



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB5945

Introduced 2/10/2010, by Rep. Anthony DeLuca

#### SYNOPSIS AS INTRODUCED:

230 ILCS 5/54  
30 ILCS 105/5.490 rep.

Amends the Illinois Horse Racing Act of 1975 and the State Finance Act. Provides that the Horse Racing Equity Fund is a non-appropriated trust fund (rather than a special fund in the State treasury). Effective immediately.

LRB096 15731 AMC 30970 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning gaming.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Horse Racing Act of 1975 is amended  
5 by changing Section 54 as follows:

6 (230 ILCS 5/54)

7 Sec. 54. Horse Racing Equity Fund.

8 (a) There is created in the State Treasury a Fund to be  
9 known as the Horse Racing Equity Fund, which is a  
10 non-appropriated trust fund held separate and apart from State  
11 moneys. The Fund shall consist of moneys paid into it pursuant  
12 to subsection (c-5) of Section 13 of the Riverboat Gambling  
13 Act. The Fund shall be administered by the Racing Board.

14 (b) The moneys deposited into the Fund shall be distributed  
15 by the State Treasurer within 10 days after those moneys are  
16 deposited into the Fund as follows:

17 (1) Fifty percent of all moneys distributed under this  
18 subsection shall be distributed to organization licensees  
19 to be distributed at their race meetings as purses.  
20 Fifty-seven percent of the amount distributed under this  
21 paragraph (1) shall be distributed for thoroughbred race  
22 meetings and 43% shall be distributed for standardbred race  
23 meetings. Within each breed, moneys shall be allocated to

1 each organization licensee's purse fund in accordance with  
2 the ratio between the purses generated for that breed by  
3 that licensee during the prior calendar year and the total  
4 purses generated throughout the State for that breed during  
5 the prior calendar year.

6 (2) The remaining 50% of the moneys distributed under  
7 this subsection (b) shall be distributed pro rata according  
8 to the aggregate proportion of state-wide handle at the  
9 racetrack, inter-track, and inter-track wagering locations  
10 that derive their licenses from a racetrack identified in  
11 this paragraph (2) for calendar years 1994, 1996, and 1997  
12 to (i) any person (or its successors or assigns) who had  
13 operating control of a racing facility at which live racing  
14 was conducted in calendar year 1997 and who has operating  
15 control of an organization licensee that conducted racing  
16 in calendar year 1997 and is a licensee in the current  
17 year, or (ii) any person (or its successors or assigns) who  
18 has operating control of a racing facility located in a  
19 county that is bounded by the Mississippi River that has a  
20 population of less than 150,000 according to the 1990  
21 decennial census and conducted an average of 60 days of  
22 racing per year between 1985 and 1993 and has been awarded  
23 an inter-track wagering license in the current year.

24 If any person identified in this paragraph (2) becomes  
25 ineligible to receive moneys from the Fund, such amount  
26 shall be redistributed among the remaining persons in

1           proportion to their percentages otherwise calculated.

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

3           (30 ILCS 105/5.490 rep.)

4           Section 10. The State Finance Act is amended by repealing  
5           Section 5.490.

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