



Sen. Bill Cunningham

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10200SB3158sam001

LRB102 23650 AMQ 36879 a

1 AMENDMENT TO SENATE BILL 3158

2 AMENDMENT NO. _____. Amend Senate Bill 3158 by replacing
3 everything after the enacting clause with the following:

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

1 provisions of this Act, be held or construed to be unlawful,
2 other statutes of this State to the contrary notwithstanding.
3 Subject to rules for advance wagering promulgated by the
4 Board, any licensee may accept wagers in advance of the day ~~of~~
5 the race wagered upon occurs.

6 (b) Except for those gaming activities for which a license
7 is obtained and authorized under the Illinois Lottery Law, the
8 Charitable Games Act, the Raffles and Poker Runs Act, or the
9 Illinois Gambling Act, no other method of betting, pool
10 making, wagering or gambling shall be used or permitted by the
11 licensee. Each licensee may retain, subject to the payment of
12 all applicable taxes and purses, an amount not to exceed 17% of
13 all money wagered under subsection (a) of this Section, except
14 as may otherwise be permitted under this Act.

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

22 (c) (Blank).

23 (c-5) The sum held by any licensee for payment of
24 outstanding pari-mutuel tickets, if unclaimed prior to
25 December 31 of the next year, shall be retained by the licensee
26 for payment of such tickets until that date. Within 10 days

1 thereafter, the balance of such sum remaining unclaimed, less
2 any uncashed supplements contributed by such licensee for the
3 purpose of guaranteeing minimum distributions of any
4 pari-mutuel pool, shall be evenly distributed to the purse
5 account of the organization licensee and the organization
6 licensee, except that the balance of the sum of all
7 outstanding pari-mutuel tickets generated from simulcast
8 wagering and inter-track wagering by an organization licensee
9 located in a county with a population in excess of 230,000 and
10 borders the Mississippi River or any licensee that derives its
11 license from that organization licensee shall be evenly
12 distributed to the purse account of the organization licensee
13 and the organization licensee.

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

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

1 race track is a Class C misdemeanor.

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

21 An organization licensee may permit one or more of its
22 races to be utilized for pari-mutuel wagering at one or more
23 locations in other states and may transmit audio and visual
24 signals of races the organization licensee conducts to one or
25 more locations outside the State or country and may also
26 permit pari-mutuel pools in other states or countries to be

1 combined with its gross or net wagering pools or with wagering
2 pools established by other states.

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

1 which wagering is permitted. Beginning August 15, 2015 (one
2 year after the effective date of Public Act 98-968), non-host
3 licensees may carry the host track simulcast program and shall
4 accept wagers on all races included as part of the simulcast
5 program upon which wagering is permitted. All organization
6 licensees shall provide their live signal to all advance
7 deposit wagering licensees for a simulcast commission fee not
8 to exceed 6% of the advance deposit wagering licensee's
9 Illinois handle on the organization licensee's signal without
10 prior approval by the Board. The Board may adopt rules under
11 which it may permit simulcast commission fees in excess of 6%.
12 The Board shall adopt rules limiting the interstate commission
13 fees charged to an advance deposit wagering licensee. The
14 Board shall adopt rules regarding advance deposit wagering on
15 interstate simulcast races that shall reflect, among other
16 things, the General Assembly's desire to maximize revenues to
17 the State, horsemen purses, and organization licensees.
18 However, organization licensees providing live signals
19 pursuant to the requirements of this subsection (g) may
20 petition the Board to withhold their live signals from an
21 advance deposit wagering licensee if the organization licensee
22 discovers and the Board finds reputable or credible
23 information that the advance deposit wagering licensee is
24 under investigation by another state or federal governmental
25 agency, the advance deposit wagering licensee's license has
26 been suspended in another state, or the advance deposit

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

22 Notwithstanding any other provision of this Act, an
23 organization licensee, with the consent of the horsemen
24 association representing the largest number of owners,
25 trainers, jockeys, or standardbred drivers who race horses at
26 that organization licensee's racing meeting, may maintain a

