

1 AN ACT concerning regulation.

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

4 Section 5. The Illinois Horse Racing Act of 1975 is
5 amended by changing Sections 19.5, 21, and 31 as follows:

6 (230 ILCS 5/19.5)

7 Sec. 19.5. Standardbred racetrack in Cook County.
8 Notwithstanding anything in this Act to the contrary, in
9 addition to organization licenses issued by the Board on the
10 effective date of this amendatory Act of the 101st General
11 Assembly, the Board shall issue an organization license
12 limited to standardbred racing to a racetrack located in one
13 of the following townships of Cook County: Bloom, Bremen,
14 Calumet, Orland, Rich, Thornton, or Worth. This additional
15 organization license shall not be issued within a 35-mile
16 radius of another organization license issued by the Board on
17 the effective date of this amendatory Act of the 101st General
18 Assembly, unless the person having operating control of such
19 racetrack has given written consent to the organization
20 licensee applicant, which consent must be filed with the Board
21 at or prior to the time application is made. The organization
22 license application shall be submitted to the Board and the
23 Board may grant the organization license at any meeting of the

1 Board. The Board shall examine the application within 21 days
2 after receipt of the application with respect to its
3 conformity with this Act and the rules adopted by the Board. If
4 the application does not comply with this Act or the rules
5 adopted by the Board, the application may be rejected and an
6 organization license refused to the applicant, or the Board
7 may, within 21 days after receipt of the application, advise
8 the applicant of the deficiencies of the application under the
9 Act or the rules of the Board and require the submittal of an
10 amended application within a reasonable time determined by the
11 Board; upon submittal of the amended application by the
12 applicant, the Board may consider the application consistent
13 with the process described in subsection (e-5) of Section 20.
14 If the application is found to be in compliance with this Act
15 and the rules of the Board, the Board shall then issue an
16 organization license to the applicant. Once the organization
17 license is granted, shall be granted upon application, and the
18 licensee shall have all of the current and future rights of
19 existing Illinois racetracks, including, but not limited to,
20 the ability to obtain an inter-track wagering license, the
21 ability to obtain inter-track wagering location licenses, the
22 ability to obtain an organization gaming license pursuant to
23 the Illinois Gambling Act with 1,200 gaming positions, and the
24 ability to offer Internet wagering on horse racing.

25 (Source: P.A. 101-31, eff. 6-28-19.)

1 (230 ILCS 5/21) (from Ch. 8, par. 37-21)

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

22 (b) The Board may exercise discretion in granting racing
23 dates to qualified applicants different from those requested
24 by the applicants in their applications. However, if all
25 eligible applicants for organization licenses whose tracks are
26 located within 100 miles of each other execute and submit to

1 the Board a written agreement among such applicants as to the
2 award of racing dates, including where applicable racing
3 programs, for up to 3 consecutive years, then subject to
4 annual review of each applicant's compliance with Board rules
5 and regulations, provisions of this Act and conditions
6 contained in annual dates orders issued by the Board, the
7 Board may grant such dates and programs to such applicants as
8 so agreed by them if the Board determines that the grant of
9 these racing dates is in the best interests of racing. The
10 Board shall treat any such agreement as the agreement
11 signatories' joint and several application for racing dates
12 during the term of the agreement.

13 (c) Where 2 or more applicants propose to conduct horse
14 race meetings within 35 miles of each other, as certified to
15 the Board under Section 19 (a) (1) of this Act, on conflicting
16 dates, the Board may determine and grant the number of racing
17 days to be awarded to the several applicants in accordance
18 with the provisions of subsection (e-5) of Section 20 of this
19 Act.

20 (d) (Blank).

21 (e) Prior to the issuance of an organization license, the
22 applicant shall file with the Board the bond required in
23 subsection (d) of Section 27 ~~a bond~~ payable to the State of
24 Illinois ~~in the sum of \$200,000~~, executed by the applicant and
25 a surety company or companies authorized to do business in
26 this State, and conditioned upon the payment by the

1 organization licensee of all taxes due under Section 27, other
2 monies due and payable under this Act, all purses due and
3 payable, and that the organization licensee will upon
4 presentation of the winning ticket or tickets distribute all
5 sums due to the patrons of pari-mutuel pools. ~~Beginning on the~~
6 ~~date when any organization licensee begins conducting gaming~~
7 ~~pursuant to an organization gaming license issued under the~~
8 ~~Illinois Gambling Act, the amount of the bond required under~~
9 ~~this subsection (e) shall be \$500,000.~~

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

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

17 (h) All racing conducted under such organization license
18 is subject to this Act and to the rules and regulations from
19 time to time prescribed by the Board, and every such
20 organization license issued by the Board shall contain a
21 recital to that effect.

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

25 (j) In acting on applications for organization licenses,
26 the Board shall give weight to an organization license which

1 has implemented a good faith affirmative action effort to
2 recruit, train and upgrade minorities in all classifications
3 within the organization license.

4 (Source: P.A. 101-31, eff. 6-28-19.)

5 (230 ILCS 5/31) (from Ch. 8, par. 37-31)

6 Sec. 31. (a) The General Assembly declares that it is the
7 policy of this State to encourage the breeding of standardbred
8 horses in this State and the ownership of such horses by
9 residents of this State in order to provide for: sufficient
10 numbers of high quality standardbred horses to participate in
11 harness racing meetings in this State, and to establish and
12 preserve the agricultural and commercial benefits of such
13 breeding and racing industries to the State of Illinois. It is
14 the intent of the General Assembly to further this policy by
15 the provisions of this Section of this Act.

16 (b) Each organization licensee conducting a harness racing
17 meeting pursuant to this Act shall provide for at least two
18 races each race program limited to Illinois conceived and
19 foaled horses. A minimum of 6 races shall be conducted each
20 week limited to Illinois conceived and foaled horses. No
21 horses shall be permitted to start in such races unless duly
22 registered under the rules of the Department of Agriculture.

23 (b-5) Organization licensees, not including the Illinois
24 State Fair or the DuQuoin State Fair, shall provide stake
25 races and early closer races for Illinois conceived and foaled

1 horses so that purses distributed for such races shall be no
2 less than 17% of total purses distributed for harness racing
3 in that calendar year in addition to any stakes payments and
4 starting fees contributed by horse owners.

5 (b-10) Each organization licensee conducting a harness
6 racing meeting pursuant to this Act shall provide an owner
7 award to be paid from the purse account equal to 12% of the
8 amount earned by Illinois conceived and foaled horses
9 finishing in the first 3 positions in races that are not
10 restricted to Illinois conceived and foaled horses. The owner
11 awards shall not be paid on races below the \$10,000 claiming
12 class.

13 (c) Conditions of races under subsection (b) shall be
14 commensurate with past performance, quality and class of
15 Illinois conceived and foaled horses available. If, however,
16 sufficient competition cannot be had among horses of that
17 class on any day, the races may, with consent of the Board, be
18 eliminated for that day and substitute races provided.

19 (d) There is hereby created a special fund of the State
20 Treasury to be known as the Illinois Standardbred Breeders
21 Fund. Beginning on June 28, 2019 (the effective date of Public
22 Act 101-31), the Illinois Standardbred Breeders Fund shall
23 become a non-appropriated trust fund held separate and apart
24 from State moneys. Expenditures from this Fund shall no longer
25 be subject to appropriation.

26 During the calendar year 1981, and each year thereafter,

1 except as provided in subsection (g) of Section 27 of this Act,
2 eight and one-half per cent of all the monies received by the
3 State as privilege taxes on harness racing meetings shall be
4 paid into the Illinois Standardbred Breeders Fund.

5 (e) Notwithstanding any provision of law to the contrary,
6 amounts deposited into the Illinois Standardbred Breeders Fund
7 from revenues generated by gaming pursuant to an organization
8 gaming license issued under the Illinois Gambling Act after
9 June 28, 2019 (the effective date of Public Act 101-31) shall
10 be in addition to tax and fee amounts paid under this Section
11 for calendar year 2019 and thereafter. The Illinois
12 Standardbred Breeders Fund shall be administered by the
13 Department of Agriculture with the assistance and advice of
14 the Advisory Board created in subsection (f) of this Section.

15 (f) The Illinois Standardbred Breeders Fund Advisory Board
16 is hereby created. The Advisory Board shall consist of the
17 Director of the Department of Agriculture, who shall serve as
18 Chairman; the Superintendent of the Illinois State Fair; a
19 member of the Illinois Racing Board, designated by it; a
20 representative of the largest association of Illinois
21 standardbred owners and breeders, recommended by it; a
22 representative of a statewide association representing
23 agricultural fairs in Illinois, recommended by it, such
24 representative to be from a fair at which Illinois conceived
25 and foaled racing is conducted; a representative of the
26 organization licensees conducting harness racing meetings,

1 recommended by them; a representative of the Breeder's
2 Committee of the association representing the largest number
3 of standardbred owners, breeders, trainers, caretakers, and
4 drivers, recommended by it; and a representative of the
5 association representing the largest number of standardbred
6 owners, breeders, trainers, caretakers, and drivers,
7 recommended by it. Advisory Board members shall serve for 2
8 years commencing January 1 of each odd numbered year. If
9 representatives of the largest association of Illinois
10 standardbred owners and breeders, a statewide association of
11 agricultural fairs in Illinois, the association representing
12 the largest number of standardbred owners, breeders, trainers,
13 caretakers, and drivers, a member of the Breeder's Committee
14 of the association representing the largest number of
15 standardbred owners, breeders, trainers, caretakers, and
16 drivers, and the organization licensees conducting harness
17 racing meetings have not been recommended by January 1 of each
18 odd numbered year, the Director of the Department of
19 Agriculture shall make an appointment for the organization
20 failing to so recommend a member of the Advisory Board.
21 Advisory Board members shall receive no compensation for their
22 services as members but shall be reimbursed for all actual and
23 necessary expenses and disbursements incurred in the execution
24 of their official duties.

25 (g) Monies expended from the Illinois Standardbred
26 Breeders Fund shall be expended by the Department of

1 Agriculture, with the assistance and advice of the Illinois
2 Standardbred Breeders Fund Advisory Board for the following
3 purposes only:

4 1. To provide purses for races limited to Illinois
5 conceived and foaled horses at the State Fair and the
6 DuQuoin State Fair.

7 2. To provide purses for races limited to Illinois
8 conceived and foaled horses at county fairs.

9 3. To provide purse supplements for races limited to
10 Illinois conceived and foaled horses conducted by
11 associations conducting harness racing meetings.

12 4. No less than 75% of all monies in the Illinois
13 Standardbred Breeders Fund shall be expended for purses in
14 1, 2, and 3 as shown above.

15 5. In the discretion of the Department of Agriculture
16 to provide awards to harness breeders of Illinois
17 conceived and foaled horses which win races conducted by
18 organization licensees conducting harness racing meetings.
19 A breeder is the owner of a mare at the time of conception.
20 No more than 10% of all monies appropriated from the
21 Illinois Standardbred Breeders Fund shall be expended for
22 such harness breeders awards. No more than 25% of the
23 amount expended for harness breeders awards shall be
24 expended for expenses incurred in the administration of
25 such harness breeders awards.

26 6. To pay for the improvement of racing facilities

1 located at the State Fair and County fairs.

2 7. To pay the expenses incurred in the administration
3 of the Illinois Standardbred Breeders Fund.

4 8. To promote the sport of harness racing, including
5 grants up to a maximum of \$7,500 per fair per year for
6 conducting pari-mutuel wagering during the advertised
7 dates of a county fair.

8 9. To pay up to \$50,000 annually for the Department of
9 Agriculture to conduct drug testing at county fairs racing
10 standardbred horses.

11 (h) The Illinois Standardbred Breeders Fund is not subject
12 to administrative charges or chargebacks, including, but not
13 limited to, those authorized under Section 8h of the State
14 Finance Act.

15 (i) A sum equal to 13% of the first prize money of the
16 gross purse won by an Illinois conceived and foaled horse
17 shall be paid 50% by the organization licensee conducting the
18 horse race meeting to the breeder of such winning horse from
19 the organization licensee's account and 50% from the purse
20 account of the licensee. Such payment shall not reduce any
21 award to the owner of the horse or reduce the taxes payable
22 under this Act. Such payment shall be delivered by the
23 organization licensee at the end of each quarter.

24 (j) The Department of Agriculture shall, by rule, with the
25 assistance and advice of the Illinois Standardbred Breeders
26 Fund Advisory Board:

1 1. Qualify stallions for Illinois Standardbred
2 Breeders Fund breeding; ~~such stallion shall be owned by a~~
3 ~~resident of the State of Illinois or by an Illinois~~
4 ~~corporation all of whose shareholders, directors, officers~~
5 ~~and incorporators are residents of the State of Illinois.~~
6 Such stallion shall stand for service at and within the
7 State of Illinois at the time of a foal's conception, and
8 such stallion must not stand for service at any place, ~~nor~~
9 ~~may semen from such stallion be transported,~~ outside the
10 State of Illinois during that calendar year in which the
11 foal is conceived ~~and that the owner of the stallion was~~
12 ~~for the 12 months prior, a resident of Illinois.~~ However,
13 on and after from January 1, 2018, until January 1, 2022,
14 semen from an Illinois stallion may be transported outside
15 the State of Illinois. ~~The articles of agreement of any~~
16 ~~partnership, joint venture, limited partnership,~~
17 ~~syndicate, association or corporation and any bylaws and~~
18 ~~stock certificates must contain a restriction that~~
19 ~~provides that the ownership or transfer of interest by any~~
20 ~~one of the persons a party to the agreement can only be~~
21 ~~made to a person who qualifies as an Illinois resident.~~

22 2. Provide for the registration of Illinois conceived
23 and foaled horses and no such horse shall compete in the
24 races limited to Illinois conceived and foaled horses
25 unless registered with the Department of Agriculture. The
26 Department of Agriculture may prescribe such forms as may

1 be necessary to determine the eligibility of such horses.
2 No person shall knowingly prepare or cause preparation of
3 an application for registration of such foals containing
4 false information. A mare (dam) must be in the State at
5 least 30 days prior to foaling or remain in the State at
6 least 30 days at the time of foaling. However, the
7 requirement that a mare (dam) must be in the State at least
8 30 days before foaling or remain in the State at least 30
9 days at the time of foaling shall not be in effect from
10 January 1, 2018 until January 1, 2022. Beginning with the
11 1996 breeding season and for foals of 1997 and thereafter,
12 a foal conceived by transported semen may be eligible for
13 Illinois conceived and foaled registration provided all
14 breeding and foaling requirements are met. The stallion
15 must be qualified for Illinois Standardbred Breeders Fund
16 breeding at the time of conception ~~and the mare must be~~
17 ~~inseminated within the State of Illinois~~. The foal must be
18 dropped in Illinois and properly registered with the
19 Department of Agriculture in accordance with this Act.
20 However, from January 1, 2018 until January 1, 2022, the
21 requirement for a mare to be inseminated within the State
22 of Illinois and the requirement for a foal to be dropped in
23 Illinois are inapplicable.

