



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB4939

Introduced 1/19/2006, by Rep. Frank J. Mautino

SYNOPSIS AS INTRODUCED:

See Index

Amends the Riverboat Gambling Act. Changes the name of the Act to the Riverboat and Casino Gambling Act. Provides that the Board may issue an owners license authorizing the conduct of gambling operations in a casino located in a municipality with a population of more than 500,000 inhabitants pursuant to a process of competitive bidding. Provides that the casino shall be limited to 4,000 gaming positions. Provides for distribution of the proceeds from the casino to the 5 State-funded pension funds and certain pension funds established for the City of Chicago. Makes other changes. Amends various other Acts to make conforming changes. Amends the Illinois Pension Code. Provides that the proceeds from the casino do not reduce and do not constitute payment of any portion of the minimum State contribution required for any of the State-funded pension funds in that fiscal year. Effective immediately.

LRB094 18975 AMC 54443 b

FISCAL NOTE ACT
MAY APPLY

HOME RULE NOTE
ACT MAY APPLY

PENSION IMPACT
NOTE ACT MAY
APPLY

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 Alcoholism and Other Drug Abuse and
5 Dependency Act is amended by changing Section 5-20 as follows:

6 (20 ILCS 301/5-20)

7 Sec. 5-20. Compulsive gambling program.

8 (a) Subject to appropriation, the Department shall
9 establish a program for public education, research, and
10 training regarding problem and compulsive gambling and the
11 treatment and prevention of problem and compulsive gambling.
12 Subject to specific appropriation for these stated purposes,
13 the program must include all of the following:

14 (1) Establishment and maintenance of a toll-free "800"
15 telephone number to provide crisis counseling and referral
16 services to families experiencing difficulty as a result of
17 problem or compulsive gambling.

18 (2) Promotion of public awareness regarding the
19 recognition and prevention of problem and compulsive
20 gambling.

21 (3) Facilitation, through in-service training and
22 other means, of the availability of effective assistance
23 programs for problem and compulsive gamblers.

24 (4) Conducting studies to identify adults and
25 juveniles in this State who are, or who are at risk of
26 becoming, problem or compulsive gamblers.

27 (b) Subject to appropriation, the Department shall either
28 establish and maintain the program or contract with a private
29 or public entity for the establishment and maintenance of the
30 program. Subject to appropriation, either the Department or the
31 private or public entity shall implement the toll-free
32 telephone number, promote public awareness, and conduct

1 in-service training concerning problem and compulsive
2 gambling.

3 (c) Subject to appropriation, the Department shall produce
4 and supply the signs specified in Section 10.7 of the Illinois
5 Lottery Law, Section 34.1 of the Illinois Horse Racing Act of
6 1975, Section 4.3 of the Bingo License and Tax Act, Section 8.1
7 of the Charitable Games Act, and Section 13.1 of the Riverboat
8 and Casino Gambling Act.

9 (Source: P.A. 89-374, eff. 1-1-96; 89-626, eff. 8-9-96.)

10 Section 10. The Department of Revenue Law of the Civil
11 Administrative Code of Illinois is amended by changing Section
12 2505-305 as follows:

13 (20 ILCS 2505/2505-305) (was 20 ILCS 2505/39b15.1)

14 Sec. 2505-305. Investigators.

15 (a) The Department has the power to appoint investigators
16 to conduct all investigations, searches, seizures, arrests,
17 and other duties imposed under the provisions of any law
18 administered by the Department or the Illinois Gaming Board.
19 Except as provided in subsection (c), these investigators have
20 and may exercise all the powers of peace officers solely for
21 the purpose of enforcing taxing measures administered by the
22 Department or the Illinois Gaming Board.

23 (b) The Director must authorize to each investigator
24 employed under this Section and to any other employee of the
25 Department exercising the powers of a peace officer a distinct
26 badge that, on its face, (i) clearly states that the badge is
27 authorized by the Department and (ii) contains a unique
28 identifying number. No other badge shall be authorized by the
29 Department.

30 (c) Investigators appointed under this Section who are
31 assigned to the Illinois Gaming Board have and may exercise all
32 the rights and powers of peace officers, provided that these
33 powers shall be limited to offenses or violations occurring or
34 committed on a riverboat or dock or in a casino, as defined in

1 ~~subsections (d) and (f) of~~ Section 4 of the Riverboat and
2 Casino Gambling Act.

3 (Source: P.A. 91-239, eff. 1-1-00; 91-883, eff. 1-1-01; 92-493,
4 eff. 1-1-02.)

5 Section 15. The Tobacco Products Tax Act of 1995 is amended
6 by changing Section 99-99 as follows:

7 (35 ILCS 143/99-99)

8 Sec. 99-99. Effective date. This Section, Sections 10-1
9 through 10-90 of this Act, the changes to the Illinois
10 Administrative Procedure Act, the changes to the State
11 Employees Group Insurance Act of 1971, the changes to Sec. 5 of
12 the Children and Family Services Act, the changes to Sec. 8.27
13 of the State Finance Act, the changes to Secs. 16-136.2,
14 16-153.2, and 17-156.3 of the Illinois Pension Code, Sec. 8.19
15 of the State Mandates Act, the changes to Sec. 8.2 of the
16 Abused and Neglected Child Reporting Act, and the changes to
17 the Unemployment Insurance Act take effect upon becoming law.

18 The following provisions take effect July 1, 1995: the
19 changes to the Illinois Act on the Aging and the Civil
20 Administrative Code of Illinois; the changes to Secs. 7 and
21 8a-13 of the Children and Family Services Act; the changes to
22 the Disabled Persons Rehabilitation Act; Secs. 5.408, 5.409,
23 6z-39, and 6z-40 and the changes to Sec. 8.16 of the State
24 Finance Act; the changes to the State Prompt Payment Act, the
25 Illinois Income Tax Act, and Sec. 16-133.3 of the Illinois
26 Pension Code; Sec. 2-3.117 and the changes to Secs. 14-7.02 and
27 14-15.01 of the School Code; Sec. 2-201.5 of the Nursing Home
28 Care Act; the changes to the Child Care Act of 1969 and the
29 Riverboat and Casino Gambling Act; the changes to Secs. 3-1,
30 3-1a, 3-3, 3-4, 3-13, 5-2.1, 5-5, 5-5.02, 5-5.4, 5-13, 5-16.3,
31 5-16.5, 5A-2, 5A-3, 5C-2, 5C-7, 5D-1, 5E-10, 6-8, 6-11, 9-11,
32 12-4.4, 12-10.2, and 14-8 and the repeal of Sec. 9-11 of the
33 Illinois Public Aid Code; the changes to Sec. 3 of the Abused
34 and Neglected Child Reporting Act; and the changes to the

1 Juvenile Court Act of 1987, the Adoption Act, and the Probate
2 Act of 1975.

3 The remaining provisions of this Act take effect on the
4 uniform effective date as provided in the Effective Date of
5 Laws Act.

6 (Source: P.A. 89-21, eff. 6-6-95.)

7 Section 17. The Illinois Pension Code is amended by
8 changing Sections 2-124, 14-131, 15-155, 16-158, and 18-131 as
9 follows:

10 (40 ILCS 5/2-124) (from Ch. 108 1/2, par. 2-124)

11 Sec. 2-124. Contributions by State.

12 (a) The State shall make contributions to the System by
13 appropriations of amounts which, together with the
14 contributions of participants, interest earned on investments,
15 and other income will meet the cost of maintaining and
16 administering the System on a 90% funded basis in accordance
17 with actuarial recommendations.

18 (b) The Board shall determine the amount of State
19 contributions required for each fiscal year on the basis of the
20 actuarial tables and other assumptions adopted by the Board and
21 the prescribed rate of interest, using the formula in
22 subsection (c).

23 (c) For State fiscal years 2011 through 2045, the minimum
24 contribution to the System to be made by the State for each
25 fiscal year shall be an amount determined by the System to be
26 sufficient to bring the total assets of the System up to 90% of
27 the total actuarial liabilities of the System by the end of
28 State fiscal year 2045. In making these determinations, the
29 required State contribution shall be calculated each year as a
30 level percentage of payroll over the years remaining to and
31 including fiscal year 2045 and shall be determined under the
32 projected unit credit actuarial cost method.

33 For State fiscal years 1996 through 2005, the State
34 contribution to the System, as a percentage of the applicable

1 employee payroll, shall be increased in equal annual increments
2 so that by State fiscal year 2011, the State is contributing at
3 the rate required under this Section.

4 Notwithstanding any other provision of this Article, the
5 total required State contribution for State fiscal year 2006 is
6 \$4,157,000.

7 Notwithstanding any other provision of this Article, the
8 total required State contribution for State fiscal year 2007 is
9 \$5,220,300.

10 For each of State fiscal years 2008 through 2010, the State
11 contribution to the System, as a percentage of the applicable
12 employee payroll, shall be increased in equal annual increments
13 from the required State contribution for State fiscal year
14 2007, so that by State fiscal year 2011, the State is
15 contributing at the rate otherwise required under this Section.

16 Beginning in State fiscal year 2046, the minimum State
17 contribution for each fiscal year shall be the amount needed to
18 maintain the total assets of the System at 90% of the total
19 actuarial liabilities of the System.

20 Amounts received by the System pursuant to Section 13.2 of
21 the Riverboat Gambling Act in any fiscal year do not reduce and
22 do not constitute payment of any portion of the minimum State
23 contribution required under this Article in that fiscal year.
24 Such amounts are intended to reduce the unfunded liability of
25 the System and shall act to reduce the required State
26 contributions under this Article in future years only to the
27 extent that the System's current unfunded liability is normally
28 reflected in the calculation of those required State
29 contributions. A reference in this Article to the "required
30 State contribution" or any substantially similar term does not
31 include or apply to any amounts payable to the System under
32 Section 13.2 of the Riverboat Gambling Act.

33 Notwithstanding any other provision of this Section, the
34 required State contribution for State fiscal year 2005 and for
35 fiscal year 2008 and each fiscal year thereafter, as calculated
36 under this Section and certified under Section 2-134, shall not

1 exceed an amount equal to (i) the amount of the required State
2 contribution that would have been calculated under this Section
3 for that fiscal year if the System had not received any
4 payments under subsection (d) of Section 7.2 of the General
5 Obligation Bond Act, minus (ii) the portion of the State's
6 total debt service payments for that fiscal year on the bonds
7 issued for the purposes of that Section 7.2, as determined and
8 certified by the Comptroller, that is the same as the System's
9 portion of the total moneys distributed under subsection (d) of
10 Section 7.2 of the General Obligation Bond Act. In determining
11 this maximum for State fiscal years 2008 through 2010, however,
12 the amount referred to in item (i) shall be increased, as a
13 percentage of the applicable employee payroll, in equal
14 increments calculated from the sum of the required State
15 contribution for State fiscal year 2007 plus the applicable
16 portion of the State's total debt service payments for fiscal
17 year 2007 on the bonds issued for the purposes of Section 7.2
18 of the General Obligation Bond Act, so that, by State fiscal
19 year 2011, the State is contributing at the rate otherwise
20 required under this Section.

21 (Source: P.A. 93-2, eff. 4-7-03; 94-4, eff. 6-1-05.)

22 (40 ILCS 5/14-131) (from Ch. 108 1/2, par. 14-131)

23 Sec. 14-131. Contributions by State.

24 (a) The State shall make contributions to the System by
25 appropriations of amounts which, together with other employer
26 contributions from trust, federal, and other funds, employee
27 contributions, investment income, and other income, will be
28 sufficient to meet the cost of maintaining and administering
29 the System on a 90% funded basis in accordance with actuarial
30 recommendations.

31 For the purposes of this Section and Section 14-135.08,
32 references to State contributions refer only to employer
33 contributions and do not include employee contributions that
34 are picked up or otherwise paid by the State or a department on
35 behalf of the employee.

1 (b) The Board shall determine the total amount of State
2 contributions required for each fiscal year on the basis of the
3 actuarial tables and other assumptions adopted by the Board,
4 using the formula in subsection (e).

5 The Board shall also determine a State contribution rate
6 for each fiscal year, expressed as a percentage of payroll,
7 based on the total required State contribution for that fiscal
8 year (less the amount received by the System from
9 appropriations under Section 8.12 of the State Finance Act and
10 Section 1 of the State Pension Funds Continuing Appropriation
11 Act, if any, for the fiscal year ending on the June 30
12 immediately preceding the applicable November 15 certification
13 deadline), the estimated payroll (including all forms of
14 compensation) for personal services rendered by eligible
15 employees, and the recommendations of the actuary.

16 For the purposes of this Section and Section 14.1 of the
17 State Finance Act, the term "eligible employees" includes
18 employees who participate in the System, persons who may elect
19 to participate in the System but have not so elected, persons
20 who are serving a qualifying period that is required for
21 participation, and annuitants employed by a department as
22 described in subdivision (a) (1) or (a) (2) of Section 14-111.

23 (c) Contributions shall be made by the several departments
24 for each pay period by warrants drawn by the State Comptroller
25 against their respective funds or appropriations based upon
26 vouchers stating the amount to be so contributed. These amounts
27 shall be based on the full rate certified by the Board under
28 Section 14-135.08 for that fiscal year. From the effective date
29 of this amendatory Act of the 93rd General Assembly through the
30 payment of the final payroll from fiscal year 2004
31 appropriations, the several departments shall not make
32 contributions for the remainder of fiscal year 2004 but shall
33 instead make payments as required under subsection (a-1) of
34 Section 14.1 of the State Finance Act. The several departments
35 shall resume those contributions at the commencement of fiscal
36 year 2005.

1 (d) If an employee is paid from trust funds or federal
2 funds, the department or other employer shall pay employer
3 contributions from those funds to the System at the certified
4 rate, unless the terms of the trust or the federal-State
5 agreement preclude the use of the funds for that purpose, in
6 which case the required employer contributions shall be paid by
7 the State. From the effective date of this amendatory Act of
8 the 93rd General Assembly through the payment of the final
9 payroll from fiscal year 2004 appropriations, the department or
10 other employer shall not pay contributions for the remainder of
11 fiscal year 2004 but shall instead make payments as required
12 under subsection (a-1) of Section 14.1 of the State Finance
13 Act. The department or other employer shall resume payment of
14 contributions at the commencement of fiscal year 2005.

15 (e) For State fiscal years 2011 through 2045, the minimum
16 contribution to the System to be made by the State for each
17 fiscal year shall be an amount determined by the System to be
18 sufficient to bring the total assets of the System up to 90% of
19 the total actuarial liabilities of the System by the end of
20 State fiscal year 2045. In making these determinations, the
21 required State contribution shall be calculated each year as a
22 level percentage of payroll over the years remaining to and
23 including fiscal year 2045 and shall be determined under the
24 projected unit credit actuarial cost method.

25 For State fiscal years 1996 through 2005, the State
26 contribution to the System, as a percentage of the applicable
27 employee payroll, shall be increased in equal annual increments
28 so that by State fiscal year 2011, the State is contributing at
29 the rate required under this Section; except that (i) for State
30 fiscal year 1998, for all purposes of this Code and any other
31 law of this State, the certified percentage of the applicable
32 employee payroll shall be 5.052% for employees earning eligible
33 creditable service under Section 14-110 and 6.500% for all
34 other employees, notwithstanding any contrary certification
35 made under Section 14-135.08 before the effective date of this
36 amendatory Act of 1997, and (ii) in the following specified

1 State fiscal years, the State contribution to the System shall
2 not be less than the following indicated percentages of the
3 applicable employee payroll, even if the indicated percentage
4 will produce a State contribution in excess of the amount
5 otherwise required under this subsection and subsection (a):
6 9.8% in FY 1999; 10.0% in FY 2000; 10.2% in FY 2001; 10.4% in FY
7 2002; 10.6% in FY 2003; and 10.8% in FY 2004.

8 Notwithstanding any other provision of this Article, the
9 total required State contribution to the System for State
10 fiscal year 2006 is \$203,783,900.

11 Notwithstanding any other provision of this Article, the
12 total required State contribution to the System for State
13 fiscal year 2007 is \$344,164,400.

14 For each of State fiscal years 2008 through 2010, the State
15 contribution to the System, as a percentage of the applicable
16 employee payroll, shall be increased in equal annual increments
17 from the required State contribution for State fiscal year
18 2007, so that by State fiscal year 2011, the State is
19 contributing at the rate otherwise required under this Section.

20 Beginning in State fiscal year 2046, the minimum State
21 contribution for each fiscal year shall be the amount needed to
22 maintain the total assets of the System at 90% of the total
23 actuarial liabilities of the System.

24 Amounts received by the System pursuant to Section 13.2 of
25 the Riverboat Gambling Act in any fiscal year do not reduce and
26 do not constitute payment of any portion of the minimum State
27 contribution required under this Article in that fiscal year.
28 Such amounts are intended to reduce the unfunded liability of
29 the System and shall act to reduce the required State
30 contributions under this Article in future years only to the
31 extent that the System's current unfunded liability is normally
32 reflected in the calculation of those required State
33 contributions. A reference in this Article to the "required
34 State contribution" or any substantially similar term does not
35 include or apply to any amounts payable to the System under
36 Section 13.2 of the Riverboat Gambling Act.

1 Notwithstanding any other provision of this Section, the
2 required State contribution for State fiscal year 2005 and for
3 fiscal year 2008 and each fiscal year thereafter, as calculated
4 under this Section and certified under Section 14-135.08, shall
5 not exceed an amount equal to (i) the amount of the required
6 State contribution that would have been calculated under this
7 Section for that fiscal year if the System had not received any
8 payments under subsection (d) of Section 7.2 of the General
9 Obligation Bond Act, minus (ii) the portion of the State's
10 total debt service payments for that fiscal year on the bonds
11 issued for the purposes of that Section 7.2, as determined and
12 certified by the Comptroller, that is the same as the System's
13 portion of the total moneys distributed under subsection (d) of
14 Section 7.2 of the General Obligation Bond Act. In determining
15 this maximum for State fiscal years 2008 through 2010, however,
16 the amount referred to in item (i) shall be increased, as a
17 percentage of the applicable employee payroll, in equal
18 increments calculated from the sum of the required State
19 contribution for State fiscal year 2007 plus the applicable
20 portion of the State's total debt service payments for fiscal
21 year 2007 on the bonds issued for the purposes of Section 7.2
22 of the General Obligation Bond Act, so that, by State fiscal
23 year 2011, the State is contributing at the rate otherwise
24 required under this Section.

