



Sen. Bill Cunningham

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1 AMENDMENT TO SENATE BILL 3158

2 AMENDMENT NO. _____. Amend Senate Bill 3158 by replacing
3 everything after the enacting clause with the following:

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

1 in accordance with subsection (g) of Section 26 of this Act.
2 Subject to the prior consent of the Board, licensees may
3 supplement any pari-mutuel pool in order to guarantee a
4 minimum distribution. Such pari-mutuel method of wagering
5 shall not, under any circumstances if conducted under the
6 provisions of this Act, be held or construed to be unlawful,
7 other statutes of this State to the contrary notwithstanding.
8 Subject to rules for advance wagering promulgated by the
9 Board, any licensee may accept wagers in advance of the day ~~of~~
10 the race wagered upon occurs.

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

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

1 (c) (Blank).

2 (c-5) The sum held by any licensee for payment of
3 outstanding pari-mutuel tickets, if unclaimed prior to
4 December 31 of the next year, shall be retained by the licensee
5 for payment of such tickets until that date. Within 10 days
6 thereafter, the balance of such sum remaining unclaimed, less
7 any uncashed supplements contributed by such licensee for the
8 purpose of guaranteeing minimum distributions of any
9 pari-mutuel pool, shall be evenly distributed to the purse
10 account of the organization licensee and the organization
11 licensee, except that the balance of the sum of all
12 outstanding pari-mutuel tickets generated from simulcast
13 wagering and inter-track wagering by an organization licensee
14 located in a county with a population in excess of 230,000 and
15 borders the Mississippi River or any licensee that derives its
16 license from that organization licensee shall be evenly
17 distributed to the purse account of the organization licensee
18 and the organization licensee.

19 (d) A pari-mutuel ticket shall be honored until December
20 31 of the next calendar year, and the licensee shall pay the
21 same and may charge the amount thereof against unpaid money
22 similarly accumulated on account of pari-mutuel tickets not
23 presented for payment.

24 (e) No licensee shall knowingly permit any minor, other
25 than an employee of such licensee or an owner, trainer,
26 jockey, driver, or employee thereof, to be admitted during a

1 racing program unless accompanied by a parent or guardian, or
2 any minor to be a patron of the pari-mutuel system of wagering
3 conducted or supervised by it. The admission of any
4 unaccompanied minor, other than an employee of the licensee or
5 an owner, trainer, jockey, driver, or employee thereof at a
6 race track is a Class C misdemeanor.

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

26 An organization licensee may permit one or more of its

1 races to be utilized for pari-mutuel wagering at one or more
2 locations in other states and may transmit audio and visual
3 signals of races the organization licensee conducts to one or
4 more locations outside the State or country and may also
5 permit pari-mutuel pools in other states or countries to be
6 combined with its gross or net wagering pools or with wagering
7 pools established by other states.

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

1 upon which wagering is permitted. For a period of one year
2 after August 15, 2014 (the effective date of Public Act
3 98-968), on horse races conducted at race tracks located
4 outside of North America, non-host licensees may accept wagers
5 on all races included as part of the simulcast program upon
6 which wagering is permitted. Beginning August 15, 2015 (one
7 year after the effective date of Public Act 98-968), non-host
8 licensees may carry the host track simulcast program and shall
9 accept wagers on all races included as part of the simulcast
10 program upon which wagering is permitted. All organization
11 licensees shall provide their live signal to all advance
12 deposit wagering licensees for a simulcast commission fee not
13 to exceed 6% of the advance deposit wagering licensee's
14 Illinois handle on the organization licensee's signal without
15 prior approval by the Board. The Board may adopt rules under
16 which it may permit simulcast commission fees in excess of 6%.
17 The Board shall adopt rules limiting the interstate commission
18 fees charged to an advance deposit wagering licensee. The
19 Board shall adopt rules regarding advance deposit wagering on
20 interstate simulcast races that shall reflect, among other
21 things, the General Assembly's desire to maximize revenues to
22 the State, horsemen purses, and organization licensees.
23 However, organization licensees providing live signals
24 pursuant to the requirements of this subsection (g) may
25 petition the Board to withhold their live signals from an
26 advance deposit wagering licensee if the organization licensee

