

104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB4070

Introduced 5/29/2025, by Rep. Joe C. Sosnowski

SYNOPSIS AS INTRODUCED:

230 ILCS 10/7
230 ILCS 10/13

from Ch. 120, par. 2407
from Ch. 120, par. 2413

Amends the Illinois Gambling Act. Requires the Illinois Gaming Board to conduct a survey to measure each operating casino license in the State regarding the adjusted gross receipts reported to the Board for the most recently concluded 12-month period within 12 months after the effective date of the amendatory Act. Requires the Board to submit a report to the Governor and the General Assembly listing all of the operating casino licenses, ranked by order of adjusted gross receipt productivity. Requires the Board to establish a request for proposals process to relocate the 3 lowest performing casinos based on the report in which a municipality or county may submit a proposal requesting the authorization to host one of the 3 lowest performing casino's license within the municipality or county. Provides that each owner or operator of a casino license subject to relocation has the right to relocate the casino to a new location as determined by the request for proposals process, and the relocation shall be completed no more than 5 years after the conclusion of the request for proposals process and selection of a new location. Provides that a provision regarding wagering taxes, rates and distribution applies to the adjusted gross receipts tax and its division by enumerated shares to enumerated eligible recipients subsequent to any relocation of a casino, and the share of the adjusted gross receipts, measured by percentage of the adjusted gross receipts, shall continue to be paid to the former host municipality or county by 2 times the amount the share of the adjusted gross receipts that had previously been paid to the former host municipality or county.

LRB104 13763 LNS 26514 b

1 AN ACT concerning gaming.

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

4 Section 5. The Illinois Gambling Act is amended by
5 changing Sections 7 and 13 as follows:

6 (230 ILCS 10/7) (from Ch. 120, par. 2407)

7 Sec. 7. Owners licenses.

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

1 owners licensee holding a license issued pursuant to Section
2 7.1 of this Act begins conducting gaming, whichever occurs
3 first, as a condition of licensure and as an alternative
4 source of payment for those funds payable under subsection
5 (c-5) of Section 13 of this Act, any owners licensee that holds
6 or receives its owners license on or after May 26, 2006 (the
7 effective date of Public Act 94-804), other than an owners
8 licensee operating a riverboat with adjusted gross receipts in
9 calendar year 2004 of less than \$200,000,000, must pay into
10 the Horse Racing Equity Trust Fund, in addition to any other
11 payments required under this Act, an amount equal to 3% of the
12 adjusted gross receipts received by the owners licensee. The
13 payments required under this Section shall be made by the
14 owners licensee to the State Treasurer no later than 3:00
15 o'clock p.m. of the day after the day when the adjusted gross
16 receipts were received by the owners licensee. A person or
17 entity is ineligible to receive an owners license if:

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

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

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

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

2 (5) a person defined in (1), (2), (3), or (4) is an
3 officer, director, or managerial employee of the entity;

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

8 (7) (blank); or

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

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

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

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

25 (A) controls, directly or indirectly, such
26 applicant; or

1 (B) is controlled, directly or indirectly, by such
2 applicant or by a person which controls, directly or
3 indirectly, such applicant;

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

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

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

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

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

1 (6) whether the applicant has adequate capitalization
2 to provide and maintain, for the duration of a license, a
3 riverboat or casino;

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

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

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

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

15 (11) whether the applicant has entered into a fully
16 executed construction project labor agreement with the
17 applicable local building trades council.

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

20 (d) Each applicant shall submit with his or her
21 application, on forms provided by the Board, 2 sets of his or
22 her fingerprints.

23 (e) In addition to any licenses authorized under
24 subsection (e-5) of this Section, the Board may issue up to 10
25 licenses authorizing the holders of such licenses to own
26 riverboats. In the application for an owners license, the

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

1 gambling confers on the State, and shall seek to assure that
2 all regions of the State share in the economic benefits of
3 riverboat gambling.

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

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

21 (1) the Board may issue one owners license authorizing
22 the conduct of casino gambling in the City of Chicago;

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

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

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

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

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

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

26 The Board shall consider issuing a license pursuant to

1 paragraphs (1) through (6) of this subsection only after the
2 corporate authority of the municipality or the county board of
3 the county in which the riverboat or casino shall be located
4 has certified to the Board the following:

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

7 (ii) that the applicant and the corporate authority or
8 county board have mutually agreed on the permanent
9 location of the riverboat or casino;

10 (iii) that the applicant and the corporate authority
11 or county board have mutually agreed on the temporary
12 location of the riverboat or casino;

13 (iv) that the applicant and the corporate authority or
14 the county board have mutually agreed on the percentage of
15 revenues that will be shared with the municipality or
16 county, if any;

17 (v) that the applicant and the corporate authority or
18 county board have mutually agreed on any zoning,
19 licensing, public health, or other issues that are within
20 the jurisdiction of the municipality or county;

21 (vi) that the corporate authority or county board has
22 passed a resolution or ordinance in support of the
23 riverboat or casino in the municipality or county;

24 (vii) the applicant for a license under paragraph (1)
25 has made a public presentation concerning its casino
26 proposal; and

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

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

20 In addition, within 10 days after June 28, 2019 (the
21 effective date of Public Act 101-31), the Board, with consent
22 and at the expense of the City of Chicago, shall select and
23 retain the services of a nationally recognized casino gaming
24 feasibility consultant. Within 45 days after June 28, 2019
25 (the effective date of Public Act 101-31), the consultant
26 shall prepare and deliver to the Board a study concerning the

1 feasibility of, and the ability to finance, a casino in the
2 City of Chicago. The feasibility study shall be delivered to
3 the Mayor of the City of Chicago, the Governor, the President
4 of the Senate, and the Speaker of the House of
5 Representatives. Ninety days after receipt of the feasibility
6 study, the Board shall make a determination, based on the
7 results of the feasibility study, whether to recommend to the
8 General Assembly that the terms of the license under paragraph
9 (1) of this subsection (e-5) should be modified. The Board may
10 begin accepting applications for the owners license under
11 paragraph (1) of this subsection (e-5) upon the determination
12 to issue such an owners license.

