



Rep. Robert Rita

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LRB102 16339 SMS 27381 a

1 AMENDMENT TO SENATE BILL 521

2 AMENDMENT NO. _____. Amend Senate Bill 521 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Lottery Law is amended by
5 changing Section 20 as follows:

6 (20 ILCS 1605/20) (from Ch. 120, par. 1170)

7 Sec. 20. State Lottery Fund.

8 (a) There is created in the State Treasury a special fund
9 to be known as the State Lottery Fund. Such fund shall consist
10 of all revenues received from (1) the sale of lottery tickets
11 or shares, (net of commissions, fees representing those
12 expenses that are directly proportionate to the sale of
13 tickets or shares at the agent location, and prizes of less
14 than \$600 which have been validly paid at the agent level), (2)
15 application fees, and (3) all other sources including moneys
16 credited or transferred thereto from any other fund or source

1 pursuant to law. Interest earnings of the State Lottery Fund
2 shall be credited to the Common School Fund.

3 (b) The receipt and distribution of moneys under Section
4 21.5 of this Act shall be in accordance with Section 21.5.

5 (c) The receipt and distribution of moneys under Section
6 21.6 of this Act shall be in accordance with Section 21.6.

7 (d) The receipt and distribution of moneys under Section
8 21.7 of this Act shall be in accordance with Section 21.7.

9 (e) The receipt and distribution of moneys under Section
10 21.8 of this Act shall be in accordance with Section 21.8.

11 (f) The receipt and distribution of moneys under Section
12 21.9 of this Act shall be in accordance with Section 21.9.

13 (g) The receipt and distribution of moneys under Section
14 21.10 of this Act shall be in accordance with Section 21.10.

15 (h) The receipt and distribution of moneys under Section
16 21.11 of this Act shall be in accordance with Section 21.11.

17 (i) The receipt and distribution of moneys under Section
18 21.12 of this Act shall be in accordance with Section 21.12.

19 (j) The receipt and distribution of moneys under Section
20 21.13 of this Act shall be in accordance with Section 21.13.

21 (k) The receipt and distribution of moneys under Section
22 25-70 of the Sports Wagering Act shall be in accordance with
23 Section 25-70 of the Sports Wagering Act.

24 (Source: P.A. 100-647, eff. 7-30-18; 100-1068, eff. 8-24-18;
25 101-81, eff. 7-12-19; 101-561, eff. 8-23-19.)

1 Section 10. The State Finance Act is amended by changing
2 Section 6z-77 as follows:

3 (30 ILCS 105/6z-77)

4 Sec. 6z-77. The Capital Projects Fund. The Capital
5 Projects Fund is created as a special fund in the State
6 Treasury. The State Comptroller and State Treasurer shall
7 transfer from the Capital Projects Fund to the General Revenue
8 Fund \$61,294,550 on October 1, 2009, \$122,589,100 on January
9 1, 2010, and \$61,294,550 on April 1, 2010. Beginning on July 1,
10 2010, and on July 1 and January 1 of each year thereafter, the
11 State Comptroller and State Treasurer shall transfer the sum
12 of \$122,589,100 from the Capital Projects Fund to the General
13 Revenue Fund. In Fiscal Year 2022 only, the State Comptroller
14 and State Treasurer shall transfer up to \$40,000,000 of sports
15 wagering revenues from the Capital Projects Fund to the
16 Rebuild Illinois Projects Fund in one or more transfers as
17 directed by the Governor. Subject to appropriation, the
18 Capital Projects Fund may be used only for capital projects
19 and the payment of debt service on bonds issued for capital
20 projects. All interest earned on moneys in the Fund shall be
21 deposited into the Fund. The Fund shall not be subject to
22 administrative charges or chargebacks, such as but not limited
23 to those authorized under Section 8h.

24 (Source: P.A. 96-34, eff. 7-13-09.)

1 Section 15. The Illinois Horse Racing Act of 1975 is
2 amended by changing Sections 19.5, 21, and 31 as follows:

3 (230 ILCS 5/19.5)

4 Sec. 19.5. Standardbred racetrack in Cook County.
5 Notwithstanding anything in this Act to the contrary, in
6 addition to organization licenses issued by the Board on the
7 effective date of this amendatory Act of the 101st General
8 Assembly, the Board shall issue an organization license
9 limited to standardbred racing to a racetrack located in one
10 of the following townships of Cook County: Bloom, Bremen,
11 Calumet, Orland, Rich, Thornton, or Worth. This additional
12 organization license shall not be issued within a 35-mile
13 radius of another organization license issued by the Board on
14 the effective date of this amendatory Act of the 101st General
15 Assembly, unless the person having operating control of such
16 racetrack has given written consent to the organization
17 licensee applicant, which consent must be filed with the Board
18 at or prior to the time application is made. The organization
19 license application shall be submitted to the Board and the
20 Board may grant the organization license at any meeting of the
21 Board. The Board shall examine the application within 21 days
22 after receipt of the application with respect to its
23 conformity with this Act and the rules adopted by the Board. If
24 the application does not comply with this Act or the rules
25 adopted by the Board, the application may be rejected and an

1 organization license refused to the applicant, or the Board
2 may, within 21 days after receipt of the application, advise
3 the applicant of the deficiencies of the application under the
4 Act or the rules of the Board and require the submittal of an
5 amended application within a reasonable time determined by the
6 Board; upon submittal of the amended application by the
7 applicant, the Board may consider the application consistent
8 with the process described in subsection (e-5) of Section 20.
9 If the application is found to be in compliance with this Act
10 and the rules of the Board, the Board shall then issue an
11 organization license to the applicant. Once the organization
12 license is granted, shall be granted upon application, and the
13 licensee shall have all of the current and future rights of
14 existing Illinois racetracks, including, but not limited to,
15 the ability to obtain an inter-track wagering license, the
16 ability to obtain inter-track wagering location licenses, the
17 ability to obtain an organization gaming license pursuant to
18 the Illinois Gambling Act with 1,200 gaming positions, and the
19 ability to offer Internet wagering on horse racing.

20 (Source: P.A. 101-31, eff. 6-28-19.)

21 (230 ILCS 5/21) (from Ch. 8, par. 37-21)

22 Sec. 21. (a) Applications for organization licenses must
23 be filed with the Board at a time and place prescribed by the
24 rules and regulations of the Board. The Board shall examine
25 the applications within 21 days after the date allowed for

1 filing with respect to their conformity with this Act and such
2 rules and regulations as may be prescribed by the Board. If any
3 application does not comply with this Act or the rules and
4 regulations prescribed by the Board, such application may be
5 rejected and an organization license refused to the applicant,
6 or the Board may, within 21 days of the receipt of such
7 application, advise the applicant of the deficiencies of the
8 application under the Act or the rules and regulations of the
9 Board, and require the submittal of an amended application
10 within a reasonable time determined by the Board; and upon
11 submittal of the amended application by the applicant, the
12 Board may consider the application consistent with the process
13 described in subsection (e-5) of Section 20 of this Act. If it
14 is found to be in compliance with this Act and the rules and
15 regulations of the Board, the Board may then issue an
16 organization license to such applicant.

17 (b) The Board may exercise discretion in granting racing
18 dates to qualified applicants different from those requested
19 by the applicants in their applications. However, if all
20 eligible applicants for organization licenses whose tracks are
21 located within 100 miles of each other execute and submit to
22 the Board a written agreement among such applicants as to the
23 award of racing dates, including where applicable racing
24 programs, for up to 3 consecutive years, then subject to
25 annual review of each applicant's compliance with Board rules
26 and regulations, provisions of this Act and conditions

1 contained in annual dates orders issued by the Board, the
2 Board may grant such dates and programs to such applicants as
3 so agreed by them if the Board determines that the grant of
4 these racing dates is in the best interests of racing. The
5 Board shall treat any such agreement as the agreement
6 signatories' joint and several application for racing dates
7 during the term of the agreement.

8 (c) Where 2 or more applicants propose to conduct horse
9 race meetings within 35 miles of each other, as certified to
10 the Board under Section 19 (a) (1) of this Act, on conflicting
11 dates, the Board may determine and grant the number of racing
12 days to be awarded to the several applicants in accordance
13 with the provisions of subsection (e-5) of Section 20 of this
14 Act.

15 (d) (Blank).

16 (e) Prior to the issuance of an organization license, the
17 applicant shall file with the Board the bond required in
18 subsection (d) of Section 27 ~~a bond~~ payable to the State of
19 Illinois ~~in the sum of \$200,000,~~ executed by the applicant and
20 a surety company or companies authorized to do business in
21 this State, and conditioned upon the payment by the
22 organization licensee of all taxes due under Section 27, other
23 monies due and payable under this Act, all purses due and
24 payable, and that the organization licensee will upon
25 presentation of the winning ticket or tickets distribute all
26 sums due to the patrons of pari-mutuel pools. ~~Beginning on the~~

1 ~~date when any organization licensee begins conducting gaming~~
2 ~~pursuant to an organization gaming license issued under the~~
3 ~~Illinois Gambling Act, the amount of the bond required under~~
4 ~~this subsection (c) shall be \$500,000.~~

5 (f) Each organization license shall specify the person to
6 whom it is issued, the dates upon which horse racing is
7 permitted, and the location, place, track, or enclosure where
8 the horse race meeting is to be held.

9 (g) Any person who owns one or more race tracks within the
10 State may seek, in its own name, a separate organization
11 license for each race track.

12 (h) All racing conducted under such organization license
13 is subject to this Act and to the rules and regulations from
14 time to time prescribed by the Board, and every such
15 organization license issued by the Board shall contain a
16 recital to that effect.

17 (i) Each such organization licensee may provide that at
18 least one race per day may be devoted to the racing of quarter
19 horses, appaloosas, arabians, or paints.

20 (j) In acting on applications for organization licenses,
21 the Board shall give weight to an organization license which
22 has implemented a good faith affirmative action effort to
23 recruit, train and upgrade minorities in all classifications
24 within the organization license.

25 (Source: P.A. 101-31, eff. 6-28-19.)

1 (230 ILCS 5/31) (from Ch. 8, par. 37-31)

2 Sec. 31. (a) The General Assembly declares that it is the
3 policy of this State to encourage the breeding of standardbred
4 horses in this State and the ownership of such horses by
5 residents of this State in order to provide for: sufficient
6 numbers of high quality standardbred horses to participate in
7 harness racing meetings in this State, and to establish and
8 preserve the agricultural and commercial benefits of such
9 breeding and racing industries to the State of Illinois. It is
10 the intent of the General Assembly to further this policy by
11 the provisions of this Section of this Act.

12 (b) Each organization licensee conducting a harness racing
13 meeting pursuant to this Act shall provide for at least two
14 races each race program limited to Illinois conceived and
15 foaled horses. A minimum of 6 races shall be conducted each
16 week limited to Illinois conceived and foaled horses. No
17 horses shall be permitted to start in such races unless duly
18 registered under the rules of the Department of Agriculture.

19 (b-5) Organization licensees, not including the Illinois
20 State Fair or the DuQuoin State Fair, shall provide stake
21 races and early closer races for Illinois conceived and foaled
22 horses so that purses distributed for such races shall be no
23 less than 17% of total purses distributed for harness racing
24 in that calendar year in addition to any stakes payments and
25 starting fees contributed by horse owners.

26 (b-10) Each organization licensee conducting a harness

1 racing meeting pursuant to this Act shall provide an owner
2 award to be paid from the purse account equal to 12% of the
3 amount earned by Illinois conceived and foaled horses
4 finishing in the first 3 positions in races that are not
5 restricted to Illinois conceived and foaled horses. The owner
6 awards shall not be paid on races below the \$10,000 claiming
7 class.

8 (c) Conditions of races under subsection (b) shall be
9 commensurate with past performance, quality and class of
10 Illinois conceived and foaled horses available. If, however,
11 sufficient competition cannot be had among horses of that
12 class on any day, the races may, with consent of the Board, be
13 eliminated for that day and substitute races provided.

14 (d) There is hereby created a special fund of the State
15 Treasury to be known as the Illinois Standardbred Breeders
16 Fund. Beginning on June 28, 2019 (the effective date of Public
17 Act 101-31) ~~this amendatory Act of the 101st General Assembly,~~
18 the Illinois Standardbred Breeders Fund shall become a
19 non-appropriated trust fund held separate and apart from State
20 moneys. Expenditures from this Fund shall no longer be subject
21 to appropriation.

22 During the calendar year 1981, and each year thereafter,
23 except as provided in subsection (g) of Section 27 of this Act,
24 eight and one-half per cent of all the monies received by the
25 State as privilege taxes on harness racing meetings shall be
26 paid into the Illinois Standardbred Breeders Fund.

1 (e) Notwithstanding any provision of law to the contrary,
2 amounts deposited into the Illinois Standardbred Breeders Fund
3 from revenues generated by gaming pursuant to an organization
4 gaming license issued under the Illinois Gambling Act after
5 June 28, 2019 (the effective date of Public Act 101-31) ~~this~~
6 ~~amendatory Act of the 101st General Assembly~~ shall be in
7 addition to tax and fee amounts paid under this Section for
8 calendar year 2019 and thereafter. The Illinois Standardbred
9 Breeders Fund shall be administered by the Department of
10 Agriculture with the assistance and advice of the Advisory
11 Board created in subsection (f) of this Section.

12 (f) The Illinois Standardbred Breeders Fund Advisory Board
13 is hereby created. The Advisory Board shall consist of the
14 Director of the Department of Agriculture, who shall serve as
15 Chairman; the Superintendent of the Illinois State Fair; a
16 member of the Illinois Racing Board, designated by it; a
17 representative of the largest association of Illinois
18 standardbred owners and breeders, recommended by it; a
19 representative of a statewide association representing
20 agricultural fairs in Illinois, recommended by it, such
21 representative to be from a fair at which Illinois conceived
22 and foaled racing is conducted; a representative of the
23 organization licensees conducting harness racing meetings,
24 recommended by them; a representative of the Breeder's
25 Committee of the association representing the largest number
26 of standardbred owners, breeders, trainers, caretakers, and

1 drivers, recommended by it; and a representative of the
2 association representing the largest number of standardbred
3 owners, breeders, trainers, caretakers, and drivers,
4 recommended by it. Advisory Board members shall serve for 2
5 years commencing January 1 of each odd numbered year. If
6 representatives of the largest association of Illinois
7 standardbred owners and breeders, a statewide association of
8 agricultural fairs in Illinois, the association representing
9 the largest number of standardbred owners, breeders, trainers,
10 caretakers, and drivers, a member of the Breeder's Committee
11 of the association representing the largest number of
12 standardbred owners, breeders, trainers, caretakers, and
13 drivers, and the organization licensees conducting harness
14 racing meetings have not been recommended by January 1 of each
15 odd numbered year, the Director of the Department of
16 Agriculture shall make an appointment for the organization
17 failing to so recommend a member of the Advisory Board.
18 Advisory Board members shall receive no compensation for their
19 services as members but shall be reimbursed for all actual and
20 necessary expenses and disbursements incurred in the execution
21 of their official duties.

22 (g) Monies expended from the Illinois Standardbred
23 Breeders Fund shall be expended by the Department of
24 Agriculture, with the assistance and advice of the Illinois
25 Standardbred Breeders Fund Advisory Board for the following
26 purposes only:

1 1. To provide purses for races limited to Illinois
2 conceived and foaled horses at the State Fair and the
3 DuQuoin State Fair.

4 2. To provide purses for races limited to Illinois
5 conceived and foaled horses at county fairs.

6 3. To provide purse supplements for races limited to
7 Illinois conceived and foaled horses conducted by
8 associations conducting harness racing meetings.

9 4. No less than 75% of all monies in the Illinois
10 Standardbred Breeders Fund shall be expended for purses in
11 1, 2, and 3 as shown above.

12 5. In the discretion of the Department of Agriculture
13 to provide awards to harness breeders of Illinois
14 conceived and foaled horses which win races conducted by
15 organization licensees conducting harness racing meetings.
16 A breeder is the owner of a mare at the time of conception.
17 No more than 10% of all monies appropriated from the
18 Illinois Standardbred Breeders Fund shall be expended for
19 such harness breeders awards. No more than 25% of the
20 amount expended for harness breeders awards shall be
21 expended for expenses incurred in the administration of
22 such harness breeders awards.

23 6. To pay for the improvement of racing facilities
24 located at the State Fair and County fairs.

25 7. To pay the expenses incurred in the administration
26 of the Illinois Standardbred Breeders Fund.

1 8. To promote the sport of harness racing, including
2 grants up to a maximum of \$7,500 per fair per year for
3 conducting pari-mutuel wagering during the advertised
4 dates of a county fair.

5 9. To pay up to \$50,000 annually for the Department of
6 Agriculture to conduct drug testing at county fairs racing
7 standardbred horses.

8 (h) The Illinois Standardbred Breeders Fund is not subject
9 to administrative charges or chargebacks, including, but not
10 limited to, those authorized under Section 8h of the State
11 Finance Act.

12 (i) A sum equal to 13% of the first prize money of the
13 gross purse won by an Illinois conceived and foaled horse
14 shall be paid 50% by the organization licensee conducting the
15 horse race meeting to the breeder of such winning horse from
16 the organization licensee's account and 50% from the purse
17 account of the licensee. Such payment shall not reduce any
18 award to the owner of the horse or reduce the taxes payable
19 under this Act. Such payment shall be delivered by the
20 organization licensee at the end of each quarter.

21 (j) The Department of Agriculture shall, by rule, with the
22 assistance and advice of the Illinois Standardbred Breeders
23 Fund Advisory Board:

24 1. Qualify stallions for Illinois Standardbred
25 Breeders Fund breeding; ~~such stallion shall be owned by a~~
26 ~~resident of the State of Illinois or by an Illinois~~

1 ~~corporation all of whose shareholders, directors, officers~~
2 ~~and incorporators are residents of the State of Illinois.~~
3 Such stallion shall stand for service at and within the
4 State of Illinois at the time of a foal's conception, and
5 such stallion must not stand for service at any place, ~~nor~~
6 ~~may semen from such stallion be transported,~~ outside the
7 State of Illinois during that calendar year in which the
8 foal is conceived ~~and that the owner of the stallion was~~
9 ~~for the 12 months prior, a resident of Illinois.~~ However,
10 on and after from January 1, 2018, until January 1, 2022,
11 semen from an Illinois stallion may be transported outside
12 the State of Illinois. ~~The articles of agreement of any~~
13 ~~partnership, joint venture, limited partnership,~~
14 ~~syndicate, association or corporation and any bylaws and~~
15 ~~stock certificates must contain a restriction that~~
16 ~~provides that the ownership or transfer of interest by any~~
17 ~~one of the persons a party to the agreement can only be~~
18 ~~made to a person who qualifies as an Illinois resident.~~

19 2. Provide for the registration of Illinois conceived
20 and foaled horses and no such horse shall compete in the
21 races limited to Illinois conceived and foaled horses
22 unless registered with the Department of Agriculture. The
23 Department of Agriculture may prescribe such forms as may
24 be necessary to determine the eligibility of such horses.
25 No person shall knowingly prepare or cause preparation of
26 an application for registration of such foals containing

1 false information. A mare (dam) must be in the State at
2 least 30 days prior to foaling or remain in the State at
3 least 30 days at the time of foaling. However, the
4 requirement that a mare (dam) must be in the State at least
5 30 days before foaling or remain in the State at least 30
6 days at the time of foaling shall not be in effect from
7 January 1, 2018 until January 1, 2022. Beginning with the
8 1996 breeding season and for foals of 1997 and thereafter,
9 a foal conceived by transported semen may be eligible for
10 Illinois conceived and foaled registration provided all
11 breeding and foaling requirements are met. The stallion
12 must be qualified for Illinois Standardbred Breeders Fund
13 breeding at the time of conception. ~~and the mare must be~~
14 ~~inseminated within the State of Illinois.~~ The foal must be
15 dropped in Illinois and properly registered with the
16 Department of Agriculture in accordance with this Act.
17 However, from January 1, 2018 until January 1, 2022, the
18 requirement for a mare to be inseminated within the State
19 of Illinois and the requirement for a foal to be dropped in
20 Illinois are inapplicable.

