
HOUSE BILL No. 1052

AM105207 has been incorporated into introduced printing.

Synopsis: Various administrative law matters.

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Second Regular Session of the 124th General Assembly (2026)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2025 Regular Session of the General Assembly.

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HOUSE BILL No. 1052

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 4-1-8-1, AS AMENDED BY P.L.9-2024,
- 2 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2026]: Sec. 1. (a) No individual may be compelled by any
- 4 state agency, board, commission, department, bureau, or other entity of
- 5 state government (referred to as "state agency" in this chapter) to
- 6 provide the individual's Social Security number to the state agency
- 7 against the individual's will, absent federal requirements to the
- 8 contrary. However, the provisions of this chapter do not apply to the
- 9 following:
- 10 (1) Department of state revenue.
- 11 (2) Department of workforce development.
- 12 (3) The programs administered by:
- 13 (A) the division of family resources;
- 14 (B) the division of mental health and addiction;
- 15 (C) the division of disability and rehabilitative services;



- 1 (D) the division of aging; and
 2 (E) the office of Medicaid policy and planning;
 3 of the office of the secretary of family and social services.
 4 (4) State comptroller.
 5 (5) State personnel department.
 6 (6) Secretary of state, with respect to the registration of
 7 broker-dealers, agents, and investment advisors.
 8 (7) The lobby registration commission, with respect to the
 9 registration of lobbyists.
 10 (8) Indiana department of administration, with respect to bidders
 11 on contracts.
 12 (9) Indiana department of transportation, with respect to bidders
 13 on contracts.
 14 (10) Indiana professional licensing agency.
 15 (11) Department of insurance, with respect to licensing of
 16 insurance producers.
 17 (12) The department of child services.
 18 (13) A pension fund administered by the board of trustees of the
 19 Indiana public retirement system.
 20 (14) The state police benefit system.
 21 (15) The alcohol and tobacco commission.
 22 (16) The Indiana department of health, for purposes of licensing
 23 radiologic technologists under IC 16-41-35-29(c).
 24 (b) The bureau of motor vehicles may, notwithstanding this
 25 chapter, require the following:
 26 (1) That an individual include the individual's Social Security
 27 number in an application for an official certificate of title for any
 28 vehicle required to be titled under IC 9-17.
 29 (2) That an individual include the individual's Social Security
 30 number on an application for registration.
 31 (3) That a corporation, limited liability company, firm,
 32 partnership, or other business entity include its federal tax
 33 identification number on an application for registration.
 34 (4) That an individual include the individual's Social Security
 35 number on an application for a license, a permit, or an
 36 identification card.
 37 (c) The Indiana department of administration, the Indiana
 38 department of transportation, and the Indiana professional licensing
 39 agency may require an employer to provide its federal employer
 40 identification number.
 41 (d) The department of correction may require a committed

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1 offender to provide the offender's Social Security number for purposes
 2 of matching data with the Social Security Administration to determine
 3 benefit eligibility.

4 (e) The Indiana gaming commission may, notwithstanding this
 5 chapter, require the following:

6 (1) That an individual include the individual's Social Security
 7 number:

8 (A) in any application for a riverboat owner's license,
 9 supplier's license, or occupational license; or

10 (B) in any document submitted to the commission in the
 11 course of an investigation necessary to ensure that gaming
 12 under IC 4-32.3, IC 4-33, ~~and~~ IC 4-35, **IC 4-38, and**
 13 **IC 4-39**, is conducted with credibility and integrity.

14 (2) That a sole proprietorship, a partnership, an association, a
 15 fiduciary, a corporation, a limited liability company, or any other
 16 business entity include its federal tax identification number on
 17 an application for a riverboat owner's license or supplier's
 18 license.

19 (f) Notwithstanding this chapter, the department of education
 20 established by IC 20-19-3-1 may require an individual who applies to
 21 the department for a license or an endorsement to provide the
 22 individual's Social Security number. The Social Security number may
 23 be used by the department only for conducting a background
 24 investigation, if the department is authorized by statute to conduct a
 25 background investigation of an individual for issuance of the license or
 26 endorsement.

27 SECTION 2. IC 4-3-26-7, AS ADDED BY P.L.269-2017,
 28 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2026]: Sec. 7. As used in this chapter, "government
 30 information" refers to any information created, received, maintained,
 31 or stored by or otherwise in the control of a governmental entity,
 32 regardless of the form or the media on which the information is
 33 recorded. The term does not include any of the following:

34 (1) The investigative records of law enforcement agencies that
 35 employ the law enforcement officers listed in IC 35-31.5-2-185.

36 (2) The confidential advisory opinions requested or given by the
 37 office of the inspector general.

38 (3) Other information made confidential by IC 4-2-6, IC 4-2-7,
 39 IC 5-2-4, IC 31-33-18, IC 9-32-16-1, IC 10-13-3, 26 CFR 20, or
 40 28 CFR 23.

41 (4) Confidential investigative records related to an investigation

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1 under IC 4-31, IC 4-33, ~~or~~ IC 4-35, **IC 4-38, or IC 4-39** and any
 2 other information classified as confidential under IC 4-31,
 3 IC 4-33, ~~or~~ IC 4-35, **IC 4-38, or IC 4-39.**

4 SECTION 3. IC 4-30-2-9 IS ADDED TO THE INDIANA CODE
 5 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**
 6 **1, 2026]: Sec. 9. "Video gaming terminal" or "video lottery**
 7 **terminal" means an electronic or electromechanical video game**
 8 **machine that, upon payment through the machine or other means**
 9 **of cash, electronic cards, credits, vouchers, or other consideration,**
 10 **or a combination of cash, electronic cards, credits, vouchers, or**
 11 **other consideration, is available to play or simulate the play of a**
 12 **video game, including poker, line up, and blackjack, using a video**
 13 **display and microprocessors from which the player may receive**
 14 **free games or credits that may be redeemed for cash, merchandise,**
 15 **or other things of value.**

16 SECTION 4. IC 4-30-3-20, AS AMENDED BY P.L.152-2025,
 17 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2026]: Sec. 20. (a) This section does not apply to:

- 19 (1) an activity specifically authorized by:
 20 (A) IC 4-29 or IC 4-29.5 (tribal gaming and tribal-state
 21 compact);
 22 (B) IC 4-31 (pari-mutuel wagering on horse races);
 23 (C) IC 4-33 (riverboat gambling);
 24 (D) IC 4-35 (gambling games at racetracks); ~~or~~
 25 (E) IC 4-38 (sports wagering); **or**
 26 **(F) IC 4-39 (interactive gaming);**
 27 (2) the purchase of a tangible lottery ticket for a lottery game
 28 from:
 29 (A) a retailer authorized to sell lottery tickets under
 30 IC 4-30-9; or
 31 (B) the commission; or
 32 (3) a free:
 33 (A) interactive game; or
 34 (B) promotional game;
 35 offered by the commission.
 36 (b) Unless specifically granted authority by a statute passed by the
 37 general assembly, the commission and Indiana gaming commission
 38 shall not, independently or by public-private partnership, operate or
 39 authorize the use or operation of the following:
 40 (1) A lottery game operated through a video lottery terminal.
 41 (2) A **lottery game operated through a video gaming terminal.**
 42 (3) A lottery courier service.



- 1 (4) The sale of digital representations of:
- 2 (A) casino-style games, including:
- 3 (i) poker;
- 4 (ii) roulette;
- 5 (iii) slot machines; or
- 6 (iv) blackjack;
- 7 over the Internet;
- 8 (B) scratch-off games; or
- 9 (C) draw games.
- 10 SECTION 5. IC 4-30-16-3, AS AMENDED BY P.L.108-2019,
- 11 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 12 JULY 1, 2026]: Sec. 3. (a) The commission shall transfer the surplus
- 13 revenue in the administrative trust fund as follows:
- 14 (1) Before the last business day of January, April, July, and
- 15 October, the commission shall transfer seven million five
- 16 hundred thousand dollars (\$7,500,000) of the surplus revenue to
- 17 the Indiana public retirement system for credit, as determined by
- 18 the board of trustees of the Indiana public retirement system:
- 19 (A) first, to the pension stabilization fund established by
- 20 IC 5-10.4-2-5, to be used as a credit against the unfunded
- 21 accrued liability of the pre-1996 account (as defined by
- 22 IC 5-10.4-1-12) **if the pre-1996 account is less than ninety**
- 23 **percent (90%) funded;** and
- 24 (B) second, **not more than five percent (5%) of the**
- 25 **surplus revenue** to one (1) or more of the supplemental
- 26 allowance reserve accounts established under:
- 27 (i) IC 2-3.5-3-2(c) (for the legislators' defined benefit
- 28 plan);
- 29 (ii) IC 5-10-5.5-4(c) (for the state excise police,
- 30 gaming agent, gaming control officer, and conservation
- 31 enforcement officers' retirement plan);
- 32 (iii) IC 5-10.2-2-2(a)(3) (for the public employees'
- 33 retirement fund); or
- 34 (iv) IC 5-10.2-2-2(c)(3) (for the Indiana state teachers'
- 35 retirement fund).
- 36 (2) Before the last business day of January, April, July, and
- 37 October, the commission shall transfer seven million five
- 38 hundred thousand dollars (\$7,500,000) of the surplus revenue to
- 39 the treasurer of state for deposit in the pension relief fund
- 40 (IC 5-10.3-11) **if any of the pension funds covered under**
- 41 **IC 5-10.3-11 are less than ninety percent (90%) funded.**

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1 (3) The surplus revenue remaining in the fund on the last day of
 2 January, April, July, and October after the transfers under
 3 subdivisions (1) and (2), **less the amount required to satisfy**
 4 **subsection (c)**, shall be transferred by the commission to the
 5 treasurer of state for deposit on that day in the lottery surplus
 6 ~~fund~~ **set aside by the board of trustees of the Indiana public**
 7 **retirement system for revenue sharing to be distributed**
 8 **before the last business day of December to the county**
 9 **treasurer of each county that does not have a riverboat (as**
 10 **defined by IC 4-33-2-17) in the same proportions that**
 11 **wagering taxes set aside for revenue sharing are distributed**
 12 **under IC 4-33-13-5(d).**

13 (b) The commission may make transfers to the treasurer of state
 14 more frequently than required by subsection (a). However, the number
 15 of transfers does not affect the amount that is required to be transferred
 16 for the purposes listed in subsection (a)(1) and (a)(2). Any amount
 17 transferred during the month in excess of the amount required to be
 18 transferred for the purposes listed in subsection (a)(1) and (a)(2) shall
 19 be transferred to the lottery surplus fund.

20 (c) **Before the last business day of December, the commission**
 21 **shall transfer five hundred thousand dollars (\$500,000) to the**
 22 **treasurer of state for deposit in the Indiana responsible gaming**
 23 **and problem gambling services program fund established by**
 24 **IC 4-33-25-3.**

25 (d) **If a political subdivision that receives a revenue sharing**
 26 **distribution under subsection (a)(3) is served by a volunteer fire**
 27 **department, the political subdivision shall make a minimum annual**
 28 **contribution out of the revenue sharing money on behalf of each**
 29 **eligible member of the volunteer fire department, under**
 30 **IC 5-10.3-6-1.1, of three hundred dollars (\$300) to the eligible**
 31 **member's public employees' defined contribution plan.**

32 (e) **Once the required contributions out of revenue sharing**
 33 **money under subsection (d) have been satisfied, revenue sharing**
 34 **money distributed under subsection (a)(3) may be used for, among**
 35 **other expenditures, the following:**

36 (1) **To reduce the property tax levy of the city, town, or**
 37 **county for a particular year (a property tax reduction under**
 38 **this subdivision does not reduce the maximum levy of the**
 39 **city, town, or county under IC 6-1.1-18.5).**

40 (2) **For deposit in a special fund or allocation fund created**
 41 **under IC 8-22-3.5, IC 36-7-14, IC 36-7-14.5, IC 36-7-15.1,**
 42 **and IC 36-7-30 to provide funding for debt repayment.**



- 1 **(3) To fund sewer and water projects, including storm water**
- 2 **management projects or other infrastructure projects.**
- 3 **(4) For public safety.**
- 4 **(5) For economic or community development projects or for**
- 5 **a project in partnership with a redevelopment authority**
- 6 **established under IC 36-7-14.5.**

7 SECTION 6. IC 4-31-2.1-5, AS ADDED BY P.L.105-2022,
 8 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2026]: Sec. 5. "Breeder" means any of the following:

- 10 (1) The owner or lessee of a standardbred horse's dam at the time
 11 of ~~registration with the commission.~~ **breeding.**
- 12 (2) The owner or lessee of a thoroughbred horse's dam at the
 13 time of ~~registration with the commission.~~ **foaling for**
 14 **thoroughbreds. The commission shall recognize the breeder**
 15 **of a horse as the person designated as such on the Jockey**
 16 **Club Certificate of Registration for the horse.**
- 17 (3) The owner or lessee of a quarter horse's dam at the time of
 18 **the dam's** registration with the commission.

19 SECTION 7. IC 4-31-2.1-16.5 IS ADDED TO THE INDIANA
 20 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2026]: **Sec. 16.5. "Judge" means an**
 22 **individual who:**

- 23 **(1) is licensed by the commission; and**
- 24 **(2) serves as a judge or steward at a licensed facility.**

25 SECTION 8. IC 4-31-3-11.5, AS AMENDED BY P.L.152-2025,
 26 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2026]: Sec. 11.5. The commission shall employ or contract for
 28 judges ~~and stewards~~ to attend each recognized meeting held under a
 29 permit issued under this article. A contracted judge ~~or steward~~ shall be
 30 considered an employee of the commission for the purpose of
 31 IC 4-6-2-1.5(a). The permit holder shall, in the manner prescribed by
 32 the rules of the commission, reimburse the commission for the salaries
 33 and other expenses of the judges ~~and stewards~~ who serve at the permit
 34 holder's racetrack.