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

18 (e-10) The licenses authorized under subsection (e-5) of
19 this Section shall be issued within 12 months after the date
20 the license application is submitted. If the Board does not
21 issue the licenses within that time period, then the Board
22 shall give a written explanation to the applicant as to why it
23 has not reached a determination and when it reasonably expects
24 to make a determination. The fee for the issuance or renewal of
25 a license issued pursuant to this subsection (e-10) shall be
26 \$250,000. Additionally, a licensee located outside of Cook

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

15 (e-15) Each licensee of a license authorized under
16 subsection (e-5) of this Section shall make a reconciliation
17 payment 3 years after the date the licensee begins operating
18 in an amount equal to 75% of the adjusted gross receipts for
19 the most lucrative 12-month period of operations, minus an
20 amount equal to the initial payment per gaming position paid
21 by the specific licensee. Each licensee shall pay a
22 \$15,000,000 reconciliation fee upon issuance of an owners
23 license. If this calculation results in a negative amount,
24 then the licensee is not entitled to any reimbursement of fees
25 previously paid. This reconciliation payment may be made in
26 installments over a period of no more than 6 years.

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

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

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

15 (g) Upon the termination, expiration, or revocation of
16 each of the first 10 licenses, which shall be issued for a
17 3-year period, all licenses are renewable annually upon
18 payment of the fee and a determination by the Board that the
19 licensee continues to meet all of the requirements of this Act
20 and the Board's rules. However, for licenses renewed on or
21 after the effective date of this amendatory Act of the 102nd
22 General Assembly, renewal shall be for a period of 4 years.

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

26 An owners licensee of a casino or riverboat that is

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

20 Each owners licensee under subsection (e) of this Section
21 shall reserve its gaming positions within 30 days after June
22 28, 2019 (the effective date of Public Act 101-31). The Board
23 may grant an extension to this 30-day period, provided that
24 the owners licensee submits a written request and explanation
25 as to why it is unable to reserve its positions within the
26 30-day period.

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

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

16 (h-5) An owners licensee who conducted gambling operations
17 prior to January 1, 2012 and obtains positions pursuant to
18 Public Act 101-31 shall make a reconciliation payment 3 years
19 after any additional gaming positions begin operating in an
20 amount equal to 75% of the owners licensee's average gross
21 receipts for the most lucrative 12-month period of operations
22 minus an amount equal to the initial fee that the owners
23 licensee paid per additional gaming position. For purposes of
24 this subsection (h-5), "average gross receipts" means (i) the
25 increase in adjusted gross receipts for the most lucrative
26 12-month period of operations over the adjusted gross receipts

1 for 2019, multiplied by (ii) the percentage derived by
2 dividing the number of additional gaming positions that an
3 owners licensee had obtained by the total number of gaming
4 positions operated by the owners licensee. If this calculation
5 results in a negative amount, then the owners licensee is not
6 entitled to any reimbursement of fees previously paid. This
7 reconciliation payment may be made in installments over a
8 period of no more than 6 years. These reconciliation payments
9 shall be deposited into the Rebuild Illinois Projects Fund.

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

19 (j) The Board may issue or re-issue a license authorizing
20 a riverboat to dock in a municipality or approve a relocation
21 under Section 11.2 only if, prior to the issuance or
22 re-issuance of the license or approval, the governing body of
23 the municipality in which the riverboat will dock has by a
24 majority vote approved the docking of riverboats in the
25 municipality. The Board may issue or re-issue a license
26 authorizing a riverboat to dock in areas of a county outside

1 any municipality or approve a relocation under Section 11.2
2 only if, prior to the issuance or re-issuance of the license or
3 approval, the governing body of the county has by a majority
4 vote approved of the docking of riverboats within such areas.

5 (k) An owners licensee may conduct land-based gambling
6 operations upon approval by the Board and payment of a fee of
7 \$250,000, which shall be deposited into the State Gaming Fund.

8 (l) An owners licensee may conduct gaming at a temporary
9 facility pending the construction of a permanent facility or
10 the remodeling or relocation of an existing facility to
11 accommodate gaming participants for up to 24 months after the
12 temporary facility begins to conduct gaming. Upon request by
13 an owners licensee and upon a showing of good cause by the
14 owners licensee: (i) for a licensee authorized under paragraph
15 (3) of subsection (e-5), the Board shall extend the period
16 during which the licensee may conduct gaming at a temporary
17 facility by up to 30 months; and (ii) for all other licensees,
18 the Board shall extend the period during which the licensee
19 may conduct gaming at a temporary facility by up to 12 months.
20 The Board shall make rules concerning the conduct of gaming
21 from temporary facilities.

22 (m) The Board shall conduct a survey to measure each
23 operating casino license in the State regarding the adjusted
24 gross receipts reported to the Board for the most recently
25 concluded 12-month period. The Board shall conduct the survey
26 within 12 months after the effective date of this amendatory

1 Act of the 104th General Assembly. After conducting the
2 survey, the Board shall file a report, available to the
3 public, with the Governor and the General Assembly listing all
4 of the operating casino licenses, ranked by order of adjusted
5 gross receipt productivity.