25 (f) After the submission of all payments for eligible
26 employees from personal services line items in fiscal year 2004
27 have been made, the Comptroller shall provide to the System a
28 certification of the sum of all fiscal year 2004 expenditures
29 for personal services that would have been covered by payments
30 to the System under this Section if the provisions of this
31 amendatory Act of the 93rd General Assembly had not been
32 enacted. Upon receipt of the certification, the System shall
33 determine the amount due to the System based on the full rate
34 certified by the Board under Section 14-135.08 for fiscal year
35 2004 in order to meet the State's obligation under this
36 Section. The System shall compare this amount due to the amount

1 received by the System in fiscal year 2004 through payments
2 under this Section and under Section 6z-61 of the State Finance
3 Act. If the amount due is more than the amount received, the
4 difference shall be termed the "Fiscal Year 2004 Shortfall" for
5 purposes of this Section, and the Fiscal Year 2004 Shortfall
6 shall be satisfied under Section 1.2 of the State Pension Funds
7 Continuing Appropriation Act. If the amount due is less than
8 the amount received, the difference shall be termed the "Fiscal
9 Year 2004 Overpayment" for purposes of this Section, and the
10 Fiscal Year 2004 Overpayment shall be repaid by the System to
11 the Pension Contribution Fund as soon as practicable after the
12 certification.

13 (Source: P.A. 93-2, eff. 4-7-03; 93-665, eff. 3-5-04; 94-4,
14 eff. 6-1-05.)

15 (40 ILCS 5/15-155) (from Ch. 108 1/2, par. 15-155)

16 Sec. 15-155. Employer contributions.

17 (a) The State of Illinois shall make contributions by
18 appropriations of amounts which, together with the other
19 employer contributions from trust, federal, and other funds,
20 employee contributions, income from investments, and other
21 income of this System, will be sufficient to meet the cost of
22 maintaining and administering the System on a 90% funded basis
23 in accordance with actuarial recommendations.

24 The Board shall determine the amount of State contributions
25 required for each fiscal year on the basis of the actuarial
26 tables and other assumptions adopted by the Board and the
27 recommendations of the actuary, using the formula in subsection
28 (a-1).

29 (a-1) For State fiscal years 2011 through 2045, the minimum
30 contribution to the System to be made by the State for each
31 fiscal year shall be an amount determined by the System to be
32 sufficient to bring the total assets of the System up to 90% of
33 the total actuarial liabilities of the System by the end of
34 State fiscal year 2045. In making these determinations, the
35 required State contribution shall be calculated each year as a

1 level percentage of payroll over the years remaining to and
2 including fiscal year 2045 and shall be determined under the
3 projected unit credit actuarial cost method.

4 For State fiscal years 1996 through 2005, the State
5 contribution to the System, as a percentage of the applicable
6 employee payroll, shall be increased in equal annual increments
7 so that by State fiscal year 2011, the State is contributing at
8 the rate required under this Section.

9 Notwithstanding any other provision of this Article, the
10 total required State contribution for State fiscal year 2006 is
11 \$166,641,900.

12 Notwithstanding any other provision of this Article, the
13 total required State contribution for State fiscal year 2007 is
14 \$252,064,100.

15 For each of State fiscal years 2008 through 2010, the State
16 contribution to the System, as a percentage of the applicable
17 employee payroll, shall be increased in equal annual increments
18 from the required State contribution for State fiscal year
19 2007, so that by State fiscal year 2011, the State is
20 contributing at the rate otherwise required under this Section.

21 Beginning in State fiscal year 2046, the minimum State
22 contribution for each fiscal year shall be the amount needed to
23 maintain the total assets of the System at 90% of the total
24 actuarial liabilities of the System.

25 Amounts received by the System pursuant to Section 13.2 of
26 the Riverboat Gambling Act in any fiscal year do not reduce and
27 do not constitute payment of any portion of the minimum State
28 contribution required under this Article in that fiscal year.
29 Such amounts are intended to reduce the unfunded liability of
30 the System and shall act to reduce the required State
31 contributions under this Article in future years only to the
32 extent that the System's current unfunded liability is normally
33 reflected in the calculation of those required State
34 contributions. A reference in this Article to the "required
35 State contribution" or any substantially similar term does not
36 include or apply to any amounts payable to the System under

1 Section 13.2 of the Riverboat Gambling Act.

2 Notwithstanding any other provision of this Section, the
3 required State contribution for State fiscal year 2005 and for
4 fiscal year 2008 and each fiscal year thereafter, as calculated
5 under this Section and certified under Section 15-165, shall
6 not exceed an amount equal to (i) the amount of the required
7 State contribution that would have been calculated under this
8 Section for that fiscal year if the System had not received any
9 payments under subsection (d) of Section 7.2 of the General
10 Obligation Bond Act, minus (ii) the portion of the State's
11 total debt service payments for that fiscal year on the bonds
12 issued for the purposes of that Section 7.2, as determined and
13 certified by the Comptroller, that is the same as the System's
14 portion of the total moneys distributed under subsection (d) of
15 Section 7.2 of the General Obligation Bond Act. In determining
16 this maximum for State fiscal years 2008 through 2010, however,
17 the amount referred to in item (i) shall be increased, as a
18 percentage of the applicable employee payroll, in equal
19 increments calculated from the sum of the required State
20 contribution for State fiscal year 2007 plus the applicable
21 portion of the State's total debt service payments for fiscal
22 year 2007 on the bonds issued for the purposes of Section 7.2
23 of the General Obligation Bond Act, so that, by State fiscal
24 year 2011, the State is contributing at the rate otherwise
25 required under this Section.

26 (b) If an employee is paid from trust or federal funds, the
27 employer shall pay to the Board contributions from those funds
28 which are sufficient to cover the accruing normal costs on
29 behalf of the employee. However, universities having employees
30 who are compensated out of local auxiliary funds, income funds,
31 or service enterprise funds are not required to pay such
32 contributions on behalf of those employees. The local auxiliary
33 funds, income funds, and service enterprise funds of
34 universities shall not be considered trust funds for the
35 purpose of this Article, but funds of alumni associations,
36 foundations, and athletic associations which are affiliated

1 with the universities included as employers under this Article
2 and other employers which do not receive State appropriations
3 are considered to be trust funds for the purpose of this
4 Article.

5 (b-1) The City of Urbana and the City of Champaign shall
6 each make employer contributions to this System for their
7 respective firefighter employees who participate in this
8 System pursuant to subsection (h) of Section 15-107. The rate
9 of contributions to be made by those municipalities shall be
10 determined annually by the Board on the basis of the actuarial
11 assumptions adopted by the Board and the recommendations of the
12 actuary, and shall be expressed as a percentage of salary for
13 each such employee. The Board shall certify the rate to the
14 affected municipalities as soon as may be practical. The
15 employer contributions required under this subsection shall be
16 remitted by the municipality to the System at the same time and
17 in the same manner as employee contributions.

18 (c) Through State fiscal year 1995: The total employer
19 contribution shall be apportioned among the various funds of
20 the State and other employers, whether trust, federal, or other
21 funds, in accordance with actuarial procedures approved by the
22 Board. State of Illinois contributions for employers receiving
23 State appropriations for personal services shall be payable
24 from appropriations made to the employers or to the System. The
25 contributions for Class I community colleges covering earnings
26 other than those paid from trust and federal funds, shall be
27 payable solely from appropriations to the Illinois Community
28 College Board or the System for employer contributions.

29 (d) Beginning in State fiscal year 1996, the required State
30 contributions to the System shall be appropriated directly to
31 the System and shall be payable through vouchers issued in
32 accordance with subsection (c) of Section 15-165, except as
33 provided in subsection (g).

34 (e) The State Comptroller shall draw warrants payable to
35 the System upon proper certification by the System or by the
36 employer in accordance with the appropriation laws and this

1 Code.

2 (f) Normal costs under this Section means liability for
3 pensions and other benefits which accrues to the System because
4 of the credits earned for service rendered by the participants
5 during the fiscal year and expenses of administering the
6 System, but shall not include the principal of or any
7 redemption premium or interest on any bonds issued by the Board
8 or any expenses incurred or deposits required in connection
9 therewith.

10 (g) If the amount of a participant's earnings for any
11 academic year used to determine the final rate of earnings
12 exceeds the amount of his or her earnings with the same
13 employer for the previous academic year by more than 6%, the
14 participant's employer shall pay to the System, in addition to
15 all other payments required under this Section and in
16 accordance with guidelines established by the System, the
17 present value of the increase in benefits resulting from the
18 portion of the increase in earnings that is in excess of 6%.
19 This present value shall be computed by the System on the basis
20 of the actuarial assumptions and tables used in the most recent
21 actuarial valuation of the System that is available at the time
22 of the computation. The employer contributions required under
23 this subsection (g) shall be paid in the form of a lump sum
24 within 30 days after receipt of the bill after the participant
25 begins receiving benefits under this Article.

26 The provisions of this subsection (g) do not apply to
27 earnings increases paid to participants under contracts or
28 collective bargaining agreements entered into, amended, or
29 renewed before the effective date of this amendatory Act of the
30 94th General Assembly.

31 (Source: P.A. 93-2, eff. 4-7-03; 94-4, eff. 6-1-05.)

32 (40 ILCS 5/16-158) (from Ch. 108 1/2, par. 16-158)

33 Sec. 16-158. Contributions by State and other employing
34 units.

35 (a) The State shall make contributions to the System by

1 means of appropriations from the Common School Fund and other
2 State funds of amounts which, together with other employer
3 contributions, employee contributions, investment income, and
4 other income, will be sufficient to meet the cost of
5 maintaining and administering the System on a 90% funded basis
6 in accordance with actuarial recommendations.

7 The Board shall determine the amount of State contributions
8 required for each fiscal year on the basis of the actuarial
9 tables and other assumptions adopted by the Board and the
10 recommendations of the actuary, using the formula in subsection
11 (b-3).

12 (a-1) Annually, on or before November 15, the Board shall
13 certify to the Governor the amount of the required State
14 contribution for the coming fiscal year. The certification
15 shall include a copy of the actuarial recommendations upon
16 which it is based.

17 On or before May 1, 2004, the Board shall recalculate and
18 recertify to the Governor the amount of the required State
19 contribution to the System for State fiscal year 2005, taking
20 into account the amounts appropriated to and received by the
21 System under subsection (d) of Section 7.2 of the General
22 Obligation Bond Act.

23 On or before July 1, 2005, the Board shall recalculate and
24 recertify to the Governor the amount of the required State
25 contribution to the System for State fiscal year 2006, taking
26 into account the changes in required State contributions made
27 by this amendatory Act of the 94th General Assembly.

28 (b) Through State fiscal year 1995, the State contributions
29 shall be paid to the System in accordance with Section 18-7 of
30 the School Code.

31 (b-1) Beginning in State fiscal year 1996, on the 15th day
32 of each month, or as soon thereafter as may be practicable, the
33 Board shall submit vouchers for payment of State contributions
34 to the System, in a total monthly amount of one-twelfth of the
35 required annual State contribution certified under subsection
36 (a-1). From the effective date of this amendatory Act of the

1 93rd General Assembly through June 30, 2004, the Board shall
2 not submit vouchers for the remainder of fiscal year 2004 in
3 excess of the fiscal year 2004 certified contribution amount
4 determined under this Section after taking into consideration
5 the transfer to the System under subsection (a) of Section
6 6z-61 of the State Finance Act. These vouchers shall be paid by
7 the State Comptroller and Treasurer by warrants drawn on the
8 funds appropriated to the System for that fiscal year.

9 If in any month the amount remaining unexpended from all
10 other appropriations to the System for the applicable fiscal
11 year (including the appropriations to the System under Section
12 8.12 of the State Finance Act and Section 1 of the State
13 Pension Funds Continuing Appropriation Act) is less than the
14 amount lawfully vouchered under this subsection, the
15 difference shall be paid from the Common School Fund under the
16 continuing appropriation authority provided in Section 1.1 of
17 the State Pension Funds Continuing Appropriation Act.

18 (b-2) Allocations from the Common School Fund apportioned
19 to school districts not coming under this System shall not be
20 diminished or affected by the provisions of this Article.

21 (b-3) For State fiscal years 2011 through 2045, the minimum
22 contribution to the System to be made by the State for each
23 fiscal year shall be an amount determined by the System to be
24 sufficient to bring the total assets of the System up to 90% of
25 the total actuarial liabilities of the System by the end of
26 State fiscal year 2045. In making these determinations, the
27 required State contribution shall be calculated each year as a
28 level percentage of payroll over the years remaining to and
29 including fiscal year 2045 and shall be determined under the
30 projected unit credit actuarial cost method.

31 For State fiscal years 1996 through 2005, the State
32 contribution to the System, as a percentage of the applicable
33 employee payroll, shall be increased in equal annual increments
34 so that by State fiscal year 2011, the State is contributing at
35 the rate required under this Section; except that in the
36 following specified State fiscal years, the State contribution

1 to the System shall not be less than the following indicated
2 percentages of the applicable employee payroll, even if the
3 indicated percentage will produce a State contribution in
4 excess of the amount otherwise required under this subsection
5 and subsection (a), and notwithstanding any contrary
6 certification made under subsection (a-1) before the effective
7 date of this amendatory Act of 1998: 10.02% in FY 1999; 10.77%
8 in FY 2000; 11.47% in FY 2001; 12.16% in FY 2002; 12.86% in FY
9 2003; and 13.56% in FY 2004.

10 Notwithstanding any other provision of this Article, the
11 total required State contribution for State fiscal year 2006 is
12 \$534,627,700.

13 Notwithstanding any other provision of this Article, the
14 total required State contribution for State fiscal year 2007 is
15 \$738,014,500.

16 For each of State fiscal years 2008 through 2010, the State
17 contribution to the System, as a percentage of the applicable
18 employee payroll, shall be increased in equal annual increments
19 from the required State contribution for State fiscal year
20 2007, so that by State fiscal year 2011, the State is
21 contributing at the rate otherwise required under this Section.

22 Beginning in State fiscal year 2046, the minimum State
23 contribution for each fiscal year shall be the amount needed to
24 maintain the total assets of the System at 90% of the total
25 actuarial liabilities of the System.

26 Amounts received by the System pursuant to Section 13.2 of
27 the Riverboat Gambling Act in any fiscal year do not reduce and
28 do not constitute payment of any portion of the minimum State
29 contribution required under this Article in that fiscal year.
30 Such amounts are intended to reduce the unfunded liability of
31 the System and shall act to reduce the required State
32 contributions under this Article in future years only to the
33 extent that the System's current unfunded liability is normally
34 reflected in the calculation of those required State
35 contributions. A reference in this Article to the "required
36 State contribution" or any substantially similar term does not

1 include or apply to any amounts payable to the System under
2 Section 13.2 of the Riverboat Gambling Act.

3 Notwithstanding any other provision of this Section, the
4 required State contribution for State fiscal year 2005 and for
5 fiscal year 2008 and each fiscal year thereafter, as calculated
6 under this Section and certified under subsection (a-1), shall
7 not exceed an amount equal to (i) the amount of the required
8 State contribution that would have been calculated under this
9 Section for that fiscal year if the System had not received any
10 payments under subsection (d) of Section 7.2 of the General
11 Obligation Bond Act, minus (ii) the portion of the State's
12 total debt service payments for that fiscal year on the bonds
13 issued for the purposes of that Section 7.2, as determined and
14 certified by the Comptroller, that is the same as the System's
15 portion of the total moneys distributed under subsection (d) of
16 Section 7.2 of the General Obligation Bond Act. In determining
17 this maximum for State fiscal years 2008 through 2010, however,
18 the amount referred to in item (i) shall be increased, as a
19 percentage of the applicable employee payroll, in equal
20 increments calculated from the sum of the required State
21 contribution for State fiscal year 2007 plus the applicable
22 portion of the State's total debt service payments for fiscal
23 year 2007 on the bonds issued for the purposes of Section 7.2
24 of the General Obligation Bond Act, so that, by State fiscal
25 year 2011, the State is contributing at the rate otherwise
26 required under this Section.

27 (c) Payment of the required State contributions and of all
28 pensions, retirement annuities, death benefits, refunds, and
29 other benefits granted under or assumed by this System, and all
30 expenses in connection with the administration and operation
31 thereof, are obligations of the State.

32 If members are paid from special trust or federal funds
33 which are administered by the employing unit, whether school
34 district or other unit, the employing unit shall pay to the
35 System from such funds the full accruing retirement costs based
36 upon that service, as determined by the System. Employer

1 contributions, based on salary paid to members from federal
2 funds, may be forwarded by the distributing agency of the State
3 of Illinois to the System prior to allocation, in an amount
4 determined in accordance with guidelines established by such
5 agency and the System.

6 (d) Effective July 1, 1986, any employer of a teacher as
7 defined in paragraph (8) of Section 16-106 shall pay the
8 employer's normal cost of benefits based upon the teacher's
9 service, in addition to employee contributions, as determined
10 by the System. Such employer contributions shall be forwarded
11 monthly in accordance with guidelines established by the
12 System.

13 However, with respect to benefits granted under Section
14 16-133.4 or 16-133.5 to a teacher as defined in paragraph (8)
15 of Section 16-106, the employer's contribution shall be 12%
16 (rather than 20%) of the member's highest annual salary rate
17 for each year of creditable service granted, and the employer
18 shall also pay the required employee contribution on behalf of
19 the teacher. For the purposes of Sections 16-133.4 and
20 16-133.5, a teacher as defined in paragraph (8) of Section
21 16-106 who is serving in that capacity while on leave of
22 absence from another employer under this Article shall not be
23 considered an employee of the employer from which the teacher
24 is on leave.

25 (e) Beginning July 1, 1998, every employer of a teacher
26 shall pay to the System an employer contribution computed as
27 follows:

28 (1) Beginning July 1, 1998 through June 30, 1999, the
29 employer contribution shall be equal to 0.3% of each
30 teacher's salary.

31 (2) Beginning July 1, 1999 and thereafter, the employer
32 contribution shall be equal to 0.58% of each teacher's
33 salary.

34 The school district or other employing unit may pay these
35 employer contributions out of any source of funding available
36 for that purpose and shall forward the contributions to the

1 System on the schedule established for the payment of member
2 contributions.

3 These employer contributions are intended to offset a
4 portion of the cost to the System of the increases in
5 retirement benefits resulting from this amendatory Act of 1998.

6 Each employer of teachers is entitled to a credit against
7 the contributions required under this subsection (e) with
8 respect to salaries paid to teachers for the period January 1,
9 2002 through June 30, 2003, equal to the amount paid by that
10 employer under subsection (a-5) of Section 6.6 of the State
11 Employees Group Insurance Act of 1971 with respect to salaries
12 paid to teachers for that period.

13 The additional 1% employee contribution required under
14 Section 16-152 by this amendatory Act of 1998 is the
15 responsibility of the teacher and not the teacher's employer,
16 unless the employer agrees, through collective bargaining or
17 otherwise, to make the contribution on behalf of the teacher.