35 SECTION 9. IC 4-31-6-6, AS AMENDED BY P.L.172-2011,
 36 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2026]: Sec. 6. (a) The commission may refuse or deny a
 38 license application, revoke or suspend a license, or otherwise penalize
 39 a licensee, if:

- 40 (1) the refusal, denial, revocation, suspension, or other penalty
- 41 is in the public interest for the purpose of maintaining proper
- 42 control over horse racing meetings or pari-mutuel wagering; and

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- 1 (2) any of the conditions listed in subsection (b) apply to the
- 2 applicant or licensee.
- 3 (b) The conditions referred to in subsection (a) are as follows:
- 4 (1) The applicant or licensee has been convicted of a felony or
- 5 misdemeanor that could compromise the integrity of racing by
- 6 the applicant's or licensee's participation in racing.
- 7 (2) The applicant or licensee has had a license of the legally
- 8 constituted racing authority of a state, province, or country
- 9 denied, suspended, or revoked for cause within the preceding
- 10 five (5) years.
- 11 (3) The applicant or licensee is presently under suspension for
- 12 cause of a license by the legally constituted racing authority of
- 13 a state, province, or country.
- 14 (4) The applicant or licensee has violated or attempted to violate
- 15 a provision of this article, a rule adopted by the commission, or
- 16 a law or rule with respect to horse racing in a jurisdiction.
- 17 (5) The applicant or licensee has perpetrated or attempted to
- 18 perpetrate a fraud or misrepresentation in connection with the
- 19 racing or breeding of horses or pari-mutuel wagering.
- 20 (6) The applicant or licensee has demonstrated financial
- 21 irresponsibility by accumulating unpaid obligations, defaulting
- 22 on obligations, or issuing drafts or checks that are dishonored or
- 23 not paid.
- 24 (7) The applicant or licensee has made a material
- 25 misrepresentation in an application for a license.
- 26 (8) The applicant or licensee has been convicted of a crime
- 27 involving bookmaking, touting, or similar pursuits or has
- 28 consorted with a person convicted of such an offense.
- 29 (9) The applicant or licensee has abandoned, mistreated, abused,
- 30 neglected, or engaged in an act of cruelty to a horse.
- 31 (10) The applicant or licensee has engaged in conduct that is
- 32 against the best interest of horse racing **or compromises the**
- 33 **integrity of operations at a licensed facility.**
- 34 (11) The applicant or licensee has failed to comply with a written
- 35 order or ruling of the commission or judges pertaining to a
- 36 racing matter.
- 37 (12) The applicant or licensee has failed to answer correctly
- 38 under oath, to the best of the applicant's or licensee's knowledge,
- 39 all questions asked by the commission or its representatives
- 40 pertaining to a racing matter.
- 41 (13) The applicant or licensee has failed to return to a permit

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- 1 holder any purse money, trophies, or awards paid in error or
- 2 ordered redistributed by the commission.
- 3 (14) The applicant or licensee has had possession of an alcoholic
- 4 beverage on a permit holder's premises, other than a beverage
- 5 legally sold through the permit holder's concession operation.
- 6 (15) The applicant or licensee has interfered with or obstructed
- 7 a member of the commission, a commission employee, or a
- 8 racing official while performing official duties.
- 9 (16) The name of the applicant or licensee appears on the
- 10 department of state revenue's most recent tax warrant list, and
- 11 the person's tax warrant has not been satisfied.
- 12 (17) The applicant or licensee has pending criminal charges.
- 13 (18) The applicant or licensee has racing disciplinary charges
- 14 pending in Indiana or another jurisdiction.
- 15 (19) The applicant or licensee is unqualified to perform the
- 16 duties required under this article or the rules of the commission.
- 17 **(20) The applicant or licensee made a material**
- 18 **misrepresentation when registering, nominating, entering, or**
- 19 **racing a horse as an Indiana owned horse, Indiana sired**
- 20 **horse, or Indiana bred horse.**
- 21 SECTION 10. IC 4-31-7-9, AS AMENDED BY P.L.32-2019,
- 22 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 23 JULY 1, 2026]: Sec. 9. (a) ~~After December 31, 2013, the following~~
- 24 ~~individuals may not wager on horse racing at a licensed facility:~~
- 25 ~~(1) A member of the commission;~~
- 26 ~~(2) An employee of the commission;~~
- 27 ~~(3) A racing official;~~
- 28 ~~(4) The spouse of any individual listed in subdivisions (1)~~
- 29 ~~through (3);~~
- 30 ~~(b) (a) After December 31, 2017, The following individuals may~~
- 31 ~~not wager on gambling games at a facility licensed under IC 4-35:~~
- 32 ~~(1) A member of the commission.~~
- 33 ~~(2) The following individuals employed by the commission:~~
- 34 ~~(A) The executive director.~~
- 35 ~~(B) The assistant executive director.~~
- 36 ~~(C) The director of security.~~
- 37 ~~(D) The general counsel.~~
- 38 ~~(E) The deputy general counsel.~~
- 39 ~~(F) A steward.~~
- 40 ~~(G) (F) A judge.~~
- 41 (3) The spouse of an individual described in subdivision (1) or

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(2).
(e) (b) A person who knowingly or intentionally violates this section commits a Class C infraction. However, the violation is a Class A misdemeanor if the person has a prior unrelated adjudication or conviction for a violation of this section within the previous five (5) years.

SECTION 11. IC 4-31-8-4, AS AMENDED BY P.L.168-2019, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) A permit holder shall provide an alcohol breath-testing device that is approved by the commission and operated by a person certified to use such a device. **The necessary qualifications for an individual administering a breath-testing device and the policies and procedures of the breath-testing program are subject to the approval of either the executive director of the commission or the director of security of the commission.** All drivers, jockeys, judges, starters, assistant starters, and drivers of starting gates shall submit to a breath test at each racing program in which they participate. In addition, the executive director of the commission, a member of the commission, a commission investigator, the ~~stewards~~, **judges**, or the track chief of security may order a licensee to submit to a breath test at any time there is reason to believe the licensee may have consumed sufficient alcohol to cause the licensee to fail a breath test.

(b) A person whose breath test shows a reading of an alcohol concentration equivalent (as defined in IC 9-13-2-2.4) to more than five-hundredths (0.05) gram of alcohol per two hundred ten (210) liters of the person's breath, is subject to the following sanctions:

- (1) A driver or jockey may not be permitted to drive or ride and shall be suspended under the rules of the commission.
- (2) A judge, a starter, an assistant starter, or a driver of the starting gate shall be relieved of all duties for that program, and a report shall be made to the commission for appropriate action.
- (3) Any other licensee shall be suspended, beginning that day, under the rules of the commission.

(c) The ~~stewards and~~ judges may, on behalf of the commission, impose the following sanctions against a licensee who refuses to submit to a breath test:

- (1) For the first refusal, a civil penalty of one hundred dollars (\$100) and a seven (7) day suspension.
- (2) For a second refusal, a civil penalty of two hundred fifty dollars (\$250) and a thirty (30) day suspension.

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1 (3) For any additional refusals to submit to a breath test, a civil
2 penalty of two hundred fifty dollars (\$250), a sixty (60) day
3 suspension, and referral of the case to the commission for any
4 further action that the commission considers necessary.

5 (d) A sanction under subsection (c) may be appealed to the
6 ~~commission~~ **office of administrative law proceedings under**
7 **IC 4-15-10.5. IC 4-21.5 applies to an appeal under this section. The**
8 **commission has the burden of proving an alleged violation by a**
9 **preponderance of the evidence.** An appeal stays the sanction until
10 further action by the commission. The appeal must be heard by the
11 ~~commission~~ **office of administrative law proceedings** within thirty
12 (30) days after the date of the appeal.

13 SECTION 12. IC 4-31-12-5, AS AMENDED BY P.L.168-2019,
14 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 JULY 1, 2026]: Sec. 5. (a) The judges, ~~the stewards~~, a commission
16 veterinarian, a member of the commission, or the executive director of
17 the commission may order a test of a biological sample on a horse for
18 the purpose of analysis.

19 (b) A biological sample shall be taken from the following horses
20 after the running of each race:

- 21 (1) The horse that finishes first in each race.
- 22 (2) Any other horses designated by the judges, ~~the stewards~~, a
23 commission veterinarian, a member of the commission, or the
24 executive director of the commission. The judges and
25 veterinarian shall designate for the taking of a biological sample
26 a horse that races markedly contrary to form.

27 SECTION 13. IC 4-31-12-6, AS AMENDED BY P.L.111-2022,
28 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
29 JULY 1, 2026]: Sec. 6. (a) The commission:

- 30 (1) shall ~~appoint, at its cost,~~ **approve** a veterinarian to take or
31 supervise the taking of biological samples under section 5 of this
32 chapter;
- 33 (2) shall approve a laboratory for the analysis of a biological
34 sample taken under section 5 of this chapter; and
- 35 (3) may require that a biological sample taken under section 5 of
36 this chapter be analyzed.

37 (b) The cost of analyzing the biological samples shall be borne by
38 the commission.

39 (c) The commission may appoint, at its cost, veterinarians or other
40 persons to supervise all activities in the state testing barn area and to
41 supervise the practice of veterinary medicine at all racetracks in

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1 Indiana.
 2 (d) The commission shall employ or contract for ~~assistants~~
 3 **veterinarians, veterinarian technicians, and testing barn personnel**
 4 to aid in securing biological samples at each racetrack. These ~~assistants~~
 5 **veterinarians, veterinarian technicians, and testing barn personnel**
 6 shall have free access, under the supervision of the commission's
 7 veterinarian, to the state testing barn area. The permit holder shall, in
 8 the manner prescribed by the rules of the commission, reimburse the
 9 commission for the salaries and other expenses of the ~~assistants~~
 10 **veterinarians, veterinarian technicians, and testing barn personnel**
 11 who serve at the permit holder's racetrack **testing barn.**

12 SECTION 14. IC 4-31-12-7, AS AMENDED BY P.L.168-2019,
 13 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2026]: Sec. 7. (a) A veterinarian appointed by the commission
 15 or employed by a permit holder may not, during the period of the
 16 veterinarian's employment, do the following with respect to a breed of
 17 horse registered with the commission for racing at the track of the
 18 veterinarian's employment:

- 19 (1) Treat or issue prescriptions for a horse, except in case of
- 20 emergency.
- 21 (2) Perform an endoscopic examination on a horse the day the
- 22 horse is scheduled to race.

23 A full and complete record of an emergency treatment or a prescription
 24 authorized by subdivision (1) shall be filed with the ~~stewards or judges.~~

25 (b) Except as provided in subsection (c), an owner or trainer may
 26 not directly or indirectly employ or pay compensation to a veterinarian
 27 with respect to the care of a horse belonging to a breed of horse
 28 registered with the commission for racing at the track of the
 29 veterinarian's employment.

30 (c) An owner or trainer may pay a veterinarian employed by the
 31 commission or a permit holder for an endoscopic examination
 32 permitted under subsection (a).

33 SECTION 15. IC 4-31-12-15, AS AMENDED BY P.L.210-2013,
 34 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2026]: Sec. 15. (a) The commission may adopt rules under
 36 IC 4-22-2 to delegate to the ~~stewards and judges of racing meetings~~ the
 37 authority to conduct disciplinary hearings on behalf of the commission.
 38 The ~~stewards and judges~~ shall give at least twelve (12) hours notice of
 39 any such hearing. The ~~stewards and judges~~, on behalf of the
 40 commission, may impose one (1) or more of the following sanctions
 41 against a licensee who violates sections 2 through 13 of this chapter:

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- 1 (1) A civil penalty not to exceed five thousand dollars (\$5,000).
- 2 (2) A temporary order or other immediate action in the nature of
- 3 a summary suspension where a licensee's actions constitute an
- 4 immediate danger to the public health, safety, or welfare.
- 5 (3) Suspension of a license held by the licensee for up to one (1)
- 6 year. The suspension of a license under this subdivision is:
- 7 (A) valid even though the suspension extends beyond the
- 8 period of the racing meeting for which the ~~stewards and~~
- 9 judges have been appointed; and
- 10 (B) effective at all other racing meetings under the
- 11 jurisdiction of the commission.
- 12 (4) A rule that a person must stay off the premises of one (1) or
- 13 more permit holders if necessary in the public interest to
- 14 maintain proper control over recognized meetings.
- 15 (5) Referral of the matter to the commission for its consideration.
- 16 However, at least two (2) of the ~~stewards or~~ judges must concur in a
- 17 sanction.
- 18 (b) Unless a suspension of a license or the imposition of a civil
- 19 penalty under this section is appealed by the person sanctioned not
- 20 more than fifteen (15) days after being sanctioned, the suspension of a
- 21 license or the imposition of a civil penalty under this section must
- 22 occur within one hundred eighty (180) days of the date of the violation.
- 23 (c) A sanction under this section may be appealed to the
- 24 commission. Judges ~~and stewards~~ imposing sanctions under this
- 25 section must prove the person's violation by a preponderance of the
- 26 evidence. The commission shall adopt rules establishing procedures for
- 27 appeals and stays of appeals. The commission shall conduct a hearing
- 28 on an appeal filed under this section as provided in IC 4-21.5.
- 29 SECTION 16. IC 4-31-13-1, AS AMENDED BY P.L.210-2013,
- 30 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 31 JULY 1, 2026]: Sec. 1. (a) The commission may issue orders under
- 32 IC 4-21.5 to:
- 33 (1) deny, suspend, diminish, or revoke permits and licenses as
- 34 authorized by this article; and
- 35 (2) impose civil penalties, in addition to any other penalty
- 36 imposed by the commission on a person who violates this article
- 37 or a rule or an order of the commission.
- 38 (b) The commission or the commission's designee, as determined
- 39 under the rules of the commission, on its own motion or in addition to
- 40 a penalty assessed by the ~~stewards and~~ judges, may issue orders under
- 41 IC 4-21.5 to rule a person off one (1) or more permit holders' premises,

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1 if necessary in the public interest to maintain proper control over
 2 recognized meetings.
 3 (c) A civil penalty imposed against a licensee under subsection
 4 (a)(2) may not exceed five thousand dollars (\$5,000). For purposes of
 5 subsection (a)(2), each day during which a violation of this article or
 6 a rule or an order of the commission continues to occur constitutes a
 7 separate offense.
 8 (d) Civil penalties imposed under this article shall be deposited in
 9 the state general fund.
 10 SECTION 17. IC 4-31-13-2, AS AMENDED BY P.L.152-2025,
 11 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 12 JULY 1, 2026]: Sec. 2. (a) The commission may adopt rules under
 13 IC 4-22-2 to delegate to the ~~stewards and~~ judges of racing meetings
 14 under the jurisdiction of the commission the power to conduct
 15 disciplinary hearings on behalf of the commission. The ~~stewards and~~
 16 judges shall give at least twelve (12) hours notice of any such hearing.
 17 The ~~stewards and~~ judges, on behalf of the commission, may impose one
 18 (1) or more of the following sanctions against a licensee who violates
 19 this article or the rules or orders of the commission:
 20 (1) A civil penalty not to exceed five thousand dollars (\$5,000).
 21 (2) A temporary order or other immediate action in the nature of
 22 a summary suspension if a licensee's actions constitute an
 23 immediate danger to the public health, safety, or welfare.
 24 (3) Suspension of a license held by the licensee for not more
 25 than three (3) years. The suspension of a license under this
 26 subdivision is:
 27 (A) valid even though the suspension extends beyond the
 28 period of the racing meeting for which the ~~stewards and~~
 29 judges have been appointed; and
 30 (B) effective at all other racing meetings under the
 31 jurisdiction of the commission.
 32 (4) A rule that a person must stay off the premises of one (1) or
 33 more permit holders if necessary in the public interest to
 34 maintain proper control over recognized meetings.
 35 (5) Referral of the matter to the commission for its consideration.
 36 However, at least two (2) of the ~~stewards or~~ judges at a racing meeting
 37 must concur in a suspension or civil penalty.
 38 (b) Unless a suspension of a license or the imposition of a civil
 39 penalty under this section is appealed by the person sanctioned not
 40 more than fifteen (15) days after being sanctioned, the suspension of a
 41 license or the imposition of a civil penalty under this section must

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1 occur within three hundred sixty-five (365) days after the date of the
2 violation.

3 (c) A suspension or civil penalty under this section may be
4 appealed to the ~~commission. Judges and stewards imposing sanctions~~
5 ~~under this section must prove the person's violation by a preponderance~~
6 ~~of the evidence. The commission shall adopt rules establishing~~
7 ~~procedures for appeals and stays of appeals. The commission shall~~
8 ~~conduct a hearing on an appeal filed under this section as provided in~~
9 ~~IC 4-21.5. office of administrative law proceedings under~~
10 **IC 4-15-10.5. IC 4-21.5 applies to an appeal under this section. The**
11 **commission has the burden of proving an alleged violation by a**
12 **preponderance of the evidence.**

13 SECTION 18. IC 4-32.3-3-4 IS REPEALED [EFFECTIVE JULY
14 1, 2026]. Sec. 4. (a) The commission has the sole authority to license
15 entities under this article to sell, distribute, or manufacture a licensed
16 supply.