6 (n) The Board shall establish a request for proposals
7 process to relocate the 3 lowest performing casinos based on
8 the report under subsection (m) in which a municipality or
9 county may submit a proposal requesting the authorization to
10 host one of the 3 lowest performing casino's license within
11 the municipality or county. The request for proposals process
12 shall be established no later than 12 months after the report
13 under subsection (m) is submitted. The request for proposals
14 process shall be conducted in such a way that the Board shall
15 make municipalities and counties aware of the doubled share
16 tax of the adjusted gross receipts under subsection (b-9) of
17 Section 13.

18 (o) Notwithstanding any other law to the contrary, each
19 owner or operator of a casino license subject to relocation
20 under subsection (n) has the right to relocate the casino to a
21 new location as determined by the request for proposals
22 process, and the relocation shall be completed no more than 5
23 years after the conclusion of the request for proposals
24 process and selection of a new location under the conditions
25 set forth by the Board under subsection (n).

26 (Source: P.A. 102-13, eff. 6-10-21; 102-558, eff. 8-20-21;

103-574, eff. 12-8-23.)

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

Sec. 13. Wagering tax; rate; distribution.

(a) Until January 1, 1998, a tax is imposed on the adjusted gross receipts received from gambling games authorized under this Act at the rate of 20%.

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

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

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

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

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

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

(a-2) From July 1, 2002 until July 1, 2003, a privilege tax is imposed on persons engaged in the business of conducting riverboat gambling operations, other than licensed managers

1 conducting riverboat gambling operations on behalf of the
2 State, based on the adjusted gross receipts received by a
3 licensed owner from gambling games authorized under this Act
4 at the following rates:

5 15% of annual adjusted gross receipts up to and
6 including \$25,000,000;

7 22.5% of annual adjusted gross receipts in excess of
8 \$25,000,000 but not exceeding \$50,000,000;

9 27.5% of annual adjusted gross receipts in excess of
10 \$50,000,000 but not exceeding \$75,000,000;

11 32.5% of annual adjusted gross receipts in excess of
12 \$75,000,000 but not exceeding \$100,000,000;

13 37.5% of annual adjusted gross receipts in excess of
14 \$100,000,000 but not exceeding \$150,000,000;

15 45% of annual adjusted gross receipts in excess of
16 \$150,000,000 but not exceeding \$200,000,000;

17 50% of annual adjusted gross receipts in excess of
18 \$200,000,000.

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

26 15% of annual adjusted gross receipts up to and

1 including \$25,000,000;

2 27.5% of annual adjusted gross receipts in excess of
3 \$25,000,000 but not exceeding \$37,500,000;

4 32.5% of annual adjusted gross receipts in excess of
5 \$37,500,000 but not exceeding \$50,000,000;

6 37.5% of annual adjusted gross receipts in excess of
7 \$50,000,000 but not exceeding \$75,000,000;

8 45% of annual adjusted gross receipts in excess of
9 \$75,000,000 but not exceeding \$100,000,000;

10 50% of annual adjusted gross receipts in excess of
11 \$100,000,000 but not exceeding \$250,000,000;

12 70% of annual adjusted gross receipts in excess of
13 \$250,000,000.

14 An amount equal to the amount of wagering taxes collected
15 under this subsection (a-3) that are in addition to the amount
16 of wagering taxes that would have been collected if the
17 wagering tax rates under subsection (a-2) were in effect shall
18 be paid into the Common School Fund.

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

1 subsection (a-3), the term "dormant license" means an owners
2 license that is authorized by this Act under which no
3 riverboat gambling operations are being conducted on June 20,
4 2003.

5 (a-4) Beginning on the first day on which the tax imposed
6 under subsection (a-3) is no longer imposed and ending upon
7 the imposition of the privilege tax under subsection (a-5) of
8 this Section, a privilege tax is imposed on persons engaged in
9 the business of conducting gambling operations, other than
10 licensed managers conducting riverboat gambling operations on
11 behalf of the State, based on the adjusted gross receipts
12 received by a licensed owner from gambling games authorized
13 under this Act at the following rates:

14 15% of annual adjusted gross receipts up to and
15 including \$25,000,000;

16 22.5% of annual adjusted gross receipts in excess of
17 \$25,000,000 but not exceeding \$50,000,000;

18 27.5% of annual adjusted gross receipts in excess of
19 \$50,000,000 but not exceeding \$75,000,000;

20 32.5% of annual adjusted gross receipts in excess of
21 \$75,000,000 but not exceeding \$100,000,000;

22 37.5% of annual adjusted gross receipts in excess of
23 \$100,000,000 but not exceeding \$150,000,000;

24 45% of annual adjusted gross receipts in excess of
25 \$150,000,000 but not exceeding \$200,000,000;

26 50% of annual adjusted gross receipts in excess of

1 \$200,000,000.

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

6 (a-5)(1) Beginning on July 1, 2020, a privilege tax is
7 imposed on persons engaged in the business of conducting
8 gambling operations, other than the owners licensee under
9 paragraph (1) of subsection (e-5) of Section 7 and licensed
10 managers conducting riverboat gambling operations on behalf of
11 the State, based on the adjusted gross receipts received by
12 such licensee from the gambling games authorized under this
13 Act. The privilege tax for all gambling games other than table
14 games, including, but not limited to, slot machines, video
15 game of chance gambling, and electronic gambling games shall
16 be at the following rates:

17 15% of annual adjusted gross receipts up to and
18 including \$25,000,000;

19 22.5% of annual adjusted gross receipts in excess of
20 \$25,000,000 but not exceeding \$50,000,000;

21 27.5% of annual adjusted gross receipts in excess of
22 \$50,000,000 but not exceeding \$75,000,000;

23 32.5% of annual adjusted gross receipts in excess of
24 \$75,000,000 but not exceeding \$100,000,000;

25 37.5% of annual adjusted gross receipts in excess of
26 \$100,000,000 but not exceeding \$150,000,000;

1 45% of annual adjusted gross receipts in excess of
2 \$150,000,000 but not exceeding \$200,000,000;

3 50% of annual adjusted gross receipts in excess of
4 \$200,000,000.