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

1 the Board. The Board may adopt rules necessary to regulate
2 advance deposit wagering through the use of emergency
3 rulemaking in accordance with Section 5-45 of the Illinois
4 Administrative Procedure Act. The General Assembly finds that
5 the adoption of rules to regulate advance deposit wagering is
6 deemed an emergency and necessary for the public interest,
7 safety, and welfare. An advance deposit wagering licensee may
8 retain all moneys as agreed to by contract with an
9 organization licensee. Any moneys retained by the organization
10 licensee from advance deposit wagering, not including moneys
11 retained by the advance deposit wagering licensee, shall be
12 paid 50% to the organization licensee's purse account and 50%
13 to the organization licensee. With the exception of any
14 organization licensee that is owned by a publicly traded
15 company that is incorporated in a state other than Illinois
16 and advance deposit wagering licensees under contract with
17 such organization licensees, organization licensees that
18 maintain advance deposit wagering systems and advance deposit
19 wagering licensees that contract with organization licensees
20 shall provide sufficiently detailed monthly accountings to the
21 horsemen association representing the largest number of
22 owners, trainers, jockeys, or standardbred drivers who race
23 horses at that organization licensee's racing meeting so that
24 the horsemen association, as an interested party, can confirm
25 the accuracy of the amounts paid to the purse account at the
26 horsemen association's affiliated organization licensee from

1 advance deposit wagering. If more than one breed races at the
2 same race track facility, then the 50% of the moneys to be paid
3 to an organization licensee's purse account shall be allocated
4 among all organization licensees' purse accounts operating at
5 that race track facility proportionately based on the actual
6 number of host days that the Board grants to that breed at that
7 race track facility in the current calendar year. To the
8 extent any fees from advance deposit wagering conducted in
9 Illinois for wagers in Illinois or other states have been
10 placed in escrow or otherwise withheld from wagers pending a
11 determination of the legality of advance deposit wagering, no
12 action shall be brought to declare such wagers or the
13 disbursement of any fees previously escrowed illegal.

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

1 affiliated non-host licensees. The interstate commission
2 fee for a supplemental interstate simulcast shall be paid
3 by the non-host licensee and its affiliated non-host
4 licensees receiving the simulcast.

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

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

1 shall pay 1% of the pari-mutuel handle wagered on
2 simulcast wagering to the Horse Racing Tax Allocation
3 Fund, subject to the provisions of subparagraph (B) of
4 paragraph (11) of subsection (h) of Section 26 of this
5 Act.

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

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

26 (A) For interstate simulcast wagers made at a host

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

3 (B) For wagers placed on interstate simulcast
4 races, supplemental simulcasts as defined in
5 subparagraphs (1) and (2), and separately pooled races
6 conducted outside of the State of Illinois made at a
7 non-host licensee, 25% to the host track, 25% to the
8 non-host licensee, and 50% to the purses at the host
9 track.

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

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

1 license.

2 (7.1) Notwithstanding any other provision of this Act
3 to the contrary, if no standardbred racing is conducted at
4 a racetrack located in Madison County during any calendar
5 year beginning on or after January 1, 2002, all moneys
6 derived by that racetrack from simulcast wagering and
7 inter-track wagering that (1) are to be used for purses
8 and (2) are generated between the hours of 6:30 p.m. and
9 6:30 a.m. during that calendar year shall be paid as
10 follows:

11 (A) If the licensee that conducts horse racing at
12 that racetrack requests from the Board at least as
13 many racing dates as were conducted in calendar year
14 2000, 80% shall be paid to its thoroughbred purse
15 account; and

16 (B) Twenty percent shall be deposited into the
17 Illinois Colt Stakes Purse Distribution Fund and shall
18 be paid to purses for standardbred races for Illinois
19 conceived and foaled horses conducted at any county
20 fairgrounds. The moneys deposited into the Fund
21 pursuant to this subparagraph (B) shall be deposited
22 within 2 weeks after the day they were generated,
23 shall be in addition to and not in lieu of any other
24 moneys paid to standardbred purses under this Act, and
25 shall not be commingled with other moneys paid into
26 that Fund. The moneys deposited pursuant to this

1 subparagraph (B) shall be allocated as provided by the
2 Department of Agriculture, with the advice and
3 assistance of the Illinois Standardbred Breeders Fund
4 Advisory Board.

