



Sen. Terry Link

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1 AMENDMENT TO HOUSE BILL 3779

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3779, AS AMENDED, by  
3 replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Illinois Horse Racing Act of 1975 is  
6 amended by changing Sections 9, 15.1, 18, 26, 27, and 28 as  
7 follows:

8 (230 ILCS 5/9) (from Ch. 8, par. 37-9)

9 Sec. 9. The Board shall have all powers necessary and  
10 proper to fully and effectively execute the provisions of this  
11 Act, including, but not limited to, the following:

12 (a) The Board is vested with jurisdiction and supervision  
13 over all race meetings in this State, over all licensees doing  
14 business in this State, over all occupation licensees, and over  
15 all persons on the facilities of any licensee. Such  
16 jurisdiction shall include the power to issue licenses to the

1 Illinois Department of Agriculture authorizing the pari-mutuel  
2 system of wagering on harness and Quarter Horse races held (1)  
3 at the Illinois State Fair in Sangamon County, and (2) at the  
4 DuQuoin State Fair in Perry County. The jurisdiction of the  
5 Board shall also include the power to issue licenses to county  
6 fairs which are eligible to receive funds pursuant to the  
7 Agricultural Fair Act, as now or hereafter amended, or their  
8 agents, authorizing the pari-mutuel system of wagering on horse  
9 races conducted at the county fairs receiving such licenses.  
10 Such licenses shall be governed by subsection (n) of this  
11 Section.

12 Upon application, the Board shall issue a license to the  
13 Illinois Department of Agriculture to conduct harness and  
14 Quarter Horse races at the Illinois State Fair and at the  
15 DuQuoin State Fairgrounds during the scheduled dates of each  
16 fair. The Board shall not require and the Department of  
17 Agriculture shall be exempt from the requirements of Sections  
18 15.3, 18 and 19, paragraphs (a)(2), (b), (c), (d), (e), (e-5),  
19 (e-10), (f), (g), and (h) of Section 20, and Sections 21, 24  
20 and 25. The Board and the Department of Agriculture may extend  
21 any or all of these exemptions to any contractor or agent  
22 engaged by the Department of Agriculture to conduct its race  
23 meetings when the Board determines that this would best serve  
24 the public interest and the interest of horse racing.

25 Notwithstanding any provision of law to the contrary, it  
26 shall be lawful for any licensee to operate pari-mutuel

1     wagering or contract with the Department of Agriculture to  
2     operate pari-mutuel wagering at the DuQuoin State Fairgrounds  
3     or for the Department to enter into contracts with a licensee,  
4     employ its owners, employees or agents and employ such other  
5     occupation licensees as the Department deems necessary in  
6     connection with race meetings and wagerings.

7             (b) The Board is vested with the full power to promulgate  
8     reasonable rules and regulations for the purpose of  
9     administering the provisions of this Act and to prescribe  
10    reasonable rules, regulations and conditions under which all  
11    horse race meetings or wagering in the State shall be  
12    conducted. Such reasonable rules and regulations are to provide  
13    for the prevention of practices detrimental to the public  
14    interest and to promote the best interests of horse racing and  
15    to impose penalties for violations thereof.

16            (c) The Board, and any person or persons to whom it  
17    delegates this power, is vested with the power to enter the  
18    facilities and other places of business of any licensee to  
19    determine whether there has been compliance with the provisions  
20    of this Act and its rules and regulations.

21            (d) The Board, and any person or persons to whom it  
22    delegates this power, is vested with the authority to  
23    investigate alleged violations of the provisions of this Act,  
24    its reasonable rules and regulations, orders and final  
25    decisions; the Board shall take appropriate disciplinary  
26    action against any licensee or occupation licensee for

1 violation thereof or institute appropriate legal action for the  
2 enforcement thereof.

3 (e) The Board, and any person or persons to whom it  
4 delegates this power, may eject or exclude from any race  
5 meeting or the facilities of any licensee, or any part thereof,  
6 any occupation licensee or any other individual whose conduct  
7 or reputation is such that his presence on those facilities  
8 may, in the opinion of the Board, call into question the  
9 honesty and integrity of horse racing or wagering or interfere  
10 with the orderly conduct of horse racing or wagering; provided,  
11 however, that no person shall be excluded or ejected from the  
12 facilities of any licensee solely on the grounds of race,  
13 color, creed, national origin, ancestry, or sex. The power to  
14 eject or exclude an occupation licensee or other individual may  
15 be exercised for just cause by the licensee or the Board,  
16 subject to subsequent hearing by the Board as to the propriety  
17 of said exclusion.

18 (f) The Board is vested with the power to acquire,  
19 establish, maintain and operate (or provide by contract to  
20 maintain and operate) testing laboratories and related  
21 facilities, for the purpose of conducting saliva, blood, urine  
22 and other tests on the horses run or to be run in any horse race  
23 meeting and to purchase all equipment and supplies deemed  
24 necessary or desirable in connection with any such testing  
25 laboratories and related facilities and all such tests.

26 (g) The Board may require that the records, including

1 financial or other statements of any licensee or any person  
2 affiliated with the licensee who is involved directly or  
3 indirectly in the activities of any licensee as regulated under  
4 this Act to the extent that those financial or other statements  
5 relate to such activities be kept in such manner as prescribed  
6 by the Board, and that Board employees shall have access to  
7 those records during reasonable business hours. Within 120 days  
8 of the end of its fiscal year, each licensee shall transmit to  
9 the Board an audit of the financial transactions and condition  
10 of the licensee's total operations. All audits shall be  
11 conducted by certified public accountants. Each certified  
12 public accountant must be registered in the State of Illinois  
13 under the Illinois Public Accounting Act. The compensation for  
14 each certified public accountant shall be paid directly by the  
15 licensee to the certified public accountant. A licensee shall  
16 also submit any other financial or related information the  
17 Board deems necessary to effectively administer this Act and  
18 all rules, regulations, and final decisions promulgated under  
19 this Act.

20 (h) The Board shall name and appoint in the manner provided  
21 by the rules and regulations of the Board: an Executive  
22 Director; a State director of mutuels; State veterinarians and  
23 representatives to take saliva, blood, urine and other tests on  
24 horses; licensing personnel; revenue inspectors; and State  
25 seasonal employees (excluding admission ticket sellers and  
26 mutuel clerks). All of those named and appointed as provided in

1 this subsection shall serve during the pleasure of the Board;  
2 their compensation shall be determined by the Board and be paid  
3 in the same manner as other employees of the Board under this  
4 Act.

5 (i) The Board shall require that there shall be 3 stewards  
6 at each horse race meeting, at least 2 of whom shall be named  
7 and appointed by the Board. Stewards appointed or approved by  
8 the Board, while performing duties required by this Act or by  
9 the Board, shall be entitled to the same rights and immunities  
10 as granted to Board members and Board employees in Section 10  
11 of this Act.

12 (j) The Board may discharge any Board employee who fails or  
13 refuses for any reason to comply with the rules and regulations  
14 of the Board, or who, in the opinion of the Board, is guilty of  
15 fraud, dishonesty or who is proven to be incompetent. The Board  
16 shall have no right or power to determine who shall be  
17 officers, directors or employees of any licensee, or their  
18 salaries except the Board may, by rule, require that all or any  
19 officials or employees in charge of or whose duties relate to  
20 the actual running of races be approved by the Board.