24 3. Provide that at least a 5-day racing program shall
25 be conducted at the State Fair each year, unless an
26 alternate racing program is requested by the Illinois

1 Standardbred Breeders Fund Advisory Board, which program
2 shall include at least the following races limited to
3 Illinois conceived and foaled horses: (a) a 2-year-old
4 Trot and Pace, and Filly Division of each; (b) a
5 3-year-old Trot and Pace, and Filly Division of each; (c)
6 an aged Trot and Pace, and Mare Division of each.

7 4. Provide for the payment of nominating, sustaining
8 and starting fees for races promoting the sport of harness
9 racing and for the races to be conducted at the State Fair
10 as provided in subsection (j) 3 of this Section provided
11 that the nominating, sustaining and starting payment
12 required from an entrant shall not exceed 2% of the purse
13 of such race. All nominating, sustaining and starting
14 payments shall be held for the benefit of entrants and
15 shall be paid out as part of the respective purses for such
16 races. Nominating, sustaining and starting fees shall be
17 held in trust accounts for the purposes as set forth in
18 this Act and in accordance with Section 205-15 of the
19 Department of Agriculture Law.

20 5. Provide for the registration with the Department of
21 Agriculture of Colt Associations or county fairs desiring
22 to sponsor races at county fairs.

23 6. Provide for the promotion of producing standardbred
24 racehorses by providing a bonus award program for owners
25 of 2-year-old horses that win multiple major stakes races
26 that are limited to Illinois conceived and foaled horses.

1 (k) The Department of Agriculture, with the advice and
2 assistance of the Illinois Standardbred Breeders Fund Advisory
3 Board, may allocate monies for purse supplements for such
4 races. In determining whether to allocate money and the
5 amount, the Department of Agriculture shall consider factors,
6 including, but not limited to, the amount of money
7 appropriated for the Illinois Standardbred Breeders Fund
8 program, the number of races that may occur, and an
9 organization licensee's purse structure. The organization
10 licensee shall notify the Department of Agriculture of the
11 conditions and minimum purses for races limited to Illinois
12 conceived and foaled horses to be conducted by each
13 organization licensee conducting a harness racing meeting for
14 which purse supplements have been negotiated.

15 (1) All races held at county fairs and the State Fair which
16 receive funds from the Illinois Standardbred Breeders Fund
17 shall be conducted in accordance with the rules of the United
18 States Trotting Association unless otherwise modified by the
19 Department of Agriculture.

20 (m) At all standardbred race meetings held or conducted
21 under authority of a license granted by the Board, and at all
22 standardbred races held at county fairs which are approved by
23 the Department of Agriculture or at the Illinois or DuQuoin
24 State Fairs, no one shall jog, train, warm up or drive a
25 standardbred horse unless he or she is wearing a protective
26 safety helmet, with the chin strap fastened and in place,

1 which meets the standards and requirements as set forth in the
2 1984 Standard for Protective Headgear for Use in Harness
3 Racing and Other Equestrian Sports published by the Snell
4 Memorial Foundation, or any standards and requirements for
5 headgear the Illinois Racing Board may approve. Any other
6 standards and requirements so approved by the Board shall
7 equal or exceed those published by the Snell Memorial
8 Foundation. Any equestrian helmet bearing the Snell label
9 shall be deemed to have met those standards and requirements.

10 (Source: P.A. 101-31, eff. 6-28-19; 101-157, eff. 7-26-19;
11 102-558, eff. 8-20-21.)

12 Section 15. The Illinois Gambling Act is amended by
13 changing Sections 8 and 13 and by adding Section 8.1 as
14 follows:

15 (230 ILCS 10/8) (from Ch. 120, par. 2408)

16 Sec. 8. Suppliers licenses.

17 (a) The Board may issue a suppliers license to such
18 persons, firms or corporations which apply therefor upon the
19 payment of a non-refundable application fee set by the Board,
20 upon a determination by the Board that the applicant is
21 eligible for a suppliers license and upon payment of a \$5,000
22 annual license fee. At the time of application for a supplier
23 license under this Act, a person that holds a license as a
24 manufacturer, distributor, or supplier under the Video Gaming

1 Act or a supplier license under the Sports Wagering Act shall
2 be entitled to licensure under this Act as a supplier without
3 additional Board investigation or approval, except by vote of
4 the Board; however, the applicant shall pay all fees required
5 for a suppliers license under this Act.

6 (a-5) Except as provided by Section 8.1, the initial
7 suppliers license shall be issued for 4 years. Thereafter, the
8 license may be renewed for additional 4-year periods unless
9 sooner canceled or terminated.

10 (b) The holder of a suppliers license is authorized to
11 sell or lease, and to contract to sell or lease, gambling
12 equipment and supplies to any licensee involved in the
13 ownership or management of gambling operations.

14 (c) Gambling supplies and equipment may not be distributed
15 unless supplies and equipment conform to standards adopted by
16 rules of the Board.

17 (d) A person, firm or corporation is ineligible to receive
18 a suppliers license if:

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

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

26 (3) the person has submitted an application for a

1 license under this Act which contains false information;

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

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

6 (6) the firm or corporation employs a person who
7 participates in the management or operation of gambling
8 authorized under this Act;

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

13 (e) Any person that supplies any equipment, devices, or
14 supplies to a licensed gambling operation must first obtain a
15 suppliers license. A supplier shall furnish to the Board a
16 list of all equipment, devices and supplies offered for sale
17 or lease in connection with gambling games authorized under
18 this Act. A supplier shall keep books and records for the
19 furnishing of equipment, devices and supplies to gambling
20 operations separate and distinct from any other business that
21 the supplier might operate. A supplier shall file a quarterly
22 return with the Board listing all sales and leases. A supplier
23 shall permanently affix its name or a distinctive logo or
24 other mark or design element identifying the manufacturer or
25 supplier to all its equipment, devices, and supplies, except
26 gaming chips without a value impressed, engraved, or imprinted

1 on it, for gambling operations. The Board may waive this
2 requirement for any specific product or products if it
3 determines that the requirement is not necessary to protect
4 the integrity of the game. Items purchased from a licensed
5 supplier may continue to be used even though the supplier
6 subsequently changes its name, distinctive logo, or other mark
7 or design element; undergoes a change in ownership; or ceases
8 to be licensed as a supplier for any reason. Any supplier's
9 equipment, devices or supplies which are used by any person in
10 an unauthorized gambling operation shall be forfeited to the
11 State. A holder of an owners license or an organization gaming
12 license may own its own equipment, devices and supplies. Each
13 holder of an owners license or an organization gaming license
14 under the Act shall file an annual report listing its
15 inventories of gambling equipment, devices and supplies.

16 (f) Any person who knowingly makes a false statement on an
17 application is guilty of a Class A misdemeanor.

18 (g) Any gambling equipment, devices and supplies provided
19 by any licensed supplier may either be repaired on the
20 riverboat, in the casino, or at the organization gaming
21 facility or removed from the riverboat, casino, or
22 organization gaming facility to a facility owned by the holder
23 of an owners license, organization gaming license, or
24 suppliers license for repair.

25 (Source: P.A. 101-31, eff. 6-28-19.)

1 (230 ILCS 10/8.1 new)

2 Sec. 8.1. Harmonization of supplier category licenses.

3 (a) As used in this Section, "supplier category license"
4 means a suppliers license issued under this Act, a supplier
5 license issued under the Sports Wagering Act, or a
6 manufacturer, distributor, or supplier license issued under
7 the Video Gaming Act.

8 (b) If a holder of any supplier category license is
9 granted an additional supplier category license, the initial
10 period of the new supplier category license shall expire at
11 the earliest expiration date of any other supplier category
12 license held by the licensee. If a licensee holds multiple
13 supplier category licenses on the effective date of this
14 amendatory Act of the 102nd General Assembly, all supplier
15 category licenses shall expire at the earliest expiration date
16 of any of the supplier category licenses held by the licensee.

17 (230 ILCS 10/13) (from Ch. 120, par. 2413)

18 Sec. 13. Wagering tax; rate; distribution.

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

22 (a-1) From January 1, 1998 until July 1, 2002, a privilege
23 tax is imposed on persons engaged in the business of
24 conducting riverboat gambling operations, based on the
25 adjusted gross receipts received by a licensed owner from

1 gambling games authorized under this Act at the following
2 rates:

3 15% of annual adjusted gross receipts up to and
4 including \$25,000,000;

5 20% of annual adjusted gross receipts in excess of
6 \$25,000,000 but not exceeding \$50,000,000;

7 25% of annual adjusted gross receipts in excess of
8 \$50,000,000 but not exceeding \$75,000,000;

9 30% of annual adjusted gross receipts in excess of
10 \$75,000,000 but not exceeding \$100,000,000;

11 35% of annual adjusted gross receipts in excess of
12 \$100,000,000.

13 (a-2) From July 1, 2002 until July 1, 2003, a privilege tax
14 is imposed on persons engaged in the business of conducting
15 riverboat gambling operations, other than licensed managers
16 conducting riverboat gambling operations on behalf of the
17 State, based on the adjusted gross receipts received by a
18 licensed owner from gambling games authorized under this Act
19 at the following rates:

20 15% of annual adjusted gross receipts up to and
21 including \$25,000,000;

22 22.5% of annual adjusted gross receipts in excess of
23 \$25,000,000 but not exceeding \$50,000,000;

24 27.5% of annual adjusted gross receipts in excess of
25 \$50,000,000 but not exceeding \$75,000,000;

26 32.5% of annual adjusted gross receipts in excess of

1 \$75,000,000 but not exceeding \$100,000,000;
2 37.5% of annual adjusted gross receipts in excess of
3 \$100,000,000 but not exceeding \$150,000,000;
4 45% of annual adjusted gross receipts in excess of
5 \$150,000,000 but not exceeding \$200,000,000;
6 50% of annual adjusted gross receipts in excess of
7 \$200,000,000.

8 (a-3) Beginning July 1, 2003, a privilege tax is imposed
9 on persons engaged in the business of conducting riverboat
10 gambling operations, other than licensed managers conducting
11 riverboat gambling operations on behalf of the State, based on
12 the adjusted gross receipts received by a licensed owner from
13 gambling games authorized under this Act at the following
14 rates:

15 15% of annual adjusted gross receipts up to and
16 including \$25,000,000;
17 27.5% of annual adjusted gross receipts in excess of
18 \$25,000,000 but not exceeding \$37,500,000;
19 32.5% of annual adjusted gross receipts in excess of
20 \$37,500,000 but not exceeding \$50,000,000;
21 37.5% of annual adjusted gross receipts in excess of
22 \$50,000,000 but not exceeding \$75,000,000;
23 45% of annual adjusted gross receipts in excess of
24 \$75,000,000 but not exceeding \$100,000,000;
25 50% of annual adjusted gross receipts in excess of
26 \$100,000,000 but not exceeding \$250,000,000;

1 70% of annual adjusted gross receipts in excess of
2 \$250,000,000.

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

8 The privilege tax imposed under this subsection (a-3)
9 shall no longer be imposed beginning on the earlier of (i) July
10 1, 2005; (ii) the first date after June 20, 2003 that riverboat
11 gambling operations are conducted pursuant to a dormant
12 license; or (iii) the first day that riverboat gambling
13 operations are conducted under the authority of an owners
14 license that is in addition to the 10 owners licenses
15 initially authorized under this Act. For the purposes of this
16 subsection (a-3), the term "dormant license" means an owners
17 license that is authorized by this Act under which no
18 riverboat gambling operations are being conducted on June 20,
19 2003.

20 (a-4) Beginning on the first day on which the tax imposed
21 under subsection (a-3) is no longer imposed and ending upon
22 the imposition of the privilege tax under subsection (a-5) of
23 this Section, a privilege tax is imposed on persons engaged in
24 the business of conducting gambling operations, other than
25 licensed managers conducting riverboat gambling operations on
26 behalf of the State, based on the adjusted gross receipts

1 received by a licensed owner from gambling games authorized
2 under this Act at the following rates:

3 15% of annual adjusted gross receipts up to and
4 including \$25,000,000;

5 22.5% of annual adjusted gross receipts in excess of
6 \$25,000,000 but not exceeding \$50,000,000;

7 27.5% of annual adjusted gross receipts in excess of
8 \$50,000,000 but not exceeding \$75,000,000;

9 32.5% of annual adjusted gross receipts in excess of
10 \$75,000,000 but not exceeding \$100,000,000;

11 37.5% of annual adjusted gross receipts in excess of
12 \$100,000,000 but not exceeding \$150,000,000;

13 45% of annual adjusted gross receipts in excess of
14 \$150,000,000 but not exceeding \$200,000,000;

15 50% of annual adjusted gross receipts in excess of
16 \$200,000,000.

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

21 (a-5)(1) Beginning on July 1, 2020, a privilege tax is
22 imposed on persons engaged in the business of conducting
23 gambling operations, other than the owners licensee under
24 paragraph (1) of subsection (e-5) of Section 7 and licensed
25 managers conducting riverboat gambling operations on behalf of
26 the State, based on the adjusted gross receipts received by

1 such licensee from the gambling games authorized under this
2 Act. The privilege tax for all gambling games other than table
3 games, including, but not limited to, slot machines, video
4 game of chance gambling, and electronic gambling games shall
5 be at the following rates:

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

8 22.5% of annual adjusted gross receipts in excess of
9 \$25,000,000 but not exceeding \$50,000,000;

10 27.5% of annual adjusted gross receipts in excess of
11 \$50,000,000 but not exceeding \$75,000,000;

12 32.5% of annual adjusted gross receipts in excess of
13 \$75,000,000 but not exceeding \$100,000,000;

14 37.5% of annual adjusted gross receipts in excess of
15 \$100,000,000 but not exceeding \$150,000,000;

16 45% of annual adjusted gross receipts in excess of
17 \$150,000,000 but not exceeding \$200,000,000;

18 50% of annual adjusted gross receipts in excess of
19 \$200,000,000.

20 The privilege tax for table games shall be at the
21 following rates:

22 15% of annual adjusted gross receipts up to and
23 including \$25,000,000;

24 20% of annual adjusted gross receipts in excess of
25 \$25,000,000.

