



PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1038 be amended to read as follows:

- 1       Page 1, between the enacting clause and line 1, begin a new
- 2       paragraph and insert:
- 3       "SECTION 1. IC 4-31-2.1-15.5 IS ADDED TO THE INDIANA
- 4       CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 5       [EFFECTIVE JULY 1, 2026]: **Sec. 15.5. "Historic horse race" means**
- 6       **a horse race that was previously conducted at a recognized meeting**
- 7       **that concluded with official results without scratches,**
- 8       **disqualifications, or dead-heat finishes.**
- 9       SECTION 2. IC 4-31-2.1-15.6 IS ADDED TO THE INDIANA
- 10      CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 11      [EFFECTIVE JULY 1, 2026]: **Sec. 15.6. "Historical horse racing**
- 12      **machine" means a pari-mutuel wagering system:**
- 13          **(1) that allows a patron to place a pari-mutuel wager on a**
- 14          **historic horse race through:**
- 15              **(A) an electronic device; or**
- 16              **(B) another technological device or terminal;**
- 17          **(2) that is approved by the commission; and**
- 18          **(3) in which wagers are pooled in a pari-mutuel wagering**
- 19          **pool.**
- 20      SECTION 3. IC 4-31-2.1-25, AS ADDED BY P.L.105-2022,
- 21      SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

JULY 1, 2026]: Sec. 25. "Pari-mutuel wagering" means a system of wagering, **including wagering on historic horse racing machines**, in which those persons who wager on horses that finish in specified positions share the total amount wagered, minus deductions permitted by law.

SECTION 4. IC 4-31-4-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 0.5. The requirements under this chapter do not apply to the relocation of a satellite facility to another location in the same county in which the satellite facility operates.**

SECTION 5. IC 4-31-5.5-6, AS AMENDED BY P.L.165-2021, SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) A permit holder or group of permit holders that is authorized to operate satellite facilities may accept and transmit pari-mutuel wagers on horse racing (**including on live, simulcast, or historic horse races**) at those facilities and may engage in all activities necessary to establish and operate appropriate satellite wagering facilities, including the following:

- (1) Live simulcasts of horse racing conducted at the permit holder's racetrack or at other racetracks. However, a satellite facility operated by a permit holder may not simulcast races conducted in other states on any day that is not a live racing day (as defined in section 3 of this chapter) unless the satellite facility also simulcasts all available races conducted in Indiana on that day.
- (2) Construction or leasing of satellite wagering facilities.
- (3) Sale of food and beverages.
- (4) Advertising and promotion.
- (5) All other related activities.

(b) A permit holder authorized to operate a satellite facility may use an approved limited mobile gaming system to accept pari-mutuel wagers on horse racing at the satellite facility in accordance with IC 4-31-7-10.

(c) A permit holder authorized to operate a satellite facility may accept and transmit pari-mutuel wagers on races conducted at a racetrack that has entered into a simulcasting contract with the permit holder even if the races are conducted during a time when the satellite facility is not open.

**(d) Subject to rules adopted by the commission, a permit holder is authorized to operate historical horse racing machines at a satellite facility to conduct and supervise pari-mutuel wagers on historic horse races.**

SECTION 6. IC 4-31-7-1, AS AMENDED BY P.L.165-2021, SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) A person holding a permit to conduct a horse racing meeting or a license to operate a satellite facility may

1 provide a place in the racing meeting grounds or enclosure or the  
 2 satellite facility at which the person may conduct and supervise the  
 3 pari-mutuel system of wagering by patrons of legal age on horse races  
 4 conducted or simulcast by the person, and as permitted in **subsection**  
 5 **(c)**, section 7 of this chapter, IC 4-31-5.5, and IC 4-31-7.5. The person  
 6 may not permit or use:

7 (1) another place other than that provided and designated by the  
 8 person; or

9 (2) another method or system of betting or wagering.

10 However, a permit holder licensed to conduct gambling games under  
 11 IC 4-35 may permit wagering on gambling games at a racetrack as  
 12 permitted by IC 4-35.

13 (b) Except as provided in **subsection (c)**, section 7 of this chapter,  
 14 IC 4-31-5.5, and IC 4-31-7.5, the pari-mutuel system of wagering may  
 15 not be conducted on any races except the races at the racetrack,  
 16 grounds, or enclosure for which the person holds a permit.

17 **(c) A permit holder authorized to operate a satellite facility may**  
 18 **conduct pari-mutuel wagering on historic horse races at the**  
 19 **satellite facility with historical horse racing machines. The**  
 20 **commission shall adopt rules governing wagering on historic horse**  
 21 **races. Wagering under this subsection must be conducted in**  
 22 **accordance with this section and rules adopted by the**  
 23 **commission."**

24 Renumber all SECTIONS consecutively.

(Reference is to HB 1038 as printed January 27, 2026.)

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Representative Moed