17 (b) The commission may not limit the number of qualified entities
18 licensed under subsection (a).

19 (c) The commission may deny a license to an applicant for a
20 license to sell, manufacture, or distribute licensed supplies if the
21 commission determines that at least one (1) of the following applies
22 with respect to the applicant:

- 23 (1) The applicant has:
 - 24 (A) violated a local ordinance, a state or federal statute, or
 - 25 an administrative rule or regulation and the violation would
 - 26 cause the commission to determine that the applicant, a key
 - 27 person, or a substantial owner of the applicant is not of good
 - 28 moral character or reputation; or
 - 29 (B) committed any other act that would negatively impact
 - 30 the integrity of charity gaming in Indiana.

31 (2) The applicant has engaged in fraud, deceit, or
32 misrepresentation.

33 (3) The applicant has failed to provide information required by
34 this article or a rule adopted under this article.

35 (4) Conduct prejudicial to public confidence in the commission
36 or for any reason deemed necessary by the commission to ensure
37 the integrity of charitable gaming in Indiana.

38 SECTION 19. IC 4-33-2-2, AS AMENDED BY P.L.293-2019,
39 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
40 JULY 1, 2026]: Sec. 2. (a) "Adjusted gross receipts" means:

- 41 (1) the total of all cash and property (including checks received

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- 1 by a licensee or an operating agent) whether collected or not,
- 2 received by a licensee or an operating agent from gaming
- 3 operations; minus
- 4 (2) the total of:
 - 5 (A) all cash paid out as winnings to patrons; and
 - 6 (B) uncollectible gaming receivables, not to exceed the
 - 7 lesser of:
 - 8 (i) a reasonable provision for uncollectible patron
 - 9 checks received from gaming operations; or
 - 10 (ii) two percent (2%) of the total of all sums, including
 - 11 checks, whether collected or not, less the amount paid
 - 12 out as winnings to patrons.

13 For purposes of this section, a counter or personal check that is invalid
 14 or unenforceable under this article is considered cash received by the
 15 licensee or operating agent from gaming operations.

- 16 (b) The term does not include amounts received from:
 - 17 (1) sports wagering conducted by a licensee or an operating
 - 18 agent under IC 4-38; or
 - 19 (2) **interactive gaming conducted by a licensee or an**
 - 20 **operating agent under IC 4-39.**

21 SECTION 20. IC 4-33-2-11.7 IS ADDED TO THE INDIANA
 22 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 23 [EFFECTIVE JULY 1, 2026]: **Sec. 11.7. "Interactive gaming" has**
 24 **the meaning set forth in IC 4-39-2-6.**

25 SECTION 21. IC 4-33-2-16.5 IS ADDED TO THE INDIANA
 26 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 27 [EFFECTIVE JULY 1, 2026]: **Sec. 16.5. "Responsible gaming and**
 28 **problem gambling services program" means the Indiana**
 29 **responsible gaming and problem gambling services program**
 30 **established by IC 4-33-25-2.**

31 SECTION 22. IC 4-33-2-16.7 IS ADDED TO THE INDIANA
 32 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2026]: **Sec. 16.7. "Responsible gaming and**
 34 **problem gambling services program fund" means the Indiana**
 35 **responsible gaming and problem gambling services program fund**
 36 **established by IC 4-33-25-3.**

37 SECTION 23. IC 4-33-3-22, AS AMENDED BY P.L.293-2019,
 38 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2026]: Sec. 22. (a) The commission shall file a written annual
 40 report with the governor before September 1 of each year. The
 41 commission shall file any additional reports that the governor requests.

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1 (b) The annual report filed under this section must include a
2 statement describing the following:

- 3 (1) The receipts and disbursements of the commission.
4 (2) Actions taken by the commission.
5 (3) The development and fiscal impact of:
6 (A) sports wagering conducted under IC 4-38; and
7 (B) **interactive gaming conducted under IC 4-39.**
8 (4) Any additional information and recommendations that:
9 (A) the commission considers useful; or
10 (B) the governor requests.

11 SECTION 24. IC 4-33-4-3, AS AMENDED BY P.L.93-2024,
12 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 JULY 1, 2026]: Sec. 3. (a) The commission shall do the following:

- 14 (1) Adopt rules that the commission determines necessary to
15 protect or enhance the following:
16 (A) The credibility and integrity of gambling operations
17 authorized by this article.
18 (B) The regulatory process provided in this article.
19 (2) Conduct all hearings concerning civil violations of this
20 article.
21 (3) Provide for the establishment and collection of license fees
22 and taxes imposed under this article.
23 (4) Deposit the license fees and taxes in the state gaming fund
24 established by IC 4-33-13.
25 (5) Levy and collect penalties for noncriminal violations of this
26 article.
27 (6) Deposit the penalties in the state gaming fund established by
28 IC 4-33-13.
29 (7) Be present through the commission's gaming agents during
30 the time gambling operations are conducted on a riverboat to do
31 the following:
32 (A) Certify the revenue received by a riverboat.
33 (B) Receive complaints from the public.
34 (C) Conduct other investigations into the conduct of the
35 gambling games and the maintenance of the equipment that
36 the commission considers necessary and proper.
37 (8) Adopt rules to establish and implement a voluntary exclusion
38 program that meets the requirements of subsection (b).
39 (9) Establish the requirements for a power of attorney submitted
40 under IC 4-33-6-2(c), IC 4-33-6-22, IC 4-33-6.5-2(c), or
41 IC 4-33-6.5-16.

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- 1 (b) Rules adopted under subsection (a)(8) must provide the
- 2 following:
- 3 (1) Except as provided by rule of the commission, a person who
- 4 participates in the voluntary exclusion program:
- 5 (A) agrees to:
- 6 (i) refrain from entering; and
- 7 (ii) **not collect any winnings or recover any losses**
- 8 **resulting from any gaming activity at;**
- 9 a riverboat or other facility under the jurisdiction of the
- 10 commission; and
- 11 (B) **agrees to refrain from placing a wager with a**
- 12 **certificate holder licensed under IC 4-38.**
- 13 (2) That the name **and last four (4) digits of the Social Security**
- 14 **number** of a person participating in the program will be
- 15 included on a list of persons excluded from all facilities under
- 16 the jurisdiction of the commission.
- 17 (3) Except as provided by rule of the commission, a person who
- 18 participates in the voluntary exclusion program may not petition
- 19 the commission for readmittance to a facility under the
- 20 jurisdiction of the commission.
- 21 (4) That the list of patrons entering the voluntary exclusion
- 22 program and the personal information of the participants are
- 23 confidential and may only be disseminated by the commission to
- 24 the owner or operator of a facility under the jurisdiction of the
- 25 commission **and to a certificate holder licensed under IC 4-38**
- 26 for purposes of enforcement and to other entities, upon request
- 27 by the participant and agreement by the commission.
- 28 (5) That an owner of a facility under the jurisdiction of the
- 29 commission **and a certificate holder licensed under IC 4-38**
- 30 shall make all reasonable attempts as determined by the
- 31 commission to cease all direct marketing efforts to a person
- 32 participating in the program.
- 33 (6) That an owner of a facility under the jurisdiction of the
- 34 commission **and a certificate holder licensed under IC 4-38**
- 35 may not cash the check of a person participating in the program
- 36 or extend credit to the person in any manner. However, the
- 37 voluntary exclusion program does not preclude an owner **or a**
- 38 **certificate holder** from seeking the payment of a debt accrued
- 39 by a person before entering the program.
- 40 (c) **An employee of a riverboat or facility under the**
- 41 **jurisdiction of the commission or a riverboat or facility under the**

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1 jurisdiction of the commission is not liable to a person
2 participating in a voluntary exclusion program for:

3 (1) the failure of the riverboat or facility to withhold gaming
4 privileges from, or restore gaming privileges to, a person in
5 the voluntary exclusion program;

6 (2) permitting a person in the voluntary exclusion program
7 to engage in gaming activity while in the voluntary exclusion
8 program; or

9 (3) except for the willful and unlawful disclosure of a person
10 in the voluntary exclusion program, disclosure or publication
11 of a person in the voluntary exclusion program.

12 (d) The commission may join a multi-state or national
13 self-exclusion program for sharing and mutual enforcement of
14 self-exclusion lists.

15 (e) The commission may share self-exclusion lists with third
16 party entities that facilitate the sharing of self-exclusion lists with
17 other state commissions.

18 SECTION 25. IC 4-33-4-5.5 IS ADDED TO THE INDIANA
19 CODE AS A NEW SECTION TO READ AS FOLLOWS
20 [EFFECTIVE JULY 1, 2026]: Sec. 5.5. (a) The commission has the
21 sole authority to license entities to conduct activities authorized
22 under this article, IC 4-32.3, IC 4-35, IC 4-38, and IC 4-39.

23 (b) The commission may not limit the number of qualified
24 entities licensed under subsection (a).

25 (c) The commission may deny a license to an applicant if the
26 commission determines that at least one (1) of the following applies
27 with respect to the applicant:

28 (1) The applicant has:

29 (A) violated a local ordinance, a state or federal statute,
30 or an administrative rule or regulation and the violation
31 would cause the commission to determine that the
32 applicant, a key person, or a substantial owner of the
33 applicant is not of good moral character or reputation;
34 or

35 (B) committed any other act that would negatively
36 impact the integrity of gaming in Indiana.

37 (2) The applicant has engaged in fraud, deceit, or
38 misrepresentation.

39 (3) The applicant has failed to provide information required
40 by:

41 (A) this article, IC 4-32.3, IC 4-35, IC 4-38, and IC 4-39;
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(B) a rule adopted under one (1) of the articles listed in clause (A).

(4) The applicant, or a key person, substantial owner, or affiliated entity of the applicant, has engaged, either directly or through an arms length transaction relationship, in business operations in which any product, device, service, or commodity sold or otherwise conveyed is determined to have constituted illegal gambling in any jurisdiction in the United States in which the product, device, service, or commodity was used.

(5) The applicant, or a key person, substantial owner, or affiliated entity of the applicant, is determined to have directly or indirectly benefited financially from illegal gambling in any jurisdiction in the United States.

(6) The applicant, or a key person, has engaged in conduct prejudicial to public confidence in the commission or for any reason deemed necessary by the commission to ensure the integrity of gaming in Indiana.

(d) The commission may consider the following when determining whether to deny a permit application for an applicant to which subsection (c)(4) or (c)(5) applies:

(1) If the applicant, or the key person, substantial owner, or affiliated entity of the applicant, that engaged in or benefited from illegal gambling has been pardoned or had its civil rights restored.

(2) If, since the applicant, or the key person, substantial owner, or affiliated entity of the applicant, engaged in or benefited from illegal gambling, the applicant has engaged in the kind of law abiding commerce and good citizenship that would reflect well upon the integrity of gaming in Indiana.

(3) If the applicant is a firm, an association, a partnership, a trust, a corporation, a limited liability company, or other entity, whether the applicant has terminated its relationship with the key person, substantial owner, or affiliated owner of the entity that engaged in or benefited from illegal gambling.

SECTION 26. IC 4-33-8-11, AS AMENDED BY P.L.142-2020, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11. (a) An individual who is disqualified under section 3(2) of this chapter due to a conviction for a felony may apply to the commission for a waiver of the requirements of section 3(2) of this chapter.

(b) The commission may waive the requirements of section 3(2)

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1 of this chapter with respect to an individual applying for an
 2 occupational license if:

- 3 (1) the individual qualifies for a waiver under subsection (e) or
 4 (f); and
 5 (2) the commission determines that the individual has
 6 demonstrated by clear and convincing evidence the individual's
 7 rehabilitation.

8 (c) In determining whether the individual applying for the
 9 occupational license has demonstrated rehabilitation under subsection
 10 (b), the commission shall consider the following factors:

- 11 (1) The nature and duties of the position applied for by the
 12 individual.
 13 (2) The nature and seriousness of the offense or conduct.
 14 (3) The circumstances under which the offense or conduct
 15 occurred.
 16 (4) The date of the offense or conduct.
 17 (5) The age of the individual when the offense or conduct was
 18 committed.
 19 (6) Whether the offense or conduct was an isolated or a repeated
 20 incident.
 21 (7) A social condition that may have contributed to the offense
 22 or conduct.
 23 (8) Evidence of rehabilitation, including good conduct in prison
 24 or in the community, counseling or psychiatric treatment
 25 received, acquisition of additional academic or vocational
 26 education, successful participation in a correctional work release
 27 program, or the recommendation of a person who has or has had
 28 the individual under the person's supervision.
 29 (9) The complete criminal record of the individual.
 30 (10) The prospective employer's written statement that:
 31 (A) the employer has been advised of all of the facts and
 32 circumstances of the individual's criminal record; and
 33 (B) after having considered the facts and circumstances, the
 34 prospective employer will hire the individual if the
 35 commission grants a waiver of the requirements of section
 36 3(2) of this chapter.

37 (d) The commission may not waive the requirements of section
 38 3(2) of this chapter for an individual who has been convicted of
 39 committing any of the following:

- 40 (1) A felony in violation of federal law (as classified in 18
 41 U.S.C. 3559).

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- 1 (2) A felony of fraud, deceit, or misrepresentation.
 2 (3) A felony of gambling under IC 35-45-5 or IC 35-45-6.
 3 (e) The commission may waive the requirements of section 3(2)
 4 of this chapter for an individual if:
 5 (1) the individual has been convicted of committing:
 6 (A) a felony described in IC 35-42 against another human
 7 being or a felony described in IC 35-48-4; or
 8 (B) a felony that results in bodily injury, serious bodily
 9 injury, or death to another human being; and
 10 (2) ten (10) years have elapsed from the date the individual was
 11 discharged from probation, imprisonment, or parole, whichever
 12 is later, for the conviction described in subdivision (1).
 13 (f) The commission may waive the requirements of section 3(2) of
 14 this chapter for an individual if:
 15 (1) the individual has been convicted in Indiana or any other
 16 jurisdiction of committing a felony not described in subsection
 17 (d) or (e); and
 18 (2) five (5) years have elapsed from the date the individual was
 19 discharged from probation, imprisonment, or parole, whichever
 20 is later, for the conviction described in subdivision (1).
 21 (g) To enable a prospective employer to determine, for purposes
 22 of subsection (c)(10), whether the prospective employer has been
 23 advised of all of the facts and circumstances of the individual's criminal
 24 record, the commission shall notify the prospective employer of all
 25 information that the commission:
 26 (1) has obtained concerning the individual; and
 27 (2) is authorized to release under IC 5-14.
 28 (h) The commission shall deny the individual's request to waive
 29 the requirements of section 3(2) of this chapter if the individual fails to
 30 disclose to both the commission and the prospective employer all
 31 information relevant to this section.
 32 **(i) Notwithstanding subsections (a) through (h), an individual**
 33 **applying for an occupational license under this chapter to perform**
 34 **duties that do not relate to gaming on the premises of a riverboat**
 35 **is not disqualified under section 3(2) of this chapter if the position**
 36 **or occupation will not have access to:**
 37 **(1) the gaming floor; and**
 38 **(2) gaming systems.**
 39 SECTION 27. IC 4-33-9-0.5 IS ADDED TO THE INDIANA
 40 CODE AS A NEW SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2026]: **Sec. 0.5. This chapter may not be**
 42 **construed to restrict the authorized use of the Internet to conduct**

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1 sports wagering under IC 4-38 or interactive gaming under IC 4-39
2 by:

- 3 (1) a licensed owner;
4 (2) an operating agent;
5 (3) a trustee in accordance with IC 4-33-21;
6 (4) a vendor contracted with a licensed owner or an
7 operating agent for the conduct of sports wagering under
8 IC 4-38; or
9 (5) an interactive gaming management vendor contracted
10 with a licensed owner or an operating agent for the conduct
11 of interactive gaming under IC 4-39.