21 3. Provide that at least a 5-day racing program shall
22 be conducted at the State Fair each year, unless an
23 alternate racing program is requested by the Illinois
24 Standardbred Breeders Fund Advisory Board, which program
25 shall include at least the following races limited to
26 Illinois conceived and foaled horses: (a) a 2-year-old ~~two~~

1 ~~year-old~~ Trot and Pace, and Filly Division of each; (b) a
2 3-year-old ~~three-year-old~~ Trot and Pace, and Filly
3 Division of each; (c) an aged Trot and Pace, and Mare
4 Division of each.

5 4. Provide for the payment of nominating, sustaining
6 and starting fees for races promoting the sport of harness
7 racing and for the races to be conducted at the State Fair
8 as provided in subsection (j) 3 of this Section provided
9 that the nominating, sustaining and starting payment
10 required from an entrant shall not exceed 2% of the purse
11 of such race. All nominating, sustaining and starting
12 payments shall be held for the benefit of entrants and
13 shall be paid out as part of the respective purses for such
14 races. Nominating, sustaining and starting fees shall be
15 held in trust accounts for the purposes as set forth in
16 this Act and in accordance with Section 205-15 of the
17 Department of Agriculture Law.

18 5. Provide for the registration with the Department of
19 Agriculture of Colt Associations or county fairs desiring
20 to sponsor races at county fairs.

21 6. Provide for the promotion of producing standardbred
22 racehorses by providing a bonus award program for owners
23 of 2-year-old horses that win multiple major stakes races
24 that are limited to Illinois conceived and foaled horses.

25 (k) The Department of Agriculture, with the advice and
26 assistance of the Illinois Standardbred Breeders Fund Advisory

1 Board, may allocate monies for purse supplements for such
2 races. In determining whether to allocate money and the
3 amount, the Department of Agriculture shall consider factors,
4 including, but not limited to, the amount of money
5 appropriated for the Illinois Standardbred Breeders Fund
6 program, the number of races that may occur, and an
7 organization licensee's purse structure. The organization
8 licensee shall notify the Department of Agriculture of the
9 conditions and minimum purses for races limited to Illinois
10 conceived and foaled horses to be conducted by each
11 organization licensee conducting a harness racing meeting for
12 which purse supplements have been negotiated.

13 (l) All races held at county fairs and the State Fair which
14 receive funds from the Illinois Standardbred Breeders Fund
15 shall be conducted in accordance with the rules of the United
16 States Trotting Association unless otherwise modified by the
17 Department of Agriculture.

18 (m) At all standardbred race meetings held or conducted
19 under authority of a license granted by the Board, and at all
20 standardbred races held at county fairs which are approved by
21 the Department of Agriculture or at the Illinois or DuQuoin
22 State Fairs, no one shall jog, train, warm up or drive a
23 standardbred horse unless he or she is wearing a protective
24 safety helmet, with the chin strap fastened and in place,
25 which meets the standards and requirements as set forth in the
26 1984 Standard for Protective Headgear for Use in Harness

1 Racing and Other Equestrian Sports published by the Snell
2 Memorial Foundation, or any standards and requirements for
3 headgear the Illinois Racing Board may approve. Any other
4 standards and requirements so approved by the Board shall
5 equal or exceed those published by the Snell Memorial
6 Foundation. Any equestrian helmet bearing the Snell label
7 shall be deemed to have met those standards and requirements.

8 (Source: P.A. 100-777, eff. 8-10-18; 101-31, eff. 6-28-19;
9 101-157, eff. 7-26-19; revised 9-27-19.)

10 Section 20. The Illinois Gambling Act is amended by
11 changing Sections 4, 6, 7, 8, and 13 and by adding Sections
12 7.16 and 8.1 as follows:

13 (230 ILCS 10/4) (from Ch. 120, par. 2404)

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

15 "Board" means the Illinois Gaming Board.

16 "Occupational license" means a license issued by the Board
17 to a person or entity to perform an occupation which the Board
18 has identified as requiring a license to engage in riverboat
19 gambling, casino gambling, or gaming pursuant to an
20 organization gaming license issued under this Act in Illinois.

21 "Gambling game" includes, but is not limited to, baccarat,
22 twenty-one, poker, craps, slot machine, video game of chance,
23 roulette wheel, klondike table, punchboard, faro layout, keno
24 layout, numbers ticket, push card, jar ticket, or pull tab

1 which is authorized by the Board as a wagering device under
2 this Act.

3 "Riverboat" means a self-propelled excursion boat, a
4 permanently moored barge, or permanently moored barges that
5 are permanently fixed together to operate as one vessel, on
6 which lawful gambling is authorized and licensed as provided
7 in this Act.

8 "Slot machine" means any mechanical, electrical, or other
9 device, contrivance, or machine that is authorized by the
10 Board as a wagering device under this Act which, upon
11 insertion of a coin, currency, token, or similar object
12 therein, or upon payment of any consideration whatsoever, is
13 available to play or operate, the play or operation of which
14 may deliver or entitle the person playing or operating the
15 machine to receive cash, premiums, merchandise, tokens, or
16 anything of value whatsoever, whether the payoff is made
17 automatically from the machine or in any other manner
18 whatsoever. A slot machine:

19 (1) may utilize spinning reels or video displays or
20 both;

21 (2) may or may not dispense coins, tickets, or tokens
22 to winning patrons;

23 (3) may use an electronic credit system for receiving
24 wagers and making payouts; and

25 (4) may simulate a table game.

26 "Slot machine" does not include table games authorized by

1 the Board as a wagering device under this Act.

2 "Managers license" means a license issued by the Board to
3 a person or entity to manage gambling operations conducted by
4 the State pursuant to Section 7.3.

5 "Dock" means the location where a riverboat moors for the
6 purpose of embarking passengers for and disembarking
7 passengers from the riverboat.

8 "Gross receipts" means the total amount of money exchanged
9 for the purchase of chips, tokens, or electronic cards by
10 riverboat patrons.

11 "Adjusted gross receipts" means the gross receipts less
12 winnings paid to wagerers.

13 "Cheat" means to alter the selection of criteria which
14 determine the result of a gambling game or the amount or
15 frequency of payment in a gambling game.

16 "Gambling operation" means the conduct of gambling games
17 authorized under this Act upon a riverboat or in a casino or
18 authorized under this Act and the Illinois Horse Racing Act of
19 1975 at an organization gaming facility.

20 "License bid" means the lump sum amount of money that an
21 applicant bids and agrees to pay the State in return for an
22 owners license that is issued or re-issued on or after July 1,
23 2003.

24 "Table game" means a live gaming apparatus upon which
25 gaming is conducted or that determines an outcome that is the
26 object of a wager, including, but not limited to, baccarat,

1 twenty-one, blackjack, poker, craps, roulette wheel, klondike
2 table, punchboard, faro layout, keno layout, numbers ticket,
3 push card, jar ticket, pull tab, or other similar games that
4 are authorized by the Board as a wagering device under this
5 Act. "Table game" does not include slot machines or video
6 games of chance.

7 The terms "minority person", "woman", and "person with a
8 disability" shall have the same meaning as defined in Section
9 2 of the Business Enterprise for Minorities, Women, and
10 Persons with Disabilities Act.

11 "Casino" means a facility at which lawful gambling is
12 authorized as provided in this Act.

13 "Owners license" means a license to conduct riverboat or
14 casino gambling operations, but does not include an
15 organization gaming license.

16 "Licensed owner" means a person who holds an owners
17 license.

18 "Organization gaming facility" means that portion of an
19 organization licensee's racetrack facilities at which gaming
20 authorized under Section 7.7 is conducted.

21 "Organization gaming license" means a license issued by
22 the Illinois Gaming Board under Section 7.7 of this Act
23 authorizing gaming pursuant to that Section at an organization
24 gaming facility.

25 "Organization gaming licensee" means an entity that holds
26 an organization gaming license.

1 "Organization licensee" means an entity authorized by the
2 Illinois Racing Board to conduct pari-mutuel wagering in
3 accordance with the Illinois Horse Racing Act of 1975. With
4 respect only to gaming pursuant to an organization gaming
5 license, "organization licensee" includes the authorization
6 for gaming created under subsection (a) of Section 56 of the
7 Illinois Horse Racing Act of 1975.

8 "Classifications within the craft jurisdiction" means all
9 skilled maintenance employees, including, but not limited to:
10 stationary engineers; building engineers; maintenance
11 engineers; maintenance technicians; maintenance mechanics;
12 heating, ventilation, and air conditioning technicians;
13 heating, ventilation, and air conditioning technician
14 mechanics; operating engineers; operators; domestic water
15 operators; wastewater operators; water treatment technicians;
16 and other related jobs.

17 (Source: P.A. 100-391, eff. 8-25-17; 101-31, eff. 6-28-19.)

18 (230 ILCS 10/6) (from Ch. 120, par. 2406)

19 Sec. 6. Application for owners license.

20 (a) A qualified person may apply to the Board for an owners
21 license to conduct a gambling operation as provided in this
22 Act. The application shall be made on forms provided by the
23 Board and shall contain such information as the Board
24 prescribes, including but not limited to the identity of the
25 riverboat on which such gambling operation is to be conducted,

1 if applicable, and the exact location where such riverboat or
2 casino will be located, a certification that the riverboat
3 will be registered under this Act at all times during which
4 gambling operations are conducted on board, detailed
5 information regarding the ownership and management of the
6 applicant, and detailed personal information regarding the
7 applicant. Any application for an owners license to be
8 re-issued on or after June 1, 2003 shall also include the
9 applicant's license bid in a form prescribed by the Board.
10 Information provided on the application shall be used as a
11 basis for a thorough background investigation which the Board
12 shall conduct with respect to each applicant. An incomplete
13 application shall be cause for denial of a license by the
14 Board.

15 (a-5) In addition to any other information required under
16 this Section, each application for an owners license must
17 include the following information:

18 (1) The history and success of the applicant and each
19 person and entity disclosed under subsection (c) of this
20 Section in developing tourism facilities ancillary to
21 gaming, if applicable.

22 (2) The likelihood that granting a license to the
23 applicant will lead to the creation of quality, living
24 wage jobs and permanent, full-time jobs for residents of
25 the State and residents of the unit of local government
26 that is designated as the home dock of the proposed

1 facility where gambling is to be conducted by the
2 applicant.

3 (3) The projected number of jobs that would be created
4 if the license is granted and the projected number of new
5 employees at the proposed facility where gambling is to be
6 conducted by the applicant.

7 (4) The record, if any, of the applicant and its
8 developer in meeting commitments to local agencies,
9 community-based organizations, and employees at other
10 locations where the applicant or its developer has
11 performed similar functions as they would perform if the
12 applicant were granted a license.

13 (5) Identification of adverse effects that might be
14 caused by the proposed facility where gambling is to be
15 conducted by the applicant, including the costs of meeting
16 increased demand for public health care, child care,
17 public transportation, affordable housing, and social
18 services, and a plan to mitigate those adverse effects.

19 (6) The record, if any, of the applicant and its
20 developer regarding compliance with:

21 (A) federal, state, and local discrimination, wage
22 and hour, disability, and occupational and
23 environmental health and safety laws; and

24 (B) state and local labor relations and employment
25 laws.

26 (7) The applicant's record, if any, in dealing with

1 its employees and their representatives at other
2 locations.

3 (8) A plan concerning the utilization of
4 minority-owned and women-owned businesses and concerning
5 the hiring of minorities and women.

6 (9) Evidence the applicant used its best efforts to
7 reach a goal of 25% ownership representation by minority
8 persons and 5% ownership representation by women.

9 (10) Evidence the applicant entered into or intends to
10 enter into a labor peace agreement that meets the
11 requirements of Section 7.16 with a bona fide labor
12 organization that is actively engaged in representing or
13 attempting to represent employees engaged in construction,
14 gaming industry employees, hospitality industry employees,
15 and all employees in classifications within the craft
16 jurisdiction employed by the owners licensee. For any
17 pending application before the Board on the effective date
18 of this amendatory Act of the 102nd General Assembly, the
19 applicant shall submit evidence complying with this
20 paragraph within 30 days after the effective date of this
21 amendatory Act of the 102nd General Assembly. The Board
22 may not award any pending applications until the applicant
23 has submitted this information.

24 (b) Applicants shall submit with their application all
25 documents, resolutions, and letters of support from the
26 governing body that represents the municipality or county

1 wherein the licensee will be located.

2 (c) Each applicant shall disclose the identity of every
3 person or entity having a greater than 1% direct or indirect
4 pecuniary interest in the gambling operation with respect to
5 which the license is sought. If the disclosed entity is a
6 trust, the application shall disclose the names and addresses
7 of all beneficiaries; if a corporation, the names and
8 addresses of all stockholders and directors; if a partnership,
9 the names and addresses of all partners, both general and
10 limited.

11 (d) An application shall be filed and considered in
12 accordance with the rules of the Board. Each application shall
13 be accompanied by a nonrefundable application fee of \$250,000.
14 In addition, a nonrefundable fee of \$50,000 shall be paid at
15 the time of filing to defray the costs associated with the
16 background investigation conducted by the Board. If the costs
17 of the investigation exceed \$50,000, the applicant shall pay
18 the additional amount to the Board within 7 days after
19 requested by the Board. If the costs of the investigation are
20 less than \$50,000, the applicant shall receive a refund of the
21 remaining amount. All information, records, interviews,
22 reports, statements, memoranda or other data supplied to or
23 used by the Board in the course of its review or investigation
24 of an application for a license or a renewal under this Act
25 shall be privileged, strictly confidential and shall be used
26 only for the purpose of evaluating an applicant for a license

1 or a renewal. Such information, records, interviews, reports,
2 statements, memoranda or other data shall not be admissible as
3 evidence, nor discoverable in any action of any kind in any
4 court or before any tribunal, board, agency or person, except
5 for any action deemed necessary by the Board. The application
6 fee shall be deposited into the State Gaming Fund.

7 (e) The Board shall charge each applicant a fee set by the
8 Department of State Police to defray the costs associated with
9 the search and classification of fingerprints obtained by the
10 Board with respect to the applicant's application. These fees
11 shall be paid into the State Police Services Fund. In order to
12 expedite the application process, the Board may establish
13 rules allowing applicants to acquire criminal background
14 checks and financial integrity reviews as part of the initial
15 application process from a list of vendors approved by the
16 Board.

17 (f) The licensed owner shall be the person primarily
18 responsible for the boat or casino itself. Only one gambling
19 operation may be authorized by the Board on any riverboat or in
20 any casino. The applicant must identify the riverboat or
21 premises it intends to use and certify that the riverboat or
22 premises: (1) has the authorized capacity required in this
23 Act; (2) is accessible to persons with disabilities; and (3)
24 is fully registered and licensed in accordance with any
25 applicable laws.

26 (g) A person who knowingly makes a false statement on an

1 application is guilty of a Class A misdemeanor.

2 (Source: P.A. 101-31, eff. 6-28-19.)

3 (230 ILCS 10/7) (from Ch. 120, par. 2407)

4 Sec. 7. Owners licenses.

5 (a) The Board shall issue owners licenses to persons or
6 entities that apply for such licenses upon payment to the
7 Board of the non-refundable license fee as provided in
8 subsection (e) or (e-5) and upon a determination by the Board
9 that the applicant is eligible for an owners license pursuant
10 to this Act and the rules of the Board. From December 15, 2008
11 (the effective date of Public Act 95-1008) ~~this amendatory Act~~
12 ~~of the 95th General Assembly~~ until (i) 3 years after December
13 15, 2008 (the effective date of Public Act 95-1008) ~~this~~
14 ~~amendatory Act of the 95th General Assembly~~, (ii) the date any
15 organization licensee begins to operate a slot machine or
16 video game of chance under the Illinois Horse Racing Act of
17 1975 or this Act, (iii) the date that payments begin under
18 subsection (c-5) of Section 13 of this Act, (iv) the wagering
19 tax imposed under Section 13 of this Act is increased by law to
20 reflect a tax rate that is at least as stringent or more
21 stringent than the tax rate contained in subsection (a-3) of
22 Section 13, or (v) when an owners licensee holding a license
23 issued pursuant to Section 7.1 of this Act begins conducting
24 gaming, whichever occurs first, as a condition of licensure
25 and as an alternative source of payment for those funds

1 payable under subsection (c-5) of Section 13 of this Act, any
2 owners licensee that holds or receives its owners license on
3 or after May 26, 2006 (the effective date of Public Act 94-804)
4 ~~this amendatory Act of the 94th General Assembly~~, other than
5 an owners licensee operating a riverboat with adjusted gross
6 receipts in calendar year 2004 of less than \$200,000,000, must
7 pay into the Horse Racing Equity Trust Fund, in addition to any
8 other payments required under this Act, an amount equal to 3%
9 of the adjusted gross receipts received by the owners
10 licensee. The payments required under this Section shall be
11 made by the owners licensee to the State Treasurer no later
12 than 3:00 o'clock p.m. of the day after the day when the
13 adjusted gross receipts were received by the owners licensee.
14 A person or entity is ineligible to receive an owners license
15 if:

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

19 (2) the person has been convicted of any violation of
20 Article 28 of the Criminal Code of 1961 or the Criminal
21 Code of 2012, or substantially similar laws of any other
22 jurisdiction;

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

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

26 (5) a person defined in (1), (2), (3), or (4) is an

1 officer, director, or managerial employee of the entity;

2 (6) the entity employs a person defined in (1), (2),
3 (3), or (4) who participates in the management or
4 operation of gambling operations authorized under this
5 Act;

6 (7) (blank); or

7 (8) a license of the person or entity issued under
8 this Act, or a license to own or operate gambling
9 facilities in any other jurisdiction, has been revoked.

10 The Board is expressly prohibited from making changes to
11 the requirement that licensees make payment into the Horse
12 Racing Equity Trust Fund without the express authority of the
13 Illinois General Assembly and making any other rule to
14 implement or interpret Public Act 95-1008 ~~this amendatory Act~~
15 ~~of the 95th General Assembly~~. For the purposes of this
16 paragraph, "rules" is given the meaning given to that term in
17 Section 1-70 of the Illinois Administrative Procedure Act.