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

1 Notwithstanding any other provision of this Act, an
2 organization licensee, with the consent of the horsemen
3 association representing the largest number of owners,
4 trainers, jockeys, or standardbred drivers who race horses at
5 that organization licensee's racing meeting, may maintain a
6 system whereby advance deposit wagering may take place or an
7 organization licensee, with the consent of the horsemen
8 association representing the largest number of owners,
9 trainers, jockeys, or standardbred drivers who race horses at
10 that organization licensee's racing meeting, may contract with
11 another person to carry out a system of advance deposit
12 wagering. Such consent may not be unreasonably withheld. Only
13 with respect to an appeal to the Board that consent for an
14 organization licensee that maintains its own advance deposit
15 wagering system is being unreasonably withheld, the Board
16 shall issue a final order within 30 days after initiation of
17 the appeal, and the organization licensee's advance deposit
18 wagering system may remain operational during that 30-day
19 period. The actions of any organization licensee who conducts
20 advance deposit wagering or any person who has a contract with
21 an organization licensee to conduct advance deposit wagering
22 who conducts advance deposit wagering on or after January 1,
23 2013 and prior to June 7, 2013 (the effective date of Public
24 Act 98-18) taken in reliance on the changes made to this
25 subsection (g) by Public Act 98-18 are hereby validated,
26 provided payment of all applicable pari-mutuel taxes are

1 remitted to the Board. All advance deposit wagers placed from
2 within Illinois must be placed through a Board-approved
3 advance deposit wagering licensee; no other entity may accept
4 an advance deposit wager from a person within Illinois. All
5 advance deposit wagering is subject to any rules adopted by
6 the Board. The Board may adopt rules necessary to regulate
7 advance deposit wagering through the use of emergency
8 rulemaking in accordance with Section 5-45 of the Illinois
9 Administrative Procedure Act. The General Assembly finds that
10 the adoption of rules to regulate advance deposit wagering is
11 deemed an emergency and necessary for the public interest,
12 safety, and welfare. An advance deposit wagering licensee may
13 retain all moneys as agreed to by contract with an
14 organization licensee. Any moneys retained by the organization
15 licensee from advance deposit wagering, not including moneys
16 retained by the advance deposit wagering licensee, shall be
17 paid 50% to the organization licensee's purse account and 50%
18 to the organization licensee. With the exception of any
19 organization licensee that is owned by a publicly traded
20 company that is incorporated in a state other than Illinois
21 and advance deposit wagering licensees under contract with
22 such organization licensees, organization licensees that
23 maintain advance deposit wagering systems and advance deposit
24 wagering licensees that contract with organization licensees
25 shall provide sufficiently detailed monthly accountings to the
26 horsemen association representing the largest number of

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

19 (1) Between the hours of 6:30 a.m. and 6:30 p.m. an
20 inter-track wagering licensee other than the host track
21 may supplement the host track simulcast program with
22 additional simulcast races or race programs, provided that
23 between January 1 and the third Friday in February of any
24 year, inclusive, if no live thoroughbred racing is
25 occurring in Illinois during this period, only
26 thoroughbred races may be used for supplemental interstate

1 simulcast purposes. The Board shall withhold approval for
2 a supplemental interstate simulcast only if it finds that
3 the simulcast is clearly adverse to the integrity of
4 racing. A supplemental interstate simulcast may be
5 transmitted from an inter-track wagering licensee to its
6 affiliated non-host licensees. The interstate commission
7 fee for a supplemental interstate simulcast shall be paid
8 by the non-host licensee and its affiliated non-host
9 licensees receiving the simulcast.

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

20 (3) Each licensee conducting interstate simulcast
21 wagering may retain, subject to the payment of all
22 applicable taxes and the purses, an amount not to exceed
23 17% of all money wagered. If any licensee conducts the
24 pari-mutuel system wagering on races conducted at
25 racetracks in another state or country, each such race or
26 race program shall be considered a separate racing day for

1 the purpose of determining the daily handle and computing
2 the privilege tax of that daily handle as provided in
3 subsection (a) of Section 27. Until January 1, 2000, from
4 the sums permitted to be retained pursuant to this
5 subsection, each inter-track wagering location licensee
6 shall pay 1% of the pari-mutuel handle wagered on
7 simulcast wagering to the Horse Racing Tax Allocation
8 Fund, subject to the provisions of subparagraph (B) of
9 paragraph (11) of subsection (h) of Section 26 of this
10 Act.

