



Sen. Terry Link

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1 AMENDMENT TO SENATE BILL 3827

2 AMENDMENT NO. _____. Amend Senate Bill 3827 by replacing
3 everything after the enacting clause with the following:

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

7 (230 ILCS 5/9) (from Ch. 8, par. 37-9)

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

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

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

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

24 Notwithstanding any provision of law to the contrary, it
25 shall be lawful for any licensee to operate pari-mutuel
26 wagering or contract with the Department of Agriculture to

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

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

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

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

1 enforcement thereof.

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

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

25 (g) The Board may require that the records, including
26 financial or other statements of any licensee or any person

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

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

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

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

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

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

24 (l) The Board is vested with the power to impose civil
25 penalties of up to \$5,000 against an individual and up to
26 \$10,000 against a licensee for each violation of any provision

1 of this Act, any rules adopted by the Board, any order of the
2 Board or any other action which, in the Board's discretion, is
3 a detriment or impediment to horse racing or wagering. All such
4 civil penalties shall be deposited into the Horse Racing Fund.

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

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

25 (o) Whenever the Board is authorized or required by law to
26 consider some aspect of criminal history record information for

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

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

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

15 (230 ILCS 5/15.1) (from Ch. 8, par. 37-15.1)

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

1 ~~provisions of the "State Officers and Employees Money~~
2 ~~Disposition Act", approved June 9, 1911, as amended.~~

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

4 (230 ILCS 5/18) (from Ch. 8, par. 37-18)

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

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

24 (c) Sections 11-42-1, 11-42-5, and 11-54-1 of the "Illinois
25 Municipal Code," approved May 29, 1961, as now or hereafter

1 amended, shall not apply to any license under this Act.

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

3 (230 ILCS 5/26) (from Ch. 8, par. 37-26)

4 Sec. 26. Wagering.

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

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

25 (b-5) An individual may place a wager under the pari-mutuel

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

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

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

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

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

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

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

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

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

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

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

23 Notwithstanding any other provision of this Act, for a
24 period of one year ~~3 years~~ after the effective date of this
25 amendatory Act of the 97th General Assembly ~~this amendatory Act~~
26 ~~of the 96th General Assembly~~, an organization licensee may

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

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

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

1 non-host licensee and its affiliated non-host licensees
2 receiving the simulcast.

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

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

1 to the provisions of subparagraph (B) of paragraph (11) of
2 subsection (h) of Section 26 of this Act.

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

14 (5) After the payment of the interstate commission fee
15 (except for the interstate commission fee on a supplemental
16 interstate simulcast, which shall be paid by the host track
17 and by each non-host licensee through the host-track) and
18 all applicable State and local taxes, except as provided in
19 subsection (g) of Section 27 of this Act, the remainder of
20 moneys retained from simulcast wagering pursuant to this
21 subsection (g), and Section 26.2 shall be divided as
22 follows:

23 (A) For interstate simulcast wagers made at a host
24 track, 50% to the host track and 50% to purses at the
25 host track.

26 (B) For wagers placed on interstate simulcast

1 races, supplemental simulcasts as defined in
2 subparagraphs (1) and (2), and separately pooled races
3 conducted outside of the State of Illinois made at a
4 non-host licensee, 25% to the host track, 25% to the
5 non-host licensee, and 50% to the purses at the host
6 track.

7 (6) Notwithstanding any provision in this Act to the
8 contrary, non-host licensees who derive their licenses
9 from a track located in a county with a population in
10 excess of 230,000 and that borders the Mississippi River
11 may receive supplemental interstate simulcast races at all
12 times subject to Board approval, which shall be withheld
13 only upon a finding that a supplemental interstate
14 simulcast is clearly adverse to the integrity of racing.

15 (7) Notwithstanding any provision of this Act to the
16 contrary, after payment of all applicable State and local
17 taxes and interstate commission fees, non-host licensees
18 who derive their licenses from a track located in a county
19 with a population in excess of 230,000 and that borders the
20 Mississippi River shall retain 50% of the retention from
21 interstate simulcast wagers and shall pay 50% to purses at
22 the track from which the non-host licensee derives its
23 license as follows:

24 (A) Between January 1 and the third Friday in
25 February, inclusive, if no live thoroughbred racing is
26 occurring in Illinois during this period, when the

1 interstate simulcast is a standardbred race, the purse
2 share to its standardbred purse account;

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

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

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

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

26 (7.1) Notwithstanding any other provision of this Act

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

8 (A) If the licensee that conducts horse racing at
9 that racetrack requests from the Board at least as many
10 racing dates as were conducted in calendar year 2000,
11 80% shall be paid to its thoroughbred purse account;
12 and

