

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF ADOPTED RULES

- 1) Heading of the Part: Other Gaming
- 2) Code Citation: 11 Ill. Adm. Code 455
- 3)

<u>Section Number:</u>	<u>Adopted Action:</u>
455.10	New Section
455.20	New Section
- 4) Statutory Authority: 230 ILCS 5/9(b)
- 5) Effective Date of Rulemaking: May 24, 2010
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporation by reference? No
- 8) A copy of the adopted amendment, including any material incorporated by reference, is on file in the agency's central office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: 34 Ill. Reg. 2676 – February 19, 2010.
- 10) Has JCAR issued a Statement of Objections to this rule? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the letter issued by JCAR? Yes
- 13) Will these amendments replace any emergency amendments currently in effect? No
- 14) Are there any other proposed amendments pending in this Part? No
- 15) Summary and purpose of rulemaking: The proposed rulemaking found in Section 455.10 establishes requirements for charity gaming events at wagering facilities in accordance with the following Illinois statutes: Charitable Games Act, Raffles Act, Bingo License and Tax Act, Illinois Lottery Law, Illinois Pull Tabs and Jar Games Act. Section 455.20 replaces the lottery requirements previously found in Sections 1305.340 and 1407.56.
- 16) Information and questions regarding these adopted rules shall be directed to:

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

(312) 814-5017

The full text of the Adopted Rules begins on the next page:

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

PART 455
OTHER GAMING

Section

455.10 Charitable Gaming
455.20 Lottery Events at Wagering Facilities

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

SOURCE: Adopted at 34 Ill. Reg. _____, effective _____.

Section 455.10 Charitable Gaming

- a) No licensee shall, without the prior approval of the Board, allow a charitable gaming event to be held at a wagering facility (excludes Advance Deposit wagering licensees). (See 11 Ill. Adm. Code 210 for the definition of a licensee)
- b) All requests by licensees to the Board regarding charitable gaming events shall be in writing and include the following information:
 - 1) The day and time of the proposed event;
 - 2) The charity to benefit from the proposed event and a copy of the charity's Charitable Gaming license obtained in accordance with 230 ILCS 30/3;
 - 3) A copy of the provider's license obtained by the licensee in accordance with 230 ILCS 30/4; and
 - 4) Assurance that no raffles, slot machines, coin-in-the-slot-operated devices or other games of chance will be present on the date of the charitable gaming event.
- c) Any charitable gaming held at a wagering facility shall be subject to all regulations promulgated under the Charitable Games Act [230 ILCS 30]. (See 86 Ill. Adm. Code 435)

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- d) No licensee shall allow more than eight charitable gaming events to be held at a wagering facility in a calendar year.
- e) Pursuant to 230 ILCS 30/8(15), only the following games may be conducted as part of the charitable gaming event: roulette, blackjack, poker, pull tabs, craps, bang, beat the dealer, big six, gin rummy, five card stud poker, chuck-a-luck, keno, hold-em poker, and merchandise wheel.
- f) No other gaming/gambling events shall be held at the wagering facility unless permitted by other Illinois statute (i.e., the Horse Racing Act [230 ILCS 5], the Raffles Act [230 ILCS 15], the Illinois Pull Tabs and Jar Games Act [230 ILCS 20], Bingo License and Tax Act [230 ILCS 25], the Illinois Lottery Law [20 ILCS 1605]).
- g) No concessionaire shall be allowed to sell food, beverages, or programs at the charitable gaming event unless licensed by the Board.

Section 455.20 Lottery Events at Wagering Facilities

- a) No licensee shall, without the prior approval of the Racing Board, enter into or implement any agreement with the Illinois Lottery Control Board providing for:
 - 1) Selection of the winner of any lottery prize by a method that depends, in whole or in part, upon the results of a race conducted at a wagering facility; or
 - 2) The conduct of any lottery drawing or the award of any lottery prize at a wagering facility.
- b) Any licensee seeking Racing Board approval of an agreement with the Illinois Lottery Control Board shall submit a copy of the proposed agreement together with the request, and shall supply other information concerning the proposed lottery event as the Racing Board may require.
- c) No lottery events shall be conducted at a wagering facility in Illinois unless they are in compliance with the Illinois Lottery Law [20 ILCS 1605].