

1 AN ACT concerning gaming.

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

4 Section 5. Intent. This Act is not intended to interfere  
5 with the limitations on the conduct of sports wagering at  
6 inter-track wagering locations in Section 25-30 of the Sports  
7 Wagering Act.

8 Section 10. The Illinois Horse Racing Act of 1975 is  
9 amended by changing Section 26 as follows:

10 (230 ILCS 5/26) (from Ch. 8, par. 37-26)

11 Sec. 26. Wagering.

12 (a) Any licensee may conduct and supervise the pari-mutuel  
13 system of wagering, as defined in Section 3.12 of this Act, on  
14 horse races conducted by an Illinois organization licensee or  
15 conducted at a racetrack located in another state or country  
16 in accordance with subsection (g) of Section 26 of this Act.  
17 Subject to the prior consent of the Board, licensees may  
18 supplement any pari-mutuel pool in order to guarantee a  
19 minimum distribution. Such pari-mutuel method of wagering  
20 shall not, under any circumstances if conducted under the  
21 provisions of this Act, be held or construed to be unlawful,  
22 other statutes of this State to the contrary notwithstanding.

1 Subject to rules for advance wagering promulgated by the  
2 Board, any licensee may accept wagers in advance of the day ~~of~~  
3 the race wagered upon occurs.

4 (b) Except for those gaming activities for which a license  
5 is obtained and authorized under the Illinois Lottery Law, the  
6 Charitable Games Act, the Raffles and Poker Runs Act, or the  
7 Illinois Gambling Act, no other method of betting, pool  
8 making, wagering or gambling shall be used or permitted by the  
9 licensee. Each licensee may retain, subject to the payment of  
10 all applicable taxes and purses, an amount not to exceed 17% of  
11 all money wagered under subsection (a) of this Section, except  
12 as may otherwise be permitted under this Act.

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

20 (c) (Blank).

21 (c-5) The sum held by any licensee for payment of  
22 outstanding pari-mutuel tickets, if unclaimed prior to  
23 December 31 of the next year, shall be retained by the licensee  
24 for payment of such tickets until that date. Within 10 days  
25 thereafter, the balance of such sum remaining unclaimed, less  
26 any uncashed supplements contributed by such licensee for the

1 purpose of guaranteeing minimum distributions of any  
2 pari-mutuel pool, shall be evenly distributed to the purse  
3 account of the organization licensee and the organization  
4 licensee, except that the balance of the sum of all  
5 outstanding pari-mutuel tickets generated from simulcast  
6 wagering and inter-track wagering by an organization licensee  
7 located in a county with a population in excess of 230,000 and  
8 borders the Mississippi River or any licensee that derives its  
9 license from that organization licensee shall be evenly  
10 distributed to the purse account of the organization licensee  
11 and the organization licensee.

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

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

26 (f) Notwithstanding the other provisions of this Act, an

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

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

1 (g) A host track may accept interstate simulcast wagers on  
2 horse races conducted in other states or countries and shall  
3 control the number of signals and types of breeds of racing in  
4 its simulcast program, subject to the disapproval of the  
5 Board. The Board may prohibit a simulcast program only if it  
6 finds that the simulcast program is clearly adverse to the  
7 integrity of racing. The host track simulcast program shall  
8 include the signal of live racing of all organization  
9 licensees. All non-host licensees and advance deposit wagering  
10 licensees shall carry the signal of and accept wagers on live  
11 racing of all organization licensees. Advance deposit wagering  
12 licensees shall not be permitted to accept out-of-state wagers  
13 on any Illinois signal provided pursuant to this Section  
14 without the approval and consent of the organization licensee  
15 providing the signal. For one year after August 15, 2014 (the  
16 effective date of Public Act 98-968), non-host licensees may  
17 carry the host track simulcast program and shall accept wagers  
18 on all races included as part of the simulcast program of horse  
19 races conducted at race tracks located within North America  
20 upon which wagering is permitted. For a period of one year  
21 after August 15, 2014 (the effective date of Public Act  
22 98-968), on horse races conducted at race tracks located  
23 outside of North America, non-host licensees may accept wagers  
24 on all races included as part of the simulcast program upon  
25 which wagering is permitted. Beginning August 15, 2015 (one  
26 year after the effective date of Public Act 98-968), non-host

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

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

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

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



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

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

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

1 by the non-host licensee and its affiliated non-host  
2 licensees receiving the simulcast.