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

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

23 (A) controls, directly or indirectly, such
24 applicant; ~~or~~

25 (B) is controlled, directly or indirectly, by such
26 applicant or by a person which controls, directly or

1 indirectly, such applicant;

2 (2) the facilities or proposed facilities for the
3 conduct of gambling;

4 (3) the highest prospective total revenue to be
5 derived by the State from the conduct of gambling;

6 (4) the extent to which the ownership of the applicant
7 reflects the diversity of the State by including minority
8 persons, women, and persons with a disability and the good
9 faith affirmative action plan of each applicant to
10 recruit, train and upgrade minority persons, women, and
11 persons with a disability in all employment
12 classifications; the Board shall further consider granting
13 an owners license and giving preference to an applicant
14 under this Section to applicants in which minority persons
15 and women hold ownership interest of at least 16% and 4%,
16 respectively;

17 (4.5) the extent to which the ownership of the
18 applicant includes veterans of service in the armed forces
19 of the United States, and the good faith affirmative
20 action plan of each applicant to recruit, train, and
21 upgrade veterans of service in the armed forces of the
22 United States in all employment classifications;

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

25 (6) whether the applicant has adequate capitalization
26 to provide and maintain, for the duration of a license, a

1 riverboat or casino;

2 (7) the extent to which the applicant exceeds or meets
3 other standards for the issuance of an owners license
4 which the Board may adopt by rule;

5 (8) the amount of the applicant's license bid;

6 (9) the extent to which the applicant or the proposed
7 host municipality plans to enter into revenue sharing
8 agreements with communities other than the host
9 municipality; ~~and~~

10 (10) the extent to which the ownership of an applicant
11 includes the most qualified number of minority persons,
12 women, and persons with a disability; ~~and~~.

13 (11) whether the applicant, after the effective date
14 of this amendatory Act of the 102nd General Assembly, has
15 entered into or intends to enter into a labor peace
16 agreement that meets the requirements of Section 7.16 with
17 a bona fide labor organization that is actively engaged in
18 representing or attempting to represent employees engaged
19 in construction, gaming industry employees, hospitality
20 industry employees, and all employees in classifications
21 within the craft jurisdiction employed by the owners
22 licensee.

23 (c) Each owners license shall specify the place where the
24 casino shall operate or the riverboat shall operate and dock.

25 (d) Each applicant shall submit with his or her
26 application, on forms provided by the Board, 2 sets of his or

1 her fingerprints.

2 (e) In addition to any licenses authorized under
3 subsection (e-5) of this Section, the Board may issue up to 10
4 licenses authorizing the holders of such licenses to own
5 riverboats. In the application for an owners license, the
6 applicant shall state the dock at which the riverboat is based
7 and the water on which the riverboat will be located. The Board
8 shall issue 5 licenses to become effective not earlier than
9 January 1, 1991. Three of such licenses shall authorize
10 riverboat gambling on the Mississippi River, or, with approval
11 by the municipality in which the riverboat was docked on
12 August 7, 2003 and with Board approval, be authorized to
13 relocate to a new location, in a municipality that (1) borders
14 on the Mississippi River or is within 5 miles of the city
15 limits of a municipality that borders on the Mississippi River
16 and (2) on August 7, 2003, had a riverboat conducting
17 riverboat gambling operations pursuant to a license issued
18 under this Act; one of which shall authorize riverboat
19 gambling from a home dock in the city of East St. Louis; and
20 one of which shall authorize riverboat gambling from a home
21 dock in the City of Alton. One other license shall authorize
22 riverboat gambling on the Illinois River in the City of East
23 Peoria or, with Board approval, shall authorize land-based
24 gambling operations anywhere within the corporate limits of
25 the City of Peoria. The Board shall issue one additional
26 license to become effective not earlier than March 1, 1992,

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

9 In granting all licenses, the Board may give favorable
10 consideration to economically depressed areas of the State, to
11 applicants presenting plans which provide for significant
12 economic development over a large geographic area, and to
13 applicants who currently operate non-gambling riverboats in
14 Illinois. The Board shall review all applications for owners
15 licenses, and shall inform each applicant of the Board's
16 decision. The Board may grant an owners license to an
17 applicant that has not submitted the highest license bid, but
18 if it does not select the highest bidder, the Board shall issue
19 a written decision explaining why another applicant was
20 selected and identifying the factors set forth in this Section
21 that favored the winning bidder. The fee for issuance or
22 renewal of a license pursuant to this subsection (e) shall be
23 \$250,000.

24 (e-5) In addition to licenses authorized under subsection
25 (e) of this Section:

26 (1) the Board may issue one owners license authorizing

1 the conduct of casino gambling in the City of Chicago;

2 (2) the Board may issue one owners license authorizing
3 the conduct of riverboat gambling in the City of Danville;

4 (3) the Board may issue one owners license authorizing
5 the conduct of riverboat gambling in the City of Waukegan;

6 (4) the Board may issue one owners license authorizing
7 the conduct of riverboat gambling in the City of Rockford;

8 (5) the Board may issue one owners license authorizing
9 the conduct of riverboat gambling in a municipality that
10 is wholly or partially located in one of the following
11 townships of Cook County: Bloom, Bremen, Calumet, Rich,
12 Thornton, or Worth Township; and

13 (6) the Board may issue one owners license authorizing
14 the conduct of riverboat gambling in the unincorporated
15 area of Williamson County adjacent to the Big Muddy River.

16 Except for the license authorized under paragraph (1),
17 each application for a license pursuant to this subsection
18 (e-5) shall be submitted to the Board no later than 120 days
19 after June 28, 2019 (the effective date of Public Act 101-31).
20 All applications for a license under this subsection (e-5)
21 shall include the nonrefundable application fee and the
22 nonrefundable background investigation fee as provided in
23 subsection (d) of Section 6 of this Act. In the event that an
24 applicant submits an application for a license pursuant to
25 this subsection (e-5) prior to June 28, 2019 (the effective
26 date of Public Act 101-31), such applicant shall submit the

1 nonrefundable application fee and background investigation fee
2 as provided in subsection (d) of Section 6 of this Act no later
3 than 6 months after June 28, 2019 (the effective date of Public
4 Act 101-31).

5 The Board shall consider issuing a license pursuant to
6 paragraphs (1) through (6) of this subsection only after the
7 corporate authority of the municipality or the county board of
8 the county in which the riverboat or casino shall be located
9 has certified to the Board the following:

10 (i) that the applicant has negotiated with the
11 corporate authority or county board in good faith;

12 (ii) that the applicant and the corporate authority or
13 county board have mutually agreed on the permanent
14 location of the riverboat or casino;

15 (iii) that the applicant and the corporate authority
16 or county board have mutually agreed on the temporary
17 location of the riverboat or casino;

18 (iv) that the applicant and the corporate authority or
19 the county board have mutually agreed on the percentage of
20 revenues that will be shared with the municipality or
21 county, if any;

22 (v) that the applicant and the corporate authority or
23 county board have mutually agreed on any zoning,
24 licensing, public health, or other issues that are within
25 the jurisdiction of the municipality or county;

26 (vi) that the corporate authority or county board has

1 passed a resolution or ordinance in support of the
2 riverboat or casino in the municipality or county;

3 (vii) the applicant for a license under paragraph (1)
4 has made a public presentation concerning its casino
5 proposal; and

6 (viii) the applicant for a license under paragraph (1)
7 has prepared a summary of its casino proposal and such
8 summary has been posted on a public website of the
9 municipality or the county.

10 At least 7 days before the corporate authority of a
11 municipality or county board of the county submits a
12 certification to the Board concerning items (i) through (viii)
13 of this subsection, it shall hold a public hearing to discuss
14 items (i) through (viii), as well as any other details
15 concerning the proposed riverboat or casino in the
16 municipality or county. The corporate authority or county
17 board must subsequently memorialize the details concerning the
18 proposed riverboat or casino in a resolution that must be
19 adopted by a majority of the corporate authority or county
20 board before any certification is sent to the Board. The Board
21 shall not alter, amend, change, or otherwise interfere with
22 any agreement between the applicant and the corporate
23 authority of the municipality or county board of the county
24 regarding the location of any temporary or permanent facility.

25 In addition, within 10 days after June 28, 2019 (the
26 effective date of Public Act 101-31), the Board, with consent

1 and at the expense of the City of Chicago, shall select and
2 retain the services of a nationally recognized casino gaming
3 feasibility consultant. Within 45 days after June 28, 2019
4 (the effective date of Public Act 101-31), the consultant
5 shall prepare and deliver to the Board a study concerning the
6 feasibility of, and the ability to finance, a casino in the
7 City of Chicago. The feasibility study shall be delivered to
8 the Mayor of the City of Chicago, the Governor, the President
9 of the Senate, and the Speaker of the House of
10 Representatives. Ninety days after receipt of the feasibility
11 study, the Board shall make a determination, based on the
12 results of the feasibility study, whether to recommend to the
13 General Assembly that the terms of the license under paragraph
14 (1) of this subsection (e-5) should be modified. The Board may
15 begin accepting applications for the owners license under
16 paragraph (1) of this subsection (e-5) upon the determination
17 to issue such an owners license.

18 In addition, prior to the Board issuing the owners license
19 authorized under paragraph (4) of subsection (e-5), an impact
20 study shall be completed to determine what location in the
21 city will provide the greater impact to the region, including
22 the creation of jobs and the generation of tax revenue.

23 (e-10) The licenses authorized under subsection (e-5) of
24 this Section shall be issued within 12 months after the date
25 the license application is submitted. If the Board does not
26 issue the licenses within that time period, then the Board

1 shall give a written explanation to the applicant as to why it
2 has not reached a determination and when it reasonably expects
3 to make a determination. The fee for the issuance or renewal of
4 a license issued pursuant to this subsection (e-10) shall be
5 \$250,000. Additionally, a licensee located outside of Cook
6 County shall pay a minimum initial fee of \$17,500 per gaming
7 position, and a licensee located in Cook County shall pay a
8 minimum initial fee of \$30,000 per gaming position. The
9 initial fees payable under this subsection (e-10) shall be
10 deposited into the Rebuild Illinois Projects Fund. If at any
11 point after June 1, 2020 there are no pending applications for
12 a license under subsection (e-5) and not all licenses
13 authorized under subsection (e-5) have been issued, then the
14 Board shall reopen the license application process for those
15 licenses authorized under subsection (e-5) that have not been
16 issued. The Board shall follow the licensing process provided
17 in subsection (e-5) with all time frames tied to the last date
18 of a final order issued by the Board under subsection (e-5)
19 rather than the effective date of the amendatory Act.

20 (e-15) Each licensee of a license authorized under
21 subsection (e-5) of this Section shall make a reconciliation
22 payment 3 years after the date the licensee begins operating
23 in an amount equal to 75% of the adjusted gross receipts for
24 the most lucrative 12-month period of operations, minus an
25 amount equal to the initial payment per gaming position paid
26 by the specific licensee. Each licensee shall pay a

1 \$15,000,000 reconciliation fee upon issuance of an owners
2 license. If this calculation results in a negative amount,
3 then the licensee is not entitled to any reimbursement of fees
4 previously paid. This reconciliation payment may be made in
5 installments over a period of no more than 6 years.

6 All payments by licensees under this subsection (e-15)
7 shall be deposited into the Rebuild Illinois Projects Fund.

8 (e-20) In addition to any other revocation powers granted
9 to the Board under this Act, the Board may revoke the owners
10 license of a licensee which fails to begin conducting gambling
11 within 15 months of receipt of the Board's approval of the
12 application if the Board determines that license revocation is
13 in the best interests of the State.

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

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

1 unless the Board sets a shorter period.

2 (h) An owners license, except for an owners license issued
3 under subsection (e-5) of this Section, shall entitle the
4 licensee to own up to 2 riverboats.

5 An owners licensee of a casino or riverboat that is
6 located in the City of Chicago pursuant to paragraph (1) of
7 subsection (e-5) of this Section shall limit the number of
8 gaming positions to 4,000 for such owner. An owners licensee
9 authorized under subsection (e) or paragraph (2), (3), (4), or
10 (5) of subsection (e-5) of this Section shall limit the number
11 of gaming positions to 2,000 for any such owners license. An
12 owners licensee authorized under paragraph (6) of subsection
13 (e-5) of this Section shall limit the number of gaming
14 positions to 1,200 for such owner. The initial fee for each
15 gaming position obtained on or after June 28, 2019 (the
16 effective date of Public Act 101-31) shall be a minimum of
17 \$17,500 for licensees not located in Cook County and a minimum
18 of \$30,000 for licensees located in Cook County, in addition
19 to the reconciliation payment, as set forth in subsection
20 (e-15) of this Section. The fees under this subsection (h)
21 shall be deposited into the Rebuild Illinois Projects Fund.
22 The fees under this subsection (h) that are paid by an owners
23 licensee authorized under subsection (e) shall be paid by July
24 1, 2021.

25 Each owners licensee under subsection (e) of this Section
26 shall reserve its gaming positions within 30 days after June

1 28, 2019 (the effective date of Public Act 101-31). The Board
2 may grant an extension to this 30-day period, provided that
3 the owners licensee submits a written request and explanation
4 as to why it is unable to reserve its positions within the
5 30-day period.

6 Each owners licensee under subsection (e-5) of this
7 Section shall reserve its gaming positions within 30 days
8 after issuance of its owners license. The Board may grant an
9 extension to this 30-day period, provided that the owners
10 licensee submits a written request and explanation as to why
11 it is unable to reserve its positions within the 30-day
12 period.

13 A licensee may operate both of its riverboats
14 concurrently, provided that the total number of gaming
15 positions on both riverboats does not exceed the limit
16 established pursuant to this subsection. Riverboats licensed
17 to operate on the Mississippi River and the Illinois River
18 south of Marshall County shall have an authorized capacity of
19 at least 500 persons. Any other riverboat licensed under this
20 Act shall have an authorized capacity of at least 400 persons.

21 (h-5) An owners licensee who conducted gambling operations
22 prior to January 1, 2012 and obtains positions pursuant to
23 Public Act 101-31 shall make a reconciliation payment 3 years
24 after any additional gaming positions begin operating in an
25 amount equal to 75% of the owners licensee's average gross
26 receipts for the most lucrative 12-month period of operations

1 minus an amount equal to the initial fee that the owners
2 licensee paid per additional gaming position. For purposes of
3 this subsection (h-5), "average gross receipts" means (i) the
4 increase in adjusted gross receipts for the most lucrative
5 12-month period of operations over the adjusted gross receipts
6 for 2019, multiplied by (ii) the percentage derived by
7 dividing the number of additional gaming positions that an
8 owners licensee had obtained by the total number of gaming
9 positions operated by the owners licensee. If this calculation
10 results in a negative amount, then the owners licensee is not
11 entitled to any reimbursement of fees previously paid. This
12 reconciliation payment may be made in installments over a
13 period of no more than 6 years. These reconciliation payments
14 shall be deposited into the Rebuild Illinois Projects Fund.

15 (i) A licensed owner is authorized to apply to the Board
16 for and, if approved therefor, to receive all licenses from
17 the Board necessary for the operation of a riverboat or
18 casino, including a liquor license, a license to prepare and
19 serve food for human consumption, and other necessary
20 licenses. All use, occupation, and excise taxes which apply to
21 the sale of food and beverages in this State and all taxes
22 imposed on the sale or use of tangible personal property apply
23 to such sales aboard the riverboat or in the casino.

24 (j) The Board may issue or re-issue a license authorizing
25 a riverboat to dock in a municipality or approve a relocation
26 under Section 11.2 only if, prior to the issuance or

1 re-issuance of the license or approval, the governing body of
2 the municipality in which the riverboat will dock has by a
3 majority vote approved the docking of riverboats in the
4 municipality. The Board may issue or re-issue a license
5 authorizing a riverboat to dock in areas of a county outside
6 any municipality or approve a relocation under Section 11.2
7 only if, prior to the issuance or re-issuance of the license or
8 approval, the governing body of the county has by a majority
9 vote approved of the docking of riverboats within such areas.

10 (k) An owners licensee may conduct land-based gambling
11 operations upon approval by the Board and payment of a fee of
12 \$250,000, which shall be deposited into the State Gaming Fund.

13 (l) An owners licensee may conduct gaming at a temporary
14 facility pending the construction of a permanent facility or
15 the remodeling or relocation of an existing facility to
16 accommodate gaming participants for up to 24 months after the
17 temporary facility begins to conduct gaming. Upon request by
18 an owners licensee and upon a showing of good cause by the
19 owners licensee, the Board shall extend the period during
20 which the licensee may conduct gaming at a temporary facility
21 by up to 12 months. The Board shall make rules concerning the
22 conduct of gaming from temporary facilities.

23 (Source: P.A. 100-391, eff. 8-25-17; 100-1152, eff. 12-14-18;
24 101-31, eff. 6-28-19; 101-648, eff. 6-30-20; revised 8-19-20.)

1 Sec. 7.16. Labor peace agreements.

2 (a) As used in this Act, "labor peace agreement" means an
3 agreement between a licensee and any bona fide labor
4 organization recognized under the National Labor Relations
5 Act, referred to in this Act as a bona fide labor organization,
6 that, at a minimum, protects the State's proprietary interests
7 by prohibiting labor organizations and members from engaging
8 in picketing, work stoppages, boycotts, and any other economic
9 interference with the applicant's business.

10 (b) The labor peace agreement shall provide that the
11 applicant has agreed not to disrupt efforts by the bona fide
12 labor organization to communicate with, and attempt to
13 organize and represent, the applicant's employees. The labor
14 peace agreement shall provide a bona fide labor organization
15 access at reasonable times to areas in which the applicant's
16 employees work, for the purpose of meeting with employees to
17 discuss their rights to representation, employment rights
18 under State law, and terms and conditions of employment. The
19 labor peace agreement may not mandate a particular method of
20 election or certification of the bona fide labor organization.

21 (230 ILCS 10/8) (from Ch. 120, par. 2408)

22 Sec. 8. Suppliers licenses.

23 (a) The Board may issue a suppliers license to such
24 persons, firms or corporations which apply therefor upon the
25 payment of a non-refundable application fee set by the Board,

1 upon a determination by the Board that the applicant is
2 eligible for a suppliers license and upon payment of a \$5,000
3 annual license fee. At the time of application for a supplier
4 license under this Act, a person that holds a license as a
5 manufacturer, distributor, or supplier under the Video Gaming
6 Act or a supplier license under the Sports Wagering Act shall
7 be entitled to licensure under this Act as a supplier without
8 additional Board investigation or approval, except by vote of
9 the Board; however, the applicant shall pay all fees required
10 for a suppliers license under this Act.

11 (a-5) Except as provided by Section 8.1, the initial
12 suppliers license shall be issued for 4 years. Thereafter, the
13 license may be renewed for additional 4-year periods unless
14 sooner canceled or terminated.

15 (b) The holder of a suppliers license is authorized to
16 sell or lease, and to contract to sell or lease, gambling
17 equipment and supplies to any licensee involved in the
18 ownership or management of gambling operations.

19 (c) Gambling supplies and equipment may not be distributed
20 unless supplies and equipment conform to standards adopted by
21 rules of the Board.