26 For the imposition of the privilege tax in this subsection

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

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

17 12% of annual adjusted gross receipts up to and
18 including \$25,000,000 to the State and 10.5% of annual
19 adjusted gross receipts up to and including \$25,000,000 to
20 the City of Chicago;

21 16% of annual adjusted gross receipts in excess of
22 \$25,000,000 but not exceeding \$50,000,000 to the State and
23 14% of annual adjusted gross receipts in excess of
24 \$25,000,000 but not exceeding \$50,000,000 to the City of
25 Chicago;

26 20.1% of annual adjusted gross receipts in excess of

1 \$50,000,000 but not exceeding \$75,000,000 to the State and
2 17.4% of annual adjusted gross receipts in excess of
3 \$50,000,000 but not exceeding \$75,000,000 to the City of
4 Chicago;

5 21.4% of annual adjusted gross receipts in excess of
6 \$75,000,000 but not exceeding \$100,000,000 to the State
7 and 18.6% of annual adjusted gross receipts in excess of
8 \$75,000,000 but not exceeding \$100,000,000 to the City of
9 Chicago;

10 22.7% of annual adjusted gross receipts in excess of
11 \$100,000,000 but not exceeding \$150,000,000 to the State
12 and 19.8% of annual adjusted gross receipts in excess of
13 \$100,000,000 but not exceeding \$150,000,000 to the City of
14 Chicago;

15 24.1% of annual adjusted gross receipts in excess of
16 \$150,000,000 but not exceeding \$225,000,000 to the State
17 and 20.9% of annual adjusted gross receipts in excess of
18 \$150,000,000 but not exceeding \$225,000,000 to the City of
19 Chicago;

20 26.8% of annual adjusted gross receipts in excess of
21 \$225,000,000 but not exceeding \$1,000,000,000 to the State
22 and 23.2% of annual adjusted gross receipts in excess of
23 \$225,000,000 but not exceeding \$1,000,000,000 to the City
24 of Chicago;

25 40% of annual adjusted gross receipts in excess of
26 \$1,000,000,000 to the State and 34.7% of annual gross

1 receipts in excess of \$1,000,000,000 to the City of
2 Chicago.

3 The privilege tax for table games shall be at the
4 following rates:

5 8.1% of annual adjusted gross receipts up to and
6 including \$25,000,000 to the State and 6.9% of annual
7 adjusted gross receipts up to and including \$25,000,000 to
8 the City of Chicago;

9 10.7% of annual adjusted gross receipts in excess of
10 \$25,000,000 but not exceeding \$75,000,000 to the State and
11 9.3% of annual adjusted gross receipts in excess of
12 \$25,000,000 but not exceeding \$75,000,000 to the City of
13 Chicago;

14 11.2% of annual adjusted gross receipts in excess of
15 \$75,000,000 but not exceeding \$175,000,000 to the State
16 and 9.8% of annual adjusted gross receipts in excess of
17 \$75,000,000 but not exceeding \$175,000,000 to the City of
18 Chicago;

19 13.5% of annual adjusted gross receipts in excess of
20 \$175,000,000 but not exceeding \$225,000,000 to the State
21 and 11.5% of annual adjusted gross receipts in excess of
22 \$175,000,000 but not exceeding \$225,000,000 to the City of
23 Chicago;

24 15.1% of annual adjusted gross receipts in excess of
25 \$225,000,000 but not exceeding \$275,000,000 to the State
26 and 12.9% of annual adjusted gross receipts in excess of

1 \$225,000,000 but not exceeding \$275,000,000 to the City of
2 Chicago;

3 16.2% of annual adjusted gross receipts in excess of
4 \$275,000,000 but not exceeding \$375,000,000 to the State
5 and 13.8% of annual adjusted gross receipts in excess of
6 \$275,000,000 but not exceeding \$375,000,000 to the City of
7 Chicago;

8 18.9% of annual adjusted gross receipts in excess of
9 \$375,000,000 to the State and 16.1% of annual gross
10 receipts in excess of \$375,000,000 to the City of Chicago.

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 Notwithstanding the provisions of this subsection (a-5),
16 for the first 10 years that the privilege tax is imposed under
17 this subsection (a-5), the privilege tax shall be imposed on
18 the modified annual adjusted gross receipts of a riverboat or
19 casino conducting gambling operations in the City of East St.
20 Louis, unless:

21 (1) the riverboat or casino fails to employ at least
22 450 people, except no minimum employment shall be required
23 during 2020 and 2021 or during periods that the riverboat
24 or casino is closed on orders of State officials for
25 public health emergencies or other emergencies not caused
26 by the riverboat or casino;

1 (2) the riverboat or casino fails to maintain
2 operations in a manner consistent with this Act or is not a
3 viable riverboat or casino subject to the approval of the
4 Board; or

5 (3) the owners licensee is not an entity in which
6 employees participate in an employee stock ownership plan
7 or in which the owners licensee sponsors a 401(k)
8 retirement plan and makes a matching employer contribution
9 equal to at least one-quarter of the first 12% or one-half
10 of the first 6% of each participating employee's
11 contribution, not to exceed any limitations under federal
12 laws and regulations.

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

15 (A) for calendar year 2020, the annual adjusted gross
16 receipts for the current year minus the difference between
17 an amount equal to the average annual adjusted gross
18 receipts from a riverboat or casino conducting gambling
19 operations in the City of East St. Louis for 2014, 2015,
20 2016, 2017, and 2018 and the annual adjusted gross
21 receipts for 2018;

22 (B) for calendar year 2021, the annual adjusted gross
23 receipts for the current year minus the difference between
24 an amount equal to the average annual adjusted gross
25 receipts from a riverboat or casino conducting gambling
26 operations in the City of East St. Louis for 2014, 2015,

1 2016, 2017, and 2018 and the annual adjusted gross
2 receipts for 2019; and

3 (C) for calendar years 2022 through 2029, the annual
4 adjusted gross receipts for the current year minus the
5 difference between an amount equal to the average annual
6 adjusted gross receipts from a riverboat or casino
7 conducting gambling operations in the City of East St.
8 Louis for 3 years preceding the current year and the
9 annual adjusted gross receipts for the immediately
10 preceding year.

11 (a-6) From June 28, 2019 (the effective date of Public Act
12 101-31) until June 30, 2023, an owners licensee that conducted
13 gambling operations prior to January 1, 2011 shall receive a
14 dollar-for-dollar credit against the tax imposed under this
15 Section for any renovation or construction costs paid by the
16 owners licensee, but in no event shall the credit exceed
17 \$2,000,000.

18 Additionally, from June 28, 2019 (the effective date of
19 Public Act 101-31) until December 31, 2022, an owners licensee
20 that (i) is located within 15 miles of the Missouri border, and
21 (ii) has at least 3 riverboats, casinos, or their equivalent
22 within a 45-mile radius, may be authorized to relocate to a new
23 location with the approval of both the unit of local
24 government designated as the home dock and the Board, so long
25 as the new location is within the same unit of local government
26 and no more than 3 miles away from its original location. Such

1 owners licensee shall receive a credit against the tax imposed
2 under this Section equal to 8% of the total project costs, as
3 approved by the Board, for any renovation or construction
4 costs paid by the owners licensee for the construction of the
5 new facility, provided that the new facility is operational by
6 July 1, 2022. In determining whether or not to approve a
7 relocation, the Board must consider the extent to which the
8 relocation will diminish the gaming revenues received by other
9 Illinois gaming facilities.

10 (a-7) Beginning in the initial adjustment year and through
11 the final adjustment year, if the total obligation imposed
12 pursuant to either subsection (a-5) or (a-6) will result in an
13 owners licensee receiving less after-tax adjusted gross
14 receipts than it received in calendar year 2018, then the
15 total amount of privilege taxes that the owners licensee is
16 required to pay for that calendar year shall be reduced to the
17 extent necessary so that the after-tax adjusted gross receipts
18 in that calendar year equals the after-tax adjusted gross
19 receipts in calendar year 2018, but the privilege tax
20 reduction shall not exceed the annual adjustment cap. If
21 pursuant to this subsection (a-7), the total obligation
22 imposed pursuant to either subsection (a-5) or (a-6) shall be
23 reduced, then the owners licensee shall not receive a refund
24 from the State at the end of the subject calendar year but
25 instead shall be able to apply that amount as a credit against
26 any payments it owes to the State in the following calendar

1 year to satisfy its total obligation under either subsection
2 (a-5) or (a-6). The credit for the final adjustment year shall
3 occur in the calendar year following the final adjustment
4 year.

5 If an owners licensee that conducted gambling operations
6 prior to January 1, 2019 expands its riverboat or casino,
7 including, but not limited to, with respect to its gaming
8 floor, additional non-gaming amenities such as restaurants,
9 bars, and hotels and other additional facilities, and incurs
10 construction and other costs related to such expansion from
11 June 28, 2019 (the effective date of Public Act 101-31) until
12 June 28, 2024 (the 5th anniversary of the effective date of
13 Public Act 101-31), then for each \$15,000,000 spent for any
14 such construction or other costs related to expansion paid by
15 the owners licensee, the final adjustment year shall be
16 extended by one year and the annual adjustment cap shall
17 increase by 0.2% of adjusted gross receipts during each
18 calendar year until and including the final adjustment year.
19 No further modifications to the final adjustment year or
20 annual adjustment cap shall be made after \$75,000,000 is
21 incurred in construction or other costs related to expansion
22 so that the final adjustment year shall not extend beyond the
23 9th calendar year after the initial adjustment year, not
24 including the initial adjustment year, and the annual
25 adjustment cap shall not exceed 4% of adjusted gross receipts
26 in a particular calendar year. Construction and other costs

1 related to expansion shall include all project related costs,
2 including, but not limited to, all hard and soft costs,
3 financing costs, on or off-site ground, road or utility work,
4 cost of gaming equipment and all other personal property,
5 initial fees assessed for each incremental gaming position,
6 and the cost of incremental land acquired for such expansion.
7 Soft costs shall include, but not be limited to, legal fees,
8 architect, engineering and design costs, other consultant
9 costs, insurance cost, permitting costs, and pre-opening costs
10 related to the expansion, including, but not limited to, any
11 of the following: marketing, real estate taxes, personnel,
12 training, travel and out-of-pocket expenses, supply,
13 inventory, and other costs, and any other project related soft
14 costs.

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

20 Notwithstanding any other provision of this subsection
21 (a-7), this subsection (a-7) does not apply to an owners
22 licensee unless such owners licensee spends at least
23 \$15,000,000 on construction and other costs related to its
24 expansion, excluding the initial fees assessed for each
25 incremental gaming position.

26 This subsection (a-7) does not apply to owners licensees

1 authorized pursuant to subsection (e-5) of Section 7 of this
2 Act.

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

4 "Building and construction trades council" means any
5 organization representing multiple construction entities that
6 are monitoring or attentive to compliance with public or
7 workers' safety laws, wage and hour requirements, or other
8 statutory requirements or that are making or maintaining
9 collective bargaining agreements.

10 "Initial adjustment year" means the year commencing on
11 January 1 of the calendar year immediately following the
12 earlier of the following:

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

17 (2) June 28, 2021 (24 months after the effective date
18 of Public Act 101-31);

19 provided the initial adjustment year shall not commence
20 earlier than June 28, 2020 (12 months after the effective date
21 of Public Act 101-31).

22 "Final adjustment year" means the 2nd calendar year after
23 the initial adjustment year, not including the initial
24 adjustment year, and as may be extended further as described
25 in this subsection (a-7).

26 "Annual adjustment cap" means 3% of adjusted gross

1 receipts in a particular calendar year, and as may be
2 increased further as otherwise described in this subsection
3 (a-7).

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

7 (a-9) Beginning on January 1, 2020, the calculation of
8 gross receipts or adjusted gross receipts, for the purposes of
9 this Section, for a riverboat, a casino, or an organization
10 gaming facility shall not include the dollar amount of
11 non-cashable vouchers, coupons, and electronic promotions
12 redeemed by wagerers upon the riverboat, in the casino, or in
13 the organization gaming facility up to and including an amount
14 not to exceed 20% of a riverboat's, a casino's, or an
15 organization gaming facility's adjusted gross receipts.

16 The Illinois Gaming Board shall submit to the General
17 Assembly a comprehensive report no later than March 31, 2023
18 detailing, at a minimum, the effect of removing non-cashable
19 vouchers, coupons, and electronic promotions from this
20 calculation on net gaming revenues to the State in calendar
21 years 2020 through 2022, the increase or reduction in wagerers
22 as a result of removing non-cashable vouchers, coupons, and
23 electronic promotions from this calculation, the effect of the
24 tax rates in subsection (a-5) on net gaming revenues to this
25 State, and proposed modifications to the calculation.

26 (a-10) The taxes imposed by this Section shall be paid by

1 the licensed owner or the organization gaming licensee to the
2 Board not later than 5:00 o'clock p.m. of the day after the day
3 when the wagers were made.

4 (a-15) If the privilege tax imposed under subsection (a-3)
5 is no longer imposed pursuant to item (i) of the last paragraph
6 of subsection (a-3), then by June 15 of each year, each owners
7 licensee, other than an owners licensee that admitted
8 1,000,000 persons or fewer in calendar year 2004, must, in
9 addition to the payment of all amounts otherwise due under
10 this Section, pay to the Board a reconciliation payment in the
11 amount, if any, by which the licensed owner's base amount
12 exceeds the amount of net privilege tax paid by the licensed
13 owner to the Board in the then current State fiscal year. A
14 licensed owner's net privilege tax obligation due for the
15 balance of the State fiscal year shall be reduced up to the
16 total of the amount paid by the licensed owner in its June 15
17 reconciliation payment. The obligation imposed by this
18 subsection (a-15) is binding on any person, firm, corporation,
19 or other entity that acquires an ownership interest in any
20 such owners license. The obligation imposed under this
21 subsection (a-15) terminates on the earliest of: (i) July 1,
22 2007, (ii) the first day after August 23, 2005 (the effective
23 date of Public Act 94-673) ~~this amendatory Act of the 94th~~
24 ~~General Assembly~~ that riverboat gambling operations are
25 conducted pursuant to a dormant license, (iii) the first day
26 that riverboat gambling operations are conducted under the

1 authority of an owners license that is in addition to the 10
2 owners licenses initially authorized under this Act, or (iv)
3 the first day that a licensee under the Illinois Horse Racing
4 Act of 1975 conducts gaming operations with slot machines or
5 other electronic gaming devices. The Board must reduce the
6 obligation imposed under this subsection (a-15) by an amount
7 the Board deems reasonable for any of the following reasons:
8 (A) an act or acts of God, (B) an act of bioterrorism or
9 terrorism or a bioterrorism or terrorism threat that was
10 investigated by a law enforcement agency, or (C) a condition
11 beyond the control of the owners licensee that does not result
12 from any act or omission by the owners licensee or any of its
13 agents and that poses a hazardous threat to the health and
14 safety of patrons. If an owners licensee pays an amount in
15 excess of its liability under this Section, the Board shall
16 apply the overpayment to future payments required under this
17 Section.

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

19 "Act of God" means an incident caused by the operation of
20 an extraordinary force that cannot be foreseen, that cannot be
21 avoided by the exercise of due care, and for which no person
22 can be held liable.

