



Sen. Terry Link

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1 AMENDMENT TO HOUSE BILL 940

2 AMENDMENT NO. _____. Amend House Bill 940, on page 1,
3 immediately above line 4, by inserting the following:

4 "Section 3. The Illinois Horse Racing Act of 1975 is
5 amended by changing Section 26 as follows:

6 (230 ILCS 5/26) (from Ch. 8, par. 37-26)

7 Sec. 26. Wagering.

8 (a) Any licensee may conduct and supervise the pari-mutuel
9 system of wagering, as defined in Section 3.12 of this Act, on
10 horse races conducted by an Illinois organization licensee or
11 conducted at a racetrack located in another state or country
12 and televised in Illinois in accordance with subsection (g) of
13 Section 26 of this Act. Subject to the prior consent of the
14 Board, licensees may supplement any pari-mutuel pool in order
15 to guarantee a minimum distribution. Such pari-mutuel method of
16 wagering shall not, under any circumstances if conducted under

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

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

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

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

1 Rehabilitation Fund of the State treasury, except as provided
2 in subsection (g) of Section 27 of this Act.

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

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

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

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

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

1 established by other states.

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

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

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

21 Notwithstanding any other provision of this Act, until
22 February 1, 2017, an organization licensee, with the consent of
23 the horsemen association representing the largest number of
24 owners, trainers, jockeys, or standardbred drivers who race
25 horses at that organization licensee's racing meeting, may
26 maintain a system whereby advance deposit wagering may take

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

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

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

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

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

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

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

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

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

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

25 (A) For interstate simulcast wagers made at a host
26 track, 50% to the host track and 50% to purses at the

1 host track.

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

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

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

26 (A) Between January 1 and the third Friday in

1 February, inclusive, if no live thoroughbred racing is
2 occurring in Illinois during this period, when the
3 interstate simulcast is a standardbred race, the purse
4 share to its standardbred purse account;

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

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

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

24 (E) Between the third Saturday in February and
25 December 31, when the interstate simulcast occurs
26 between the hours of 6:30 p.m. and 6:30 a.m., the purse

1 share to its standardbred purse account.

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

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

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

1 Department of Agriculture, with the advice and
2 assistance of the Illinois Standardbred Breeders Fund
3 Advisory Board.

4 (7.2) Notwithstanding any other provision of this Act
5 to the contrary, if no thoroughbred 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 a.m. and 6:30
11 p.m. during that calendar year shall be deposited as
12 follows:

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

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

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

10 (7.3) If no live standardbred racing is conducted at a
11 racetrack located in Madison County in calendar year 2000
12 or 2001, an organization licensee who is licensed to
13 conduct horse racing at that racetrack shall, before
14 January 1, 2002, pay all moneys derived from simulcast
15 wagering and inter-track wagering in calendar years 2000
16 and 2001 and paid into the licensee's standardbred purse
17 account as follows:

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

20 (B) Twenty percent to the Illinois Colt Stakes
21 Purse Distribution Fund.

22 Failure to make the payment to the Illinois Colt Stakes
23 Purse Distribution Fund before January 1, 2002 shall result
24 in the immediate revocation of the licensee's organization
25 license, inter-track wagering license, and inter-track
26 wagering location license.

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

13 (7.4) If live standardbred racing is conducted at a
14 racetrack located in Madison County at any time in calendar
15 year 2001 before the payment required under paragraph (7.3)
16 has been made, the organization licensee who is licensed to
17 conduct racing at that racetrack shall pay all moneys
18 derived by that racetrack from simulcast wagering and
19 inter-track wagering during calendar years 2000 and 2001
20 that (1) are to be used for purses and (2) are generated
21 between the hours of 6:30 p.m. and 6:30 a.m. during 2000 or
22 2001 to the standardbred purse account at that racetrack to
23 be used for standardbred purses.

24 (8) Notwithstanding any provision in this Act to the
25 contrary, an organization licensee from a track located in
26 a county with a population in excess of 230,000 and that

1 borders the Mississippi River and its affiliated non-host
2 licensees shall not be entitled to share in any retention
3 generated on racing, inter-track wagering, or simulcast
4 wagering at any other Illinois wagering facility.

