

1 AN ACT in relation to 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 adding Section 34.2 as follows:

6 (230 ILCS 5/34.2 new)

7 Sec. 34.2. Racetrack consolidation.

8 (a) Findings. The General Assembly finds that  
9 encouraging organization licensees to consolidate will be  
10 beneficial to the horse racing industry. The General  
11 Assembly declares it to be the public policy of this State to  
12 enhance the viability of the horse racing industry by  
13 encouraging organization licensees to consolidate and not be  
14 penalized or lose any rights, benefits, or powers by reason  
15 of such consolidation.

16 (b) Consolidation. Notwithstanding any provision of  
17 this Act to the contrary, if 2 or more existing organization  
18 licensees consolidate into a single organization licensee or  
19 otherwise form a joint venture, corporation, limited  
20 liability company, or similar consolidated enterprise  
21 (consolidated organization licensee) whereby the consolidated  
22 organization licensee makes application or joint application,  
23 as the case may be, as a single organization licensee, or  
24 such existing licensees, after consolidation, make separate  
25 applications in the names of such pre-existing licensees, the  
26 newly consolidated organization licensee or each such  
27 separate pre-existing licensee shall thereafter retain and be  
28 entitled to all of the rights, benefits, and powers under  
29 this Act that would have otherwise accrued to each such  
30 individual pre-consolidation organization licensee but for  
31 such consolidation, regardless of whether all or a portion of

1 the facilities of a pre-consolidation licensee are sold,  
2 transferred, or otherwise cease to be utilized by the newly  
3 consolidated organization licensee or either of the  
4 pre-existing licensees. Such multiple rights, benefits, and  
5 powers shall include, but not be limited to:

6 (1) the authority to make application for and  
7 receive, within the discretion of the Board, racing  
8 dates, including host track days, in the same manner as  
9 the individual pre-consolidation organization licensees  
10 and the racetracks from which the organization licensees  
11 derive their licenses;

12 (2) the right to retain the existing inter-track  
13 wagering licenses and inter-track wagering location  
14 licenses of the individual pre-consolidation organization  
15 licensees and the racetracks from which the organization  
16 licensees derive their licenses, and the authority to  
17 make application for future inter-track wagering licenses  
18 and inter-track wagering location licenses in the same  
19 manner as each individual pre-consolidation organization  
20 licensee and the racetracks from which each  
21 pre-consolidation organization licensee derives its  
22 license, had or has in its own right;

23 (3) the right to receive the benefits under  
24 paragraph (13) of subsection (g) of Section 26 and  
25 Section 54 of this Act in the same manner as the  
26 individual pre-consolidation organization licensees and  
27 the racetracks from which the organization licensees  
28 derive their licenses each had or has in its own right;  
29 and

30 (4) all existing and future rights, benefits, and  
31 powers that the individual pre-consolidation organization  
32 licensees and the racetracks from which the organization  
33 licensees derive their licenses would have had or  
34 received but for the consolidation.

1           Section 99. Effective date. This Act takes effect upon  
2 becoming law.