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

22 (5) After the payment of the interstate commission fee
23 (except for the interstate commission fee on a
24 supplemental interstate simulcast, which shall be paid by
25 the host track and by each non-host licensee through the
26 host track) and all applicable State and local taxes,

1 except as provided in subsection (g) of Section 27 of this
2 Act, the remainder of moneys retained from simulcast
3 wagering pursuant to this subsection (g), and Section 26.2
4 shall be divided as follows:

5 (A) For interstate simulcast wagers made at a host
6 track, 50% to the host track and 50% to purses at the
7 host track.

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

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

23 (7) Effective January 1, 2017, notwithstanding any
24 provision of this Act to the contrary, after payment of
25 all applicable State and local taxes and interstate
26 commission fees, non-host licensees who derive their

1 licenses from a track located in a county with a
2 population in excess of 230,000 and that borders the
3 Mississippi River shall retain 50% of the retention from
4 interstate simulcast wagers and shall pay 50% to purses at
5 the track from which the non-host licensee derives its
6 license.

7 (7.1) Notwithstanding any other provision of this Act
8 to the contrary, if no standardbred racing is conducted at
9 a racetrack located in Madison County during any calendar
10 year beginning on or after January 1, 2002, all moneys
11 derived by that racetrack from simulcast wagering and
12 inter-track wagering that (1) are to be used for purses
13 and (2) are generated between the hours of 6:30 p.m. and
14 6:30 a.m. during that calendar year shall be paid as
15 follows:

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

21 (B) Twenty percent shall be deposited into the
22 Illinois Colt Stakes Purse Distribution Fund and shall
23 be paid to purses for standardbred races for Illinois
24 conceived and foaled horses conducted at any county
25 fairgrounds. The moneys deposited into the Fund
26 pursuant to this subparagraph (B) shall be deposited

1 within 2 weeks after the day they were generated,
2 shall be in addition to and not in lieu of any other
3 moneys paid to standardbred purses under this Act, and
4 shall not be commingled with other moneys paid into
5 that Fund. The moneys deposited pursuant to this
6 subparagraph (B) shall be allocated as provided by the
7 Department of Agriculture, with the advice and
8 assistance of the Illinois Standardbred Breeders Fund
9 Advisory Board.

10 (7.2) Notwithstanding any other provision of this Act
11 to the contrary, if no thoroughbred racing is conducted at
12 a racetrack located in Madison County during any calendar
13 year beginning on or after January 1, 2002, all moneys
14 derived by that racetrack from simulcast wagering and
15 inter-track wagering that (1) are to be used for purses
16 and (2) are generated between the hours of 6:30 a.m. and
17 6:30 p.m. during that calendar year shall be deposited as
18 follows:

19 (A) If the licensee that conducts horse racing at
20 that racetrack requests from the Board at least as
21 many racing dates as were conducted in calendar year
22 2000, 80% shall be deposited into its standardbred
23 purse account; and

24 (B) Twenty percent shall be deposited into the
25 Illinois Colt Stakes Purse Distribution Fund. Moneys
26 deposited into the Illinois Colt Stakes Purse

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

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

23 (8.1) Notwithstanding any provisions in this Act to
24 the contrary, if 2 organization licensees are conducting
25 standardbred race meetings concurrently between the hours
26 of 6:30 p.m. and 6:30 a.m., after payment of all

1 applicable State and local taxes and interstate commission
2 fees, the remainder of the amount retained from simulcast
3 wagering otherwise attributable to the host track and to
4 host track purses shall be split daily between the 2
5 organization licensees and the purses at the tracks of the
6 2 organization licensees, respectively, based on each
7 organization licensee's share of the total live handle for
8 that day, provided that this provision shall not apply to
9 any non-host licensee that derives its license from a
10 track located in a county with a population in excess of
11 230,000 and that borders the Mississippi River.