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

25 (l) The Board is vested with the power to impose civil  
26 penalties of up to \$5,000 against an individual and up to

1 \$10,000 against a licensee for each violation of any provision  
2 of this Act, any rules adopted by the Board, any order of the  
3 Board or any other action which, in the Board's discretion, is  
4 a detriment or impediment to horse racing or wagering. All such  
5 civil penalties shall be deposited into the Horse Racing Fund.

6 (m) The Board is vested with the power to prescribe a form  
7 to be used by licensees as an application for employment for  
8 employees of each licensee.

9 (n) The Board shall have the power to issue a license to  
10 any county fair, or its agent, authorizing the conduct of the  
11 pari-mutuel system of wagering. The Board is vested with the  
12 full power to promulgate reasonable rules, regulations and  
13 conditions under which all horse race meetings licensed  
14 pursuant to this subsection shall be held and conducted,  
15 including rules, regulations and conditions for the conduct of  
16 the pari-mutuel system of wagering. The rules, regulations and  
17 conditions shall provide for the prevention of practices  
18 detrimental to the public interest and for the best interests  
19 of horse racing, and shall prescribe penalties for violations  
20 thereof. Any authority granted the Board under this Act shall  
21 extend to its jurisdiction and supervision over county fairs,  
22 or their agents, licensed pursuant to this subsection. However,  
23 the Board may waive any provision of this Act or its rules or  
24 regulations which would otherwise apply to such county fairs or  
25 their agents.

26 (o) Whenever the Board is authorized or required by law to

1 consider some aspect of criminal history record information for  
2 the purpose of carrying out its statutory powers and  
3 responsibilities, then, upon request and payment of fees in  
4 conformance with the requirements of Section 2605-400 of the  
5 Department of State Police Law (20 ILCS 2605/2605-400), the  
6 Department of State Police is authorized to furnish, pursuant  
7 to positive identification, such information contained in  
8 State files as is necessary to fulfill the request.

9 (p) To insure the convenience, comfort, and wagering  
10 accessibility of race track patrons, to provide for the  
11 maximization of State revenue, and to generate increases in  
12 purse allotments to the horsemen, the Board shall require any  
13 licensee to staff the pari-mutuel department with adequate  
14 personnel.

15 (Source: P.A. 91-239, eff. 1-1-00.)

16 (230 ILCS 5/15.1) (from Ch. 8, par. 37-15.1)

17 Sec. 15.1. Upon collection of the fee accompanying the  
18 application for an occupation license, the Board shall be  
19 authorized to make daily temporary deposits of the fees, for a  
20 period not to exceed 7 days, with the horsemen's bookkeeper at  
21 a race meeting. The horsemen's bookkeeper shall issue a check,  
22 payable to the order of the Illinois Racing Board, for monies  
23 deposited under this Section within 24 hours of receipt of the  
24 monies. Provided however, upon the issuance of the check by the  
25 horsemen's bookkeeper the check shall be deposited into the



1 ~~Horse Racing Fund in the State Treasury in accordance with the~~  
2 ~~provisions of the "State Officers and Employees Money~~  
3 ~~Disposition Act", approved June 9, 1911, as amended.~~

4 (Source: P.A. 84-432.)

5 (230 ILCS 5/18) (from Ch. 8, par. 37-18)

6 Sec. 18. (a) Together with its application, each applicant  
7 for racing dates shall deliver to the Board a certified check  
8 or bank draft payable to the order of the Board for \$1,000. In  
9 the event the applicant applies for racing dates in 2 or 3  
10 successive calendar years as provided in subsection (b) of  
11 Section 21, the fee shall be \$2,000. Filing fees shall not be  
12 refunded in the event the application is denied. All filing  
13 fees shall be deposited into the Horse Racing Fund.

14 (b) In addition to the filing fee of \$1000 and the fees  
15 provided in subsection (j) of Section 20, each organization  
16 licensee shall pay a license fee of \$100 for each racing  
17 program on which its daily pari-mutuel handle is \$400,000 or  
18 more but less than \$700,000, and a license fee of \$200 for each  
19 racing program on which its daily pari-mutuel handle is  
20 \$700,000 or more. The additional fees required to be paid under  
21 this Section by this amendatory Act of 1982 shall be remitted  
22 by the organization licensee to the Illinois Racing Board with  
23 each day's graduated privilege tax or pari-mutuel tax and  
24 breakage as provided under Section 27.

25 (c) Sections 11-42-1, 11-42-5, and 11-54-1 of the "Illinois

1 Municipal Code," approved May 29, 1961, as now or hereafter  
2 amended, shall not apply to any license under this Act.

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

4 (230 ILCS 5/26) (from Ch. 8, par. 37-26)

5 Sec. 26. Wagering.

6 (a) Any licensee may conduct and supervise the pari-mutuel  
7 system of wagering, as defined in Section 3.12 of this Act, on  
8 horse races conducted by an Illinois organization licensee or  
9 conducted at a racetrack located in another state or country  
10 and televised in Illinois in accordance with subsection (g) of  
11 Section 26 of this Act. Subject to the prior consent of the  
12 Board, licensees may supplement any pari-mutuel pool in order  
13 to guarantee a minimum distribution. Such pari-mutuel method of  
14 wagering shall not, under any circumstances if conducted under  
15 the provisions of this Act, be held or construed to be  
16 unlawful, other statutes of this State to the contrary  
17 notwithstanding. Subject to rules for advance wagering  
18 promulgated by the Board, any licensee may accept wagers in  
19 advance of the day of the race wagered upon occurs.

20 (b) No other method of betting, pool making, wagering or  
21 gambling shall be used or permitted by the licensee. Each  
22 licensee may retain, subject to the payment of all applicable  
23 taxes and purses, an amount not to exceed 17% of all money  
24 wagered under subsection (a) of this Section, except as may  
25 otherwise be permitted under this Act.

1           (b-5) An individual may place a wager under the pari-mutuel  
2 system from any licensed location authorized under this Act  
3 provided that wager is electronically recorded in the manner  
4 described in Section 3.12 of this Act. Any wager made  
5 electronically by an individual while physically on the  
6 premises of a licensee shall be deemed to have been made at the  
7 premises of that licensee.

8           (c) Until January 1, 2000, the sum held by any licensee for  
9 payment of outstanding pari-mutuel tickets, if unclaimed prior  
10 to December 31 of the next year, shall be retained by the  
11 licensee for payment of such tickets until that date. Within 10  
12 days thereafter, the balance of such sum remaining unclaimed,  
13 less any uncashed supplements contributed by such licensee for  
14 the purpose of guaranteeing minimum distributions of any  
15 pari-mutuel pool, shall be paid to the Illinois Veterans'  
16 Rehabilitation Fund of the State treasury, except as provided  
17 in subsection (g) of Section 27 of this Act.

18           (c-5) Beginning January 1, 2000, the sum held by any  
19 licensee for payment of outstanding pari-mutuel tickets, if  
20 unclaimed prior to December 31 of the next year, shall be  
21 retained by the licensee for payment of such tickets until that  
22 date. Within 10 days thereafter, the balance of such sum  
23 remaining unclaimed, less any uncashed supplements contributed  
24 by such licensee for the purpose of guaranteeing minimum  
25 distributions of any pari-mutuel pool, shall be evenly  
26 distributed to the purse account of the organization licensee

1 and the organization licensee.