18 If an employer is required by a contract in effect on May
19 1, 1998 between the employer and an employee organization to
20 pay, on behalf of all its full-time employees covered by this
21 Article, all mandatory employee contributions required under
22 this Article, then the employer shall be excused from paying
23 the employer contribution required under this subsection (e)
24 for the balance of the term of that contract. The employer and
25 the employee organization shall jointly certify to the System
26 the existence of the contractual requirement, in such form as
27 the System may prescribe. This exclusion shall cease upon the
28 termination, extension, or renewal of the contract at any time
29 after May 1, 1998.

30 (f) If the amount of a teacher's salary for any school year
31 used to determine final average salary exceeds the amount of
32 his or her salary with the same employer for the previous
33 school year by more than 6%, the teacher's employer shall pay
34 to the System, in addition to all other payments required under
35 this Section and in accordance with guidelines established by
36 the System, the present value of the increase in benefits

1 resulting from the portion of the increase in salary that is in
2 excess of 6%. This present value shall be computed by the
3 System on the basis of the actuarial assumptions and tables
4 used in the most recent actuarial valuation of the System that
5 is available at the time of the computation. The employer
6 contributions required under this subsection (f) shall be paid
7 in the form of a lump sum within 30 days after receipt of the
8 bill after the teacher begins receiving benefits under this
9 Article.

10 The provisions of this subsection (f) do not apply to
11 salary increases paid to teachers under contracts or collective
12 bargaining agreements entered into, amended, or renewed before
13 the effective date of this amendatory Act of the 94th General
14 Assembly.

15 (Source: P.A. 93-2, eff. 4-7-03; 93-665, eff. 3-5-04; 94-4,
16 eff. 6-1-05.)

17 (40 ILCS 5/18-131) (from Ch. 108 1/2, par. 18-131)

18 Sec. 18-131. Financing; employer contributions.

19 (a) The State of Illinois shall make contributions to this
20 System by appropriations of the amounts which, together with
21 the contributions of participants, net earnings on
22 investments, and other income, will meet the costs of
23 maintaining and administering this System on a 90% funded basis
24 in accordance with actuarial recommendations.

25 (b) The Board shall determine the amount of State
26 contributions required for each fiscal year on the basis of the
27 actuarial tables and other assumptions adopted by the Board and
28 the prescribed rate of interest, using the formula in
29 subsection (c).

30 (c) For State fiscal years 2011 through 2045, the minimum
31 contribution to the System to be made by the State for each
32 fiscal year shall be an amount determined by the System to be
33 sufficient to bring the total assets of the System up to 90% of
34 the total actuarial liabilities of the System by the end of
35 State fiscal year 2045. In making these determinations, the

1 required State contribution shall be calculated each year as a
2 level percentage of payroll over the years remaining to and
3 including fiscal year 2045 and shall be determined under the
4 projected unit credit actuarial cost method.

5 For State fiscal years 1996 through 2005, the State
6 contribution to the System, as a percentage of the applicable
7 employee payroll, shall be increased in equal annual increments
8 so that by State fiscal year 2011, the State is contributing at
9 the rate required under this Section.

10 Notwithstanding any other provision of this Article, the
11 total required State contribution for State fiscal year 2006 is
12 \$29,189,400.

13 Notwithstanding any other provision of this Article, the
14 total required State contribution for State fiscal year 2007 is
15 \$35,236,800.

16 For each of State fiscal years 2008 through 2010, the State
17 contribution to the System, as a percentage of the applicable
18 employee payroll, shall be increased in equal annual increments
19 from the required State contribution for State fiscal year
20 2007, so that by State fiscal year 2011, the State is
21 contributing at the rate otherwise required under this Section.

22 Beginning in State fiscal year 2046, the minimum State
23 contribution for each fiscal year shall be the amount needed to
24 maintain the total assets of the System at 90% of the total
25 actuarial liabilities of the System.

26 Amounts received by the System pursuant to Section 13.2 of
27 the Riverboat Gambling Act in any fiscal year do not reduce and
28 do not constitute payment of any portion of the minimum State
29 contribution required under this Article in that fiscal year.
30 Such amounts are intended to reduce the unfunded liability of
31 the System and shall act to reduce the required State
32 contributions under this Article in future years only to the
33 extent that the System's current unfunded liability is normally
34 reflected in the calculation of those required State
35 contributions. A reference in this Article to the "required
36 State contribution" or any substantially similar term does not

1 include or apply to any amounts payable to the System under
2 Section 13.2 of the Riverboat Gambling Act.

3 Notwithstanding any other provision of this Section, the
4 required State contribution for State fiscal year 2005 and for
5 fiscal year 2008 and each fiscal year thereafter, as calculated
6 under this Section and certified under Section 18-140, shall
7 not exceed an amount equal to (i) the amount of the required
8 State contribution that would have been calculated under this
9 Section for that fiscal year if the System had not received any
10 payments under subsection (d) of Section 7.2 of the General
11 Obligation Bond Act, minus (ii) the portion of the State's
12 total debt service payments for that fiscal year on the bonds
13 issued for the purposes of that Section 7.2, as determined and
14 certified by the Comptroller, that is the same as the System's
15 portion of the total moneys distributed under subsection (d) of
16 Section 7.2 of the General Obligation Bond Act. In determining
17 this maximum for State fiscal years 2008 through 2010, however,
18 the amount referred to in item (i) shall be increased, as a
19 percentage of the applicable employee payroll, in equal
20 increments calculated from the sum of the required State
21 contribution for State fiscal year 2007 plus the applicable
22 portion of the State's total debt service payments for fiscal
23 year 2007 on the bonds issued for the purposes of Section 7.2
24 of the General Obligation Bond Act, so that, by State fiscal
25 year 2011, the State is contributing at the rate otherwise
26 required under this Section.

27 (Source: P.A. 93-2, eff. 4-7-03; 94-4, eff. 6-1-05.)

28 Section 20. The Joliet Regional Port District Act is
29 amended by changing Section 5.1 as follows:

30 (70 ILCS 1825/5.1) (from Ch. 19, par. 255.1)

31 Sec. 5.1. Riverboat gambling. Notwithstanding any other
32 provision of this Act, the District may not regulate the
33 operation, conduct, or navigation of any riverboat gambling
34 casino licensed under the Riverboat and Casino Gambling Act,

1 and the District may not license, tax, or otherwise levy any
2 assessment of any kind on any riverboat gambling casino
3 licensed under the Riverboat and Casino Gambling Act. The
4 General Assembly declares that the powers to regulate the
5 operation, conduct, and navigation of riverboat gambling
6 casinos and to license, tax, and levy assessments upon
7 riverboat gambling casinos are exclusive powers of the State of
8 Illinois and the Illinois Gaming Board as provided in the
9 Riverboat and Casino Gambling Act.

10 (Source: P.A. 87-1175.)

11 Section 25. The Consumer Installment Loan Act is amended by
12 changing Section 12.5 as follows:

13 (205 ILCS 670/12.5)

14 Sec. 12.5. Limited purpose branch.

15 (a) Upon the written approval of the Director, a licensee
16 may maintain a limited purpose branch for the sole purpose of
17 making loans as permitted by this Act. A limited purpose branch
18 may include an automatic loan machine. No other activity shall
19 be conducted at the site, including but not limited to,
20 accepting payments, servicing the accounts, or collections.

21 (b) The licensee must submit an application for a limited
22 purpose branch to the Director on forms prescribed by the
23 Director with an application fee of \$300. The approval for the
24 limited purpose branch must be renewed concurrently with the
25 renewal of the licensee's license along with a renewal fee of
26 \$300 for the limited purpose branch.

27 (c) The books, accounts, records, and files of the limited
28 purpose branch's transactions shall be maintained at the
29 licensee's licensed location. The licensee shall notify the
30 Director of the licensed location at which the books, accounts,
31 records, and files shall be maintained.

32 (d) The licensee shall prominently display at the limited
33 purpose branch the address and telephone number of the
34 licensee's licensed location.

1 (e) No other business shall be conducted at the site of the
2 limited purpose branch unless authorized by the Director.

3 (f) The Director shall make and enforce reasonable rules
4 for the conduct of a limited purpose branch.

5 (g) A limited purpose branch may not be located within
6 1,000 feet of a facility operated by an inter-track wagering
7 licensee or an organization licensee subject to the Illinois
8 Horse Racing Act of 1975, on a riverboat or in a casino subject
9 to the Riverboat and Casino Gambling Act, or within 1,000 feet
10 of the location at which the riverboat docks or within 1,000
11 feet of a casino.

12 (Source: P.A. 90-437, eff. 1-1-98.)

13 Section 30. The Riverboat Gambling Act is amended by
14 changing Sections 1, 2, 3, 4, 5, 7, 7.1, 7.3, 8, 9, 11, 11.1,
15 12, 13, 18, and 20 and by adding Section 13.2 as follows:

16 (230 ILCS 10/1) (from Ch. 120, par. 2401)

17 Sec. 1. Short title. This Act shall be known and may be
18 cited as the Riverboat and Casino Gambling Act.

19 (Source: P.A. 86-1029.)

20 (230 ILCS 10/2) (from Ch. 120, par. 2402)

21 Sec. 2. Legislative Intent.

22 (a) This Act is intended to benefit the people of the State
23 of Illinois by assisting economic development and promoting
24 Illinois tourism and by increasing the amount of revenues
25 available to the State to assist and support education.

26 (b) While authorization of riverboat and casino gambling
27 will enhance investment, development and tourism in Illinois,
28 it is recognized that it will do so successfully only if public
29 confidence and trust in the credibility and integrity of the
30 gambling operations and the regulatory process is maintained.
31 Therefore, regulatory provisions of this Act are designed to
32 strictly regulate the facilities, persons, associations and
33 practices related to gambling operations pursuant to the police

1 powers of the State, including comprehensive law enforcement
2 supervision.

3 (c) The Illinois Gaming Board established under this Act
4 should, as soon as possible, inform each applicant for an
5 owners license of the Board's intent to grant or deny a
6 license.

7 (Source: P.A. 93-28, eff. 6-20-03.)

8 (230 ILCS 10/3) (from Ch. 120, par. 2403)

9 Sec. 3. ~~Riverboat~~ Gambling Authorized.

10 (a) Riverboat and casino gambling operations and the system
11 of wagering incorporated therein, as defined in this Act, are
12 hereby authorized to the extent that they are carried out in
13 accordance with the provisions of this Act.

14 (b) This Act does not apply to the pari-mutuel system of
15 wagering used or intended to be used in connection with the
16 horse-race meetings as authorized under the Illinois Horse
17 Racing Act of 1975, lottery games authorized under the Illinois
18 Lottery Law, bingo authorized under the Bingo License and Tax
19 Act, charitable games authorized under the Charitable Games Act
20 or pull tabs and jar games conducted under the Illinois Pull
21 Tabs and Jar Games Act.

22 (c) Riverboat gambling conducted pursuant to this Act may
23 be authorized upon any water within the State of Illinois or
24 any water other than Lake Michigan which constitutes a boundary
25 of the State of Illinois. A licensee may conduct riverboat
26 gambling authorized under this Act regardless of whether it
27 conducts excursion cruises. A licensee may permit the
28 continuous ingress and egress of passengers for the purpose of
29 gambling.

30 (Source: P.A. 91-40, eff. 6-25-99.)

31 (230 ILCS 10/4) (from Ch. 120, par. 2404)

32 Sec. 4. Definitions. As used in this Act:

33 (a) "Board" means the Illinois Gaming Board.

34 (b) "Occupational license" means a license issued by the

1 Board to a person or entity to perform an occupation which the
2 Board has identified as requiring a license to engage in
3 riverboat or casino gambling in Illinois.

4 (c) "Gambling game" includes, but is not limited to,
5 baccarat, twenty-one, poker, craps, slot machine, video game of
6 chance, roulette wheel, klondike table, punchboard, faro
7 layout, keno layout, numbers ticket, push card, jar ticket, or
8 pull tab which is authorized by the Board as a wagering device
9 under this Act.

10 (d) "Riverboat" means a self-propelled excursion boat, a
11 permanently moored barge, or permanently moored barges that are
12 permanently fixed together to operate as one vessel, on which
13 lawful gambling is authorized and licensed as provided in this
14 Act.

15 (e) "Managers license" means a license issued by the Board
16 to a person or entity to manage gambling operations conducted
17 by the State pursuant to Section 7.3 ~~7.2~~.

18 (f) "Dock" means the location where a riverboat moors for
19 the purpose of embarking passengers for and disembarking
20 passengers from the riverboat.

21 (g) "Gross receipts" means the total amount of money
22 exchanged for the purchase of chips, tokens or electronic cards
23 by riverboat or casino patrons.

24 (h) "Adjusted gross receipts" means the gross receipts less
25 winnings paid to wagerers.

26 (i) "Cheat" means to alter the selection of criteria which
27 determine the result of a gambling game or the amount or
28 frequency of payment in a gambling game.

29 (j) "Department" means the Department of Revenue.

30 (k) "Gambling operation" means the conduct of authorized
31 gambling games upon a riverboat or in a casino.

32 (l) "License bid" means the lump sum amount of money that
33 an applicant bids and agrees to pay the State in return for an
34 owners license that is re-issued on or after July 1, 2003.

35 (m) The terms "minority person" and "female" shall have the
36 same meaning as defined in Section 2 of the Business Enterprise

1 for Minorities, Females, and Persons with Disabilities Act.

2 (n) "Casino" means a land-based facility at which lawful
3 gambling is authorized as provided in this Act.

4 (Source: P.A. 92-600, eff. 6-28-02; 93-28, eff. 6-20-03;
5 revised 1-28-04.)

6 (230 ILCS 10/5) (from Ch. 120, par. 2405)

7 Sec. 5. Gaming Board.

8 (a) (1) There is hereby established within the Department
9 of Revenue an Illinois Gaming Board which shall have the powers
10 and duties specified in this Act, and all other powers
11 necessary and proper to fully and effectively execute this Act
12 for the purpose of administering, regulating, and enforcing the
13 system of riverboat and casino gambling established by this
14 Act. Its jurisdiction shall extend under this Act to every
15 person, association, corporation, partnership and trust
16 involved in riverboat and casino gambling operations in the
17 State of Illinois.

18 (2) The Board shall consist of 5 members to be appointed by
19 the Governor with the advice and consent of the Senate, one of
20 whom shall be designated by the Governor to be chairman. Each
21 member shall have a reasonable knowledge of the practice,
22 procedure and principles of gambling operations. Each member
23 shall either be a resident of Illinois or shall certify that he
24 will become a resident of Illinois before taking office. At
25 least one member shall be experienced in law enforcement and
26 criminal investigation, at least one member shall be a
27 certified public accountant experienced in accounting and
28 auditing, and at least one member shall be a lawyer licensed to
29 practice law in Illinois.

30 (3) The terms of office of the Board members shall be 3
31 years, except that the terms of office of the initial Board
32 members appointed pursuant to this Act will commence from the
33 effective date of this Act and run as follows: one for a term
34 ending July 1, 1991, 2 for a term ending July 1, 1992, and 2 for
35 a term ending July 1, 1993. Upon the expiration of the

1 foregoing terms, the successors of such members shall serve a
2 term for 3 years and until their successors are appointed and
3 qualified for like terms. Vacancies in the Board shall be
4 filled for the unexpired term in like manner as original
5 appointments. Each member of the Board shall be eligible for
6 reappointment at the discretion of the Governor with the advice
7 and consent of the Senate.

8 (4) Each member of the Board shall receive \$300 for each
9 day the Board meets and for each day the member conducts any
10 hearing pursuant to this Act. Each member of the Board shall
11 also be reimbursed for all actual and necessary expenses and
12 disbursements incurred in the execution of official duties.

13 (5) No person shall be appointed a member of the Board or
14 continue to be a member of the Board who is, or whose spouse,
15 child or parent is, a member of the board of directors of, or a
16 person financially interested in, any gambling operation
17 subject to the jurisdiction of this Board, or any race track,
18 race meeting, racing association or the operations thereof
19 subject to the jurisdiction of the Illinois Racing Board. No
20 Board member shall hold any other public office for which he
21 shall receive compensation other than necessary travel or other
22 incidental expenses. No person shall be a member of the Board
23 who is not of good moral character or who has been convicted
24 of, or is under indictment for, a felony under the laws of
25 Illinois or any other state, or the United States.

26 (6) Any member of the Board may be removed by the Governor
27 for neglect of duty, misfeasance, malfeasance, or nonfeasance
28 in office.

29 (7) Before entering upon the discharge of the duties of his
30 office, each member of the Board shall take an oath that he
31 will faithfully execute the duties of his office according to
32 the laws of the State and the rules and regulations adopted
33 therewith and shall give bond to the State of Illinois,
34 approved by the Governor, in the sum of \$25,000. Every such
35 bond, when duly executed and approved, shall be recorded in the
36 office of the Secretary of State. Whenever the Governor

1 determines that the bond of any member of the Board has become
2 or is likely to become invalid or insufficient, he shall
3 require such member forthwith to renew his bond, which is to be
4 approved by the Governor. Any member of the Board who fails to
5 take oath and give bond within 30 days from the date of his
6 appointment, or who fails to renew his bond within 30 days
7 after it is demanded by the Governor, shall be guilty of
8 neglect of duty and may be removed by the Governor. The cost of
9 any bond given by any member of the Board under this Section
10 shall be taken to be a part of the necessary expenses of the
11 Board.

12 (8) Upon the request of the Board, the Department shall
13 employ such personnel as may be necessary to carry out the
14 functions of the Board. No person shall be employed to serve
15 the Board who is, or whose spouse, parent or child is, an
16 official of, or has a financial interest in or financial
17 relation with, any operator engaged in gambling operations
18 within this State or any organization engaged in conducting
19 horse racing within this State. Any employee violating these
20 prohibitions shall be subject to termination of employment.

21 (9) An Administrator shall perform any and all duties that
22 the Board shall assign him. The salary of the Administrator
23 shall be determined by the Board and approved by the Director
24 of the Department and, in addition, he shall be reimbursed for
25 all actual and necessary expenses incurred by him in discharge
26 of his official duties. The Administrator shall keep records of
27 all proceedings of the Board and shall preserve all records,
28 books, documents and other papers belonging to the Board or
29 entrusted to its care. The Administrator shall devote his full
30 time to the duties of the office and shall not hold any other
31 office or employment.

