



Sen. Terry Link

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1 AMENDMENT TO SENATE BILL 3318

2 AMENDMENT NO. _____. Amend Senate Bill 3318, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Horse Racing Act of 1975 is
6 amended by changing Sections 20.1 and 26 as follows:

7 (230 ILCS 5/20.1)

8 Sec. 20.1. Authority of licensees.

9 (a) Notwithstanding anything in this Act to the contrary,
10 an organization licensee shall have authority to:

11 (1) determine prices charged for goods and services;

12 (2) determine prices charged for wagering products,
13 subject to Sections 26 and 26.2 of this Act;

14 (3) determine its hours of operation, subject to at
15 least 30 days prior notice to the Board if such hours are
16 different than provided such licensee's racing dates

1 application; ~~and~~

2 (4) determine and set hours of operation and days of
3 operation for inter-track wagering under an inter-track
4 wagering license and inter-track wagering location
5 license;

6 (5) determine wagering on simulcast programs on
7 out-of-state races at wagering facilities at which
8 inter-track wagering licensees and inter-track wagering
9 location licensees who derive their licenses from the
10 organization licensee conduct business; and

11 (6) ~~(4)~~ otherwise manage its business operations.

12 (b) The Board may disapprove of any business practices by
13 organization licensees identified in subsection (a) of this
14 Section if the Board finds that such practices are detrimental
15 to the public interest.

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

17 (230 ILCS 5/26) (from Ch. 8, par. 37-26)

18 Sec. 26. Wagering.

19 (a) Any licensee may conduct and supervise the pari-mutuel
20 system of wagering, as defined in Section 3.12 of this Act, on
21 horse races conducted by an Illinois organization licensee or
22 conducted at a racetrack located in another state or country
23 and televised in Illinois in accordance with subsection (g) of
24 Section 26 of this Act. Subject to the prior consent of the
25 Board, licensees may supplement any pari-mutuel pool in order

1 to guarantee a minimum distribution. Such pari-mutuel method of
2 wagering shall not, under any circumstances if conducted under
3 the provisions of this Act, be held or construed to be
4 unlawful, other statutes of this State to the contrary
5 notwithstanding. Subject to rules for advance wagering
6 promulgated by the Board, any licensee may accept wagers in
7 advance of the day of the race wagered upon occurs.

8 (b) No other method of betting, pool making, wagering or
9 gambling shall be used or permitted by the licensee. Each
10 licensee may retain, subject to the payment of all applicable
11 taxes and purses, an amount not to exceed 17% of all money
12 wagered under subsection (a) of this Section, except as may
13 otherwise be permitted under this Act.

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

21 (c) Until January 1, 2000, the sum held by any licensee for
22 payment of outstanding pari-mutuel tickets, if unclaimed prior
23 to December 31 of the next year, shall be retained by the
24 licensee for payment of such tickets until that date. Within 10
25 days thereafter, the balance of such sum remaining unclaimed,
26 less any uncashed supplements contributed by such licensee for

1 the purpose of guaranteeing minimum distributions of any
2 pari-mutuel pool, shall be paid to the Illinois Veterans'
3 Rehabilitation Fund of the State treasury, except as provided
4 in subsection (g) of Section 27 of this Act.

5 (c-5) Beginning January 1, 2000, the sum held by any
6 licensee for payment of outstanding pari-mutuel tickets, if
7 unclaimed prior to December 31 of the next year, shall be
8 retained by the licensee for payment of such tickets until that
9 date. Within 10 days thereafter, the balance of such sum
10 remaining unclaimed, less any uncashed supplements contributed
11 by such licensee for the purpose of guaranteeing minimum
12 distributions of any pari-mutuel pool, shall be evenly
13 distributed to the purse account of the organization licensee
14 and the organization licensee.

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

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

1 an owner, trainer, jockey, driver, or employee thereof at a
2 race track is a Class C misdemeanor.