12 SECTION 28. IC 4-33-10-7 IS ADDED TO THE INDIANA
13 CODE AS A NEW SECTION TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) As used in this section,
15 "sweepstakes game" means a game, contest, or promotion that is
16 available on the Internet and is accessible on a mobile phone,
17 computer terminal, or similar access device that:

- 18 (1) utilizes a dual-currency system of payment allowing a
19 player to exchange currency for a cash prize, cash award, or
20 cash equivalents or a chance to win a cash prize, cash award,
21 or cash equivalents; and
22 (2) simulates casino-style gaming, including slot machines,
23 video poker, table games, lottery games, bingo, and sports
24 wagering.

25 (b) The commission may levy a civil penalty in the amount of
26 one hundred thousand dollars (\$100,000) against an operator or
27 individual who knowingly uses the Internet to conduct a
28 sweepstakes game:

- 29 (1) in Indiana; or
30 (2) in a transaction directly involving a person located in
31 Indiana.

32 SECTION 29. IC 4-33-12-0.5, AS AMENDED BY P.L.293-2019,
33 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2026]: Sec. 0.5. This chapter does not apply to the following:

- 35 (1) A riverboat in a historic hotel district.
36 (2) Sports wagering conducted under IC 4-38 at a riverboat.
37 (3) Interactive gaming conducted under IC 4-39 by a licensed
38 owner.

39 SECTION 30. IC 4-33-13-0.5, AS ADDED BY P.L.293-2019,
40 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2026]: Sec. 0.5. This chapter does not apply to **the following**:

- 42 (1) Sports wagering conducted under IC 4-38 at a riverboat.

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1 **(2) Interactive gaming conducted under IC 4-39 by a licensed**
 2 **owner.**
 3 SECTION 31. IC 4-33-13-5, AS AMENDED BY P.L.9-2024,
 4 SECTION 109, IS AMENDED TO READ AS FOLLOWS
 5 [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) This subsection does not
 6 apply to tax revenue remitted by an operating agent operating a
 7 riverboat in a historic hotel district. Excluding funds that are
 8 appropriated in the biennial budget act from the state gaming fund to
 9 the commission for purposes of administering this article, each month
 10 the state comptroller shall distribute the tax revenue deposited in the
 11 state gaming fund under this chapter to the following:
 12 (1) An amount equal to the following shall be set aside for
 13 revenue sharing under subsection (d):
 14 ~~(A) Before July 1, 2021, the first thirty-three million dollars~~
 15 ~~(\$33,000,000) of tax revenues collected under this chapter~~
 16 ~~shall be set aside for revenue sharing under subsection (d).~~
 17 ~~(B) (A) After June 30, 2021, If the total adjusted gross~~
 18 ~~receipts received by licensees from gambling games~~
 19 ~~authorized under this article during the preceding state~~
 20 ~~fiscal year is equal to or greater than the total adjusted gross~~
 21 ~~receipts received by licensees from gambling games~~
 22 ~~authorized under this article during the state fiscal year~~
 23 ~~ending June 30, 2020, the first thirty-three million dollars~~
 24 ~~(\$33,000,000) sixty-six million dollars (\$66,000,000) of~~
 25 ~~tax revenues collected under this chapter shall be set aside~~
 26 ~~for revenue sharing under subsection (d).~~
 27 ~~(C) (B) After June 30, 2021, If the total adjusted gross~~
 28 ~~receipts received by licensees from gambling games~~
 29 ~~authorized under this article during the preceding state~~
 30 ~~fiscal year is less than the total adjusted gross receipts~~
 31 ~~received by licensees from gambling games authorized~~
 32 ~~under this article during the state year ending June 30,~~
 33 ~~2020, an amount equal to the first thirty-three million~~
 34 ~~dollars (\$33,000,000) sixty-six million dollars~~
 35 ~~(\$66,000,000) of tax revenues collected under this chapter~~
 36 ~~multiplied by the result of:~~
 37 (i) the total adjusted gross receipts received by
 38 licensees from gambling games authorized under this
 39 article during the preceding state fiscal year; divided
 40 by
 41 (ii) the total adjusted gross receipts received by

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1 licensees from gambling games authorized under this
 2 article during the state fiscal year ending June 30,
 3 2020;
 4 shall be set aside for revenue sharing under subsection (d).
 5 (2) Subject to subsection (c), twenty-five percent (25%) of the
 6 remaining tax revenue remitted by each licensed owner shall be
 7 paid:
 8 (A) to the city in which the riverboat is located or that is
 9 designated as the home dock of the riverboat from which
 10 the tax revenue was collected, in the case of:
 11 (i) a city described in IC 4-33-12-6(b)(1)(A);
 12 (ii) a city located in Lake County; or
 13 (iii) Terre Haute; or
 14 (B) to the county that is designated as the home dock of the
 15 riverboat from which the tax revenue was collected, in the
 16 case of a riverboat that is not located in a city described in
 17 clause (A) or whose home dock is not in a city described in
 18 clause (A).
 19 (3) The remainder of the tax revenue remitted by each licensed
 20 owner shall be paid to the state general fund. In each state fiscal
 21 year, the state comptroller shall make the transfer required by
 22 this subdivision on or before the fifteenth day of the month based
 23 on revenue received during the preceding month for deposit in
 24 the state gaming fund. Specifically, the state comptroller may
 25 transfer the tax revenue received by the state in a month to the
 26 state general fund in the immediately following month according
 27 to this subdivision.
 28 (b) This subsection applies only to tax revenue remitted by an
 29 operating agent operating a riverboat in a historic hotel district after
 30 June 30, 2019. Excluding funds that are appropriated in the biennial
 31 budget act from the state gaming fund to the commission for purposes
 32 of administering this article, each month the state comptroller shall
 33 distribute the tax revenue remitted by the operating agent under this
 34 chapter as follows:
 35 (1) For state fiscal years beginning after June 30, 2019, but
 36 ending before July 1, 2021, fifty-six and five-tenths percent
 37 (56.5%) shall be paid to the state general fund.
 38 (2) For state fiscal years beginning after June 30, 2021, fifty-six
 39 and five-tenths percent (56.5%) shall be paid as follows:
 40 (A) Sixty-six and four-tenths percent (66.4%) shall be paid
 41 to the state general fund.

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1 (B) Thirty-three and six-tenths percent (33.6%) shall be
 2 paid to the West Baden Springs historic hotel preservation
 3 and maintenance fund established by IC 36-7-11.5-11(b).
 4 However, if:
 5 (i) at any time the balance in that fund exceeds
 6 twenty-five million dollars (\$25,000,000); or
 7 (ii) in any part of a state fiscal year in which the
 8 operating agent has received at least one hundred
 9 million dollars (\$100,000,000) of adjusted gross
 10 receipts;
 11 the amount described in this clause shall be paid to the state
 12 general fund for the remainder of the state fiscal year.
 13 (3) Forty-three and five-tenths percent (43.5%) shall be paid as
 14 follows:
 15 (A) Twenty-two and four-tenths percent (22.4%) shall be
 16 paid as follows:
 17 (i) Fifty percent (50%) to the fiscal officer of the town
 18 of French Lick.
 19 (ii) Fifty percent (50%) to the fiscal officer of the town
 20 of West Baden Springs.
 21 (B) Fourteen and eight-tenths percent (14.8%) shall be paid
 22 to the county treasurer of Orange County for distribution
 23 among the school corporations in the county. The governing
 24 bodies for the school corporations in the county shall
 25 provide a formula for the distribution of the money received
 26 under this clause among the school corporations by joint
 27 resolution adopted by the governing body of each of the
 28 school corporations in the county. Money received by a
 29 school corporation under this clause must be used to
 30 improve the educational attainment of students enrolled in
 31 the school corporation receiving the money. Not later than
 32 the first regular meeting in the school year of a governing
 33 body of a school corporation receiving a distribution under
 34 this clause, the superintendent of the school corporation
 35 shall submit to the governing body a report describing the
 36 purposes for which the receipts under this clause were used
 37 and the improvements in educational attainment realized
 38 through the use of the money. The report is a public record.
 39 (C) Thirteen and one-tenth percent (13.1%) shall be paid to
 40 the county treasurer of Orange County.
 41 (D) Five and three-tenths percent (5.3%) shall be

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distributed quarterly to the county treasurer of Dubois County for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(E) Five and three-tenths percent (5.3%) shall be distributed quarterly to the county treasurer of Crawford County for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(F) Six and thirty-five hundredths percent (6.35%) shall be paid to the fiscal officer of the town of Paoli.

(G) Six and thirty-five hundredths percent (6.35%) shall be paid to the fiscal officer of the town of Orleans.

(H) Twenty-six and four-tenths percent (26.4%) shall be paid to the Indiana economic development corporation established by IC 5-28-3-1 for transfer as follows:

(i) Beginning after December 31, 2017, ten percent (10%) of the amount transferred under this clause in each calendar year shall be transferred to the South Central Indiana Regional Economic Development Corporation or a successor entity or partnership for economic development for the purpose of recruiting new business to Orange County as well as promoting the retention and expansion of existing businesses in Orange County.

(ii) The remainder of the amount transferred under this clause in each calendar year shall be transferred to Radius Indiana or a successor regional entity or partnership for the development and implementation of a regional economic development strategy to assist the residents of Orange County and the counties

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1 contiguous to Orange County in improving their
2 quality of life and to help promote successful and
3 sustainable communities.

4 To the extent possible, the Indiana economic development
5 corporation shall provide for the transfer under item (i) to
6 be made in four (4) equal installments. However, an amount
7 sufficient to meet current obligations to retire or refinance
8 indebtedness or leases for which tax revenues under this
9 section were pledged before January 1, 2015, by the Orange
10 County development commission shall be paid to the
11 Orange County development commission before making
12 distributions to the South Central Indiana Regional
13 Economic Development Corporation and Radius Indiana or
14 their successor entities or partnerships. The amount paid to
15 the Orange County development commission shall
16 proportionally reduce the amount payable to the South
17 Central Indiana Regional Economic Development
18 Corporation and Radius Indiana or their successor entities
19 or partnerships.

20 (c) This subsection does not apply to tax revenue remitted by an
21 inland casino operating in Vigo County. For each city and county
22 receiving money under subsection (a)(2), the state comptroller shall
23 determine the total amount of money paid by the state comptroller to
24 the city or county during the state fiscal year 2002. The amount
25 determined is the base year revenue for the city or county. The state
26 comptroller shall certify the base year revenue determined under this
27 subsection to the city or county. The total amount of money distributed
28 to a city or county under this section during a state fiscal year may not
29 exceed the entity's base year revenue. For each state fiscal year, the
30 state comptroller shall pay that part of the riverboat wagering taxes
31 that:

- 32 (1) exceeds a particular city's or county's base year revenue; and
- 33 (2) would otherwise be due to the city or county under this
34 section;

35 to the state general fund instead of to the city or county.

36 (d) Except as provided in subsections (k) and (l), before August 15
37 of each year, the state comptroller shall distribute the wagering taxes
38 set aside for revenue sharing under subsection (a)(1) to the county
39 treasurer of each county that does not have a riverboat according to the
40 ratio that the county's population bears to the total population of the
41 counties that do not have a riverboat. Except as provided in subsection

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- 1 (g), the county auditor shall distribute the money received by the
- 2 county under this subsection as follows:
- 3 (1) To each city located in the county according to the ratio the
- 4 city's population bears to the total population of the county.
- 5 (2) To each town located in the county according to the ratio the
- 6 town's population bears to the total population of the county.
- 7 (3) After the distributions required in subdivisions (1) and (2)
- 8 are made, the remainder shall be retained by the county.
- 9 (e) Money received by a city, town, or county under subsection (d)
- 10 or (g) may be used for any of the following purposes:
- 11 (1) To reduce the property tax levy of the city, town, or county
- 12 for a particular year (a property tax reduction under this
- 13 subdivision does not reduce the maximum levy of the city, town,
- 14 or county under IC 6-1.1-18.5).
- 15 (2) For deposit in a special fund or allocation fund created under
- 16 IC 8-22-3.5, IC 36-7-14, IC 36-7-14.5, IC 36-7-15.1, and
- 17 IC 36-7-30 to provide funding for debt repayment.
- 18 (3) To fund sewer and water projects, including storm water
- 19 management projects.
- 20 (4) For police and fire pensions.
- 21 (5) To carry out any governmental purpose for which the money
- 22 is appropriated by the fiscal body of the city, town, or county.
- 23 Money used under this subdivision does not reduce the property
- 24 tax levy of the city, town, or county for a particular year or
- 25 reduce the maximum levy of the city, town, or county under
- 26 IC 6-1.1-18.5.
- 27 (f) This subsection does not apply to an inland casino operating in
- 28 Vigo County. Before July 15 of each year, the state comptroller shall
- 29 determine the total amount of money distributed to an entity under
- 30 IC 4-33-12-6 or IC 4-33-12-8 during the preceding state fiscal year. If
- 31 the state comptroller determines that the total amount of money
- 32 distributed to an entity under IC 4-33-12-6 or IC 4-33-12-8 during the
- 33 preceding state fiscal year was less than the entity's base year revenue
- 34 (as determined under IC 4-33-12-9), the state comptroller shall make
- 35 a supplemental distribution to the entity from taxes collected under this
- 36 chapter and deposited into the state general fund. Except as provided
- 37 in subsection (h), the amount of an entity's supplemental distribution
- 38 is equal to:
- 39 (1) the entity's base year revenue (as determined under
- 40 IC 4-33-12-9); minus
- 41 (2) the sum of:

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- 1 (A) the total amount of money distributed to the entity and
- 2 constructively received by the entity during the preceding
- 3 state fiscal year under IC 4-33-12-6 or IC 4-33-12-8; plus
- 4 (B) the amount of any admissions taxes deducted under
- 5 IC 6-3.1-20-7.

6 (g) This subsection applies only to Marion County. The county
 7 auditor shall distribute the money received by the county under
 8 subsection (d) as follows:

- 9 (1) To each city, other than the consolidated city, located in the
- 10 county according to the ratio that the city's population bears to
- 11 the total population of the county.
- 12 (2) To each town located in the county according to the ratio that
- 13 the town's population bears to the total population of the county.
- 14 (3) After the distributions required in subdivisions (1) and (2)
- 15 are made, the remainder shall be paid in equal amounts to the
- 16 consolidated city and the county.