13 (B) Twenty percent shall be deposited into the
14 Illinois Colt Stakes Purse Distribution Fund and shall
15 be paid to purses for standardbred races for Illinois
16 conceived and foaled horses conducted at any county
17 fairgrounds. The moneys deposited into the Fund
18 pursuant to this subparagraph (B) shall be deposited
19 within 2 weeks after the day they were generated, shall
20 be in addition to and not in lieu of any other moneys
21 paid to standardbred purses under this Act, and shall
22 not be commingled with other moneys paid into that
23 Fund. The moneys deposited pursuant to this
24 subparagraph (B) shall be allocated as provided by the
25 Department of Agriculture, with the advice and
26 assistance of the Illinois Standardbred Breeders Fund

1 Advisory Board.

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

11 (A) If the licensee that conducts horse racing at
12 that racetrack requests from the Board at least as many
13 racing dates as were conducted in calendar year 2000,
14 80% shall be deposited into its standardbred purse
15 account; and

16 (B) Twenty percent shall be deposited into the
17 Illinois Colt Stakes Purse Distribution Fund. Moneys
18 deposited into the Illinois Colt Stakes Purse
19 Distribution Fund pursuant to this subparagraph (B)
20 shall be paid to Illinois conceived and foaled
21 thoroughbred breeders' programs and to thoroughbred
22 purses for races conducted at any county fairgrounds
23 for Illinois conceived and foaled horses at the
24 discretion of the Department of Agriculture, with the
25 advice and assistance of the Illinois Thoroughbred
26 Breeders Fund Advisory Board. The moneys deposited

1 into the Illinois Colt Stakes Purse Distribution Fund
2 pursuant to this subparagraph (B) shall be deposited
3 within 2 weeks after the day they were generated, shall
4 be in addition to and not in lieu of any other moneys
5 paid to thoroughbred purses under this Act, and shall
6 not be commingled with other moneys deposited into that
7 Fund.

8 (7.3) If no live standardbred racing is conducted at a
9 racetrack located in Madison County in calendar year 2000
10 or 2001, an organization licensee who is licensed to
11 conduct horse racing at that racetrack shall, before
12 January 1, 2002, pay all moneys derived from simulcast
13 wagering and inter-track wagering in calendar years 2000
14 and 2001 and paid into the licensee's standardbred purse
15 account as follows:

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

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

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

25 Moneys paid into the Illinois Colt Stakes Purse
26 Distribution Fund pursuant to this paragraph (7.3) shall be

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

11 (7.4) If live standardbred racing is conducted at a
12 racetrack located in Madison County at any time in calendar
13 year 2001 before the payment required under paragraph (7.3)
14 has been made, the organization licensee who is licensed to
15 conduct racing at that racetrack shall pay all moneys
16 derived by that racetrack from simulcast wagering and
17 inter-track wagering during calendar years 2000 and 2001
18 that (1) are to be used for purses and (2) are generated
19 between the hours of 6:30 p.m. and 6:30 a.m. during 2000 or
20 2001 to the standardbred purse account at that racetrack to
21 be used for standardbred purses.

22 (8) Notwithstanding any provision in this Act to the
23 contrary, an organization licensee from a track located in
24 a county with a population in excess of 230,000 and that
25 borders the Mississippi River and its affiliated non-host
26 licensees shall not be entitled to share in any retention

1 generated on racing, inter-track wagering, or simulcast
2 wagering at any other Illinois wagering facility.

3 (8.1) Notwithstanding any provisions in this Act to the
4 contrary, if 2 organization licensees are conducting
5 standardbred race meetings concurrently between the hours
6 of 6:30 p.m. and 6:30 a.m., after payment of all applicable
7 State and local taxes and interstate commission fees, the
8 remainder of the amount retained from simulcast wagering
9 otherwise attributable to the host track and to host track
10 purses shall be split daily between the 2 organization
11 licensees and the purses at the tracks of the 2
12 organization licensees, respectively, based on each
13 organization licensee's share of the total live handle for
14 that day, provided that this provision shall not apply to
15 any non-host licensee that derives its license from a track
16 located in a county with a population in excess of 230,000
17 and that borders the Mississippi River.

18 (9) (Blank).

19 (10) (Blank).

20 (11) (Blank).