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

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

1 Fund, subject to the provisions of subparagraph (B) of  
2 paragraph (11) of subsection (h) of Section 26 of this  
3 Act.

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

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

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

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

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

16          (7) Effective January 1, 2017, notwithstanding any  
17          provision of this Act to the contrary, after payment of  
18          all applicable State and local taxes and interstate  
19          commission fees, non-host licensees who derive their  
20          licenses from a track located in a county with a  
21          population in excess of 230,000 and that borders the  
22          Mississippi River shall retain 50% of the retention from  
23          interstate simulcast wagers and shall pay 50% to purses at  
24          the track from which the non-host licensee derives its  
25          license.

26          (7.1) Notwithstanding any other provision of this Act

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

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

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

1 assistance of the Illinois Standardbred Breeders Fund  
2 Advisory Board.

3 (7.2) Notwithstanding any other provision of this Act  
4 to the contrary, if no thoroughbred racing is conducted at  
5 a racetrack located in Madison County during any calendar  
6 year beginning on or after January 1, 2002, all moneys  
7 derived by that racetrack from simulcast wagering and  
8 inter-track wagering that (1) are to be used for purses  
9 and (2) are generated between the hours of 6:30 a.m. and  
10 6:30 p.m. during that calendar year shall be deposited as  
11 follows:

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

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

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

9 (8) Notwithstanding any provision in this Act to the  
10 contrary, an organization licensee from a track located in  
11 a county with a population in excess of 230,000 and that  
12 borders the Mississippi River and its affiliated non-host  
13 licensees shall not be entitled to share in any retention  
14 generated on racing, inter-track wagering, or simulcast  
15 wagering at any other Illinois wagering facility.

16 (8.1) Notwithstanding any provisions in this Act to  
17 the contrary, if 2 organization licensees are conducting  
18 standardbred race meetings concurrently between the hours  
19 of 6:30 p.m. and 6:30 a.m., after payment of all  
20 applicable State and local taxes and interstate commission  
21 fees, the remainder of the amount retained from simulcast  
22 wagering otherwise attributable to the host track and to  
23 host track purses shall be split daily between the 2  
24 organization licensees and the purses at the tracks of the  
25 2 organization licensees, respectively, based on each  
26 organization licensee's share of the total live handle for



1 that day, provided that this provision shall not apply to  
2 any non-host licensee that derives its license from a  
3 track located in a county with a population in excess of  
4 230,000 and that borders the Mississippi River.

5 (9) (Blank).

6 (10) (Blank).

7 (11) (Blank).

8 (12) The Board shall have authority to compel all host  
9 tracks to receive the simulcast of any or all races  
10 conducted at the Springfield or DuQuoin State fairgrounds  
11 and include all such races as part of their simulcast  
12 programs.

13 (13) Notwithstanding any other provision of this Act,  
14 in the event that the total Illinois pari-mutuel handle on  
15 Illinois horse races at all wagering facilities in any  
16 calendar year is less than 75% of the total Illinois  
17 pari-mutuel handle on Illinois horse races at all such  
18 wagering facilities for calendar year 1994, then each  
19 wagering facility that has an annual total Illinois  
20 pari-mutuel handle on Illinois horse races that is less  
21 than 75% of the total Illinois pari-mutuel handle on  
22 Illinois horse races at such wagering facility for  
23 calendar year 1994, shall be permitted to receive, from  
24 any amount otherwise payable to the purse account at the  
25 race track with which the wagering facility is affiliated  
26 in the succeeding calendar year, an amount equal to 2% of