12 (9) (Blank).

13 (10) (Blank).

14 (11) (Blank).

15 (12) The Board shall have authority to compel all host
16 tracks to receive the simulcast of any or all races
17 conducted at the Springfield or DuQuoin State fairgrounds
18 and include all such races as part of their simulcast
19 programs.

20 (13) Notwithstanding any other provision of this Act,
21 in the event that the total Illinois pari-mutuel handle on
22 Illinois horse races at all wagering facilities in any
23 calendar year is less than 75% of the total Illinois
24 pari-mutuel handle on Illinois horse races at all such
25 wagering facilities for calendar year 1994, then each
26 wagering facility that has an annual total Illinois

1 pari-mutuel handle on Illinois horse races that is less
2 than 75% of the total Illinois pari-mutuel handle on
3 Illinois horse races at such wagering facility for
4 calendar year 1994, shall be permitted to receive, from
5 any amount otherwise payable to the purse account at the
6 race track with which the wagering facility is affiliated
7 in the succeeding calendar year, an amount equal to 2% of
8 the differential in total Illinois pari-mutuel handle on
9 Illinois horse races at the wagering facility between that
10 calendar year in question and 1994 provided, however, that
11 a wagering facility shall not be entitled to any such
12 payment until the Board certifies in writing to the
13 wagering facility the amount to which the wagering
14 facility is entitled and a schedule for payment of the
15 amount to the wagering facility, based on: (i) the racing
16 dates awarded to the race track affiliated with the
17 wagering facility during the succeeding year; (ii) the
18 sums available or anticipated to be available in the purse
19 account of the race track affiliated with the wagering
20 facility for purses during the succeeding year; and (iii)
21 the need to ensure reasonable purse levels during the
22 payment period. The Board's certification shall be
23 provided no later than January 31 of the succeeding year.
24 In the event a wagering facility entitled to a payment
25 under this paragraph (13) is affiliated with a race track
26 that maintains purse accounts for both standardbred and

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

1 receive funds from gaming pursuant to an organization
2 gaming license issued under the Illinois Gambling Act.

3 (h) The Board may approve and license the conduct of
4 inter-track wagering and simulcast wagering by inter-track
5 wagering licensees and inter-track wagering location licensees
6 subject to the following terms and conditions:

7 (1) Any person licensed to conduct a race meeting (i)
8 at a track where 60 or more days of racing were conducted
9 during the immediately preceding calendar year or where
10 over the 5 immediately preceding calendar years an average
11 of 30 or more days of racing were conducted annually may be
12 issued an inter-track wagering license; (ii) at a track
13 located in a county that is bounded by the Mississippi
14 River, which has a population of less than 150,000
15 according to the 1990 decennial census, and an average of
16 at least 60 days of racing per year between 1985 and 1993
17 may be issued an inter-track wagering license; (iii) at a
18 track awarded standardbred racing dates; or (iv) at a
19 track located in Madison County that conducted at least
20 100 days of live racing during the immediately preceding
21 calendar year may be issued an inter-track wagering
22 license, unless a lesser schedule of live racing is the
23 result of (A) weather, unsafe track conditions, or other
24 acts of God; (B) an agreement between the organization
25 licensee and the associations representing the largest
26 number of owners, trainers, jockeys, or standardbred

1 drivers who race horses at that organization licensee's
2 racing meeting; or (C) a finding by the Board of
3 extraordinary circumstances and that it was in the best
4 interest of the public and the sport to conduct fewer than
5 100 days of live racing. Any such person having operating
6 control of the racing facility may receive inter-track
7 wagering location licenses. An eligible race track located
8 in a county that has a population of more than 230,000 and
9 that is bounded by the Mississippi River may establish up
10 to 9 inter-track wagering location licenses, and an
11 eligible race track conducting standardbred racing
12 pursuant to Section 19.5 may have up to 16 inter-track
13 wagering location licenses. In addition to the prior
14 sentence's inter-track wagering location licenses, all
15 other eligible race tracks may have up to 34 intertrack
16 wagering location licenses in total between all eligible
17 inter-track wagering licenses locations, an eligible race
18 track located in Stickney Township in Cook County may
19 establish up to 16 inter track wagering locations, and an
20 eligible race track located in Palatine Township in Cook
21 County may establish up to 18 inter-track wagering
22 locations. An eligible racetrack conducting standardbred
23 racing may have up to 16 inter-track wagering locations.
24 An application for said license shall be filed with the
25 Board prior to such dates as may be fixed by the Board.
26 With an application for an inter-track wagering location