17 (h) This subsection does not apply to an inland casino operating
 18 in Vigo County. This subsection applies to a supplemental distribution
 19 made after June 30, 2017. The maximum amount of money that may be
 20 distributed under subsection (f) in a state fiscal year is equal to the
 21 following:

- 22 (1) Before July 1, 2021, forty-eight million dollars
- 23 (\$48,000,000).
- 24 (2) After June 30, 2021, if the total adjusted gross receipts
- 25 received by licensees from gambling games authorized under
- 26 this article during the preceding state fiscal year is equal to or
- 27 greater than the total adjusted gross receipts received by
- 28 licensees from gambling games authorized under this article
- 29 during the state fiscal year ending June 30, 2020, the maximum
- 30 amount is forty-eight million dollars (\$48,000,000).
- 31 (3) After June 30, 2021, if the total adjusted gross receipts
- 32 received by licensees from gambling games authorized under
- 33 this article during the preceding state fiscal year is less than the
- 34 total adjusted gross receipts received by licensees from gambling
- 35 games authorized under this article during the state fiscal year
- 36 ending June 30, 2020, the maximum amount is equal to the
- 37 result of:

- 38 (A) forty-eight million dollars (\$48,000,000); multiplied by
- 39 (B) the result of:
 - 40 (i) the total adjusted gross receipts received by
 - 41 licensees from gambling games authorized under this

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1 article during the preceding state fiscal year; divided
 2 by
 3 (ii) the total adjusted gross receipts received by
 4 licensees from gambling games authorized under this
 5 article during the state fiscal year ending June 30,
 6 2020.

7 If the total amount determined under subsection (f) exceeds the
 8 maximum amount determined under this subsection, the amount
 9 distributed to an entity under subsection (f) must be reduced according
 10 to the ratio that the amount distributed to the entity under IC 4-33-12-6
 11 or IC 4-33-12-8 bears to the total amount distributed under
 12 IC 4-33-12-6 and IC 4-33-12-8 to all entities receiving a supplemental
 13 distribution.

14 (i) This subsection applies to a supplemental distribution, if any,
 15 payable to Lake County, Hammond, Gary, or East Chicago under
 16 subsections (f) and (h). Beginning in July 2016, the state comptroller
 17 shall, after making any deductions from the supplemental distribution
 18 required by IC 6-3.1-20-7, deduct from the remainder of the
 19 supplemental distribution otherwise payable to the unit under this
 20 section the lesser of:

- 21 (1) the remaining amount of the supplemental distribution; or
- 22 (2) the difference, if any, between:
 - 23 (A) three million five hundred thousand dollars
 - 24 (\$3,500,000); minus
 - 25 (B) the amount of admissions taxes constructively received
 - 26 by the unit in the previous state fiscal year.

27 The state comptroller shall distribute the amounts deducted under this
 28 subsection to the northwest Indiana redevelopment authority
 29 established under IC 36-7.5-2-1 for deposit in the development
 30 authority revenue fund established under IC 36-7.5-4-1.

31 (j) Money distributed to a political subdivision under subsection
 32 (b):

- 33 (1) must be paid to the fiscal officer of the political subdivision
 34 and may be deposited in the political subdivision's general fund
 35 (in the case of a school corporation, the school corporation may
 36 deposit the money into either the education fund (IC 20-40-2) or
 37 the operations fund (IC 20-40-18)) or riverboat fund established
 38 under IC 36-1-8-9, or both;
- 39 (2) may not be used to reduce the maximum levy under
 40 IC 6-1.1-18.5 of a county, city, or town or the maximum tax rate
 41 of a school corporation, but, except as provided in subsection

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1 (b)(3)(B), may be used at the discretion of the political
 2 subdivision to reduce the property tax levy of the county, city, or
 3 town for a particular year;

4 (3) except as provided in subsection (b)(3)(B), may be used for
 5 any legal or corporate purpose of the political subdivision,
 6 including the pledge of money to bonds, leases, or other
 7 obligations under IC 5-1-14-4; and

8 (4) is considered miscellaneous revenue.

9 Money distributed under subsection (b)(3)(B) must be used for the
 10 purposes specified in subsection (b)(3)(B).

11 (k) After June 30, 2020, the amount of wagering taxes that would
 12 otherwise be distributed to South Bend under subsection (d) shall be
 13 deposited as being received from all riverboats whose supplemental
 14 wagering tax, as calculated under IC 4-33-12-1.5(b), is over three and
 15 five-tenths percent (3.5%). The amount deposited under this
 16 subsection, in each riverboat's account, is proportionate to the
 17 supplemental wagering tax received from that riverboat under
 18 IC 4-33-12-1.5 in the month of July. The amount deposited under this
 19 subsection must be distributed in the same manner as the supplemental
 20 wagering tax collected under IC 4-33-12-1.5. This subsection expires
 21 June 30, 2021.

22 (l) After June 30, 2021, the amount of wagering taxes that would
 23 otherwise be distributed to South Bend under subsection (d) shall be
 24 withheld and deposited in the state general fund.

25 SECTION 32. IC 4-33-14-11, AS ADDED BY P.L.293-2019,
 26 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2026]: Sec. 11. This chapter applies to:

28 (1) sports wagering conducted under IC 4-38; and

29 (2) **interactive gaming conducted under IC 4-39;**

30 by a licensed owner or an operating agent.

31 SECTION 33. IC 4-33-18 IS REPEALED [EFFECTIVE JULY 1,
 32 2026]. (Indiana Department of Gaming Research).

33 SECTION 34. IC 4-33-25 IS ADDED TO THE INDIANA CODE
 34 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2026]:

36 **Chapter 25. Indiana Responsible Gaming and Problem**
 37 **Gambling Services Program**

38 **Sec. 1. (a) As used in this chapter, "gross receipts" means the**
 39 **total amount of money received by a licensee for wagering.**

40 **(b) As used in this chapter, "licensee" means any of the**
 41 **following:**

42 (1) A licensed owner (as defined by IC 4-33-2-13).

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- 1 (2) An operating agent (as defined by IC 4-33-2-14.5).
 2 (3) A permit holder (as defined by IC 4-35-2-8).
 3 (4) A licensee or operating agent that conducts sports
 4 wagering under IC 4-38.
 5 (5) A licensee or operating agent that conducts interactive
 6 gaming under IC 4-39.
- 7 Sec. 2. (a) The Indiana responsible gaming and problem
 8 gambling services program is established to:
 9 (1) increase public awareness of problem gambling;
 10 (2) promote responsible gaming; and
 11 (3) provide problem gambling prevention, treatment, and
 12 recovery resources and services.
 13 (b) The commission shall develop and administer the program.
- 14 Sec. 3. (a) The Indiana responsible gaming and problem
 15 gambling services program fund is established. The commission
 16 shall administer the fund.
 17 (b) The fund consists of the following:
 18 (1) Fees deposited under section 8 of this chapter.
 19 (2) Money appropriated to the fund by the general assembly.
 20 (3) Donations, gifts, and money received from any other
 21 source, including transfers from other funds or accounts.
 22 (c) The expenses of administering the fund shall be paid from
 23 money in the fund.
 24 (d) Money in the fund at the end of a state fiscal year does not
 25 revert to the state general fund.
 26 (e) Money in the fund is continuously appropriated for the
 27 purposes of this chapter.
 28 (f) The treasurer of state shall invest the money in the fund not
 29 currently needed to meet the obligations of the fund in the same
 30 manner as other public funds may be invested.
- 31 Sec. 4. Money in the Indiana responsible gaming and problem
 32 gambling services program fund shall be used for purposes of the
 33 responsible gaming and problem gambling services program,
 34 which may include the following:
 35 (1) Development and implementation of awareness
 36 campaigns, coupled with prevention and harm reduction
 37 efforts, that educate the public on how to gamble safely and
 38 on potential signs of a gambling problem, including signs
 39 that coexist with other public health concerns.
 40 (2) Provision of grants to the Indiana Council on Problem
 41 Gambling.
 42 (3) Development of, implementation of, and the payment for

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- 1 prevention, treatment, research, and other programs related
- 2 to problem gambling, including inpatient and outpatient
- 3 treatment programs for individuals with gambling
- 4 addictions.
- 5 (4) A comprehensive prevention and treatment services
- 6 continuum that may include the following:
- 7 (A) Prevention and public awareness.
- 8 (B) Gambling provider education and certification.
- 9 (C) Crisis intervention, including a warmline.
- 10 (D) Case management.
- 11 (E) Recovery support skills development.
- 12 (F) Individualized integrated care plan review.
- 13 (G) Intensive outpatient treatment.
- 14 (H) Individual counseling.
- 15 (I) Family counseling.
- 16 (J) Financial counseling.
- 17 (K) Client education.
- 18 (L) Telehealth.
- 19 (M) Inpatient treatment.
- 20 (N) Other services determined by the commission or
- 21 division of mental health and addiction.
- 22 (5) Provision of grants to Indiana colleges and universities to
- 23 study problem gambling, prevention, and harm reduction.
- 24 (6) Development of technology to:
- 25 (A) enable the list of persons who participate in the
- 26 voluntary exclusion program established under the rules
- 27 of the commission to be timely shared with each
- 28 riverboat or other facility under the jurisdiction of the
- 29 commission; and
- 30 (B) coordinate with other states to assist persons who
- 31 wish to participate in the commission's voluntary
- 32 exclusion program or in similar programs in other
- 33 states.
- 34 (7) Fund the alcohol server training program for servers at
- 35 establishments that are licensed to sell alcoholic beverages
- 36 that offer type II gaming under IC 7.1-3-1.5-6(c).
- 37 **Sec. 5. (a) In developing the Indiana responsible gaming and**
- 38 **problem gambling services program, the commission shall:**
- 39 (1) consult with the National Center for Responsible Gaming,
- 40 the Indiana Council on Problem Gambling, and the National
- 41 Council on Problem Gambling to develop best practices; and
- 42 (2) coordinate with the office of the secretary of family and

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1 social services to identify potential service providers and to
 2 ensure that local programs that receive distributions from
 3 the addiction services fund established by IC 12-23-2-2
 4 complement the services provided by the Indiana responsible
 5 gaming and problem gambling services program.

6 (b) The commission may do the following:

7 (1) Consult with regulators from other states, gaming
 8 operators, gaming manufacturers, community leaders,
 9 researchers, treatment providers, and other appropriate
 10 individuals and entities in developing the Indiana responsible
 11 gaming and problem gambling services program.

12 (2) Contract with a person or public or private entity to
 13 assist with carrying out the Indiana responsible gaming and
 14 problem gambling services program.

15 (3) Coordinate programming and services with the division
 16 of mental health and addiction, including:

17 (A) state funded programs that address responsible
 18 gaming; and

19 (B) promotion of responsible gaming awareness with the
 20 department of education for middle school and high
 21 school students.

22 (4) Contract to provide treatment services with a provider
 23 credentialed by one (1) of the following:

24 (A) ICAADA, the behavior health certification body of
 25 Mental Health America of Indiana.

26 (B) The International Gambling Counselor Certification
 27 Board.

28 (C) The International Co-Occurring Gambling
 29 Specialists.

30 (5) Adopt rules under IC 4-22-2 concerning the following:

31 (A) Counselor and coach ethics.

32 (B) An ethics review committee.

33 (C) A process to review ethics complaints.

34 (D) A process to review the credentials of counselors.

35 (E) Continuing education for counselors.

36 Sec. 6. The commission may hire staff to oversee all aspects of
 37 the Indiana responsible gaming and problem gambling services
 38 program, including monitoring compliance with the program and
 39 program accountability and efficacy.

40 Sec. 7. The commission may:

41 (1) hire recovery coaches or other trained professionals; or

42 (2) contract with an entity that provides recovery coaching;



1 to provide responsible gaming and problem gambling services at
 2 each licensee. Each licensee shall provide appropriate workspace
 3 for a recovery coach or trained professional under this section.

4 **Sec. 8. (a) Subject to section 9 of this chapter, beginning**
 5 **August 1, 2026, and each August 1 thereafter, each licensee shall**
 6 **pay to the commission a responsible gaming and problem gambling**
 7 **services fee equal to one percent (1%) of the gross receipts that the**
 8 **licensee received in the prior fiscal year.**

9 **(b) The commission shall deposit fees received under this**
 10 **section in the Indiana responsible gaming and problem gambling**
 11 **services program fund established by section 3 of this chapter.**

12 **Sec. 9. (a) If a licensee is a licensed owner (as defined by**
 13 **IC 4-33-2-13):**

14 **(1) the aggregate amount a licensee may be required to pay**
 15 **under section 8 of this chapter for each riverboat owned or**
 16 **operated by the licensee in a year may not exceed one million**
 17 **dollars (\$1,000,000); and**

18 **(2) also is:**

19 **(A) an operating agent (as defined by IC 4-33-2-14.5);**

20 **(B) a permit holder (as defined by IC 4-35-2-8);**

21 **(C) a licensee or operating agent that conducts sports**
 22 **wagering under IC 4-38; or**

23 **(D) a licensee or operating agent that conducts**
 24 **interactive gaming under IC 4-39;**

25 **the one percent (1%) of the gross receipts under section 8 of**
 26 **this chapter applies to all of the licensed owner's total gross**
 27 **receipts received as a licensed owner and as an entity**
 28 **described in clauses (A) through (D).**

29 **(b) If a licensee is not a licensed owner (as defined by**
 30 **IC 4-33-2-13), the aggregate amount a licensee may be required to**
 31 **pay under section 8 of this chapter in a year may not exceed two**
 32 **million dollars (\$2,000,000).**

33 **Sec. 10. The commission may adopt rules under IC 4-22-2 to**
 34 **implement and carry out the Indiana responsible gaming and**
 35 **problem gambling services program.**

36 **SECTION 35. IC 4-35-2-2, AS AMENDED BY P.L.293-2019,**
 37 **SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE**
 38 **JULY 1, 2026]: Sec. 2. (a) "Adjusted gross receipts" means:**

39 **(1) the total of all cash and property (including checks received**
 40 **by a licensee, whether collected or not) received by a licensee**
 41 **from gambling games, including amounts that are distributed by**
 42 **a licensee under IC 4-35-7-12; minus**

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- 1 (2) the total of:
- 2 (A) all cash paid out to patrons as winnings for gambling
- 3 games; and
- 4 (B) uncollectible gambling game receivables, not to exceed
- 5 the lesser of:
- 6 (i) a reasonable provision for uncollectible patron
- 7 checks received from gambling games; or
- 8 (ii) two percent (2%) of the total of all sums, including
- 9 checks, whether collected or not, less the amount paid
- 10 out to patrons as winnings for gambling games.

11 For purposes of this section, a counter or personal check that is invalid
 12 or unenforceable under this article is considered cash received by the
 13 licensee from gambling games.

- 14 (b) The term does not include amounts received from:
- 15 (1) sports wagering conducted by a licensee under IC 4-38; or
- 16 (2) **interactive gaming conducted by a licensee under IC 4-39.**

17 SECTION 36. IC 4-35-2-5, AS AMENDED BY P.L.293-2019,
 18 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2026]: Sec. 5. (a) "Gambling game" means any of the
 20 following:

- 21 (1) A game played on a slot machine approved for wagering
- 22 under this article by the commission.
- 23 (2) A game played on a slot machine through the use of a mobile
- 24 gaming device approved under this article.
- 25 (3) A table game approved by the commission under
- 26 IC 4-35-7-19.