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

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

1 pari-mutuel pools in other states or countries to be combined
2 with its gross or net wagering pools or with wagering pools
3 established by other states.

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

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

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

23 Notwithstanding any other provision of this Act, until
24 February 1, 2017, an organization licensee, with the consent of
25 the horsemen association representing the largest number of
26 owners, trainers, jockeys, or standardbred drivers who race

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

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

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

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

1 supplemental interstate simulcast may be transmitted from
2 an intertrack wagering licensee to its affiliated non-host
3 licensees. The interstate commission fee for a
4 supplemental interstate simulcast shall be paid by the
5 non-host licensee and its affiliated non-host licensees
6 receiving the simulcast.

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

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

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

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

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

1 (A) For interstate simulcast wagers made at a host
2 track, 50% to the host track and 50% to purses at the
3 host track.

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

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

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

1 license as follows:

2 (A) Between January 1 and the third Friday in
3 February, inclusive, if no live thoroughbred racing is
4 occurring in Illinois during this period, when the
5 interstate simulcast is a standardbred race, the purse
6 share to its standardbred purse account;

7 (B) Between January 1 and the third Friday in
8 February, inclusive, if no live thoroughbred racing is
9 occurring in Illinois during this period, and the
10 interstate simulcast is a thoroughbred race, the purse
11 share to its interstate simulcast purse pool to be
12 distributed under paragraph (10) of this subsection
13 (g);

14 (C) Between January 1 and the third Friday in
15 February, inclusive, if live thoroughbred racing is
16 occurring in Illinois, between 6:30 a.m. and 6:30 p.m.
17 the purse share from wagers made during this time
18 period to its thoroughbred purse account and between
19 6:30 p.m. and 6:30 a.m. the purse share from wagers
20 made during this time period to its standardbred purse
21 accounts;

22 (D) Between the third Saturday in February and
23 December 31, when the interstate simulcast occurs
24 between the hours of 6:30 a.m. and 6:30 p.m., the purse
25 share to its thoroughbred purse account;

26 (E) Between the third Saturday in February and

1 December 31, when the interstate simulcast occurs
2 between the hours of 6:30 p.m. and 6:30 a.m., the purse
3 share to its standardbred purse account.

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

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

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

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

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

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

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

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

12 (7.3) If no live standardbred racing is conducted at a
13 racetrack located in Madison County in calendar year 2000
14 or 2001, an organization licensee who is licensed to
15 conduct horse racing at that racetrack shall, before
16 January 1, 2002, pay all moneys derived from simulcast
17 wagering and inter-track wagering in calendar years 2000
18 and 2001 and paid into the licensee's standardbred purse
19 account as follows:

20 (A) Eighty percent to that licensee's thoroughbred
21 purse account to be used for thoroughbred purses; and

22 (B) Twenty percent to the Illinois Colt Stakes
23 Purse Distribution Fund.

24 Failure to make the payment to the Illinois Colt Stakes
25 Purse Distribution Fund before January 1, 2002 shall result
26 in the immediate revocation of the licensee's organization

1 license, inter-track wagering license, and inter-track
2 wagering location license.

3 Moneys paid into the Illinois Colt Stakes Purse
4 Distribution Fund pursuant to this paragraph (7.3) shall be
5 paid to purses for standardbred races for Illinois
6 conceived and foaled horses conducted at any county
7 fairgrounds. Moneys paid into the Illinois Colt Stakes
8 Purse Distribution Fund pursuant to this paragraph (7.3)
9 shall be used as determined by the Department of
10 Agriculture, with the advice and assistance of the Illinois
11 Standardbred Breeders Fund Advisory Board, shall be in
12 addition to and not in lieu of any other moneys paid to
13 standardbred purses under this Act, and shall not be
14 commingled with any other moneys paid into that Fund.