32 (b) The Board shall have general responsibility for the
33 implementation of this Act. Its duties include, without
34 limitation, the following:

35 (1) To decide promptly and in reasonable order all
36 license applications. Any party aggrieved by an action of

1 the Board denying, suspending, revoking, restricting or
2 refusing to renew a license may request a hearing before
3 the Board. A request for a hearing must be made to the
4 Board in writing within 5 days after service of notice of
5 the action of the Board. Notice of the action of the Board
6 shall be served either by personal delivery or by certified
7 mail, postage prepaid, to the aggrieved party. Notice
8 served by certified mail shall be deemed complete on the
9 business day following the date of such mailing. The Board
10 shall conduct all requested hearings promptly and in
11 reasonable order;

12 (2) To conduct all hearings pertaining to civil
13 violations of this Act or rules and regulations promulgated
14 hereunder;

15 (3) To promulgate such rules and regulations as in its
16 judgment may be necessary to protect or enhance the
17 credibility and integrity of gambling operations
18 authorized by this Act and the regulatory process
19 hereunder;

20 (4) To provide for the establishment and collection of
21 all license and registration fees and taxes imposed by this
22 Act and the rules and regulations issued pursuant hereto.
23 All such fees and taxes shall be deposited into the State
24 Gaming Fund;

25 (5) To provide for the levy and collection of penalties
26 and fines for the violation of provisions of this Act and
27 the rules and regulations promulgated hereunder. All such
28 fines and penalties shall be deposited into the Education
29 Assistance Fund, created by Public Act 86-0018, of the
30 State of Illinois;

31 (6) To be present through its inspectors and agents any
32 time gambling operations are conducted on any riverboat or
33 in any casino for the purpose of certifying the revenue
34 thereof, receiving complaints from the public, and
35 conducting such other investigations into the conduct of
36 the gambling games and the maintenance of the equipment as

1 from time to time the Board may deem necessary and proper;

2 (7) To review and rule upon any complaint by a licensee
3 regarding any investigative procedures of the State which
4 are unnecessarily disruptive of gambling operations. The
5 need to inspect and investigate shall be presumed at all
6 times. The disruption of a licensee's operations shall be
7 proved by clear and convincing evidence, and establish
8 that: (A) the procedures had no reasonable law enforcement
9 purposes, and (B) the procedures were so disruptive as to
10 unreasonably inhibit gambling operations;

11 (8) To hold at least one meeting each quarter of the
12 fiscal year. In addition, special meetings may be called by
13 the Chairman or any 2 Board members upon 72 hours written
14 notice to each member. All Board meetings shall be subject
15 to the Open Meetings Act. Three members of the Board shall
16 constitute a quorum, and 3 votes shall be required for any
17 final determination by the Board. The Board shall keep a
18 complete and accurate record of all its meetings. A
19 majority of the members of the Board shall constitute a
20 quorum for the transaction of any business, for the
21 performance of any duty, or for the exercise of any power
22 which this Act requires the Board members to transact,
23 perform or exercise en banc, except that, upon order of the
24 Board, one of the Board members or an administrative law
25 judge designated by the Board may conduct any hearing
26 provided for under this Act or by Board rule and may
27 recommend findings and decisions to the Board. The Board
28 member or administrative law judge conducting such hearing
29 shall have all powers and rights granted to the Board in
30 this Act. The record made at the time of the hearing shall
31 be reviewed by the Board, or a majority thereof, and the
32 findings and decision of the majority of the Board shall
33 constitute the order of the Board in such case;

34 (9) To maintain records which are separate and distinct
35 from the records of any other State board or commission.
36 Such records shall be available for public inspection and

1 shall accurately reflect all Board proceedings;

2 (10) To file a written annual report with the Governor
3 on or before March 1 each year and such additional reports
4 as the Governor may request. The annual report shall
5 include a statement of receipts and disbursements by the
6 Board, actions taken by the Board, and any additional
7 information and recommendations which the Board may deem
8 valuable or which the Governor may request;

9 (11) (Blank); and

10 (12) To assume responsibility for the administration
11 and enforcement of the Bingo License and Tax Act, the
12 Charitable Games Act, and the Pull Tabs and Jar Games Act
13 if such responsibility is delegated to it by the Director
14 of Revenue.

15 (c) The Board shall have jurisdiction over and shall
16 supervise all gambling operations governed by this Act. The
17 Board shall have all powers necessary and proper to fully and
18 effectively execute the provisions of this Act, including, but
19 not limited to, the following:

20 (1) To investigate applicants and determine the
21 eligibility of applicants for licenses and to select among
22 competing applicants the applicants which best serve the
23 interests of the citizens of Illinois.

24 (2) To have jurisdiction and supervision over all
25 ~~riverboat~~ gambling operations authorized under this Act in
26 this State and all persons in places ~~on riverboats~~ where
27 gambling operations are conducted.

28 (3) To promulgate rules and regulations for the purpose
29 of administering the provisions of this Act and to
30 prescribe rules, regulations and conditions under which
31 all ~~riverboat~~ gambling operations subject to this Act in
32 the State shall be conducted. Such rules and regulations
33 are to provide for the prevention of practices detrimental
34 to the public interest and for the best interests of
35 ~~riverboat~~ gambling, including rules and regulations
36 regarding the inspection of such riverboats and casinos and

1 the review of any permits or licenses necessary to operate
2 a riverboat or casino under any laws or regulations
3 applicable to riverboats and casinos, and to impose
4 penalties for violations thereof.

5 (4) To enter the office, riverboats, facilities, or
6 other places of business of a licensee, where evidence of
7 the compliance or noncompliance with the provisions of this
8 Act is likely to be found.

9 (5) To investigate alleged violations of this Act or
10 the rules of the Board and to take appropriate disciplinary
11 action against a licensee or a holder of an occupational
12 license for a violation, or institute appropriate legal
13 action for enforcement, or both.

14 (6) To adopt standards for the licensing of all persons
15 under this Act, as well as for electronic or mechanical
16 gambling games, and to establish fees for such licenses.

17 (7) To adopt appropriate standards for all riverboats,
18 casinos, and other facilities authorized under this Act.

19 (8) To require that the records, including financial or
20 other statements of any licensee under this Act, shall be
21 kept in such manner as prescribed by the Board and that any
22 such licensee involved in the ownership or management of
23 gambling operations submit to the Board an annual balance
24 sheet and profit and loss statement, list of the
25 stockholders or other persons having a 1% or greater
26 beneficial interest in the gambling activities of each
27 licensee, and any other information the Board deems
28 necessary in order to effectively administer this Act and
29 all rules, regulations, orders and final decisions
30 promulgated under this Act.

31 (9) To conduct hearings, issue subpoenas for the
32 attendance of witnesses and subpoenas duces tecum for the
33 production of books, records and other pertinent documents
34 in accordance with the Illinois Administrative Procedure
35 Act, and to administer oaths and affirmations to the
36 witnesses, when, in the judgment of the Board, it is

1 necessary to administer or enforce this Act or the Board
2 rules.

3 (10) To prescribe a form to be used by any licensee
4 involved in the ownership or management of gambling
5 operations as an application for employment for their
6 employees.

7 (11) To revoke or suspend licenses, as the Board may
8 see fit and in compliance with applicable laws of the State
9 regarding administrative procedures, and to review
10 applications for the renewal of licenses. The Board may
11 suspend an owners license, without notice or hearing upon a
12 determination that the safety or health of patrons or
13 employees is jeopardized by continuing a gambling
14 operation conducted under that license ~~a riverboat's~~
15 ~~operation~~. The suspension may remain in effect until the
16 Board determines that the cause for suspension has been
17 abated. The Board may revoke the owners license upon a
18 determination that the owner has not made satisfactory
19 progress toward abating the hazard.

20 (12) To eject or exclude or authorize the ejection or
21 exclusion of, any person from ~~riverboat~~ gambling
22 facilities where such person is in violation of this Act,
23 rules and regulations thereunder, or final orders of the
24 Board, or where such person's conduct or reputation is such
25 that his or her presence within the ~~riverboat~~ gambling
26 facilities may, in the opinion of the Board, call into
27 question the honesty and integrity of the gambling
28 operations or interfere with the orderly conduct thereof;
29 provided that the propriety of such ejection or exclusion
30 is subject to subsequent hearing by the Board.

31 (13) To require all licensees of gambling operations to
32 utilize a cashless wagering system whereby all players'
33 money is converted to tokens, electronic cards, or chips
34 which shall be used only for wagering in the gambling
35 establishment.

36 (14) (Blank).

1 (15) To suspend, revoke or restrict licenses, to
2 require the removal of a licensee or an employee of a
3 licensee for a violation of this Act or a Board rule or for
4 engaging in a fraudulent practice, and to impose civil
5 penalties of up to \$5,000 against individuals and up to
6 \$10,000 or an amount equal to the daily gross receipts,
7 whichever is larger, against licensees for each violation
8 of any provision of the Act, any rules adopted by the
9 Board, any order of the Board or any other action which, in
10 the Board's discretion, is a detriment or impediment to
11 ~~riverboat~~ gambling operations.

12 (16) To hire employees to gather information, conduct
13 investigations and carry out any other tasks contemplated
14 under this Act.

15 (17) To establish minimum levels of insurance to be
16 maintained by licensees.

17 (18) To authorize a licensee to sell or serve alcoholic
18 liquors, wine or beer as defined in the Liquor Control Act
19 of 1934 on board a riverboat or in a casino and to have
20 exclusive authority to establish the hours for sale and
21 consumption of alcoholic liquor on board a riverboat or in
22 a casino, notwithstanding any provision of the Liquor
23 Control Act of 1934 or any local ordinance, and regardless
24 of whether the riverboat makes excursions. The
25 establishment of the hours for sale and consumption of
26 alcoholic liquor on board a riverboat or in a casino is an
27 exclusive power and function of the State. A home rule unit
28 may not establish the hours for sale and consumption of
29 alcoholic liquor on board a riverboat or in a casino. This
30 amendatory Act of 1991 is a denial and limitation of home
31 rule powers and functions under subsection (h) of Section 6
32 of Article VII of the Illinois Constitution.

33 (19) After consultation with the U.S. Army Corps of
34 Engineers, to establish binding emergency orders upon the
35 concurrence of a majority of the members of the Board
36 regarding the navigability of water, relative to

1 excursions, in the event of extreme weather conditions,
2 acts of God or other extreme circumstances.

3 (20) To delegate the execution of any of its powers
4 under this Act for the purpose of administering and
5 enforcing this Act and its rules and regulations hereunder.

6 (21) To take any other action as may be reasonable or
7 appropriate to enforce this Act and rules and regulations
8 hereunder.

9 (d) The Board may seek and shall receive the cooperation of
10 the Department of State Police in conducting background
11 investigations of applicants and in fulfilling its
12 responsibilities under this Section. Costs incurred by the
13 Department of State Police as a result of such cooperation
14 shall be paid by the Board in conformance with the requirements
15 of Section 2605-400 of the Department of State Police Law (20
16 ILCS 2605/2605-400).

17 (e) The Board must authorize to each investigator and to
18 any other employee of the Board exercising the powers of a
19 peace officer a distinct badge that, on its face, (i) clearly
20 states that the badge is authorized by the Board and (ii)
21 contains a unique identifying number. No other badge shall be
22 authorized by the Board.

23 (Source: P.A. 91-40, eff. 1-1-00; 91-239, eff. 1-1-00; 91-883,
24 eff. 1-1-01.)

25 (230 ILCS 10/7) (from Ch. 120, par. 2407)

26 Sec. 7. Owners Licenses.

27 (a) The Board shall issue owners licenses to persons, firms
28 or corporations which apply for such licenses upon payment to
29 the Board of the non-refundable license fee set by the Board,
30 upon payment of a \$25,000 license fee for the first year of
31 operation and a \$5,000 license fee for each succeeding year and
32 upon a determination by the Board that the applicant is
33 eligible for an owners license pursuant to this Act and the
34 rules of the Board. A person, firm or corporation is ineligible
35 to receive an owners license if:

1 (1) the person has been convicted of a felony under the
2 laws of this State, any other state, or the United States;

3 (2) the person has been convicted of any violation of
4 Article 28 of the Criminal Code of 1961, or substantially
5 similar laws of any other jurisdiction;

6 (3) the person has submitted an application for a
7 license under this Act which contains false information;

8 (4) the person is a member of the Board;

9 (5) a person defined in (1), (2), (3) or (4) is an
10 officer, director or managerial employee of the firm or
11 corporation;

12 (6) the firm or corporation employs a person defined in
13 (1), (2), (3) or (4) who participates in the management or
14 operation of gambling operations authorized under this
15 Act;

16 (7) (blank); or

17 (8) a license of the person, firm or corporation issued
18 under this Act, or a license to own or operate gambling
19 facilities in any other jurisdiction, has been revoked.

20 (b) In determining whether to grant an owners license to an
21 applicant, the Board shall consider:

22 (1) the character, reputation, experience and
23 financial integrity of the applicants and of any other or
24 separate person that either:

25 (A) controls, directly or indirectly, such
26 applicant, or

27 (B) is controlled, directly or indirectly, by such
28 applicant or by a person which controls, directly or
29 indirectly, such applicant;

30 (2) the facilities or proposed facilities for the
31 conduct of riverboat gambling;

32 (3) the highest prospective total revenue to be derived
33 by the State from the conduct of riverboat gambling;

34 (4) the extent to which the ownership of the applicant
35 reflects the diversity of the State by including minority
36 persons and females and the good faith affirmative action

1 plan of each applicant to recruit, train and upgrade
2 minority persons and females in all employment
3 classifications;

4 (5) the financial ability of the applicant to purchase
5 and maintain adequate liability and casualty insurance;

6 (6) whether the applicant has adequate capitalization
7 to provide and maintain, for the duration of a license, a
8 riverboat;

9 (7) the extent to which the applicant exceeds or meets
10 other standards for the issuance of an owners license which
11 the Board may adopt by rule; and

12 (8) The amount of the applicant's license bid.

13 (c) Each owners license shall specify the place where
14 riverboats shall operate and dock.

15 (d) Each applicant shall submit with his application, on
16 forms provided by the Board, 2 sets of his fingerprints.

17 (e) The Board may issue up to 10 licenses authorizing the
18 holders of such licenses to own riverboats. In the application
19 for an owners license, the applicant shall state the dock at
20 which the riverboat is based and the water on which the
21 riverboat will be located. The Board shall issue 5 licenses to
22 become effective not earlier than January 1, 1991. Three of
23 such licenses shall authorize riverboat gambling on the
24 Mississippi River, or, with approval by the municipality in
25 which the riverboat was docked on August 7, 2003 and with Board
26 approval, be authorized to relocate to a new location, in a
27 municipality that (1) borders on the Mississippi River or is
28 within 5 miles of the city limits of a municipality that
29 borders on the Mississippi River and (2), on August 7, 2003,
30 had a riverboat conducting riverboat gambling operations
31 pursuant to a license issued under this Act; one of which shall
32 authorize riverboat gambling from a home dock in the city of
33 East St. Louis. One other license shall authorize riverboat
34 gambling on the Illinois River south of Marshall County. The
35 Board shall issue one additional license to become effective
36 not earlier than March 1, 1992, which shall authorize riverboat

1 gambling on the Des Plaines River in Will County. The Board may
2 issue 4 additional licenses to become effective not earlier
3 than March 1, 1992. In determining the water upon which
4 riverboats will operate, the Board shall consider the economic
5 benefit which riverboat gambling confers on the State, and
6 shall seek to assure that all regions of the State share in the
7 economic benefits of riverboat gambling.

8 (e-5) In addition to the licenses authorized under
9 subsection (e), the Board may issue an owners license
10 authorizing the conduct of gambling operations in a casino
11 located in a municipality with a population of more than
12 500,000 inhabitants.

13 The license authorized under this subsection (e-5) shall be
14 awarded pursuant to a process of competitive bidding to the
15 highest bidder that is eligible to hold an owners license under
16 this Act. The proceeds of the sale of this license shall be
17 distributed as provided in Section 13.2.

18 The licensee that receives its license under this
19 subsection (e-5) shall attain a level of at least 20% minority
20 person and female ownership, at least 16% and 4% respectively,
21 within a time period prescribed by the Board, but not to exceed
22 12 months from the date the licensee begins conducting
23 riverboat gambling. The 12-month period shall be extended by
24 the amount of time necessary to conduct a background
25 investigation pursuant to Section 6. For the purposes of this
26 Section, the terms "female" and "minority person" have the
27 meanings provided in Section 2 of the Business Enterprise for
28 Minorities, Females, and Persons with Disabilities Act.

29 (e-10) In granting all licenses, the Board may give
30 favorable consideration to economically depressed areas of the
31 State, to applicants presenting plans which provide for
32 significant economic development over a large geographic area,
33 and to applicants who currently operate non-gambling
34 riverboats in Illinois. The Board shall review all applications
35 for owners licenses, and shall inform each applicant of the
36 Board's decision. The Board may grant an owners license to an

1 applicant that has not submitted the highest license bid, but
2 if it does not select the highest bidder, the Board shall issue
3 a written decision explaining why another applicant was
4 selected and identifying the factors set forth in this Section
5 that favored the winning bidder.

6 (e-15) In addition to any other revocation powers granted
7 to the Board under this Act, the Board may revoke the owners
8 license of a licensee which fails to begin conducting gambling
9 within 15 months of receipt of the Board's approval of the
10 application if the Board determines that license revocation is
11 in the best interests of the State.

12 (f) Owners ~~The first 10 owners~~ licenses issued under this
13 Act shall permit the holder to own up to 2 riverboats and
14 equipment thereon for a period of 3 years after the effective
15 date of the license. Holders of ~~the first 10~~ owners licenses
16 must pay the annual license fee for each of the 3 years during
17 which they are authorized to own riverboats.

18 (g) Upon the termination, expiration, or revocation of each
19 owners license ~~of the first 10 licenses~~, which shall be issued
20 for a 3 year period, all licenses are renewable annually upon
21 payment of the fee and a determination by the Board that the
22 licensee continues to meet all of the requirements of this Act
23 and the Board's rules. However, for licenses renewed on or
24 after May 1, 1998, renewal shall be for a period of 4 years,
25 unless the Board sets a shorter period.

26 (h) A licensee, other than a licensee receiving a license
27 under subsection (e-5), shall limit the number of gaming
28 participants to 1,200 for any such license. A licensee
29 receiving a license under subsection (e-5) shall limit the
30 number of gaming participants to 4,000 for any such license. ~~An~~
31 ~~owners license shall entitle the licensee to own up to 2~~
32 ~~riverboats. A licensee shall limit the number of gambling~~
33 ~~participants to 1,200 for any such owners license. A licensee~~
34 ~~may operate both of its riverboats concurrently, provided that~~
35 ~~the total number of gambling participants on both riverboats~~
36 ~~does not exceed 1,200.~~ Riverboats licensed to operate on the

1 Mississippi River and the Illinois River south of Marshall
2 County shall have an authorized capacity of at least 500
3 persons. Any other riverboat licensed under this Act shall have
4 an authorized capacity of at least 400 persons.