5 The privilege tax for table games shall be at the
6 following rates:

7 15% of annual adjusted gross receipts up to and
8 including \$25,000,000;

9 20% of annual adjusted gross receipts in excess of
10 \$25,000,000.

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

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

1 gambling games shall be at the following rates:

2 12% of annual adjusted gross receipts up to and
3 including \$25,000,000 to the State and 10.5% of annual
4 adjusted gross receipts up to and including \$25,000,000 to
5 the City of Chicago;

6 16% of annual adjusted gross receipts in excess of
7 \$25,000,000 but not exceeding \$50,000,000 to the State and
8 14% of annual adjusted gross receipts in excess of
9 \$25,000,000 but not exceeding \$50,000,000 to the City of
10 Chicago;

11 20.1% of annual adjusted gross receipts in excess of
12 \$50,000,000 but not exceeding \$75,000,000 to the State and
13 17.4% of annual adjusted gross receipts in excess of
14 \$50,000,000 but not exceeding \$75,000,000 to the City of
15 Chicago;

16 21.4% of annual adjusted gross receipts in excess of
17 \$75,000,000 but not exceeding \$100,000,000 to the State
18 and 18.6% of annual adjusted gross receipts in excess of
19 \$75,000,000 but not exceeding \$100,000,000 to the City of
20 Chicago;

21 22.7% of annual adjusted gross receipts in excess of
22 \$100,000,000 but not exceeding \$150,000,000 to the State
23 and 19.8% of annual adjusted gross receipts in excess of
24 \$100,000,000 but not exceeding \$150,000,000 to the City of
25 Chicago;

26 24.1% of annual adjusted gross receipts in excess of

1 \$150,000,000 but not exceeding \$225,000,000 to the State
2 and 20.9% of annual adjusted gross receipts in excess of
3 \$150,000,000 but not exceeding \$225,000,000 to the City of
4 Chicago;

5 26.8% of annual adjusted gross receipts in excess of
6 \$225,000,000 but not exceeding \$1,000,000,000 to the State
7 and 23.2% of annual adjusted gross receipts in excess of
8 \$225,000,000 but not exceeding \$1,000,000,000 to the City
9 of Chicago;

10 40% of annual adjusted gross receipts in excess of
11 \$1,000,000,000 to the State and 34.7% of annual gross
12 receipts in excess of \$1,000,000,000 to the City of
13 Chicago.

14 The privilege tax for table games shall be at the
15 following rates:

16 8.1% of annual adjusted gross receipts up to and
17 including \$25,000,000 to the State and 6.9% of annual
18 adjusted gross receipts up to and including \$25,000,000 to
19 the City of Chicago;

20 10.7% of annual adjusted gross receipts in excess of
21 \$25,000,000 but not exceeding \$75,000,000 to the State and
22 9.3% of annual adjusted gross receipts in excess of
23 \$25,000,000 but not exceeding \$75,000,000 to the City of
24 Chicago;

25 11.2% of annual adjusted gross receipts in excess of
26 \$75,000,000 but not exceeding \$175,000,000 to the State

1 and 9.8% of annual adjusted gross receipts in excess of
2 \$75,000,000 but not exceeding \$175,000,000 to the City of
3 Chicago;

4 13.5% of annual adjusted gross receipts in excess of
5 \$175,000,000 but not exceeding \$225,000,000 to the State
6 and 11.5% of annual adjusted gross receipts in excess of
7 \$175,000,000 but not exceeding \$225,000,000 to the City of
8 Chicago;

9 15.1% of annual adjusted gross receipts in excess of
10 \$225,000,000 but not exceeding \$275,000,000 to the State
11 and 12.9% of annual adjusted gross receipts in excess of
12 \$225,000,000 but not exceeding \$275,000,000 to the City of
13 Chicago;

14 16.2% of annual adjusted gross receipts in excess of
15 \$275,000,000 but not exceeding \$375,000,000 to the State
16 and 13.8% of annual adjusted gross receipts in excess of
17 \$275,000,000 but not exceeding \$375,000,000 to the City of
18 Chicago;

19 18.9% of annual adjusted gross receipts in excess of
20 \$375,000,000 to the State and 16.1% of annual gross
21 receipts in excess of \$375,000,000 to the City of Chicago.

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

26 (3) Notwithstanding the provisions of this subsection

1 (a-5), for the first 10 years that the privilege tax is imposed
2 under this subsection (a-5) or until the year preceding the
3 calendar year in which paragraph (4) becomes operative,
4 whichever occurs first, the privilege tax shall be imposed on
5 the modified annual adjusted gross receipts of a riverboat or
6 casino conducting gambling operations in the City of East St.
7 Louis, unless:

8 (1) the riverboat or casino fails to employ at least
9 450 people, except no minimum employment shall be required
10 during 2020 and 2021 or during periods that the riverboat
11 or casino is closed on orders of State officials for
12 public health emergencies or other emergencies not caused
13 by the riverboat or casino;

14 (2) the riverboat or casino fails to maintain
15 operations in a manner consistent with this Act or is not a
16 viable riverboat or casino subject to the approval of the
17 Board; or

18 (3) the owners licensee is not an entity in which
19 employees participate in an employee stock ownership plan
20 or in which the owners licensee sponsors a 401(k)
21 retirement plan and makes a matching employer contribution
22 equal to at least one-quarter of the first 12% or one-half
23 of the first 6% of each participating employee's
24 contribution, not to exceed any limitations under federal
25 laws and regulations.