1 license there shall be delivered to the Board a certified
2 check or bank draft payable to the order of the Board for
3 an amount equal to \$500. The application shall be on forms
4 prescribed and furnished by the Board. The application
5 shall comply with all other rules, regulations and
6 conditions imposed by the Board in connection therewith.

7 (2) The Board shall examine the applications with
8 respect to their conformity with this Act and the rules
9 and regulations imposed by the Board. If found to be in
10 compliance with the Act and rules and regulations of the
11 Board, the Board may then issue a license to conduct
12 inter-track wagering and simulcast wagering to such
13 applicant. All such applications shall be acted upon by
14 the Board at a meeting to be held on such date as may be
15 fixed by the Board.

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

20 (4) Prior to the issuance of a license to conduct
21 inter-track wagering and simulcast wagering, the applicant
22 shall file with the Board a bond payable to the State of
23 Illinois in the sum of \$50,000, executed by the applicant
24 and a surety company or companies authorized to do
25 business in this State, and conditioned upon (i) the
26 payment by the licensee of all taxes due under Section 27

1 or 27.1 and any other monies due and payable under this
2 Act, and (ii) distribution by the licensee, upon
3 presentation of the winning ticket or tickets, of all sums
4 payable to the patrons of pari-mutuel pools.

5 (5) Each license to conduct inter-track wagering and
6 simulcast wagering shall specify the person to whom it is
7 issued, the dates on which such wagering is permitted, and
8 the track or location where the wagering is to be
9 conducted.

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

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

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

21 (8.1) Inter-track wagering location licensees who
22 derive their licenses from a particular organization
23 licensee shall conduct inter-track wagering and simulcast
24 wagering only at locations that are within 160 miles of
25 that race track where the particular organization licensee
26 is licensed to conduct racing. However, inter-track

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

20 (8.2) Inter-track waging or simulcast waging shall
21 not be conducted by an inter-track waging location
22 licensee at any location within 100 feet of an existing
23 church, an existing elementary or secondary public school,
24 or an existing elementary or secondary private school
25 registered with or recognized by the State Board of
26 Education. The distance of 100 feet shall be measured to

1 the nearest part of any building used for worship
2 services, education programs, or conducting inter-track
3 wagering by an inter-track wagering location licensee, and
4 not to property boundaries. However, inter-track wagering
5 or simulcast wagering may be conducted at a site within
6 100 feet of a church or school if such church or school has
7 been erected or established after the Board issues the
8 original inter-track wagering location license at the site
9 in question. Inter-track wagering location licensees may
10 conduct inter-track wagering and simulcast wagering only
11 in areas that are zoned for commercial or manufacturing
12 purposes or in areas for which a special use has been
13 approved by the local zoning authority. However, no
14 license to conduct inter-track wagering and simulcast
15 wagering shall be granted by the Board with respect to any
16 inter-track wagering location within the jurisdiction of
17 any local zoning authority which has, by ordinance or by
18 resolution, prohibited the establishment of an inter-track
19 wagering location within its jurisdiction. However,
20 inter-track wagering and simulcast wagering may be
21 conducted at a site if such ordinance or resolution is
22 enacted after the Board licenses the original inter-track
23 wagering location licensee for the site in question.

24 (9) (Blank).

25 (10) An inter-track wagering licensee or an
26 inter-track wagering location licensee may retain, subject

1 to the payment of the privilege taxes and the purses, an
2 amount not to exceed 17% of all money wagered. Each
3 program of racing conducted by each inter-track wagering
4 licensee or inter-track wagering location licensee shall
5 be considered a separate racing day for the purpose of
6 determining the daily handle and computing the privilege
7 tax or pari-mutuel tax on such daily handle as provided in
8 Section 27.