23 "Base amount" means the following:

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

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

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

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

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

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

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

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

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

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

12 The changes made to this subsection (a-15) by Public Act
13 94-839 are intended to restate and clarify the intent of
14 Public Act 94-673 with respect to the amount of the payments
15 required to be made under this subsection by an owners
16 licensee to the Board.

17 (b) 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 adjusted gross receipts generated by a
20 riverboat or a casino, other than a riverboat or casino
21 designated in paragraph (1), (3), or (4) of subsection (e-5)
22 of Section 7, shall be paid monthly, subject to appropriation
23 by the General Assembly, to the unit of local government in
24 which the casino is located or that is designated as the home
25 dock of the riverboat. Notwithstanding anything to the
26 contrary, beginning on the first day that an owners licensee

1 under paragraph (1), (2), (3), (4), (5), or (6) of subsection
2 (e-5) of Section 7 conducts gambling operations, either in a
3 temporary facility or a permanent facility, and for 2 years
4 thereafter, a unit of local government designated as the home
5 dock of a riverboat whose license was issued before January 1,
6 2019, other than a riverboat conducting gambling operations in
7 the City of East St. Louis, shall not receive less under this
8 subsection (b) than the amount the unit of local government
9 received under this subsection (b) in calendar year 2018.
10 Notwithstanding anything to the contrary and because the City
11 of East St. Louis is a financially distressed city, beginning
12 on the first day that an owners licensee under paragraph (1),
13 (2), (3), (4), (5), or (6) of subsection (e-5) of Section 7
14 conducts gambling operations, either in a temporary facility
15 or a permanent facility, and for 10 years thereafter, a unit of
16 local government designated as the home dock of a riverboat
17 conducting gambling operations in the City of East St. Louis
18 shall not receive less under this subsection (b) than the
19 amount the unit of local government received under this
20 subsection (b) in calendar year 2018.

21 From the tax revenue deposited in the State Gaming Fund
22 pursuant to riverboat or casino gambling operations conducted
23 by a licensed manager on behalf of the State, an amount equal
24 to 5% of adjusted gross receipts generated pursuant to those
25 riverboat or casino gambling operations shall be paid monthly,
26 subject to appropriation by the General Assembly, to the unit

1 of local government that is designated as the home dock of the
2 riverboat upon which those riverboat gambling operations are
3 conducted or in which the casino is located.

4 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 the adjusted gross receipts generated by
7 a riverboat designated in paragraph (3) of subsection (e-5) of
8 Section 7 shall be divided and remitted monthly, subject to
9 appropriation, as follows: 70% to Waukegan, 10% to Park City,
10 15% to North Chicago, and 5% to Lake County.

11 From the tax revenue from riverboat or casino gambling
12 deposited in the State Gaming Fund under this Section, an
13 amount equal to 5% of the adjusted gross receipts generated by
14 a riverboat designated in paragraph (4) of subsection (e-5) of
15 Section 7 shall be remitted monthly, subject to appropriation,
16 as follows: 70% to the City of Rockford, 5% to the City of
17 Loves Park, 5% to the Village of Machesney, and 20% to
18 Winnebago County.

19 From the tax revenue from riverboat or casino gambling
20 deposited in the State Gaming Fund under this Section, an
21 amount equal to 5% of the adjusted gross receipts generated by
22 a riverboat designated in paragraph (5) of subsection (e-5) of
23 Section 7 shall be remitted monthly, subject to appropriation,
24 as follows: 2% to the unit of local government in which the
25 riverboat or casino is located, and 3% shall be distributed:
26 (A) in accordance with a regional capital development plan

1 entered into by the following communities: Village of Beecher,
2 City of Blue Island, Village of Burnham, City of Calumet City,
3 Village of Calumet Park, City of Chicago Heights, City of
4 Country Club Hills, Village of Crestwood, Village of Crete,
5 Village of Dixmoor, Village of Dolton, Village of East Hazel
6 Crest, Village of Flossmoor, Village of Ford Heights, Village
7 of Glenwood, City of Harvey, Village of Hazel Crest, Village
8 of Homewood, Village of Lansing, Village of Lynwood, City of
9 Markham, Village of Matteson, Village of Midlothian, Village
10 of Monee, City of Oak Forest, Village of Olympia Fields,
11 Village of Orland Hills, Village of Orland Park, City of Palos
12 Heights, Village of Park Forest, Village of Phoenix, Village
13 of Posen, Village of Richton Park, Village of Riverdale,
14 Village of Robbins, Village of Sauk Village, Village of South
15 Chicago Heights, Village of South Holland, Village of Steger,
16 Village of Thornton, Village of Tinley Park, Village of
17 University Park, and Village of Worth; or (B) if no regional
18 capital development plan exists, equally among the communities
19 listed in item (A) to be used for capital expenditures or
20 public pension payments, or both.

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

24 (b-4) Beginning on the first day the licensee under
25 paragraph (5) of subsection (e-5) of Section 7 conducts
26 gambling operations, either in a temporary facility or a

1 permanent facility, and ending on July 31, 2042, from the tax
2 revenue deposited in the State Gaming Fund under this Section,
3 \$5,000,000 shall be paid annually, subject to appropriation,
4 to the host municipality of that owners licensee of a license
5 issued or re-issued pursuant to Section 7.1 of this Act before
6 January 1, 2012. Payments received by the host municipality
7 pursuant to this subsection (b-4) may not be shared with any
8 other unit of local government.

9 (b-5) Beginning on June 28, 2019 (the effective date of
10 Public Act 101-31), from the tax revenue deposited in the
11 State Gaming Fund under this Section, an amount equal to 3% of
12 adjusted gross receipts generated by each organization gaming
13 facility located outside Madison County shall be paid monthly,
14 subject to appropriation by the General Assembly, to a
15 municipality other than the Village of Stickney in which each
16 organization gaming facility is located or, if the
17 organization gaming facility is not located within a
18 municipality, to the county in which the organization gaming
19 facility is located, except as otherwise provided in this
20 Section. From the tax revenue deposited in the State Gaming
21 Fund under this Section, an amount equal to 3% of adjusted
22 gross receipts generated by an organization gaming facility
23 located in the Village of Stickney shall be paid monthly,
24 subject to appropriation by the General Assembly, as follows:
25 25% to the Village of Stickney, 5% to the City of Berwyn, 50%
26 to the Town of Cicero, and 20% to the Stickney Public Health

1 District.

2 From the tax revenue deposited in the State Gaming Fund
3 under this Section, an amount equal to 5% of adjusted gross
4 receipts generated by an organization gaming facility located
5 in the City of Collinsville shall be paid monthly, subject to
6 appropriation by the General Assembly, as follows: 30% to the
7 City of Alton, 30% to the City of East St. Louis, and 40% to
8 the City of Collinsville.

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

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

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

24 (b-7) From the tax revenue from the organization gaming
25 licensee located in one of the following townships of Cook
26 County: Bloom, Bremen, Calumet, Orland, Rich, Thornton, or

1 Worth, an amount equal to 5% of the adjusted gross receipts
2 generated by that organization gaming licensee shall be
3 remitted monthly, subject to appropriation, as follows: 2% to
4 the unit of local government in which the organization gaming
5 licensee is located, and 3% shall be distributed: (A) in
6 accordance with a regional capital development plan entered
7 into by the following communities: Village of Beecher, City of
8 Blue Island, Village of Burnham, City of Calumet City, Village
9 of Calumet Park, City of Chicago Heights, City of Country Club
10 Hills, Village of Crestwood, Village of Crete, Village of
11 Dixmoor, Village of Dolton, Village of East Hazel Crest,
12 Village of Flossmoor, Village of Ford Heights, Village of
13 Glenwood, City of Harvey, Village of Hazel Crest, Village of
14 Homewood, Village of Lansing, Village of Lynwood, City of
15 Markham, Village of Matteson, Village of Midlothian, Village
16 of Monee, City of Oak Forest, Village of Olympia Fields,
17 Village of Orland Hills, Village of Orland Park, City of Palos
18 Heights, Village of Park Forest, Village of Phoenix, Village
19 of Posen, Village of Richton Park, Village of Riverdale,
20 Village of Robbins, Village of Sauk Village, Village of South
21 Chicago Heights, Village of South Holland, Village of Steger,
22 Village of Thornton, Village of Tinley Park, Village of
23 University Park, and Village of Worth; or (B) if no regional
24 capital development plan exists, equally among the communities
25 listed in item (A) to be used for capital expenditures or
26 public pension payments, or both.

1 (b-8) In lieu of the payments under subsection (b) of this
2 Section, from the tax revenue deposited in the State Gaming
3 Fund pursuant to riverboat or casino gambling operations
4 conducted by an owners licensee under paragraph (1) of
5 subsection (e-5) of Section 7, an amount equal to the tax
6 revenue generated from the privilege tax imposed by paragraph
7 (2) of subsection (a-5) that is to be paid to the City of
8 Chicago shall be paid monthly, subject to appropriation by the
9 General Assembly, as follows: (1) an amount equal to 0.5% of
10 the annual adjusted gross receipts generated by the owners
11 licensee under paragraph (1) of subsection (e-5) of Section 7
12 to the home rule county in which the owners licensee is located
13 for the purpose of enhancing the county's criminal justice
14 system; and (2) the balance to the City of Chicago and shall be
15 expended or obligated by the City of Chicago for pension
16 payments in accordance with Public Act 99-506.

17 (c) Appropriations, as approved by the General Assembly,
18 may be made from the State Gaming Fund to the Board (i) for the
19 administration and enforcement of this Act and the Video
20 Gaming Act, (ii) for distribution to the Illinois State Police
21 and to the Department of Revenue for the enforcement of this
22 Act and the Video Gaming Act, and (iii) to the Department of
23 Human Services for the administration of programs to treat
24 problem gambling, including problem gambling from sports
25 wagering. The Board's annual appropriations request must
26 separately state its funding needs for the regulation of

1 gaming authorized under Section 7.7, riverboat gaming, casino
2 gaming, video gaming, and sports wagering.

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

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

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

22 (c-5) (Blank).

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

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

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

19 (c-21) After the payments required under subsections (b),
20 (b-4), (b-5), (b-6), (b-7), (b-8), (c), (c-3), and (c-4) have
21 been made, an amount equal to 0.5% of the adjusted gross
22 receipts generated by the owners licensee under paragraph (1)
23 of subsection (e-5) of Section 7 shall be paid monthly,
24 subject to appropriation from the General Assembly, from the
25 State Gaming Fund to the home rule county in which the owners
26 licensee is located for the purpose of enhancing the county's

1 criminal justice system.

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

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

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

18 (c-30) On July 1, 2013 or as soon as possible thereafter,
19 \$92,000,000 shall be transferred from the State Gaming Fund to
20 the School Infrastructure Fund and \$23,000,000 shall be
21 transferred from the State Gaming Fund to the Horse Racing
22 Equity Fund.

23 (c-35) Beginning on July 1, 2013, in addition to any
24 amount transferred under subsection (c-30) of this Section,
25 \$5,530,000 shall be transferred monthly from the State Gaming
26 Fund to the School Infrastructure Fund.

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

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

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

22 (f) To the extent practicable, the Board shall administer
23 and collect the wagering taxes imposed by this Section in a
24 manner consistent with the provisions of Sections 4, 5, 5a,
25 5b, 5c, 5d, 5e, 5f, 5g, 5i, 5j, 6, 6a, 6b, 6c, 8, 9, and 10 of
26 the Retailers' Occupation Tax Act and Section 3-7 of the

1 Uniform Penalty and Interest Act.

2 (Source: P.A. 101-31, Article 25, Section 25-910, eff.
3 6-28-19; 101-31, Article 35, Section 35-55, eff. 6-28-19;
4 101-648, eff. 6-30-20; 102-16, eff. 6-17-21; 102-538, eff.
5 8-20-21; revised 10-14-21.)

6 Section 20. The Raffles and Poker Runs Act is amended by
7 changing Sections 1 and 2 as follows:

8 (230 ILCS 15/1) (from Ch. 85, par. 2301)

9 Sec. 1. Definitions. For the purposes of this Act the
10 terms defined in this Section have the meanings given them.

11 "Fire protection agency" means: (1) an agency of this
12 State, unit of local government, or intergovernmental mutual
13 aid entity that is vested by law or intergovernmental
14 agreement with the duty and authority to provide public fire
15 suppression, rescue, or emergency medical services; or (2) an
16 organization that provides support or assistance to an agency
17 of this State, unit of local government, or intergovernmental
18 mutual aid entity that is vested by law or intergovernmental
19 agreement with the duty and authority to provide public fire
20 suppression, rescue, or emergency medical services.

21 "Key location" means:

22 (1) For a poker run, the location where the poker run
23 concludes and the prizes are awarded.

24 (2) For a raffle, the location where the winning

1 chances in the raffle are determined.

2 "Law enforcement agency" means an agency of this State or
3 a unit of local government in this State that is vested by law
4 or ordinance with the duty to maintain public order and to
5 enforce criminal laws or ordinances.

6 "Net proceeds" means the gross receipts from the conduct
7 of raffles, less reasonable sums expended for prizes, local
8 license fees and other operating expenses incurred as a result
9 of operating a raffle or poker run.

10 "Poker run" means a prize-awarding event organized by an
11 organization licensed under this Act in which participants
12 travel to multiple predetermined locations, including a key
13 location, to play a randomized game based on an element of
14 chance. "Poker run" includes dice runs, marble runs, or other
15 events where the objective is to build the best hand or highest
16 score by obtaining an item or playing a randomized game at each
17 location.

18 "Raffle" means a form of lottery, as defined in subsection
19 (b) of Section 28-2 of the Criminal Code of 2012, conducted by
20 an organization licensed under this Act, in which:

21 (1) the player pays or agrees to pay something of
22 value for a chance, represented and differentiated by a
23 number or by a combination of numbers or by some other
24 medium, one or more of which chances is to be designated
25 the winning chance; and

26 (2) the winning chance is to be determined through a

1 drawing or by some other method based on an element of
2 chance by an act or set of acts on the part of persons
3 conducting or connected with the lottery, except that the
4 winning chance shall not be determined by the outcome of a
5 publicly exhibited sporting contest.

6 "Raffle" does not include any game designed to simulate:
7 (1) gambling games as defined in the Illinois Gambling Act,
8 (2) any casino game approved for play by the Illinois Gaming
9 Board, (3) any games provided by a video gaming terminal, as
10 defined in the Video Gaming Act, or (4) a savings promotion
11 raffle authorized under Section 5g of the Illinois Banking
12 Act, Section 7008 of the Savings Bank Act, Section 42.7 of the
13 Illinois Credit Union Act, Section 5136B of the National Bank
14 Act, or Section 4 of the Home Owners' Loan Act.