5 (i) A licensed owner is authorized to apply to the Board
6 for and, if approved therefor, to receive all licenses from the
7 Board necessary for the operation of a riverboat or a casino,
8 including a liquor license, a license to prepare and serve food
9 for human consumption, and other necessary licenses. All use,
10 occupation and excise taxes which apply to the sale of food and
11 beverages in this State and all taxes imposed on the sale or
12 use of tangible personal property apply to such sales aboard
13 the riverboat or a casino.

14 (j) The Board may issue or re-issue a license authorizing a
15 riverboat to dock in a municipality or approve a relocation
16 under Section 11.2 only if, prior to the issuance or
17 re-issuance of the license or approval, the governing body of
18 the municipality in which the riverboat will dock has by a
19 majority vote approved the docking of riverboats in the
20 municipality. The Board may issue or re-issue a license
21 authorizing a riverboat to dock in areas of a county outside
22 any municipality or approve a relocation under Section 11.2
23 only if, prior to the issuance or re-issuance of the license or
24 approval, the governing body of the county has by a majority
25 vote approved of the docking of riverboats within such areas.

26 (Source: P.A. 93-28, eff. 6-20-03; 93-453, eff. 8-7-03; 94-667,
27 eff. 8-23-05.)

28 (230 ILCS 10/7.1)

29 Sec. 7.1. Re-issuance of revoked or non-renewed owners
30 licenses.

31 (a) If an owners license terminates or expires without
32 renewal or the Board revokes or determines not to renew an
33 owners license (including, without limitation, an owners
34 license for a licensee that was not conducting riverboat
35 gambling operations on January 1, 1998) and that revocation or

1 determination is final, the Board may re-issue such license to
2 a qualified applicant pursuant to an open and competitive
3 bidding process, as set forth in Section 7.5, and subject to
4 the maximum number of authorized licenses set forth in
5 subsections (e) and (e-5) of Section 7 ~~Section 7(e)~~.

6 (b) To be a qualified applicant, a person, firm, or
7 corporation cannot be ineligible to receive an owners license
8 under Section 7(a) and must submit an application for an owners
9 license that complies with Section 6. Each such applicant must
10 also submit evidence to the Board that minority persons and
11 females hold ownership interests in the applicant of at least
12 16% and 4% respectively.

13 (c) Notwithstanding anything to the contrary in Section
14 7(e), an applicant may apply to the Board for approval of
15 relocation of a re-issued license to a new home dock location
16 authorized under Section 3(c) upon receipt of the approval from
17 the municipality or county, as the case may be, pursuant to
18 Section 7(j).

19 (d) In determining whether to grant a re-issued owners
20 license to an applicant, the Board shall consider all of the
21 factors set forth in Section ~~Sections~~ 7(b) and in Section 7(e)
22 or (e-5), whichever is applicable, ~~(e)~~ as well as the amount of
23 the applicant's license bid. The Board may grant the re-issued
24 owners license to an applicant that has not submitted the
25 highest license bid, but if it does not select the highest
26 bidder, the Board shall issue a written decision explaining why
27 another applicant was selected and identifying the factors set
28 forth in Section ~~Sections~~ 7(b) and in Section 7(e) or (e-5),
29 whichever is applicable, ~~(e)~~ that favored the winning bidder.

30 (e) Re-issued owners licenses shall be subject to annual
31 license fees as provided for in Section 7(a) and shall be
32 governed by the provisions of Sections 7(f), (g), (h), and (i).
33 (Source: P.A. 93-28, eff. 6-20-03.)

34 (230 ILCS 10/7.3)

35 Sec. 7.3. State conduct of gambling operations.

1 (a) If, after reviewing each application for a re-issued
2 license, the Board determines that the highest prospective
3 total revenue to the State would be derived from State conduct
4 of the gambling operation in lieu of re-issuing the license,
5 the Board shall inform each applicant of its decision. The
6 Board shall thereafter have the authority, without obtaining an
7 owners license, to conduct riverboat gambling operations as
8 previously authorized by the terminated, expired, revoked, or
9 nonrenewed license through a licensed manager selected
10 pursuant to an open and competitive bidding process as set
11 forth in Section 7.5 and as provided in Section 7.4.

12 (b) The Board may locate any riverboat on which a gambling
13 operation is conducted by the State in any home dock location
14 authorized by Section 3(c) upon receipt of approval from a
15 majority vote of the governing body of the municipality or
16 county, as the case may be, in which the riverboat will dock.

17 (c) The Board shall have jurisdiction over and shall
18 supervise all gambling operations conducted by the State
19 provided for in this Act and shall have all powers necessary
20 and proper to fully and effectively execute the provisions of
21 this Act relating to gambling operations conducted by the
22 State.

23 (d) The maximum number of owners licenses authorized under
24 Section 7 ~~7(e)~~ shall be reduced by one for each instance in
25 which the Board authorizes the State to conduct a riverboat
26 gambling operation under subsection (a) in lieu of re-issuing a
27 license to an applicant under Section 7.1.

28 (Source: P.A. 93-28, eff. 6-20-03.)

29 (230 ILCS 10/8) (from Ch. 120, par. 2408)

30 Sec. 8. Suppliers licenses.

31 (a) The Board may issue a suppliers license to such
32 persons, firms or corporations which apply therefor upon the
33 payment of a non-refundable application fee set by the Board,
34 upon a determination by the Board that the applicant is
35 eligible for a suppliers license and upon payment of a \$5,000

1 annual license fee.

2 (b) The holder of a suppliers license is authorized to sell
3 or lease, and to contract to sell or lease, gambling equipment
4 and supplies to any licensee involved in the ownership or
5 management of gambling operations.

6 (c) Gambling supplies and equipment may not be distributed
7 unless supplies and equipment conform to standards adopted by
8 rules of the Board.

9 (d) A person, firm or corporation is ineligible to receive
10 a suppliers license if:

11 (1) the person has been convicted of a felony under the
12 laws of this State, any other state, or the United States;

13 (2) the person has been convicted of any violation of
14 Article 28 of the Criminal Code of 1961, or substantially
15 similar laws of any other jurisdiction;

16 (3) the person has submitted an application for a
17 license under this Act which contains false information;

18 (4) the person is a member of the Board;

19 (5) the firm or corporation is one in which a person
20 defined in (1), (2), (3) or (4), is an officer, director or
21 managerial employee;

22 (6) the firm or corporation employs a person who
23 participates in the management or operation of riverboat
24 gambling authorized under this Act;

25 (7) the license of the person, firm or corporation
26 issued under this Act, or a license to own or operate
27 gambling facilities in any other jurisdiction, has been
28 revoked.

29 (e) Any person that supplies any equipment, devices, or
30 supplies to a licensed riverboat or casino gambling operation
31 must first obtain a suppliers license. A supplier shall furnish
32 to the Board a list of all equipment, devices and supplies
33 offered for sale or lease in connection with gambling games
34 authorized under this Act. A supplier shall keep books and
35 records for the furnishing of equipment, devices and supplies
36 to gambling operations separate and distinct from any other

1 business that the supplier might operate. A supplier shall file
2 a quarterly return with the Board listing all sales and leases.
3 A supplier shall permanently affix its name to all its
4 equipment, devices, and supplies for gambling operations. Any
5 supplier's equipment, devices or supplies which are used by any
6 person in an unauthorized gambling operation shall be forfeited
7 to the State. A licensed owner may own its own equipment,
8 devices and supplies. Each holder of an owners license under
9 the Act shall file an annual report listing its inventories of
10 gambling equipment, devices and supplies.

11 (f) Any person who knowingly makes a false statement on an
12 application is guilty of a Class A misdemeanor.

13 (g) Any gambling equipment, devices and supplies provided
14 by any licensed supplier may either be repaired on the
15 riverboat or at the casino or removed from the riverboat or
16 casino to an on-shore facility owned by the holder of an owners
17 license for repair.

18 (Source: P.A. 86-1029; 87-826.)

19 (230 ILCS 10/9) (from Ch. 120, par. 2409)

20 Sec. 9. Occupational licenses.

21 (a) The Board may issue an occupational license to an
22 applicant upon the payment of a non-refundable fee set by the
23 Board, upon a determination by the Board that the applicant is
24 eligible for an occupational license and upon payment of an
25 annual license fee in an amount to be established. To be
26 eligible for an occupational license, an applicant must:

27 (1) be at least 21 years of age if the applicant will
28 perform any function involved in gaming by patrons. Any
29 applicant seeking an occupational license for a non-gaming
30 function shall be at least 18 years of age;

31 (2) not have been convicted of a felony offense, a
32 violation of Article 28 of the Criminal Code of 1961, or a
33 similar statute of any other jurisdiction, or a crime
34 involving dishonesty or moral turpitude;

35 (3) have demonstrated a level of skill or knowledge

1 which the Board determines to be necessary in order to
2 operate gambling aboard a riverboat or in a casino; and

3 (4) have met standards for the holding of an
4 occupational license as adopted by rules of the Board. Such
5 rules shall provide that any person or entity seeking an
6 occupational license to manage gambling operations
7 hereunder shall be subject to background inquiries and
8 further requirements similar to those required of
9 applicants for an owners license. Furthermore, such rules
10 shall provide that each such entity shall be permitted to
11 manage gambling operations for only one licensed owner.

12 (b) Each application for an occupational license shall be
13 on forms prescribed by the Board and shall contain all
14 information required by the Board. The applicant shall set
15 forth in the application: whether he has been issued prior
16 gambling related licenses; whether he has been licensed in any
17 other state under any other name, and, if so, such name and his
18 age; and whether or not a permit or license issued to him in
19 any other state has been suspended, restricted or revoked, and,
20 if so, for what period of time.

21 (c) Each applicant shall submit with his application, on
22 forms provided by the Board, 2 sets of his fingerprints. The
23 Board shall charge each applicant a fee set by the Department
24 of State Police to defray the costs associated with the search
25 and classification of fingerprints obtained by the Board with
26 respect to the applicant's application. These fees shall be
27 paid into the State Police Services Fund.

28 (d) The Board may in its discretion refuse an occupational
29 license to any person: (1) who is unqualified to perform the
30 duties required of such applicant; (2) who fails to disclose or
31 states falsely any information called for in the application;
32 (3) who has been found guilty of a violation of this Act or
33 whose prior gambling related license or application therefor
34 has been suspended, restricted, revoked or denied for just
35 cause in any other state; or (4) for any other just cause.

36 (e) The Board may suspend, revoke or restrict any

1 occupational licensee: (1) for violation of any provision of
2 this Act; (2) for violation of any of the rules and regulations
3 of the Board; (3) for any cause which, if known to the Board,
4 would have disqualified the applicant from receiving such
5 license; or (4) for default in the payment of any obligation or
6 debt due to the State of Illinois; or (5) for any other just
7 cause.

8 (f) A person who knowingly makes a false statement on an
9 application is guilty of a Class A misdemeanor.

10 (g) Any license issued pursuant to this Section shall be
11 valid for a period of one year from the date of issuance.

12 (h) Nothing in this Act shall be interpreted to prohibit a
13 licensed owner from entering into an agreement with a school
14 approved under the Private Business and Vocational Schools Act
15 for the training of any occupational licensee. Any training
16 offered by such a school shall be in accordance with a written
17 agreement between the licensed owner and the school.

18 (i) Any training provided for occupational licensees may be
19 conducted either at the site of the gambling facility ~~on the~~
20 ~~riverboat~~ or at a school with which a licensed owner has
21 entered into an agreement pursuant to subsection (h).

22 (Source: P.A. 86-1029; 87-826.)

23 (230 ILCS 10/11) (from Ch. 120, par. 2411)

24 Sec. 11. Conduct of gambling. Gambling may be conducted by
25 licensed owners or licensed managers on behalf of the State
26 aboard riverboats or by licensed owners in a casino, subject to
27 the following standards:

28 (1) A licensee may conduct riverboat gambling
29 authorized under this Act regardless of whether it conducts
30 excursion cruises. A licensee may permit the continuous
31 ingress and egress of passengers for the purpose of
32 gambling.

33 (2) (Blank).

34 (3) Minimum and maximum wagers on games shall be set by
35 the licensee.

1 (4) Agents of the Board and the Department of State
2 Police may board and inspect any riverboat or enter and
3 inspect any portion of a casino at any time for the purpose
4 of determining whether this Act is being complied with.
5 Every riverboat, if under way and being hailed by a law
6 enforcement officer or agent of the Board, must stop
7 immediately and lay to.

8 (5) Employees of the Board shall have the right to be
9 present on the riverboat or in the casino or on adjacent
10 facilities under the control of the licensee.

11 (6) Gambling equipment and supplies customarily used
12 in conducting riverboat gambling or casino gambling must be
13 purchased or leased only from suppliers licensed for such
14 purpose under this Act.

15 (7) Persons licensed under this Act shall permit no
16 form of wagering on gambling games except as permitted by
17 this Act.

18 (8) Wagers may be received only from a person present
19 on a licensed riverboat or in a casino. No person present
20 on a licensed riverboat or in a casino shall place or
21 attempt to place a wager on behalf of another person who is
22 not present on the riverboat or in the casino.

23 (9) Wagering shall not be conducted with money or other
24 negotiable currency.

25 (10) A person under age 21 shall not be permitted on an
26 area of a riverboat or casino where gambling is being
27 conducted, except for a person at least 18 years of age who
28 is an employee of the riverboat or casino gambling
29 operation. No employee under age 21 shall perform any
30 function involved in gambling by the patrons. No person
31 under age 21 shall be permitted to make a wager under this
32 Act.

33 (11) Gambling excursion cruises are permitted only
34 when the waterway for which the riverboat is licensed is
35 navigable, as determined by the Board in consultation with
36 the U.S. Army Corps of Engineers. This paragraph (11) does

1 not limit the ability of a licensee to conduct gambling
2 authorized under this Act when gambling excursion cruises
3 are not permitted.

4 (12) All tokens, chips or electronic cards used to make
5 wagers must be purchased from (i) in the case of a
6 riverboat, a licensed owner or manager either aboard the a
7 riverboat or at an onshore facility which has been approved
8 by the Board and which is located where the riverboat docks
9 or (ii) in the case of a casino, a licensed owner at the
10 casino. The tokens, chips or electronic cards may be
11 purchased by means of an agreement under which the owner or
12 manager extends credit to the patron. Such tokens, chips or
13 electronic cards may be used while aboard the riverboat or
14 in the casino only for the purpose of making wagers on
15 gambling games.

16 (13) Notwithstanding any other Section of this Act, in
17 addition to the other licenses authorized under this Act,
18 the Board may issue special event licenses allowing persons
19 who are not otherwise licensed to conduct riverboat
20 gambling to conduct such gambling on a specified date or
21 series of dates. Riverboat gambling under such a license
22 may take place on a riverboat not normally used for
23 riverboat gambling. The Board shall establish standards,
24 fees and fines for, and limitations upon, such licenses,
25 which may differ from the standards, fees, fines and
26 limitations otherwise applicable under this Act. All such
27 fees shall be deposited into the State Gaming Fund. All
28 such fines shall be deposited into the Education Assistance
29 Fund, created by Public Act 86-0018, of the State of
30 Illinois.

31 (14) In addition to the above, gambling must be
32 conducted in accordance with all rules adopted by the
33 Board.

34 (Source: P.A. 93-28, eff. 6-20-03.)

35 (230 ILCS 10/11.1) (from Ch. 120, par. 2411.1)

1 Sec. 11.1. Collection of amounts owing under credit
2 agreements. Notwithstanding any applicable statutory provision
3 to the contrary, a licensed owner or manager who extends credit
4 to a riverboat or casino gambling patron pursuant to Section 11
5 (a) (12) of this Act is expressly authorized to institute a
6 cause of action to collect any amounts due and owing under the
7 extension of credit, as well as the owner's or manager's costs,
8 expenses and reasonable attorney's fees incurred in
9 collection.

10 (Source: P.A. 93-28, eff. 6-20-03.)

11 (230 ILCS 10/12) (from Ch. 120, par. 2412)

12 Sec. 12. Admission tax; fees.

13 (a) A tax is hereby imposed upon admissions to riverboats
14 or casinos operated by licensed owners authorized pursuant to
15 this Act. Until July 1, 2002, the rate is \$2 per person
16 admitted. From July 1, 2002 until July 1, 2003, the rate is \$3
17 per person admitted. From July 1, 2003 until the effective date
18 of this amendatory Act of the 94th General Assembly, for a
19 licensee that admitted 1,000,000 persons or fewer in the
20 previous calendar year, the rate is \$3 per person admitted; for
21 a licensee that admitted more than 1,000,000 but no more than
22 2,300,000 persons in the previous calendar year, the rate is \$4
23 per person admitted; and for a licensee that admitted more than
24 2,300,000 persons in the previous calendar year, the rate is \$5
25 per person admitted. Beginning on the effective date of this
26 amendatory Act of the 94th General Assembly, for a licensee
27 that admitted 1,000,000 persons or fewer in calendar year 2004,
28 the rate is \$2 per person admitted, and for all other licensees
29 the rate is \$3 per person admitted. This admission tax is
30 imposed upon the licensed owner conducting gambling.

31 (1) The admission tax shall be paid for each admission.

32 (2) (Blank).

33 (3) The owner ~~riverboat~~ licensee may issue tax-free
34 passes to actual and necessary officials and employees of
35 the licensee or other persons actually working on the

1 riverboat or in the casino.

2 (4) The number and issuance of tax-free passes is
3 subject to the rules of the Board, and a list of all
4 persons to whom the tax-free passes are issued shall be
5 filed with the Board.

6 (a-5) A fee is hereby imposed upon admissions operated by
7 licensed managers on behalf of the State pursuant to Section
8 7.3 at the rates provided in this subsection (a-5). For a
9 licensee that admitted 1,000,000 persons or fewer in the
10 previous calendar year, the rate is \$3 per person admitted; for
11 a licensee that admitted more than 1,000,000 but no more than
12 2,300,000 persons in the previous calendar year, the rate is \$4
13 per person admitted; and for a licensee that admitted more than
14 2,300,000 persons in the previous calendar year, the rate is \$5
15 per person admitted.

16 (1) The admission fee shall be paid for each admission.

17 (2) (Blank).

18 (3) The licensed manager may issue fee-free passes to
19 actual and necessary officials and employees of the manager
20 or other persons actually working on the riverboat.

21 (4) The number and issuance of fee-free passes is
22 subject to the rules of the Board, and a list of all
23 persons to whom the fee-free passes are issued shall be
24 filed with the Board.

25 (b) From the tax imposed under subsection (a) and the fee
26 imposed under subsection (a-5), a municipality shall receive
27 from the State \$1 for each person embarking on a riverboat
28 docked within the municipality or entering a casino located
29 within the municipality, and a county shall receive \$1 for each
30 person entering a casino or embarking on a riverboat docked
31 within the county but outside the boundaries of any
32 municipality. The municipality's or county's share shall be
33 collected by the Board on behalf of the State and remitted
34 quarterly by the State, subject to appropriation, to the
35 treasurer of the unit of local government for deposit in the
36 general fund.