26 (4) Notwithstanding the provisions of this subsection

1 (a-5), for 10 calendar years beginning in the year that
2 gambling operations commence either in a temporary or
3 permanent facility at an organization gaming facility located
4 in the City of Collinsville, the privilege tax imposed under
5 this subsection (a-5) on a riverboat or casino conducting
6 gambling operations in the City of East St. Louis shall be
7 reduced, if applicable, by an amount equal to the difference
8 in adjusted gross receipts for the 2022 calendar year less the
9 current year's adjusted gross receipts, unless:

10 (A) the riverboat or casino fails to employ at least
11 350 people, except that no minimum employment shall be
12 required during periods that the riverboat or casino is
13 closed on orders of State officials for public health
14 emergencies or other emergencies not caused by the
15 riverboat or casino;

16 (B) the riverboat or casino fails to maintain
17 operations in a manner consistent with this Act or is not a
18 viable riverboat or casino subject to the approval of the
19 Board; or

20 (C) the riverboat or casino fails to submit audited
21 financial statements to the Board prepared by an
22 accounting firm that has been preapproved by the Board and
23 such statements were prepared in accordance with the
24 provisions of the Financial Accounting Standards Board
25 Accounting Standards Codification under nongovernmental
26 accounting principles generally accepted in the United

1 States.

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

4 (A) for calendar year 2020, the annual adjusted gross
5 receipts for the current year minus the difference between
6 an amount equal to the average annual adjusted gross
7 receipts from a riverboat or casino conducting gambling
8 operations in the City of East St. Louis for 2014, 2015,
9 2016, 2017, and 2018 and the annual adjusted gross
10 receipts for 2018;

11 (B) for calendar year 2021, the annual adjusted gross
12 receipts for the current year minus the difference between
13 an amount equal to the average annual adjusted gross
14 receipts from a riverboat or casino conducting gambling
15 operations in the City of East St. Louis for 2014, 2015,
16 2016, 2017, and 2018 and the annual adjusted gross
17 receipts for 2019; and

18 (C) for calendar years 2022 through 2029, the annual
19 adjusted gross receipts for the current year minus the
20 difference between an amount equal to the average annual
21 adjusted gross receipts from a riverboat or casino
22 conducting gambling operations in the City of East St.
23 Louis for 3 years preceding the current year and the
24 annual adjusted gross receipts for the immediately
25 preceding year.

26 (a-6) From June 28, 2019 (the effective date of Public Act

1 101-31) until June 30, 2023, an owners licensee that conducted
2 gambling operations prior to January 1, 2011 shall receive a
3 dollar-for-dollar credit against the tax imposed under this
4 Section for any renovation or construction costs paid by the
5 owners licensee, but in no event shall the credit exceed
6 \$2,000,000.

7 Additionally, from June 28, 2019 (the effective date of
8 Public Act 101-31) until December 31, 2024, an owners licensee
9 that (i) is located within 15 miles of the Missouri border, and
10 (ii) has at least 3 riverboats, casinos, or their equivalent
11 within a 45-mile radius, may be authorized to relocate to a new
12 location with the approval of both the unit of local
13 government designated as the home dock and the Board, so long
14 as the new location is within the same unit of local government
15 and no more than 3 miles away from its original location. Such
16 owners licensee shall receive a credit against the tax imposed
17 under this Section equal to 8% of the total project costs, as
18 approved by the Board, for any renovation or construction
19 costs paid by the owners licensee for the construction of the
20 new facility, provided that the new facility is operational by
21 July 1, 2024. In determining whether or not to approve a
22 relocation, the Board must consider the extent to which the
23 relocation will diminish the gaming revenues received by other
24 Illinois gaming facilities.

25 (a-7) Beginning in the initial adjustment year and through
26 the final adjustment year, if the total obligation imposed

1 pursuant to either subsection (a-5) or (a-6) will result in an
2 owners licensee receiving less after-tax adjusted gross
3 receipts than it received in calendar year 2018, then the
4 total amount of privilege taxes that the owners licensee is
5 required to pay for that calendar year shall be reduced to the
6 extent necessary so that the after-tax adjusted gross receipts
7 in that calendar year equals the after-tax adjusted gross
8 receipts in calendar year 2018, but the privilege tax
9 reduction shall not exceed the annual adjustment cap. If
10 pursuant to this subsection (a-7), the total obligation
11 imposed pursuant to either subsection (a-5) or (a-6) shall be
12 reduced, then the owners licensee shall not receive a refund
13 from the State at the end of the subject calendar year but
14 instead shall be able to apply that amount as a credit against
15 any payments it owes to the State in the following calendar
16 year to satisfy its total obligation under either subsection
17 (a-5) or (a-6). The credit for the final adjustment year shall
18 occur in the calendar year following the final adjustment
19 year.