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

7 (e) No licensee shall knowingly permit any minor, other  
8 than an employee of such licensee or an owner, trainer, jockey,  
9 driver, or employee thereof, to be admitted during a racing  
10 program unless accompanied by a parent or guardian, or any  
11 minor to be a patron of the pari-mutuel system of wagering  
12 conducted or supervised by it. The admission of any  
13 unaccompanied minor, other than an employee of the licensee or  
14 an owner, trainer, jockey, driver, or employee thereof at a  
15 race track is a Class C misdemeanor.

16 (f) Notwithstanding the other provisions of this Act, an  
17 organization licensee may contract with an entity in another  
18 state or country to permit any legal wagering entity in another  
19 state or country to accept wagers solely within such other  
20 state or country on races conducted by the organization  
21 licensee in this State. Beginning January 1, 2000, these wagers  
22 shall not be subject to State taxation. Until January 1, 2000,  
23 when the out-of-State entity conducts a pari-mutuel pool  
24 separate from the organization licensee, a privilege tax equal  
25 to 7 1/2% of all monies received by the organization licensee  
26 from entities in other states or countries pursuant to such

1 contracts is imposed on the organization licensee, and such  
2 privilege tax shall be remitted to the Department of Revenue  
3 within 48 hours of receipt of the moneys from the simulcast.  
4 When the out-of-State entity conducts a combined pari-mutuel  
5 pool with the organization licensee, the tax shall be 10% of  
6 all monies received by the organization licensee with 25% of  
7 the receipts from this 10% tax to be distributed to the county  
8 in which the race was conducted.

9 An organization licensee may permit one or more of its  
10 races to be utilized for pari-mutuel wagering at one or more  
11 locations in other states and may transmit audio and visual  
12 signals of races the organization licensee conducts to one or  
13 more locations outside the State or country and may also permit  
14 pari-mutuel pools in other states or countries to be combined  
15 with its gross or net wagering pools or with wagering pools  
16 established by other states.

17 (g) A host track may accept interstate simulcast wagers on  
18 horse races conducted in other states or countries and shall  
19 control the number of signals and types of breeds of racing in  
20 its simulcast program, subject to the disapproval of the Board.  
21 The Board may prohibit a simulcast program only if it finds  
22 that the simulcast program is clearly adverse to the integrity  
23 of racing. The host track simulcast program shall include the  
24 signal of live racing of all organization licensees. All  
25 non-host licensees and advance deposit wagering licensees  
26 shall carry the signal of and accept wagers on live racing of

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

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

24 Notwithstanding any other provision of this Act, for a  
25 period of one year ~~3 years~~ after the effective date of this  
26 amendatory Act of the 97th General Assembly ~~this amendatory Act~~

1 ~~of the 96th General Assembly,~~ an organization licensee may  
2 maintain a system whereby advance deposit wagering may take  
3 place or an organization licensee, with the consent of the  
4 horsemen association representing the largest number of  
5 owners, trainers, jockeys, or standardbred drivers who race  
6 horses at that organization licensee's racing meeting, may  
7 contract with another person to carry out a system of advance  
8 deposit wagering. Such consent may not be unreasonably  
9 withheld. All advance deposit wagers placed from within  
10 Illinois must be placed through a Board-approved advance  
11 deposit wagering licensee; no other entity may accept an  
12 advance deposit wager from a person within Illinois. All  
13 advance deposit wagering is subject to any rules adopted by the  
14 Board. The Board may adopt rules necessary to regulate advance  
15 deposit wagering through the use of emergency rulemaking in  
16 accordance with Section 5-45 of the Illinois Administrative  
17 Procedure Act. The General Assembly finds that the adoption of  
18 rules to regulate advance deposit wagering is deemed an  
19 emergency and necessary for the public interest, safety, and  
20 welfare. An advance deposit wagering licensee may retain all  
21 moneys as agreed to by contract with an organization licensee.  
22 Any moneys retained by the organization licensee from advance  
23 deposit wagering, not including moneys retained by the advance  
24 deposit wagering licensee, shall be paid 50% to the  
25 organization licensee's purse account and 50% to the  
26 organization licensee. If more than one breed races at the same



1 race track facility, then the 50% of the moneys to be paid to  
2 an organization licensee's purse account shall be allocated  
3 among all organization licensees' purse accounts operating at  
4 that race track facility proportionately based on the actual  
5 number of host days that the Board grants to that breed at that  
6 race track facility in the current calendar year. To the extent  
7 any fees from advance deposit wagering conducted in Illinois  
8 for wagers in Illinois or other states have been placed in  
9 escrow or otherwise withheld from wagers pending a  
10 determination of the legality of advance deposit wagering, no  
11 action shall be brought to declare such wagers or the  
12 disbursement of any fees previously escrowed illegal.

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

1 supplemental interstate simulcast shall be paid by the  
2 non-host licensee and its affiliated non-host licensees  
3 receiving the simulcast.

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

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

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

4           (4) A licensee who receives an interstate simulcast may  
5           combine its gross or net pools with pools at the sending  
6           racetracks pursuant to rules established by the Board. All  
7           licensees combining their gross pools at a sending  
8           racetrack shall adopt the take-out percentages of the  
9           sending racetrack. A licensee may also establish a separate  
10          pool and takeout structure for wagering purposes on races  
11          conducted at race tracks outside of the State of Illinois.  
12          The licensee may permit pari-mutuel wagers placed in other  
13          states or countries to be combined with its gross or net  
14          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 supplemental  
17          interstate simulcast, which shall be paid by the host track  
18          and by each non-host licensee through the host-track) and  
19          all applicable State and local taxes, except as provided in  
20          subsection (g) of Section 27 of this Act, the remainder of  
21          moneys retained from simulcast wagering pursuant to this  
22          subsection (g), and Section 26.2 shall be divided as  
23          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) Notwithstanding any provision of this Act to the  
17          contrary, after payment of all applicable State and local  
18          taxes and interstate commission fees, non-host licensees  
19          who derive their licenses from a track located in a county  
20          with a population in excess of 230,000 and that borders the  
21          Mississippi River shall retain 50% of the retention from  
22          interstate simulcast wagers and shall pay 50% to purses at  
23          the track from which the non-host licensee derives its  
24          license as follows:

25                (A) Between January 1 and the third Friday in  
26                February, inclusive, if no live thoroughbred racing is

1 occurring in Illinois during this period, when the  
2 interstate simulcast is a standardbred race, the purse  
3 share to its standardbred purse account;

4 (B) Between January 1 and the third Friday in  
5 February, inclusive, if no live thoroughbred racing is  
6 occurring in Illinois during this period, and the  
7 interstate simulcast is a thoroughbred race, the purse  
8 share to its interstate simulcast purse pool to be  
9 distributed under paragraph (10) of this subsection  
10 (g);

11 (C) Between January 1 and the third Friday in  
12 February, inclusive, if live thoroughbred racing is  
13 occurring in Illinois, between 6:30 a.m. and 6:30 p.m.  
14 the purse share from wagers made during this time  
15 period to its thoroughbred purse account and between  
16 6:30 p.m. and 6:30 a.m. the purse share from wagers  
17 made during this time period to its standardbred purse  
18 accounts;

19 (D) Between the third Saturday in February and  
20 December 31, when the interstate simulcast occurs  
21 between the hours of 6:30 a.m. and 6:30 p.m., the purse  
22 share to its thoroughbred purse account;

23 (E) Between the third Saturday in February and  
24 December 31, when the interstate simulcast occurs  
25 between the hours of 6:30 p.m. and 6:30 a.m., the purse  
26 share to its standardbred purse account.