9 (10.1) Except as provided in subsection (g) of Section
10 27 of this Act, inter-track wagering location licensees
11 shall pay 1% of the pari-mutuel handle at each location to
12 the municipality in which such location is situated and 1%
13 of the pari-mutuel handle at each location to the county
14 in which such location is situated. In the event that an
15 inter-track wagering location licensee is situated in an
16 unincorporated area of a county, such licensee shall pay
17 2% of the pari-mutuel handle from such location to such
18 county. Inter-track wagering location licensees must pay
19 the handle percentage required under this paragraph to the
20 municipality and county no later than the 20th of the
21 month following the month such handle was generated.

22 (10.2) Notwithstanding any other provision of this
23 Act, with respect to inter-track wagering at a race track
24 located in a county that has a population of more than
25 230,000 and that is bounded by the Mississippi River ("the
26 first race track"), or at a facility operated by an

1 inter-track wagering licensee or inter-track wagering
2 location licensee that derives its license from the
3 organization licensee that operates the first race track,
4 on races conducted at the first race track or on races
5 conducted at another Illinois race track and
6 simultaneously televised to the first race track or to a
7 facility operated by an inter-track wagering licensee or
8 inter-track wagering location licensee that derives its
9 license from the organization licensee that operates the
10 first race track, those moneys shall be allocated as
11 follows:

12 (A) That portion of all moneys wagered on
13 standardbred racing that is required under this Act to
14 be paid to purses shall be paid to purses for
15 standardbred races.

16 (B) That portion of all moneys wagered on
17 thoroughbred racing that is required under this Act to
18 be paid to purses shall be paid to purses for
19 thoroughbred races.

20 (11) (A) After payment of the privilege or pari-mutuel
21 tax, any other applicable taxes, and the costs and
22 expenses in connection with the gathering, transmission,
23 and dissemination of all data necessary to the conduct of
24 inter-track wagering, the remainder of the monies retained
25 under either Section 26 or Section 26.2 of this Act by the
26 inter-track wagering licensee on inter-track wagering

1 shall be allocated with 50% to be split between the 2
2 participating licensees and 50% to purses, except that an
3 inter-track wagering licensee that derives its license
4 from a track located in a county with a population in
5 excess of 230,000 and that borders the Mississippi River
6 shall not divide any remaining retention with the Illinois
7 organization licensee that provides the race or races, and
8 an inter-track wagering licensee that accepts wagers on
9 races conducted by an organization licensee that conducts
10 a race meet in a county with a population in excess of
11 230,000 and that borders the Mississippi River shall not
12 divide any remaining retention with that organization
13 licensee.

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

1 population in excess of 230,000 and that borders the
2 Mississippi River shall distribute all purse moneys to
3 purses at the operating host track; (iii) until January 1,
4 2000, except as provided in subsection (g) of Section 27
5 of this Act, 1% of the pari-mutuel handle wagered on
6 inter-track wagering and simulcast wagering at each
7 inter-track wagering location licensee facility to the
8 Horse Racing Tax Allocation Fund, provided that, to the
9 extent the total amount collected and distributed to the
10 Horse Racing Tax Allocation Fund under this subsection (h)
11 during any calendar year exceeds the amount collected and
12 distributed to the Horse Racing Tax Allocation Fund during
13 calendar year 1994, that excess amount shall be
14 redistributed (I) to all inter-track wagering location
15 licensees, based on each licensee's pro rata share of the
16 total handle from inter-track wagering and simulcast
17 wagering for all inter-track wagering location licensees
18 during the calendar year in which this provision is
19 applicable; then (II) the amounts redistributed to each
20 inter-track wagering location licensee as described in
21 subpart (I) shall be further redistributed as provided in
22 subparagraph (B) of paragraph (5) of subsection (g) of
23 this Section 26 provided first, that the shares of those
24 amounts, which are to be redistributed to the host track
25 or to purses at the host track under subparagraph (B) of
26 paragraph (5) of subsection (g) of this Section 26 shall