20 If an owners licensee that conducted gambling operations
21 prior to January 1, 2019 expands its riverboat or casino,
22 including, but not limited to, with respect to its gaming
23 floor, additional non-gaming amenities such as restaurants,
24 bars, and hotels and other additional facilities, and incurs
25 construction and other costs related to such expansion from
26 June 28, 2019 (the effective date of Public Act 101-31) until

1 June 28, 2029, then for each \$15,000,000 spent for any such
2 construction or other costs related to expansion paid by the
3 owners licensee, the final adjustment year shall be extended
4 by one year and the annual adjustment cap shall increase by
5 0.2% of adjusted gross receipts during each calendar year
6 until and including the final adjustment year. No further
7 modifications to the final adjustment year or annual
8 adjustment cap shall be made after \$75,000,000 is incurred in
9 construction or other costs related to expansion so that the
10 final adjustment year shall not extend beyond the 9th calendar
11 year after the initial adjustment year, not including the
12 initial adjustment year, and the annual adjustment cap shall
13 not exceed 4% of adjusted gross receipts in a particular
14 calendar year. Construction and other costs related to
15 expansion shall include all project related costs, including,
16 but not limited to, all hard and soft costs, financing costs,
17 on or off-site ground, road or utility work, cost of gaming
18 equipment and all other personal property, initial fees
19 assessed for each incremental gaming position, and the cost of
20 incremental land acquired for such expansion. Soft costs shall
21 include, but not be limited to, legal fees, architect,
22 engineering and design costs, other consultant costs,
23 insurance cost, permitting costs, and pre-opening costs
24 related to the expansion, including, but not limited to, any
25 of the following: marketing, real estate taxes, personnel,
26 training, travel and out-of-pocket expenses, supply,

1 inventory, and other costs, and any other project related soft
2 costs.

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

8 Notwithstanding any other provision of this subsection
9 (a-7), this subsection (a-7) does not apply to an owners
10 licensee unless such owners licensee spends at least
11 \$15,000,000 on construction and other costs related to its
12 expansion, excluding the initial fees assessed for each
13 incremental gaming position.

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

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

18 "Building and construction trades council" means any
19 organization representing multiple construction entities that
20 are monitoring or attentive to compliance with public or
21 workers' safety laws, wage and hour requirements, or other
22 statutory requirements or that are making or maintaining
23 collective bargaining agreements.

24 "Initial adjustment year" means the year commencing on
25 January 1 of the calendar year immediately following the
26 earlier of the following:

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

5 (2) June 28, 2021 (24 months after the effective date
6 of Public Act 101-31);
7 provided the initial adjustment year shall not commence
8 earlier than June 28, 2020 (12 months after the effective date
9 of Public Act 101-31).

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

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

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

21 (a-9) Beginning on January 1, 2020, the calculation of
22 gross receipts or adjusted gross receipts, for the purposes of
23 this Section, for a riverboat, a casino, or an organization
24 gaming facility shall not include the dollar amount of
25 non-cashable vouchers, coupons, and electronic promotions
26 redeemed by wagerers upon the riverboat, in the casino, or in

1 the organization gaming facility up to and including an amount
2 not to exceed 20% of a riverboat's, a casino's, or an
3 organization gaming facility's adjusted gross receipts.

4 The Illinois Gaming Board shall submit to the General
5 Assembly a comprehensive report no later than March 31, 2023
6 detailing, at a minimum, the effect of removing non-cashable
7 vouchers, coupons, and electronic promotions from this
8 calculation on net gaming revenues to the State in calendar
9 years 2020 through 2022, the increase or reduction in wagers
10 as a result of removing non-cashable vouchers, coupons, and
11 electronic promotions from this calculation, the effect of the
12 tax rates in subsection (a-5) on net gaming revenues to this
13 State, and proposed modifications to the calculation.

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

18 (a-15) If the privilege tax imposed under subsection (a-3)
19 is no longer imposed pursuant to item (i) of the last paragraph
20 of subsection (a-3), then by June 15 of each year, each owners
21 licensee, other than an owners licensee that admitted
22 1,000,000 persons or fewer in calendar year 2004, must, in
23 addition to the payment of all amounts otherwise due under
24 this Section, pay to the Board a reconciliation payment in the
25 amount, if any, by which the licensed owner's base amount
26 exceeds the amount of net privilege tax paid by the licensed

1 owner to the Board in the then current State fiscal year. A
2 licensed owner's net privilege tax obligation due for the
3 balance of the State fiscal year shall be reduced up to the
4 total of the amount paid by the licensed owner in its June 15
5 reconciliation payment. The obligation imposed by this
6 subsection (a-15) is binding on any person, firm, corporation,
7 or other entity that acquires an ownership interest in any
8 such owners license. The obligation imposed under this
9 subsection (a-15) terminates on the earliest of: (i) July 1,
10 2007, (ii) the first day after August 23, 2005 (the effective
11 date of Public Act 94-673) that riverboat gambling operations
12 are conducted pursuant to a dormant license, (iii) the first
13 day that riverboat gambling operations are conducted under the
14 authority of an owners license that is in addition to the 10
15 owners licenses initially authorized under this Act, or (iv)
16 the first day that a licensee under the Illinois Horse Racing
17 Act of 1975 conducts gaming operations with slot machines or
18 other electronic gaming devices. The Board must reduce the
19 obligation imposed under this subsection (a-15) by an amount
20 the Board deems reasonable for any of the following reasons:
21 (A) an act or acts of God, (B) an act of bioterrorism or
22 terrorism or a bioterrorism or terrorism threat that was
23 investigated by a law enforcement agency, or (C) a condition
24 beyond the control of the owners licensee that does not result
25 from any act or omission by the owners licensee or any of its
26 agents and that poses a hazardous threat to the health and

1 safety of patrons. If an owners licensee pays an amount in
2 excess of its liability under this Section, the Board shall
3 apply the overpayment to future payments required under this
4 Section.

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

6 "Act of God" means an incident caused by the operation of
7 an extraordinary force that cannot be foreseen, that cannot be
8 avoided by the exercise of due care, and for which no person
9 can be held liable.