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

9           (A) If the licensee that conducts horse racing at  
10 that racetrack requests from the Board at least as many  
11 racing dates as were conducted in calendar year 2000,  
12 80% shall be paid to its thoroughbred purse account;  
13 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, shall  
21 be in addition to and not in lieu of any other moneys  
22 paid to standardbred purses under this Act, and shall  
23 not be commingled with other moneys paid into that  
24 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 and  
9 (2) are generated between the hours of 6:30 a.m. and 6:30  
10 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 many  
14 racing dates as were conducted in calendar year 2000,  
15 80% shall be deposited into its standardbred purse  
16 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, shall  
5 be in addition to and not in lieu of any other moneys  
6 paid to thoroughbred purses under this Act, and shall  
7 not be commingled with other moneys deposited into that  
8 Fund.

9 (7.3) If no live standardbred racing is conducted at a  
10 racetrack located in Madison County in calendar year 2000  
11 or 2001, an organization licensee who is licensed to  
12 conduct horse racing at that racetrack shall, before  
13 January 1, 2002, pay all moneys derived from simulcast  
14 wagering and inter-track wagering in calendar years 2000  
15 and 2001 and paid into the licensee's standardbred purse  
16 account as follows:

17 (A) Eighty percent to that licensee's thoroughbred  
18 purse account to be used for thoroughbred purses; and

19 (B) Twenty percent to the Illinois Colt Stakes  
20 Purse Distribution Fund.

21 Failure to make the payment to the Illinois Colt Stakes  
22 Purse Distribution Fund before January 1, 2002 shall result  
23 in the immediate revocation of the licensee's organization  
24 license, inter-track wagering license, and inter-track  
25 wagering location license.

26 Moneys paid into the Illinois Colt Stakes Purse



1           Distribution Fund pursuant to this paragraph (7.3) shall be  
2           paid to purses for standardbred races for Illinois  
3           conceived and foaled horses conducted at any county  
4           fairgrounds. Moneys paid into the Illinois Colt Stakes  
5           Purse Distribution Fund pursuant to this paragraph (7.3)  
6           shall be used as determined by the Department of  
7           Agriculture, with the advice and assistance of the Illinois  
8           Standardbred Breeders Fund Advisory Board, shall be in  
9           addition to and not in lieu of any other moneys paid to  
10          standardbred purses under this Act, and shall not be  
11          commingled with any other moneys paid into that Fund.

12           (7.4) If live standardbred racing is conducted at a  
13          racetrack located in Madison County at any time in calendar  
14          year 2001 before the payment required under paragraph (7.3)  
15          has been made, the organization licensee who is licensed to  
16          conduct racing at that racetrack shall pay all moneys  
17          derived by that racetrack from simulcast wagering and  
18          inter-track wagering during calendar years 2000 and 2001  
19          that (1) are to be used for purses and (2) are generated  
20          between the hours of 6:30 p.m. and 6:30 a.m. during 2000 or  
21          2001 to the standardbred purse account at that racetrack to  
22          be used for standardbred purses.

23           (8) Notwithstanding any provision in this Act to the  
24          contrary, an organization licensee from a track located in  
25          a county with a population in excess of 230,000 and that  
26          borders the Mississippi River and its affiliated non-host

1 licenses shall not be entitled to share in any retention  
2 generated on racing, inter-track wagering, or simulcast  
3 wagering at any other Illinois wagering facility.

4 (8.1) Notwithstanding any provisions in this Act to the  
5 contrary, if 2 organization licensees are conducting  
6 standardbred race meetings concurrently between the hours  
7 of 6:30 p.m. and 6:30 a.m., after payment of all applicable  
8 State and local taxes and interstate commission fees, the  
9 remainder of the amount retained from simulcast wagering  
10 otherwise attributable to the host track and to host track  
11 purses shall be split daily between the 2 organization  
12 licensees and the purses at the tracks of the 2  
13 organization licensees, respectively, based on each  
14 organization licensee's share of the total live handle for  
15 that day, provided that this provision shall not apply to  
16 any non-host licensee that derives its license from a track  
17 located in a county with a population in excess of 230,000  
18 and that borders the Mississippi River.

19 (9) (Blank).

20 (10) (Blank).

21 (11) (Blank).

22 (12) The Board shall have authority to compel all host  
23 tracks to receive the simulcast of any or all races  
24 conducted at the Springfield or DuQuoin State fairgrounds  
25 and include all such races as part of their simulcast  
26 programs.

1           (13) Notwithstanding any other provision of this Act,  
2           in the event that the total Illinois pari-mutuel handle on  
3           Illinois horse races at all wagering facilities in any  
4           calendar year is less than 75% of the total Illinois  
5           pari-mutuel handle on Illinois horse races at all such  
6           wagering facilities for calendar year 1994, then each  
7           wagering facility that has an annual total Illinois  
8           pari-mutuel handle on Illinois horse races that is less  
9           than 75% of the total Illinois pari-mutuel handle on  
10          Illinois horse races at such wagering facility for calendar  
11          year 1994, shall be permitted to receive, from any amount  
12          otherwise payable to the purse account at the race track  
13          with which the wagering facility is affiliated in the  
14          succeeding calendar year, an amount equal to 2% of the  
15          differential in total Illinois pari-mutuel handle on  
16          Illinois horse races at the wagering facility between that  
17          calendar year in question and 1994 provided, however, that  
18          a wagering facility shall not be entitled to any such  
19          payment until the Board certifies in writing to the  
20          wagering facility the amount to which the wagering facility  
21          is entitled and a schedule for payment of the amount to the  
22          wagering facility, based on: (i) the racing dates awarded  
23          to the race track affiliated with the wagering facility  
24          during the succeeding year; (ii) the sums available or  
25          anticipated to be available in the purse account of the  
26          race track affiliated with the wagering facility for purses

1 during the succeeding year; and (iii) the need to ensure  
2 reasonable purse levels during the payment period. The  
3 Board's certification shall be provided no later than  
4 January 31 of the succeeding year. In the event a wagering  
5 facility entitled to a payment under this paragraph (13) is  
6 affiliated with a race track that maintains purse accounts  
7 for both standardbred and thoroughbred racing, the amount  
8 to be paid to the wagering facility shall be divided  
9 between each purse account pro rata, based on the amount of  
10 Illinois handle on Illinois standardbred and thoroughbred  
11 racing respectively at the wagering facility during the  
12 previous calendar year. Annually, the General Assembly  
13 shall appropriate sufficient funds from the General  
14 Revenue Fund to the Department of Agriculture for payment  
15 into the thoroughbred and standardbred horse racing purse  
16 accounts at Illinois pari-mutuel tracks. The amount paid to  
17 each purse account shall be the amount certified by the  
18 Illinois Racing Board in January to be transferred from  
19 each account to each eligible racing facility in accordance  
20 with the provisions of this Section.