5 (8.1) Notwithstanding any provisions in this Act to the
6 contrary, if 2 organization licensees are conducting
7 standardbred race meetings concurrently between the hours
8 of 6:30 p.m. and 6:30 a.m., after payment of all applicable
9 State and local taxes and interstate commission fees, the
10 remainder of the amount retained from simulcast wagering
11 otherwise attributable to the host track and to host track
12 purses shall be split daily between the 2 organization
13 licensees and the purses at the tracks of the 2
14 organization licensees, respectively, based on each
15 organization licensee's share of the total live handle for
16 that day, provided that this provision shall not apply to
17 any non-host licensee that derives its license from a track
18 located in a county with a population in excess of 230,000
19 and that borders the Mississippi River.

20 (9) (Blank).

21 (10) (Blank).

22 (11) (Blank).

23 (12) The Board shall have authority to compel all host
24 tracks to receive the simulcast of any or all races
25 conducted at the Springfield or DuQuoin State fairgrounds
26 and include all such races as part of their simulcast

1 programs.

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

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

22 (h) The Board may approve and license the conduct of
23 inter-track wagering and simulcast wagering by inter-track
24 wagering licensees and inter-track wagering location licensees
25 subject to the following terms and conditions:

26 (1) Any person licensed to conduct a race meeting (i)

1 at a track where 60 or more days of racing were conducted
2 during the immediately preceding calendar year or where
3 over the 5 immediately preceding calendar years an average
4 of 30 or more days of racing were conducted annually may be
5 issued an inter-track wagering license; (ii) at a track
6 located in a county that is bounded by the Mississippi
7 River, which has a population of less than 150,000
8 according to the 1990 decennial census, and an average of
9 at least 60 days of racing per year between 1985 and 1993
10 may be issued an inter-track wagering license; or (iii) at
11 a track located in Madison County that conducted at least
12 100 days of live racing during the immediately preceding
13 calendar year may be issued an inter-track wagering
14 license, unless a lesser schedule of live racing is the
15 result of (A) weather, unsafe track conditions, or other
16 acts of God; (B) an agreement between the organization
17 licensee and the associations representing the largest
18 number of owners, trainers, jockeys, or standardbred
19 drivers who race horses at that organization licensee's
20 racing meeting; or (C) a finding by the Board of
21 extraordinary circumstances and that it was in the best
22 interest of the public and the sport to conduct fewer than
23 100 days of live racing. Any such person having operating
24 control of the racing facility may ~~also receive up to 6~~
25 inter-track wagering location licenses. An ~~In no event~~
26 ~~shall more than 6 inter track wagering locations be~~

1 ~~established for each eligible race track, except that an~~
2 eligible race track located in a county that has a
3 population of more than 230,000 and that is bounded by the
4 Mississippi River may establish up to 9 ~~7~~ inter-track
5 wagering locations and an eligible race track located in
6 Stickney Township in Cook County may establish up to 16 ~~8~~
7 inter-track wagering locations and an eligible race track
8 located in Palatine Township in Cook County may establish
9 up to 18 inter-track wagering locations. An application for
10 said license shall be filed with the Board prior to such
11 dates as may be fixed by the Board. With an application for
12 an inter-track wagering location license there shall be
13 delivered to the Board a certified check or bank draft
14 payable to the order of the Board for an amount equal to
15 \$500. The application shall be on forms prescribed and
16 furnished by the Board. The application shall comply with
17 all other rules, regulations and conditions imposed by the
18 Board in connection therewith.

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

1 by the Board.

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

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

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

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

26 (7) An inter-track wagering licensee or inter-track

1 wagering location licensee may accept wagers at the track
2 or location where it is licensed, or as otherwise provided
3 under this Act.

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

7 (8.1) Inter-track wagering location licensees who
8 derive their licenses from a particular organization
9 licensee shall conduct inter-track wagering and simulcast
10 wagering only at locations that are within 160 ~~140~~ miles of
11 that race track where the particular organization licensee
12 is licensed to conduct racing. However, inter-track
13 wagering and simulcast wagering shall not be conducted by
14 those licensees at any location within 5 miles of any race
15 track at which a horse race meeting has been licensed in
16 the current year, unless the person having operating
17 control of such race track has given its written consent to
18 such inter-track wagering location licensees, which
19 consent must be filed with the Board at or prior to the
20 time application is made. In the case of any inter-track
21 wagering location licensee initially licensed after
22 December 31, 2013, inter-track wagering and simulcast
23 wagering shall not be conducted by those inter-track
24 wagering location licensees that are located outside the
25 City of Chicago at any location within 8 miles of any race
26 track at which a horse race meeting has been licensed in

1 the current year, unless the person having operating
2 control of such race track has given its written consent to
3 such inter-track wagering location licensees, which
4 consent must be filed with the Board at or prior to the
5 time application is made.