5 (7.2) Notwithstanding any other provision of this Act
6 to the contrary, if no thoroughbred racing is conducted at
7 a racetrack located in Madison County during any calendar
8 year beginning on or after January 1, 2002, all moneys
9 derived by that racetrack from simulcast wagering and
10 inter-track wagering that (1) are to be used for purses
11 and (2) are generated between the hours of 6:30 a.m. and
12 6:30 p.m. during that calendar year shall be deposited as
13 follows:

14 (A) If the licensee that conducts horse racing at
15 that racetrack requests from the Board at least as
16 many racing dates as were conducted in calendar year
17 2000, 80% shall be deposited into its standardbred
18 purse account; and

19 (B) Twenty percent shall be deposited into the
20 Illinois Colt Stakes Purse Distribution Fund. Moneys
21 deposited into the Illinois Colt Stakes Purse
22 Distribution Fund pursuant to this subparagraph (B)
23 shall be paid to Illinois conceived and foaled
24 thoroughbred breeders' programs and to thoroughbred
25 purses for races conducted at any county fairgrounds
26 for Illinois conceived and foaled horses at the

1 discretion of the Department of Agriculture, with the
2 advice and assistance of the Illinois Thoroughbred
3 Breeders Fund Advisory Board. The moneys deposited
4 into the Illinois Colt Stakes Purse Distribution Fund
5 pursuant to this subparagraph (B) shall be deposited
6 within 2 weeks after the day they were generated,
7 shall be in addition to and not in lieu of any other
8 moneys paid to thoroughbred purses under this Act, and
9 shall not be commingled with other moneys deposited
10 into that Fund.

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

18 (8.1) Notwithstanding any provisions in this Act to
19 the contrary, if 2 organization licensees are conducting
20 standardbred race meetings concurrently between the hours
21 of 6:30 p.m. and 6:30 a.m., after payment of all
22 applicable State and local taxes and interstate commission
23 fees, the remainder of the amount retained from simulcast
24 wagering otherwise attributable to the host track and to
25 host track purses shall be split daily between the 2
26 organization licensees and the purses at the tracks of the

1 2 organization licensees, respectively, based on each
2 organization licensee's share of the total live handle for
3 that day, provided that this provision shall not apply to
4 any non-host licensee that derives its license from a
5 track located in a county with a population in excess of
6 230,000 and that borders the Mississippi River.

7 (9) (Blank).

8 (10) (Blank).

9 (11) (Blank).

10 (12) The Board shall have authority to compel all host
11 tracks to receive the simulcast of any or all races
12 conducted at the Springfield or DuQuoin State fairgrounds
13 and include all such races as part of their simulcast
14 programs.

15 (13) Notwithstanding any other provision of this Act,
16 in the event that the total Illinois pari-mutuel handle on
17 Illinois horse races at all wagering facilities in any
18 calendar year is less than 75% of the total Illinois
19 pari-mutuel handle on Illinois horse races at all such
20 wagering facilities for calendar year 1994, then each
21 wagering facility that has an annual total Illinois
22 pari-mutuel handle on Illinois horse races that is less
23 than 75% of the total Illinois pari-mutuel handle on
24 Illinois horse races at such wagering facility for
25 calendar year 1994, shall be permitted to receive, from
26 any amount otherwise payable to the purse account at the