1 (c) The licensed owner shall pay the entire admission tax
2 to the Board and the licensed manager shall pay the entire
3 admission fee to the Board. Such payments shall be made daily.
4 Accompanying each payment shall be a return on forms provided
5 by the Board which shall include other information regarding
6 admissions as the Board may require. Failure to submit either
7 the payment or the return within the specified time may result
8 in suspension or revocation of the owners or managers license.

9 (d) The Board shall administer and collect the admission
10 tax imposed by this Section, to the extent practicable, in a
11 manner consistent with the provisions of Sections 4, 5, 5a, 5b,
12 5c, 5d, 5e, 5f, 5g, 5i, 5j, 6, 6a, 6b, 6c, 8, 9 and 10 of the
13 Retailers' Occupation Tax Act and Section 3-7 of the Uniform
14 Penalty and Interest Act.

15 (Source: P.A. 93-27, eff. 6-20-03; 93-28, eff. 6-20-03; 94-673,
16 eff. 8-23-05.)

17 (230 ILCS 10/13) (from Ch. 120, par. 2413)

18 Sec. 13. Wagering tax; rate; distribution.

19 (a) Until January 1, 1998, a tax is imposed on the adjusted
20 gross receipts received from gambling games authorized under
21 this Act at the rate of 20%.

22 (a-1) From January 1, 1998 until July 1, 2002, a privilege
23 tax is imposed on persons engaged in the business of conducting
24 riverboat gambling operations, based on the adjusted gross
25 receipts received by a licensed owner from gambling games
26 authorized under this Act at the following rates:

27 15% of annual adjusted gross receipts up to and
28 including \$25,000,000;

29 20% of annual adjusted gross receipts in excess of
30 \$25,000,000 but not exceeding \$50,000,000;

31 25% of annual adjusted gross receipts in excess of
32 \$50,000,000 but not exceeding \$75,000,000;

33 30% of annual adjusted gross receipts in excess of
34 \$75,000,000 but not exceeding \$100,000,000;

35 35% of annual adjusted gross receipts in excess of

1 \$100,000,000.

2 (a-2) From July 1, 2002 until July 1, 2003, a privilege tax
3 is imposed on persons engaged in the business of conducting
4 riverboat gambling operations, other than licensed managers
5 conducting riverboat gambling operations on behalf of the
6 State, based on the adjusted gross receipts received by a
7 licensed owner from gambling games authorized under this Act at
8 the following rates:

9 15% of annual adjusted gross receipts up to and
10 including \$25,000,000;

11 22.5% of annual adjusted gross receipts in excess of
12 \$25,000,000 but not exceeding \$50,000,000;

13 27.5% of annual adjusted gross receipts in excess of
14 \$50,000,000 but not exceeding \$75,000,000;

15 32.5% of annual adjusted gross receipts in excess of
16 \$75,000,000 but not exceeding \$100,000,000;

17 37.5% of annual adjusted gross receipts in excess of
18 \$100,000,000 but not exceeding \$150,000,000;

19 45% of annual adjusted gross receipts in excess of
20 \$150,000,000 but not exceeding \$200,000,000;

21 50% of annual adjusted gross receipts in excess of
22 \$200,000,000.

23 (a-3) Beginning July 1, 2003, a privilege tax is imposed on
24 persons engaged in the business of conducting riverboat
25 gambling operations, other than licensed managers conducting
26 riverboat gambling operations on behalf of the State, based on
27 the adjusted gross receipts received by a licensed owner from
28 gambling games authorized under this Act at the following
29 rates:

30 15% of annual adjusted gross receipts up to and
31 including \$25,000,000;

32 27.5% of annual adjusted gross receipts in excess of
33 \$25,000,000 but not exceeding \$37,500,000;

34 32.5% of annual adjusted gross receipts in excess of
35 \$37,500,000 but not exceeding \$50,000,000;

36 37.5% of annual adjusted gross receipts in excess of

1 \$50,000,000 but not exceeding \$75,000,000;
2 45% of annual adjusted gross receipts in excess of
3 \$75,000,000 but not exceeding \$100,000,000;
4 50% of annual adjusted gross receipts in excess of
5 \$100,000,000 but not exceeding \$250,000,000;
6 70% of annual adjusted gross receipts in excess of
7 \$250,000,000.

8 An amount equal to the amount of wagering taxes collected
9 under this subsection (a-3) that are in addition to the amount
10 of wagering taxes that would have been collected if the
11 wagering tax rates under subsection (a-2) were in effect shall
12 be paid into the Common School Fund.

13 The privilege tax imposed under this subsection (a-3) shall
14 no longer be imposed beginning on the earlier of (i) July 1,
15 2005; (ii) the first date after June 20, 2003 that riverboat
16 gambling operations are conducted pursuant to a dormant
17 license; or (iii) the first day that riverboat gambling
18 operations are conducted under the authority of an owners
19 license that is in addition to the 10 owners licenses initially
20 authorized under this Act. For the purposes of this subsection
21 (a-3), the term "dormant license" means an owners license that
22 is authorized by this Act under which no riverboat gambling
23 operations are being conducted on June 20, 2003.

24 (a-4) Beginning on the first day on which the tax imposed
25 under subsection (a-3) is no longer imposed, a privilege tax is
26 imposed on persons engaged in the business of conducting
27 riverboat gambling operations, other than licensed managers
28 conducting riverboat gambling operations on behalf of the
29 State, based on the adjusted gross receipts received by a
30 licensed owner from gambling games authorized under this Act at
31 the following rates:

32 15% of annual adjusted gross receipts up to and
33 including \$25,000,000;
34 22.5% of annual adjusted gross receipts in excess of
35 \$25,000,000 but not exceeding \$50,000,000;
36 27.5% of annual adjusted gross receipts in excess of

1 \$50,000,000 but not exceeding \$75,000,000;
2 32.5% of annual adjusted gross receipts in excess of
3 \$75,000,000 but not exceeding \$100,000,000;
4 37.5% of annual adjusted gross receipts in excess of
5 \$100,000,000 but not exceeding \$150,000,000;
6 45% of annual adjusted gross receipts in excess of
7 \$150,000,000 but not exceeding \$200,000,000;
8 50% of annual adjusted gross receipts in excess of
9 \$200,000,000.

10 (a-8) Riverboat gambling operations conducted by a
11 licensed manager on behalf of the State are not subject to the
12 tax imposed under this Section.

13 (a-10) The taxes imposed by this Section shall be paid by
14 the licensed owner to the Board not later than 3:00 o'clock
15 p.m. of the day after the day when the wagers were made.

16 (a-15) If the privilege tax imposed under subsection (a-3)
17 is no longer imposed pursuant to item (i) of the last paragraph
18 of subsection (a-3), then by June 15 of each year, each owners
19 licensee, other than an owners licensee that admitted 1,000,000
20 persons or fewer in calendar year 2004, must, in addition to
21 the payment of all amounts otherwise due under this Section,
22 pay to the Board the amount, if any, by which the base amount
23 for the licensed owner exceeds the amount of tax paid under
24 this Section by the licensed owner in the then current State
25 fiscal year. The obligation imposed by this subsection (a-15)
26 is binding on any person, firm, corporation, or other entity
27 that acquires an ownership interest in any such owners license.
28 The obligation imposed under this subsection (a-15) terminates
29 on the earliest of: (i) July 1, 2007, (ii) the first day after
30 the effective date of this amendatory Act of the 94th General
31 Assembly that riverboat gambling operations are conducted
32 pursuant to a dormant license, (iii) the first day that
33 riverboat gambling operations are conducted under the
34 authority of an owners license that is in addition to the 10
35 owners licenses initially authorized under this Act, or (iv)
36 the first day that a licensee under the Illinois Horse Racing

1 Act of 1975 conducts gaming operations with slot machines or
2 other electronic gaming devices. The Board must reduce the
3 obligation imposed under this subsection (a-15) by an amount
4 the Board deems reasonable for any of the following reasons:
5 (A) an act or acts of God, (B) an act of bioterrorism or
6 terrorism or a bioterrorism or terrorism threat that was
7 investigated by a law enforcement agency, or (C) a condition
8 beyond the control of the owners licensee that does not result
9 from any act or omission by the owners licensee or any of its
10 agents and that poses a hazardous threat to the health and
11 safety of patrons. If an owners licensee pays an amount in
12 excess of its liability under this Section, the Board shall
13 apply the overpayment to future payments required under this
14 Section.

15 For purposes of this subsection (a-15):

16 "Act of God" means an incident caused by the operation of
17 an extraordinary force that cannot be foreseen, that cannot be
18 avoided by the exercise of due care, and for which no person
19 can be held liable.

20 "Base amount" means the following:

21 For a riverboat in Alton, \$31,000,000.

22 For a riverboat in East Peoria, \$43,000,000.

23 For the Empress riverboat in Joliet, \$86,000,000.

24 For a riverboat in Metropolis, \$45,000,000.

25 For the Harrah's riverboat in Joliet, \$114,000,000.

26 For a riverboat in Aurora, \$86,000,000.

27 For a riverboat in East St. Louis, \$48,500,000.

28 For a riverboat in Elgin, \$198,000,000.

29 "Dormant license" has the meaning ascribed to it in
30 subsection (a-3).

31 (b) Until January 1, 1998, 25% of the tax revenue deposited
32 in the State Gaming Fund under this Section shall be paid,
33 subject to appropriation by the General Assembly, to the unit
34 of local government which is designated as the home dock of the
35 riverboat. Beginning January 1, 1998, from the tax revenue
36 deposited in the State Gaming Fund under this Section, an

1 amount equal to 5% of adjusted gross receipts generated by a
2 riverboat shall be paid monthly, subject to appropriation by
3 the General Assembly, to the unit of local government that is
4 designated as the home dock of the riverboat. From the tax
5 revenue deposited in the State Gaming Fund pursuant to
6 riverboat gambling operations conducted by a licensed manager
7 on behalf of the State, an amount equal to 5% of adjusted gross
8 receipts generated pursuant to those riverboat gambling
9 operations shall be paid monthly, subject to appropriation by
10 the General Assembly, to the unit of local government that is
11 designated as the home dock of the riverboat upon which those
12 riverboat gambling operations are conducted.

13 (b-5) The tax revenue deposited into the State Gaming Fund
14 pursuant to subsection (a-4) from a casino operating pursuant
15 to a license issued under subsection (e-5) of Section 7 shall
16 be distributed as provided in Section 13.2.

17 (c) Appropriations, as approved by the General Assembly,
18 may be made from the State Gaming Fund to the Department of
19 Revenue and the Department of State Police for the
20 administration and enforcement of this Act, or to the
21 Department of Human Services for the administration of programs
22 to treat problem gambling.

23 (c-5) After the payments required under subsections (b),
24 (b-5), and (c) have been made, an amount equal to 15% of the
25 adjusted gross receipts of (1) an owners licensee that
26 relocates pursuant to Section 11.2, (2) an owners licensee
27 conducting riverboat gambling operations pursuant to an owners
28 license that is initially issued after June 25, 1999, or (3)
29 the first riverboat gambling operations conducted by a licensed
30 manager on behalf of the State under Section 7.3, whichever
31 comes first, shall be paid from the State Gaming Fund into the
32 Horse Racing Equity Fund.

33 (c-10) Each year the General Assembly shall appropriate
34 from the General Revenue Fund to the Education Assistance Fund
35 an amount equal to the amount paid into the Horse Racing Equity
36 Fund pursuant to subsection (c-5) in the prior calendar year.

1 (c-15) After the payments required under subsections (b),
2 (b-5), (c), and (c-5) have been made, an amount equal to 2% of
3 the adjusted gross receipts of (1) an owners licensee that
4 relocates pursuant to Section 11.2, (2) an owners licensee
5 conducting riverboat gambling operations pursuant to an owners
6 license that is initially issued after June 25, 1999, or (3)
7 the first riverboat gambling operations conducted by a licensed
8 manager on behalf of the State under Section 7.3, whichever
9 comes first, shall be paid, subject to appropriation from the
10 General Assembly, from the State Gaming Fund to each home rule
11 county with a population of over 3,000,000 inhabitants for the
12 purpose of enhancing the county's criminal justice system.

13 (c-20) Each year the General Assembly shall appropriate
14 from the General Revenue Fund to the Education Assistance Fund
15 an amount equal to the amount paid to each home rule county
16 with a population of over 3,000,000 inhabitants pursuant to
17 subsection (c-15) in the prior calendar year.

18 (c-25) After the payments required under subsections (b),
19 (c), (c-5) and (c-15) have been made, an amount equal to 2% of
20 the adjusted gross receipts of (1) an owners licensee that
21 relocates pursuant to Section 11.2, (2) an owners licensee
22 conducting riverboat gambling operations pursuant to an owners
23 license that is initially issued after June 25, 1999, or (3)
24 the first riverboat gambling operations conducted by a licensed
25 manager on behalf of the State under Section 7.3, whichever
26 comes first, shall be paid from the State Gaming Fund to
27 Chicago State University.

28 (d) From time to time, the Board shall transfer the
29 remainder of the funds generated by this Act into the Education
30 Assistance Fund, created by Public Act 86-0018, of the State of
31 Illinois.

32 (e) Nothing in this Act shall prohibit the unit of local
33 government designated as the home dock of the riverboat or the
34 municipality in which a casino is located from entering into
35 agreements with other units of local government in this State
36 or in other states to share its portion of the tax revenue.

1 (f) To the extent practicable, the Board shall administer
2 and collect the wagering taxes imposed by this Section in a
3 manner consistent with the provisions of Sections 4, 5, 5a, 5b,
4 5c, 5d, 5e, 5f, 5g, 5i, 5j, 6, 6a, 6b, 6c, 8, 9, and 10 of the
5 Retailers' Occupation Tax Act and Section 3-7 of the Uniform
6 Penalty and Interest Act.

7 (Source: P.A. 93-27, eff. 6-20-03; 93-28, eff. 6-20-03; 94-673,
8 eff. 8-23-05.)

9 (230 ILCS 10/13.2 new)

10 Sec. 13.2. Distribution of proceeds from Chicago casino.

11 (a) Notwithstanding any other provision of law to the
12 contrary, the proceeds from the sale of the license under
13 subsection (e-5) of Section 7 and the admissions tax and
14 wagering tax imposed on that licensee shall be deposited into
15 the State Gaming Fund and, subject to appropriation, the Board
16 shall distribute the moneys monthly as follows:

17 (1) 80% shall be split equally among the pension funds
18 established under Articles 2, 14, 15, 16, and 18 of the
19 Illinois Pension Code.

20 (2) 20% shall be split equally among the pension funds
21 established under Articles 5, 6, 8, 11, 12, and 17 of the
22 Illinois Pension Code for the City of Chicago.

23 (b) When a pension fund described in subsection (a) attains
24 a funding level of 90% or more, the board of the pension fund
25 shall certify the funding level to the Illinois Gaming Board
26 and the moneys that would have been distributed to the fund
27 under this Section shall be distributed as otherwise provided
28 in this Act.

29 (230 ILCS 10/18) (from Ch. 120, par. 2418)

30 Sec. 18. Prohibited Activities - Penalty.

31 (a) A person is guilty of a Class A misdemeanor for doing
32 any of the following:

33 (1) Conducting gambling where wagering is used or to be
34 used without a license issued by the Board.

1 (2) Conducting gambling where wagering is permitted
2 other than in the manner specified by Section 11.

3 (b) A person is guilty of a Class B misdemeanor for doing
4 any of the following:

5 (1) permitting a person under 21 years to make a wager;
6 or

7 (2) violating paragraph (12) of subsection (a) of
8 Section 11 of this Act.

9 (c) A person wagering or accepting a wager at any location
10 outside the riverboat or casino in violation of paragraph ~~is~~
11 ~~subject to the penalties in paragraphs~~ (1) or (2) of subsection
12 (a) of Section 28-1 of the Criminal Code of 1961 is subject to
13 the penalties provided in that Section.

14 (d) A person commits a Class 4 felony and, in addition,
15 shall be barred for life from gambling operations ~~riverboats~~
16 under the jurisdiction of the Board, if the person does any of
17 the following:

18 (1) Offers, promises, or gives anything of value or
19 benefit to a person who is connected with a riverboat or
20 casino owner including, but not limited to, an officer or
21 employee of a licensed owner or holder of an occupational
22 license pursuant to an agreement or arrangement or with the
23 intent that the promise or thing of value or benefit will
24 influence the actions of the person to whom the offer,
25 promise, or gift was made in order to affect or attempt to
26 affect the outcome of a gambling game, or to influence
27 official action of a member of the Board.

28 (2) Solicits or knowingly accepts or receives a promise
29 of anything of value or benefit while the person is
30 connected with a riverboat or casino, including, but not
31 limited to, an officer or employee of a licensed owner, or
32 holder of an occupational license, pursuant to an
33 understanding or arrangement or with the intent that the
34 promise or thing of value or benefit will influence the
35 actions of the person to affect or attempt to affect the
36 outcome of a gambling game, or to influence official action

1 of a member of the Board.

2 (3) Uses or possesses with the intent to use a device
3 to assist:

4 (i) In projecting the outcome of the game.

5 (ii) In keeping track of the cards played.

6 (iii) In analyzing the probability of the
7 occurrence of an event relating to the gambling game.

8 (iv) In analyzing the strategy for playing or
9 betting to be used in the game except as permitted by
10 the Board.

11 (4) Cheats at a gambling game.

12 (5) Manufactures, sells, or distributes any cards,
13 chips, dice, game or device which is intended to be used to
14 violate any provision of this Act.

15 (6) Alters or misrepresents the outcome of a gambling
16 game on which wagers have been made after the outcome is
17 made sure but before it is revealed to the players.

18 (7) Places a bet after acquiring knowledge, not
19 available to all players, of the outcome of the gambling
20 game which is subject of the bet or to aid a person in
21 acquiring the knowledge for the purpose of placing a bet
22 contingent on that outcome.

23 (8) Claims, collects, or takes, or attempts to claim,
24 collect, or take, money or anything of value in or from the
25 gambling games, with intent to defraud, without having made
26 a wager contingent on winning a gambling game, or claims,
27 collects, or takes an amount of money or thing of value of
28 greater value than the amount won.

29 (9) Uses counterfeit chips or tokens in a gambling
30 game.

31 (10) Possesses any key or device designed for the
32 purpose of opening, entering, or affecting the operation of
33 a gambling game, drop box, or an electronic or mechanical
34 device connected with the gambling game or for removing
35 coins, tokens, chips or other contents of a gambling game.
36 This paragraph (10) does not apply to a gambling licensee

1 or employee of a gambling licensee acting in furtherance of
2 the employee's employment.