6 (8.2) Inter-track wagering or simulcast wagering shall
7 not be conducted by an inter-track wagering location
8 licensee at any location within 500 feet of an existing
9 church or existing school, nor within 500 feet of the
10 residences of more than 50 registered voters without
11 receiving written permission from a majority of the
12 registered voters at such residences. Such written
13 permission statements shall be filed with the Board. The
14 distance of 500 feet shall be measured to the nearest part
15 of any building used for worship services, education
16 programs, residential purposes, or conducting inter-track
17 wagering by an inter-track wagering location licensee, and
18 not to property boundaries. However, inter-track wagering
19 or simulcast wagering may be conducted at a site within 500
20 feet of a church, school or residences of 50 or more
21 registered voters if such church, school or residences have
22 been erected or established, or such voters have been
23 registered, after the Board issues the original
24 inter-track wagering location license at the site in
25 question. Inter-track wagering location licensees may
26 conduct inter-track wagering and simulcast wagering only

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

14 (9) (Blank).

15 (10) An inter-track wagering licensee or an
16 inter-track wagering location licensee may retain, subject
17 to the payment of the privilege taxes and the purses, an
18 amount not to exceed 17% of all money wagered. Each program
19 of racing conducted by each inter-track wagering licensee
20 or inter-track wagering location licensee shall be
21 considered a separate racing day for the purpose of
22 determining the daily handle and computing the privilege
23 tax or pari-mutuel tax on such daily handle as provided in
24 Section 27.

25 (10.1) Except as provided in subsection (g) of Section
26 27 of this Act, inter-track wagering location licensees

1 shall pay 1% of the pari-mutuel handle at each location to
2 the municipality in which such location is situated and 1%
3 of the pari-mutuel handle at each location to the county in
4 which such location is situated. In the event that an
5 inter-track wagering location licensee is situated in an
6 unincorporated area of a county, such licensee shall pay 2%
7 of the pari-mutuel handle from such location to such
8 county.

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

25 (A) That portion of all moneys wagered on
26 standardbred racing that is required under this Act to

1 be paid to purses shall be paid to purses for
2 standardbred races.

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

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

1 (B) From the sums permitted to be retained pursuant to
2 this Act each inter-track wagering location licensee shall
3 pay (i) the privilege or pari-mutuel tax to the State; (ii)
4 4.75% of the pari-mutuel handle on intertrack wagering at
5 such location on races as purses, except that an intertrack
6 wagering location licensee that derives its license from a
7 track located in a county with a population in excess of
8 230,000 and that borders the Mississippi River shall retain
9 all purse moneys for its own purse account consistent with
10 distribution set forth in this subsection (h), and
11 intertrack wagering location licensees that accept wagers
12 on races conducted by an organization licensee located in a
13 county with a population in excess of 230,000 and that
14 borders the Mississippi River shall distribute all purse
15 moneys to purses at the operating host track; (iii) until
16 January 1, 2000, except as provided in subsection (g) of
17 Section 27 of this Act, 1% of the pari-mutuel handle
18 wagered on inter-track wagering and simulcast wagering at
19 each inter-track wagering location licensee facility to
20 the Horse Racing Tax Allocation Fund, provided that, to the
21 extent the total amount collected and distributed to the
22 Horse Racing Tax Allocation Fund under this subsection (h)
23 during any calendar year exceeds the amount collected and
24 distributed to the Horse Racing Tax Allocation Fund during
25 calendar year 1994, that excess amount shall be
26 redistributed (I) to all inter-track wagering location

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

1 otherwise allocated to purses at that organization
2 licensee during the calendar year in question; and (iv) 8%
3 of the pari-mutuel handle on inter-track wagering wagered
4 at such location to satisfy all costs and expenses of
5 conducting its wagering. The remainder of the monies
6 retained by the inter-track wagering location licensee
7 shall be allocated 40% to the location licensee and 60% to
8 the organization licensee which provides the Illinois
9 races to the location, except that an intertrack wagering
10 location licensee that derives its license from a track
11 located in a county with a population in excess of 230,000
12 and that borders the Mississippi River shall not divide any
13 remaining retention with the organization licensee that
14 provides the race or races and an intertrack wagering
15 location licensee that accepts wagers on races conducted by
16 an organization licensee that conducts a race meet in a
17 county with a population in excess of 230,000 and that
18 borders the Mississippi River shall not divide any
19 remaining retention with the organization licensee.
20 Notwithstanding the provisions of clauses (ii) and (iv) of
21 this paragraph, in the case of the additional inter-track
22 wagering location licenses authorized under paragraph (1)
23 of this subsection (h) by this amendatory Act of 1991,
24 those licensees shall pay the following amounts as purses:
25 during the first 12 months the licensee is in operation,
26 5.25% of the pari-mutuel handle wagered at the location on