10 "Base amount" means the following:

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

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

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

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

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

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

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

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

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

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

25 The changes made to this subsection (a-15) by Public Act
26 94-839 are intended to restate and clarify the intent of

1 Public Act 94-673 with respect to the amount of the payments
2 required to be made under this subsection by an owners
3 licensee to the Board.

4 (b) From the tax revenue from riverboat or casino gambling
5 deposited in the State Gaming Fund under this Section, an
6 amount equal to 5% of adjusted gross receipts generated by a
7 riverboat or a casino, other than a riverboat or casino
8 designated in paragraph (1), (3), or (4) of subsection (e-5)
9 of Section 7, shall be paid monthly, subject to appropriation
10 by the General Assembly, to the unit of local government in
11 which the casino is located or that is designated as the home
12 dock of the riverboat. Notwithstanding anything to the
13 contrary, beginning on the first day that an owners licensee
14 under paragraph (1), (2), (3), (4), (5), or (6) of subsection
15 (e-5) of Section 7 conducts gambling operations, either in a
16 temporary facility or a permanent facility, and for 2 years
17 thereafter, a unit of local government designated as the home
18 dock of a riverboat whose license was issued before January 1,
19 2019, other than a riverboat conducting gambling operations in
20 the City of East St. Louis, shall not receive less under this
21 subsection (b) than the amount the unit of local government
22 received under this subsection (b) in calendar year 2018.
23 Notwithstanding anything to the contrary and because the City
24 of East St. Louis is a financially distressed city, beginning
25 on the first day that an owners licensee under paragraph (1),
26 (2), (3), (4), (5), or (6) of subsection (e-5) of Section 7

1 conducts gambling operations, either in a temporary facility
2 or a permanent facility, and for 10 years thereafter, a unit of
3 local government designated as the home dock of a riverboat
4 conducting gambling operations in the City of East St. Louis
5 shall not receive less under this subsection (b) than the
6 amount the unit of local government received under this
7 subsection (b) in calendar year 2018.

8 From the tax revenue deposited in the State Gaming Fund
9 pursuant to riverboat or casino gambling operations conducted
10 by a licensed manager on behalf of the State, an amount equal
11 to 5% of adjusted gross receipts generated pursuant to those
12 riverboat or casino gambling operations shall be paid monthly,
13 subject to appropriation by the General Assembly, to the unit
14 of local government that is designated as the home dock of the
15 riverboat upon which those riverboat gambling operations are
16 conducted or in which the casino is located.

17 From the tax revenue from riverboat or casino gambling
18 deposited in the State Gaming Fund under this Section, an
19 amount equal to 5% of the adjusted gross receipts generated by
20 a riverboat designated in paragraph (3) of subsection (e-5) of
21 Section 7 shall be divided and remitted monthly, subject to
22 appropriation, as follows: 70% to Waukegan, 10% to Park City,
23 15% to North Chicago, and 5% to Lake County.

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

1 a riverboat designated in paragraph (4) of subsection (e-5) of
2 Section 7 shall be remitted monthly, subject to appropriation,
3 as follows: 70% to the City of Rockford, 5% to the City of
4 Loves Park, 5% to the Village of Machesney, and 20% to
5 Winnebago County.

6 From the tax revenue from riverboat or casino gambling
7 deposited in the State Gaming Fund under this Section, an
8 amount equal to 5% of the adjusted gross receipts generated by
9 a riverboat designated in paragraph (5) of subsection (e-5) of
10 Section 7 shall be remitted monthly, subject to appropriation,
11 as follows: 2% to the unit of local government in which the
12 riverboat or casino is located, and 3% shall be distributed:

13 (A) in accordance with a regional capital development plan
14 entered into by the following communities: Village of Beecher,
15 City of Blue Island, Village of Burnham, City of Calumet City,
16 Village of Calumet Park, City of Chicago Heights, City of
17 Country Club Hills, Village of Crestwood, Village of Crete,
18 Village of Dixmoor, Village of Dolton, Village of East Hazel
19 Crest, Village of Flossmoor, Village of Ford Heights, Village
20 of Glenwood, City of Harvey, Village of Hazel Crest, Village
21 of Homewood, Village of Lansing, Village of Lynwood, City of
22 Markham, Village of Matteson, Village of Midlothian, Village
23 of Monee, City of Oak Forest, Village of Olympia Fields,
24 Village of Orland Hills, Village of Orland Park, City of Palos
25 Heights, Village of Park Forest, Village of Phoenix, Village
26 of Posen, Village of Richton Park, Village of Riverdale,

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

8 Units of local government may refund any portion of the
9 payment that they receive pursuant to this subsection (b) to
10 the riverboat or casino.

11 (b-4) Beginning on the first day a licensee under
12 subsection (e-5) of Section 7 conducts gambling operations or
13 30 days after the effective date of this amendatory Act of the
14 103rd General Assembly, whichever is sooner, either in a
15 temporary facility or a permanent facility, and ending on July
16 31, 2042, from the tax revenue deposited in the State Gaming
17 Fund under this Section, \$5,000,000 shall be paid annually,
18 subject to appropriation, to the host municipality of that
19 owners licensee of a license issued or re-issued pursuant to
20 Section 7.1 of this Act before January 1, 2012. Payments
21 received by the host municipality pursuant to this subsection
22 (b-4) may not be shared with any other unit of local
23 government.