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

25 (1) Any person licensed to conduct a race meeting (i)  
26 at a track where 60 or more days of racing were conducted

1 during the immediately preceding calendar year or where  
2 over the 5 immediately preceding calendar years an average  
3 of 30 or more days of racing were conducted annually may be  
4 issued an inter-track wagering license; (ii) at a track  
5 located in a county that is bounded by the Mississippi  
6 River, which has a population of less than 150,000  
7 according to the 1990 decennial census, and an average of  
8 at least 60 days of racing per year between 1985 and 1993  
9 may be issued an inter-track wagering license; or (iii) at  
10 a track located in Madison County that conducted at least  
11 100 days of live racing during the immediately preceding  
12 calendar year may be issued an inter-track wagering  
13 license, unless a lesser schedule of live racing is the  
14 result of (A) weather, unsafe track conditions, or other  
15 acts of God; (B) an agreement between the organization  
16 licensee and the associations representing the largest  
17 number of owners, trainers, jockeys, or standardbred  
18 drivers who race horses at that organization licensee's  
19 racing meeting; or (C) a finding by the Board of  
20 extraordinary circumstances and that it was in the best  
21 interest of the public and the sport to conduct fewer than  
22 100 days of live racing. Any such person having operating  
23 control of the racing facility may also receive up to 6  
24 inter-track wagering location licenses. In no event shall  
25 more than 6 inter-track wagering locations be established  
26 for each eligible race track, except that an eligible race

1 track located in a county that has a population of more  
2 than 230,000 and that is bounded by the Mississippi River  
3 may establish up to 7 inter-track wagering locations. An  
4 application for said license shall be filed with the Board  
5 prior to such dates as may be fixed by the Board. With an  
6 application for an inter-track wagering location license  
7 there shall be delivered to the Board a certified check or  
8 bank draft payable to the order of the Board for an amount  
9 equal to \$500. The application shall be on forms prescribed  
10 and furnished by the Board. The application shall comply  
11 with all other rules, regulations and conditions imposed by  
12 the Board in connection therewith.

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

22 (3) In granting licenses to conduct inter-track  
23 wagering and simulcast wagering, the Board shall give due  
24 consideration to the best interests of the public, of horse  
25 racing, and of maximizing revenue to the State.

26 (4) Prior to the issuance of a license to conduct

1 inter-track wagering and simulcast wagering, the applicant  
2 shall file with the Board a bond payable to the State of  
3 Illinois in the sum of \$50,000, executed by the applicant  
4 and a surety company or companies authorized to do business  
5 in this State, and conditioned upon (i) the payment by the  
6 licensee of all taxes due under Section 27 or 27.1 and any  
7 other monies due and payable under this Act, and (ii)  
8 distribution by the licensee, upon presentation of the  
9 winning ticket or tickets, of all sums payable to the  
10 patrons of pari-mutuel pools.

11 (5) Each license to conduct inter-track wagering and  
12 simulcast wagering shall specify the person to whom it is  
13 issued, the dates on which such wagering is permitted, and  
14 the track or location where the wagering is to be  
15 conducted.

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

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

24 (8) Inter-track wagering or simulcast wagering shall  
25 not be conducted at any track less than 5 miles from a  
26 track at which a racing meeting is in progress.

1           (8.1) Inter-track wagering location licensees who  
2 derive their licenses from a particular organization  
3 licensee shall conduct inter-track wagering and simulcast  
4 wagering only at locations which are either within 90 miles  
5 of that race track where the particular organization  
6 licensee is licensed to conduct racing, or within 135 miles  
7 of that race track where the particular organization  
8 licensee is licensed to conduct racing in the case of race  
9 tracks in counties of less than 400,000 that were operating  
10 on or before June 1, 1986. However, inter-track wagering  
11 and simulcast wagering shall not be conducted by those  
12 licensees at any location within 5 miles of any race track  
13 at which a horse race meeting has been licensed in the  
14 current year, unless the person having operating control of  
15 such race track has given its written consent to such  
16 inter-track wagering location licensees, which consent  
17 must be filed with the Board at or prior to the time  
18 application is made.

19           (8.2) Inter-track wagering or simulcast wagering shall  
20 not be conducted by an inter-track wagering location  
21 licensee at any location within 500 feet of an existing  
22 church or existing school, nor within 500 feet of the  
23 residences of more than 50 registered voters without  
24 receiving written permission from a majority of the  
25 registered voters at such residences. Such written  
26 permission statements shall be filed with the Board. The



1 distance of 500 feet shall be measured to the nearest part  
2 of any building used for worship services, education  
3 programs, residential purposes, or conducting inter-track  
4 wagering by an inter-track wagering location licensee, and  
5 not to property boundaries. However, inter-track wagering  
6 or simulcast wagering may be conducted at a site within 500  
7 feet of a church, school or residences of 50 or more  
8 registered voters if such church, school or residences have  
9 been erected or established, or such voters have been  
10 registered, after the Board issues the original  
11 inter-track wagering location license at the site in  
12 question. Inter-track wagering location licensees may  
13 conduct inter-track wagering and simulcast wagering only  
14 in areas that are zoned for commercial or manufacturing  
15 purposes or in areas for which a special use has been  
16 approved by the local zoning authority. However, no license  
17 to conduct inter-track wagering and simulcast wagering  
18 shall be granted by the Board with respect to any  
19 inter-track wagering location within the jurisdiction of  
20 any local zoning authority which has, by ordinance or by  
21 resolution, prohibited the establishment of an inter-track  
22 wagering location within its jurisdiction. However,  
23 inter-track wagering and simulcast wagering may be  
24 conducted at a site if such ordinance or resolution is  
25 enacted after the Board licenses the original inter-track  
26 wagering location licensee for the site in question.

1 (9) (Blank).

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

12 (10.1) Except as provided in subsection (g) of Section  
13 27 of this Act, inter-track wagering location licensees  
14 shall pay 1% of the pari-mutuel handle at each location to  
15 the municipality in which such location is situated and 1%  
16 of the pari-mutuel handle at each location to the county in  
17 which such location is situated. In the event that an  
18 inter-track wagering location licensee is situated in an  
19 unincorporated area of a county, such licensee shall pay 2%  
20 of the pari-mutuel handle from such location to such  
21 county.