1 the differential in total Illinois pari-mutuel handle on  
2 Illinois horse races at the wagering facility between that  
3 calendar year in question and 1994 provided, however, that  
4 a wagering facility shall not be entitled to any such  
5 payment until the Board certifies in writing to the  
6 wagering facility the amount to which the wagering  
7 facility is entitled and a schedule for payment of the  
8 amount to the wagering facility, based on: (i) the racing  
9 dates awarded to the race track affiliated with the  
10 wagering facility during the succeeding year; (ii) the  
11 sums available or anticipated to be available in the purse  
12 account of the race track affiliated with the wagering  
13 facility for purses during the succeeding year; and (iii)  
14 the need to ensure reasonable purse levels during the  
15 payment period. The Board's certification shall be  
16 provided no later than January 31 of the succeeding year.  
17 In the event a wagering facility entitled to a payment  
18 under this paragraph (13) is affiliated with a race track  
19 that maintains purse accounts for both standardbred and  
20 thoroughbred racing, the amount to be paid to the wagering  
21 facility shall be divided between each purse account pro  
22 rata, based on the amount of Illinois handle on Illinois  
23 standardbred and thoroughbred racing respectively at the  
24 wagering facility during the previous calendar year.  
25 Annually, the General Assembly shall appropriate  
26 sufficient funds from the General Revenue Fund to the

1 Department of Agriculture for payment into the  
2 thoroughbred and standardbred horse racing purse accounts  
3 at Illinois pari-mutuel tracks. The amount paid to each  
4 purse account shall be the amount certified by the  
5 Illinois Racing Board in January to be transferred from  
6 each account to each eligible racing facility in  
7 accordance with the provisions of this Section. Beginning  
8 in the calendar year in which an organization licensee  
9 that is eligible to receive payment under this paragraph  
10 (13) begins to receive funds from gaming pursuant to an  
11 organization gaming license issued under the Illinois  
12 Gambling Act, the amount of the payment due to all  
13 wagering facilities licensed under that organization  
14 licensee under this paragraph (13) shall be the amount  
15 certified by the Board in January of that year. An  
16 organization licensee and its related wagering facilities  
17 shall no longer be able to receive payments under this  
18 paragraph (13) beginning in the year subsequent to the  
19 first year in which the organization licensee begins to  
20 receive funds from gaming pursuant to an organization  
21 gaming license issued under the Illinois Gambling Act.

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

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

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

1 in a county that has a population of more than 230,000 and  
2 that is bounded by the Mississippi River may establish up  
3 to 9 inter-track wagering location licenses, and an  
4 eligible race track conducting standardbred racing  
5 pursuant to Section 19.5 may have up to 16 inter-track  
6 wagering location licenses. In addition to the prior  
7 sentence's inter-track wagering location licenses, all  
8 other eligible race tracks may have up to 34 intertrack  
9 wagering location licenses in total between all eligible  
10 inter-track wagering licenses ~~locations, an eligible race~~  
11 ~~track located in Stickney Township in Cook County may~~  
12 ~~establish up to 16 inter-track wagering locations, and an~~  
13 ~~eligible race track located in Palatine Township in Cook~~  
14 ~~County may establish up to 18 inter-track wagering~~  
15 ~~locations.~~ An eligible racetrack conducting standardbred  
16 racing may have up to 16 inter-track wagering locations.  
17 An application for said license shall be filed with the  
18 Board prior to such dates as may be fixed by the Board.  
19 With an application for an inter-track wagering location  
20 license there shall be delivered to the Board a certified  
21 check or bank draft payable to the order of the Board for  
22 an amount equal to \$500. The application shall be on forms  
23 prescribed and furnished by the Board. The application  
24 shall comply with all other rules, regulations and  
25 conditions imposed by the Board in connection therewith.

