licensee
18 that provides the race or races and an inter-track
19 wagering location licensee that accepts wagers on races
20 conducted by an organization licensee that conducts a race
21 meet in a county with a population in excess of 230,000 and
22 that borders the Mississippi River shall not divide any
23 remaining retention with the organization licensee.
24 Notwithstanding the provisions of clauses (ii) and (iv) of
25 this paragraph, in the case of the additional inter-track
26 wagering location licenses authorized under paragraph (1)

1 of this subsection (h) by Public Act 87-110, those
2 licensees shall pay the following amounts as purses:
3 during the first 12 months the licensee is in operation,
4 5.25% of the pari-mutuel handle wagered at the location on
5 races; during the second 12 months, 5.25%; during the
6 third 12 months, 5.75%; during the fourth 12 months,
7 6.25%; and during the fifth 12 months and thereafter,
8 6.75%. The following amounts shall be retained by the
9 licensee to satisfy all costs and expenses of conducting
10 its wagering: during the first 12 months the licensee is
11 in operation, 8.25% of the pari-mutuel handle wagered at
12 the location; during the second 12 months, 8.25%; during
13 the third 12 months, 7.75%; during the fourth 12 months,
14 7.25%; and during the fifth 12 months and thereafter,
15 6.75%. For additional inter-track wagering location
16 licensees authorized under Public Act 89-16, purses for
17 the first 12 months the licensee is in operation shall be
18 5.75% of the pari-mutuel wagered at the location, purses
19 for the second 12 months the licensee is in operation
20 shall be 6.25%, and purses thereafter shall be 6.75%. For
21 additional inter-track location licensees authorized under
22 Public Act 89-16, the licensee shall be allowed to retain
23 to satisfy all costs and expenses: 7.75% of the
24 pari-mutuel handle wagered at the location during its
25 first 12 months of operation, 7.25% during its second 12
26 months of operation, and 6.75% thereafter.

1 (C) There is hereby created the Horse Racing Tax
2 Allocation Fund which shall remain in existence until
3 December 31, 1999. Moneys remaining in the Fund after
4 December 31, 1999 shall be paid into the General Revenue
5 Fund. Until January 1, 2000, all monies paid into the
6 Horse Racing Tax Allocation Fund pursuant to this
7 paragraph (11) by inter-track wagering location licensees
8 located in park districts of 500,000 population or less,
9 or in a municipality that is not included within any park
10 district but is included within a conservation district
11 and is the county seat of a county that (i) is contiguous
12 to the state of Indiana and (ii) has a 1990 population of
13 88,257 according to the United States Bureau of the
14 Census, and operating on May 1, 1994 shall be allocated by
15 appropriation as follows:

16 Two-sevenths to the Department of Agriculture.
17 Fifty percent of this two-sevenths shall be used to
18 promote the Illinois horse racing and breeding
19 industry, and shall be distributed by the Department
20 of Agriculture upon the advice of a 9-member committee
21 appointed by the Governor consisting of the following
22 members: the Director of Agriculture, who shall serve
23 as chairman; 2 representatives of organization
24 licensees conducting thoroughbred race meetings in
25 this State, recommended by those licensees; 2
26 representatives of organization licensees conducting

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

1 Four-sevenths to park districts or municipalities
2 that do not have a park district of 500,000 population
3 or less for museum purposes (if an inter-track
4 wagering location licensee is located in such a park
5 district) or to conservation districts for museum
6 purposes (if an inter-track wagering location licensee
7 is located in a municipality that is not included
8 within any park district but is included within a
9 conservation district and is the county seat of a
10 county that (i) is contiguous to the state of Indiana
11 and (ii) has a 1990 population of 88,257 according to
12 the United States Bureau of the Census, except that if
13 the conservation district does not maintain a museum,
14 the monies shall be allocated equally between the
15 county and the municipality in which the inter-track
16 wagering location licensee is located for general
17 purposes) or to a municipal recreation board for park
18 purposes (if an inter-track wagering location licensee
19 is located in a municipality that is not included
20 within any park district and park maintenance is the
21 function of the municipal recreation board and the
22 municipality has a 1990 population of 9,302 according
23 to the United States Bureau of the Census); provided
24 that the monies are distributed to each park district
25 or conservation district or municipality that does not
26 have a park district in an amount equal to