15 (7.4) If live standardbred racing is conducted at a
16 racetrack located in Madison County at any time in calendar
17 year 2001 before the payment required under paragraph (7.3)
18 has been made, the organization licensee who is licensed to
19 conduct racing at that racetrack shall pay all moneys
20 derived by that racetrack from simulcast wagering and
21 inter-track wagering during calendar years 2000 and 2001
22 that (1) are to be used for purses and (2) are generated
23 between the hours of 6:30 p.m. and 6:30 a.m. during 2000 or
24 2001 to the standardbred purse account at that racetrack to
25 be used for standardbred purses.

26 (8) Notwithstanding any provision in this Act to the

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

7 (8.1) Notwithstanding any provisions in this Act to the
8 contrary, if 2 organization licensees are conducting
9 standardbred race meetings concurrently between the hours
10 of 6:30 p.m. and 6:30 a.m., after payment of all applicable
11 State and local taxes and interstate commission fees, the
12 remainder of the amount retained from simulcast wagering
13 otherwise attributable to the host track and to host track
14 purses shall be split daily between the 2 organization
15 licensees and the purses at the tracks of the 2
16 organization licensees, respectively, based on each
17 organization licensee's share of the total live handle for
18 that day, provided that this provision shall not apply to
19 any non-host licensee that derives its license from a track
20 located in a county with a population in excess of 230,000
21 and that borders the Mississippi River.

22 (9) (Blank).

23 (10) (Blank).

24 (11) (Blank).

25 (12) The Board shall have authority to compel all host
26 tracks to receive the simulcast of any or all races

1 conducted at the Springfield or DuQuoin State fairgrounds
2 and include all such races as part of their simulcast
3 programs.

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

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

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

1 subject to the following terms and conditions:

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

1 inter-track wagering location licenses. In no event shall
2 more than 6 inter-track wagering locations be established
3 for each eligible race track, except that an eligible race
4 track located in a county that has a population of more
5 than 230,000 and that is bounded by the Mississippi River
6 may establish up to 7 inter-track wagering locations and an
7 eligible race track located in Cook County may establish up
8 to 8 inter-track wagering locations. An application for
9 said license shall be filed with the Board prior to such
10 dates as may be fixed by the Board. With an application for
11 an inter-track wagering location license there shall be
12 delivered to the Board a certified check or bank draft
13 payable to the order of the Board for an amount equal to
14 \$500. The application shall be on forms prescribed and
15 furnished by the Board. The application shall comply with
16 all other rules, regulations and conditions imposed by the
17 Board in connection therewith.

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

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

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

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

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

25 (7) An inter-track wagering licensee or inter-track
26 wagering location licensee may accept wagers at the track

1 or location where it is licensed, or as otherwise provided
2 under this Act.

3 (8) Inter-track wagering or simulcast wagering shall
4 not be conducted at any track less than 5 miles from a
5 track at which a racing meeting is in progress.

6 (8.1) Inter-track wagering location licensees who
7 derive their licenses from a particular organization
8 licensee shall conduct inter-track wagering and simulcast
9 wagering only at locations that ~~which~~ are ~~either within 90~~
10 ~~miles of that race track where the particular organization~~
11 ~~licensee is licensed to conduct racing, or within 140 135~~
12 miles of that race track where the particular organization
13 licensee is licensed to conduct racing ~~in the case of race~~
14 ~~tracks in counties of less than 400,000 that were operating~~
15 ~~on or before June 1, 1986.~~ However, inter-track wagering
16 and simulcast wagering shall not be conducted by those
17 licensees at any location within 5 miles of any race track
18 at which a horse race meeting has been licensed in the
19 current year, unless the person having operating control of
20 such race track has given its written consent to such
21 inter-track wagering location licensees, which consent
22 must be filed with the Board at or prior to the time
23 application is made. In the case of any inter-track
24 wagering location licensee initially licensed after
25 December 31, 2013, inter-track wagering and simulcast
26 wagering shall not be conducted by those inter-track

1 wagering location licensees that are located outside the
2 City of Chicago at any location within 8 miles of any race
3 track at which a horse race meeting has been licensed in
4 the current year, unless the person having operating
5 control of such race track has given its written consent to
6 such inter-track wagering location licensees, which
7 consent must be filed with the Board at or prior to the
8 time application is made.