26 (2) The Board shall examine the applications with

1           respect to their conformity with this Act and the rules  
2           and regulations imposed by the Board. If found to be in  
3           compliance with the Act and rules and regulations of the  
4           Board, the Board may then issue a license to conduct  
5           inter-track wagering and simulcast wagering to such  
6           applicant. All such applications shall be acted upon by  
7           the Board at a meeting to be held on such date as may be  
8           fixed by the Board.

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

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

24          (5) Each license to conduct inter-track wagering and  
25          simulcast wagering shall specify the person to whom it is  
26          issued, the dates on which such wagering is permitted, and

1 the track or location where the wagering is to be  
2 conducted.

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

7 (7) An inter-track wagering licensee or inter-track  
8 wagering location licensee may accept wagers at the track  
9 or location where it is licensed, or as otherwise provided  
10 under this Act.

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

14 (8.1) Inter-track wagering location licensees who  
15 derive their licenses from a particular organization  
16 licensee shall conduct inter-track wagering and simulcast  
17 wagering only at locations that are within 160 miles of  
18 that race track where the particular organization licensee  
19 is licensed to conduct racing. However, inter-track  
20 wagering and simulcast wagering shall not be conducted by  
21 those licensees at any location within 5 miles of any race  
22 track at which a horse race meeting has been licensed in  
23 the current year, unless the person having operating  
24 control of such race track has given its written consent  
25 to such inter-track wagering location licensees, which  
26 consent must be filed with the Board at or prior to the

1 time application is made. In the case of any inter-track  
2 wagering location licensee initially licensed after  
3 December 31, 2013, inter-track wagering and simulcast  
4 wagering shall not be conducted by those inter-track  
5 wagering location licensees that are located outside the  
6 City of Chicago at any location within 8 miles of any race  
7 track at which a horse race meeting has been licensed in  
8 the current year, unless the person having operating  
9 control of such race track has given its written consent  
10 to such inter-track wagering location licensees, which  
11 consent must be filed with the Board at or prior to the  
12 time application is made.

13 (8.2) Inter-track wagering or simulcast wagering shall  
14 not be conducted by an inter-track wagering location  
15 licensee at any location within 100 feet of an existing  
16 church, an existing elementary or secondary public school,  
17 or an existing elementary or secondary private school  
18 registered with or recognized by the State Board of  
19 Education. The distance of 100 feet shall be measured to  
20 the nearest part of any building used for worship  
21 services, education programs, or conducting inter-track  
22 wagering by an inter-track wagering location licensee, and  
23 not to property boundaries. However, inter-track wagering  
24 or simulcast wagering may be conducted at a site within  
25 100 feet of a church or school if such church or school has  
26 been erected or established after the Board issues the



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

17 (9) (Blank).

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

1 Section 27.

2 (10.1) Except as provided in subsection (g) of Section  
3 27 of this Act, inter-track wagering location licensees  
4 shall pay 1% of the pari-mutuel handle at each location to  
5 the municipality in which such location is situated and 1%  
6 of the pari-mutuel handle at each location to the county  
7 in which such location is situated. In the event that an  
8 inter-track wagering location licensee is situated in an  
9 unincorporated area of a county, such licensee shall pay  
10 2% of the pari-mutuel handle from such location to such  
11 county. Inter-track wagering location licensees must pay  
12 the handle percentage required under this paragraph to the  
13 municipality and county no later than the 20th of the  
14 month following the month such handle was generated.

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

1 inter-track wagering location licensee that derives its  
2 license from the organization licensee that operates the  
3 first race track, those moneys shall be allocated as  
4 follows:

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

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

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

1 an inter-track wagering licensee that accepts wagers on  
2 races conducted by an organization licensee that conducts  
3 a race meet in a county with a population in excess of  
4 230,000 and that borders the Mississippi River shall not  
5 divide any remaining retention with that organization  
6 licensee.