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

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

1 (2) the person has been convicted of any violation of
2 Article 28 of the Criminal Code of 1961 or the Criminal
3 Code of 2012, or substantially similar laws of any other
4 jurisdiction;

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

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

8 (5) the entity is one in which a person defined in (1),
9 (2), (3) or (4), is an officer, director or managerial
10 employee;

11 (6) the firm or corporation employs a person who
12 participates in the management or operation of gambling
13 authorized under this Act;

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

18 (e) Any person that supplies any equipment, devices, or
19 supplies to a licensed gambling operation must first obtain a
20 suppliers license. A supplier shall furnish to the Board a
21 list of all equipment, devices and supplies offered for sale
22 or lease in connection with gambling games authorized under
23 this Act. A supplier shall keep books and records for the
24 furnishing of equipment, devices and supplies to gambling
25 operations separate and distinct from any other business that
26 the supplier might operate. A supplier shall file a quarterly

1 return with the Board listing all sales and leases. A supplier
2 shall permanently affix its name or a distinctive logo or
3 other mark or design element identifying the manufacturer or
4 supplier to all its equipment, devices, and supplies, except
5 gaming chips without a value impressed, engraved, or imprinted
6 on it, for gambling operations. The Board may waive this
7 requirement for any specific product or products if it
8 determines that the requirement is not necessary to protect
9 the integrity of the game. Items purchased from a licensed
10 supplier may continue to be used even though the supplier
11 subsequently changes its name, distinctive logo, or other mark
12 or design element; undergoes a change in ownership; or ceases
13 to be licensed as a supplier for any reason. Any supplier's
14 equipment, devices or supplies which are used by any person in
15 an unauthorized gambling operation shall be forfeited to the
16 State. A holder of an owners license or an organization gaming
17 license may own its own equipment, devices and supplies. Each
18 holder of an owners license or an organization gaming license
19 under the Act shall file an annual report listing its
20 inventories of gambling equipment, devices and supplies.

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

23 (g) Any gambling equipment, devices and supplies provided
24 by any licensed supplier may either be repaired on the
25 riverboat, in the casino, or at the organization gaming
26 facility or removed from the riverboat, casino, or

1 organization gaming facility to a facility owned by the holder
2 of an owners license, organization gaming license, or
3 suppliers license for repair.

4 (Source: P.A. 101-31, eff. 6-28-19.)

5 (230 ILCS 10/8.1 new)

6 Sec. 8.1. Harmonization of supplier category licenses.

7 (a) As used in this Section, "supplier category license"
8 means a suppliers license issued under this Act, a supplier
9 license issued under the Sports Wagering Act, or a
10 manufacturer, distributor, or supplier license issued under
11 the Video Gaming Act.

12 (b) If a holder of any supplier category license is
13 granted an additional supplier category license, the initial
14 period of the new supplier category license shall expire at
15 the earliest expiration date of any other supplier category
16 license held by the licensee. If a licensee holds multiple
17 supplier category licenses on the effective date of this
18 amendatory Act of the 102nd General Assembly, all supplier
19 category licenses shall expire at the earliest expiration date
20 of any of the supplier category licenses held by the licensee.

21 (230 ILCS 10/13) (from Ch. 120, par. 2413)

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

23 (a) Until January 1, 1998, a tax is imposed on the adjusted
24 gross receipts received from gambling games authorized under

1 this Act at the rate of 20%.

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

8 15% of annual adjusted gross receipts up to and
9 including \$25,000,000;

10 20% of annual adjusted gross receipts in excess of
11 \$25,000,000 but not exceeding \$50,000,000;

12 25% of annual adjusted gross receipts in excess of
13 \$50,000,000 but not exceeding \$75,000,000;

14 30% of annual adjusted gross receipts in excess of
15 \$75,000,000 but not exceeding \$100,000,000;

16 35% of annual adjusted gross receipts in excess of
17 \$100,000,000.

18 (a-2) From July 1, 2002 until July 1, 2003, a privilege tax
19 is imposed on persons engaged in the business of conducting
20 riverboat gambling operations, other than licensed managers
21 conducting riverboat gambling operations on behalf of the
22 State, based on the adjusted gross receipts received by a
23 licensed owner from gambling games authorized under this Act
24 at the following rates:

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

1 22.5% of annual adjusted gross receipts in excess of
2 \$25,000,000 but not exceeding \$50,000,000;

3 27.5% of annual adjusted gross receipts in excess of
4 \$50,000,000 but not exceeding \$75,000,000;

5 32.5% of annual adjusted gross receipts in excess of
6 \$75,000,000 but not exceeding \$100,000,000;

7 37.5% of annual adjusted gross receipts in excess of
8 \$100,000,000 but not exceeding \$150,000,000;

9 45% of annual adjusted gross receipts in excess of
10 \$150,000,000 but not exceeding \$200,000,000;

11 50% of annual adjusted gross receipts in excess of
12 \$200,000,000.

13 (a-3) Beginning July 1, 2003, a privilege tax is imposed
14 on persons engaged in the business of conducting riverboat
15 gambling operations, other than licensed managers conducting
16 riverboat gambling operations on behalf of the State, based on
17 the adjusted gross receipts received by a licensed owner from
18 gambling games authorized under this Act at the following
19 rates:

20 15% of annual adjusted gross receipts up to and
21 including \$25,000,000;

22 27.5% of annual adjusted gross receipts in excess of
23 \$25,000,000 but not exceeding \$37,500,000;

24 32.5% of annual adjusted gross receipts in excess of
25 \$37,500,000 but not exceeding \$50,000,000;

26 37.5% of annual adjusted gross receipts in excess of

1 \$50,000,000 but not exceeding \$75,000,000;

2 45% of annual adjusted gross receipts in excess of
3 \$75,000,000 but not exceeding \$100,000,000;

4 50% of annual adjusted gross receipts in excess of
5 \$100,000,000 but not exceeding \$250,000,000;

6 70% of annual adjusted gross receipts in excess of
7 \$250,000,000.

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

13 The privilege tax imposed under this subsection (a-3)
14 shall no longer be imposed beginning on the earlier of (i) July
15 1, 2005; (ii) the first date after June 20, 2003 that riverboat
16 gambling operations are conducted pursuant to a dormant
17 license; or (iii) the first day that riverboat gambling
18 operations are conducted under the authority of an owners
19 license that is in addition to the 10 owners licenses
20 initially authorized under this Act. For the purposes of this
21 subsection (a-3), the term "dormant license" means an owners
22 license that is authorized by this Act under which no
23 riverboat gambling operations are being conducted on June 20,
24 2003.

25 (a-4) Beginning on the first day on which the tax imposed
26 under subsection (a-3) is no longer imposed and ending upon

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

8 15% of annual adjusted gross receipts up to and
9 including \$25,000,000;

10 22.5% of annual adjusted gross receipts in excess of
11 \$25,000,000 but not exceeding \$50,000,000;

12 27.5% of annual adjusted gross receipts in excess of
13 \$50,000,000 but not exceeding \$75,000,000;

14 32.5% of annual adjusted gross receipts in excess of
15 \$75,000,000 but not exceeding \$100,000,000;

16 37.5% of annual adjusted gross receipts in excess of
17 \$100,000,000 but not exceeding \$150,000,000;

18 45% of annual adjusted gross receipts in excess of
19 \$150,000,000 but not exceeding \$200,000,000;

20 50% of annual adjusted gross receipts in excess of
21 \$200,000,000.

22 For the imposition of the privilege tax in this subsection
23 (a-4), amounts paid pursuant to item (1) of subsection (b) of
24 Section 56 of the Illinois Horse Racing Act of 1975 shall not
25 be included in the determination of adjusted gross receipts.

26 (a-5) (1) Beginning on July 1, 2020, a privilege tax is

1 imposed on persons engaged in the business of conducting
2 gambling operations, other than the owners licensee under
3 paragraph (1) of subsection (e-5) of Section 7 and licensed
4 managers conducting riverboat gambling operations on behalf of
5 the State, based on the adjusted gross receipts received by
6 such licensee from the gambling games authorized under this
7 Act. The privilege tax for all gambling games other than table
8 games, including, but not limited to, slot machines, video
9 game of chance gambling, and electronic gambling games shall
10 be at the following rates:

11 15% of annual adjusted gross receipts up to and
12 including \$25,000,000;

13 22.5% of annual adjusted gross receipts in excess of
14 \$25,000,000 but not exceeding \$50,000,000;

15 27.5% of annual adjusted gross receipts in excess of
16 \$50,000,000 but not exceeding \$75,000,000;

17 32.5% of annual adjusted gross receipts in excess of
18 \$75,000,000 but not exceeding \$100,000,000;

19 37.5% of annual adjusted gross receipts in excess of
20 \$100,000,000 but not exceeding \$150,000,000;

21 45% of annual adjusted gross receipts in excess of
22 \$150,000,000 but not exceeding \$200,000,000;

23 50% of annual adjusted gross receipts in excess of
24 \$200,000,000.

25 The privilege tax for table games shall be at the
26 following rates:

1 15% of annual adjusted gross receipts up to and
2 including \$25,000,000;

3 20% of annual adjusted gross receipts in excess of
4 \$25,000,000.

5 For the imposition of the privilege tax in this subsection
6 (a-5), amounts paid pursuant to item (1) of subsection (b) of
7 Section 56 of the Illinois Horse Racing Act of 1975 shall not
8 be included in the determination of adjusted gross receipts.

9 (2) Beginning on the first day that an owners licensee
10 under paragraph (1) of subsection (e-5) of Section 7 conducts
11 gambling operations, either in a temporary facility or a
12 permanent facility, a privilege tax is imposed on persons
13 engaged in the business of conducting gambling operations
14 under paragraph (1) of subsection (e-5) of Section 7, other
15 than licensed managers conducting riverboat gambling
16 operations on behalf of the State, based on the adjusted gross
17 receipts received by such licensee from the gambling games
18 authorized under this Act. The privilege tax for all gambling
19 games other than table games, including, but not limited to,
20 slot machines, video game of chance gambling, and electronic
21 gambling games shall be at the following rates:

22 12% of annual adjusted gross receipts up to and
23 including \$25,000,000 to the State and 10.5% of annual
24 adjusted gross receipts up to and including \$25,000,000 to
25 the City of Chicago;

26 16% of annual adjusted gross receipts in excess of

1 \$25,000,000 but not exceeding \$50,000,000 to the State and
2 14% of annual adjusted gross receipts in excess of
3 \$25,000,000 but not exceeding \$50,000,000 to the City of
4 Chicago;

5 20.1% of annual adjusted gross receipts in excess of
6 \$50,000,000 but not exceeding \$75,000,000 to the State and
7 17.4% of annual adjusted gross receipts in excess of
8 \$50,000,000 but not exceeding \$75,000,000 to the City of
9 Chicago;

10 21.4% of annual adjusted gross receipts in excess of
11 \$75,000,000 but not exceeding \$100,000,000 to the State
12 and 18.6% of annual adjusted gross receipts in excess of
13 \$75,000,000 but not exceeding \$100,000,000 to the City of
14 Chicago;

15 22.7% of annual adjusted gross receipts in excess of
16 \$100,000,000 but not exceeding \$150,000,000 to the State
17 and 19.8% of annual adjusted gross receipts in excess of
18 \$100,000,000 but not exceeding \$150,000,000 to the City of
19 Chicago;

20 24.1% of annual adjusted gross receipts in excess of
21 \$150,000,000 but not exceeding \$225,000,000 to the State
22 and 20.9% of annual adjusted gross receipts in excess of
23 \$150,000,000 but not exceeding \$225,000,000 to the City of
24 Chicago;

25 26.8% of annual adjusted gross receipts in excess of
26 \$225,000,000 but not exceeding \$1,000,000,000 to the State

1 and 23.2% of annual adjusted gross receipts in excess of
2 \$225,000,000 but not exceeding \$1,000,000,000 to the City
3 of Chicago;

4 40% of annual adjusted gross receipts in excess of
5 \$1,000,000,000 to the State and 34.7% of annual gross
6 receipts in excess of \$1,000,000,000 to the City of
7 Chicago.

8 The privilege tax for table games shall be at the
9 following rates:

10 8.1% of annual adjusted gross receipts up to and
11 including \$25,000,000 to the State and 6.9% of annual
12 adjusted gross receipts up to and including \$25,000,000 to
13 the City of Chicago;

14 10.7% of annual adjusted gross receipts in excess of
15 \$25,000,000 but not exceeding \$75,000,000 to the State and
16 9.3% of annual adjusted gross receipts in excess of
17 \$25,000,000 but not exceeding \$75,000,000 to the City of
18 Chicago;

19 11.2% of annual adjusted gross receipts in excess of
20 \$75,000,000 but not exceeding \$175,000,000 to the State
21 and 9.8% of annual adjusted gross receipts in excess of
22 \$75,000,000 but not exceeding \$175,000,000 to the City of
23 Chicago;

24 13.5% of annual adjusted gross receipts in excess of
25 \$175,000,000 but not exceeding \$225,000,000 to the State
26 and 11.5% of annual adjusted gross receipts in excess of

1 \$175,000,000 but not exceeding \$225,000,000 to the City of
2 Chicago;

3 15.1% of annual adjusted gross receipts in excess of
4 \$225,000,000 but not exceeding \$275,000,000 to the State
5 and 12.9% of annual adjusted gross receipts in excess of
6 \$225,000,000 but not exceeding \$275,000,000 to the City of
7 Chicago;

8 16.2% of annual adjusted gross receipts in excess of
9 \$275,000,000 but not exceeding \$375,000,000 to the State
10 and 13.8% of annual adjusted gross receipts in excess of
11 \$275,000,000 but not exceeding \$375,000,000 to the City of
12 Chicago;

13 18.9% of annual adjusted gross receipts in excess of
14 \$375,000,000 to the State and 16.1% of annual gross
15 receipts in excess of \$375,000,000 to the City of Chicago.

16 For the imposition of the privilege tax in this subsection
17 (a-5), amounts paid pursuant to item (1) of subsection (b) of
18 Section 56 of the Illinois Horse Racing Act of 1975 shall not
19 be included in the determination of adjusted gross receipts.

20 Notwithstanding the provisions of this subsection (a-5),
21 for the first 10 years that the privilege tax is imposed under
22 this subsection (a-5), the privilege tax shall be imposed on
23 the modified annual adjusted gross receipts of a riverboat or
24 casino conducting gambling operations in the City of East St.
25 Louis, unless:

26 (1) the riverboat or casino fails to employ at least

1 450 people, except no minimum employment shall be required
2 during 2020 and 2021 or during periods that the riverboat
3 or casino is closed on orders of State officials for
4 public health emergencies or other emergencies not caused
5 by the riverboat or casino;

6 (2) the riverboat or casino fails to maintain
7 operations in a manner consistent with this Act or is not a
8 viable riverboat or casino subject to the approval of the
9 Board; or

10 (3) the owners licensee is not an entity in which
11 employees participate in an employee stock ownership plan
12 or in which the owners licensee sponsors a 401(k)
13 retirement plan and makes a matching employer contribution
14 equal to at least one-quarter of the first 12% or one-half
15 of the first 6% of each participating employee's
16 contribution, not to exceed any limitations under federal
17 laws and regulations.

18 As used in this subsection (a-5), "modified annual
19 adjusted gross receipts" means:

20 (A) for calendar year 2020, the annual adjusted gross
21 receipts for the current year minus the difference between
22 an amount equal to the average annual adjusted gross
23 receipts from a riverboat or casino conducting gambling
24 operations in the City of East St. Louis for 2014, 2015,
25 2016, 2017, and 2018 and the annual adjusted gross
26 receipts for 2018;

1 (B) for calendar year 2021, the annual adjusted gross
2 receipts for the current year minus the difference between
3 an amount equal to the average annual adjusted gross
4 receipts from a riverboat or casino conducting gambling
5 operations in the City of East St. Louis for 2014, 2015,
6 2016, 2017, and 2018 and the annual adjusted gross
7 receipts for 2019; and

8 (C) for calendar years 2022 through 2029, the annual
9 adjusted gross receipts for the current year minus the
10 difference between an amount equal to the average annual
11 adjusted gross receipts from a riverboat or casino
12 conducting gambling operations in the City of East St.
13 Louis for 3 years preceding the current year and the
14 annual adjusted gross receipts for the immediately
15 preceding year.

16 (a-6) From June 28, 2019 (the effective date of Public Act
17 101-31) until June 30, 2023, an owners licensee that conducted
18 gambling operations prior to January 1, 2011 shall receive a
19 dollar-for-dollar credit against the tax imposed under this
20 Section for any renovation or construction costs paid by the
21 owners licensee, but in no event shall the credit exceed
22 \$2,000,000.

23 Additionally, from June 28, 2019 (the effective date of
24 Public Act 101-31) until December 31, 2022, an owners licensee
25 that (i) is located within 15 miles of the Missouri border, and
26 (ii) has at least 3 riverboats, casinos, or their equivalent

1 within a 45-mile radius, may be authorized to relocate to a new
2 location with the approval of both the unit of local
3 government designated as the home dock and the Board, so long
4 as the new location is within the same unit of local government
5 and no more than 3 miles away from its original location. Such
6 owners licensee shall receive a credit against the tax imposed
7 under this Section equal to 8% of the total project costs, as
8 approved by the Board, for any renovation or construction
9 costs paid by the owners licensee for the construction of the
10 new facility, provided that the new facility is operational by
11 July 1, 2022. In determining whether or not to approve a
12 relocation, the Board must consider the extent to which the
13 relocation will diminish the gaming revenues received by other
14 Illinois gaming facilities.

15 (a-7) Beginning in the initial adjustment year and through
16 the final adjustment year, if the total obligation imposed
17 pursuant to either subsection (a-5) or (a-6) will result in an
18 owners licensee receiving less after-tax adjusted gross
19 receipts than it received in calendar year 2018, then the
20 total amount of privilege taxes that the owners licensee is
21 required to pay for that calendar year shall be reduced to the
22 extent necessary so that the after-tax adjusted gross receipts
23 in that calendar year equals the after-tax adjusted gross
24 receipts in calendar year 2018, but the privilege tax
25 reduction shall not exceed the annual adjustment cap. If
26 pursuant to this subsection (a-7), the total obligation

1 imposed pursuant to either subsection (a-5) or (a-6) shall be
2 reduced, then the owners licensee shall not receive a refund
3 from the State at the end of the subject calendar year but
4 instead shall be able to apply that amount as a credit against
5 any payments it owes to the State in the following calendar
6 year to satisfy its total obligation under either subsection
7 (a-5) or (a-6). The credit for the final adjustment year shall
8 occur in the calendar year following the final adjustment
9 year.