9 (8.2) Inter-track wagering or simulcast wagering shall
10 not be conducted by an inter-track wagering location
11 licensee at any location within 500 feet of an existing
12 church or existing school, nor within 500 feet of the
13 residences of more than 50 registered voters without
14 receiving written permission from a majority of the
15 registered voters at such residences. Such written
16 permission statements shall be filed with the Board. The
17 distance of 500 feet shall be measured to the nearest part
18 of any building used for worship services, education
19 programs, residential purposes, or conducting inter-track
20 wagering by an inter-track wagering location licensee, and
21 not to property boundaries. However, inter-track wagering
22 or simulcast wagering may be conducted at a site within 500
23 feet of a church, school or residences of 50 or more
24 registered voters if such church, school or residences have
25 been erected or established, or such voters have been
26 registered, after the Board issues the original

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

17 (9) (Blank).

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

1 Section 27.

2 (10.1) Except as provided in subsection (g) of Section
3 27 of this Act, inter-track wagering location licensees
4 shall pay 1% of the pari-mutuel handle at each location to
5 the municipality in which such location is situated and 1%
6 of the pari-mutuel handle at each location to the county in
7 which such location is situated. In the event that an
8 inter-track wagering location licensee is situated in an
9 unincorporated area of a county, such licensee shall pay 2%
10 of the pari-mutuel handle from such location to such
11 county.

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

1 follows:

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

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

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

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

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

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

1 further redistribution allocated to purses at that
2 organization licensee to be divided between standardbred
3 purses and thoroughbred purses based on the amounts
4 otherwise allocated to purses at that organization
5 licensee during the calendar year in question; and (iv) 8%
6 of the pari-mutuel handle on inter-track wagering wagered
7 at such location to satisfy all costs and expenses of
8 conducting its wagering. The remainder of the monies
9 retained by the inter-track wagering location licensee
10 shall be allocated 40% to the location licensee and 60% to
11 the organization licensee which provides the Illinois
12 races to the location, except that an intertrack wagering
13 location licensee that derives its license from a track
14 located in a county with a population in excess of 230,000
15 and that borders the Mississippi River shall not divide any
16 remaining retention with the organization licensee that
17 provides the race or races and an intertrack wagering
18 location licensee that accepts wagers on races conducted by
19 an organization licensee that conducts a race meet in a
20 county with a population in excess of 230,000 and that
21 borders the Mississippi River shall not divide any
22 remaining retention with the organization licensee.
23 Notwithstanding the provisions of clauses (ii) and (iv) of
24 this paragraph, in the case of the additional inter-track
25 wagering location licenses authorized under paragraph (1)
26 of this subsection (h) by this amendatory Act of 1991,

1 those licensees shall pay the following amounts as purses:
2 during the first 12 months the licensee is in operation,
3 5.25% of the pari-mutuel handle wagered at the location on
4 races; during the second 12 months, 5.25%; during the third
5 12 months, 5.75%; during the fourth 12 months, 6.25%; and
6 during the fifth 12 months and thereafter, 6.75%. The
7 following amounts shall be retained by the licensee to
8 satisfy all costs and expenses of conducting its wagering:
9 during the first 12 months the licensee is in operation,
10 8.25% of the pari-mutuel handle wagered at the location;
11 during the second 12 months, 8.25%; during the third 12
12 months, 7.75%; during the fourth 12 months, 7.25%; and
13 during the fifth 12 months and thereafter, 6.75%. For
14 additional intertrack wagering location licensees
15 authorized under this amendatory Act of 1995, purses for
16 the first 12 months the licensee is in operation shall be
17 5.75% of the pari-mutuel wagered at the location, purses
18 for the second 12 months the licensee is in operation shall
19 be 6.25%, and purses thereafter shall be 6.75%. For
20 additional intertrack location licensees authorized under
21 this amendatory Act of 1995, the licensee shall be allowed
22 to retain to satisfy all costs and expenses: 7.75% of the
23 pari-mutuel handle wagered at the location during its first
24 12 months of operation, 7.25% during its second 12 months
25 of operation, and 6.75% thereafter.