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

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

1 county with a population in excess of 230,000 and that  
2 borders the Mississippi River shall be further  
3 redistributed, effective January 1, 2017, as provided in  
4 paragraph (7) of subsection (g) of this Section 26, with  
5 the portion of that further redistribution allocated to  
6 purses at that organization licensee to be divided between  
7 standardbred purses and thoroughbred purses based on the  
8 amounts otherwise allocated to purses at that organization  
9 licensee during the calendar year in question; and (iv) 8%  
10 of the pari-mutuel handle on inter-track wagering wagered  
11 at such location to satisfy all costs and expenses of  
12 conducting its wagering. The remainder of the monies  
13 retained by the inter-track wagering location licensee  
14 shall be allocated 40% to the location licensee and 60% to  
15 the organization licensee which provides the Illinois  
16 races to the location, except that an inter-track wagering  
17 location licensee that derives its license from a track  
18 located in a county with a population in excess of 230,000  
19 and that borders the Mississippi River shall not divide  
20 any remaining retention with the organization licensee  
21 that provides the race or races and an inter-track  
22 wagering location licensee that accepts wagers on races  
23 conducted by an organization licensee that conducts a race  
24 meet in a county with a population in excess of 230,000 and  
25 that borders the Mississippi River shall not divide any  
26 remaining retention with the organization licensee.

1           Notwithstanding the provisions of clauses (ii) and (iv) of  
2           this paragraph, in the case of the additional inter-track  
3           wagering location licenses authorized under paragraph (1)  
4           of this subsection (h) by Public Act 87-110, those  
5           licensees shall pay the following amounts as purses:  
6           during the first 12 months the licensee is in operation,  
7           5.25% of the pari-mutuel handle wagered at the location on  
8           races; during the second 12 months, 5.25%; during the  
9           third 12 months, 5.75%; during the fourth 12 months,  
10          6.25%; and during the fifth 12 months and thereafter,  
11          6.75%. The following amounts shall be retained by the  
12          licensee to satisfy all costs and expenses of conducting  
13          its wagering: during the first 12 months the licensee is  
14          in operation, 8.25% of the pari-mutuel handle wagered at  
15          the location; during the second 12 months, 8.25%; during  
16          the third 12 months, 7.75%; during the fourth 12 months,  
17          7.25%; and during the fifth 12 months and thereafter,  
18          6.75%. For additional inter-track wagering location  
19          licensees authorized under Public Act 89-16, purses for  
20          the first 12 months the licensee is in operation shall be  
21          5.75% of the pari-mutuel wagered at the location, purses  
22          for the second 12 months the licensee is in operation  
23          shall be 6.25%, and purses thereafter shall be 6.75%. For  
24          additional inter-track location licensees authorized under  
25          Public Act 89-16, the licensee shall be allowed to retain  
26          to satisfy all costs and expenses: 7.75% of the

1 pari-mutuel handle wagered at the location during its  
2 first 12 months of operation, 7.25% during its second 12  
3 months of operation, and 6.75% thereafter.

4 (C) There is hereby created the Horse Racing Tax  
5 Allocation Fund which shall remain in existence until  
6 December 31, 1999. Moneys remaining in the Fund after  
7 December 31, 1999 shall be paid into the General Revenue  
8 Fund. Until January 1, 2000, all monies paid into the  
9 Horse Racing Tax Allocation Fund pursuant to this  
10 paragraph (11) by inter-track wagering location licensees  
11 located in park districts of 500,000 population or less,  
12 or in a municipality that is not included within any park  
13 district but is included within a conservation district  
14 and is the county seat of a county that (i) is contiguous  
15 to the state of Indiana and (ii) has a 1990 population of  
16 88,257 according to the United States Bureau of the  
17 Census, and operating on May 1, 1994 shall be allocated by  
18 appropriation as follows:

19 Two-sevenths to the Department of Agriculture.

20 Fifty percent of this two-sevenths shall be used to  
21 promote the Illinois horse racing and breeding  
22 industry, and shall be distributed by the Department  
23 of Agriculture upon the advice of a 9-member committee  
24 appointed by the Governor consisting of the following  
25 members: the Director of Agriculture, who shall serve  
26 as chairman; 2 representatives of organization



