



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5064

Introduced 1/29/2010, by Rep. Jay C. Hoffman - Ron Stephens - Thomas Holbrook - Daniel V. Beiser - Dan Reitz, et al.

SYNOPSIS AS INTRODUCED:

230 ILCS 5/21

from Ch. 8, par. 37-21

Amends the Illinois Horse Racing Act of 1975. Provides that neither legislation passed by the General Assembly nor a collective bargaining agreement between the Racing Board and its employees can be a condition, or a factor, in determining the number of racing dates awarded to the race track. Effective immediately.

LRB096 19683 AMC 35086 b

1 AN ACT concerning gaming.

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

4 Section 5. The Illinois Horse Racing Act of 1975 is amended
5 by changing Section 21 as follows:

6 (230 ILCS 5/21) (from Ch. 8, par. 37-21)

7 Sec. 21. (a) Applications for organization licenses must be
8 filed with the Board at a time and place prescribed by the
9 rules and regulations of the Board. The Board shall examine the
10 applications within 21 days after the date allowed for filing
11 with respect to their conformity with this Act and such rules
12 and regulations as may be prescribed by the Board. If any
13 application does not comply with this Act or the rules and
14 regulations prescribed by the Board, such application may be
15 rejected and an organization license refused to the applicant,
16 or the Board may, within 21 days of the receipt of such
17 application, advise the applicant of the deficiencies of the
18 application under the Act or the rules and regulations of the
19 Board, and require the submittal of an amended application
20 within a reasonable time determined by the Board; and upon
21 submittal of the amended application by the applicant, the
22 Board may consider the application consistent with the process
23 described in subsection (e-5) of Section 20 of this Act. If it

1 is found to be in compliance with this Act and the rules and
2 regulations of the Board, the Board may then issue an
3 organization license to such applicant.

4 (b) The Board may exercise discretion in granting racing
5 dates to qualified applicants different from those requested by
6 the applicants in their applications. However, if all eligible
7 applicants for organization licenses whose tracks are located
8 within 100 miles of each other execute and submit to the Board
9 a written agreement among such applicants as to the award of
10 racing dates, including where applicable racing programs, for
11 up to 3 consecutive years, then subject to annual review of
12 each applicant's compliance with Board rules and regulations,
13 provisions of this Act and conditions contained in annual dates
14 orders issued by the Board, the Board may grant such dates and
15 programs to such applicants as so agreed by them if the Board
16 determines that the grant of these racing dates is in the best
17 interests of racing. The Board shall treat any such agreement
18 as the agreement signatories' joint and several application for
19 racing dates during the term of the agreement. Neither
20 legislation passed by the General Assembly nor a collective
21 bargaining agreement between the Racing Board and its employees
22 can be a condition, or a factor, in determining the number of
23 racing dates awarded to the race track.

24 (c) Where 2 or more applicants propose to conduct horse
25 race meetings within 35 miles of each other, as certified to
26 the Board under Section 19 (a) (1) of this Act, on conflicting

1 dates, the Board may determine and grant the number of racing
2 days to be awarded to the several applicants in accordance with
3 the provisions of subsection (e-5) of Section 20 of this Act.

4 (d) (Blank).

5 (e) Prior to the issuance of an organization license, the
6 applicant shall file with the Board a bond payable to the State
7 of Illinois in the sum of \$200,000, executed by the applicant
8 and a surety company or companies authorized to do business in
9 this State, and conditioned upon the payment by the
10 organization licensee of all taxes due under Section 27, other
11 monies due and payable under this Act, all purses due and
12 payable, and that the organization licensee will upon
13 presentation of the winning ticket or tickets distribute all
14 sums due to the patrons of pari-mutuel pools.

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

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

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

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

4 (j) In acting on applications for organization licenses,
5 the Board shall give weight to an organization license which
6 has implemented a good faith affirmative action effort to
7 recruit, train and upgrade minorities in all classifications
8 within the organization license.

9 (Source: P.A. 90-754, eff. 1-1-99; 91-40, eff. 6-25-99.)

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