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

1 any remaining retention with the organization licensee
2 that provides the race or races and an inter-track
3 wagering location licensee that accepts wagers on races
4 conducted by an organization licensee that conducts a race
5 meet in a county with a population in excess of 230,000 and
6 that borders the Mississippi River shall not divide any
7 remaining retention with the organization licensee.
8 Notwithstanding the provisions of clauses (ii) and (iv) of
9 this paragraph, in the case of the additional inter-track
10 wagering location licenses authorized under paragraph (1)
11 of this subsection (h) by Public Act 87-110, those
12 licensees shall pay the following amounts as purses:
13 during the first 12 months the licensee is in operation,
14 5.25% of the pari-mutuel handle wagered at the location on
15 races; during the second 12 months, 5.25%; during the
16 third 12 months, 5.75%; during the fourth 12 months,
17 6.25%; and during the fifth 12 months and thereafter,
18 6.75%. The following amounts shall be retained by the
19 licensee to satisfy all costs and expenses of conducting
20 its wagering: during the first 12 months the licensee is
21 in operation, 8.25% of the pari-mutuel handle wagered at
22 the location; during the second 12 months, 8.25%; during
23 the third 12 months, 7.75%; during the fourth 12 months,
24 7.25%; and during the fifth 12 months and thereafter,
25 6.75%. For additional inter-track wagering location
26 licensees authorized under Public Act 89-16, purses for

1 the first 12 months the licensee is in operation shall be
2 5.75% of the pari-mutuel wagered at the location, purses
3 for the second 12 months the licensee is in operation
4 shall be 6.25%, and purses thereafter shall be 6.75%. For
5 additional inter-track location licensees authorized under
6 Public Act 89-16, the licensee shall be allowed to retain
7 to satisfy all costs and expenses: 7.75% of the
8 pari-mutuel handle wagered at the location during its
9 first 12 months of operation, 7.25% during its second 12
10 months of operation, and 6.75% thereafter.

11 (C) There is hereby created the Horse Racing Tax
12 Allocation Fund which shall remain in existence until
13 December 31, 1999. Moneys remaining in the Fund after
14 December 31, 1999 shall be paid into the General Revenue
15 Fund. Until January 1, 2000, all monies paid into the
16 Horse Racing Tax Allocation Fund pursuant to this
17 paragraph (11) by inter-track wagering location licensees
18 located in park districts of 500,000 population or less,
19 or in a municipality that is not included within any park
20 district but is included within a conservation district
21 and is the county seat of a county that (i) is contiguous
22 to the state of Indiana and (ii) has a 1990 population of
23 88,257 according to the United States Bureau of the
24 Census, and operating on May 1, 1994 shall be allocated by
25 appropriation as follows:

26 Two-sevenths to the Department of Agriculture.

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

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

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

1 purposes) or to a municipal recreation board for park
2 purposes (if an inter-track wagering location licensee
3 is located in a municipality that is not included
4 within any park district and park maintenance is the
5 function of the municipal recreation board and the
6 municipality has a 1990 population of 9,302 according
7 to the United States Bureau of the Census); provided
8 that the monies are distributed to each park district
9 or conservation district or municipality that does not
10 have a park district in an amount equal to
11 four-sevenths of the amount collected by each
12 inter-track wagering location licensee within the park
13 district or conservation district or municipality for
14 the Fund. Monies that were paid into the Horse Racing
15 Tax Allocation Fund before August 9, 1991 (the
16 effective date of Public Act 87-110) by an inter-track
17 wagering location licensee located in a municipality
18 that is not included within any park district but is
19 included within a conservation district as provided in
20 this paragraph shall, as soon as practicable after
21 August 9, 1991 (the effective date of Public Act
22 87-110), be allocated and paid to that conservation
23 district as provided in this paragraph. Any park
24 district or municipality not maintaining a museum may
25 deposit the monies in the corporate fund of the park
26 district or municipality where the inter-track

1 wagering location is located, to be used for general
2 purposes; and

3 One-seventh to the Agricultural Premium Fund to be
4 used for distribution to agricultural home economics
5 extension councils in accordance with "An Act in
6 relation to additional support and finances for the
7 Agricultural and Home Economic Extension Councils in
8 the several counties of this State and making an
9 appropriation therefor", approved July 24, 1967.

