

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENT

11) Statement of Statewide Policy Objectives: No local governmental units will be required to increase expenditures.

12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Written comments should be submitted, within 45 days after this notice, to:

Mickey Ezzo
Illinois Racing Board
100 West Randolph
Suite 7-701
Chicago, Illinois 60601

(312) 814-5017

13) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: None

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: None

14) Regulatory Agenda which this rulemaking was summarized: This rulemaking was not included on either of the two most recent regulatory agendas because: the Board did not anticipate the need for this rulemaking at the time the agendas were published.

The full text of the Proposed Amendment begins on the next page.

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENT

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY
SUBTITLE B: HORSE RACING
CHAPTER I: ILLINOIS RACING BOARD
SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES

PART 435
INTER-TRACK WAGERING FACILITIES

Section

435.10	Definitions (Repealed)
435.20	Application for Inter-Track Wagering License
435.30	Board Approval of an Application
435.40	Penalties and Conditions
435.50	Board Office
435.60	Simulcast Requirements (Repealed)
435.70	Audio Transmission (Repealed)
435.80	Inter-Track Wagering Pools (Repealed)
435.90	Announcing the Close of Wagering (Repealed)
435.100	Pari-Mutuel Wagering (Repealed)
435.110	Licensing of Employees
435.120	Concessionaire License
435.130	Prohibited Practices by Employees
435.140	Customer Relations (Repealed)
435.150	Duties of Organization Licensee (Repealed)
435.160	Duties of Inter-Track Wagering Facility (Repealed)

AUTHORITY: Authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)].

SOURCE: Emergency rules adopted at 12 Ill. Reg. 6805, effective march 23, 1988, for a maximum of 140 days; adopted at 12 Ill. Reg. 11235, effective June 20, 1988; amended at 16 Ill. Reg. 13073, effective August 10, 1992; amended at 19 Ill. Reg. 13914, effective October 1, 1995; amended at 36 Ill. Reg. _____, effective _____.

Section 435.20 Application for Inter-Track Wagering License

- a) Each application for an inter-track wagering license filed with the Illinois Racing Board (Board) must contain such information and be accompanied by such documents or exhibits as specified by the Board.

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENT

- b) Each application for an inter-track wagering license shall also contain a plan of operation, which plan shall include:
 - 1) a feasibility report that shows:
 - A) the anticipated revenue to be generated from the inter-track wagering facility;
 - B) the expenditures expected to be incurred by the facility;
 - C) the level of attendance expected and the area from which said attendance is anticipated to be drawn to the inter-track wagering facility;
 - D) level of anticipated inter-track wagering;
 - E) a demographic study or market survey depicting the applicants on-track attendance; and
 - F) the probable impact of the inter-track wagering facility on revenue to local government.
 - 2) an application for an inter-track wagering license shall also show:
 - A) the number of simulcast racing programs to be displayed;
 - B) the amount and source of revenue necessary to acquire and construct the inter-track wagering facility;
 - C) the type of communication and transmission equipment to be utilized ;
 - D) the type and operation of the totalizator equipment which must be operated as prescribed by 11 Ill. Adm. Code 432 and 433;
 - E) a security plan which shall include, but not be limited to, as description of the security measures to protect the inter-track wagering facility, to control crowds, to safeguard the transmission and reception of simulcast signals, and to control the transmission

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENT

of wagering data to effect combined common parimutuel wagering pools;

- F) the accommodations available to the public;
- G) a good faith affirmative action plan to recruit, train and upgrade minorities and females in all classifications within the licensee;
- H) a certificate of compliance or approval from the Industrial Commission of the State of Illinois that the applicant has complied with, and has elected to be bound by, the provisions of the Worker's Compensation Act (Ill. Rev. Stat. 1991, ch. 48, par. 138.1 et seq.); and
- I) a current Municipal or County Health and Safety Report and a current State Fire Inspection Report. Updated State Fire Inspection reports shall be submitted by each inter-track wagering facility no later than on January 15 and July 15 of each year of operation. Updated Health and Safety reports shall be submitted by each inter-track wagering facility no later than January 15 and July 15 of each year of operation.

(Source: Amended at 36 Ill. Reg. _____, effective _____)