1 four-sevenths of the amount collected by each
2 inter-track wagering location licensee within the park
3 district or conservation district or municipality for
4 the Fund. Monies that were paid into the Horse Racing
5 Tax Allocation Fund before August 9, 1991 (the
6 effective date of Public Act 87-110) by an inter-track
7 wagering location licensee located in a municipality
8 that is not included within any park district but is
9 included within a conservation district as provided in
10 this paragraph shall, as soon as practicable after
11 August 9, 1991 (the effective date of Public Act
12 87-110), be allocated and paid to that conservation
13 district as provided in this paragraph. Any park
14 district or municipality not maintaining a museum may
15 deposit the monies in the corporate fund of the park
16 district or municipality where the inter-track
17 wagering location is located, to be used for general
18 purposes; and

19 One-seventh to the Agricultural Premium Fund to be
20 used for distribution to agricultural home economics
21 extension councils in accordance with "An Act in
22 relation to additional support and finances for the
23 Agricultural and Home Economic Extension Councils in
24 the several counties of this State and making an
25 appropriation therefor", approved July 24, 1967.

26 Until January 1, 2000, all other monies paid into the

1 Horse Racing Tax Allocation Fund pursuant to this
2 paragraph (11) shall be allocated by appropriation as
3 follows:

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

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

15 Four-sevenths to museums and aquariums located in
16 park districts of over 500,000 population; provided
17 that the monies are distributed in accordance with the
18 previous year's distribution of the maintenance tax
19 for such museums and aquariums as provided in Section
20 2 of the Park District Aquarium and Museum Act; and

21 One-seventh to the Agricultural Premium Fund to be
22 used for distribution to agricultural home economics
23 extension councils in accordance with "An Act in
24 relation to additional support and finances for the
25 Agricultural and Home Economic Extension Councils in
26 the several counties of this State and making an

1 appropriation therefor", approved July 24, 1967. This
2 subparagraph (C) shall be inoperative and of no force
3 and effect on and after January 1, 2000.

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

8 (i) 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 not conducting its own race meeting during the
14 same dates, then the entire purse allocation shall
15 be to purses at the track where the races wagered
16 on are being conducted.

17 (ii) If the inter-track wagering licensee,
18 except an inter-track wagering licensee that
19 derives its license from an organization licensee
20 located in a county with a population in excess of
21 230,000 and bounded by the Mississippi River, is
22 also conducting its own race meeting during the
23 same dates, then the purse allocation shall be as
24 follows: 50% to purses at the track where the
25 races wagered on are being conducted; 50% to
26 purses at the track where the inter-track wagering

1 licensee is accepting such wagers.

2 (iii) If the inter-track wagering is being
3 conducted by an inter-track wagering location
4 licensee, except an inter-track wagering location
5 licensee that derives its license from an
6 organization licensee located in a county with a
7 population in excess of 230,000 and bounded by the
8 Mississippi River, the entire purse allocation for
9 Illinois races shall be to purses at the track
10 where the race meeting being wagered on is being
11 held.

12 (12) The Board shall have all powers necessary and
13 proper to fully supervise and control the conduct of
14 inter-track wagering and simulcast wagering by inter-track
15 wagering licensees and inter-track wagering location
16 licensees, including, but not limited to, the following:

17 (A) The Board is vested with power to promulgate
18 reasonable rules and regulations for the purpose of
19 administering the conduct of this wagering and to
20 prescribe reasonable rules, regulations and conditions
21 under which such wagering shall be held and conducted.
22 Such rules and regulations are to provide for the
23 prevention of practices detrimental to the public
24 interest and for the best interests of said wagering
25 and to impose penalties for violations thereof.