22 (10.2) Notwithstanding any other provision of this  
23 Act, with respect to intertrack 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 expenses  
22 in connection with the gathering, transmission, and  
23 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 intertrack wagering licensee that derives its license from  
4 a track located in a county with a population in excess of  
5 230,000 and that borders the Mississippi River shall not  
6 divide any remaining retention with the Illinois  
7 organization licensee that provides the race or races, and  
8 an intertrack wagering licensee that accepts wagers on  
9 races conducted by an organization licensee that conducts a  
10 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; (ii)  
17 4.75% of the pari-mutuel handle on intertrack wagering at  
18 such location on races as purses, except that an intertrack  
19 wagering location licensee that derives its license from a  
20 track located in a county with a population in excess of  
21 230,000 and that borders the Mississippi River shall retain  
22 all purse moneys for its own purse account consistent with  
23 distribution set forth in this subsection (h), and  
24 intertrack wagering location licensees that accept wagers  
25 on races conducted by an organization licensee located in a  
26 county with a population in excess of 230,000 and that

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

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

1 provides the race or races and an intertrack wagering  
2 location licensee that accepts wagers on races conducted by  
3 an organization licensee that conducts a race meet in a  
4 county with a population in excess of 230,000 and that  
5 borders the Mississippi River shall not divide any  
6 remaining retention with the organization licensee.  
7 Notwithstanding the provisions of clauses (ii) and (iv) of  
8 this paragraph, in the case of the additional inter-track  
9 wagering location licenses authorized under paragraph (1)  
10 of this subsection (h) by this amendatory Act of 1991,  
11 those licensees shall pay the following amounts as purses:  
12 during the first 12 months the licensee is in operation,  
13 5.25% of the pari-mutuel handle wagered at the location on  
14 races; during the second 12 months, 5.25%; during the third  
15 12 months, 5.75%; during the fourth 12 months, 6.25%; and  
16 during the fifth 12 months and thereafter, 6.75%. The  
17 following amounts shall be retained by the licensee to  
18 satisfy all costs and expenses of conducting its wagering:  
19 during the first 12 months the licensee is in operation,  
20 8.25% of the pari-mutuel handle wagered at the location;  
21 during the second 12 months, 8.25%; during the third 12  
22 months, 7.75%; during the fourth 12 months, 7.25%; and  
23 during the fifth 12 months and thereafter, 6.75%. For  
24 additional intertrack wagering location licensees  
25 authorized under this amendatory Act of 1995, purses for  
26 the first 12 months the licensee is in operation shall be

1           5.75% of the pari-mutuel wagered at the location, purses  
2           for the second 12 months the licensee is in operation shall  
3           be 6.25%, and purses thereafter shall be 6.75%. For  
4           additional intertrack location licensees authorized under  
5           this amendatory Act of 1995, the licensee shall be allowed  
6           to retain to satisfy all costs and expenses: 7.75% of the  
7           pari-mutuel handle wagered at the location during its first  
8           12 months of operation, 7.25% during its second 12 months  
9           of operation, and 6.75% thereafter.

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

25                     Two-sevenths to the Department of Agriculture.

26                     Fifty percent of this two-sevenths shall be used to



1 promote the Illinois horse racing and breeding  
2 industry, and shall be distributed by the Department of  
3 Agriculture upon the advice of a 9-member committee  
4 appointed by the Governor consisting of the following  
5 members: the Director of Agriculture, who shall serve  
6 as chairman; 2 representatives of organization  
7 licensees conducting thoroughbred race meetings in  
8 this State, recommended by those licensees; 2  
9 representatives of organization licensees conducting  
10 standardbred race meetings in this State, recommended  
11 by those licensees; a representative of the Illinois  
12 Thoroughbred Breeders and Owners Foundation,  
13 recommended by that Foundation; a representative of  
14 the Illinois Standardbred Owners and Breeders  
15 Association, recommended by that Association; a  
16 representative of the Horsemen's Benevolent and  
17 Protective Association or any successor organization  
18 thereto established in Illinois comprised of the  
19 largest number of owners and trainers, recommended by  
20 that Association or that successor organization; and a  
21 representative of the Illinois Harness Horsemen's  
22 Association, recommended by that Association.  
23 Committee members shall serve for terms of 2 years,  
24 commencing January 1 of each even-numbered year. If a  
25 representative of any of the above-named entities has  
26 not been recommended by January 1 of any even-numbered

1 year, the Governor shall appoint a committee member to  
2 fill that position. Committee members shall receive no  
3 compensation for their services as members but shall be  
4 reimbursed for all actual and necessary expenses and  
5 disbursements incurred in the performance of their  
6 official duties. The remaining 50% of this  
7 two-sevenths shall be distributed to county fairs for  
8 premiums and rehabilitation as set forth in the  
9 Agricultural Fair Act;

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

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

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

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

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

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

22 Four-sevenths to museums and aquariums located in  
23 park districts of over 500,000 population; provided  
24 that the monies are distributed in accordance with the  
25 previous year's distribution of the maintenance tax  
26 for such museums and aquariums as provided in Section 2

1 of the Park District Aquarium and Museum Act; and

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

11 (D) Except as provided in paragraph (11) of this  
12 subsection (h), with respect to purse allocation from  
13 intertrack wagering, the monies so retained shall be  
14 divided as follows:

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

24 (ii) If the inter-track wagering licensee,  
25 except an intertrack wagering licensee that  
26 derives its license from an organization licensee

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

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

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

24 (A) The Board is vested with power to promulgate  
25 reasonable rules and regulations for the purpose of  
26 administering the conduct of this wagering and to

1           prescribe reasonable rules, regulations and conditions  
2           under which such wagering shall be held and conducted.  
3           Such rules and regulations are to provide for the  
4           prevention of practices detrimental to the public  
5           interest and for the best interests of said wagering  
6           and to impose penalties for violations thereof.

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

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

23          (D) (Blank).

24          (E) The Board is vested with the power to appoint  
25          delegates to execute any of the powers granted to it  
26          under this Section for the purpose of administering



1           this wagering and any rules and regulations  
2           promulgated in accordance with this Act.

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

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

19          (13) The Department of Agriculture may enter into  
20          agreements with licensees authorizing such licensees to  
21          conduct inter-track wagering on races to be held at the  
22          licensed race meetings conducted by the Department of  
23          Agriculture. Such agreement shall specify the races of the  
24          Department of Agriculture's licensed race meeting upon  
25          which the licensees will conduct wagering. In the event  
26          that a licensee conducts inter-track pari-mutuel wagering

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

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

22 (Source: P.A. 96-762, eff. 8-25-09.)

23 (230 ILCS 5/27) (from Ch. 8, par. 37-27)

24 Sec. 27. (a) In addition to the organization license fee  
25 provided by this Act, until January 1, 2000, a graduated

1 privilege tax is hereby imposed for conducting the pari-mutuel  
2 system of wagering permitted under this Act. Until January 1,  
3 2000, except as provided in subsection (g) of Section 27 of  
4 this Act, all of the breakage of each racing day held by any  
5 licensee in the State shall be paid to the State. Until January  
6 1, 2000, such daily graduated privilege tax shall be paid by  
7 the licensee from the amount permitted to be retained under  
8 this Act. Until January 1, 2000, each day's graduated privilege  
9 tax, breakage, and Horse Racing Tax Allocation funds shall be  
10 remitted to the Department of Revenue within 48 hours after the  
11 close of the racing day upon which it is assessed or within  
12 such other time as the Board prescribes. The privilege tax  
13 hereby imposed, until January 1, 2000, shall be a flat tax at  
14 the rate of 2% of the daily pari-mutuel handle except as  
15 provided in Section 27.1.