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

1 two-sevenths shall be distributed to county fairs for  
2 premiums and rehabilitation as set forth in the  
3 Agricultural Fair Act;

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

1           that the monies are distributed to each park district  
2           or conservation district or municipality that does not  
3           have a park district in an amount equal to  
4           four-sevenths of the amount collected by each  
5           inter-track wagering location licensee within the park  
6           district or conservation district or municipality for  
7           the Fund. Monies that were paid into the Horse Racing  
8           Tax Allocation Fund before August 9, 1991 (the  
9           effective date of Public Act 87-110) by an inter-track  
10          wagering location licensee located in a municipality  
11          that is not included within any park district but is  
12          included within a conservation district as provided in  
13          this paragraph shall, as soon as practicable after  
14          August 9, 1991 (the effective date of Public Act  
15          87-110), be allocated and paid to that conservation  
16          district as provided in this paragraph. Any park  
17          district or municipality not maintaining a museum may  
18          deposit the monies in the corporate fund of the park  
19          district or municipality where the inter-track  
20          wagering location is located, to be used for general  
21          purposes; and

22                 One-seventh to the Agricultural Premium Fund to be  
23                 used for distribution to agricultural home economics  
24                 extension councils in accordance with "An Act in  
25                 relation to additional support and finances for the  
26                 Agricultural and Home Economic Extension Councils in

1           the several counties of this State and making an  
2           appropriation therefor", approved July 24, 1967.

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

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

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

18 Four-sevenths to museums and aquariums located in  
19 park districts of over 500,000 population; provided  
20 that the monies are distributed in accordance with the  
21 previous year's distribution of the maintenance tax  
22 for such museums and aquariums as provided in Section  
23 2 of the Park District Aquarium and Museum Act; and

24 One-seventh to the Agricultural Premium Fund to be  
25 used for distribution to agricultural home economics  
26 extension councils in accordance with "An Act in

1 relation to additional support and finances for the  
2 Agricultural and Home Economic Extension Councils in  
3 the several counties of this State and making an  
4 appropriation therefor", approved July 24, 1967. This  
5 subparagraph (C) shall be inoperative and of no force  
6 and effect on and after January 1, 2000.

7 (D) Except as provided in paragraph (11) of this  
8 subsection (h), with respect to purse allocation from  
9 inter-track wagering, the monies so retained shall be  
10 divided as follows:

11 (i) If the inter-track wagering licensee,  
12 except an inter-track wagering licensee that  
13 derives its license from an organization licensee  
14 located in a county with a population in excess of  
15 230,000 and bounded by the Mississippi River, is  
16 not conducting its own race meeting during the  
17 same dates, then the entire purse allocation shall  
18 be to purses at the track where the races wagered  
19 on are being conducted.

20 (ii) If the inter-track wagering licensee,  
21 except an inter-track wagering licensee that  
22 derives its license from an organization licensee  
23 located in a county with a population in excess of  
24 230,000 and bounded by the Mississippi River, is  
25 also conducting its own race meeting during the  
26 same dates, then the purse allocation shall be as

1 follows: 50% to purses at the track where the  
2 races wagered on are being conducted; 50% to  
3 purses at the track where the inter-track wagering  
4 licensee is accepting such wagers.

5 (iii) If the inter-track wagering is being  
6 conducted by an inter-track wagering location  
7 licensee, except an inter-track wagering location  
8 licensee that derives its license from an  
9 organization licensee located in a county with a  
10 population in excess of 230,000 and bounded by the  
11 Mississippi River, the entire purse allocation for  
12 Illinois races shall be to purses at the track  
13 where the race meeting being wagered on is being  
14 held.

