

1 AMENDMENT TO HOUSE BILL 146

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 146, AS AMENDED,  
3 with reference to page and line numbers of House Amendment  
4 No. 1, on page 8, line 7, by deleting "3.11,"; and

5 on page 8, line 8, after "31," by inserting "31.1,"; and

6 on page 9, by deleting lines 1 through 7; and

7 on page 17, by replacing lines 12 through 19 with the  
8 following:

9 "(e-3) Upon request, the Board shall award at least 50  
10 standardbred racing dates to the organization licensee that  
11 conducts pari-mutuel wagering at a race track located in a  
12 county with a population in excess of 230,000 inhabitants  
13 that borders on the Mississippi River. Any racing dates  
14 awarded under this subsection (e-3) that are in excess of the  
15 number awarded to that organization licensee in calendar year  
16 2003 shall be in addition to those racing dates awarded under  
17 subsection (e-2)."; and

18 page 76, below line 13, by inserting the following:

19 "(230 ILCS 5/31.1) (from Ch. 8, par. 37-31.1)  
20 Sec. 31.1. (a) Except as provided in subsection (c),  
21 organization licensees collectively shall contribute annually

1 to charity the sum of \$750,000 to non-profit organizations  
2 that provide medical and family, counseling, and similar  
3 services to persons who reside or work on the backstretch of  
4 Illinois racetracks. These contributions shall be collected  
5 as follows: (i) no later than July 1st of each year the  
6 Board shall assess each organization licensee, except those  
7 tracks which are not within 100 miles of each other which  
8 tracks shall pay \$30,000 annually apiece into the Board  
9 charity fund, that amount which equals \$690,000 multiplied by  
10 the amount of pari-mutuel wagering handled by the  
11 organization licensee in the year preceding assessment and  
12 divided by the total pari-mutuel wagering handled by all  
13 Illinois organization licensees, except those tracks which  
14 are not within 100 miles of each other, in the year preceding  
15 assessment; (ii) notice of the assessed contribution shall be  
16 mailed to each organization licensee; (iii) within thirty  
17 days of its receipt of such notice, each organization  
18 licensee shall remit the assessed contribution to the Board.  
19 If an organization licensee wilfully fails to so remit the  
20 contribution, the Board may revoke its license to conduct  
21 horse racing.

22 (b) No later than October 1st of each year, any  
23 qualified charitable organization seeking an allotment of  
24 contributed funds shall submit to the Board an application  
25 for those funds, using the Board's approved form. No later  
26 than December 31st of each year, the Board shall distribute  
27 all such amounts collected that year to such charitable  
28 organization applicants.

29 (c) Upon the commencement of electronic gaming by an  
30 electronic gaming licensee, the Board shall not assess any  
31 organization licensee at a race track at which electronic  
32 gaming has commenced any sum as provided in subsection (a),  
33 but the Board shall assess an organization licensee that  
34 conducted live racing in the previous year at a race track at

1 which electronic gaming is not conducted at its previous  
2 year's assessment.

3 (Source: P.A. 87-110.); and

4 on page 79, lines 13 and 14, by replacing "and powers" with  
5 "powers, and obligations"; and

6 on page 79, line 17, by inserting the following after  
7 "consolidation":

8 "provided, that nothing in this Section shall be deemed to  
9 create in the consolidated organization licensee any rights  
10 superior to those of a non-consolidated licensee, except as  
11 specifically provided in this Section."; and

12 on page 79, line 20, by inserting the following after  
13 "licensees.":

14 "This Section shall apply to any consolidation occurring  
15 after January 1, 2002."; and

16 on page 81, line 7, by inserting the following after  
17 "track.":

18 "Only one organization licensee per race track may be awarded  
19 an electronic gaming license."; and

20 on page 82, by replacing lines 20 through 24 with the  
21 following:

22 "The payments required under this subsection (c) shall be  
23 paid by electronic gaming licensees, pro rata, based on the  
24 total amount wagered at each of those electronic gaming  
25 licensees' electronic gaming facilities in the previous month  
26 upon the commencement of electronic gaming at each race  
27 track. Prior to the commencement of electronic gaming at each  
28 race track, the payments required under this subsection (c)  
29 shall be paid by electronic gaming licensees, pro rata, based  
30 upon the total amount of per position fees authorized to be  
31 imposed on all electronic gaming licensees pursuant to  
32 subsection (c) of Section 7.4 of the Riverboat Gambling Act

1 compared to the total amount of per position fees authorized  
2 to be imposed on each electronic gaming licensee  
3 individually."; and

4 on page 105, line 13 by replacing "Fairmount Race Track and  
5 Balmoral Race Track" with the following:

6 "an organization licensee that conducts pari-mutuel wagering  
7 at a race track located in a county with a population in  
8 excess of 230,000 inhabitants that borders on the Mississippi  
9 River and an organization licensee which is not located in a  
10 county with a population in excess of 230,000 inhabitants  
11 that borders on the Mississippi River and which is not  
12 located in Cook County"; and

13 on page 105, lines 14 and 15, by changing "when it receives a  
14 finding of preliminary suitability from the Board" to the  
15 following:

16 "upon the commencement of electronic gaming by that  
17 licensee"; and

18 on page 105, lines 16 and 17, by replacing "Fairmount Race  
19 Track and Balmoral Race Track" with the following:

20 "an organization licensee that conducts pari-mutuel wagering  
21 at a race track located in a county with a population in  
22 excess of 230,000 inhabitants that borders on the Mississippi  
23 River and an organization licensee which is not located in a  
24 county with a population in excess of 230,000 inhabitants  
25 that borders on the Mississippi River and which is not  
26 located in Cook County"; and

27 by replacing lines 27 through 34 on page 106 and lines 1  
28 through 8 on page 107 with the following:

29 "(1) An organization licensee that had an average  
30 daily amount of wagers placed into mutual pools for races  
31 conducted at that licensee's racetrack in calendar year  
32 2002 of more than \$3,000,000 may admit up to 1,150 gaming

1 participants at a time.

2 (2) An organization licensee that had an average  
3 daily amount of wagers placed into mutual pools for races  
4 conducted at that licensee's racetrack in calendar year  
5 2002 of more than \$2,000,000 but no more than \$3,000,000  
6 may admit up to 1,000 gaming participants at a time.

7 (3) An organization licensee that had an average  
8 daily amount of wagers placed into mutual pools for races  
9 conducted at that licensee's racetrack in calendar year  
10 2002 of \$2,000,000 or less may admit up to 850 gaming  
11 participants at a time.

12 (4) An organization licensee conducting pari-mutuel  
13 wagering at a racetrack located in a county with a  
14 population in excess of 230,000 inhabitants that borders  
15 on the Mississippi River may admit up to 450 gaming  
16 participants at a time.

17 (5) An organization licensee located at a race  
18 track outside of Cook County, other than an organization  
19 licensee described in paragraph (4), may admit up to 300  
20 gaming participants at a time."; and

21 on page 108, by deleting lines 2 through 7; and

22 on page 119, line 6, by replacing "gambling" with "gaming  
23 minus an amount equal to the amount of the payments required  
24 by subsections (b) and (c) of Section 56 of the Horse Racing  
25 Act of 1975 from the total annual adjusted gross receipts  
26 received by the electronic gaming licensee".