- 27 (b) The term does not include:
- 28 (1) sports wagering conducted under IC 4-38; or
- 29 (2) **interactive gaming conducted under IC 4-39.**

30 SECTION 37. IC 4-35-4-2, AS AMENDED BY P.L.93-2024,
 31 SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 JULY 1, 2026]: Sec. 2. (a) The commission shall do the following:

- 33 (1) Adopt rules under IC 4-22-2 that the commission determines
- 34 are necessary to protect or enhance the following:
- 35 (A) The credibility and integrity of gambling games
- 36 authorized under this article.
- 37 (B) The regulatory process provided in this article.
- 38 (2) Conduct all hearings concerning civil violations of this
- 39 article.
- 40 (3) Provide for the establishment and collection of license fees
- 41 imposed under this article, and deposit the license fees in the

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- 1 state general fund.
- 2 (4) Levy and collect penalties for noncriminal violations of this
- 3 article and deposit the penalties in the state general fund.
- 4 (5) Approve the design, appearance, aesthetics, and construction
- 5 of gambling game facilities authorized under this article.
- 6 (6) Adopt rules to establish and implement a voluntary exclusion
- 7 program that meets the requirements of subsection (b).
- 8 (7) Establish the requirements for a power of attorney submitted
- 9 under IC 4-35-5-9.
- 10 (b) Rules adopted under subsection (a)(6) must provide the
- 11 following:
- 12 (1) Except as provided by rule of the commission, a person who
- 13 participates in the voluntary exclusion program agrees to:
- 14 (A) refrain from entering; and
- 15 (B) not collect any winnings or recover any losses
- 16 resulting from any gaming activity at;
- 17 a facility at which gambling games are conducted or another
- 18 facility under the jurisdiction of the commission.
- 19 (2) That the name of a person participating in the program will
- 20 be included on a list of persons excluded from all facilities under
- 21 the jurisdiction of the commission.
- 22 (3) Except as provided by rule of the commission, a person who
- 23 participates in the voluntary exclusion program may not petition
- 24 the commission for readmittance to a facility under the
- 25 jurisdiction of the commission.
- 26 (4) That the list of patrons entering the voluntary exclusion
- 27 program and the personal information of the participants are
- 28 confidential and may only be disseminated by the commission to
- 29 the owner or operator of a facility under the jurisdiction of the
- 30 commission for purposes of enforcement and to other entities,
- 31 upon request by the participant and agreement by the
- 32 commission.
- 33 (5) That an owner of a facility under the jurisdiction of the
- 34 commission shall make all reasonable attempts as determined by
- 35 the commission to cease all direct marketing efforts to a person
- 36 participating in the program.
- 37 (6) That an owner of a facility under the jurisdiction of the
- 38 commission may not cash the check of a person participating in
- 39 the program or extend credit to the person in any manner.
- 40 However, the voluntary exclusion program does not preclude an
- 41 owner from seeking the payment of a debt accrued by a person

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- 1 before entering the program.
- 2 **(c) An employee of a facility under the jurisdiction of the**
- 3 **commission or a facility under the jurisdiction of the commission**
- 4 **is not liable to a person participating in a voluntary exclusion**
- 5 **program for:**
 - 6 **(1) the failure of the facility to withhold gaming privileges**
 - 7 **from, or restore gaming privileges to, a person in the**
 - 8 **voluntary exclusion program;**
 - 9 **(2) permitting a person in the voluntary exclusion program**
 - 10 **to engage in gaming activity while in the voluntary exclusion**
 - 11 **program; or**
 - 12 **(3) except for the willful and unlawful disclosure of a person**
 - 13 **in the voluntary exclusion program, disclosure or publication**
 - 14 **of a person in the voluntary exclusion program.**
- 15 **(d) The commission may join a multi-state or national**
- 16 **self-exclusion program for sharing and mutual enforcement of**
- 17 **self-exclusion lists.**
- 18 **(e) The commission may share self-exclusion lists with third**
- 19 **party entities that facilitate the sharing of self-exclusion lists with**
- 20 **other state commissions.**
- 21 SECTION 38. IC 4-35-6.5-11, AS AMENDED BY P.L.142-2020,
- 22 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 23 JULY 1, 2026]: Sec. 11. (a) An individual who is disqualified under
- 24 section 3(2) of this chapter due to a conviction for a felony may apply
- 25 to the commission for a waiver of the requirements of section 3(2) of
- 26 this chapter.
- 27 (b) The commission may waive the requirements of section 3(2)
- 28 of this chapter with respect to an individual applying for an
- 29 occupational license if:
 - 30 (1) the individual qualifies for a waiver under subsection (e) or
 - 31 (f); and
 - 32 (2) the commission determines that the individual has
 - 33 demonstrated by clear and convincing evidence the individual's
 - 34 rehabilitation.
- 35 (c) In determining whether the individual applying for the
- 36 occupational license has demonstrated rehabilitation under subsection
- 37 (b), the commission shall consider the following factors:
 - 38 (1) The nature and duties of the position applied for by the
 - 39 individual.
 - 40 (2) The nature and seriousness of the offense or conduct.
 - 41 (3) The circumstances under which the offense or conduct
 - 42 occurred.

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- 1 (4) The date of the offense or conduct.
 2 (5) The age of the individual when the offense or conduct was
 3 committed.
 4 (6) Whether the offense or conduct was an isolated or a repeated
 5 incident.
 6 (7) A social condition that may have contributed to the offense
 7 or conduct.
 8 (8) Evidence of rehabilitation, including good conduct in prison
 9 or in the community, counseling or psychiatric treatment
 10 received, acquisition of additional academic or vocational
 11 education, successful participation in a correctional work release
 12 program, or the recommendation of a person who has or has had
 13 the individual under the person's supervision.
 14 (9) The complete criminal record of the individual.
 15 (10) The prospective employer's written statement that:
 16 (A) the employer has been advised of all of the facts and
 17 circumstances of the individual's criminal record; and
 18 (B) after having considered the facts and circumstances, the
 19 prospective employer will hire the individual if the
 20 commission grants a waiver of the requirements of section
 21 3(2) of this chapter.
 22 (d) The commission may not waive the requirements of section
 23 3(2) of this chapter for an individual who has been convicted of
 24 committing any of the following:
 25 (1) A felony in violation of federal law (as classified in 18
 26 U.S.C. 3559).
 27 (2) A felony of fraud, deceit, or misrepresentation.
 28 (3) A felony of gambling under IC 35-45-5 or IC 35-45-6.
 29 (e) The commission may waive the requirements of section 3(2)
 30 of this chapter for an individual if:
 31 (1) the individual has been convicted of committing:
 32 (A) a felony described in IC 35-42 against another human
 33 being or a felony described in IC 35-48-4; or
 34 (B) a felony under Indiana law that results in bodily injury,
 35 serious bodily injury, or death to another human being; and
 36 (2) ten (10) years have elapsed from the date the individual was
 37 discharged from probation, imprisonment, or parole, whichever
 38 is later, for the conviction described in subdivision (1).
 39 (f) The commission may waive the requirements of section 3(2) of
 40 this chapter for an individual if:
 41 (1) the individual has been convicted in Indiana or any other

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- 1 jurisdiction of committing a felony not described in subsection
 2 (d) or (e); and
 3 (2) five (5) years have elapsed from the date the individual was
 4 discharged from probation, imprisonment, or parole, whichever
 5 is later, for the conviction described in subdivision (1).
 6 (g) To enable a prospective employer to determine, for purposes
 7 of subsection (c)(10), whether the prospective employer has been
 8 advised of all of the facts and circumstances of the individual's criminal
 9 record, the commission shall notify the prospective employer of all
 10 information that the commission:
 11 (1) has obtained concerning the individual; and
 12 (2) is authorized to release under IC 5-14.
 13 (h) The commission shall deny the individual's request to waive
 14 the requirements of section 3(2) of this chapter if the individual fails to
 15 disclose to both the commission and the prospective employer all
 16 information relevant to this section.
 17 **(i) Notwithstanding subsections (a) through (h), an individual**
 18 **applying for an occupational license under this chapter to perform**
 19 **duties that do not relate to gaming on the premises of a racetrack**
 20 **is not disqualified under section 3(2) of this chapter if the position**
 21 **or occupation will not have access to:**
 22 **(1) the gaming floor; and**
 23 **(2) gaming systems.**
 24 SECTION 39. IC 4-35-8-0.5 IS ADDED TO THE INDIANA
 25 CODE AS A NEW SECTION TO READ AS FOLLOWS
 26 [EFFECTIVE JULY 1, 2026]: **Sec. 0.5. This chapter does not apply**
 27 **to the following:**
 28 **(1) Sports wagering conducted under IC 4-38.**
 29 **(2) Interactive gaming conducted under IC 4-39.**
 30 SECTION 40. IC 4-35-8.5-0.5, AS ADDED BY P.L.293-2019,
 31 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 JULY 1, 2026]: **Sec. 0.5. This chapter does not apply to sports**
 33 **wagering conducted under IC 4-38 or interactive gaming conducted**
 34 **under IC 4-39.**
 35 SECTION 41. IC 4-35-8.8 IS REPEALED [EFFECTIVE JULY 1,
 36 2026]. (Problem Gambling Fees).
 37 SECTION 42. IC 4-35-11-11, AS ADDED BY P.L.293-2019,
 38 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2026]: **Sec. 11. This chapter applies to:**
 40 **(1) sports wagering conducted under IC 4-38; and**
 41 **(2) interactive gaming conducted under IC 4-39;**
 42 by a licensee.

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1 SECTION 43. IC 4-36-3-4, AS ADDED BY P.L.95-2008,
2 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]: Sec. 4. (a) The commission has the sole authority to
4 issue an endorsement or a license to a person authorizing the person to
5 sell, distribute, or manufacture type II gambling games under this
6 article.

7 (b) The commission may not limit the number of persons licensed
8 under this article.

9 (c) **The commission may deny an endorsement or a license to**
10 **an applicant if the commission determines that at least one (1) of**
11 **the following applies with respect to the applicant:**

12 (1) **The applicant has:**

13 (A) **violated a local ordinance, a state or federal statute,**
14 **or an administrative rule or regulation and the violation**
15 **would cause the commission to determine that the**
16 **applicant, a key person, or a substantial owner of the**
17 **applicant is not of good moral character or reputation;**
18 **or**

19 (B) **committed any other act that would negatively**
20 **impact the integrity of gaming in Indiana.**

21 (2) **The applicant has engaged in fraud, deceit, or**
22 **misrepresentation.**

23 (3) **The applicant has failed to provide information required**
24 **by:**

25 (A) **this article; or**

26 (B) **a rule adopted under this article.**

27 (4) **The applicant, or a key person, substantial owner, or**
28 **affiliated entity of the applicant, has engaged, either directly**
29 **or through an arms length transaction relationship, in**
30 **business operations in which any product, device, service, or**
31 **commodity sold or otherwise conveyed is determined to have**
32 **constituted illegal gambling in any jurisdiction in the United**
33 **States in which the product, device, service, or commodity**
34 **was used.**

35 (5) **The applicant, or a key person, substantial owner, or**
36 **affiliated entity of the applicant, is determined to have**
37 **directly or indirectly benefited financially from illegal**
38 **gambling in any jurisdiction in the United States.**

39 (6) **The applicant, or a key person, engaged in conduct**
40 **prejudicial to public confidence in the commission or for any**
41 **reason deemed necessary by the commission to ensure the**
42 **integrity of gaming in Indiana.**

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1 (d) The commission may consider the following when
2 determining whether to deny a permit application for an applicant
3 to which subsection (c)(4) or (c)(5) applies:

4 (1) If the applicant, or the key person, substantial owner, or
5 affiliated entity of the applicant, that engaged in or benefited
6 from illegal gambling has been pardoned or had its civil
7 rights restored.

8 (2) If, since the applicant, or the key person, substantial
9 owner, or affiliated entity of the applicant, engaged in or
10 benefited from illegal gambling, the applicant has engaged in
11 the kind of law abiding commerce and good citizenship that
12 would reflect well upon the integrity of gaming in Indiana.

13 (3) If the applicant is a firm, an association, a partnership, a
14 trust, a corporation, a limited liability company, or other
15 entity, whether the applicant has terminated its relationship
16 with the key person, substantial owner, or affiliated owner of
17 the entity that engaged in or benefited from illegal gambling.

18 SECTION 44. IC 4-38-3-3 IS ADDED TO THE INDIANA CODE
19 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
20 1, 2026]: Sec. 3. (a) The commission shall adopt rules under
21 IC 4-22-2 to create a procedure for a state university to request
22 anonymized sports gaming data from a certificate holder or vendor
23 for the purposes of:

24 (1) conducting research to assist the commission in ensuring
25 the integrity of sports gaming; and

26 (2) improving responsible gaming programs.

27 (b) Data produced under subsection (a) is not a public record
28 and the state university shall not disclose the data to any person
29 besides the certificate holder or the commission.

30 SECTION 45. IC 4-38-5-5, AS ADDED BY P.L.293-2019,
31 SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2026]: Sec. 5. A certificate holder or vendor may not accept
33 wagers on the following:

34 (1) High school and other amateur youth sporting events.

35 (2) A sporting event that has not been approved for sports
36 wagering by the commission.

37 (3) The outcome of an election.

38 SECTION 46. IC 4-38-5-13 IS ADDED TO THE INDIANA
39 CODE AS A NEW SECTION TO READ AS FOLLOWS
40 [EFFECTIVE JULY 1, 2026]: Sec. 13. (a) A certificate holder or
41 vendor shall not allow, conduct, or participate in any false or
42 misleading advertising concerning its sports wagering operations.

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1 (b) All advertising and marketing materials published, aired,
2 displayed, or distributed by or on behalf of a certificate holder or
3 vendor shall comply with the following:

4 (1) The materials may not directly advertise or promote
5 sports wagering to minors.

6 (2) The materials must conspicuously state: "If you or
7 someone you know has a gambling problem and wants help,
8 call a problem gaming hotline."

9 (3) The materials must state that patrons must be at least
10 twenty-one (21) years of age to wager.

11 (4) The materials must not imply greater chances of winning
12 versus other sports wagering operators.

13 (5) The materials must not imply greater chances of winning
14 based on wagering in greater quantity or amount.

15 SECTION 47. IC 4-38-10-1, AS ADDED BY P.L.293-2019,
16 SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2026]: Sec. 1. A sports wagering tax is imposed on the
18 adjusted gross receipts received from authorized sports wagering
19 offered by a certificate holder under this article at a rate of:

20 (1) nine and one-half percent (9.5%) for each wager placed
21 within a licensed facility under IC 4-38-5-2; and

22 (2) twelve percent (12%) for each wager placed using a
23 mobile device under IC 4-38-5-12.

24 SECTION 48. IC 4-38-11-1, AS ADDED BY P.L.293-2019,
25 SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 2026]: Sec. 1. (a) The bureau shall provide information to a
27 certificate holder **and vendor** concerning persons who are delinquent
28 in child support.

29 (b) Prior to a certificate holder **or vendor** disbursing a payout of
30 six hundred dollars (\$600) or more, in winnings, from sports wagering
31 to a person who is delinquent in child support, ~~and who is claiming the~~
32 ~~winning sports wager in person at the certificate holder's facility,~~ the
33 certificate holder **or vendor**:

34 (1) may deduct and retain an administrative fee in the amount of
35 the lesser of:

36 (A) three percent (3%) of the amount of delinquent child
37 support withheld under subdivision (2)(A); or

38 (B) one hundred dollars (\$100); and

39 (2) shall:

40 (A) withhold the amount of delinquent child support owed
41 from winnings;

42 (B) transmit to the bureau:

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- 1 (i) the amount withheld for delinquent child support;
- 2 and
- 3 (ii) identifying information, including the full name,
- 4 address, and Social Security number of the obligor and
- 5 the child support case identifier, the date and amount
- 6 of the payment, and the name and location of the
- 7 licensed owner, operating agent, **vendor**, or trustee;
- 8 and
- 9 (C) issue the obligor a receipt in a form prescribed by the
- 10 bureau with the total amount withheld for delinquent child
- 11 support and the administrative fee.
- 12 (c) The bureau shall notify the obligor at the address provided by
- 13 the certificate holder **or vendor** that the bureau intends to offset the
- 14 obligor's delinquent child support with the winnings.
- 15 (d) The bureau shall hold the amount withheld from the winnings
- 16 of an obligor for ten (10) business days before applying the amount as
- 17 payment to the obligor's delinquent child support.
- 18 (e) The delinquent child support required to be withheld under this
- 19 section and an administrative fee described under subsection (b)(1)
- 20 have priority over any secured or unsecured claim on winnings except
- 21 claims for federal or state taxes that are required to be withheld under
- 22 federal or state law.