15 (Source: P.A. 101-109, eff. 7-19-19; 102-558, eff. 8-20-21.)

16 (230 ILCS 15/2) (from Ch. 85, par. 2302)

17 Sec. 2. Licensing.

18 (a) The governing body of any county or municipality
19 within this State may establish a system for the licensing of
20 organizations to operate raffles. The governing bodies of a
21 county and one or more municipalities may, pursuant to a
22 written contract, jointly establish a system for the licensing
23 of organizations to operate raffles within any area of
24 contiguous territory not contained within the corporate limits
25 of a municipality which is not a party to such contract. The

1 governing bodies of two or more adjacent counties or two or
2 more adjacent municipalities located within a county may,
3 pursuant to a written contract, jointly establish a system for
4 the licensing of organizations to operate raffles within the
5 corporate limits of such counties or municipalities. The
6 licensing authority may establish special categories of
7 licenses and promulgate rules relating to the various
8 categories. The licensing system shall provide for limitations
9 upon (1) the aggregate retail value of all prizes or
10 merchandise awarded by a licensee in a single raffle, if any,
11 (2) the maximum retail value of each prize awarded by a
12 licensee in a single raffle, if any, (3) the maximum price
13 which may be charged for each raffle chance issued or sold, if
14 any, and (4) the maximum number of days during which chances
15 may be issued or sold, if any. The licensing system may include
16 a fee for each license in an amount to be determined by the
17 local governing body. Licenses issued pursuant to this Act
18 shall be valid for one raffle or for a specified number of
19 raffles to be conducted during a specified period not to
20 exceed one year and may be suspended or revoked for any
21 violation of this Act. A local governing body shall act on a
22 license application within 30 days from the date of
23 application. A county or municipality may adopt rules or
24 ordinances for the operation of raffles that are consistent
25 with this Act. Raffles shall be licensed by the governing body
26 of the municipality with jurisdiction over the key location

1 or, if no municipality has jurisdiction over the key location,
2 then by the governing body of the county with jurisdiction
3 over the key location. A license shall authorize the holder of
4 such license to sell raffle chances throughout the State,
5 including beyond the borders of the licensing municipality or
6 county.

7 (a-5) The governing body of Cook County may and any other
8 county within this State shall establish a system for the
9 licensing of organizations to operate poker runs. The
10 governing bodies of 2 or more adjacent counties may, pursuant
11 to a written contract, jointly establish a system for the
12 licensing of organizations to operate poker runs within the
13 corporate limits of such counties. The licensing authority may
14 establish special categories of licenses and adopt rules
15 relating to the various categories. The licensing system may
16 include a fee not to exceed \$25 for each license. Licenses
17 issued pursuant to this Act shall be valid for one poker run or
18 for a specified number of poker runs to be conducted during a
19 specified period not to exceed one year and may be suspended or
20 revoked for any violation of this Act. A local governing body
21 shall act on a license application within 30 days after the
22 date of application.

23 (b) Raffle licenses shall be issued only: (1) to bona fide
24 religious, charitable, labor, business, fraternal,
25 educational, veterans', or other bona fide not-for-profit
26 organizations that operate without profit to their members and

1 which have been in existence continuously for a period of 5
2 years immediately before making application for a raffle
3 license and which have during that entire 5-year period been
4 engaged in carrying out their objects, (2) ~~or~~ to a non-profit
5 fundraising organization that the licensing authority
6 determines is organized for the sole purpose of providing
7 financial assistance to an identified individual or group of
8 individuals suffering extreme financial hardship as the result
9 of an illness, disability, accident, or disaster, (3) ~~or~~ to
10 any law enforcement agencies and associations that represent
11 law enforcement officials, or (4) to any fire protection
12 agencies and associations that represent fire protection
13 officials. Poker run licenses shall be issued only to bona
14 fide religious, charitable, labor, business, fraternal,
15 educational, veterans', or other bona fide not-for-profit
16 organizations that operate without profit to their members and
17 which have been in existence continuously for a period of 5
18 years immediately before making application for a poker run
19 license and which have during that entire 5-year period been
20 engaged in carrying out their objects. Licenses for poker runs
21 shall be issued for the following purposes: (i) providing
22 financial assistance to an identified individual or group of
23 individuals suffering extreme financial hardship as the result
24 of an illness, disability, accident, or disaster or (ii) to
25 maintain the financial stability of the organization. A
26 licensing authority may waive the 5-year requirement under

1 this subsection (b) for a bona fide religious, charitable,
2 labor, business, fraternal, educational, or veterans'
3 organization that applies for a license to conduct a raffle or
4 a poker run if the organization is a local organization that is
5 affiliated with and chartered by a national or State
6 organization that meets the 5-year requirement.

7 For purposes of this Act, the following definitions apply.

8 Non-profit: An organization or institution organized and
9 conducted on a not-for-profit basis with no personal profit
10 inuring to any one as a result of the operation. Charitable: An
11 organization or institution organized and operated to benefit
12 an indefinite number of the public. The service rendered to
13 those eligible for benefits must also confer some benefit on
14 the public. Educational: An organization or institution
15 organized and operated to provide systematic instruction in
16 useful branches of learning by methods common to schools and
17 institutions of learning which compare favorably in their
18 scope and intensity with the course of study presented in
19 tax-supported schools. Religious: Any church, congregation,
20 society, or organization founded for the purpose of religious
21 worship. Fraternal: An organization of persons having a common
22 interest, the primary interest of which is to both promote the
23 welfare of its members and to provide assistance to the
24 general public in such a way as to lessen the burdens of
25 government by caring for those that otherwise would be cared
26 for by the government. Veterans: An organization or

1 association comprised of members of which substantially all
2 are individuals who are veterans or spouses, widows, or
3 widowers of veterans, the primary purpose of which is to
4 promote the welfare of its members and to provide assistance
5 to the general public in such a way as to confer a public
6 benefit. Labor: An organization composed of workers organized
7 with the objective of betterment of the conditions of those
8 engaged in such pursuit and the development of a higher degree
9 of efficiency in their respective occupations. Business: A
10 voluntary organization composed of individuals and businesses
11 who have joined together to advance the commercial, financial,
12 industrial and civic interests of a community.

13 (Source: P.A. 101-109, eff. 7-19-19; 101-360, eff. 1-1-20;
14 102-558, eff. 8-20-21.)

15 Section 30. The Video Gaming Act is amended by changing
16 Sections 5, 25, 27, 30, 45, 50, and 65 and by adding Section 90
17 as follows:

18 (230 ILCS 40/5)

19 Sec. 5. Definitions. As used in this Act:

20 "Board" means the Illinois Gaming Board.

21 "Credit" means one, 5, 10, or 25 cents either won or
22 purchased by a player.

23 "Distributor" means an individual, partnership,
24 corporation, or limited liability company licensed under this

1 Act to buy, sell, lease, or distribute video gaming terminals
2 or major components or parts of video gaming terminals to or
3 from terminal operators.

4 "Electronic card" means a card purchased from a licensed
5 establishment, licensed fraternal establishment, licensed
6 veterans establishment, licensed truck stop establishment, or
7 licensed large truck stop establishment for use in that
8 establishment as a substitute for cash in the conduct of
9 gaming on a video gaming terminal.

10 "Electronic voucher" means a voucher printed by an
11 electronic video game machine that is redeemable in the
12 licensed establishment for which it was issued.

13 "In-location bonus jackpot" means one or more video gaming
14 terminals at a single licensed establishment that allows for
15 wagers placed on such video gaming terminals to contribute to
16 a cumulative maximum jackpot of up to \$10,000.

17 "Terminal operator" means an individual, partnership,
18 corporation, or limited liability company that is licensed
19 under this Act and that owns, services, and maintains video
20 gaming terminals for placement in licensed establishments,
21 licensed truck stop establishments, licensed large truck stop
22 establishments, licensed fraternal establishments, or licensed
23 veterans establishments.

24 "Licensed technician" means an individual who is licensed
25 under this Act to repair, service, and maintain video gaming
26 terminals.

1 "Licensed terminal handler" means a person, including but
2 not limited to an employee or independent contractor working
3 for a manufacturer, distributor, supplier, technician, or
4 terminal operator, who is licensed under this Act to possess
5 or control a video gaming terminal or to have access to the
6 inner workings of a video gaming terminal. A licensed terminal
7 handler does not include an individual, partnership,
8 corporation, or limited liability company defined as a
9 manufacturer, distributor, supplier, technician, or terminal
10 operator under this Act.

11 "Manufacturer" means an individual, partnership,
12 corporation, or limited liability company that is licensed
13 under this Act and that manufactures or assembles video gaming
14 terminals.

15 "Supplier" means an individual, partnership, corporation,
16 or limited liability company that is licensed under this Act
17 to supply major components or parts to video gaming terminals
18 to licensed terminal operators.

19 "Net terminal income" means money put into a video gaming
20 terminal minus credits paid out to players.

21 "Video gaming terminal" means any electronic video game
22 machine that, upon insertion of cash, electronic cards or
23 vouchers, or any combination thereof, is available to play or
24 simulate the play of a video game, including but not limited to
25 video poker, line up, and blackjack, as authorized by the
26 Board utilizing a video display and microprocessors in which

1 the player may receive free games or credits that can be
2 redeemed for cash. The term does not include a machine that
3 directly dispenses coins, cash, or tokens or is for amusement
4 purposes only.

5 "Licensed establishment" means any licensed retail
6 establishment where alcoholic liquor is drawn, poured, mixed,
7 or otherwise served for consumption on the premises, whether
8 the establishment operates on a nonprofit or for-profit basis.

9 "Licensed establishment" includes any such establishment that
10 has a contractual relationship with an inter-track wagering
11 location licensee licensed under the Illinois Horse Racing Act
12 of 1975, provided any contractual relationship shall not
13 include any transfer or offer of revenue from the operation of
14 video gaming under this Act to any licensee licensed under the
15 Illinois Horse Racing Act of 1975. Provided, however, that the
16 licensed establishment that has such a contractual
17 relationship with an inter-track wagering location licensee
18 may not, itself, be (i) an inter-track wagering location
19 licensee, (ii) the corporate parent or subsidiary of any
20 licensee licensed under the Illinois Horse Racing Act of 1975,
21 or (iii) the corporate subsidiary of a corporation that is
22 also the corporate parent or subsidiary of any licensee
23 licensed under the Illinois Horse Racing Act of 1975.

24 "Licensed establishment" does not include a facility operated
25 by an organization licensee, an inter-track wagering licensee,
26 or an inter-track wagering location licensee licensed under

1 the Illinois Horse Racing Act of 1975 or a riverboat licensed
2 under the Illinois Gambling Act, except as provided in this
3 paragraph. The changes made to this definition by Public Act
4 98-587 are declarative of existing law.

5 "Licensed fraternal establishment" means the location
6 where a qualified fraternal organization that derives its
7 charter from a national fraternal organization regularly
8 meets.

9 "Licensed veterans establishment" means the location where
10 a qualified veterans organization that derives its charter
11 from a national veterans organization regularly meets.

12 "Licensed truck stop establishment" means a facility (i)
13 that is at least a 3-acre facility with a convenience store,
14 (ii) with separate diesel islands for fueling commercial motor
15 vehicles, (iii) that sells at retail more than 10,000 gallons
16 of diesel or biodiesel fuel per month, and (iv) with parking
17 spaces for commercial motor vehicles. "Commercial motor
18 vehicles" has the same meaning as defined in Section 18b-101
19 of the Illinois Vehicle Code. The requirement of item (iii) of
20 this paragraph may be met by showing that estimated future
21 sales or past sales average at least 10,000 gallons per month.

22 "Licensed large truck stop establishment" means a facility
23 located within 3 road miles from a freeway interchange, as
24 measured in accordance with the Department of Transportation's
25 rules regarding the criteria for the installation of business
26 signs: (i) that is at least a 3-acre facility with a

1 convenience store, (ii) with separate diesel islands for
2 fueling commercial motor vehicles, (iii) that sells at retail
3 more than 50,000 gallons of diesel or biodiesel fuel per
4 month, and (iv) with parking spaces for commercial motor
5 vehicles. "Commercial motor vehicles" has the same meaning as
6 defined in Section 18b-101 of the Illinois Vehicle Code. The
7 requirement of item (iii) of this paragraph may be met by
8 showing that estimated future sales or past sales average at
9 least 50,000 gallons per month.

10 "Sales agent and broker" means an individual, partnership,
11 corporation, limited liability company, or other business
12 entity engaged in the solicitation or receipt of business from
13 current or potential licensed establishments, licensed
14 fraternal establishments, licensed veterans establishments,
15 licensed truck stop establishments, or licensed large truck
16 stop establishments either on an employment or contractual
17 basis.

18 (Source: P.A. 101-31, eff. 6-28-19.)

19 (230 ILCS 40/25)

20 Sec. 25. Restriction of licensees.

21 (a) Manufacturer. A person may not be licensed as a
22 manufacturer of a video gaming terminal in Illinois unless the
23 person has a valid manufacturer's license issued under this
24 Act. A manufacturer may only sell video gaming terminals for
25 use in Illinois to persons having a valid distributor's

1 license.

2 (b) Distributor. A person may not sell, distribute, or
3 lease or market a video gaming terminal in Illinois unless the
4 person has a valid distributor's license issued under this
5 Act. A distributor may only sell video gaming terminals for
6 use in Illinois to persons having a valid distributor's or
7 terminal operator's license.

8 (c) Terminal operator. A person may not own, maintain, or
9 place a video gaming terminal unless he has a valid terminal
10 operator's license issued under this Act. A terminal operator
11 may only place video gaming terminals for use in Illinois in
12 licensed establishments, licensed truck stop establishments,
13 licensed large truck stop establishments, licensed fraternal
14 establishments, and licensed veterans establishments. No
15 terminal operator may give anything of value, including but
16 not limited to a loan or financing arrangement, to a licensed
17 establishment, licensed truck stop establishment, licensed
18 large truck stop establishment, licensed fraternal
19 establishment, or licensed veterans establishment as any
20 incentive or inducement to locate video terminals in that
21 establishment. Of the after-tax profits from a video gaming
22 terminal, 50% shall be paid to the terminal operator and 50%
23 shall be paid to the licensed establishment, licensed truck
24 stop establishment, licensed large truck stop establishment,
25 licensed fraternal establishment, or licensed veterans
26 establishment, notwithstanding any agreement to the contrary.

1 A video terminal operator that violates one or more
2 requirements of this subsection is guilty of a Class 4 felony
3 and is subject to termination of his or her license by the
4 Board.

5 (d) Licensed technician. A person may not service,
6 maintain, or repair a video gaming terminal in this State
7 unless he or she (1) has a valid technician's license issued
8 under this Act, (2) is a terminal operator, or (3) is employed
9 by a terminal operator, distributor, or manufacturer.