26 (B) The Board, and any person or persons to whom it

1 delegates this power, is vested with the power to
2 enter the facilities of any licensee to determine
3 whether there has been compliance with the provisions
4 of this Act and the rules and regulations relating to
5 the conduct of such wagering.

6 (C) The Board, and any person or persons to whom it
7 delegates this power, may eject or exclude from any
8 licensee's facilities, any person whose conduct or
9 reputation is such that his presence on such premises
10 may, in the opinion of the Board, call into the
11 question the honesty and integrity of, or interfere
12 with the orderly conduct of such wagering; provided,
13 however, that no person shall be excluded or ejected
14 from such premises solely on the grounds of race,
15 color, creed, national origin, ancestry, or sex.

16 (D) (Blank).

17 (E) The Board is vested with the power to appoint
18 delegates to execute any of the powers granted to it
19 under this Section for the purpose of administering
20 this wagering and any rules and regulations
21 promulgated in accordance with this Act.

22 (F) The Board shall name and appoint a State
23 director of this wagering who shall be a
24 representative of the Board and whose duty it shall be
25 to supervise the conduct of inter-track wagering as
26 may be provided for by the rules and regulations of the

1 Board; such rules and regulation shall specify the
2 method of appointment and the Director's powers,
3 authority and duties.

4 (G) The Board is vested with the power to impose
5 civil penalties of up to \$5,000 against individuals
6 and up to \$10,000 against licensees for each violation
7 of any provision of this Act relating to the conduct of
8 this wagering, any rules adopted by the Board, any
9 order of the Board or any other action which in the
10 Board's discretion, is a detriment or impediment to
11 such wagering.

12 (13) The Department of Agriculture may enter into
13 agreements with licensees authorizing such licensees to
14 conduct inter-track wagering on races to be held at the
15 licensed race meetings conducted by the Department of
16 Agriculture. Such agreement shall specify the races of the
17 Department of Agriculture's licensed race meeting upon
18 which the licensees will conduct wagering. In the event
19 that a licensee conducts inter-track pari-mutuel wagering
20 on races from the Illinois State Fair or DuQuoin State
21 Fair which are in addition to the licensee's previously
22 approved racing program, those races shall be considered a
23 separate racing day for the purpose of determining the
24 daily handle and computing the privilege or pari-mutuel
25 tax on that daily handle as provided in Sections 27 and
26 27.1. Such agreements shall be approved by the Board

1 before such wagering may be conducted. In determining
2 whether to grant approval, the Board shall give due
3 consideration to the best interests of the public and of
4 horse racing. The provisions of paragraphs (1), (8),
5 (8.1), and (8.2) of subsection (h) of this Section which
6 are not specified in this paragraph (13) shall not apply
7 to licensed race meetings conducted by the Department of
8 Agriculture at the Illinois State Fair in Sangamon County
9 or the DuQuoin State Fair in Perry County, or to any
10 wagering conducted on those race meetings.

11 (14) An inter-track wagering location license
12 authorized by the Board in 2016 that is owned and operated
13 by a race track in Rock Island County shall be transferred
14 to a commonly owned race track in Cook County on August 12,
15 2016 (the effective date of Public Act 99-757). The
16 licensee shall retain its status in relation to purse
17 distribution under paragraph (11) of this subsection (h)
18 following the transfer to the new entity. The pari-mutuel
19 tax credit under Section 32.1 shall not be applied toward
20 any pari-mutuel tax obligation of the inter-track wagering
21 location licensee of the license that is transferred under
22 this paragraph (14).

23 (i) Notwithstanding the other provisions of this Act, the
24 conduct of wagering at wagering facilities is authorized on
25 all days, except as limited by subsection (b) of Section 19 of
26 this Act.

1 (Source: P.A. 101-31, eff. 6-28-19; 101-52, eff. 7-12-19;
2 101-81, eff. 7-12-19; 101-109, eff. 7-19-19; 102-558, eff.
3 8-20-21; revised 12-2-21.)