16 In addition, every organization licensee, except as  
17 provided in Section 27.1 of this Act, which conducts multiple  
18 wagering shall pay, until January 1, 2000, as a privilege tax  
19 on multiple wagers an amount equal to 1.25% of all moneys  
20 wagered each day on such multiple wagers, plus an additional  
21 amount equal to 3.5% of the amount wagered each day on any  
22 other multiple wager which involves a single betting interest  
23 on 3 or more horses. The licensee shall remit the amount of  
24 such taxes to the Department of Revenue within 48 hours after  
25 the close of the racing day on which it is assessed or within  
26 such other time as the Board prescribes.

1           This subsection (a) shall be inoperative and of no force  
2 and effect on and after January 1, 2000.

3           (a-5) Beginning on January 1, 2000, a flat pari-mutuel tax  
4 at the rate of 1.5% of the daily pari-mutuel handle is imposed  
5 at all pari-mutuel wagering facilities and on advance deposit  
6 wagering from a location other than a wagering facility, except  
7 as otherwise provided for in this subsection (a-5). In addition  
8 to the pari-mutuel tax imposed on advance deposit wagering  
9 pursuant to this subsection (a-5), an additional pari-mutuel  
10 tax at the rate of 0.25% shall be imposed on advance deposit  
11 wagering, the amount of which shall not exceed \$250,000 in each  
12 calendar year. The additional 0.25% pari-mutuel tax imposed on  
13 advance deposit wagering by Public Act 96-972 ~~this amendatory~~  
14 ~~Act of the 96th General Assembly~~ shall be deposited as follows:  
15 50% deposited into the Quarter Horse Purse Fund, which shall be  
16 created as a non-appropriated trust fund administered by the  
17 Board for grants to thoroughbred organization licensees for  
18 payment of purses for quarter horse races conducted by the  
19 organization licensee, and 50% deposited equally into the  
20 standardbred purse accounts of organization licensees  
21 conducting standardbred racing. Thoroughbred organization  
22 licensees may petition the Board to conduct quarter horse  
23 racing and receive purse grants from the Quarter Horse Purse  
24 Fund. The Board shall have complete discretion in distributing  
25 the Quarter Horse Purse Fund to the petitioning organization  
26 licensees. Beginning on the effective date of this amendatory

1 Act of the 96th General Assembly and until moneys deposited  
2 pursuant to Section 54 are distributed and received, a  
3 pari-mutuel tax at the rate of 0.75% of the daily pari-mutuel  
4 handle is imposed at a pari-mutuel facility whose license is  
5 derived from a track located in a county that borders the  
6 Mississippi River and conducted live racing in the previous  
7 year. After moneys deposited pursuant to Section 54 are  
8 distributed and received, a pari-mutuel tax at the rate of 1.5%  
9 of the daily pari-mutuel handle is imposed at a pari-mutuel  
10 facility whose license is derived from a track located in a  
11 county that borders the Mississippi River and conducted live  
12 racing in the previous year. The pari-mutuel tax imposed by  
13 this subsection (a-5) shall be remitted to the Department of  
14 Revenue within 48 hours after the close of the racing day upon  
15 which it is assessed or within such other time as the Board  
16 prescribes.

17 (a-6) On August 25, 2012, and every 30 days thereafter for  
18 a total period of one year, all advance deposit wagering  
19 licensees shall collectively pay an aggregate amount of  
20 \$27,084, which shall be deposited equally into the standardbred  
21 purse accounts of organization licensees conducting  
22 standardbred racing. Each advance deposit wagering licensee's  
23 share of the monthly payment shall be directly proportional to  
24 that advance deposit wagering licensee's share of the total  
25 advance deposit wagering handle for 2011.

26 (b) On or before December 31, 1999, in the event that any

1 organization licensee conducts 2 separate programs of races on  
2 any day, each such program shall be considered a separate  
3 racing day for purposes of determining the daily handle and  
4 computing the privilege tax on such daily handle as provided in  
5 subsection (a) of this Section.

6 (c) Licensees shall at all times keep accurate books and  
7 records of all monies wagered on each day of a race meeting and  
8 of the taxes paid to the Department of Revenue under the  
9 provisions of this Section. The Board or its duly authorized  
10 representative or representatives shall at all reasonable  
11 times have access to such records for the purpose of examining  
12 and checking the same and ascertaining whether the proper  
13 amount of taxes is being paid as provided. The Board shall  
14 require verified reports and a statement of the total of all  
15 monies wagered daily at each wagering facility upon which the  
16 taxes are assessed and may prescribe forms upon which such  
17 reports and statement shall be made.

18 (d) Any licensee failing or refusing to pay the amount of  
19 any tax due under this Section shall be guilty of a business  
20 offense and upon conviction shall be fined not more than \$5,000  
21 in addition to the amount found due as tax under this Section.  
22 Each day's violation shall constitute a separate offense. All  
23 fines paid into Court by a licensee hereunder shall be  
24 transmitted and paid over by the Clerk of the Court to the  
25 Board.

26 (e) No other license fee, privilege tax, excise tax, or

1 racing fee, except as provided in this Act, shall be assessed  
2 or collected from any such licensee by the State.

3 (f) No other license fee, privilege tax, excise tax or  
4 racing fee shall be assessed or collected from any such  
5 licensee by units of local government except as provided in  
6 paragraph 10.1 of subsection (h) and subsection (f) of Section  
7 26 of this Act. However, any municipality that has a Board  
8 licensed horse race meeting at a race track wholly within its  
9 corporate boundaries or a township that has a Board licensed  
10 horse race meeting at a race track wholly within the  
11 unincorporated area of the township may charge a local  
12 amusement tax not to exceed 10¢ per admission to such horse  
13 race meeting by the enactment of an ordinance. However, any  
14 municipality or county that has a Board licensed inter-track  
15 wagering location facility wholly within its corporate  
16 boundaries may each impose an admission fee not to exceed \$1.00  
17 per admission to such inter-track wagering location facility,  
18 so that a total of not more than \$2.00 per admission may be  
19 imposed. Except as provided in subparagraph (g) of Section 27  
20 of this Act, the inter-track wagering location licensee shall  
21 collect any and all such fees and within 48 hours remit the  
22 fees to the Board, which shall, pursuant to rule, cause the  
23 fees to be distributed to the county or municipality.

24 (g) Notwithstanding any provision in this Act to the  
25 contrary, if in any calendar year the total taxes and fees  
26 required to be collected from licensees and distributed under

1 this Act to all State and local governmental authorities  
2 exceeds the amount of such taxes and fees distributed to each  
3 State and local governmental authority to which each State and  
4 local governmental authority was entitled under this Act for  
5 calendar year 1994, then the first \$11 million of that excess  
6 amount shall be allocated at the earliest possible date for  
7 distribution as purse money for the succeeding calendar year.  
8 Upon reaching the 1994 level, and until the excess amount of  
9 taxes and fees exceeds \$11 million, the Board shall direct all  
10 licensees to cease paying the subject taxes and fees and the  
11 Board shall direct all licensees to allocate any such excess  
12 amount for purses as follows:

13 (i) the excess amount shall be initially divided  
14 between thoroughbred and standardbred purses based on the  
15 thoroughbred's and standardbred's respective percentages  
16 of total Illinois live wagering in calendar year 1994;

17 (ii) each thoroughbred and standardbred organization  
18 licensee issued an organization licensee in that  
19 succeeding allocation year shall be allocated an amount  
20 equal to the product of its percentage of total Illinois  
21 live thoroughbred or standardbred wagering in calendar  
22 year 1994 (the total to be determined based on the sum of  
23 1994 on-track wagering for all organization licensees  
24 issued organization licenses in both the allocation year  
25 and the preceding year) multiplied by the total amount  
26 allocated for standardbred or thoroughbred purses,



1 provided that the first \$1,500,000 of the amount allocated  
2 to standardbred purses under item (i) shall be allocated to  
3 the Department of Agriculture to be expended with the  
4 assistance and advice of the Illinois Standardbred  
5 Breeders Funds Advisory Board for the purposes listed in  
6 subsection (g) of Section 31 of this Act, before the amount  
7 allocated to standardbred purses under item (i) is  
8 allocated to standardbred organization licensees in the  
9 succeeding allocation year.