10 (d-5) Licensed terminal handler. No person, including, but
11 not limited to, an employee or independent contractor working
12 for a manufacturer, distributor, supplier, technician, or
13 terminal operator licensed pursuant to this Act, shall have
14 possession or control of a video gaming terminal, or access to
15 the inner workings of a video gaming terminal, unless that
16 person possesses a valid terminal handler's license issued
17 under this Act.

18 (d-10) Solicitation of use agreements. A person may not
19 solicit the signing of a use agreement on behalf of a terminal
20 operator or enter into a use agreement as agent of a terminal
21 operator unless that person either has a valid sales agent and
22 broker license issued under this Act or owns, manages, or
23 significantly influences or controls the terminal operator.

24 (e) Licensed establishment. No video gaming terminal may
25 be placed in any licensed establishment, licensed veterans
26 establishment, licensed truck stop establishment, licensed

1 large truck stop establishment, or licensed fraternal
2 establishment unless the owner or agent of the owner of the
3 licensed establishment, licensed veterans establishment,
4 licensed truck stop establishment, licensed large truck stop
5 establishment, or licensed fraternal establishment has entered
6 into a written use agreement with the terminal operator for
7 placement of the terminals. A copy of the use agreement shall
8 be on file in the terminal operator's place of business and
9 available for inspection by individuals authorized by the
10 Board. A licensed establishment, licensed truck stop
11 establishment, licensed veterans establishment, or licensed
12 fraternal establishment may operate up to 6 video gaming
13 terminals on its premises at any time. A licensed large truck
14 stop establishment may operate up to 10 video gaming terminals
15 on its premises at any time.

16 (f) (Blank).

17 (g) Financial interest restrictions. As used in this Act,
18 "substantial interest" in a partnership, a corporation, an
19 organization, an association, a business, or a limited
20 liability company means:

21 (A) When, with respect to a sole proprietorship, an
22 individual or his or her spouse owns, operates, manages,
23 or conducts, directly or indirectly, the organization,
24 association, or business, or any part thereof; or

25 (B) When, with respect to a partnership, the
26 individual or his or her spouse shares in any of the

1 profits, or potential profits, of the partnership
2 activities; or

3 (C) When, with respect to a corporation, an individual
4 or his or her spouse is an officer or director, or the
5 individual or his or her spouse is a holder, directly or
6 beneficially, of 5% or more of any class of stock of the
7 corporation; or

8 (D) When, with respect to an organization not covered
9 in (A), (B) or (C) above, an individual or his or her
10 spouse is an officer or manages the business affairs, or
11 the individual or his or her spouse is the owner of or
12 otherwise controls 10% or more of the assets of the
13 organization; or

14 (E) When an individual or his or her spouse furnishes
15 5% or more of the capital, whether in cash, goods, or
16 services, for the operation of any business, association,
17 or organization during any calendar year; or

18 (F) When, with respect to a limited liability company,
19 an individual or his or her spouse is a member, or the
20 individual or his or her spouse is a holder, directly or
21 beneficially, of 5% or more of the membership interest of
22 the limited liability company.

23 For purposes of this subsection (g), "individual" includes
24 all individuals or their spouses whose combined interest would
25 qualify as a substantial interest under this subsection (g)
26 and whose activities with respect to an organization,

1 association, or business are so closely aligned or coordinated
2 as to constitute the activities of a single entity.

3 (h) Location restriction. A licensed establishment,
4 licensed truck stop establishment, licensed large truck stop
5 establishment, licensed fraternal establishment, or licensed
6 veterans establishment that is (i) located within 1,000 feet
7 of a facility operated by an organization licensee licensed
8 under the Illinois Horse Racing Act of 1975 or the home dock of
9 a riverboat licensed under the Illinois Gambling Act or (ii)
10 located within 100 feet of a school or a place of worship under
11 the Religious Corporation Act, is ineligible to operate a
12 video gaming terminal. The location restrictions in this
13 subsection (h) do not apply if (A) a facility operated by an
14 organization licensee, a school, or a place of worship moves
15 to or is established within the restricted area after a
16 licensed establishment, licensed truck stop establishment,
17 licensed large truck stop establishment, licensed fraternal
18 establishment, or licensed veterans establishment becomes
19 licensed under this Act or (B) a school or place of worship
20 moves to or is established within the restricted area after a
21 licensed establishment, licensed truck stop establishment,
22 licensed large truck stop establishment, licensed fraternal
23 establishment, or licensed veterans establishment obtains its
24 original liquor license. For the purpose of this subsection,
25 "school" means an elementary or secondary public school, or an
26 elementary or secondary private school registered with or

1 recognized by the State Board of Education.

2 Notwithstanding the provisions of this subsection (h), the
3 Board may waive the requirement that a licensed establishment,
4 licensed truck stop establishment, licensed large truck stop
5 establishment, licensed fraternal establishment, or licensed
6 veterans establishment not be located within 1,000 feet from a
7 facility operated by an organization licensee licensed under
8 the Illinois Horse Racing Act of 1975 or the home dock of a
9 riverboat licensed under the Illinois Gambling Act. The Board
10 shall not grant such waiver if there is any common ownership or
11 control, shared business activity, or contractual arrangement
12 of any type between the establishment and the organization
13 licensee or owners licensee of a riverboat. The Board shall
14 adopt rules to implement the provisions of this paragraph.

15 (h-5) Restrictions on licenses in malls. The Board shall
16 not grant an application to become a licensed video gaming
17 location if the Board determines that granting the application
18 would more likely than not cause a terminal operator,
19 individually or in combination with other terminal operators,
20 licensed video gaming location, or other person or entity, to
21 operate the video gaming terminals in 2 or more licensed video
22 gaming locations as a single video gaming operation.

23 (1) In making determinations under this subsection
24 (h-5), factors to be considered by the Board shall
25 include, but not be limited to, the following:

26 (A) the physical aspects of the location;

1 (B) the ownership, control, or management of the
2 location;

3 (C) any arrangements, understandings, or
4 agreements, written or otherwise, among or involving
5 any persons or entities that involve the conducting of
6 any video gaming business or the sharing of costs or
7 revenues; and

8 (D) the manner in which any terminal operator or
9 other related entity markets, advertises, or otherwise
10 describes any location or locations to any other
11 person or entity or to the public.

12 (2) The Board shall presume, subject to rebuttal, that
13 the granting of an application to become a licensed video
14 gaming location within a mall will cause a terminal
15 operator, individually or in combination with other
16 persons or entities, to operate the video gaming terminals
17 in 2 or more licensed video gaming locations as a single
18 video gaming operation if the Board determines that
19 granting the license would create a local concentration of
20 licensed video gaming locations.

21 For the purposes of this subsection (h-5):

22 "Mall" means a building, or adjoining or connected
23 buildings, containing 4 or more separate locations.

24 "Video gaming operation" means the conducting of video
25 gaming and all related activities.

26 "Location" means a space within a mall containing a

1 separate business, a place for a separate business, or a place
2 subject to a separate leasing arrangement by the mall owner.

3 "Licensed video gaming location" means a licensed
4 establishment, licensed fraternal establishment, licensed
5 veterans establishment, licensed truck stop establishment, or
6 licensed large truck stop.

7 "Local concentration of licensed video gaming locations"
8 means that the combined number of licensed video gaming
9 locations within a mall exceed half of the separate locations
10 within the mall.

11 (i) Undue economic concentration. In addition to
12 considering all other requirements under this Act, in deciding
13 whether to approve the operation of video gaming terminals by
14 a terminal operator in a location, the Board shall consider
15 the impact of any economic concentration of such operation of
16 video gaming terminals. The Board shall not allow a terminal
17 operator to operate video gaming terminals if the Board
18 determines such operation will result in undue economic
19 concentration. For purposes of this Section, "undue economic
20 concentration" means that a terminal operator would have such
21 actual or potential influence over video gaming terminals in
22 Illinois as to:

23 (1) substantially impede or suppress competition among
24 terminal operators;

25 (2) adversely impact the economic stability of the
26 video gaming industry in Illinois; or

1 (3) negatively impact the purposes of the Video Gaming
2 Act.

3 The Board shall adopt rules concerning undue economic
4 concentration with respect to the operation of video gaming
5 terminals in Illinois. The rules shall include, but not be
6 limited to, (i) limitations on the number of video gaming
7 terminals operated by any terminal operator within a defined
8 geographic radius and (ii) guidelines on the discontinuation
9 of operation of any such video gaming terminals the Board
10 determines will cause undue economic concentration.

11 (j) The provisions of the Illinois Antitrust Act are fully
12 and equally applicable to the activities of any licensee under
13 this Act.

14 (Source: P.A. 101-31, eff. 6-28-19.)

15 (230 ILCS 40/27)

16 Sec. 27. Prohibition of video gaming by political
17 subdivision.

18 (a) A municipality may pass an ordinance prohibiting video
19 gaming within the corporate limits of the municipality. A
20 county board may, for the unincorporated area of the county,
21 pass an ordinance prohibiting video gaming within the
22 unincorporated area of the county.

23 (b) On and after July 1, 2022, a qualified fraternal
24 organization that derives its charter from a national
25 fraternal organization and a qualified veterans organization

1 that derives its charter from a national veterans organization
2 shall be eligible to apply to the Board for a license allowing
3 video gaming as a licensed fraternal establishment or a
4 licensed veterans establishment if the proposed fraternal
5 establishment or veterans establishment is located in:

6 (1) a municipality having a population of not more
7 than 1,000,000 that has enacted an ordinance prohibiting
8 video gaming within the corporate limits; or

9 (2) a county having a population of not more than
10 1,000,000 that has enacted an ordinance prohibiting video
11 gaming within the unincorporated area of the county.

12 If the license is granted by the Board, then the licensed
13 fraternal establishment or licensed veterans establishment may
14 operate video gaming terminals pursuant to this Act.

15 (Source: P.A. 96-34, eff. 7-13-09.)

16 (230 ILCS 40/30)

17 Sec. 30. Multiple types of licenses prohibited. A video
18 gaming terminal manufacturer may not be licensed as a video
19 gaming terminal operator or own, manage, or control a licensed
20 establishment, licensed truck stop establishment, licensed
21 large truck stop establishment, licensed fraternal
22 establishment, or licensed veterans establishment, and shall
23 be licensed to sell only to persons having a valid
24 distributor's license or, if the manufacturer also holds a
25 valid distributor's license, to sell, distribute, lease, or

1 market to persons having a valid terminal operator's license.
2 A video gaming terminal distributor may not be licensed as a
3 video gaming terminal operator or own, manage, or control a
4 licensed establishment, licensed truck stop establishment,
5 licensed large truck stop establishment, licensed fraternal
6 establishment, or licensed veterans establishment, and shall
7 only contract with a licensed terminal operator. A video
8 gaming terminal operator may not be licensed as a video gaming
9 terminal manufacturer or distributor or own, manage, or
10 control a licensed establishment, licensed truck stop
11 establishment, licensed large truck stop establishment,
12 licensed fraternal establishment, or licensed veterans
13 establishment, and shall be licensed only to contract with
14 licensed distributors and licensed establishments, licensed
15 truck stop establishments, licensed large truck stop
16 establishments, licensed fraternal establishments, and
17 licensed veterans establishments. An owner or manager of a
18 licensed establishment, licensed truck stop establishment,
19 licensed large truck stop establishment, licensed fraternal
20 establishment, or licensed veterans establishment may not be
21 licensed as a video gaming terminal manufacturer, distributor,
22 or operator, and shall only contract with a licensed operator
23 to place and service this equipment. A sales agent and broker
24 may not be licensed as a manufacturer, distributor, supplier,
25 licensed establishment, licensed fraternal establishment,
26 licensed veterans establishment, licensed truck stop

1 establishment, or licensed large truck stop establishment.

2 (Source: P.A. 101-31, eff. 6-28-19.)

3 (230 ILCS 40/45)

4 Sec. 45. Issuance of license.

5 (a) The burden is upon each applicant to demonstrate his
6 suitability for licensure. Each video gaming terminal
7 manufacturer, distributor, supplier, operator, handler,
8 licensed establishment, licensed truck stop establishment,
9 licensed large truck stop establishment, licensed fraternal
10 establishment, and licensed veterans establishment shall be
11 licensed by the Board. The Board may issue or deny a license
12 under this Act to any person pursuant to the same criteria set
13 forth in Section 9 of the Illinois Gambling Act.

14 (a-5) The Board shall not grant a license to a person who
15 has facilitated, enabled, or participated in the use of
16 coin-operated devices for gambling purposes or who is under
17 the significant influence or control of such a person. For the
18 purposes of this Act, "facilitated, enabled, or participated
19 in the use of coin-operated amusement devices for gambling
20 purposes" means that the person has been convicted of any
21 violation of Article 28 of the Criminal Code of 1961 or the
22 Criminal Code of 2012. If there is pending legal action
23 against a person for any such violation, then the Board shall
24 delay the licensure of that person until the legal action is
25 resolved.

1 (b) Each person seeking and possessing a license as a
2 video gaming terminal manufacturer, distributor, supplier,
3 operator, handler, licensed establishment, licensed truck stop
4 establishment, licensed large truck stop establishment,
5 licensed fraternal establishment, or licensed veterans
6 establishment shall submit to a background investigation
7 conducted by the Board with the assistance of the Illinois
8 State Police or other law enforcement. To the extent that the
9 corporate structure of the applicant allows, the background
10 investigation shall include any or all of the following as the
11 Board deems appropriate or as provided by rule for each
12 category of licensure: (i) each beneficiary of a trust, (ii)
13 each partner of a partnership, (iii) each member of a limited
14 liability company, (iv) each director and officer of a
15 publicly or non-publicly held corporation, (v) each
16 stockholder of a non-publicly held corporation, (vi) each
17 stockholder of 5% or more of a publicly held corporation, or
18 (vii) each stockholder of 5% or more in a parent or subsidiary
19 corporation.

20 (c) Each person seeking and possessing a license as a
21 video gaming terminal manufacturer, distributor, supplier,
22 operator, handler, licensed establishment, licensed truck stop
23 establishment, licensed large truck stop establishment,
24 licensed fraternal establishment, or licensed veterans
25 establishment shall disclose the identity of every person,
26 association, trust, corporation, or limited liability company

1 having a greater than 1% direct or indirect pecuniary interest
2 in the video gaming terminal operation for which the license
3 is sought. If the disclosed entity is a trust, the application
4 shall disclose the names and addresses of the beneficiaries;
5 if a corporation, the names and addresses of all stockholders
6 and directors; if a limited liability company, the names and
7 addresses of all members; or if a partnership, the names and
8 addresses of all partners, both general and limited.