26 (C) There is hereby created the Horse Racing Tax

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

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

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

26 Four-sevenths to park districts or municipalities

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

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

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

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

1 Two-sevenths to the Department of Agriculture.
2 Fifty percent of this two-sevenths shall be used to
3 promote the Illinois horse racing and breeding
4 industry, and shall be distributed by the Department of
5 Agriculture upon the advice of a 9-member committee
6 appointed by the Governor consisting of the following
7 members: the Director of Agriculture, who shall serve
8 as chairman; 2 representatives of organization
9 licensees conducting thoroughbred race meetings in
10 this State, recommended by those licensees; 2
11 representatives of organization licensees conducting
12 standardbred race meetings in this State, recommended
13 by those licensees; a representative of the Illinois
14 Thoroughbred Breeders and Owners Foundation,
15 recommended by that Foundation; a representative of
16 the Illinois Standardbred Owners and Breeders
17 Association, recommended by that Association; a
18 representative of the Horsemen's Benevolent and
19 Protective Association or any successor organization
20 thereto established in Illinois comprised of the
21 largest number of owners and trainers, recommended by
22 that Association or that successor organization; and a
23 representative of the Illinois Harness Horsemen's
24 Association, recommended by that Association.
25 Committee members shall serve for terms of 2 years,
26 commencing January 1 of each even-numbered year. If a

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

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

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

1 (D) Except as provided in paragraph (11) of this
2 subsection (h), with respect to purse allocation from
3 intertrack wagering, the monies so retained shall be
4 divided as follows:

5 (i) If the inter-track wagering licensee,
6 except an intertrack wagering licensee that
7 derives its license from an organization licensee
8 located in a county with a population in excess of
9 230,000 and bounded by the Mississippi River, is
10 not conducting its own race meeting during the same
11 dates, then the entire purse allocation shall be to
12 purses at the track where the races wagered on are
13 being conducted.

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

25 (iii) If the inter-track wagering is being
26 conducted by an inter-track wagering location

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

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

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

23 (B) The Board, and any person or persons to whom it
24 delegates this power, is vested with the power to enter
25 the facilities of any licensee to determine whether
26 there has been compliance with the provisions of this

1 Act and the rules and regulations relating to the
2 conduct of such wagering.

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

13 (D) (Blank).

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

19 (F) The Board shall name and appoint a State
20 director of this wagering who shall be a representative
21 of the Board and whose duty it shall be to supervise
22 the conduct of inter-track wagering as may be provided
23 for by the rules and regulations of the Board; such
24 rules and regulation shall specify the method of
25 appointment and the Director's powers, authority and
26 duties.

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

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

1 provisions of paragraphs (1), (8), (8.1), and (8.2) of
2 subsection (h) of this Section which are not specified in
3 this paragraph (13) shall not apply to licensed race
4 meetings conducted by the Department of Agriculture at the
5 Illinois State Fair in Sangamon County or the DuQuoin State
6 Fair in Perry County, or to any wagering conducted on those
7 race meetings.

8 (i) Notwithstanding the other provisions of this Act, the
9 conduct of wagering at wagering facilities is authorized on all
10 days, except as limited by subsection (b) of Section 19 of this
11 Act.

12 (Source: P.A. 97-1060, eff. 8-24-12; 98-18, eff. 6-7-13;
13 98-624, eff. 1-29-14.)

14 Section 99. Effective date. This Act takes effect upon
15 becoming law."