10 If an owners licensee that conducted gambling operations
11 prior to January 1, 2019 expands its riverboat or casino,
12 including, but not limited to, with respect to its gaming
13 floor, additional non-gaming amenities such as restaurants,
14 bars, and hotels and other additional facilities, and incurs
15 construction and other costs related to such expansion from
16 June 28, 2019 (the effective date of Public Act 101-31) until
17 June 28, 2024 (the 5th anniversary of the effective date of
18 Public Act 101-31), then for each \$15,000,000 spent for any
19 such construction or other costs related to expansion paid by
20 the owners licensee, the final adjustment year shall be
21 extended by one year and the annual adjustment cap shall
22 increase by 0.2% of adjusted gross receipts during each
23 calendar year until and including the final adjustment year.
24 No further modifications to the final adjustment year or
25 annual adjustment cap shall be made after \$75,000,000 is
26 incurred in construction or other costs related to expansion

1 so that the final adjustment year shall not extend beyond the
2 9th calendar year after the initial adjustment year, not
3 including the initial adjustment year, and the annual
4 adjustment cap shall not exceed 4% of adjusted gross receipts
5 in a particular calendar year. Construction and other costs
6 related to expansion shall include all project related costs,
7 including, but not limited to, all hard and soft costs,
8 financing costs, on or off-site ground, road or utility work,
9 cost of gaming equipment and all other personal property,
10 initial fees assessed for each incremental gaming position,
11 and the cost of incremental land acquired for such expansion.
12 Soft costs shall include, but not be limited to, legal fees,
13 architect, engineering and design costs, other consultant
14 costs, insurance cost, permitting costs, and pre-opening costs
15 related to the expansion, including, but not limited to, any
16 of the following: marketing, real estate taxes, personnel,
17 training, travel and out-of-pocket expenses, supply,
18 inventory, and other costs, and any other project related soft
19 costs.

20 To be eligible for the tax credits in subsection (a-6),
21 all construction contracts shall include a requirement that
22 the contractor enter into a project labor agreement with the
23 building and construction trades council with geographic
24 jurisdiction of the location of the proposed gaming facility.

25 Notwithstanding any other provision of this subsection
26 (a-7), this subsection (a-7) does not apply to an owners

1 licensee unless such owners licensee spends at least
2 \$15,000,000 on construction and other costs related to its
3 expansion, excluding the initial fees assessed for each
4 incremental gaming position.

5 This subsection (a-7) does not apply to owners licensees
6 authorized pursuant to subsection (e-5) of Section 7 of this
7 Act.

8 For purposes of this subsection (a-7):

9 "Building and construction trades council" means any
10 organization representing multiple construction entities that
11 are monitoring or attentive to compliance with public or
12 workers' safety laws, wage and hour requirements, or other
13 statutory requirements or that are making or maintaining
14 collective bargaining agreements.

15 "Initial adjustment year" means the year commencing on
16 January 1 of the calendar year immediately following the
17 earlier of the following:

18 (1) the commencement of gambling operations, either in
19 a temporary or permanent facility, with respect to the
20 owners license authorized under paragraph (1) of
21 subsection (e-5) of Section 7 of this Act; or

22 (2) June 28, 2021 (24 months after the effective date
23 of Public Act 101-31);

24 provided the initial adjustment year shall not commence
25 earlier than June 28, 2020 (12 months after the effective date
26 of Public Act 101-31).

1 "Final adjustment year" means the 2nd calendar year after
2 the initial adjustment year, not including the initial
3 adjustment year, and as may be extended further as described
4 in this subsection (a-7).

5 "Annual adjustment cap" means 3% of adjusted gross
6 receipts in a particular calendar year, and as may be
7 increased further as otherwise described in this subsection
8 (a-7).

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

12 (a-9) Beginning on January 1, 2020, the calculation of
13 gross receipts or adjusted gross receipts, for the purposes of
14 this Section, for a riverboat, a casino, or an organization
15 gaming facility shall not include the dollar amount of
16 non-cashable vouchers, coupons, and electronic promotions
17 redeemed by wagerers upon the riverboat, in the casino, or in
18 the organization gaming facility up to and including an amount
19 not to exceed 20% of a riverboat's, a casino's, or an
20 organization gaming facility's adjusted gross receipts.

21 The Illinois Gaming Board shall submit to the General
22 Assembly a comprehensive report no later than March 31, 2023
23 detailing, at a minimum, the effect of removing non-cashable
24 vouchers, coupons, and electronic promotions from this
25 calculation on net gaming revenues to the State in calendar
26 years 2020 through 2022, the increase or reduction in wagerers

1 as a result of removing non-cashable vouchers, coupons, and
2 electronic promotions from this calculation, the effect of the
3 tax rates in subsection (a-5) on net gaming revenues to this
4 State, and proposed modifications to the calculation.

5 (a-10) The taxes imposed by this Section shall be paid by
6 the licensed owner or the organization gaming licensee to the
7 Board not later than 5:00 o'clock p.m. of the day after the day
8 when the wagers were made.

9 (a-15) If the privilege tax imposed under subsection (a-3)
10 is no longer imposed pursuant to item (i) of the last paragraph
11 of subsection (a-3), then by June 15 of each year, each owners
12 licensee, other than an owners licensee that admitted
13 1,000,000 persons or fewer in calendar year 2004, must, in
14 addition to the payment of all amounts otherwise due under
15 this Section, pay to the Board a reconciliation payment in the
16 amount, if any, by which the licensed owner's base amount
17 exceeds the amount of net privilege tax paid by the licensed
18 owner to the Board in the then current State fiscal year. A
19 licensed owner's net privilege tax obligation due for the
20 balance of the State fiscal year shall be reduced up to the
21 total of the amount paid by the licensed owner in its June 15
22 reconciliation payment. The obligation imposed by this
23 subsection (a-15) is binding on any person, firm, corporation,
24 or other entity that acquires an ownership interest in any
25 such owners license. The obligation imposed under this
26 subsection (a-15) terminates on the earliest of: (i) July 1,

1 2007, (ii) the first day after the effective date of this
2 amendatory Act of the 94th General Assembly that riverboat
3 gambling operations are conducted pursuant to a dormant
4 license, (iii) the first day that riverboat gambling
5 operations are conducted under the authority of an owners
6 license that is in addition to the 10 owners licenses
7 initially authorized under this Act, or (iv) the first day
8 that a licensee under the Illinois Horse Racing Act of 1975
9 conducts gaming operations with slot machines or other
10 electronic gaming devices. The Board must reduce the
11 obligation imposed under this subsection (a-15) by an amount
12 the Board deems reasonable for any of the following reasons:
13 (A) an act or acts of God, (B) an act of bioterrorism or
14 terrorism or a bioterrorism or terrorism threat that was
15 investigated by a law enforcement agency, or (C) a condition
16 beyond the control of the owners licensee that does not result
17 from any act or omission by the owners licensee or any of its
18 agents and that poses a hazardous threat to the health and
19 safety of patrons. If an owners licensee pays an amount in
20 excess of its liability under this Section, the Board shall
21 apply the overpayment to future payments required under this
22 Section.

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

24 "Act of God" means an incident caused by the operation of
25 an extraordinary force that cannot be foreseen, that cannot be
26 avoided by the exercise of due care, and for which no person

1 can be held liable.

2 "Base amount" means the following:

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

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

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

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

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

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

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

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

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

13 "Net privilege tax" means all privilege taxes paid by a
14 licensed owner to the Board under this Section, less all
15 payments made from the State Gaming Fund pursuant to
16 subsection (b) of this Section.

17 The changes made to this subsection (a-15) by Public Act
18 94-839 are intended to restate and clarify the intent of
19 Public Act 94-673 with respect to the amount of the payments
20 required to be made under this subsection by an owners
21 licensee to the Board.

22 (b) From the tax revenue from riverboat or casino gambling
23 deposited in the State Gaming Fund under this Section, an
24 amount equal to 5% of adjusted gross receipts generated by a
25 riverboat or a casino, other than a riverboat or casino
26 designated in paragraph (1), (3), or (4) of subsection (e-5)

1 of Section 7, shall be paid monthly, subject to appropriation
2 by the General Assembly, to the unit of local government in
3 which the casino is located or that is designated as the home
4 dock of the riverboat. Notwithstanding anything to the
5 contrary, beginning on the first day that an owners licensee
6 under paragraph (1), (2), (3), (4), (5), or (6) of subsection
7 (e-5) of Section 7 conducts gambling operations, either in a
8 temporary facility or a permanent facility, and for 2 years
9 thereafter, a unit of local government designated as the home
10 dock of a riverboat whose license was issued before January 1,
11 2019, other than a riverboat conducting gambling operations in
12 the City of East St. Louis, shall not receive less under this
13 subsection (b) than the amount the unit of local government
14 received under this subsection (b) in calendar year 2018.
15 Notwithstanding anything to the contrary and because the City
16 of East St. Louis is a financially distressed city, beginning
17 on the first day that an owners licensee under paragraph (1),
18 (2), (3), (4), (5), or (6) of subsection (e-5) of Section 7
19 conducts gambling operations, either in a temporary facility
20 or a permanent facility, and for 10 years thereafter, a unit of
21 local government designated as the home dock of a riverboat
22 conducting gambling operations in the City of East St. Louis
23 shall not receive less under this subsection (b) than the
24 amount the unit of local government received under this
25 subsection (b) in calendar year 2018.

26 From the tax revenue deposited in the State Gaming Fund

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

9 From the tax revenue from riverboat or casino gambling
10 deposited in the State Gaming Fund under this Section, an
11 amount equal to 5% of the adjusted gross receipts generated by
12 a riverboat designated in paragraph (3) of subsection (e-5) of
13 Section 7 shall be divided and remitted monthly, subject to
14 appropriation, as follows: 70% to Waukegan, 10% to Park City,
15 15% to North Chicago, and 5% to Lake County.

16 From the tax revenue from riverboat or casino gambling
17 deposited in the State Gaming Fund under this Section, an
18 amount equal to 5% of the adjusted gross receipts generated by
19 a riverboat designated in paragraph (4) of subsection (e-5) of
20 Section 7 shall be remitted monthly, subject to appropriation,
21 as follows: 70% to the City of Rockford, 5% to the City of
22 Loves Park, 5% to the Village of Machesney, and 20% to
23 Winnebago County.

24 From the tax revenue from riverboat or casino gambling
25 deposited in the State Gaming Fund under this Section, an
26 amount equal to 5% of the adjusted gross receipts generated by

1 a riverboat designated in paragraph (5) of subsection (e-5) of
2 Section 7 shall be remitted monthly, subject to appropriation,
3 as follows: 2% to the unit of local government in which the
4 riverboat or casino is located, and 3% shall be distributed:
5 (A) in accordance with a regional capital development plan
6 entered into by the following communities: Village of Beecher,
7 City of Blue Island, Village of Burnham, City of Calumet City,
8 Village of Calumet Park, City of Chicago Heights, City of
9 Country Club Hills, Village of Crestwood, Village of Crete,
10 Village of Dixmoor, Village of Dolton, Village of East Hazel
11 Crest, Village of Flossmoor, Village of Ford Heights, Village
12 of Glenwood, City of Harvey, Village of Hazel Crest, Village
13 of Homewood, Village of Lansing, Village of Lynwood, City of
14 Markham, Village of Matteson, Village of Midlothian, Village
15 of Monee, City of Oak Forest, Village of Olympia Fields,
16 Village of Orland Hills, Village of Orland Park, City of Palos
17 Heights, Village of Park Forest, Village of Phoenix, Village
18 of Posen, Village of Richton Park, Village of Riverdale,
19 Village of Robbins, Village of Sauk Village, Village of South
20 Chicago Heights, Village of South Holland, Village of Steger,
21 Village of Thornton, Village of Tinley Park, Village of
22 University Park and Village of Worth; or (B) if no regional
23 capital development plan exists, equally among the communities
24 listed in item (A) to be used for capital expenditures or
25 public pension payments, or both.

26 Units of local government may refund any portion of the

1 payment that they receive pursuant to this subsection (b) to
2 the riverboat or casino.

3 (b-4) Beginning on the first day the licensee under
4 paragraph (5) of subsection (e-5) of Section 7 conducts
5 gambling operations, either in a temporary facility or a
6 permanent facility, and ending on July 31, 2042, from the tax
7 revenue deposited in the State Gaming Fund under this Section,
8 \$5,000,000 shall be paid annually, subject to appropriation,
9 to the host municipality of that owners licensee of a license
10 issued or re-issued pursuant to Section 7.1 of this Act before
11 January 1, 2012. Payments received by the host municipality
12 pursuant to this subsection (b-4) may not be shared with any
13 other unit of local government.

14 (b-5) Beginning on June 28, 2019 (the effective date of
15 Public Act 101-31), from the tax revenue deposited in the
16 State Gaming Fund under this Section, an amount equal to 3% of
17 adjusted gross receipts generated by each organization gaming
18 facility located outside Madison County shall be paid monthly,
19 subject to appropriation by the General Assembly, to a
20 municipality other than the Village of Stickney in which each
21 organization gaming facility is located or, if the
22 organization gaming facility is not located within a
23 municipality, to the county in which the organization gaming
24 facility is located, except as otherwise provided in this
25 Section. From the tax revenue deposited in the State Gaming
26 Fund under this Section, an amount equal to 3% of adjusted

1 gross receipts generated by an organization gaming facility
2 located in the Village of Stickney shall be paid monthly,
3 subject to appropriation by the General Assembly, as follows:
4 25% to the Village of Stickney, 5% to the City of Berwyn, 50%
5 to the Town of Cicero, and 20% to the Stickney Public Health
6 District.

7 From the tax revenue deposited in the State Gaming Fund
8 under this Section, an amount equal to 5% of adjusted gross
9 receipts generated by an organization gaming facility located
10 in the City of Collinsville shall be paid monthly, subject to
11 appropriation by the General Assembly, as follows: 30% to the
12 City of Alton, 30% to the City of East St. Louis, and 40% to
13 the City of Collinsville.

14 Municipalities and counties may refund any portion of the
15 payment that they receive pursuant to this subsection (b-5) to
16 the organization gaming facility.

17 (b-6) Beginning on June 28, 2019 (the effective date of
18 Public Act 101-31), from the tax revenue deposited in the
19 State Gaming Fund under this Section, an amount equal to 2% of
20 adjusted gross receipts generated by an organization gaming
21 facility located outside Madison County shall be paid monthly,
22 subject to appropriation by the General Assembly, to the
23 county in which the organization gaming facility is located
24 for the purposes of its criminal justice system or health care
25 system.

26 Counties may refund any portion of the payment that they

1 receive pursuant to this subsection (b-6) to the organization
2 gaming facility.

3 (b-7) From the tax revenue from the organization gaming
4 licensee located in one of the following townships of Cook
5 County: Bloom, Bremen, Calumet, Orland, Rich, Thornton, or
6 Worth, an amount equal to 5% of the adjusted gross receipts
7 generated by that organization gaming licensee shall be
8 remitted monthly, subject to appropriation, as follows: 2% to
9 the unit of local government in which the organization gaming
10 licensee is located, and 3% shall be distributed: (A) in
11 accordance with a regional capital development plan entered
12 into by the following communities: Village of Beecher, City of
13 Blue Island, Village of Burnham, City of Calumet City, Village
14 of Calumet Park, City of Chicago Heights, City of Country Club
15 Hills, Village of Crestwood, Village of Crete, Village of
16 Dixmoor, Village of Dolton, Village of East Hazel Crest,
17 Village of Flossmoor, Village of Ford Heights, Village of
18 Glenwood, City of Harvey, Village of Hazel Crest, Village of
19 Homewood, Village of Lansing, Village of Lynwood, City of
20 Markham, Village of Matteson, Village of Midlothian, Village
21 of Monee, City of Oak Forest, Village of Olympia Fields,
22 Village of Orland Hills, Village of Orland Park, City of Palos
23 Heights, Village of Park Forest, Village of Phoenix, Village
24 of Posen, Village of Richton Park, Village of Riverdale,
25 Village of Robbins, Village of Sauk Village, Village of South
26 Chicago Heights, Village of South Holland, Village of Steger,

1 Village of Thornton, Village of Tinley Park, Village of
2 University Park, and Village of Worth; or (B) if no regional
3 capital development plan exists, equally among the communities
4 listed in item (A) to be used for capital expenditures or
5 public pension payments, or both.

6 (b-8) In lieu of the payments under subsection (b) of this
7 Section, from the tax revenue deposited in the State Gaming
8 Fund pursuant to riverboat or casino gambling operations
9 conducted by an owners licensee under paragraph (1) of
10 subsection (e-5) of Section 7, an amount equal to the tax
11 revenue generated from the privilege tax imposed by paragraph
12 (2) of subsection (a-5) that is to be paid to the City of
13 Chicago shall be paid monthly, subject to appropriation by the
14 General Assembly, as follows: (1) an amount equal to 0.5% of
15 the annual adjusted gross receipts generated by the owners
16 licensee under paragraph (1) of subsection (e-5) of Section 7
17 to the home rule county in which the owners licensee is located
18 for the purpose of enhancing the county's criminal justice
19 system; and (2) the balance to the City of Chicago and shall be
20 expended or obligated by the City of Chicago for pension
21 payments in accordance with Public Act 99-506.

22 (c) Appropriations, as approved by the General Assembly,
23 may be made from the State Gaming Fund to the Board (i) for the
24 administration and enforcement of this Act and the Video
25 Gaming Act, (ii) for distribution to the Department of State
26 Police and to the Department of Revenue for the enforcement of

1 this Act and the Video Gaming Act, and (iii) to the Department
2 of Human Services for the administration of programs to treat
3 problem gambling, including problem gambling from sports
4 wagering. The Board's annual appropriations request must
5 separately state its funding needs for the regulation of
6 gaming authorized under Section 7.7, riverboat gaming, casino
7 gaming, video gaming, and sports wagering.

8 (c-2) An amount equal to 2% of the adjusted gross receipts
9 generated by an organization gaming facility located within a
10 home rule county with a population of over 3,000,000
11 inhabitants shall be paid, subject to appropriation from the
12 General Assembly, from the State Gaming Fund to the home rule
13 county in which the organization gaming licensee is located
14 for the purpose of enhancing the county's criminal justice
15 system.

16 (c-3) Appropriations, as approved by the General Assembly,
17 may be made from the tax revenue deposited into the State
18 Gaming Fund from organization gaming licensees pursuant to
19 this Section for the administration and enforcement of this
20 Act.

21 (c-4) After payments required under subsections (b),
22 (b-5), (b-6), (b-7), (c), (c-2), and (c-3) have been made from
23 the tax revenue from organization gaming licensees deposited
24 into the State Gaming Fund under this Section, all remaining
25 amounts from organization gaming licensees shall be
26 transferred into the Capital Projects Fund.

1 (c-5) (Blank).

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

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

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

24 (c-21) After the payments required under subsections (b),
25 (b-4), (b-5), (b-6), (b-7), (b-8), (c), (c-3), and (c-4) have
26 been made, an amount equal to 0.5% of the adjusted gross

1 receipts generated by the owners licensee under paragraph (1)
2 of subsection (e-5) of Section 7 shall be paid monthly,
3 subject to appropriation from the General Assembly, from the
4 State Gaming Fund to the home rule county in which the owners
5 licensee is located for the purpose of enhancing the county's
6 criminal justice system.

7 (c-22) After the payments required under subsections (b),
8 (b-4), (b-5), (b-6), (b-7), (b-8), (c), (c-3), (c-4), and
9 (c-21) have been made, an amount equal to 2% of the adjusted
10 gross receipts generated by the owners licensee under
11 paragraph (5) of subsection (e-5) of Section 7 shall be paid,
12 subject to appropriation from the General Assembly, from the
13 State Gaming Fund to the home rule county in which the owners
14 licensee is located for the purpose of enhancing the county's
15 criminal justice system.

16 (c-25) From July 1, 2013 and each July 1 thereafter
17 through July 1, 2019, \$1,600,000 shall be transferred from the
18 State Gaming Fund to the Chicago State University Education
19 Improvement Fund.