23 SECTION 49. IC 4-39 IS ADDED TO THE INDIANA CODE AS
 24 A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE UPON
 25 PASSAGE]:

26 **ARTICLE 39. INTERACTIVE GAMING**

27 **Chapter 1. General Provisions**

28 **Sec. 1. Pursuant to 15 U.S.C. 1172, approved January 2, 1951,**
 29 **the state of Indiana, acting by and through duly elected and**
 30 **qualified members of the legislature, does declare and proclaim**
 31 **that the state is exempt from the provisions of 15 U.S.C. 1172.**

32 **Sec. 2. All shipments of gambling devices used to conduct**
 33 **interactive gaming under this article to an operating agent, a**
 34 **licensed owner, an interactive gaming management vendor, or a**
 35 **licensed supplier in Indiana, the registering, recording, and**
 36 **labeling of which have been completed by the manufacturer or**
 37 **dealer thereof in accordance with 15 U.S.C. 1171 through 1178, are**
 38 **legal shipments of gambling devices into Indiana.**

39 **Sec. 3. The commission shall regulate and administer**
 40 **interactive gaming conducted by an interactive gaming licensee or**
 41 **an interactive gaming management vendor under this article.**

42 **Sec. 4. The commission has the following powers and duties for**

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1 the purpose of administering, regulating, and enforcing the system
2 of interactive gaming authorized under this article:

- 3 (1) All powers and duties specified in this article.
- 4 (2) All powers necessary and proper to fully and effectively
- 5 execute this article.
- 6 (3) Jurisdiction and supervision over the following:
- 7 (A) All interactive gaming operations in Indiana.
- 8 (B) All persons engaged in offering, conducting, or
- 9 participating in interactive gaming under this article.

10 However, except as provided in IC 4-39-4-4(c), this
11 subdivision does not apply to Class II and Class III gaming
12 conducted exclusively on Indian lands by an Indian tribe
13 under a facility license issued in accordance with a tribal
14 gaming ordinance approved by the chair of the National
15 Indian Gaming Commission.

- 16 (4) Any power specified in IC 4-33 or IC 4-35 concerning the
- 17 supervision of persons conducting gambling games, patrons
- 18 wagering on gambling games, and the facilities in which
- 19 gambling games are conducted.
- 20 (5) To investigate and reinvestigate applicants, interactive
- 21 gaming licensees, interactive gaming management vendors,
- 22 and other licensees involved with interactive gaming
- 23 conducted under this article.
- 24 (6) To approve premises for use as a live game studio.
- 25 (7) To investigate alleged violations of this article.
- 26 (8) To revoke, suspend, or renew licenses under this article.
- 27 (9) To take any reasonable or appropriate action to enforce
- 28 this article.

29 Sec. 5. The commission may do the following:

- 30 (1) Take appropriate administrative enforcement or
- 31 disciplinary action against a person that violates this article.
- 32 (2) Conduct hearings.
- 33 (3) Issue subpoenas for the attendance of witnesses and
- 34 subpoenas duces tecum for the production of books, records,
- 35 and other relevant documents.
- 36 (4) Administer oaths and affirmations to witnesses.

37 Chapter 2. Definitions

38 Sec. 1. Except as otherwise provided, the definitions set forth
39 in IC 4-33 and IC 4-35 apply to this article.

40 Sec. 2. (a) "Adjusted gross receipts" means the total of all cash
41 and property (including checks received by an interactive gaming
42 licensee, whether collected or not) received by an interactive

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1 gaming licensee from interactive gaming, minus the total of:

2 (1) all cash paid out as winnings to interactive gaming
3 patrons, including the cash equivalent of any merchandise or
4 thing of value awarded as a prize;

5 (2) uncollectible gaming receivables, not to exceed the lesser
6 of:

7 (A) a reasonable provision for uncollectible patron
8 checks received from interactive games; or

9 (B) two percent (2%) of the total of all sums (including
10 checks, whether collected or not) less the amount paid
11 out as winnings to interactive gaming patrons; and

12 (3) subject to IC 4-39-10-3, the monetary value of qualified
13 wagering granted to interactive gaming patrons as an
14 incentive to participate in, or granted as a result of
15 participation in, interactive gaming.

16 (b) The term does not include any receipts received under
17 IC 4-33, IC 4-35, or IC 4-38.

18 Sec. 3. "Commission" means the Indiana gaming commission
19 established by IC 4-33-3-1.

20 Sec. 4. "Indian tribe" has the meaning set forth in IC 4-29-2-4.
21 The term includes an instrumentality, political subdivision, or
22 other legal entity through which an Indian tribe operates its casino
23 in Indiana.

24 Sec. 5. (a) "Interactive game" means an Internet based
25 version, or a variation of, poker, blackjack, or other card, slot, and
26 gambling games typically offered in a casino, and any other game
27 approved by the commission:

28 (1) in which an individual wagers money or something of
29 monetary value for the opportunity to win money or
30 something of monetary value;

31 (2) in which the outcome of the game is determined by a
32 random number generator or on a live stream of game play;
33 and

34 (3) which is accessed by an Internet connected computer or
35 mobile device.

36 The term includes gaming tournaments conducted via the Internet
37 in which players compete against one another or in one (1) or more
38 of the games authorized in this article.

39 (b) The term does not include sports wagering conducted
40 under IC 4-38 or paid fantasy sports games conducted under
41 IC 4-33-24.

42 (c) The term does not include games played on mobile gaming

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1 devices under IC 4-33-9-17 or IC 4-35-7-1.5 by patrons who are
2 present in the gaming area of a riverboat or gambling game
3 facility.

4 Sec. 6. "Interactive gaming" means offering or conducting
5 interactive games.

6 Sec. 7. "Interactive gaming licensee" means any of the
7 following persons holding an interactive gaming license issued
8 under this article:

- 9 (1) A person holding an owner's license under IC 4-33-6.
- 10 (2) A person operating a riverboat in accordance with an
11 operating agent contract entered into under IC 4-33-6.5.
- 12 (3) A person holding a gambling game license under IC 4-35.
- 13 (4) An Indian tribe that lawfully conducts Class III gaming
14 in a casino located in Indiana under a facility license issued
15 in accordance with a tribal gaming ordinance approved by
16 the chairperson of the National Indian Gaming Commission.

17 Sec. 8. "Interactive gaming management vendor" means a
18 licensed business entity that operates an interactive gaming
19 platform pursuant to an agreement with an interactive gaming
20 licensee.

21 Sec. 9. "Interactive gaming operator" means an interactive
22 gaming licensee that operates an interactive gaming platform or,
23 if an interactive gaming management vendor operates the
24 interactive gaming platform, the interactive gaming management
25 vendor.

26 Sec. 10. "Interactive gaming platform" means the combination
27 of hardware and software or other technology designed and used
28 to manage, conduct, and record interactive gaming and the wagers
29 associated with interactive gaming.

30 Sec. 11. "Interactive gaming skin" means a distinctly branded
31 interactive gaming platform operated by an interactive gaming
32 operator, which may encompass a website, mobile application, or
33 other portal to the interactive gaming platform. The brand may be
34 that of the interactive gaming licensee or its affiliate, the
35 interactive gaming management vendor, or another brand as
36 agreed upon by the interactive gaming licensee and its interactive
37 gaming management vendor.

38 Sec. 12. "Interactive live game provider" means a licensed
39 business entity that operates a live game studio pursuant to an
40 agreement with an entity authorized by the commission to
41 participate in conducting interactive gaming.

42 Sec. 13. "Interactive wagering" means the placing of wagers

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1 with an interactive gaming operator by persons who are either
 2 physically present in Indiana when placing a wager or otherwise
 3 permitted to place a wager by law.

4 **Sec. 14. "Interactive wagering account"** means a financial
 5 record established and accessible through an interactive gaming
 6 platform for an individual participant in which the participant
 7 may deposit and withdraw funds for interactive gaming and other
 8 authorized purchases and to which the interactive gaming operator
 9 may credit winnings or other amounts due to that participant or
 10 authorized by that participant.

11 **Sec. 15. "Live game"** means a game, including poker,
 12 blackjack, or other card, slot, and gambling games typically
 13 offered in a casino, and any other game approved by the
 14 commission, that is conducted by an occupational licensee in a live
 15 game environment in which participants have the ability to review
 16 game play, participate in the game in real time, and communicate
 17 game decisions through an Internet connected computer, mobile
 18 device, interactive gaming device, or multi-use computing device.

19 **Sec. 16. "Live game studio"** means a physical location in
 20 Indiana that uses live video streaming technology to provide live
 21 games to a participant's Internet connected computer, mobile
 22 device, interactive gaming device, or multi-use computing device
 23 that allows the participant to participate in live streamed live
 24 games and interact with the occupational licensee who is
 25 conducting the live game.

26 **Sec. 17. "Permissible jurisdiction"** means another jurisdiction
 27 from which wagers may be accepted according to an interactive
 28 gaming reciprocal agreement entered into under IC 4-39-11.

29 **Sec. 18. "Person"** means an individual, a sole proprietorship,
 30 a partnership, an association, a fiduciary, a corporation, a limited
 31 liability company, or any other business entity. The term includes
 32 an Indian tribe.

33 **Sec. 19. "Tribal casino"** means a building or buildings in
 34 which Class III gaming is lawfully conducted by an Indian tribe in
 35 Indiana under a facility license issued in accordance with a tribal
 36 gaming ordinance approved by the chairperson of the National
 37 Indian Gaming Commission.

38 Chapter 3. Powers and Duties of the Commission

39 **Sec. 1.** The commission has the same powers and duties with
 40 respect to the offering of interactive gaming as it has with respect
 41 to noninteractive gaming conducted under IC 4-33 and IC 4-35. If
 42 the exercise of a power or duty described in IC 4-33 or IC 4-35 is

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1 incompatible with the offering of gambling games over the Internet
2 or the provisions of this article, this article prevails.

3 **Sec. 2. The commission shall adopt rules under IC 4-22-2 not**
4 **more than sixty (60) days after the effective date of this article to**
5 **enable the expedient offering of interactive gaming by interactive**
6 **gaming licensees.**

7 **Sec. 3. In adopting rules and regulating the conduct of**
8 **interactive gaming, the commission shall to the greatest extent**
9 **possible use existing rules applicable to the offering of gambling**
10 **games in Indiana and amend existing rules and adopt new rules or**
11 **standards only as reasonably necessary to implement interactive**
12 **gaming under this article. The commission shall look to the**
13 **interactive gaming rules of other regulated jurisdictions in the**
14 **United States and shall implement consistent rules to the greatest**
15 **extent possible, including interactive gaming rules that apply solely**
16 **to an Indian tribe in consideration of the Indian tribe's status as a**
17 **tribal government entity.**

18 **Chapter 4. Authority to Conduct Interactive Gaming**

19 **Sec. 1. A person holding an interactive gaming license issued**
20 **under this chapter is authorized to conduct interactive gaming**
21 **under this article beginning September 1, 2026.**

22 **Sec. 2. Beginning June 1, 2026, the commission may accept**
23 **applications for interactive gaming licenses from any licensed**
24 **owner, operating agent, or Indian tribe that wishes to conduct**
25 **interactive gaming under this article. The commission shall**
26 **prescribe the form of the application.**

27 **Sec. 3. A licensed owner, operating agent, or Indian tribe that**
28 **wishes to offer interactive gaming under this article must:**

- 29 (1) submit an application to the commission in the manner
30 prescribed by the commission; and
31 (2) pay an initial fee of five hundred thousand dollars
32 (\$500,000).

33 **The commission shall deposit fees received under this section in the**
34 **interactive gaming fund established by section 6 of this chapter.**

35 **Sec. 4. (a) Except as provided in subsection (c), upon:**

- 36 (1) receipt of the application and fee required by section 3 of
37 this chapter; and
38 (2) approval of the submitted application;

39 **the commission shall issue an interactive gaming license to a**
40 **licensed owner, an operating agent, or an Indian tribe authorizing**
41 **the licensed owner, operating agent, or Indian tribe to conduct**
42 **interactive gaming under this article.**

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1 **(b) An interactive gaming license must be renewed annually**
 2 **upon the payment of an annual administrative fee of fifty thousand**
 3 **dollars (\$50,000). The fee imposed by this section is due one (1)**
 4 **year after the date that the interactive gaming licensee commences**
 5 **interactive gaming operations under this article and on each**
 6 **annual anniversary date thereafter. The commission shall deposit**
 7 **the administrative fees received under this section in the**
 8 **interactive gaming fund established by section 6 of this chapter.**

9 **(c) The commission may not approve an application submitted**
 10 **by an Indian tribe unless the Indian tribe provides to the**
 11 **commission a waiver of sovereign immunity for the limited**
 12 **purpose of the Indian tribe's consent to the following:**

13 **(1) The jurisdiction of the commission to the extent necessary**
 14 **to carry out this article.**

15 **(2) The jurisdiction of Indiana courts to permit the state to**
 16 **enforce this article. The waiver and consent under this**
 17 **subdivision includes the express waiver of the exhaustion of**
 18 **tribal remedies.**

19 **However, notwithstanding any other provision of this article, this**
 20 **article regulates only interactive gaming as provided in this article**
 21 **and does not extend to the commission or any other state agency**
 22 **any jurisdiction or regulatory authority over any aspect of any**
 23 **gaming operations of an Indian tribe beyond those rights granted**
 24 **to the state under the compact with the Indian tribe under**
 25 **IC 4-29.5.**

26 **Sec. 5. When considering a person's application for an**
 27 **interactive gaming license, the commission may issue the person a**
 28 **temporary license to conduct business under this article if:**

29 **(1) the person has filed with the commission:**

30 **(A) a completed application; or**

31 **(B) a substantially complete application as determined**
 32 **by the commission; and**

33 **(2) the person agrees in writing to the following conditions of**
 34 **the temporary license issued under this section:**

35 **(A) The temporary license does not create a right or**
 36 **privilege to continue conducting business under this**
 37 **article if the person's application for an interactive**
 38 **gaming license to conduct interactive gaming is rejected**
 39 **by the commission.**

40 **(B) The commission may rescind the person's temporary**
 41 **license to do business under this article at any time, with**
 42 **or without notice to the person, if:**

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1 (i) the commission is informed that the suitability of
2 the person may be at issue; and

3 (ii) the person fails to cooperate with the
4 commission in the commission's investigation into
5 the qualifications and suitability of the person for
6 an interactive gaming license.