3 (e) The possession of more than one of the devices
4 described in subsection (d), paragraphs (3), (5) or (10)
5 permits a rebuttable presumption that the possessor intended to
6 use the devices for cheating.

7 An action to prosecute any crime occurring on a riverboat
8 or in a casino shall be tried in the county of the dock at which
9 the riverboat is based or in the county in which the casino is
10 located.

11 (Source: P.A. 91-40, eff. 6-25-99.)

12 (230 ILCS 10/20) (from Ch. 120, par. 2420)

13 Sec. 20. Prohibited activities - civil penalties. Any
14 person who conducts a gambling operation without first
15 obtaining a license to do so, or who continues to conduct such
16 games after revocation of his license, or any licensee who
17 conducts or allows to be conducted any unauthorized gambling
18 games on a riverboat or in a casino where it is authorized to
19 conduct its ~~riverboat~~ gambling operation, in addition to other
20 penalties provided, shall be subject to a civil penalty equal
21 to the amount of gross receipts derived from wagering on the
22 gambling games, whether unauthorized or authorized, conducted
23 on that day as well as confiscation and forfeiture of all
24 gambling game equipment used in the conduct of unauthorized
25 gambling games.

26 (Source: P.A. 86-1029.)

27 Section 35. The Liquor Control Act of 1934 is amended by
28 changing Sections 5-1 and 6-30 as follows:

29 (235 ILCS 5/5-1) (from Ch. 43, par. 115)

30 Sec. 5-1. Licenses issued by the Illinois Liquor Control
31 Commission shall be of the following classes:

32 (a) Manufacturer's license - Class 1. Distiller, Class 2.
33 Rectifier, Class 3. Brewer, Class 4. First Class Wine

1 Manufacturer, Class 5. Second Class Wine Manufacturer, Class 6.
2 First Class Winemaker, Class 7. Second Class Winemaker, Class
3 8. Limited Wine Manufacturer,

4 (b) Distributor's license,

5 (c) Importing Distributor's license,

6 (d) Retailer's license,

7 (e) Special Event Retailer's license (not-for-profit),

8 (f) Railroad license,

9 (g) Boat license,

10 (h) Non-Beverage User's license,

11 (i) Wine-maker's premises license,

12 (j) Airplane license,

13 (k) Foreign importer's license,

14 (l) Broker's license,

15 (m) Non-resident dealer's license,

16 (n) Brew Pub license,

17 (o) Auction liquor license,

18 (p) Caterer retailer license,

19 (q) Special use permit license.

20 No person, firm, partnership, corporation, or other legal
21 business entity that is engaged in the manufacturing of wine
22 may concurrently obtain and hold a wine-maker's license and a
23 wine manufacturer's license.

24 (a) A manufacturer's license shall allow the manufacture,
25 importation in bulk, storage, distribution and sale of
26 alcoholic liquor to persons without the State, as may be
27 permitted by law and to licensees in this State as follows:

28 Class 1. A Distiller may make sales and deliveries of
29 alcoholic liquor to distillers, rectifiers, importing
30 distributors, distributors and non-beverage users and to no
31 other licensees.

32 Class 2. A Rectifier, who is not a distiller, as defined
33 herein, may make sales and deliveries of alcoholic liquor to
34 rectifiers, importing distributors, distributors, retailers
35 and non-beverage users and to no other licensees.

36 Class 3. A Brewer may make sales and deliveries of beer to

1 importing distributors, distributors, and to non-licensees,
2 and to retailers provided the brewer obtains an importing
3 distributor's license or distributor's license in accordance
4 with the provisions of this Act.

5 Class 4. A first class wine-manufacturer may make sales and
6 deliveries of up to 50,000 gallons of wine to manufacturers,
7 importing distributors and distributors, and to no other
8 licensees.

9 Class 5. A second class Wine manufacturer may make sales
10 and deliveries of more than 50,000 gallons of wine to
11 manufacturers, importing distributors and distributors and to
12 no other licensees.

13 Class 6. A first-class wine-maker's license shall allow the
14 manufacture of up to 50,000 gallons of wine per year, and the
15 storage and sale of such wine to distributors in the State and
16 to persons without the State, as may be permitted by law. A
17 first-class wine-maker's license shall allow the sale of no
18 more than 5,000 gallons of the licensee's wine to retailers.
19 The State Commission shall issue only one first-class
20 wine-maker's license to any person, firm, partnership,
21 corporation, or other legal business entity that is engaged in
22 the making of less than 50,000 gallons of wine annually that
23 applies for a first-class wine-maker's license. No subsidiary
24 or affiliate thereof, nor any officer, associate, member,
25 partner, representative, employee, agent, or shareholder may
26 be issued an additional wine-maker's license by the State
27 Commission.

28 Class 7. A second-class wine-maker's license shall allow
29 the manufacture of between 50,000 and 100,000 gallons of wine
30 per year, and the storage and sale of such wine to distributors
31 in this State and to persons without the State, as may be
32 permitted by law. A second-class wine-maker's license shall
33 allow the sale of no more than 10,000 gallons of the licensee's
34 wine directly to retailers. The State Commission shall issue
35 only one second-class wine-maker's license to any person, firm,
36 partnership, corporation, or other legal business entity that

1 is engaged in the making of less than 100,000 gallons of wine
2 annually that applies for a second-class wine-maker's license.
3 No subsidiary or affiliate thereof, or any officer, associate,
4 member, partner, representative, employee, agent, or
5 shareholder may be issued an additional wine-maker's license by
6 the State Commission.

7 Class 8. A limited wine-manufacturer may make sales and
8 deliveries not to exceed 40,000 gallons of wine per year to
9 distributors, and to non-licensees in accordance with the
10 provisions of this Act.

11 (a-1) A manufacturer which is licensed in this State to
12 make sales or deliveries of alcoholic liquor and which enlists
13 agents, representatives, or individuals acting on its behalf
14 who contact licensed retailers on a regular and continual basis
15 in this State must register those agents, representatives, or
16 persons acting on its behalf with the State Commission.

17 Registration of agents, representatives, or persons acting
18 on behalf of a manufacturer is fulfilled by submitting a form
19 to the Commission. The form shall be developed by the
20 Commission and shall include the name and address of the
21 applicant, the name and address of the manufacturer he or she
22 represents, the territory or areas assigned to sell to or
23 discuss pricing terms of alcoholic liquor, and any other
24 questions deemed appropriate and necessary. All statements in
25 the forms required to be made by law or by rule shall be deemed
26 material, and any person who knowingly misstates any material
27 fact under oath in an application is guilty of a Class B
28 misdemeanor. Fraud, misrepresentation, false statements,
29 misleading statements, evasions, or suppression of material
30 facts in the securing of a registration are grounds for
31 suspension or revocation of the registration.

32 (b) A distributor's license shall allow the wholesale
33 purchase and storage of alcoholic liquors and sale of alcoholic
34 liquors to licensees in this State and to persons without the
35 State, as may be permitted by law.

36 (c) An importing distributor's license may be issued to and

1 held by those only who are duly licensed distributors, upon the
2 filing of an application by a duly licensed distributor, with
3 the Commission and the Commission shall, without the payment of
4 any fee, immediately issue such importing distributor's
5 license to the applicant, which shall allow the importation of
6 alcoholic liquor by the licensee into this State from any point
7 in the United States outside this State, and the purchase of
8 alcoholic liquor in barrels, casks or other bulk containers and
9 the bottling of such alcoholic liquors before resale thereof,
10 but all bottles or containers so filled shall be sealed,
11 labeled, stamped and otherwise made to comply with all
12 provisions, rules and regulations governing manufacturers in
13 the preparation and bottling of alcoholic liquors. The
14 importing distributor's license shall permit such licensee to
15 purchase alcoholic liquor from Illinois licensed non-resident
16 dealers and foreign importers only.

17 (d) A retailer's license shall allow the licensee to sell
18 and offer for sale at retail, only in the premises specified in
19 the license, alcoholic liquor for use or consumption, but not
20 for resale in any form: Provided that any retail license issued
21 to a manufacturer shall only permit the manufacturer to sell
22 beer at retail on the premises actually occupied by the
23 manufacturer. For the purpose of further describing the type of
24 business conducted at a retail licensed premises, a retailer's
25 licensee may be designated by the State Commission as (i) an on
26 premise consumption retailer, (ii) an off premise sale
27 retailer, or (iii) a combined on premise consumption and off
28 premise sale retailer.

29 Notwithstanding any other provision of this subsection
30 (d), a retail licensee may sell alcoholic liquors to a special
31 event retailer licensee for resale to the extent permitted
32 under subsection (e).

33 (e) A special event retailer's license (not-for-profit)
34 shall permit the licensee to purchase alcoholic liquors from an
35 Illinois licensed distributor (unless the licensee purchases
36 less than \$500 of alcoholic liquors for the special event, in

1 which case the licensee may purchase the alcoholic liquors from
2 a licensed retailer) and shall allow the licensee to sell and
3 offer for sale, at retail, alcoholic liquors for use or
4 consumption, but not for resale in any form and only at the
5 location and on the specific dates designated for the special
6 event in the license. An applicant for a special event retailer
7 license must (i) furnish with the application: (A) a resale
8 number issued under Section 2c of the Retailers' Occupation Tax
9 Act or evidence that the applicant is registered under Section
10 2a of the Retailers' Occupation Tax Act, (B) a current, valid
11 exemption identification number issued under Section 1g of the
12 Retailers' Occupation Tax Act, and a certification to the
13 Commission that the purchase of alcoholic liquors will be a
14 tax-exempt purchase, or (C) a statement that the applicant is
15 not registered under Section 2a of the Retailers' Occupation
16 Tax Act, does not hold a resale number under Section 2c of the
17 Retailers' Occupation Tax Act, and does not hold an exemption
18 number under Section 1g of the Retailers' Occupation Tax Act,
19 in which event the Commission shall set forth on the special
20 event retailer's license a statement to that effect; (ii)
21 submit with the application proof satisfactory to the State
22 Commission that the applicant will provide dram shop liability
23 insurance in the maximum limits; and (iii) show proof
24 satisfactory to the State Commission that the applicant has
25 obtained local authority approval.

26 (f) A railroad license shall permit the licensee to import
27 alcoholic liquors into this State from any point in the United
28 States outside this State and to store such alcoholic liquors
29 in this State; to make wholesale purchases of alcoholic liquors
30 directly from manufacturers, foreign importers, distributors
31 and importing distributors from within or outside this State;
32 and to store such alcoholic liquors in this State; provided
33 that the above powers may be exercised only in connection with
34 the importation, purchase or storage of alcoholic liquors to be
35 sold or dispensed on a club, buffet, lounge or dining car
36 operated on an electric, gas or steam railway in this State;

1 and provided further, that railroad licensees exercising the
 2 above powers shall be subject to all provisions of Article VIII
 3 of this Act as applied to importing distributors. A railroad
 4 license shall also permit the licensee to sell or dispense
 5 alcoholic liquors on any club, buffet, lounge or dining car
 6 operated on an electric, gas or steam railway regularly
 7 operated by a common carrier in this State, but shall not
 8 permit the sale for resale of any alcoholic liquors to any
 9 licensee within this State. A license shall be obtained for
 10 each car in which such sales are made.

11 (g) A boat license shall allow the sale of alcoholic liquor
 12 in individual drinks, on any passenger boat regularly operated
 13 as a common carrier on navigable waters in this State or on any
 14 riverboat operated under the Riverboat and Casino Gambling Act,
 15 which boat or riverboat maintains a public dining room or
 16 restaurant thereon.

17 (h) A non-beverage user's license shall allow the licensee
 18 to purchase alcoholic liquor from a licensed manufacturer or
 19 importing distributor, without the imposition of any tax upon
 20 the business of such licensed manufacturer or importing
 21 distributor as to such alcoholic liquor to be used by such
 22 licensee solely for the non-beverage purposes set forth in
 23 subsection (a) of Section 8-1 of this Act, and such licenses
 24 shall be divided and classified and shall permit the purchase,
 25 possession and use of limited and stated quantities of
 26 alcoholic liquor as follows:

- 27 Class 1, not to exceed 500 gallons
- 28 Class 2, not to exceed 1,000 gallons
- 29 Class 3, not to exceed 5,000 gallons
- 30 Class 4, not to exceed 10,000 gallons
- 31 Class 5, not to exceed 50,000 gallons

32 (i) A wine-maker's premises license shall allow a licensee
 33 that concurrently holds a first-class wine-maker's license to
 34 sell and offer for sale at retail in the premises specified in
 35 such license not more than 50,000 gallons of the first-class
 36 wine-maker's wine that is made at the first-class wine-maker's

1 licensed premises per year for use or consumption, but not for
2 resale in any form. A wine-maker's premises license shall allow
3 a licensee who concurrently holds a second-class wine-maker's
4 license to sell and offer for sale at retail in the premises
5 specified in such license up to 100,000 gallons of the
6 second-class wine-maker's wine that is made at the second-class
7 wine-maker's licensed premises per year for use or consumption
8 but not for resale in any form. A wine-maker's premises license
9 shall allow a licensee that concurrently holds a first-class
10 wine-maker's license or a second-class wine-maker's license to
11 sell and offer for sale at retail at the premises specified in
12 the wine-maker's premises license, for use or consumption but
13 not for resale in any form, any beer, wine, and spirits
14 purchased from a licensed distributor. Upon approval from the
15 State Commission, a wine-maker's premises license shall allow
16 the licensee to sell and offer for sale at (i) the wine-maker's
17 licensed premises and (ii) at up to 2 additional locations for
18 use and consumption and not for resale. Each location shall
19 require additional licensing per location as specified in
20 Section 5-3 of this Act.

21 (j) An airplane license shall permit the licensee to import
22 alcoholic liquors into this State from any point in the United
23 States outside this State and to store such alcoholic liquors
24 in this State; to make wholesale purchases of alcoholic liquors
25 directly from manufacturers, foreign importers, distributors
26 and importing distributors from within or outside this State;
27 and to store such alcoholic liquors in this State; provided
28 that the above powers may be exercised only in connection with
29 the importation, purchase or storage of alcoholic liquors to be
30 sold or dispensed on an airplane; and provided further, that
31 airplane licensees exercising the above powers shall be subject
32 to all provisions of Article VIII of this Act as applied to
33 importing distributors. An airplane licensee shall also permit
34 the sale or dispensing of alcoholic liquors on any passenger
35 airplane regularly operated by a common carrier in this State,
36 but shall not permit the sale for resale of any alcoholic

1 liquors to any licensee within this State. A single airplane
2 license shall be required of an airline company if liquor
3 service is provided on board aircraft in this State. The annual
4 fee for such license shall be as determined in Section 5-3.

5 (k) A foreign importer's license shall permit such licensee
6 to purchase alcoholic liquor from Illinois licensed
7 non-resident dealers only, and to import alcoholic liquor other
8 than in bulk from any point outside the United States and to
9 sell such alcoholic liquor to Illinois licensed importing
10 distributors and to no one else in Illinois; provided that the
11 foreign importer registers with the State Commission every
12 brand of alcoholic liquor that it proposes to sell to Illinois
13 licensees during the license period and provided further that
14 the foreign importer complies with all of the provisions of
15 Section 6-9 of this Act with respect to registration of such
16 Illinois licensees as may be granted the right to sell such
17 brands at wholesale.

18 (l) (i) A broker's license shall be required of all persons
19 who solicit orders for, offer to sell or offer to supply
20 alcoholic liquor to retailers in the State of Illinois, or who
21 offer to retailers to ship or cause to be shipped or to make
22 contact with distillers, rectifiers, brewers or manufacturers
23 or any other party within or without the State of Illinois in
24 order that alcoholic liquors be shipped to a distributor,
25 importing distributor or foreign importer, whether such
26 solicitation or offer is consummated within or without the
27 State of Illinois.

28 No holder of a retailer's license issued by the Illinois
29 Liquor Control Commission shall purchase or receive any
30 alcoholic liquor, the order for which was solicited or offered
31 for sale to such retailer by a broker unless the broker is the
32 holder of a valid broker's license.

33 The broker shall, upon the acceptance by a retailer of the
34 broker's solicitation of an order or offer to sell or supply or
35 deliver or have delivered alcoholic liquors, promptly forward
36 to the Illinois Liquor Control Commission a notification of

1 said transaction in such form as the Commission may by
2 regulations prescribe.

3 (ii) A broker's license shall be required of a person
4 within this State, other than a retail licensee, who, for a fee
5 or commission, promotes, solicits, or accepts orders for
6 alcoholic liquor, for use or consumption and not for resale, to
7 be shipped from this State and delivered to residents outside
8 of this State by an express company, common carrier, or
9 contract carrier. This Section does not apply to any person who
10 promotes, solicits, or accepts orders for wine as specifically
11 authorized in Section 6-29 of this Act.

12 A broker's license under this subsection (1) shall not
13 entitle the holder to buy or sell any alcoholic liquors for his
14 own account or to take or deliver title to such alcoholic
15 liquors.

16 This subsection (1) shall not apply to distributors,
17 employees of distributors, or employees of a manufacturer who
18 has registered the trademark, brand or name of the alcoholic
19 liquor pursuant to Section 6-9 of this Act, and who regularly
20 sells such alcoholic liquor in the State of Illinois only to
21 its registrants thereunder.

22 Any agent, representative, or person subject to
23 registration pursuant to subsection (a-1) of this Section shall
24 not be eligible to receive a broker's license.

25 (m) A non-resident dealer's license shall permit such
26 licensee to ship into and warehouse alcoholic liquor into this
27 State from any point outside of this State, and to sell such
28 alcoholic liquor to Illinois licensed foreign importers and
29 importing distributors and to no one else in this State;
30 provided that said non-resident dealer shall register with the
31 Illinois Liquor Control Commission each and every brand of
32 alcoholic liquor which it proposes to sell to Illinois
33 licensees during the license period; and further provided that
34 it shall comply with all of the provisions of Section 6-9
35 hereof with respect to registration of such Illinois licensees
36 as may be granted the right to sell such brands at wholesale.

1 (n) A brew pub license shall allow the licensee to
2 manufacture beer only on the premises specified in the license,
3 to make sales of the beer manufactured on the premises to
4 importing distributors, distributors, and to non-licensees for
5 use and consumption, to store the beer upon the premises, and
6 to sell and offer for sale at retail from the licensed
7 premises, provided that a brew pub licensee shall not sell for
8 off-premises consumption more than 50,000 gallons per year.

9 (o) A caterer retailer license shall allow the holder to
10 serve alcoholic liquors as an incidental part of a food service
11 that serves prepared meals which excludes the serving of snacks
12 as the primary meal, either on or off-site whether licensed or
13 unlicensed.