1 race track with which the wagering facility is affiliated
2 in the succeeding calendar year, an amount equal to 2% of
3 the differential in total Illinois pari-mutuel handle on
4 Illinois horse races at the wagering facility between that
5 calendar year in question and 1994 provided, however, that
6 a wagering facility shall not be entitled to any such
7 payment until the Board certifies in writing to the
8 wagering facility the amount to which the wagering
9 facility is entitled and a schedule for payment of the
10 amount to the wagering facility, based on: (i) the racing
11 dates awarded to the race track affiliated with the
12 wagering facility during the succeeding year; (ii) the
13 sums available or anticipated to be available in the purse
14 account of the race track affiliated with the wagering
15 facility for purses during the succeeding year; and (iii)
16 the need to ensure reasonable purse levels during the
17 payment period. The Board's certification shall be
18 provided no later than January 31 of the succeeding year.
19 In the event a wagering facility entitled to a payment
20 under this paragraph (13) is affiliated with a race track
21 that maintains purse accounts for both standardbred and
22 thoroughbred racing, the amount to be paid to the wagering
23 facility shall be divided between each purse account pro
24 rata, based on the amount of Illinois handle on Illinois
25 standardbred and thoroughbred racing respectively at the
26 wagering facility during the previous calendar year.

1 Annually, the General Assembly shall appropriate
2 sufficient funds from the General Revenue Fund to the
3 Department of Agriculture for payment into the
4 thoroughbred and standardbred horse racing purse accounts
5 at Illinois pari-mutuel tracks. The amount paid to each
6 purse account shall be the amount certified by the
7 Illinois Racing Board in January to be transferred from
8 each account to each eligible racing facility in
9 accordance with the provisions of this Section. Beginning
10 in the calendar year in which an organization licensee
11 that is eligible to receive payment under this paragraph
12 (13) begins to receive funds from gaming pursuant to an
13 organization gaming license issued under the Illinois
14 Gambling Act, the amount of the payment due to all
15 wagering facilities licensed under that organization
16 licensee under this paragraph (13) shall be the amount
17 certified by the Board in January of that year. An
18 organization licensee and its related wagering facilities
19 shall no longer be able to receive payments under this
20 paragraph (13) beginning in the year subsequent to the
21 first year in which the organization licensee begins to
22 receive funds from gaming pursuant to an organization
23 gaming license issued under the Illinois Gambling Act.

24 (h) The Board may approve and license the conduct of
25 inter-track wagering and simulcast wagering by inter-track
26 wagering licensees and inter-track wagering location licensees

1 subject to the following terms and conditions:

2 (1) Any person licensed to conduct a race meeting (i)
3 at a track where 60 or more days of racing were conducted
4 during the immediately preceding calendar year or where
5 over the 5 immediately preceding calendar years an average
6 of 30 or more days of racing were conducted annually may be
7 issued an inter-track wagering license; (ii) at a track
8 located in a county that is bounded by the Mississippi
9 River, which has a population of less than 150,000
10 according to the 1990 decennial census, and an average of
11 at least 60 days of racing per year between 1985 and 1993
12 may be issued an inter-track wagering license; (iii) at a
13 track awarded standardbred racing dates; or (iv) at a
14 track located in Madison County that conducted at least
15 100 days of live racing during the immediately preceding
16 calendar year may be issued an inter-track wagering
17 license, unless a lesser schedule of live racing is the
18 result of (A) weather, unsafe track conditions, or other
19 acts of God; (B) an agreement between the organization
20 licensee and the associations representing the largest
21 number of owners, trainers, jockeys, or standardbred
22 drivers who race horses at that organization licensee's
23 racing meeting; or (C) a finding by the Board of
24 extraordinary circumstances and that it was in the best
25 interest of the public and the sport to conduct fewer than
26 100 days of live racing. Any such person having operating

1 control of the racing facility may receive inter-track
2 wagering location licenses. An eligible race track located
3 in a county that has a population of more than 230,000 and
4 that is bounded by the Mississippi River may establish up
5 to 9 inter-track wagering location licenses, and an
6 eligible race track conducting standardbred racing may
7 have up to 16 inter-track wagering location licenses
8 notwithstanding any provision to the contrary in Section
9 19.5. In addition to the prior sentence's inter-track
10 wagering location licenses, all other eligible race tracks
11 may have up to 34 in total between all eligible
12 inter-track wagering location licenses ~~locations, an~~
13 ~~eligible race track located in Stickney Township in Cook~~
14 ~~County may establish up to 16 inter track wagering~~
15 ~~locations, and an eligible race track located in Palatine~~
16 ~~Township in Cook County may establish up to 18 inter track~~
17 ~~wagering locations. An eligible racetrack conducting~~
18 ~~standardbred racing may have up to 16 inter track wagering~~
19 ~~locations.~~ An application for said license shall be filed
20 with the Board prior to such dates as may be fixed by the
21 Board. With an application for an inter-track wagering
22 location license there shall be delivered to the Board a
23 certified check or bank draft payable to the order of the
24 Board for an amount equal to \$500. The application shall
25 be on forms prescribed and furnished by the Board. The
26 application shall comply with all other rules, regulations

1 and conditions imposed by the Board in connection
2 therewith.