20 On July 1, 2020 and each July 1 thereafter, \$3,000,000
21 shall be transferred from the State Gaming Fund to the Chicago
22 State University Education Improvement Fund.

23 (c-30) On July 1, 2013 or as soon as possible thereafter,
24 \$92,000,000 shall be transferred from the State Gaming Fund to
25 the School Infrastructure Fund and \$23,000,000 shall be
26 transferred from the State Gaming Fund to the Horse Racing

1 Equity Fund.

2 (c-35) Beginning on July 1, 2013, in addition to any
3 amount transferred under subsection (c-30) of this Section,
4 \$5,530,000 shall be transferred monthly from the State Gaming
5 Fund to the School Infrastructure Fund.

6 (d) From time to time, through June 30, 2021, the Board
7 shall transfer the remainder of the funds generated by this
8 Act into the Education Assistance Fund, ~~created by Public Act~~
9 ~~86-0018, of the State of Illinois.~~

10 (d-5) Beginning on July 1, 2021, on the last day of each
11 month, or as soon thereafter as possible, after all the
12 required expenditures, distributions and transfers have been
13 made from the State Gaming Fund for the month pursuant to
14 subsections (b) through (c-35), the Board shall transfer
15 \$22,500,000, along with any deficiencies in such amounts from
16 prior months, from the State Gaming Fund to the Education
17 Assistance Fund; then the Board shall transfer the remainder
18 of the funds generated by this Act, if any, from the State
19 Gaming Fund to the Capital Projects Fund.

20 (e) Nothing in this Act shall prohibit the unit of local
21 government designated as the home dock of the riverboat from
22 entering into agreements with other units of local government
23 in this State or in other states to share its portion of the
24 tax revenue.

25 (f) To the extent practicable, the Board shall administer
26 and collect the wagering taxes imposed by this Section in a

1 manner consistent with the provisions of Sections 4, 5, 5a,
2 5b, 5c, 5d, 5e, 5f, 5g, 5i, 5j, 6, 6a, 6b, 6c, 8, 9, and 10 of
3 the Retailers' Occupation Tax Act and Section 3-7 of the
4 Uniform Penalty and Interest Act.

5 (Source: P.A. 101-31, Article 25, Section 25-910, eff.
6 6-28-19; 101-31, Article 35, Section 35-55, eff. 6-28-19;
7 101-648, eff. 6-30-20.)

8 Section 25. The Raffles and Poker Runs Act is amended by
9 changing Sections 1 and 2 as follows:

10 (230 ILCS 15/1) (from Ch. 85, par. 2301)

11 Sec. 1. Definitions. For the purposes of this Act the
12 terms defined in this Section have the meanings given them.

13 "Fire protection agency" means: (1) an agency of this
14 State, unit of local government, or intergovernmental mutual
15 aid entity that is vested by law or intergovernmental
16 agreement with the duty and authority to provide public fire
17 suppression, rescue, or emergency medical services; or (2) an
18 organization that provides support or assistance to an agency
19 of this State, unit of local government, or intergovernmental
20 mutual aid entity that is vested by law or intergovernmental
21 agreement with the duty and authority to provide public fire
22 suppression, rescue, or emergency medical services.

23 "Key location" means:

24 (1) For a poker run, the location where the poker run

1 concludes and the prizes are awarded.

2 (2) For a raffle, the location where the winning
3 chances in the raffle are determined.

4 "Law enforcement agency" means an agency of this State or
5 a unit of local government in this State that is vested by law
6 or ordinance with the duty to maintain public order and to
7 enforce criminal laws or ordinances.

8 "Net proceeds" means the gross receipts from the conduct
9 of raffles, less reasonable sums expended for prizes, local
10 license fees and other operating expenses incurred as a result
11 of operating a raffle or poker run.

12 "Poker run" means a prize-awarding event organized by an
13 organization licensed under this Act in which participants
14 travel to multiple predetermined locations, including a key
15 location, to play a randomized game based on an element of
16 chance. "Poker run" includes dice runs, marble runs, or other
17 events where the objective is to build the best hand or highest
18 score by obtaining an item or playing a randomized game at each
19 location.

20 "Raffle" means a form of lottery, as defined in subsection
21 (b) of Section 28-2 of the Criminal Code of 2012, conducted by
22 an organization licensed under this Act, in which:

23 (1) the player pays or agrees to pay something of
24 value for a chance, represented and differentiated by a
25 number or by a combination of numbers or by some other
26 medium, one or more of which chances is to be designated

1 the winning chance; and

2 (2) the winning chance is to be determined through a
3 drawing or by some other method based on an element of
4 chance by an act or set of acts on the part of persons
5 conducting or connected with the lottery, except that the
6 winning chance shall not be determined by the outcome of a
7 publicly exhibited sporting contest.

8 "Raffle" does not include any game designed to simulate:

9 (1) gambling games as defined in the Illinois Riverboat
10 Gambling Act, (2) any casino game approved for play by the
11 Illinois Gaming Board, (3) any games provided by a video
12 gaming terminal, as defined in the Video Gaming Act, or (4) a
13 savings promotion raffle authorized under Section 5g of the
14 Illinois Banking Act, Section 7008 of the Savings Bank Act,
15 Section 42.7 of the Illinois Credit Union Act, Section 5136B
16 of the National Bank Act, or Section 4 of the Home Owners' Loan
17 Act.

18 (Source: P.A. 101-109, eff. 7-19-19; revised 12-9-19.)

19 (230 ILCS 15/2) (from Ch. 85, par. 2302)

20 Sec. 2. Licensing.

21 (a) The governing body of any county or municipality
22 within this State may establish a system for the licensing of
23 organizations to operate raffles. The governing bodies of a
24 county and one or more municipalities may, pursuant to a
25 written contract, jointly establish a system for the licensing

1 of organizations to operate raffles within any area of
2 contiguous territory not contained within the corporate limits
3 of a municipality which is not a party to such contract. The
4 governing bodies of two or more adjacent counties or two or
5 more adjacent municipalities located within a county may,
6 pursuant to a written contract, jointly establish a system for
7 the licensing of organizations to operate raffles within the
8 corporate limits of such counties or municipalities. The
9 licensing authority may establish special categories of
10 licenses and promulgate rules relating to the various
11 categories. The licensing system shall provide for limitations
12 upon (1) the aggregate retail value of all prizes or
13 merchandise awarded by a licensee in a single raffle, if any,
14 (2) the maximum retail value of each prize awarded by a
15 licensee in a single raffle, if any, (3) the maximum price
16 which may be charged for each raffle chance issued or sold, if
17 any, and (4) the maximum number of days during which chances
18 may be issued or sold, if any. The licensing system may include
19 a fee for each license in an amount to be determined by the
20 local governing body. Licenses issued pursuant to this Act
21 shall be valid for one raffle or for a specified number of
22 raffles to be conducted during a specified period not to
23 exceed one year and may be suspended or revoked for any
24 violation of this Act. A local governing body shall act on a
25 license application within 30 days from the date of
26 application. A county or municipality may adopt rules or

1 ordinances for the operation of raffles that are consistent
2 with this Act. Raffles shall be licensed by the governing body
3 of the municipality with jurisdiction over the key location
4 or, if no municipality has jurisdiction over the key location,
5 then by the governing body of the county with jurisdiction
6 over the key location. A license shall authorize the holder of
7 such license to sell raffle chances throughout the State,
8 including beyond the borders of the licensing municipality or
9 county.

10 (a-5) The governing body of Cook County may and any other
11 county within this State shall establish a system for the
12 licensing of organizations to operate poker runs. The
13 governing bodies of 2 or more adjacent counties may, pursuant
14 to a written contract, jointly establish a system for the
15 licensing of organizations to operate poker runs within the
16 corporate limits of such counties. The licensing authority may
17 establish special categories of licenses and adopt rules
18 relating to the various categories. The licensing system may
19 include a fee not to exceed \$25 for each license. Licenses
20 issued pursuant to this Act shall be valid for one poker run or
21 for a specified number of poker runs to be conducted during a
22 specified period not to exceed one year and may be suspended or
23 revoked for any violation of this Act. A local governing body
24 shall act on a license application within 30 days after the
25 date of application.

26 (b) Raffle licenses shall be issued only: (1) to bona fide

1 religious, charitable, labor, business, fraternal,
2 educational, veterans', or other bona fide not-for-profit
3 organizations that operate without profit to their members and
4 which have been in existence continuously for a period of 5
5 years immediately before making application for a raffle
6 license and which have during that entire 5-year period been
7 engaged in carrying out their objects, (2) ~~or~~ to a non-profit
8 fundraising organization that the licensing authority
9 determines is organized for the sole purpose of providing
10 financial assistance to an identified individual or group of
11 individuals suffering extreme financial hardship as the result
12 of an illness, disability, accident, or disaster, (3) ~~or~~ to
13 any law enforcement agencies and associations that represent
14 law enforcement officials, or (4) to any fire protection
15 agencies and associations that represent fire protection
16 officials. Poker run licenses shall be issued only to bona
17 fide religious, charitable, labor, business, fraternal,
18 educational, veterans', or other bona fide not-for-profit
19 organizations that operate without profit to their members and
20 which have been in existence continuously for a period of 5
21 years immediately before making application for a poker run
22 license and which have during that entire 5-year period been
23 engaged in carrying out their objects. Licenses for poker runs
24 shall be issued for the following purposes: (i) providing
25 financial assistance to an identified individual or group of
26 individuals suffering extreme financial hardship as the result

1 of an illness, disability, accident, or disaster or (ii) to
2 maintain the financial stability of the organization. A
3 licensing authority may waive the 5-year requirement under
4 this subsection (b) for a bona fide religious, charitable,
5 labor, business, fraternal, educational, or veterans'
6 organization that applies for a license to conduct a raffle or
7 a poker run if the organization is a local organization that is
8 affiliated with and chartered by a national or State
9 organization that meets the 5-year requirement.

10 For purposes of this Act, the following definitions apply.
11 Non-profit: An organization or institution organized and
12 conducted on a not-for-profit basis with no personal profit
13 inuring to any one as a result of the operation. Charitable: An
14 organization or institution organized and operated to benefit
15 an indefinite number of the public. The service rendered to
16 those eligible for benefits must also confer some benefit on
17 the public. Educational: An organization or institution
18 organized and operated to provide systematic instruction in
19 useful branches of learning by methods common to schools and
20 institutions of learning which compare favorably in their
21 scope and intensity with the course of study presented in
22 tax-supported schools. Religious: Any church, congregation,
23 society, or organization founded for the purpose of religious
24 worship. Fraternal: An organization of persons having a common
25 interest, the primary interest of which is to both promote the
26 welfare of its members and to provide assistance to the

1 general public in such a way as to lessen the burdens of
2 government by caring for those that otherwise would be cared
3 for by the government. Veterans: An organization or
4 association comprised of members of which substantially all
5 are individuals who are veterans or spouses, widows, or
6 widowers of veterans, the primary purpose of which is to
7 promote the welfare of its members and to provide assistance
8 to the general public in such a way as to confer a public
9 benefit. Labor: An organization composed of workers organized
10 with the objective of betterment of the conditions of those
11 engaged in such pursuit and the development of a higher degree
12 of efficiency in their respective occupations. Business: A
13 voluntary organization composed of individuals and businesses
14 who have joined together to advance the commercial, financial,
15 industrial and civic interests of a community.

16 (Source: P.A. 100-201, eff. 8-18-17; 101-109, eff. 7-19-19;
17 101-360, eff. 1-1-20; revised 9-9-19.)

18 Section 30. The Video Gaming Act is amended by changing
19 Sections 5, 25, 27, 30, 45, and 65 and by adding Section 90 as
20 follows:

21 (230 ILCS 40/5)

22 Sec. 5. Definitions. As used in this Act:

23 "Board" means the Illinois Gaming Board.

24 "Credit" means one, 5, 10, or 25 cents either won or

1 purchased by a player.

2 "Distributor" means an individual, partnership,
3 corporation, or limited liability company licensed under this
4 Act to buy, sell, lease, or distribute video gaming terminals
5 or major components or parts of video gaming terminals to or
6 from terminal operators.

7 "Electronic card" means a card purchased from a licensed
8 establishment, licensed fraternal establishment, licensed
9 veterans establishment, licensed truck stop establishment, or
10 licensed large truck stop establishment for use in that
11 establishment as a substitute for cash in the conduct of
12 gaming on a video gaming terminal.

13 "Electronic voucher" means a voucher printed by an
14 electronic video game machine that is redeemable in the
15 licensed establishment for which it was issued.

16 "In-location bonus jackpot" means one or more video gaming
17 terminals at a single licensed establishment that allows for
18 wagers placed on such video gaming terminals to contribute to
19 a cumulative maximum jackpot of up to \$10,000.

20 "Terminal operator" means an individual, partnership,
21 corporation, or limited liability company that is licensed
22 under this Act and that owns, services, and maintains video
23 gaming terminals for placement in licensed establishments,
24 licensed truck stop establishments, licensed large truck stop
25 establishments, licensed fraternal establishments, or licensed
26 veterans establishments.

1 "Licensed technician" means an individual who is licensed
2 under this Act to repair, service, and maintain video gaming
3 terminals.

4 "Licensed terminal handler" means a person, including but
5 not limited to an employee or independent contractor working
6 for a manufacturer, distributor, supplier, technician, or
7 terminal operator, who is licensed under this Act to possess
8 or control a video gaming terminal or to have access to the
9 inner workings of a video gaming terminal. A licensed terminal
10 handler does not include an individual, partnership,
11 corporation, or limited liability company defined as a
12 manufacturer, distributor, supplier, technician, or terminal
13 operator under this Act.

14 "Manufacturer" means an individual, partnership,
15 corporation, or limited liability company that is licensed
16 under this Act and that manufactures or assembles video gaming
17 terminals.

18 "Supplier" means an individual, partnership, corporation,
19 or limited liability company that is licensed under this Act
20 to supply major components or parts to video gaming terminals
21 to licensed terminal operators.

22 "Net terminal income" means money put into a video gaming
23 terminal minus credits paid out to players.

24 "Video gaming terminal" means any electronic video game
25 machine that, upon insertion of cash, electronic cards or
26 vouchers, or any combination thereof, is available to play or

1 simulate the play of a video game, including but not limited to
2 video poker, line up, and blackjack, as authorized by the
3 Board utilizing a video display and microprocessors in which
4 the player may receive free games or credits that can be
5 redeemed for cash. The term does not include a machine that
6 directly dispenses coins, cash, or tokens or is for amusement
7 purposes only.

8 "Licensed establishment" means any licensed retail
9 establishment where alcoholic liquor is drawn, poured, mixed,
10 or otherwise served for consumption on the premises, whether
11 the establishment operates on a nonprofit or for-profit basis.

12 "Licensed establishment" includes any such establishment that
13 has a contractual relationship with an inter-track wagering
14 location licensee licensed under the Illinois Horse Racing Act
15 of 1975, provided any contractual relationship shall not
16 include any transfer or offer of revenue from the operation of
17 video gaming under this Act to any licensee licensed under the
18 Illinois Horse Racing Act of 1975. Provided, however, that the
19 licensed establishment that has such a contractual
20 relationship with an inter-track wagering location licensee
21 may not, itself, be (i) an inter-track wagering location
22 licensee, (ii) the corporate parent or subsidiary of any
23 licensee licensed under the Illinois Horse Racing Act of 1975,
24 or (iii) the corporate subsidiary of a corporation that is
25 also the corporate parent or subsidiary of any licensee
26 licensed under the Illinois Horse Racing Act of 1975.

1 "Licensed establishment" does not include a facility operated
2 by an organization licensee, an inter-track wagering licensee,
3 or an inter-track wagering location licensee licensed under
4 the Illinois Horse Racing Act of 1975 or a riverboat licensed
5 under the Illinois Gambling Act, except as provided in this
6 paragraph. The changes made to this definition by Public Act
7 98-587 are declarative of existing law.

8 "Licensed fraternal establishment" means the location
9 where a qualified fraternal organization that derives its
10 charter from a national fraternal organization regularly
11 meets.

12 "Licensed veterans establishment" means the location where
13 a qualified veterans organization that derives its charter
14 from a national veterans organization regularly meets.

15 "Licensed truck stop establishment" means a facility (i)
16 that is at least a 3-acre facility with a convenience store,
17 (ii) with separate diesel islands for fueling commercial motor
18 vehicles, (iii) that sells at retail more than 10,000 gallons
19 of diesel or biodiesel fuel per month, and (iv) with parking
20 spaces for commercial motor vehicles. "Commercial motor
21 vehicles" has the same meaning as defined in Section 18b-101
22 of the Illinois Vehicle Code. The requirement of item (iii) of
23 this paragraph may be met by showing that estimated future
24 sales or past sales average at least 10,000 gallons per month.

25 "Licensed large truck stop establishment" means a facility
26 located within 3 road miles from a freeway interchange, as

1 measured in accordance with the Department of Transportation's
2 rules regarding the criteria for the installation of business
3 signs: (i) that is at least a 3-acre facility with a
4 convenience store, (ii) with separate diesel islands for
5 fueling commercial motor vehicles, (iii) that sells at retail
6 more than 50,000 gallons of diesel or biodiesel fuel per
7 month, and (iv) with parking spaces for commercial motor
8 vehicles. "Commercial motor vehicles" has the same meaning as
9 defined in Section 18b-101 of the Illinois Vehicle Code. The
10 requirement of item (iii) of this paragraph may be met by
11 showing that estimated future sales or past sales average at
12 least 50,000 gallons per month.

13 "Sales agent and broker" means an individual, partnership,
14 corporation, limited liability company, or other business
15 entity engaged in the solicitation or receipt of business from
16 current or potential licensed establishments, licensed
17 fraternal establishments, licensed veterans establishments,
18 licensed truck stop establishments, or licensed large truck
19 stop establishments either on an employment or contractual
20 basis.

21 (Source: P.A. 101-31, eff. 6-28-19.)

22 (230 ILCS 40/25)

23 Sec. 25. Restriction of licensees.

24 (a) Manufacturer. A person may not be licensed as a
25 manufacturer of a video gaming terminal in Illinois unless the

1 person has a valid manufacturer's license issued under this
2 Act. A manufacturer may only sell video gaming terminals for
3 use in Illinois to persons having a valid distributor's
4 license.

5 (b) Distributor. A person may not sell, distribute, or
6 lease or market a video gaming terminal in Illinois unless the
7 person has a valid distributor's license issued under this
8 Act. A distributor may only sell video gaming terminals for
9 use in Illinois to persons having a valid distributor's or
10 terminal operator's license.

11 (c) Terminal operator. A person may not own, maintain, or
12 place a video gaming terminal unless he has a valid terminal
13 operator's license issued under this Act. A terminal operator
14 may only place video gaming terminals for use in Illinois in
15 licensed establishments, licensed truck stop establishments,
16 licensed large truck stop establishments, licensed fraternal
17 establishments, and licensed veterans establishments. No
18 terminal operator may give anything of value, including but
19 not limited to a loan or financing arrangement, to a licensed
20 establishment, licensed truck stop establishment, licensed
21 large truck stop establishment, licensed fraternal
22 establishment, or licensed veterans establishment as any
23 incentive or inducement to locate video terminals in that
24 establishment. Of the after-tax profits from a video gaming
25 terminal, 50% shall be paid to the terminal operator and 50%
26 shall be paid to the licensed establishment, licensed truck

1 stop establishment, licensed large truck stop establishment,
2 licensed fraternal establishment, or licensed veterans
3 establishment, notwithstanding any agreement to the contrary.
4 A video terminal operator that violates one or more
5 requirements of this subsection is guilty of a Class 4 felony
6 and is subject to termination of his or her license by the
7 Board.