24 (b-5) Beginning on June 28, 2019 (the effective date of
25 Public Act 101-31), from the tax revenue deposited in the
26 State Gaming Fund under this Section, an amount equal to 3% of

1 adjusted gross receipts generated by each organization gaming
2 facility located outside Madison County shall be paid monthly,
3 subject to appropriation by the General Assembly, to a
4 municipality other than the Village of Stickney in which each
5 organization gaming facility is located or, if the
6 organization gaming facility is not located within a
7 municipality, to the county in which the organization gaming
8 facility is located, except as otherwise provided in this
9 Section. From the tax revenue deposited in the State Gaming
10 Fund under this Section, an amount equal to 3% of adjusted
11 gross receipts generated by an organization gaming facility
12 located in the Village of Stickney shall be paid monthly,
13 subject to appropriation by the General Assembly, as follows:
14 25% to the Village of Stickney, 5% to the City of Berwyn, 50%
15 to the Town of Cicero, and 20% to the Stickney Public Health
16 District.

17 From the tax revenue deposited in the State Gaming Fund
18 under this Section, an amount equal to 5% of adjusted gross
19 receipts generated by an organization gaming facility located
20 in the City of Collinsville shall be paid monthly, subject to
21 appropriation by the General Assembly, as follows: 30% to the
22 City of Alton, 30% to the City of East St. Louis, and 40% to
23 the City of Collinsville.

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

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

10 Counties may refund any portion of the payment that they
11 receive pursuant to this subsection (b-6) to the organization
12 gaming facility.

13 (b-7) From the tax revenue from the organization gaming
14 licensee located in one of the following townships of Cook
15 County: Bloom, Bremen, Calumet, Orland, Rich, Thornton, or
16 Worth, an amount equal to 5% of the adjusted gross receipts
17 generated by that organization gaming licensee shall be
18 remitted monthly, subject to appropriation, as follows: 2% to
19 the unit of local government in which the organization gaming
20 licensee is located, and 3% shall be distributed: (A) in
21 accordance with a regional capital development plan entered
22 into by the following communities: Village of Beecher, City of
23 Blue Island, Village of Burnham, City of Calumet City, Village
24 of Calumet Park, City of Chicago Heights, City of Country Club
25 Hills, Village of Crestwood, Village of Crete, Village of
26 Dixmoor, Village of Dolton, Village of East Hazel Crest,

1 Village of Flossmoor, Village of Ford Heights, Village of
2 Glenwood, City of Harvey, Village of Hazel Crest, Village of
3 Homewood, Village of Lansing, Village of Lynwood, City of
4 Markham, Village of Matteson, Village of Midlothian, Village
5 of Monee, City of Oak Forest, Village of Olympia Fields,
6 Village of Orland Hills, Village of Orland Park, City of Palos
7 Heights, Village of Park Forest, Village of Phoenix, Village
8 of Posen, Village of Richton Park, Village of Riverdale,
9 Village of Robbins, Village of Sauk Village, Village of South
10 Chicago Heights, Village of South Holland, Village of Steger,
11 Village of Thornton, Village of Tinley Park, Village of
12 University Park, and Village of Worth; or (B) if no regional
13 capital development plan exists, equally among the communities
14 listed in item (A) to be used for capital expenditures or
15 public pension payments, or both.

16 (b-8) In lieu of the payments under subsection (b) of this
17 Section, from the tax revenue deposited in the State Gaming
18 Fund pursuant to riverboat or casino gambling operations
19 conducted by an owners licensee under paragraph (1) of
20 subsection (e-5) of Section 7, an amount equal to the tax
21 revenue generated from the privilege tax imposed by paragraph
22 (2) of subsection (a-5) that is to be paid to the City of
23 Chicago shall be paid monthly, subject to appropriation by the
24 General Assembly, as follows: (1) an amount equal to 0.5% of
25 the annual adjusted gross receipts generated by the owners
26 licensee under paragraph (1) of subsection (e-5) of Section 7

1 to the home rule county in which the owners licensee is located
2 for the purpose of enhancing the county's criminal justice
3 system; and (2) the balance to the City of Chicago and shall be
4 expended or obligated by the City of Chicago for pension
5 payments in accordance with Public Act 99-506.

6 (b-9) Notwithstanding any other law to the contrary, this
7 subsection applies to the adjusted gross receipts tax and its
8 division by enumerated shares to enumerated eligible
9 recipients subsequent to any relocation of a casino under
10 subsection (n) of Section 7, and the share of the adjusted
11 gross receipts provided under subsections (b), (b-4), and
12 (b-8), measured by percentage of the adjusted gross receipts,
13 shall continue to be paid to the former host municipality or
14 county by 2 times the amount the share of the adjusted gross
15 receipts that had previously been paid to the former host
16 municipality or county as provided in subsections (b), (b-4),
17 and (b-8). This redistribution of the adjusted gross receipts
18 shall hold all other enumerated recipient's of adjusted gross
19 receipt shares harmless other than the amounts under
20 subsections (c), (c-10), (c-20), (c-25), (c-35), and (d-5).

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

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

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

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

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

26 (c-5) (Blank).

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

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

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

23 (c-21) After the payments required under subsections (b),
24 (b-4), (b-5), (b-6), (b-7), (b-8), (c), (c-3), and (c-4) have
25 been made, an amount equal to 0.5% of the adjusted gross
26 receipts generated by the owners licensee under paragraph (1)

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

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

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

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

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

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

5 (d) From time to time, through June 30, 2021, the Board
6 shall transfer the remainder of the funds generated by this
7 Act into the Education Assistance Fund.

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

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

26 (f) To the extent practicable, the Board shall administer

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

6 (Source: P.A. 102-16, eff. 6-17-21; 102-538, eff. 8-20-21;
7 102-689, eff. 12-17-21; 102-699, eff. 4-19-22; 103-8, eff.
8 6-7-23; 103-574, eff. 12-8-23; 103-592, eff. 6-7-24.)