14 (p) An auction liquor license shall allow the licensee to
15 sell and offer for sale at auction wine and spirits for use or
16 consumption, or for resale by an Illinois liquor licensee in
17 accordance with provisions of this Act. An auction liquor
18 license will be issued to a person and it will permit the
19 auction liquor licensee to hold the auction anywhere in the
20 State. An auction liquor license must be obtained for each
21 auction at least 14 days in advance of the auction date.

22 (q) A special use permit license shall allow an Illinois
23 licensed retailer to transfer a portion of its alcoholic liquor
24 inventory from its retail licensed premises to the premises
25 specified in the license hereby created, and to sell or offer
26 for sale at retail, only in the premises specified in the
27 license hereby created, the transferred alcoholic liquor for
28 use or consumption, but not for resale in any form. A special
29 use permit license may be granted for the following time
30 periods: one day or less; 2 or more days to a maximum of 15 days
31 per location in any 12 month period. An applicant for the
32 special use permit license must also submit with the
33 application proof satisfactory to the State Commission that the
34 applicant will provide dram shop liability insurance to the
35 maximum limits and have local authority approval.

36 (Source: P.A. 92-105, eff. 1-1-02; 92-378, eff. 8-16-01;

1 92-651, eff. 7-11-02; 92-672, eff. 7-16-02; 93-923, eff.
2 8-12-04; 93-1057, eff. 12-2-04; revised 12-6-04.)

3 (235 ILCS 5/6-30) (from Ch. 43, par. 144f)

4 Sec. 6-30. Notwithstanding any other provision of this Act,
5 the Illinois Gaming Board shall have exclusive authority to
6 establish the hours for sale and consumption of alcoholic
7 liquor on board a riverboat during riverboat gambling
8 excursions and in a casino conducted in accordance with the
9 Riverboat and Casino Gambling Act.

10 (Source: P.A. 87-826.)

11 Section 40. The Criminal Code of 1961 is amended by
12 changing Sections 28-1, 28-1.1, 28-3, 28-5, and 28-7 as
13 follows:

14 (720 ILCS 5/28-1) (from Ch. 38, par. 28-1)

15 Sec. 28-1. Gambling.

16 (a) A person commits gambling when he:

17 (1) Plays a game of chance or skill for money or other
18 thing of value, unless excepted in subsection (b) of this
19 Section; or

20 (2) Makes a wager upon the result of any game, contest,
21 or any political nomination, appointment or election; or

22 (3) Operates, keeps, owns, uses, purchases, exhibits,
23 rents, sells, bargains for the sale or lease of,
24 manufactures or distributes any gambling device; or

25 (4) Contracts to have or give himself or another the
26 option to buy or sell, or contracts to buy or sell, at a
27 future time, any grain or other commodity whatsoever, or
28 any stock or security of any company, where it is at the
29 time of making such contract intended by both parties
30 thereto that the contract to buy or sell, or the option,
31 whenever exercised, or the contract resulting therefrom,
32 shall be settled, not by the receipt or delivery of such
33 property, but by the payment only of differences in prices

1 thereof; however, the issuance, purchase, sale, exercise,
2 endorsement or guarantee, by or through a person registered
3 with the Secretary of State pursuant to Section 8 of the
4 Illinois Securities Law of 1953, or by or through a person
5 exempt from such registration under said Section 8, of a
6 put, call, or other option to buy or sell securities which
7 have been registered with the Secretary of State or which
8 are exempt from such registration under Section 3 of the
9 Illinois Securities Law of 1953 is not gambling within the
10 meaning of this paragraph (4); or

11 (5) Knowingly owns or possesses any book, instrument or
12 apparatus by means of which bets or wagers have been, or
13 are, recorded or registered, or knowingly possesses any
14 money which he has received in the course of a bet or
15 wager; or

16 (6) Sells pools upon the result of any game or contest
17 of skill or chance, political nomination, appointment or
18 election; or

19 (7) Sets up or promotes any lottery or sells, offers to
20 sell or transfers any ticket or share for any lottery; or

21 (8) Sets up or promotes any policy game or sells,
22 offers to sell or knowingly possesses or transfers any
23 policy ticket, slip, record, document or other similar
24 device; or

25 (9) Knowingly drafts, prints or publishes any lottery
26 ticket or share, or any policy ticket, slip, record,
27 document or similar device, except for such activity
28 related to lotteries, bingo games and raffles authorized by
29 and conducted in accordance with the laws of Illinois or
30 any other state or foreign government; or

31 (10) Knowingly advertises any lottery or policy game,
32 except for such activity related to lotteries, bingo games
33 and raffles authorized by and conducted in accordance with
34 the laws of Illinois or any other state; or

35 (11) Knowingly transmits information as to wagers,
36 betting odds, or changes in betting odds by telephone,

1 telegraph, radio, semaphore or similar means; or knowingly
2 installs or maintains equipment for the transmission or
3 receipt of such information; except that nothing in this
4 subdivision (11) prohibits transmission or receipt of such
5 information for use in news reporting of sporting events or
6 contests; or

7 (12) Knowingly establishes, maintains, or operates an
8 Internet site that permits a person to play a game of
9 chance or skill for money or other thing of value by means
10 of the Internet or to make a wager upon the result of any
11 game, contest, political nomination, appointment, or
12 election by means of the Internet.

13 (b) Participants in any of the following activities shall
14 not be convicted of gambling therefor:

15 (1) Agreements to compensate for loss caused by the
16 happening of chance including without limitation contracts
17 of indemnity or guaranty and life or health or accident
18 insurance;

19 (2) Offers of prizes, award or compensation to the
20 actual contestants in any bona fide contest for the
21 determination of skill, speed, strength or endurance or to
22 the owners of animals or vehicles entered in such contest;

23 (3) Pari-mutuel betting as authorized by the law of
24 this State;

25 (4) Manufacture of gambling devices, including the
26 acquisition of essential parts therefor and the assembly
27 thereof, for transportation in interstate or foreign
28 commerce to any place outside this State when such
29 transportation is not prohibited by any applicable Federal
30 law;

31 (5) The game commonly known as "bingo", when conducted
32 in accordance with the Bingo License and Tax Act;

33 (6) Lotteries when conducted by the State of Illinois
34 in accordance with the Illinois Lottery Law;

35 (7) Possession of an antique slot machine that is
36 neither used nor intended to be used in the operation or

1 promotion of any unlawful gambling activity or enterprise.
2 For the purpose of this subparagraph (b)(7), an antique
3 slot machine is one manufactured 25 years ago or earlier;

4 (8) Raffles when conducted in accordance with the
5 Raffles Act;

6 (9) Charitable games when conducted in accordance with
7 the Charitable Games Act;

8 (10) Pull tabs and jar games when conducted under the
9 Illinois Pull Tabs and Jar Games Act; or

10 (11) Gambling games ~~conducted on riverboats~~ when
11 authorized by the Riverboat and Casino Gambling Act.

12 (c) Sentence.

13 Gambling under subsection (a)(1) or (a)(2) of this Section
14 is a Class A misdemeanor. Gambling under any of subsections
15 (a)(3) through (a)(11) of this Section is a Class A
16 misdemeanor. A second or subsequent conviction under any of
17 subsections (a)(3) through (a)(11), is a Class 4 felony.
18 Gambling under subsection (a)(12) of this Section is a Class A
19 misdemeanor. A second or subsequent conviction under
20 subsection (a)(12) is a Class 4 felony.

21 (d) Circumstantial evidence.

22 In prosecutions under subsection (a)(1) through (a)(12) of
23 this Section circumstantial evidence shall have the same
24 validity and weight as in any criminal prosecution.

25 (Source: P.A. 91-257, eff. 1-1-00.)

26 (720 ILCS 5/28-1.1) (from Ch. 38, par. 28-1.1)

27 Sec. 28-1.1. Syndicated gambling.

28 (a) Declaration of Purpose. Recognizing the close
29 relationship between professional gambling and other organized
30 crime, it is declared to be the policy of the legislature to
31 restrain persons from engaging in the business of gambling for
32 profit in this State. This Section shall be liberally construed
33 and administered with a view to carrying out this policy.

34 (b) A person commits syndicated gambling when he operates a
35 "policy game" or engages in the business of bookmaking.

1 (c) A person "operates a policy game" when he knowingly
2 uses any premises or property for the purpose of receiving or
3 knowingly does receive from what is commonly called "policy":

4 (1) money from a person other than the better or player
5 whose bets or plays are represented by such money; or

6 (2) written "policy game" records, made or used over
7 any period of time, from a person other than the better or
8 player whose bets or plays are represented by such written
9 record.

10 (d) A person engages in bookmaking when he receives or
11 accepts more than five bets or wagers upon the result of any
12 trials or contests of skill, speed or power of endurance or
13 upon any lot, chance, casualty, unknown or contingent event
14 whatsoever, which bets or wagers shall be of such size that the
15 total of the amounts of money paid or promised to be paid to
16 such bookmaker on account thereof shall exceed \$2,000.
17 Bookmaking is the receiving or accepting of such bets or wagers
18 regardless of the form or manner in which the bookmaker records
19 them.

20 (e) Participants in any of the following activities shall
21 not be convicted of syndicated gambling:

22 (1) Agreements to compensate for loss caused by the
23 happening of chance including without limitation contracts
24 of indemnity or guaranty and life or health or accident
25 insurance; and

26 (2) Offers of prizes, award or compensation to the
27 actual contestants in any bona fide contest for the
28 determination of skill, speed, strength or endurance or to
29 the owners of animals or vehicles entered in such contest;
30 and

31 (3) Pari-mutuel betting as authorized by law of this
32 State; and

33 (4) Manufacture of gambling devices, including the
34 acquisition of essential parts therefor and the assembly
35 thereof, for transportation in interstate or foreign
36 commerce to any place outside this State when such

1 transportation is not prohibited by any applicable Federal
2 law; and

3 (5) Raffles when conducted in accordance with the
4 Raffles Act; and

5 (6) Gambling games conducted on riverboats or in
6 casinos when authorized by the Riverboat and Casino
7 Gambling Act.

8 (f) Sentence. Syndicated gambling is a Class 3 felony.

9 (Source: P.A. 86-1029; 87-435.)

10 (720 ILCS 5/28-3) (from Ch. 38, par. 28-3)

11 Sec. 28-3. Keeping a Gambling Place. A "gambling place" is
12 any real estate, vehicle, boat or any other property whatsoever
13 used for the purposes of gambling other than gambling conducted
14 in the manner authorized by the Riverboat and Casino Gambling
15 Act. Any person who knowingly permits any premises or property
16 owned or occupied by him or under his control to be used as a
17 gambling place commits a Class A misdemeanor. Each subsequent
18 offense is a Class 4 felony. When any premises is determined by
19 the circuit court to be a gambling place:

20 (a) Such premises is a public nuisance and may be proceeded
21 against as such, and

22 (b) All licenses, permits or certificates issued by the
23 State of Illinois or any subdivision or public agency thereof
24 authorizing the serving of food or liquor on such premises
25 shall be void; and no license, permit or certificate so
26 cancelled shall be reissued for such premises for a period of
27 60 days thereafter; nor shall any person convicted of keeping a
28 gambling place be reissued such license for one year from his
29 conviction and, after a second conviction of keeping a gambling
30 place, any such person shall not be reissued such license, and

31 (c) Such premises of any person who knowingly permits
32 thereon a violation of any Section of this Article shall be
33 held liable for, and may be sold to pay any unsatisfied
34 judgment that may be recovered and any unsatisfied fine that
35 may be levied under any Section of this Article.

1 (Source: P.A. 86-1029.)

2 (720 ILCS 5/28-5) (from Ch. 38, par. 28-5)

3 Sec. 28-5. Seizure of gambling devices and gambling funds.

4 (a) Every device designed for gambling which is incapable
5 of lawful use or every device used unlawfully for gambling
6 shall be considered a "gambling device", and shall be subject
7 to seizure, confiscation and destruction by the Department of
8 State Police or by any municipal, or other local authority,
9 within whose jurisdiction the same may be found. As used in
10 this Section, a "gambling device" includes any slot machine,
11 and includes any machine or device constructed for the
12 reception of money or other thing of value and so constructed
13 as to return, or to cause someone to return, on chance to the
14 player thereof money, property or a right to receive money or
15 property. With the exception of any device designed for
16 gambling which is incapable of lawful use, no gambling device
17 shall be forfeited or destroyed unless an individual with a
18 property interest in said device knows of the unlawful use of
19 the device.

20 (b) Every gambling device shall be seized and forfeited to
21 the county wherein such seizure occurs. Any money or other
22 thing of value integrally related to acts of gambling shall be
23 seized and forfeited to the county wherein such seizure occurs.

24 (c) If, within 60 days after any seizure pursuant to
25 subparagraph (b) of this Section, a person having any property
26 interest in the seized property is charged with an offense, the
27 court which renders judgment upon such charge shall, within 30
28 days after such judgment, conduct a forfeiture hearing to
29 determine whether such property was a gambling device at the
30 time of seizure. Such hearing shall be commenced by a written
31 petition by the State, including material allegations of fact,
32 the name and address of every person determined by the State to
33 have any property interest in the seized property, a
34 representation that written notice of the date, time and place
35 of such hearing has been mailed to every such person by

1 certified mail at least 10 days before such date, and a request
2 for forfeiture. Every such person may appear as a party and
3 present evidence at such hearing. The quantum of proof required
4 shall be a preponderance of the evidence, and the burden of
5 proof shall be on the State. If the court determines that the
6 seized property was a gambling device at the time of seizure,
7 an order of forfeiture and disposition of the seized property
8 shall be entered: a gambling device shall be received by the
9 State's Attorney, who shall effect its destruction, except that
10 valuable parts thereof may be liquidated and the resultant
11 money shall be deposited in the general fund of the county
12 wherein such seizure occurred; money and other things of value
13 shall be received by the State's Attorney and, upon
14 liquidation, shall be deposited in the general fund of the
15 county wherein such seizure occurred. However, in the event
16 that a defendant raises the defense that the seized slot
17 machine is an antique slot machine described in subparagraph
18 (b) (7) of Section 28-1 of this Code and therefore he is exempt
19 from the charge of a gambling activity participant, the seized
20 antique slot machine shall not be destroyed or otherwise
21 altered until a final determination is made by the Court as to
22 whether it is such an antique slot machine. Upon a final
23 determination by the Court of this question in favor of the
24 defendant, such slot machine shall be immediately returned to
25 the defendant. Such order of forfeiture and disposition shall,
26 for the purposes of appeal, be a final order and judgment in a
27 civil proceeding.

28 (d) If a seizure pursuant to subparagraph (b) of this
29 Section is not followed by a charge pursuant to subparagraph
30 (c) of this Section, or if the prosecution of such charge is
31 permanently terminated or indefinitely discontinued without
32 any judgment of conviction or acquittal (1) the State's
33 Attorney shall commence an in rem proceeding for the forfeiture
34 and destruction of a gambling device, or for the forfeiture and
35 deposit in the general fund of the county of any seized money
36 or other things of value, or both, in the circuit court and (2)

1 any person having any property interest in such seized gambling
2 device, money or other thing of value may commence separate
3 civil proceedings in the manner provided by law.

4 (e) Any gambling device displayed for sale to a riverboat
5 gambling operation or a casino gambling operation or used to
6 train occupational licensees of a riverboat gambling operation
7 or a casino gambling operation as authorized under the
8 Riverboat and Casino Gambling Act is exempt from seizure under
9 this Section.

10 (f) Any gambling equipment, devices and supplies provided
11 by a licensed supplier in accordance with the Riverboat and
12 Casino Gambling Act which are removed from a ~~the~~ riverboat or
13 casino for repair are exempt from seizure under this Section.

14 (Source: P.A. 87-826.)

15 (720 ILCS 5/28-7) (from Ch. 38, par. 28-7)

16 Sec. 28-7. Gambling contracts void.

17 (a) All promises, notes, bills, bonds, covenants,
18 contracts, agreements, judgments, mortgages, or other
19 securities or conveyances made, given, granted, drawn, or
20 entered into, or executed by any person whatsoever, where the
21 whole or any part of the consideration thereof is for any money
22 or thing of value, won or obtained in violation of any Section
23 of this Article are null and void.

24 (b) Any obligation void under this Section may be set aside
25 and vacated by any court of competent jurisdiction, upon a
26 complaint filed for that purpose, by the person so granting,
27 giving, entering into, or executing the same, or by his
28 executors or administrators, or by any creditor, heir, legatee,
29 purchaser or other person interested therein; or if a judgment,
30 the same may be set aside on motion of any person stated above,
31 on due notice thereof given.

32 (c) No assignment of any obligation void under this Section
33 may in any manner affect the defense of the person giving,
34 granting, drawing, entering into or executing such obligation,
35 or the remedies of any person interested therein.

1 (d) This Section shall not prevent a licensed owner of a
2 riverboat gambling operation or a casino gambling operation
3 from instituting a cause of action to collect any amount due
4 and owing under an extension of credit to a ~~riverboat~~ gambling
5 patron as authorized under the Riverboat and Casino Gambling
6 Act.

7 (Source: P.A. 87-826.)

8 Section 45. The Travel Promotion Consumer Protection Act is
9 amended by changing Section 2 as follows:

10 (815 ILCS 420/2) (from Ch. 121 1/2, par. 1852)

11 Sec. 2. Definitions.

12 (a) "Travel promoter" means a person, including a tour
13 operator, who sells, provides, furnishes, contracts for,
14 arranges or advertises that he or she will arrange wholesale or
15 retail transportation by air, land, sea or navigable stream,
16 either separately or in conjunction with other services.
17 "Travel promoter" does not include (1) an air carrier; (2) a
18 sea carrier; (3) an officially appointed agent of an air
19 carrier who is a member in good standing of the Airline
20 Reporting Corporation; (4) a travel promoter who has in force
21 \$1,000,000 or more of liability insurance coverage for
22 professional errors and omissions and a surety bond or
23 equivalent surety in the amount of \$100,000 or more for the
24 benefit of consumers in the event of a bankruptcy on the part
25 of the travel promoter; or (5) a riverboat subject to
26 regulation under the Riverboat and Casino Gambling Act.

27 (b) "Advertise" means to make any representation in the
28 solicitation of passengers and includes communication with
29 other members of the same partnership, corporation, joint
30 venture, association, organization, group or other entity.

31 (c) "Passenger" means a person on whose behalf money or
32 other consideration has been given or is to be given to
33 another, including another member of the same partnership,
34 corporation, joint venture, association, organization, group

1 or other entity, for travel.

2 (d) "Ticket or voucher" means a writing or combination of
3 writings which is itself good and sufficient to obtain
4 transportation and other services for which the passenger has
5 contracted.

6 (Source: P.A. 91-357, eff. 7-29-99.)

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.

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