8 (d) Licensed technician. A person may not service,
9 maintain, or repair a video gaming terminal in this State
10 unless he or she (1) has a valid technician's license issued
11 under this Act, (2) is a terminal operator, or (3) is employed
12 by a terminal operator, distributor, or manufacturer.

13 (d-5) Licensed terminal handler. No person, including, but
14 not limited to, an employee or independent contractor working
15 for a manufacturer, distributor, supplier, technician, or
16 terminal operator licensed pursuant to this Act, shall have
17 possession or control of a video gaming terminal, or access to
18 the inner workings of a video gaming terminal, unless that
19 person possesses a valid terminal handler's license issued
20 under this Act.

21 (d-10) Solicitation of use agreements. A person may not
22 solicit the signing of a use agreement on behalf of a terminal
23 operator or enter into a use agreement as agent of a terminal
24 operator unless that person either has a valid sales agent and
25 broker license issued under this Act or owns, manages, or
26 significantly influences or controls the terminal operator.

1 (e) Licensed establishment. No video gaming terminal may
2 be placed in any licensed establishment, licensed veterans
3 establishment, licensed truck stop establishment, licensed
4 large truck stop establishment, or licensed fraternal
5 establishment unless the owner or agent of the owner of the
6 licensed establishment, licensed veterans establishment,
7 licensed truck stop establishment, licensed large truck stop
8 establishment, or licensed fraternal establishment has entered
9 into a written use agreement with the terminal operator for
10 placement of the terminals. A copy of the use agreement shall
11 be on file in the terminal operator's place of business and
12 available for inspection by individuals authorized by the
13 Board. A licensed establishment, licensed truck stop
14 establishment, licensed veterans establishment, or licensed
15 fraternal establishment may operate up to 6 video gaming
16 terminals on its premises at any time. A licensed large truck
17 stop establishment may operate up to 10 video gaming terminals
18 on its premises at any time.

19 (f) (Blank).

20 (g) Financial interest restrictions. As used in this Act,
21 "substantial interest" in a partnership, a corporation, an
22 organization, an association, a business, or a limited
23 liability company means:

24 (A) When, with respect to a sole proprietorship, an
25 individual or his or her spouse owns, operates, manages,
26 or conducts, directly or indirectly, the organization,

1 association, or business, or any part thereof; or

2 (B) When, with respect to a partnership, the
3 individual or his or her spouse shares in any of the
4 profits, or potential profits, of the partnership
5 activities; or

6 (C) When, with respect to a corporation, an individual
7 or his or her spouse is an officer or director, or the
8 individual or his or her spouse is a holder, directly or
9 beneficially, of 5% or more of any class of stock of the
10 corporation; or

11 (D) When, with respect to an organization not covered
12 in (A), (B) or (C) above, an individual or his or her
13 spouse is an officer or manages the business affairs, or
14 the individual or his or her spouse is the owner of or
15 otherwise controls 10% or more of the assets of the
16 organization; or

17 (E) When an individual or his or her spouse furnishes
18 5% or more of the capital, whether in cash, goods, or
19 services, for the operation of any business, association,
20 or organization during any calendar year; or

21 (F) When, with respect to a limited liability company,
22 an individual or his or her spouse is a member, or the
23 individual or his or her spouse is a holder, directly or
24 beneficially, of 5% or more of the membership interest of
25 the limited liability company.

26 For purposes of this subsection (g), "individual" includes

1 all individuals or their spouses whose combined interest would
2 qualify as a substantial interest under this subsection (g)
3 and whose activities with respect to an organization,
4 association, or business are so closely aligned or coordinated
5 as to constitute the activities of a single entity.

6 (h) Location restriction. A licensed establishment,
7 licensed truck stop establishment, licensed large truck stop
8 establishment, licensed fraternal establishment, or licensed
9 veterans establishment that is (i) located within 1,000 feet
10 of a facility operated by an organization licensee licensed
11 under the Illinois Horse Racing Act of 1975 or the home dock of
12 a riverboat licensed under the Illinois Gambling Act or (ii)
13 located within 100 feet of a school or a place of worship under
14 the Religious Corporation Act, is ineligible to operate a
15 video gaming terminal. The location restrictions in this
16 subsection (h) do not apply if (A) a facility operated by an
17 organization licensee, a school, or a place of worship moves
18 to or is established within the restricted area after a
19 licensed establishment, licensed truck stop establishment,
20 licensed large truck stop establishment, licensed fraternal
21 establishment, or licensed veterans establishment becomes
22 licensed under this Act or (B) a school or place of worship
23 moves to or is established within the restricted area after a
24 licensed establishment, licensed truck stop establishment,
25 licensed large truck stop establishment, licensed fraternal
26 establishment, or licensed veterans establishment obtains its

1 original liquor license. For the purpose of this subsection,
2 "school" means an elementary or secondary public school, or an
3 elementary or secondary private school registered with or
4 recognized by the State Board of Education.

5 Notwithstanding the provisions of this subsection (h), the
6 Board may waive the requirement that a licensed establishment,
7 licensed truck stop establishment, licensed large truck stop
8 establishment, licensed fraternal establishment, or licensed
9 veterans establishment not be located within 1,000 feet from a
10 facility operated by an organization licensee licensed under
11 the Illinois Horse Racing Act of 1975 or the home dock of a
12 riverboat licensed under the Illinois Gambling Act. The Board
13 shall not grant such waiver if there is any common ownership or
14 control, shared business activity, or contractual arrangement
15 of any type between the establishment and the organization
16 licensee or owners licensee of a riverboat. The Board shall
17 adopt rules to implement the provisions of this paragraph.

18 (h-5) Restrictions on licenses in malls. The Board shall
19 not grant an application to become a licensed video gaming
20 location if the Board determines that granting the application
21 would more likely than not cause a terminal operator,
22 individually or in combination with other terminal operators,
23 licensed video gaming location, or other person or entity, to
24 operate the video gaming terminals in 2 or more licensed video
25 gaming locations as a single video gaming operation.

26 (1) In making determinations under this subsection

1 (h-5), factors to be considered by the Board shall
2 include, but not be limited to, the following:

3 (A) the physical aspects of the location;

4 (B) the ownership, control, or management of the
5 location;

6 (C) any arrangements, understandings, or
7 agreements, written or otherwise, among or involving
8 any persons or entities that involve the conducting of
9 any video gaming business or the sharing of costs or
10 revenues; and

11 (D) the manner in which any terminal operator or
12 other related entity markets, advertises, or otherwise
13 describes any location or locations to any other
14 person or entity or to the public.

15 (2) The Board shall presume, subject to rebuttal, that
16 the granting of an application to become a licensed video
17 gaming location within a mall will cause a terminal
18 operator, individually or in combination with other
19 persons or entities, to operate the video gaming terminals
20 in 2 or more licensed video gaming locations as a single
21 video gaming operation if the Board determines that
22 granting the license would create a local concentration of
23 licensed video gaming locations.

24 For the purposes of this subsection (h-5):

25 "Mall" means a building, or adjoining or connected
26 buildings, containing 4 or more separate locations.

1 "Video gaming operation" means the conducting of video
2 gaming and all related activities.

3 "Location" means a space within a mall containing a
4 separate business, a place for a separate business, or a place
5 subject to a separate leasing arrangement by the mall owner.

6 "Licensed video gaming location" means a licensed
7 establishment, licensed fraternal establishment, licensed
8 veterans establishment, licensed truck stop establishment, or
9 licensed large truck stop.

10 "Local concentration of licensed video gaming locations"
11 means that the combined number of licensed video gaming
12 locations within a mall exceed half of the separate locations
13 within the mall.

14 (i) Undue economic concentration. In addition to
15 considering all other requirements under this Act, in deciding
16 whether to approve the operation of video gaming terminals by
17 a terminal operator in a location, the Board shall consider
18 the impact of any economic concentration of such operation of
19 video gaming terminals. The Board shall not allow a terminal
20 operator to operate video gaming terminals if the Board
21 determines such operation will result in undue economic
22 concentration. For purposes of this Section, "undue economic
23 concentration" means that a terminal operator would have such
24 actual or potential influence over video gaming terminals in
25 Illinois as to:

26 (1) substantially impede or suppress competition among

1 terminal operators;

2 (2) adversely impact the economic stability of the
3 video gaming industry in Illinois; or

4 (3) negatively impact the purposes of the Video Gaming
5 Act.

6 The Board shall adopt rules concerning undue economic
7 concentration with respect to the operation of video gaming
8 terminals in Illinois. The rules shall include, but not be
9 limited to, (i) limitations on the number of video gaming
10 terminals operated by any terminal operator within a defined
11 geographic radius and (ii) guidelines on the discontinuation
12 of operation of any such video gaming terminals the Board
13 determines will cause undue economic concentration.

14 (j) The provisions of the Illinois Antitrust Act are fully
15 and equally applicable to the activities of any licensee under
16 this Act.

17 (Source: P.A. 101-31, eff. 6-28-19.)

18 (230 ILCS 40/27)

19 Sec. 27. Prohibition of video gaming by political
20 subdivision.

21 (a) A municipality may pass an ordinance prohibiting video
22 gaming within the corporate limits of the municipality. A
23 county board may, for the unincorporated area of the county,
24 pass an ordinance prohibiting video gaming within the
25 unincorporated area of the county.

1 (b) On and after July 1, 2021, a qualified fraternal
2 organization that derives its charter from a national
3 fraternal organization and a qualified veterans organization
4 that derives its charter from a national veterans organization
5 shall be eligible to apply to the Board for a license allowing
6 video gaming as a licensed fraternal establishment or a
7 licensed veterans establishment if the proposed fraternal
8 establishment or veterans establishment is located in:

9 (1) a municipality having a population of not more
10 than 1,000,000 that has enacted an ordinance prohibiting
11 video gaming within the corporate limits; or

12 (2) a county having a population of not more than
13 1,000,000 that has enacted an ordinance prohibiting video
14 gaming within the unincorporated area of the county.

15 If the license is granted by the Board, then the licensed
16 fraternal establishment or licensed veterans establishment may
17 operate video gaming terminals pursuant to this Act.

18 (c) On and after July 1, 2021, a qualified fraternal
19 organization that derives its charter from a national
20 fraternal organization and a qualified veterans organization
21 that derives its charter from a national veterans organization
22 shall be eligible to apply to the Board for a license allowing
23 video gaming as a licensed fraternal establishment or a
24 licensed veterans establishment without a license under the
25 Liquor Control Act of 1934 if the proposed fraternal
26 establishment or veterans establishment is located in:

1 (1) a municipality having a population of not more
2 than 1,000,000; or

3 (2) a county having a population of not more than
4 1,000,000.

5 If the license is granted by the Board, then the licensed
6 fraternal establishment or licensed veterans establishment may
7 operate video gaming terminals pursuant to this Act without a
8 license under the Liquor Control Act of 1934.

9 (Source: P.A. 96-34, eff. 7-13-09.)

10 (230 ILCS 40/30)

11 Sec. 30. Multiple types of licenses prohibited. A video
12 gaming terminal manufacturer may not be licensed as a video
13 gaming terminal operator or own, manage, or control a licensed
14 establishment, licensed truck stop establishment, licensed
15 large truck stop establishment, licensed fraternal
16 establishment, or licensed veterans establishment, and shall
17 be licensed to sell only to persons having a valid
18 distributor's license or, if the manufacturer also holds a
19 valid distributor's license, to sell, distribute, lease, or
20 market to persons having a valid terminal operator's license.
21 A video gaming terminal distributor may not be licensed as a
22 video gaming terminal operator or own, manage, or control a
23 licensed establishment, licensed truck stop establishment,
24 licensed large truck stop establishment, licensed fraternal
25 establishment, or licensed veterans establishment, and shall

1 only contract with a licensed terminal operator. A video
2 gaming terminal operator may not be licensed as a video gaming
3 terminal manufacturer or distributor or own, manage, or
4 control a licensed establishment, licensed truck stop
5 establishment, licensed large truck stop establishment,
6 licensed fraternal establishment, or licensed veterans
7 establishment, and shall be licensed only to contract with
8 licensed distributors and licensed establishments, licensed
9 truck stop establishments, licensed large truck stop
10 establishments, licensed fraternal establishments, and
11 licensed veterans establishments. An owner or manager of a
12 licensed establishment, licensed truck stop establishment,
13 licensed large truck stop establishment, licensed fraternal
14 establishment, or licensed veterans establishment may not be
15 licensed as a video gaming terminal manufacturer, distributor,
16 or operator, and shall only contract with a licensed operator
17 to place and service this equipment. A sales agent and broker
18 may not be licensed as a manufacturer, distributor, supplier,
19 licensed establishment, licensed fraternal establishment,
20 licensed veterans establishment, licensed truck stop
21 establishment, or licensed large truck stop establishment.

22 (Source: P.A. 101-31, eff. 6-28-19.)

23 (230 ILCS 40/45)

24 Sec. 45. Issuance of license.

25 (a) The burden is upon each applicant to demonstrate his

1 suitability for licensure. Each video gaming terminal
2 manufacturer, distributor, supplier, operator, handler,
3 licensed establishment, licensed truck stop establishment,
4 licensed large truck stop establishment, licensed fraternal
5 establishment, and licensed veterans establishment shall be
6 licensed by the Board. The Board may issue or deny a license
7 under this Act to any person pursuant to the same criteria set
8 forth in Section 9 of the Illinois Gambling Act.

9 (a-5) The Board shall not grant a license to a person who
10 has facilitated, enabled, or participated in the use of
11 coin-operated devices for gambling purposes or who is under
12 the significant influence or control of such a person. For the
13 purposes of this Act, "facilitated, enabled, or participated
14 in the use of coin-operated amusement devices for gambling
15 purposes" means that the person has been convicted of any
16 violation of Article 28 of the Criminal Code of 1961 or the
17 Criminal Code of 2012. If there is pending legal action
18 against a person for any such violation, then the Board shall
19 delay the licensure of that person until the legal action is
20 resolved.

21 (b) Each person seeking and possessing a license as a
22 video gaming terminal manufacturer, distributor, supplier,
23 operator, handler, licensed establishment, licensed truck stop
24 establishment, licensed large truck stop establishment,
25 licensed fraternal establishment, or licensed veterans
26 establishment shall submit to a background investigation

1 conducted by the Board with the assistance of the State Police
2 or other law enforcement. To the extent that the corporate
3 structure of the applicant allows, the background
4 investigation shall include any or all of the following as the
5 Board deems appropriate or as provided by rule for each
6 category of licensure: (i) each beneficiary of a trust, (ii)
7 each partner of a partnership, (iii) each member of a limited
8 liability company, (iv) each director and officer of a
9 publicly or non-publicly held corporation, (v) each
10 stockholder of a non-publicly held corporation, (vi) each
11 stockholder of 5% or more of a publicly held corporation, or
12 (vii) each stockholder of 5% or more in a parent or subsidiary
13 corporation.

14 (c) Each person seeking and possessing a license as a
15 video gaming terminal manufacturer, distributor, supplier,
16 operator, handler, licensed establishment, licensed truck stop
17 establishment, licensed large truck stop establishment,
18 licensed fraternal establishment, or licensed veterans
19 establishment shall disclose the identity of every person,
20 association, trust, corporation, or limited liability company
21 having a greater than 1% direct or indirect pecuniary interest
22 in the video gaming terminal operation for which the license
23 is sought. If the disclosed entity is a trust, the application
24 shall disclose the names and addresses of the beneficiaries;
25 if a corporation, the names and addresses of all stockholders
26 and directors; if a limited liability company, the names and

1 addresses of all members; or if a partnership, the names and
2 addresses of all partners, both general and limited.

3 (d) No person may be licensed as a video gaming terminal
4 manufacturer, distributor, supplier, operator, handler,
5 licensed establishment, licensed truck stop establishment,
6 licensed large truck stop establishment, licensed fraternal
7 establishment, or licensed veterans establishment if that
8 person has been found by the Board to:

9 (1) have a background, including a criminal record,
10 reputation, habits, social or business associations, or
11 prior activities that pose a threat to the public
12 interests of the State or to the security and integrity of
13 video gaming;

14 (2) create or enhance the dangers of unsuitable,
15 unfair, or illegal practices, methods, and activities in
16 the conduct of video gaming; or

17 (3) present questionable business practices and
18 financial arrangements incidental to the conduct of video
19 gaming activities.

20 (e) Any applicant for any license under this Act has the
21 burden of proving his or her qualifications to the
22 satisfaction of the Board. The Board may adopt rules to
23 establish additional qualifications and requirements to
24 preserve the integrity and security of video gaming in this
25 State.

26 (f) A non-refundable application fee shall be paid at the

1 time an application for a license is filed with the Board in
 2 the following amounts:

3	(1) Manufacturer	\$5,000
4	(2) Distributor.....	\$5,000
5	(3) Terminal operator	\$5,000
6	(4) Supplier	\$2,500
7	(5) Technician	\$100
8	(6) Terminal Handler	\$100
9	(7) Licensed establishment, licensed truck stop	
10	establishment, licensed large truck stop establishment,	
11	licensed fraternal establishment, or licensed	
12	veterans establishment	\$100
13	<u>(8) Sales agent and broker</u>	<u>\$100</u>

14 (g) The Board shall establish an annual fee for each
 15 license not to exceed the following:

16	(1) Manufacturer	\$10,000
17	(2) Distributor.....	\$10,000
18	(3) Terminal operator	\$5,000
19	(4) Supplier	\$2,000
20	(5) Technician	\$100
21	(6) Licensed establishment, licensed truck stop	
22	establishment, licensed large truck stop establishment,	
23	licensed fraternal establishment, or licensed	
24	veterans establishment	\$100
25	(7) Video gaming terminal	\$100
26	(8) Terminal Handler	\$100

1 (9) Sales agent and broker \$100

2 (h) A terminal operator and a licensed establishment,
3 licensed truck stop establishment, licensed large truck stop
4 establishment, licensed fraternal establishment, or licensed
5 veterans establishment shall equally split the fees specified
6 in item (7) of subsection (g).

7 (Source: P.A. 100-1152, eff. 12-14-18; 101-31, eff. 6-28-19.)

8 (230 ILCS 40/65)

9 Sec. 65. Fees. ~~A Except as provided in this Section, a~~
10 non-home rule unit of government may not impose any fee for the
11 operation of a video gaming terminal in excess of \$250 ~~\$25~~ per
12 year. A home rule municipality may not impose a fee for the
13 operation of a video gaming terminal in excess of \$250 per
14 year. This Section is a limitation under subsection (i) of
15 Section 6 of Article VII of the Illinois Constitution on the
16 concurrent exercise by home rule units of powers and functions
17 exercised by the State. The City of Rockford may not impose any
18 fee for the operation of a video gaming terminal in excess of
19 \$250 per year.