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

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

16 (4) Prior to the issuance of a license to conduct
17 inter-track wagering and simulcast wagering, the applicant
18 shall file with the Board a bond payable to the State of
19 Illinois in the sum of \$50,000, executed by the applicant
20 and a surety company or companies authorized to do
21 business in this State, and conditioned upon (i) the
22 payment by the licensee of all taxes due under Section 27
23 or 27.1 and any other monies due and payable under this
24 Act, and (ii) distribution by the licensee, upon
25 presentation of the winning ticket or tickets, of all sums
26 payable to the patrons of pari-mutuel pools.

1 (5) Each license to conduct inter-track wagering and
2 simulcast wagering shall specify the person to whom it is
3 issued, the dates on which such wagering is permitted, and
4 the track or location where the wagering is to be
5 conducted.

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

10 (7) An inter-track wagering licensee or inter-track
11 wagering location licensee may accept wagers at the track
12 or location where it is licensed, or as otherwise provided
13 under this Act.

14 (8) Inter-track wagering or simulcast wagering shall
15 not be conducted at any track less than 4 miles from a
16 track at which a racing meeting is in progress.

17 (8.1) Inter-track wagering location licensees who
18 derive their licenses from a particular organization
19 licensee shall conduct inter-track wagering and simulcast
20 wagering only at locations that are within 160 miles of
21 that race track where the particular organization licensee
22 is licensed to conduct racing. Except as otherwise
23 provided ~~However~~, inter-track wagering and simulcast
24 wagering shall not be conducted by those licensees at any
25 location within 5 miles of any race track at which a horse
26 race meeting has been licensed in the current year, unless

1 the person having operating control of such race track has
2 given its written consent to such inter-track wagering
3 location licensees, which consent must be filed with the
4 Board at or prior to the time application is made. In the
5 case of any inter-track wagering location licensee
6 initially licensed after December 31, 2013, inter-track
7 wagering and simulcast wagering shall not be conducted by
8 those inter-track wagering location licensees that are
9 located outside the City of Chicago at any location within
10 8 miles of any race track at which a horse race meeting has
11 been licensed in the current year, unless the person
12 having operating control of such race track has given its
13 written consent to such inter-track wagering location
14 licensees, which consent must be filed with the Board at
15 or prior to the time application is made. However, an
16 inter-track wagering location licensee may conduct
17 inter-track wagering and simulcast wagering without
18 written consent regardless of whether it is located within
19 5 miles (or 8 miles for an inter-track wagering location
20 licensee initially licensed after December 31, 2013 that
21 is located outside the City of Chicago) of a race track if
22 the Board licensed the inter-track wagering location
23 licensee before initially issuing an organization license
24 to the race track in question.

25 (8.2) Inter-track wagering or simulcast wagering shall
26 not be conducted by an inter-track wagering location

1 licensee at any location within 100 feet of an existing
2 church, an existing elementary or secondary public school,
3 or an existing elementary or secondary private school
4 registered with or recognized by the State Board of
5 Education. The distance of 100 feet shall be measured to
6 the nearest part of any building used for worship
7 services, education programs, or conducting inter-track
8 wagering by an inter-track wagering location licensee, and
9 not to property boundaries. However, inter-track wagering
10 or simulcast wagering may be conducted at a site within
11 100 feet of a church or school if such church or school has
12 been erected or established after the Board issues the
13 original inter-track wagering location license at the site
14 in question. Inter-track wagering location licensees may
15 conduct inter-track wagering and simulcast wagering only
16 in areas that are zoned for commercial or manufacturing
17 purposes or in areas for which a special use has been
18 approved by the local zoning authority. However, no
19 license to conduct inter-track wagering and simulcast
20 wagering shall be granted by the Board with respect to any
21 inter-track wagering location within the jurisdiction of
22 any local zoning authority which has, by ordinance or by
23 resolution, prohibited the establishment of an inter-track
24 wagering location within its jurisdiction. However,
25 inter-track wagering and simulcast wagering may be
26 conducted at a site if such ordinance or resolution is

1 enacted after the Board licenses the original inter-track
2 wagering location licensee for the site in question.

