

1 AN ACT in relation to gambling.

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

4 Section 5. The Riverboat Gambling Act is amended by
5 changing Section 13 as follows:

6 (230 ILCS 10/13) (from Ch. 120, par. 2413)

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

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

11 Beginning January 1, 1998, a privilege tax is imposed on
12 persons engaged in the business of conducting riverboat
13 gambling operations, based on the adjusted gross receipts
14 received by a licensed owner from gambling games authorized
15 under this Act at the following rates:

16 15% of annual adjusted gross receipts up to and
17 including \$25,000,000;

18 20% of annual adjusted gross receipts in excess of
19 \$25,000,000 but not exceeding \$50,000,000;

20 25% of annual adjusted gross receipts in excess of
21 \$50,000,000 but not exceeding \$75,000,000;

22 30% of annual adjusted gross receipts in excess of
23 \$75,000,000 but not exceeding \$100,000,000;

24 35% of annual adjusted gross receipts in excess of
25 \$100,000,000.

26 The taxes imposed by this Section shall be paid by the
27 licensed owner to the Board no ~~not~~ later than 3:00 o'clock
28 p.m. of the day after the day when the wagers were made.

29 (b) Until January 1, 1998, 25% of the tax revenue
30 deposited in the State Gaming Fund under this Section shall
31 be paid, subject to appropriation by the General Assembly, to

1 the unit of local government which is designated as the home
2 dock of the riverboat. Beginning January 1, 1998, from the
3 tax revenue deposited in the State Gaming Fund under this
4 Section, an amount equal to 5% of adjusted gross receipts
5 generated by a riverboat shall be paid monthly, subject to
6 appropriation by the General Assembly, to the unit of local
7 government that is designated as the home dock of the
8 riverboat.

9 (c) Appropriations, as approved by the General Assembly,
10 may be made from the State Gaming Fund to the Department of
11 Revenue and the Department of State Police for the
12 administration and enforcement of this Act.

13 (c-5) After the payments required under subsections (b)
14 and (c) have been made, an amount equal to 15% of the
15 adjusted gross receipts of a riverboat (1) that relocates
16 pursuant to Section 11.2, or (2) for which an owners license
17 is initially issued after the effective date of this
18 amendatory Act of 1999, whichever comes first, shall be paid
19 from the State Gaming Fund into the Horse Racing Equity Fund.

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

25 (c-15) After the payments required under subsections
26 (b), (c), and (c-5) have been made, an amount equal to 2% of
27 the adjusted gross receipts of a riverboat (1) that relocates
28 pursuant to Section 11.2, or (2) for which an owners license
29 is initially issued after the effective date of this
30 amendatory Act of 1999, whichever comes first, shall be paid,
31 subject to appropriation from the General Assembly, from the
32 State Gaming Fund to each home rule county with a population
33 of over 3,000,000 inhabitants for the purpose of enhancing
34 the county's criminal justice system.

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

6 (c-25) After the payments required under subsections
7 (b), (c), (c-5) and (c-15) have been made, an amount equal to
8 2% of the adjusted gross receipts of a riverboat (1) that
9 relocates pursuant to Section 11.2, or (2) for which an
10 owners license is initially issued after the effective date
11 of this amendatory Act of 1999, whichever comes first, shall
12 be paid from the State Gaming Fund into the State
13 Universities Athletic Capital Improvement Fund.

14 (d) From time to time, the Board shall transfer the
15 remainder of the funds generated by this Act into the
16 Education Assistance Fund, created by Public Act 86-0018, of
17 the State of Illinois.

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

23 (f) To the extent practicable, the Board shall
24 administer and collect the wagering taxes imposed by this
25 Section in a manner consistent with the provisions of
26 Sections 4, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5i, 5j, 6, 6a, 6b,
27 6c, 8, 9, and 10 of the Retailers' Occupation Tax Act and
28 Section 3-7 of the Uniform Penalty and Interest Act.

29 (Source: P.A. 90-548, eff. 12-4-97; 91-40, eff. 6-25-99.)