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

23 (C) There is hereby created the Horse Racing Tax
24 Allocation Fund which shall remain in existence until
25 December 31, 1999. Moneys remaining in the Fund after
26 December 31, 1999 shall be paid into the General Revenue

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

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

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

23 Four-sevenths to park districts or municipalities
24 that do not have a park district of 500,000 population
25 or less for museum purposes (if an inter-track wagering
26 location licensee is located in such a park district)

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

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

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

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

24 Two-sevenths to the Department of Agriculture.
25 Fifty percent of this two-sevenths shall be used to
26 promote the Illinois horse racing and breeding

1 industry, and shall be distributed by the Department of
2 Agriculture upon the advice of a 9-member committee
3 appointed by the Governor consisting of the following
4 members: the Director of Agriculture, who shall serve
5 as chairman; 2 representatives of organization
6 licensees conducting thoroughbred race meetings in
7 this State, recommended by those licensees; 2
8 representatives of organization licensees conducting
9 standardbred race meetings in this State, recommended
10 by those licensees; a representative of the Illinois
11 Thoroughbred Breeders and Owners Foundation,
12 recommended by that Foundation; a representative of
13 the Illinois Standardbred Owners and Breeders
14 Association, recommended by that Association; a
15 representative of the Horsemen's Benevolent and
16 Protective Association or any successor organization
17 thereto established in Illinois comprised of the
18 largest number of owners and trainers, recommended by
19 that Association or that successor organization; and a
20 representative of the Illinois Harness Horsemen's
21 Association, recommended by that Association.
22 Committee members shall serve for terms of 2 years,
23 commencing January 1 of each even-numbered year. If a
24 representative of any of the above-named entities has
25 not been recommended by January 1 of any even-numbered
26 year, the Governor shall appoint a committee member to

1 fill that position. Committee members shall receive no
2 compensation for their services as members but shall be
3 reimbursed for all actual and necessary expenses and
4 disbursements incurred in the performance of their
5 official duties. The remaining 50% of this
6 two-sevenths shall be distributed to county fairs for
7 premiums and rehabilitation as set forth in the
8 Agricultural Fair Act;

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

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

24 (D) Except as provided in paragraph (11) of this
25 subsection (h), with respect to purse allocation from
26 intertrack wagering, the monies so retained shall be

1 divided as follows:

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

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

22 (iii) If the inter-track wagering is being
23 conducted by an inter-track wagering location
24 licensee, except an intertrack wagering location
25 licensee that derives its license from an
26 organization licensee located in a county with a

1 population in excess of 230,000 and bounded by the
2 Mississippi River, the entire purse allocation for
3 Illinois races shall be to purses at the track
4 where the race meeting being wagered on is being
5 held.

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

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

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

26 (C) The Board, and any person or persons to whom it

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

10 (D) (Blank).

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

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

24 (G) The Board is vested with the power to impose
25 civil penalties of up to \$5,000 against individuals and
26 up to \$10,000 against licensees for each violation of

1 any provision of this Act relating to the conduct of
2 this wagering, any rules adopted by the Board, any
3 order of the Board or any other action which in the
4 Board's discretion, is a detriment or impediment to
5 such wagering.

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

1 meetings conducted by the Department of Agriculture at the
2 Illinois State Fair in Sangamon County or the DuQuoin State
3 Fair in Perry County, or to any wagering conducted on those
4 race meetings.

5 (14) An inter-track wagering location license
6 authorized by the Board in 2016 that is owned and operated
7 by a race track in Rock Island County shall be transferred
8 to a commonly owned race track in Cook County on the
9 effective date of this amendatory Act of the 99th General
10 Assembly. The license shall retain its status in relation
11 to purse distribution under paragraph (11) of this
12 subsection (h) following the transfer to the new entity.

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

17 (Source: P.A. 97-1060, eff. 8-24-12; 98-18, eff. 6-7-13;
18 98-624, eff. 1-29-14; 98-968, eff. 8-15-14.)".