3 (9) (Blank).

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

14 (10.1) Except as provided in subsection (g) of Section
15 27 of this Act, inter-track wagering location licensees
16 shall pay 1% of the pari-mutuel handle at each location to
17 the municipality in which such location is situated and 1%
18 of the pari-mutuel handle at each location to the county
19 in which such location is situated. In the event that an
20 inter-track wagering location licensee is situated in an
21 unincorporated area of a county, such licensee shall pay
22 2% of the pari-mutuel handle from such location to such
23 county. Inter-track wagering location licensees must pay
24 the handle percentage required under this paragraph to the
25 municipality and county no later than the 20th of the
26 month following the month such handle was generated.

1 (10.2) Notwithstanding any other provision of this
2 Act, with respect to inter-track wagering at a race track
3 located in a county that has a population of more than
4 230,000 and that is bounded by the Mississippi River ("the
5 first race track"), or at a facility operated by an
6 inter-track wagering licensee or inter-track wagering
7 location licensee that derives its license from the
8 organization licensee that operates the first race track,
9 on races conducted at the first race track or on races
10 conducted at another Illinois race track and
11 simultaneously televised to the first race track or to a
12 facility operated by an inter-track wagering licensee or
13 inter-track wagering location licensee that derives its
14 license from the organization licensee that operates the
15 first race track, those moneys shall be allocated as
16 follows:

17 (A) That portion of all moneys wagered on
18 standardbred racing that is required under this Act to
19 be paid to purses shall be paid to purses for
20 standardbred races.

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

25 (11) (A) After payment of the privilege or pari-mutuel
26 tax, any other applicable taxes, and the costs and

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

19 (B) From the sums permitted to be retained pursuant to
20 this Act each inter-track wagering location licensee shall
21 pay (i) the privilege or pari-mutuel tax to the State;
22 (ii) 4.75% of the pari-mutuel handle on inter-track
23 wagering at such location on races as purses, except that
24 an inter-track wagering location licensee that derives its
25 license from a track located in a county with a population
26 in excess of 230,000 and that borders the Mississippi

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

1 subparagraph (B) of paragraph (5) of subsection (g) of
2 this Section 26 provided first, that the shares of those
3 amounts, which are to be redistributed to the host track
4 or to purses at the host track under subparagraph (B) of
5 paragraph (5) of subsection (g) of this Section 26 shall
6 be redistributed based on each host track's pro rata share
7 of the total inter-track wagering and simulcast wagering
8 handle at all host tracks during the calendar year in
9 question, and second, that any amounts redistributed as
10 described in part (I) to an inter-track wagering location
11 licensee that accepts wagers on races conducted by an
12 organization licensee that conducts a race meet in a
13 county with a population in excess of 230,000 and that
14 borders the Mississippi River shall be further
15 redistributed, effective January 1, 2017, as provided in
16 paragraph (7) of subsection (g) of this Section 26, with
17 the portion of that further redistribution allocated to
18 purses at that organization licensee to be divided between
19 standardbred purses and thoroughbred purses based on the
20 amounts otherwise allocated to purses at that organization
21 licensee during the calendar year in question; and (iv) 8%
22 of the pari-mutuel handle on inter-track wagering wagered
23 at such location to satisfy all costs and expenses of
24 conducting its wagering. The remainder of the monies
25 retained by the inter-track wagering location licensee
26 shall be allocated 40% to the location licensee and 60% to