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

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

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

25 Four-sevenths to museums and aquariums located in
26 park districts of over 500,000 population; provided

1 that the monies are distributed in accordance with the
2 previous year's distribution of the maintenance tax
3 for such museums and aquariums as provided in Section
4 2 of the Park District Aquarium and Museum Act; and

5 One-seventh to the Agricultural Premium Fund to be
6 used for distribution to agricultural home economics
7 extension councils in accordance with "An Act in
8 relation to additional support and finances for the
9 Agricultural and Home Economic Extension Councils in
10 the several counties of this State and making an
11 appropriation therefor", approved July 24, 1967. This
12 subparagraph (C) shall be inoperative and of no force
13 and effect on and after January 1, 2000.

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

18 (i) If the inter-track wagering licensee,
19 except an inter-track wagering licensee that
20 derives its license from an organization licensee
21 located in a county with a population in excess of
22 230,000 and bounded by the Mississippi River, is
23 not conducting its own race meeting during the
24 same dates, then the entire purse allocation shall
25 be to purses at the track where the races wagered
26 on are being conducted.

1 (ii) If the inter-track wagering licensee,
2 except an inter-track wagering licensee that
3 derives its license from an organization licensee
4 located in a county with a population in excess of
5 230,000 and bounded by the Mississippi River, is
6 also conducting its own race meeting during the
7 same dates, then the purse allocation shall be as
8 follows: 50% to purses at the track where the
9 races wagered on are being conducted; 50% to
10 purses at the track where the inter-track wagering
11 licensee is accepting such wagers.

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

22 (12) The Board shall have all powers necessary and
23 proper to fully supervise and control the conduct of
24 inter-track wagering and simulcast wagering by inter-track
25 wagering licensees and inter-track wagering location
26 licensees, including, but not limited to, the following:

1 (A) The Board is vested with power to promulgate
2 reasonable rules and regulations for the purpose of
3 administering the conduct of this wagering and to
4 prescribe reasonable rules, regulations and conditions
5 under which such wagering shall be held and conducted.
6 Such rules and regulations are to provide for the
7 prevention of practices detrimental to the public
8 interest and for the best interests of said wagering
9 and to impose penalties for violations thereof.

10 (B) The Board, and any person or persons to whom it
11 delegates this power, is vested with the power to
12 enter the facilities of any licensee to determine
13 whether there has been compliance with the provisions
14 of this Act and the rules and regulations relating to
15 the conduct of such wagering.

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

26 (D) (Blank).

1 (E) The Board is vested with the power to appoint
2 delegates to execute any of the powers granted to it
3 under this Section for the purpose of administering
4 this wagering and any rules and regulations
5 promulgated in accordance with this Act.

6 (F) The Board shall name and appoint a State
7 director of this wagering who shall be a
8 representative of the Board and whose duty it shall be
9 to supervise the conduct of inter-track wagering as
10 may be provided for by the rules and regulations of the
11 Board; such rules and regulation shall specify the
12 method of appointment and the Director's powers,
13 authority and duties.

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

22 (13) The Department of Agriculture may enter into
23 agreements with licensees authorizing such licensees to
24 conduct inter-track wagering on races to be held at the
25 licensed race meetings conducted by the Department of
26 Agriculture. Such agreement shall specify the races of the

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

21 (14) An inter-track wagering location license
22 authorized by the Board in 2016 that is owned and operated
23 by a race track in Rock Island County shall be transferred
24 to a commonly owned race track in Cook County on August 12,
25 2016 (the effective date of Public Act 99-757). The
26 licensee shall retain its status in relation to purse

1 distribution under paragraph (11) of this subsection (h)
2 following the transfer to the new entity. The pari-mutuel
3 tax credit under Section 32.1 shall not be applied toward
4 any pari-mutuel tax obligation of the inter-track wagering
5 location licensee of the license that is transferred under
6 this paragraph (14).

7 (15) No inter-track wagering location licensee,
8 inter-track wagering licensee, or organization licensee
9 may give anything of value, including, but not limited to,
10 a loan or financing arrangement, to a licensed
11 establishment, as defined by the Video Gaming Act, as an
12 incentive or inducement to locate video gaming terminals,
13 as defined in the Video Gaming Act, in that establishment.

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

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