9 (d) No person may be licensed as a video gaming terminal
10 manufacturer, distributor, supplier, operator, handler,
11 licensed establishment, licensed truck stop establishment,
12 licensed large truck stop establishment, licensed fraternal
13 establishment, or licensed veterans establishment if that
14 person has been found by the Board to:

15 (1) have a background, including a criminal record,
16 reputation, habits, social or business associations, or
17 prior activities that pose a threat to the public
18 interests of the State or to the security and integrity of
19 video gaming;

20 (2) create or enhance the dangers of unsuitable,
21 unfair, or illegal practices, methods, and activities in
22 the conduct of video gaming; or

23 (3) present questionable business practices and
24 financial arrangements incidental to the conduct of video
25 gaming activities.

26 (e) Any applicant for any license under this Act has the

1 burden of proving his or her qualifications to the
 2 satisfaction of the Board. The Board may adopt rules to
 3 establish additional qualifications and requirements to
 4 preserve the integrity and security of video gaming in this
 5 State.

6 (f) A non-refundable application fee shall be paid at the
 7 time an application for a license is filed with the Board in
 8 the following amounts:

- 9 (1) Manufacturer \$5,000
- 10 (2) Distributor..... \$5,000
- 11 (3) Terminal operator \$5,000
- 12 (4) Supplier \$2,500
- 13 (5) Technician \$100
- 14 (6) Terminal Handler \$100
- 15 (7) Licensed establishment, licensed truck stop
 16 establishment, licensed large truck stop establishment,
 17 licensed fraternal establishment, or licensed
 18 veterans establishment \$100
- 19 (8) Sales agent and broker \$100

20 (g) The Board shall establish an annual fee for each
 21 license not to exceed the following:

- 22 (1) Manufacturer \$10,000
- 23 (2) Distributor..... \$10,000
- 24 (3) Terminal operator \$5,000
- 25 (4) Supplier \$2,000
- 26 (5) Technician \$100

- 1 (6) Licensed establishment, licensed truck stop
- 2 establishment, licensed large truck stop establishment,
- 3 licensed fraternal establishment, or licensed
- 4 veterans establishment \$100
- 5 (7) Video gaming terminal \$100
- 6 (8) Terminal Handler \$100
- 7 (9) Sales agent and broker \$100

8 (h) A terminal operator and a licensed establishment,
 9 licensed truck stop establishment, licensed large truck stop
 10 establishment, licensed fraternal establishment, or licensed
 11 veterans establishment shall equally split the fees specified
 12 in item (7) of subsection (g).

13 (Source: P.A. 101-31, eff. 6-28-19; 102-538, eff. 8-20-21.)

14 (230 ILCS 40/50)

15 Sec. 50. Distribution of license fees.

16 (a) All fees collected under Section 45 shall be deposited
 17 into the State Gaming Fund.

18 (b) Fees collected under Section 45 shall be used as
 19 follows:

20 (1) Twenty-five percent shall be paid, subject to
 21 appropriation by the General Assembly, to the Department
 22 of Human Services for administration of programs for the
 23 treatment of compulsive gambling.

24 (2) Seventy-five percent shall be used for the
 25 administration of this Act.

1 (c) All initial terminal handler, technician, sales agent
2 and broker, licensed establishment, licensed truck stop
3 establishment, licensed large truck establishment, licensed
4 fraternal establishment, and licensed fraternal establishment
5 licenses issued by the Board under this Act shall be issued for
6 2 years and are renewable for additional 2-year periods
7 ~~annually~~ unless sooner cancelled or terminated. Except as
8 provided by Section 8.1 of the Illinois Gambling Act, all
9 initial manufacturer, distributor, supplier, and terminal
10 operator licenses issued by the Board under this Act shall be
11 issued for 4 years and are renewable for additional 4-year
12 periods unless sooner cancelled or terminated. No license
13 issued under this Act is transferable or assignable.

14 (Source: P.A. 96-34, eff. 7-13-09; 96-37, eff. 7-13-09.)

15 (230 ILCS 40/65)

16 Sec. 65. Fees. ~~A Except as provided in this Section, a~~
17 non-home rule unit of government may not impose any fee for the
18 operation of a video gaming terminal in excess of \$250 ~~\$25~~ per
19 year. ~~The City of Rockford may not impose any fee for the~~
20 ~~operation of a video gaming terminal in excess of \$250 per~~
21 ~~year.~~

22 The cost of any fee imposed under this Act by any home rule
23 unit of government or non-home rule unit of government shall
24 be shared equally between the terminal operator and the
25 applicable licensed establishment, licensed veterans

1 establishment, licensed truck stop establishment, licensed
2 large truck stop establishment, or licensed fraternal
3 establishment under this Act.

4 (Source: P.A. 101-337, eff. 1-1-20.)

5 (230 ILCS 40/90 new)

6 Sec. 90. Regulation by State.

7 (a) The licensure, registration, and regulation of
8 manufacturers, distributors, terminal operators, licensed
9 technicians, licensed terminal handlers, licensed
10 establishments, licensed veterans establishments, licensed
11 truck stop establishments, licensed large truck stop
12 establishments, and licensed fraternal establishments under
13 this Act, and the imposition of fees and other charges under
14 this Act in connection with such licensure, registration, and
15 regulation, are powers and functions of the State. No non-home
16 rule unit may license, register, or otherwise regulate, or
17 impose any type of fee or any other charge upon, a
18 manufacturer, distributor, terminal operator, licensed
19 technician, licensed terminal handler, licensed establishment,
20 licensed veterans establishment, licensed truck stop
21 establishment, licensed large truck stop establishment, or
22 licensed fraternal establishment.

23 (b) The licensure, registration, and regulation of video
24 gaming terminals under this Act are powers and functions of
25 the State. No non-home rule unit may license, register, or

1 otherwise regulate video gaming terminals.

2 (c) No home rule municipality or non-home rule unit may
3 impose any type of tax upon a: (i) manufacturer, distributor,
4 terminal operator, licensed technician, licensed terminal
5 handler, licensed establishment, licensed veterans
6 establishment, licensed truck stop establishment, licensed
7 large truck stop establishment, or licensed fraternal
8 establishment or their respective authorized activities under
9 this Act; (ii) video gaming terminal; (iii) user or player of
10 any video gaming terminals; or (iv) other use, play, or
11 operation of video gaming terminals authorized under this Act
12 by any person or entity. This subsection (c) is a denial and
13 limitation of home rule powers and functions under subsection
14 (g) of Section 6 of Article VII of the Illinois Constitution.

15 (d) Any home rule municipality that has adopted an
16 ordinance imposing an amusement tax on persons who participate
17 in the playing of video gaming terminals before November 1,
18 2021 may continue to impose such amusement tax pursuant to
19 such ordinance but shall not increase, expand, or extend the
20 tax or tax rate on such persons participating in playing video
21 gaming terminals in excess of that tax or rate set forth in
22 such ordinance and shall not otherwise impose any other tax
23 upon any entity or person identified in subsection (c). This
24 subsection (d) is a denial and limitation of home rule powers
25 and functions under subsection (g) of Section 6 of Article VII
26 of the Illinois Constitution.

1 Section 35. The Sports Wagering Act is amended by changing
2 Sections 25-10, 25-15, 25-25, 25-30, 25-35, 25-40, and 25-50
3 as follows:

4 (230 ILCS 45/25-10)

5 Sec. 25-10. Definitions. As used in this Act:

6 "Adjusted gross sports wagering receipts" means a master
7 sports wagering licensee's gross sports wagering receipts,
8 less winnings paid to wagerers in such games.

9 "Athlete" means any current or former professional athlete
10 or collegiate athlete.

11 "Board" means the Illinois Gaming Board.

12 "Covered persons" includes athletes; umpires, referees,
13 and officials; personnel associated with clubs, teams,
14 leagues, and athletic associations; medical professionals
15 (including athletic trainers) who provide services to athletes
16 and players; and the family members and associates of these
17 persons where required to serve the purposes of this Act.

18 "Department" means the Department of the Lottery.

19 "Gaming facility" means a facility at which gambling
20 operations are conducted under the Illinois Gambling Act,
21 pari-mutuel wagering is conducted under the Illinois Horse
22 Racing Act of 1975, or sports wagering is conducted under this
23 Act.

24 "Official league data" means statistics, results,

1 outcomes, and other data related to a sports event obtained
2 pursuant to an agreement with the relevant sports governing
3 body, or an entity expressly authorized by the sports
4 governing body to provide such information to licensees, that
5 authorizes the use of such data for determining the outcome of
6 tier 2 sports wagers on such sports events.

7 "Organization licensee" has the meaning given to that term
8 in the Illinois Horse Racing Act of 1975.

9 "Owners licensee" means the holder of an owners license
10 under the Illinois Gambling Act.

11 "Person" means an individual, partnership, committee,
12 association, corporation, or any other organization or group
13 of persons.

14 "Personal biometric data" means an athlete's information
15 derived from DNA, heart rate, blood pressure, perspiration
16 rate, internal or external body temperature, hormone levels,
17 glucose levels, hydration levels, vitamin levels, bone
18 density, muscle density, and sleep patterns.

19 "Prohibited conduct" includes any statement, action, and
20 other communication intended to influence, manipulate, or
21 control a betting outcome of a sporting contest or of any
22 individual occurrence or performance in a sporting contest in
23 exchange for financial gain or to avoid financial or physical
24 harm. "Prohibited conduct" includes statements, actions, and
25 communications made to a covered person by a third party, such
26 as a family member or through social media. "Prohibited

1 conduct" does not include statements, actions, or
2 communications made or sanctioned by a team or sports
3 governing body.

4 "Qualified applicant" means an applicant for a license
5 under this Act whose application meets the mandatory minimum
6 qualification criteria as required by the Board.

7 "Sporting contest" means a sports event or game on which
8 the State allows sports wagering to occur under this Act.

9 "Sports event" means a professional sport or athletic
10 event, a collegiate sport or athletic event, a motor race
11 event, or any other event or competition of relative skill
12 authorized by the Board under this Act.

13 "Sports facility" means a facility that hosts sports
14 events and holds a seating capacity greater than 17,000
15 persons, except in a municipality with a population of more
16 than 1,000,000, a seating capacity greater than 10,000
17 persons.

18 "Sports governing body" means the organization that
19 prescribes final rules and enforces codes of conduct with
20 respect to a sports event and participants therein.

21 "Sports wagering" means accepting wagers on sports events
22 or portions of sports events, or on the individual performance
23 statistics of athletes in a sports event or combination of
24 sports events, by any system or method of wagering, including,
25 but not limited to, in person or over the Internet through
26 websites and on mobile devices. "Sports wagering" includes,

1 but is not limited to, single-game bets, teaser bets, parlays,
2 over-under, moneyline, pools, exchange wagering, in-game
3 wagering, in-play bets, proposition bets, and straight bets.

4 "Sports wagering account" means a financial record
5 established by a master sports wagering licensee for an
6 individual patron in which the patron may deposit and withdraw
7 funds for sports wagering and other authorized purchases and
8 to which the master sports wagering licensee may credit
9 winnings or other amounts due to that patron or authorized by
10 that patron.

11 "Tier 1 sports wager" means a sports wager that is
12 determined solely by the final score or final outcome of the
13 sports event and is placed before the sports event has begun.

14 "Tier 2 sports wager" means a sports wager that is not a
15 tier 1 sports wager.

16 "Wager" means a sum of money or thing of value risked on an
17 uncertain occurrence.

18 "Winning bidder" means a qualified applicant for a master
19 sports wagering license chosen through the competitive
20 selection process under Section 25-45.

21 (Source: P.A. 101-31, eff. 6-28-19.)

22 (230 ILCS 45/25-15)

23 Sec. 25-15. Board duties and powers.

24 (a) Except for sports wagering conducted under Section
25 25-70, the Board shall have the authority to regulate the

1 conduct of sports wagering under this Act.

2 (b) The Board may adopt any rules the Board considers
3 necessary for the successful implementation, administration,
4 and enforcement of this Act, except for Section 25-70. Rules
5 proposed by the Board may be adopted as emergency rules
6 pursuant to Section 5-45 of the Illinois Administrative
7 Procedure Act.

8 (c) The Board shall levy and collect all fees, surcharges,
9 civil penalties, and monthly taxes on adjusted gross sports
10 wagering receipts imposed by this Act and deposit all moneys
11 into the Sports Wagering Fund, except as otherwise provided
12 under this Act.

13 (d) The Board may exercise any other powers necessary to
14 enforce the provisions of this Act that it regulates and the
15 rules of the Board.

16 (e) The Board shall adopt rules for a license to be
17 employed by a master sports wagering licensee when the
18 employee works in a designated gaming area that has sports
19 wagering or performs duties in furtherance of or associated
20 with the operation of sports wagering by the master sports
21 wagering licensee (occupational license), which shall require
22 an annual license fee of \$250. However, occupational licenses
23 issued under the Illinois Gambling Act for employees of an
24 owners license or organization gaming licensee, once granted,
25 are considered equivalent licenses to work in sports wagering
26 positions located at the same gaming facility. License fees

1 shall be deposited into the State Gaming Fund and used for the
2 administration of this Act.

3 (f) The Board may require that licensees share, in real
4 time and at the sports wagering account level, information
5 regarding a wagerer, amount and type of wager, the time the
6 wager was placed, the location of the wager, including the
7 Internet protocol address, if applicable, the outcome of the
8 wager, and records of abnormal wagering activity. Information
9 shared under this subsection (f) must be submitted in the form
10 and manner as required by rule. If a sports governing body has
11 notified the Board that real-time information sharing for
12 wagers placed on its sports events is necessary and desirable,
13 licensees may share the same information in the form and
14 manner required by the Board by rule with the sports governing
15 body or its designee with respect to wagers on its sports
16 events subject to applicable federal, State, or local laws or
17 regulations, including, without limitation, privacy laws and
18 regulations. Such information may be provided in anonymized
19 form and may be used by a sports governing body solely for
20 integrity purposes. For purposes of this subsection (f),
21 "real-time" means a commercially reasonable periodic interval.

22 (g) A master sports wagering licensee, professional sports
23 team, league, or association, sports governing body, or
24 institution of higher education may submit to the Board in
25 writing a request to prohibit a type or form of wagering if the
26 master sports wagering licensee, professional sports team,

1 league, or association, sports governing body, or institution
2 of higher education believes that such wagering by type or
3 form is contrary to public policy, unfair to consumers, or
4 affects the integrity of a particular sport or the sports
5 betting industry. The Board shall grant the request upon a
6 demonstration of good cause from the requester and
7 consultation with licensees. The Board shall respond to a
8 request pursuant to this subsection (g) concerning a
9 particular event before the start of the event or, if it is not
10 feasible to respond before the start of the event, as soon as
11 practicable.

12 (h) The Board and master sports wagering licensees may
13 cooperate with investigations conducted by sports governing
14 bodies or law enforcement agencies, including, but not limited
15 to, providing and facilitating the provision of account-level
16 betting information and audio or video files relating to
17 persons placing wagers.