1 the organization licensee which provides the Illinois
2 races to the location, except that an inter-track wagering
3 location licensee that derives its license from a track
4 located in a county with a population in excess of 230,000
5 and that borders the Mississippi River shall not divide
6 any remaining retention with the organization licensee
7 that provides the race or races and an inter-track
8 wagering location licensee that accepts wagers on races
9 conducted by an organization licensee that conducts a race
10 meet in a county with a population in excess of 230,000 and
11 that borders the Mississippi River shall not divide any
12 remaining retention with the organization licensee.
13 Notwithstanding the provisions of clauses (ii) and (iv) of
14 this paragraph, in the case of the additional inter-track
15 wagering location licenses authorized under paragraph (1)
16 of this subsection (h) by Public Act 87-110, those
17 licensees shall pay the following amounts as purses:
18 during the first 12 months the licensee is in operation,
19 5.25% of the pari-mutuel handle wagered at the location on
20 races; during the second 12 months, 5.25%; during the
21 third 12 months, 5.75%; during the fourth 12 months,
22 6.25%; and during the fifth 12 months and thereafter,
23 6.75%. The following amounts shall be retained by the
24 licensee to satisfy all costs and expenses of conducting
25 its wagering: during the first 12 months the licensee is
26 in operation, 8.25% of the pari-mutuel handle wagered at

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

16 (C) There is hereby created the Horse Racing Tax
17 Allocation Fund which shall remain in existence until
18 December 31, 1999. Moneys remaining in the Fund after
19 December 31, 1999 shall be paid into the General Revenue
20 Fund. Until January 1, 2000, all monies paid into the
21 Horse Racing Tax Allocation Fund pursuant to this
22 paragraph (11) by inter-track wagering location licensees
23 located in park districts of 500,000 population or less,
24 or in a municipality that is not included within any park
25 district but is included within a conservation district
26 and is the county seat of a county that (i) is contiguous

1 to the state of Indiana and (ii) has a 1990 population of
2 88,257 according to the United States Bureau of the
3 Census, and operating on May 1, 1994 shall be allocated by
4 appropriation as follows:

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

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

16 Four-sevenths to park districts or municipalities
17 that do not have a park district of 500,000 population
18 or less for museum purposes (if an inter-track
19 wagering location licensee is located in such a park
20 district) or to conservation districts for museum
21 purposes (if an inter-track wagering location licensee
22 is located in a municipality that is not included
23 within any park district but is included within a
24 conservation district and is the county seat of a
25 county that (i) is contiguous to the state of Indiana
26 and (ii) has a 1990 population of 88,257 according to

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

1 87-110), be allocated and paid to that conservation
2 district as provided in this paragraph. Any park
3 district or municipality not maintaining a museum may
4 deposit the monies in the corporate fund of the park
5 district or municipality where the inter-track
6 wagering location is located, to be used for general
7 purposes; and

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

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

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

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

1 two-sevenths shall be distributed to county fairs for
2 premiums and rehabilitation as set forth in the
3 Agricultural Fair Act;

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

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

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

23 (i) If the inter-track wagering licensee,
24 except an inter-track wagering licensee that
25 derives its license from an organization licensee
26 located in a county with a population in excess of

1 230,000 and bounded by the Mississippi River, is
2 not conducting its own race meeting during the
3 same dates, then the entire purse allocation shall
4 be to purses at the track where the races wagered
5 on are being conducted.

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

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

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

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

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

21 (C) The Board, and any person or persons to whom it
22 delegates this power, may eject or exclude from any
23 licensee's facilities, any person whose conduct or
24 reputation is such that his presence on such premises
25 may, in the opinion of the Board, call into the
26 question the honesty and integrity of, or interfere

1 with the orderly conduct of such wagering; provided,
2 however, that no person shall be excluded or ejected
3 from such premises solely on the grounds of race,
4 color, creed, national origin, ancestry, or sex.

5 (D) (Blank).

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

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

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

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

26 (14) An inter-track wagering location license

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

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

16 (Source: P.A. 101-31, eff. 6-28-19; 101-52, eff. 7-12-19;
17 101-81, eff. 7-12-19; 101-109, eff. 7-19-19; 102-558, eff.
18 8-20-21; revised 12-2-21.)".