20 The cost of any fee imposed under to this Section shall be
21 shared equally between the terminal operator and the
22 applicable licensed establishment, licensed veterans
23 establishment, licensed truck stop establishment, licensed
24 large truck stop establishment, or licensed fraternal
25 establishment under this Act.

1 (Source: P.A. 101-337, eff. 1-1-20.)

2 (230 ILCS 40/90 new)

3 Sec. 90. Exclusive regulation by State.

4 (a) The licensure, registration, and regulation of
5 manufacturers, distributors, terminal operators, licensed
6 technicians, licensed terminal handlers, licensed
7 establishments, licensed veterans establishments, licensed
8 truck stop establishments, licensed large truck stop
9 establishments, and licensed fraternal establishments under
10 this Act, and the imposition of fees and other charges under
11 this Act in connection with such licensure, registration, and
12 regulation, are exclusive powers and functions of the State.
13 No home rule municipality or non-home rule unit may license,
14 register, or otherwise regulate, or impose any type of fee or
15 any other charge upon, a manufacturer, distributor, terminal
16 operator, licensed technician, licensed terminal handler,
17 licensed establishment, licensed veterans establishment,
18 licensed truck stop establishment, licensed large truck stop
19 establishment, or licensed fraternal establishment. This
20 subsection (a) is a denial and limitation of home rule powers
21 and functions under subsection (h) of Section 6 of Article VII
22 of the Illinois Constitution.

23 (b) The licensure, registration, and regulation of video
24 gaming terminals under this Act are exclusive powers and
25 functions of the State. No home rule municipality or non-home

1 rule unit may license, register, or otherwise regulate video
2 gaming terminals. This subsection (b) is a denial and
3 limitation of home rule powers and functions under subsection
4 (h) of Section 6 of Article VII of the Illinois Constitution.

5 (c) No home rule municipality or non-home rule unit may
6 impose any type of tax upon a: (i) manufacturer, distributor,
7 terminal operator, licensed technician, licensed terminal
8 handler, licensed establishment, licensed veterans
9 establishment, licensed truck stop establishment, licensed
10 large truck stop establishment, or licensed fraternal
11 establishment or their respective authorized activities under
12 this Act; (ii) video gaming terminal; (iii) user or player of
13 any video gaming terminals; or (iv) other use, play, or
14 operation of video gaming terminals authorized under this Act
15 by any person or entity. This subsection (c) is a denial and
16 limitation of home rule powers and functions under subsection
17 (g) of Section 6 of Article VII of the Illinois Constitution.

18 (d) Any home rule municipality that has adopted an
19 ordinance imposing an amusement tax on persons who participate
20 in the playing of video gaming terminals on or before June 1,
21 2021 may continue to impose such amusement tax pursuant to
22 such ordinance but shall not increase, expand, or extend the
23 tax or tax rate on such persons participating in playing video
24 gaming terminals in excess of that tax or rate set forth in
25 such ordinance and shall not otherwise impose any other tax
26 upon any entity or person identified in subsection (c).

1 Section 35. The Sports Wagering Act is amended by changing
2 Sections 25-10, 25-15, 25-25, 25-50, and 25-90 as follows:

3 (230 ILCS 45/25-10)

4 Sec. 25-10. Definitions. As used in this Act:

5 "Adjusted gross sports wagering receipts" means a master
6 sports wagering licensee's gross sports wagering receipts,
7 less winnings paid to wagerers in such games.

8 "Athlete" means any current or former professional athlete
9 or collegiate athlete.

10 "Board" means the Illinois Gaming Board.

11 "Covered persons" includes athletes; umpires, referees,
12 and officials; personnel associated with clubs, teams,
13 leagues, and athletic associations; medical professionals
14 (including athletic trainers) who provide services to athletes
15 and players; and the family members and associates of these
16 persons where required to serve the purposes of this Act.

17 "Department" means the Department of the Lottery.

18 "Gaming facility" means a facility at which gambling
19 operations are conducted under the Illinois Gambling Act,
20 pari-mutuel wagering is conducted under the Illinois Horse
21 Racing Act of 1975, or sports wagering is conducted under this
22 Act.

23 "Official league data" means statistics, results,
24 outcomes, and other data related to a sports event obtained

1 pursuant to an agreement with the relevant sports governing
2 body, or an entity expressly authorized by the sports
3 governing body to provide such information to licensees, that
4 authorizes the use of such data for determining the outcome of
5 tier 2 sports wagers on such sports events.

6 "Organization licensee" has the meaning given to that term
7 in the Illinois Horse Racing Act of 1975.

8 "Owners licensee" means the holder of an owners license
9 under the Illinois Gambling Act.

10 "Person" means an individual, partnership, committee,
11 association, corporation, or any other organization or group
12 of persons.

13 "Personal biometric data" means an athlete's information
14 derived from DNA, heart rate, blood pressure, perspiration
15 rate, internal or external body temperature, hormone levels,
16 glucose levels, hydration levels, vitamin levels, bone
17 density, muscle density, and sleep patterns.

18 "Prohibited conduct" includes any statement, action, and
19 other communication intended to influence, manipulate, or
20 control a betting outcome of a sporting contest or of any
21 individual occurrence or performance in a sporting contest in
22 exchange for financial gain or to avoid financial or physical
23 harm. "Prohibited conduct" includes statements, actions, and
24 communications made to a covered person by a third party, such
25 as a family member or through social media. "Prohibited
26 conduct" does not include statements, actions, or

1 communications made or sanctioned by a team or sports
2 governing body.

3 "Qualified applicant" means an applicant for a license
4 under this Act whose application meets the mandatory minimum
5 qualification criteria as required by the Board.

6 "Sporting contest" means a sports event or game on which
7 the State allows sports wagering to occur under this Act.

8 "Sports event" means a professional sport or athletic
9 event, a collegiate sport or athletic event, a motor race
10 event, or any other event or competition of relative skill
11 authorized by the Board under this Act.

12 "Sports facility" means a facility that hosts sports
13 events and holds a seating capacity greater than 17,000
14 persons, except in a municipality with a population of more
15 than 1,000,000, a seating capacity greater than 10,000
16 persons.

17 "Sports governing body" means the organization that
18 prescribes final rules and enforces codes of conduct with
19 respect to a sports event and participants therein.

20 "Sports wagering" means accepting wagers on sports events
21 or portions of sports events, or on the individual performance
22 statistics of athletes in a sports event or combination of
23 sports events, by any system or method of wagering, including,
24 but not limited to, in person or over the Internet through
25 websites and on mobile devices. "Sports wagering" includes,
26 but is not limited to, single-game bets, teaser bets, parlays,

1 over-under, moneyline, pools, exchange wagering, in-game
2 wagering, in-play bets, proposition bets, and straight bets.

3 "Sports wagering account" means a financial record
4 established by a master sports wagering licensee for an
5 individual patron in which the patron may deposit and withdraw
6 funds for sports wagering and other authorized purchases and
7 to which the master sports wagering licensee may credit
8 winnings or other amounts due to that patron or authorized by
9 that patron.

10 "Tier 1 sports wager" means a sports wager that is
11 determined solely by the final score or final outcome of the
12 sports event and is placed before the sports event has begun.

13 "Tier 2 sports wager" means a sports wager that is not a
14 tier 1 sports wager.

15 "Wager" means a sum of money or thing of value risked on an
16 uncertain occurrence.

17 "Winning bidder" means a qualified applicant for a master
18 sports wagering license chosen through the competitive
19 selection process under Section 25-45.

20 (Source: P.A. 101-31, eff. 6-28-19.)

21 (230 ILCS 45/25-15)

22 Sec. 25-15. Board duties and powers.

23 (a) Except for sports wagering conducted under Section
24 25-70, the Board shall have the authority to regulate the
25 conduct of sports wagering under this Act.

1 (b) The Board may adopt any rules the Board considers
2 necessary for the successful implementation, administration,
3 and enforcement of this Act, except for Section 25-70. Rules
4 proposed by the Board may be adopted as emergency rules
5 pursuant to Section 5-45 of the Illinois Administrative
6 Procedure Act.

7 (c) The Board shall levy and collect all fees, surcharges,
8 civil penalties, and monthly taxes on adjusted gross sports
9 wagering receipts imposed by this Act and deposit all moneys
10 into the Sports Wagering Fund, except as otherwise provided
11 under this Act.

12 (d) The Board may exercise any other powers necessary to
13 enforce the provisions of this Act that it regulates and the
14 rules of the Board.

15 (e) The Board shall adopt rules for a license to be
16 employed by a master sports wagering licensee when the
17 employee works in a designated gaming area that has sports
18 wagering or performs duties in furtherance of or associated
19 with the operation of sports wagering by the master sports
20 wagering licensee (occupational license), which shall require
21 an annual license fee of \$250. However, occupational licenses
22 issued under the Illinois Gambling Act for employees of an
23 owners license or organization gaming licensee, once granted,
24 are considered equivalent licenses to work in sports wagering
25 positions located at the same gaming facility. License fees
26 shall be deposited into the State Gaming Fund and used for the

1 administration of this Act.

2 (f) The Board may require that licensees share, in real
3 time and at the sports wagering account level, information
4 regarding a wagerer, amount and type of wager, the time the
5 wager was placed, the location of the wager, including the
6 Internet protocol address, if applicable, the outcome of the
7 wager, and records of abnormal wagering activity. Information
8 shared under this subsection (f) must be submitted in the form
9 and manner as required by rule. If a sports governing body has
10 notified the Board that real-time information sharing for
11 wagers placed on its sports events is necessary and desirable,
12 licensees may share the same information in the form and
13 manner required by the Board by rule with the sports governing
14 body or its designee with respect to wagers on its sports
15 events subject to applicable federal, State, or local laws or
16 regulations, including, without limitation, privacy laws and
17 regulations. Such information may be provided in anonymized
18 form and may be used by a sports governing body solely for
19 integrity purposes. For purposes of this subsection (f),
20 "real-time" means a commercially reasonable periodic interval.

21 (g) A master sports wagering licensee, professional sports
22 team, league, or association, sports governing body, or
23 institution of higher education may submit to the Board in
24 writing a request to prohibit a type or form of wagering if the
25 master sports wagering licensee, professional sports team,
26 league, or association, sports governing body, or institution

1 of higher education believes that such wagering by type or
2 form is contrary to public policy, unfair to consumers, or
3 affects the integrity of a particular sport or the sports
4 betting industry. The Board shall grant the request upon a
5 demonstration of good cause from the requester and
6 consultation with licensees. The Board shall respond to a
7 request pursuant to this subsection (g) concerning a
8 particular event before the start of the event or, if it is not
9 feasible to respond before the start of the event, as soon as
10 practicable.

11 (h) The Board and master sports wagering licensees may
12 cooperate with investigations conducted by sports governing
13 bodies or law enforcement agencies, including, but not limited
14 to, providing and facilitating the provision of account-level
15 betting information and audio or video files relating to
16 persons placing wagers.

17 (i) A master sports wagering licensee shall make
18 commercially reasonable efforts to promptly notify the Board
19 any information relating to:

20 (1) criminal or disciplinary proceedings commenced
21 against the master sports wagering licensee in connection
22 with its operations;

23 (2) abnormal wagering activity or patterns that may
24 indicate a concern with the integrity of a sports event or
25 sports events;

26 (3) any potential breach of the relevant sports

1 governing body's internal rules and codes of conduct
2 pertaining to sports wagering that a licensee has
3 knowledge of;

4 (4) any other conduct that corrupts a wagering outcome
5 of a sports event or sports events for purposes of
6 financial gain, including match fixing; and

7 (5) suspicious or illegal wagering activities,
8 including use of funds derived from illegal activity,
9 wagers to conceal or launder funds derived from illegal
10 activity, using agents to place wagers, and using false
11 identification.

12 A master sports wagering licensee shall also make
13 commercially reasonable efforts to promptly report information
14 relating to conduct described in paragraphs (2), (3), and (4)
15 of this subsection (i) to the relevant sports governing body.

16 (Source: P.A. 101-31, eff. 6-28-19.)

17 (230 ILCS 45/25-25)

18 Sec. 25-25. Sports wagering authorized.

19 (a) Notwithstanding any provision of law to the contrary,
20 the operation of sports wagering is only lawful when conducted
21 in accordance with the provisions of this Act and the rules of
22 the Illinois Gaming Board and the Department of the Lottery.

23 (b) A person placing a wager under this Act shall be at
24 least 21 years of age.

25 (c) A licensee under this Act may not accept a wager on a

1 minor league sports event.

2 (d) Except as otherwise provided in this Section, a ~~A~~
3 licensee under this Act may not accept a wager for a sports
4 event involving an Illinois collegiate team.

5 (d-5) Beginning on the effective date of this amendatory
6 Act of the 102nd General Assembly until July 1, 2023, a
7 licensee under this Act may accept a wager for a sports event
8 involving an Illinois collegiate team if:

9 (1) the wager is a tier 1 wager;

10 (2) the wager is not related to an individual
11 athlete's performance; and

12 (3) the wager is made in person instead of over the
13 Internet or through a mobile application.

14 (e) A licensee under this Act may only accept a wager from
15 a person physically located in the State.

16 (f) Master sports wagering licensees may use any data
17 source for determining the results of all tier 1 sports
18 wagers.

19 (g) A sports governing body headquartered in the United
20 States may notify the Board that it desires to supply official
21 league data to master sports wagering licensees for
22 determining the results of tier 2 sports wagers. Such
23 notification shall be made in the form and manner as the Board
24 may require. If a sports governing body does not notify the
25 Board of its desire to supply official league data, a master
26 sports wagering licensee may use any data source for

1 determining the results of any and all tier 2 sports wagers on
2 sports contests for that sports governing body.

3 Within 30 days of a sports governing body notifying the
4 Board, master sports wagering licensees shall use only
5 official league data to determine the results of tier 2 sports
6 wagers on sports events sanctioned by that sports governing
7 body, unless: (1) the sports governing body or designee cannot
8 provide a feed of official league data to determine the
9 results of a particular type of tier 2 sports wager, in which
10 case master sports wagering licensees may use any data source
11 for determining the results of the applicable tier 2 sports
12 wager until such time as such data feed becomes available on
13 commercially reasonable terms; or (2) a master sports wagering
14 licensee can demonstrate to the Board that the sports
15 governing body or its designee cannot provide a feed of
16 official league data to the master sports wagering licensee on
17 commercially reasonable terms. During the pendency of the
18 Board's determination, such master sports wagering licensee
19 may use any data source for determining the results of any and
20 all tier 2 sports wagers.

21 (h) A licensee under this Act may not accept wagers on a
22 kindergarten through 12th grade sports event.

23 (Source: P.A. 101-31, eff. 6-28-19.)

24 (230 ILCS 45/25-50)

25 Sec. 25-50. Supplier license.

1 (a) The Board may issue a supplier license to a person to
2 sell or lease sports wagering equipment, systems, or other
3 gaming items to conduct sports wagering and offer services
4 related to the equipment or other gaming items and data to a
5 master sports wagering licensee while the license is active.

6 (b) The Board may adopt rules establishing additional
7 requirements for a supplier and any system or other equipment
8 utilized for sports wagering. The Board may accept licensing
9 by another jurisdiction that it specifically determines to
10 have similar licensing requirements as evidence the applicant
11 meets supplier licensing requirements.

12 (c) An applicant for a supplier license shall demonstrate
13 that the equipment, system, or services that the applicant
14 plans to offer to the master sports wagering licensee conforms
15 to standards established by the Board and applicable State
16 law. The Board may accept approval by another jurisdiction
17 that it specifically determines have similar equipment
18 standards as evidence the applicant meets the standards
19 established by the Board and applicable State law.

20 (d) Applicants shall pay to the Board a nonrefundable
21 license and application fee in the amount of \$150,000. Except
22 as provided by Section 8.1 of the Illinois Gambling Act, the
23 initial supplier license shall be issued for 4 years unless
24 sooner canceled or terminated. After the initial period ~~4-year~~
25 ~~term~~, the Board shall renew supplier licenses for additional
26 4-year periods unless sooner canceled or terminated annually

1 ~~thereafter~~. Renewal of a supplier license shall be granted to
2 a renewal applicant who has continued to comply with all
3 applicable statutory and regulatory requirements, ~~upon~~
4 ~~submission of the Board issued renewal form and payment of a~~
5 ~~\$150,000 renewal fee.~~ Beginning 4 years after issuance of the
6 initial supplier license, a holder of a supplier license shall
7 pay a \$150,000 annual license fee.

8 (e) A supplier shall submit to the Board a list of all
9 sports wagering equipment and services sold, delivered, or
10 offered to a master sports wagering licensee in this State, as
11 required by the Board, all of which must be tested and approved
12 by an independent testing laboratory approved by the Board. A
13 master sports wagering licensee may continue to use supplies
14 acquired from a licensed supplier, even if a supplier's
15 license expires or is otherwise canceled, unless the Board
16 finds a defect in the supplies.

17 (Source: P.A. 101-31, eff. 6-28-19.)

18 (230 ILCS 45/25-90)

19 Sec. 25-90. Tax; Sports Wagering Fund.

20 (a) For the privilege of holding a license to operate
21 sports wagering under this Act, this State shall impose and
22 collect 15% of a master sports wagering licensee's adjusted
23 gross sports wagering receipts from sports wagering. The
24 accrual method of accounting shall be used for purposes of
25 calculating the amount of the tax owed by the licensee.

1 The taxes levied and collected pursuant to this subsection
2 (a) are due and payable to the Board no later than the last day
3 of the month following the calendar month in which the
4 adjusted gross sports wagering receipts were received and the
5 tax obligation was accrued.

6 (a-5) In addition to the tax imposed under subsection (a)
7 of this Section, for the privilege of holding a license to
8 operate sports wagering under this Act, the State shall impose
9 and collect 2% of the adjusted gross receipts from sports
10 wagers that are placed within a home rule county with a
11 population of over 3,000,000 inhabitants, which shall be paid,
12 subject to appropriation from the General Assembly, from the
13 Sports Wagering Fund to that home rule county for the purpose
14 of enhancing the county's criminal justice system.

15 (b) The Sports Wagering Fund is hereby created as special
16 fund in the State treasury. Except as otherwise provided in
17 this Act, all moneys collected under this Act by the Board
18 shall be deposited into the Sports Wagering Fund. On the 25th
19 of each month, any moneys remaining in the Sports Wagering
20 Fund in excess of the anticipated monthly expenditures from
21 the Fund through the next month, as certified by the Board to
22 the State Comptroller, shall be transferred by the State
23 Comptroller and the State Treasurer to the Capital Projects
24 Fund.

25 (c) Beginning with July 2021, and on a monthly basis
26 thereafter, the Board shall certify to the State Comptroller

1 the amount of license fees collected in the month for initial
2 licenses issued under this Act, except for occupational
3 licenses. As soon after certification as practicable, the
4 State Comptroller shall direct and the State Treasurer shall
5 transfer the certified amount from the Sports Wagering Fund to
6 the Rebuild Illinois Projects Fund.

7 (Source: P.A. 101-31, eff. 6-28-19.)

8 Section 97. Severability. The provisions of this Act are
9 severable under Section 1.31 of the Statute on Statutes.

10 Section 99. Effective date. This Act takes effect upon
11 becoming law."