18 (i) A master sports wagering licensee shall make
19 commercially reasonable efforts to promptly notify the Board
20 any information relating to:

21 (1) criminal or disciplinary proceedings commenced
22 against the master sports wagering licensee in connection
23 with its operations;

24 (2) abnormal wagering activity or patterns that may
25 indicate a concern with the integrity of a sports event or
26 sports events;

1 (3) any potential breach of the relevant sports
2 governing body's internal rules and codes of conduct
3 pertaining to sports wagering that a licensee has
4 knowledge of;

5 (4) any other conduct that corrupts a wagering outcome
6 of a sports event or sports events for purposes of
7 financial gain, including match fixing; and

8 (5) suspicious or illegal wagering activities,
9 including use of funds derived from illegal activity,
10 wagers to conceal or launder funds derived from illegal
11 activity, using agents to place wagers, and using false
12 identification.

13 A master sports wagering licensee shall also make
14 commercially reasonable efforts to promptly report information
15 relating to conduct described in paragraphs (2), (3), and (4)
16 of this subsection (i) to the relevant sports governing body.
17 (Source: P.A. 101-31, eff. 6-28-19.)

18 (230 ILCS 45/25-25)

19 Sec. 25-25. Sports wagering authorized.

20 (a) Notwithstanding any provision of law to the contrary,
21 the operation of sports wagering is only lawful when conducted
22 in accordance with the provisions of this Act and the rules of
23 the Illinois Gaming Board and the Department of the Lottery.

24 (b) A person placing a wager under this Act shall be at
25 least 21 years of age.

1 (c) A licensee under this Act may not accept a wager on a
2 minor league sports event.

3 (d) Except as otherwise provided in this Section, a ~~A~~
4 licensee under this Act may not accept a wager for a sports
5 event involving an Illinois collegiate team.

6 (d-5) Beginning on the effective date of this amendatory
7 Act of the 102nd General Assembly until July 1, 2023, a
8 licensee under this Act may accept a wager for a sports event
9 involving an Illinois collegiate team if:

10 (1) the wager is a tier 1 wager;

11 (2) the wager is not related to an individual
12 athlete's performance; and

13 (3) the wager is made in person instead of over the
14 Internet or through a mobile application.

15 (e) A licensee under this Act may only accept a wager from
16 a person physically located in the State.

17 (f) Master sports wagering licensees may use any data
18 source for determining the results of all tier 1 sports
19 wagers.

20 (g) A sports governing body headquartered in the United
21 States may notify the Board that it desires to supply official
22 league data to master sports wagering licensees for
23 determining the results of tier 2 sports wagers. Such
24 notification shall be made in the form and manner as the Board
25 may require. If a sports governing body does not notify the
26 Board of its desire to supply official league data, a master

1 sports wagering licensee may use any data source for
2 determining the results of any and all tier 2 sports wagers on
3 sports contests for that sports governing body.

4 Within 30 days of a sports governing body notifying the
5 Board, master sports wagering licensees shall use only
6 official league data to determine the results of tier 2 sports
7 wagers on sports events sanctioned by that sports governing
8 body, unless: (1) the sports governing body or designee cannot
9 provide a feed of official league data to determine the
10 results of a particular type of tier 2 sports wager, in which
11 case master sports wagering licensees may use any data source
12 for determining the results of the applicable tier 2 sports
13 wager until such time as such data feed becomes available on
14 commercially reasonable terms; or (2) a master sports wagering
15 licensee can demonstrate to the Board that the sports
16 governing body or its designee cannot provide a feed of
17 official league data to the master sports wagering licensee on
18 commercially reasonable terms. During the pendency of the
19 Board's determination, such master sports wagering licensee
20 may use any data source for determining the results of any and
21 all tier 2 sports wagers.

22 (h) A licensee under this Act may not accept wagers on a
23 kindergarten through 12th grade sports event.

24 (Source: P.A. 101-31, eff. 6-28-19.)

25 (230 ILCS 45/25-30)

1 Sec. 25-30. Master sports wagering license issued to an
2 organization licensee.

3 (a) An organization licensee may apply to the Board for a
4 master sports wagering license. To the extent permitted by
5 federal and State law, the Board shall actively seek to
6 achieve racial, ethnic, and geographic diversity when issuing
7 master sports wagering licenses to organization licensees and
8 encourage minority-owned businesses, women-owned businesses,
9 veteran-owned businesses, and businesses owned by persons with
10 disabilities to apply for licensure. Additionally, the report
11 published under subsection (m) of Section 25-45 shall impact
12 the issuance of the master sports wagering license to the
13 extent permitted by federal and State law.

14 For the purposes of this subsection (a), "minority-owned
15 business", "women-owned business", and "business owned by
16 persons with disabilities" have the meanings given to those
17 terms in Section 2 of the Business Enterprise for Minorities,
18 Women, and Persons with Disabilities Act.

19 (b) Except as otherwise provided in this subsection (b),
20 the initial license fee for a master sports wagering license
21 for an organization licensee is 5% of its handle from the
22 preceding calendar year or the lowest amount that is required
23 to be paid as an initial license fee by an owners licensee
24 under subsection (b) of Section 25-35, whichever is greater.
25 No initial license fee shall exceed \$10,000,000. An
26 organization licensee licensed on the effective date of this

1 Act shall pay the initial master sports wagering license fee
2 by July 1, 2021. For an organization licensee licensed after
3 the effective date of this Act, the master sports wagering
4 license fee shall be \$5,000,000, but the amount shall be
5 adjusted 12 months after the organization licensee begins
6 racing operations based on 5% of its handle from the first 12
7 months of racing operations. The master sports wagering
8 license is valid for 4 years.

9 (c) The organization licensee may renew the master sports
10 wagering license for a period of 4 years by paying a \$1,000,000
11 renewal fee to the Board.

12 (d) An organization licensee issued a master sports
13 wagering license may conduct sports wagering:

14 (1) at its facility at which inter-track wagering is
15 conducted pursuant to an inter-track wagering license
16 under the Illinois Horse Racing Act of 1975;

17 (2) at 3 inter-track wagering locations if the
18 inter-track wagering location licensee from which it
19 derives its license is an organization licensee that is
20 issued a master sports wagering license; and

21 (3) over the Internet or through a mobile application.

22 (e) The sports wagering offered over the Internet or
23 through a mobile application shall only be offered under
24 either the same brand as the organization licensee is
25 operating under or a brand owned by a direct or indirect
26 holding company that owns at least an 80% interest in that

1 organization licensee on the effective date of this Act.

2 (f) Until issuance of the first license under Section
3 25-45 or March 5, 2022, whichever occurs first, an individual
4 must create a sports wagering account in person at a facility
5 under paragraph (1) or (2) of subsection (d) to participate in
6 sports wagering offered over the Internet or through a mobile
7 application.

8 (Source: P.A. 101-31, eff. 6-28-19; 101-648, eff. 6-30-20.)

9 (230 ILCS 45/25-35)

10 Sec. 25-35. Master sports wagering license issued to an
11 owners licensee.

12 (a) An owners licensee may apply to the Board for a master
13 sports wagering license. To the extent permitted by federal
14 and State law, the Board shall actively seek to achieve
15 racial, ethnic, and geographic diversity when issuing master
16 sports wagering licenses to owners licensees and encourage
17 minority-owned businesses, women-owned businesses,
18 veteran-owned businesses, and businesses owned by persons with
19 disabilities to apply for licensure. Additionally, the report
20 published under subsection (m) of Section 25-45 shall impact
21 the issuance of the master sports wagering license to the
22 extent permitted by federal and State law.

23 For the purposes of this subsection (a), "minority-owned
24 business", "women-owned business", and "business owned by
25 persons with disabilities" have the meanings given to those

1 terms in Section 2 of the Business Enterprise for Minorities,
2 Women, and Persons with Disabilities Act.

3 (b) Except as otherwise provided in subsection (b-5), the
4 initial license fee for a master sports wagering license for
5 an owners licensee is 5% of its adjusted gross receipts from
6 the preceding calendar year. No initial license fee shall
7 exceed \$10,000,000. An owners licensee licensed on the
8 effective date of this Act shall pay the initial master sports
9 wagering license fee by July 1, 2021. The master sports
10 wagering license is valid for 4 years.

11 (b-5) For an owners licensee licensed after the effective
12 date of this Act, the master sports wagering license fee shall
13 be \$5,000,000, but the amount shall be adjusted 12 months
14 after the owners licensee begins gambling operations under the
15 Illinois Gambling Act based on 5% of its adjusted gross
16 receipts from the first 12 months of gambling operations. The
17 master sports wagering license is valid for 4 years.

18 (c) The owners licensee may renew the master sports
19 wagering license for a period of 4 years by paying a \$1,000,000
20 renewal fee to the Board.

21 (d) An owners licensee issued a master sports wagering
22 license may conduct sports wagering:

23 (1) at its facility in this State that is authorized
24 to conduct gambling operations under the Illinois Gambling
25 Act; and

26 (2) over the Internet or through a mobile application.

1 (e) The sports wagering offered over the Internet or
2 through a mobile application shall only be offered under
3 either the same brand as the owners licensee is operating
4 under or a brand owned by a direct or indirect holding company
5 that owns at least an 80% interest in that owners licensee on
6 the effective date of this Act.

7 (f) Until issuance of the first license under Section
8 25-45 or March 5, 2022, whichever occurs first, an individual
9 must create a sports wagering account in person at a facility
10 under paragraph (1) of subsection (d) to participate in sports
11 wagering offered over the Internet or through a mobile
12 application.

13 (Source: P.A. 101-31, eff. 6-28-19; 101-648, eff. 6-30-20.)

14 (230 ILCS 45/25-40)

15 Sec. 25-40. Master sports wagering license issued to a
16 sports facility.

17 (a) As used in this Section, "designee" means a master
18 sports wagering licensee under Section 25-30, 25-35, or 25-45
19 or a management services provider licensee.

20 (b) A sports facility or a designee contracted to operate
21 sports wagering at or within a 5-block radius of the sports
22 facility may apply to the Board for a master sports wagering
23 license. To the extent permitted by federal and State law, the
24 Board shall actively seek to achieve racial, ethnic, and
25 geographic diversity when issuing master sports wagering

1 licenses to sports facilities or their designees and encourage
2 minority-owned businesses, women-owned businesses,
3 veteran-owned businesses, and businesses owned by persons with
4 disabilities to apply for licensure. Additionally, the report
5 published under subsection (m) of Section 25-45 shall impact
6 the issuance of the master sports wagering license to the
7 extent permitted by federal and State law.

8 For the purposes of this subsection (b), "minority-owned
9 business", "women-owned business", and "business owned by
10 persons with disabilities" have the meanings given to those
11 terms in Section 2 of the Business Enterprise for Minorities,
12 Women, and Persons with Disabilities Act.

13 (c) The Board may issue up to 7 master sports wagering
14 licenses to sports facilities or their designees that meet the
15 requirements for licensure as determined by rule by the Board.
16 If more than 7 qualified applicants apply for a master sports
17 wagering license under this Section, the licenses shall be
18 granted in the order in which the applications were received.
19 If a license is denied, revoked, or not renewed, the Board may
20 begin a new application process and issue a license under this
21 Section in the order in which the application was received.

22 (d) The initial license fee for a master sports wagering
23 license for a sports facility is \$10,000,000. The master
24 sports wagering license is valid for 4 years.

25 (e) The sports facility or its designee may renew the
26 master sports wagering license for a period of 4 years by

1 paying a \$1,000,000 renewal fee to the Board.

2 (f) A sports facility or its designee issued a master
3 sports wagering license may conduct sports wagering at or
4 within a 5-block radius of the sports facility.

5 (g) A sports facility or its designee issued a master
6 sports wagering license may conduct sports wagering over the
7 Internet within the sports facility or within a 5-block radius
8 of the sports facility.

9 (h) The sports wagering offered by a sports facility or
10 its designee over the Internet or through a mobile application
11 shall be offered under the same brand as the sports facility is
12 operating under, the brand the designee is operating under, or
13 a combination thereof.

14 (i) Until issuance of the first license under Section
15 25-45 or March 5, 2022, whichever occurs first, an individual
16 must register in person at a sports facility or the designee's
17 facility to participate in sports wagering offered over the
18 Internet or through a mobile application.

19 (Source: P.A. 101-31, eff. 6-28-19.)

20 (230 ILCS 45/25-50)

21 Sec. 25-50. Supplier license.

22 (a) The Board may issue a supplier license to a person to
23 sell or lease sports wagering equipment, systems, or other
24 gaming items to conduct sports wagering and offer services
25 related to the equipment or other gaming items and data to a

1 master sports wagering licensee while the license is active.

2 (b) The Board may adopt rules establishing additional
3 requirements for a supplier and any system or other equipment
4 utilized for sports wagering. The Board may accept licensing
5 by another jurisdiction that it specifically determines to
6 have similar licensing requirements as evidence the applicant
7 meets supplier licensing requirements.

8 (c) An applicant for a supplier license shall demonstrate
9 that the equipment, system, or services that the applicant
10 plans to offer to the master sports wagering licensee conforms
11 to standards established by the Board and applicable State
12 law. The Board may accept approval by another jurisdiction
13 that it specifically determines have similar equipment
14 standards as evidence the applicant meets the standards
15 established by the Board and applicable State law.

16 (d) Applicants shall pay to the Board a nonrefundable
17 license and application fee in the amount of \$150,000. Except
18 as provided by Section 8.1 of the Illinois Gambling Act, the
19 initial supplier license shall be issued for 4 years unless
20 sooner canceled or terminated. After the initial period 4-year
21 term, the Board shall renew supplier licenses for additional
22 4-year periods unless sooner canceled or terminated annually
23 thereafter. Renewal of a supplier license shall be granted to
24 a renewal applicant who has continued to comply with all
25 applicable statutory and regulatory requirements, ~~upon~~
26 ~~submission of the Board issued renewal form and payment of a~~

1 ~~\$150,000 renewal fee.~~ Beginning 4 years after issuance of the
2 initial supplier license, a holder of a supplier license shall
3 pay a \$150,000 annual license fee.

4 (e) A supplier shall submit to the Board a list of all
5 sports wagering equipment and services sold, delivered, or
6 offered to a master sports wagering licensee in this State, as
7 required by the Board, all of which must be tested and approved
8 by an independent testing laboratory approved by the Board. A
9 master sports wagering licensee may continue to use supplies
10 acquired from a licensed supplier, even if a supplier's
11 license expires or is otherwise canceled, unless the Board
12 finds a defect in the supplies.

13 (Source: P.A. 101-31, eff. 6-28-19.)

14 Section 97. Severability. The provisions of this Act are
15 severable under Section 1.31 of the Statute on Statutes.

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.