10 To the extent the excess amount of taxes and fees to be  
11 collected and distributed to State and local governmental  
12 authorities exceeds \$11 million, that excess amount shall be  
13 collected and distributed to State and local authorities as  
14 provided for under this Act.

15 (Source: P.A. 96-762, eff. 8-25-09; 96-1287, eff. 7-26-10.)

16 (230 ILCS 5/28) (from Ch. 8, par. 37-28)

17 Sec. 28. Except as provided in subsection (g) of Section 27  
18 of this Act, moneys collected shall be distributed according to  
19 the provisions of this Section 28.

20 (a) Thirty per cent of the total of all monies received by  
21 the State as privilege taxes shall be paid into the  
22 Metropolitan Exposition Auditorium and Office Building Fund in  
23 the State Treasury.

24 (b) In addition, 4.5% of the total of all monies received  
25 by the State as privilege taxes shall be paid into the State

1 treasury into a special Fund to be known as the Metropolitan  
2 Exposition, Auditorium, and Office Building Fund.

3 (c) Fifty per cent of the total of all monies received by  
4 the State as privilege taxes under the provisions of this Act  
5 shall be paid into the Agricultural Premium Fund.

6 (d) Seven per cent of the total of all monies received by  
7 the State as privilege taxes shall be paid into the Fair and  
8 Exposition Fund in the State treasury; provided, however, that  
9 when all bonds issued prior to July 1, 1984 by the Metropolitan  
10 Fair and Exposition Authority shall have been paid or payment  
11 shall have been provided for upon a refunding of those bonds,  
12 thereafter 1/12 of \$1,665,662 of such monies shall be paid each  
13 month into the Build Illinois Fund, and the remainder into the  
14 Fair and Exposition Fund. All excess monies shall be allocated  
15 to the Department of Agriculture for distribution to county  
16 fairs for premiums and rehabilitation as set forth in the  
17 Agricultural Fair Act.

18 (e) The monies provided for in Section 30 shall be paid  
19 into the Illinois Thoroughbred Breeders Fund.

20 (f) The monies provided for in Section 31 shall be paid  
21 into the Illinois Standardbred Breeders Fund.

22 (g) Until January 1, 2000, that part representing 1/2 of  
23 the total breakage in Thoroughbred, Harness, Appaloosa,  
24 Arabian, and Quarter Horse racing in the State shall be paid  
25 into the Illinois Race Track Improvement Fund as established in  
26 Section 32.

1 (h) All other monies received by the Board under this Act  
2 shall be paid into the Horse Racing Fund ~~General Revenue Fund~~  
3 ~~of the State.~~

4 (i) The salaries of the Board members, secretary, stewards,  
5 directors of mutuels, veterinarians, representatives,  
6 accountants, clerks, stenographers, inspectors and other  
7 employees of the Board, and all expenses of the Board incident  
8 to the administration of this Act, including, but not limited  
9 to, all expenses and salaries incident to the taking of saliva  
10 and urine samples in accordance with the rules and regulations  
11 of the Board shall be paid out of the Agricultural Premium  
12 Fund.

13 (j) The Agricultural Premium Fund shall also be used:

14 (1) for the expenses of operating the Illinois State  
15 Fair and the DuQuoin State Fair, including the payment of  
16 prize money or premiums;

17 (2) for the distribution to county fairs, vocational  
18 agriculture section fairs, agricultural societies, and  
19 agricultural extension clubs in accordance with the  
20 Agricultural Fair Act, as amended;

21 (3) for payment of prize monies and premiums awarded  
22 and for expenses incurred in connection with the  
23 International Livestock Exposition and the Mid-Continent  
24 Livestock Exposition held in Illinois, which premiums, and  
25 awards must be approved, and paid by the Illinois  
26 Department of Agriculture;

1           (4) for personal service of county agricultural  
2 advisors and county home advisors;

3           (5) for distribution to agricultural home economic  
4 extension councils in accordance with "An Act in relation  
5 to additional support and finance for the Agricultural and  
6 Home Economic Extension Councils in the several counties in  
7 this State and making an appropriation therefor", approved  
8 July 24, 1967, as amended;

9           (6) for research on equine disease, including a  
10 development center therefor;

11           (7) for training scholarships for study on equine  
12 diseases to students at the University of Illinois College  
13 of Veterinary Medicine;

14           (8) for the rehabilitation, repair and maintenance of  
15 the Illinois and DuQuoin State Fair Grounds and the  
16 structures and facilities thereon and the construction of  
17 permanent improvements on such Fair Grounds, including  
18 such structures, facilities and property located on such  
19 State Fair Grounds which are under the custody and control  
20 of the Department of Agriculture;

21           (9) for the expenses of the Department of Agriculture  
22 under Section 5-530 of the Departments of State Government  
23 Law (20 ILCS 5/5-530);

24           (10) for the expenses of the Department of Commerce and  
25 Economic Opportunity under Sections 605-620, 605-625, and  
26 605-630 of the Department of Commerce and Economic

1 Opportunity Law (20 ILCS 605/605-620, 605/605-625, and  
2 605/605-630);

3 (11) for remodeling, expanding, and reconstructing  
4 facilities destroyed by fire of any Fair and Exposition  
5 Authority in counties with a population of 1,000,000 or  
6 more inhabitants;

7 (12) for the purpose of assisting in the care and  
8 general rehabilitation of disabled veterans of any war and  
9 their surviving spouses and orphans;

10 (13) for expenses of the Department of State Police for  
11 duties performed under this Act;

12 (14) for the Department of Agriculture for soil surveys  
13 and soil and water conservation purposes;

14 (15) for the Department of Agriculture for grants to  
15 the City of Chicago for conducting the Chicagofest;

16 (16) for the State Comptroller for grants and operating  
17 expenses authorized by the Illinois Global Partnership  
18 Act.

19 (k) To the extent that monies paid by the Board to the  
20 Agricultural Premium Fund are in the opinion of the Governor in  
21 excess of the amount necessary for the purposes herein stated,  
22 the Governor shall notify the Comptroller and the State  
23 Treasurer of such fact, who, upon receipt of such notification,  
24 shall transfer such excess monies from the Agricultural Premium  
25 Fund to the General Revenue Fund.

26 (Source: P.A. 94-91, Sections 55-135 and 90-10, eff. 7-1-05.)

1           Section 99. Effective date. This Act takes effect upon  
2    becoming law.".