15 (12) The Board shall have all powers necessary and  
16 proper to fully supervise and control the conduct of  
17 inter-track wagering and simulcast wagering by inter-track  
18 wagering licensees and inter-track wagering location  
19 licensees, including, but not limited to, the following:

20 (A) The Board is vested with power to promulgate  
21 reasonable rules and regulations for the purpose of  
22 administering the conduct of this wagering and to  
23 prescribe reasonable rules, regulations and conditions  
24 under which such wagering shall be held and conducted.  
25 Such rules and regulations are to provide for the  
26 prevention of practices detrimental to the public

1 interest and for the best interests of said wagering  
2 and to impose penalties for violations thereof.

3 (B) The Board, and any person or persons to whom it  
4 delegates this power, is vested with the power to  
5 enter the facilities of any licensee to determine  
6 whether there has been compliance with the provisions  
7 of this Act and the rules and regulations relating to  
8 the conduct of such wagering.

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

19 (D) (Blank).

20 (E) The Board is vested with the power to appoint  
21 delegates to execute any of the powers granted to it  
22 under this Section for the purpose of administering  
23 this wagering and any rules and regulations  
24 promulgated in accordance with this Act.

25 (F) The Board shall name and appoint a State  
26 director of this wagering who shall be a



1 representative of the Board and whose duty it shall be  
2 to supervise the conduct of inter-track wagering as  
3 may be provided for by the rules and regulations of the  
4 Board; such rules and regulation shall specify the  
5 method of appointment and the Director's powers,  
6 authority and duties.

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

15 (13) The Department of Agriculture may enter into  
16 agreements with licensees authorizing such licensees to  
17 conduct inter-track wagering on races to be held at the  
18 licensed race meetings conducted by the Department of  
19 Agriculture. Such agreement shall specify the races of the  
20 Department of Agriculture's licensed race meeting upon  
21 which the licensees will conduct wagering. In the event  
22 that a licensee conducts inter-track pari-mutuel wagering  
23 on races from the Illinois State Fair or DuQuoin State  
24 Fair which are in addition to the licensee's previously  
25 approved racing program, those races shall be considered a  
26 separate racing day for the purpose of determining the

1 daily handle and computing the privilege or pari-mutuel  
2 tax on that daily handle as provided in Sections 27 and  
3 27.1. Such agreements shall be approved by the Board  
4 before such wagering may be conducted. In determining  
5 whether to grant approval, the Board shall give due  
6 consideration to the best interests of the public and of  
7 horse racing. The provisions of paragraphs (1), (8),  
8 (8.1), and (8.2) of subsection (h) of this Section which  
9 are not specified in this paragraph (13) shall not apply  
10 to licensed race meetings conducted by the Department of  
11 Agriculture at the Illinois State Fair in Sangamon County  
12 or the DuQuoin State Fair in Perry County, or to any  
13 wagering conducted on those race meetings.

14 (14) An inter-track wagering location license  
15 authorized by the Board in 2016 that is owned and operated  
16 by a race track in Rock Island County shall be transferred  
17 to a commonly owned race track in Cook County on August 12,  
18 2016 (the effective date of Public Act 99-757). The  
19 licensee shall retain its status in relation to purse  
20 distribution under paragraph (11) of this subsection (h)  
21 following the transfer to the new entity. The pari-mutuel  
22 tax credit under Section 32.1 shall not be applied toward  
23 any pari-mutuel tax obligation of the inter-track wagering  
24 location licensee of the license that is transferred under  
25 this paragraph (14).

26 (15) No inter-track wagering location licensee,

1       inter-track wagering licensee, or organization licensee  
2       may give anything of value, including, but not limited to,  
3       a loan or financing arrangement, to a licensed  
4       establishment, as defined by the Video Gaming Act, as an  
5       incentive or inducement to locate video gaming terminals,  
6       as defined in the Video Gaming Act, in that establishment.

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

11      (Source: P.A. 101-31, eff. 6-28-19; 101-52, eff. 7-12-19;  
12      101-81, eff. 7-12-19; 101-109, eff. 7-19-19; 102-558, eff.  
13      8-20-21; revised 12-2-21.)