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

26 (13) Notwithstanding any other provision of this Act,

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

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

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

24 (1) Any person licensed to conduct a race meeting (i)
25 at a track where 60 or more days of racing were conducted
26 during the immediately preceding calendar year or where

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

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

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

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

25 (4) Prior to the issuance of a license to conduct
26 inter-track wagering and simulcast wagering, the applicant

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

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

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

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

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

26 (8.1) Inter-track wagering location licensees who

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

18 (8.2) Inter-track wagering or simulcast wagering shall
19 not be conducted by an inter-track wagering location
20 licensee at any location within 500 feet of an existing
21 church or existing school, nor within 500 feet of the
22 residences of more than 50 registered voters without
23 receiving written permission from a majority of the
24 registered voters at such residences. Such written
25 permission statements shall be filed with the Board. The
26 distance of 500 feet shall be measured to the nearest part

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

26 (9) (Blank).

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

11 (10.1) Except as provided in subsection (g) of Section
12 27 of this Act, inter-track wagering location licensees
13 shall pay 1% of the pari-mutuel handle at each location to
14 the municipality in which such location is situated and 1%
15 of the pari-mutuel handle at each location to the county in
16 which such location is situated. In the event that an
17 inter-track wagering location licensee is situated in an
18 unincorporated area of a county, such licensee shall pay 2%
19 of the pari-mutuel handle from such location to such
20 county.

21 (10.2) Notwithstanding any other provision of this
22 Act, with respect to intertrack wagering at a race track
23 located in a county that has a population of more than
24 230,000 and that is bounded by the Mississippi River ("the
25 first race track"), or at a facility operated by an
26 inter-track wagering licensee or inter-track wagering

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

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

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

19 (11) (A) After payment of the privilege or pari-mutuel
20 tax, any other applicable taxes, and the costs and expenses
21 in connection with the gathering, transmission, and
22 dissemination of all data necessary to the conduct of
23 inter-track wagering, the remainder of the monies retained
24 under either Section 26 or Section 26.2 of this Act by the
25 inter-track wagering licensee on inter-track wagering
26 shall be allocated with 50% to be split between the 2

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

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

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

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

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

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

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

24 Two-sevenths to the Department of Agriculture.

25 Fifty percent of this two-sevenths shall be used to
26 promote the Illinois horse racing and breeding

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

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

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

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

26 One-seventh to the Agricultural Premium Fund to be

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

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

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

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

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

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

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

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

23 (ii) If the inter-track wagering licensee,
24 except an intertrack wagering licensee that
25 derives its license from an organization licensee
26 located in a county with a population in excess of

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

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

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

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

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

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

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

22 (D) (Blank).

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

1 promulgated in accordance with this Act.

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

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

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

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

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

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

22 (230 ILCS 5/27) (from Ch. 8, par. 37-27)

23 Sec. 27. (a) In addition to the organization license fee
24 provided by this Act, until January 1, 2000, a graduated
25 privilege tax is hereby imposed for conducting the pari-mutuel

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

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

26 This subsection (a) shall be inoperative and of no force

1 and effect on and after January 1, 2000.

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

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

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

25 (b) On or before December 31, 1999, in the event that any
26 organization licensee conducts 2 separate programs of races on

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

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

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

25 (e) No other license fee, privilege tax, excise tax, or
26 racing fee, except as provided in this Act, shall be assessed

1 or collected from any such licensee by the State.

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

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

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

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

16 (ii) each thoroughbred and standardbred organization
17 licensee issued an organization licensee in that
18 succeeding allocation year shall be allocated an amount
19 equal to the product of its percentage of total Illinois
20 live thoroughbred or standardbred wagering in calendar
21 year 1994 (the total to be determined based on the sum of
22 1994 on-track wagering for all organization licensees
23 issued organization licenses in both the allocation year
24 and the preceding year) multiplied by the total amount
25 allocated for standardbred or thoroughbred purses,
26 provided that the first \$1,500,000 of the amount allocated

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

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

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

15 (230 ILCS 5/28) (from Ch. 8, par. 37-28)

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

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

23 (b) In addition, 4.5% of the total of all monies received
24 by the State as privilege taxes shall be paid into the State
25 treasury into a special Fund to be known as the Metropolitan

1 Exposition, Auditorium, and Office Building Fund.

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

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

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

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

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

26 (h) All other monies received by the Board under this Act

1 shall be paid into the Horse Racing Fund ~~General Revenue Fund~~
2 ~~of the State.~~

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

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

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

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

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

26 (4) for personal service of county agricultural

1 advisors and county home advisors;

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

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

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

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

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

23 (10) for the expenses of the Department of Commerce and
24 Economic Opportunity under Sections 605-620, 605-625, and
25 605-630 of the Department of Commerce and Economic
26 Opportunity Law (20 ILCS 605/605-620, 605/605-625, and

1 605/605-630);

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

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

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

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

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

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

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

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

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