7 **Sec. 6. (a) The interactive gaming fund is established.**

8 **(b) The commission shall administer the fund.**

9 **(c) Subject to subsection (d), the fund consists of the following:**

10 **(1) Initial fees deposited in the fund under section 3 of this**
11 **chapter.**

12 **(2) Annual administrative fees deposited in the fund under**
13 **section 4 of this chapter.**

14 **(3) Fees deposited in the fund under IC 4-39-7-4.**

15 **(d) The maximum amount that may be deposited in the fund**
16 **in a state fiscal year is one million five hundred thousand dollars**
17 **(\$1,500,000). If the maximum amount is deposited in the fund**
18 **during a state fiscal year, any amount that exceeds one million five**
19 **hundred thousand dollars (\$1,500,000) that would otherwise be**
20 **deposited in the fund during the state fiscal year shall instead be**
21 **immediately transferred to the state general fund.**

22 **(e) The expenses of administering the fund shall be paid from**
23 **the fund.**

24 **(f) The treasurer of state shall invest the money in the fund not**
25 **currently needed to meet the obligations of the fund in the same**
26 **manner that other public money may be invested. Interest that**
27 **accrues from these investments shall be deposited in the fund.**

28 **(g) Money in the fund at the end of a state fiscal year does not**
29 **revert to the state general fund. However, if the total amount in the**
30 **fund exceeds three million dollars (\$3,000,000) at the end of a state**
31 **fiscal year, the amount that exceeds three million dollars**
32 **(\$3,000,000) reverts to the state general fund.**

33 **(h) Money in the fund may be used by the commission to**
34 **administer this article.**

35 **(i) Money in the fund is continuously appropriated to the**
36 **commission for the purposes of the article.**

37 **Sec. 7. An interactive gaming licensee may offer not more than**
38 **three (3) individually branded interactive gaming skins. The**
39 **interactive gaming licensee may operate the platforms or contract**
40 **with up to three (3) interactive gaming management vendors to**
41 **conduct interactive gaming in accordance with the rules of the**
42 **commission and this article.**

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1 **Sec. 8. The primary server or servers for an interactive**
 2 **gaming platform or live game studio must be located within a**
 3 **facility that is:**

- 4 (1) **secure and inaccessible to the public;**
 5 (2) **approved by the commission; and**
 6 (3) **located in Indiana.**

7 **The intermediate routing of electronic data in connection with**
 8 **interactive gaming, including across state lines, does not determine**
 9 **the location or locations in which a wager is initiated, received, or**
 10 **otherwise made.**

11 **Sec. 9. An interactive gaming licensee, and any interactive**
 12 **gaming management vendors conducting interactive gaming under**
 13 **an agreement with the interactive gaming licensee, may only offer**
 14 **an interactive game that is approved by the commission.**

15 **Sec. 10. An interactive live game provider must hold a**
 16 **supplier's license issued under this article to provide live games**
 17 **from a live game studio.**

18 **Chapter 5. Conduct of Interactive Gaming**

19 **Sec. 1. An interactive gaming operator may accept wagers on**
 20 **an interactive gaming platform only if:**

- 21 (1) **the wager is placed directly with the interactive gaming**
 22 **operator through an interactive wagering account; and**
 23 (2) **the interactive gaming operator has verified that the**
 24 **person placing the wager is:**

- 25 (A) **at least twenty-one (21) years of age;**
 26 (B) **the holder of the interactive wagering account; and**
 27 (C) **physically located within Indiana or a permissible**
 28 **jurisdiction using technology meeting the requirements**
 29 **of this chapter.**

30 **Sec. 2. (a) An interactive gaming platform must include age**
 31 **and location verification mechanisms and requirements that are**
 32 **designed to prevent an individual who is:**

- 33 (1) **less than twenty-one (21) years of age;**
 34 (2) **not physically located within Indiana or a permissible**
 35 **jurisdiction; or**
 36 (3) **otherwise excluded from interactive gaming;**

37 **from establishing an interactive wagering account or from**
 38 **engaging in interactive gaming under this article.**

39 **(b) The internal controls of an interactive gaming platform**
 40 **must include mechanisms to do the following:**

- 41 (1) **Verify that an interactive gaming patron is at least**
 42 **twenty-one (21) years of age.**



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1 **(2) Ensure that wagering on interactive games is limited to**
 2 **transactions that are initiated and received within Indiana or**
 3 **a permissible jurisdiction.**

4 **(3) Verify that an interactive gaming patron is physically**
 5 **located within Indiana or a permissible jurisdiction.**

6 **(c) The interactive gaming platform's age, location, and**
 7 **eligibility detection mechanisms must monitor attempts to access**
 8 **the system and must use commercially reasonable attempts to**
 9 **block unauthorized attempts to place an interactive gaming wager**
 10 **through the system.**

11 **Sec. 3. An interactive gaming operator shall implement**
 12 **appropriate data security standards to prevent unauthorized**
 13 **access by any person whose identity has not been verified or cannot**
 14 **be verified, in accordance with rules adopted by the commission.**
 15 **The interactive gaming platform's identity verification mechanisms**
 16 **must monitor attempts to access the system and must use**
 17 **commercially reasonable attempts to block unauthorized attempts**
 18 **by any person seeking access to a wagering account held by**
 19 **another person.**

20 **Sec. 4. (a) An interactive gaming operator shall implement**
 21 **appropriate and commercially reasonable standards to protect the**
 22 **privacy and security of participants.**

23 **(b) The commission may require an interactive gaming**
 24 **operator to establish and offer participants the option to protect**
 25 **their accounts with multi-factor authentication or authentication**
 26 **features such as personal identification numbers or biometric data.**

27 **Sec. 5. An interactive gaming licensee shall establish internal**
 28 **and accounting controls applicable to interactive gaming, and shall**
 29 **ensure that the security and integrity of all financial transactions**
 30 **in connection with interactive gaming shall comply with this article**
 31 **and any rules adopted by the commission.**

32 **Sec. 6. An interactive gaming licensee shall:**

33 **(1) collect, report, and pay all applicable taxes and fees; and**

34 **(2) maintain all books, records, and documents pertaining to**
 35 **the licensee's interactive gaming operations in a manner and**
 36 **at a location within Indiana approved by the commission.**

37 **Sec. 7. All books, records, and documents concerning**
 38 **interactive gaming must be available for inspection upon**
 39 **commercially reasonable notice by the commission during**
 40 **ordinary business hours in accordance with the commission's**
 41 **regulations, and must be maintained in a manner and during**
 42 **periods of time as the commission requires.**



1 **Chapter 6. Interactive Wagering Account Requirements**

2 **Sec. 1. A person who is less than twenty-one (21) years of age**
 3 **may not wager under this article.**

4 **Sec. 2. (a) An eligible person may establish an interactive**
 5 **wagering account:**

6 (1) in person at a riverboat, racetrack, or tribal casino; or

7 (2) over the Internet without appearing in person.

8 (b) An interactive gaming operator shall adopt reasonable
 9 procedures to ensure that an eligible person establishes not more
 10 than one (1) interactive wagering account with the interactive
 11 gaming operator. However, an interactive gaming operator may
 12 allow an eligible person to use one (1) account for both interactive
 13 gaming and sports wagering under IC 4-38.

14 **Sec. 3. An interactive gaming patron may deposit and**
 15 **withdraw funds from the patron's interactive wagering account:**

16 (1) in person at a riverboat, racetrack, or tribal casino;

17 (2) over the Internet through electronic means, including
 18 through the use of:

19 (A) debit and credit cards;

20 (B) automated clearinghouse transfers; or

21 (C) wire transfers;

22 (3) through the use of deposits and withdrawals of cash or
 23 gaming chips at cashiering locations approved by the
 24 commission;

25 (4) through the use of reliable prepaid cards, cash
 26 complimentary, qualified wagering, or bonus credits; or

27 (5) through any other means approved by the commission.

28 **Sec. 4. An interactive gaming operator shall maintain within**
 29 **its internal controls mechanisms and procedures for detecting**
 30 **unauthorized access to interactive wagering accounts,**
 31 **unauthorized attempts to access interactive wagering accounts, and**
 32 **suspicious interactive wagering activity constituting cheating, theft,**
 33 **embezzlement, collusion, money laundering, and other illegal**
 34 **activity.**

35 **Chapter 7. Other License and Integrity Requirements**

36 **Sec. 1. (a) Except as provided in subsection (b), a person may**
 37 **not obtain any of the following licenses required for conducting**
 38 **business under this article unless the person meets the suitability**
 39 **requirements determined by the commission:**

40 (1) An interactive gaming license.

41 (2) An interactive gaming management vendor license.

42 (3) A supplier's license.

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1 **(4) An occupational license.**

2 **(b) Elected representatives of an Indian tribe are not subject**
 3 **to a background investigation or suitability determination in**
 4 **connection with an Indian tribe's application, unless the elected**
 5 **representative is also a full-time employee of the applicant's**
 6 **interactive gaming operation.**

7 **Sec. 2. (a) For purposes of this section and section 3 of this**
 8 **chapter, "affiliate" means:**

9 **(1) a person affiliated with; or**

10 **(2) an entity that shares common ownership with;**
 11 **an applicant or license holder, as applicable.**

12 **(b) The commission may deny an application for or revoke a**
 13 **license described in section 1 of this chapter if the commission**
 14 **determines that the applicant, license holder, or an affiliate**
 15 **knowingly accepts revenue, directly or indirectly, derived from any**
 16 **of the following:**

17 **(1) A jurisdiction identified by the Financial Action Task**
 18 **Force (FATF) as a high risk jurisdiction subject to a call for**
 19 **action.**

20 **(2) A jurisdiction designated as a state sponsor of terrorism**
 21 **by the United States.**

22 **(3) A jurisdiction in which online casino gaming is**
 23 **prohibited.**

24 **(c) If the commission determines that an applicant or affiliate**
 25 **accepts revenue in the manner described in subsection (b), the**
 26 **commission may consider the following when determining whether**
 27 **to deny the application:**

28 **(1) If the applicant or affiliate that accepts revenue in the**
 29 **manner described in subsection (b) has engaged in the kind**
 30 **of law abiding commerce and good citizenship that would**
 31 **reflect well upon the integrity of gaming in Indiana.**

32 **(2) If the applicant or affiliate has ceased accepting revenue**
 33 **in the manner described in subsection (b).**

34 **(d) The following apply if the commission determines that a**
 35 **license holder or affiliate accepts revenue in the manner described**
 36 **in subsection (b):**

37 **(1) The commission shall provide to the person:**

38 **(A) notice of the determination; and**

39 **(B) the opportunity for a hearing.**

40 **(2) The commission may, after providing notice and an**
 41 **opportunity for a hearing under subdivision (1), revoke the**
 42 **license.**

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1 (3) When determining whether to revoke a license under
2 subdivision (2), the commission may consider:

3 (A) the factors identified in subsection (c); and

4 (B) whether discontinuing operation under the license
5 would further the public interest.

6 Sec. 3. (a) For purposes of this section, "illegal interactive
7 gambling market" means a jurisdiction in which interactive
8 gaming is prohibited by the laws of that jurisdiction.

9 (b) For purposes of this section, "interactive game content"
10 means hardware, software, applications (including mobile
11 applications), and servers used to operate, conduct, or offer
12 interactive games.

13 (c) The commission shall:

14 (1) require each applicant for; and

15 (2) annually require each holder of;

16 a license described in section 1 of this chapter to submit a written
17 disclosure of illegal interactive gambling markets.

18 (d) The written disclosure required under subsection (c) must
19 state each jurisdiction in which the applicant, holder, or an affiliate
20 of the applicant or holder directly or indirectly accepted revenue:

21 (1) in the twelve (12) months immediately preceding the
22 disclosure; and

23 (2) for the supply of interactive game content in an illegal
24 interactive gambling market.

25 (e) The commission may deny an application for a license
26 described in section 1 of this chapter or take disciplinary action
27 against the license holder if the applicant or license holder, as
28 applicable, makes a material misrepresentation or omission in the
29 written disclosure required under subsection (c). Disciplinary
30 action against a license holder under this subsection may include
31 license suspension, license revocation, and penalties for officers or
32 board members of the license holder.

33 Sec. 4. (a) A person must hold an interactive gaming
34 management vendor license before operating as an interactive
35 gaming management vendor. A person may apply for an
36 interactive gaming management vendor license in the form
37 required by the commission. The commission may provide an
38 abbreviated application for a person that holds or has a pending
39 application for a vendor license under IC 4-38 for sports wagering
40 or other types of gaming under Indiana law. To obtain an
41 interactive gaming management vendor license under this article,
42 an applicant must pay to the commission a license fee of one

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1 hundred thousand dollars (\$100,000).
2 (b) An interactive gaming management vendor license issued
3 under this section is valid for one (1) year and may be renewed
4 upon payment of a renewal fee of twenty-five thousand dollars
5 (\$25,000).
6 (c) The commission shall deposit fees received under this
7 section in the interactive gaming fund established by IC 4-39-4-6.
8 Sec. 5. (a) An interactive gaming platform and all technology
9 used to conduct interactive gaming must be:
10 (1) approved by the commission; and
11 (2) acquired by an interactive gaming operator from a
12 person holding a supplier's license or an interactive gaming
13 management vendor license.
14 (b) The commission shall determine whether other supplies
15 and equipment used to conduct interactive gaming require an
16 interactive gaming licensee to acquire the supplies and equipment
17 from a person holding a supplier's license or an interactive gaming
18 management vendor license.
19 (c) IC 4-33-7 applies to the conduct of interactive gaming
20 under this article and the acquisition of the technology, equipment,
21 and supplies necessary to conduct interactive gaming.
22 Sec. 6. The commission shall determine the occupations related
23 to interactive gaming and live games that require an occupational
24 license. IC 4-33-8 applies to the conduct of interactive gaming
25 under this article.
26 Sec. 7. An interactive gaming operator shall conduct:
27 (1) background checks on newly hired employees engaged in
28 activities related to the conducting of interactive gaming;
29 and
30 (2) annual background checks on all existing employees
31 engaged in activities related to the conducting of interactive
32 gaming.
33 A background check conducted under this section must include a
34 search for criminal history and any charges or convictions
35 involving corruption, identity theft, the manipulation of sporting
36 events, and any association with organized crime.
37 Sec. 8. (a) An interactive gaming operator shall not allow,
38 conduct, or participate in any false or misleading advertising
39 concerning its interactive gaming operations.
40 (b) All advertising and marketing materials published, aired,
41 displayed, or distributed by or on behalf of an interactive gaming
42 operator shall comply with the following:

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- 1 (1) The materials may not directly advertise or promote
- 2 interactive gaming to minors.
- 3 (2) The materials must conspicuously state: "If you or
- 4 someone you know has a gambling problem and wants help,
- 5 call a problem gaming hotline."
- 6 (3) The materials must state that patrons must be at least
- 7 twenty-one (21) years of age to participate in interactive
- 8 gaming.
- 9 (4) The materials must not imply greater chances of winning
- 10 versus other interactive gaming operators.
- 11 (5) The materials must not imply greater chances of winning
- 12 based on wagering in greater quantity or amount.

Chapter 8. Responsible Interactive Gaming

14 **Sec. 1. (a)** The commission shall develop responsible
 15 interactive gaming measures, including a statewide responsible
 16 gaming data base identifying individuals who are prohibited from
 17 establishing an interactive wagering account or participating in
 18 interactive gaming offered by an interactive gaming operator. The
 19 commission shall adopt rules under IC 4-22-2 for the establishment
 20 and maintenance of the responsible gaming data base.

21 (b) The commission shall maintain the responsible gaming
 22 data base in a confidential manner. Notwithstanding any law to the
 23 contrary, an individual's self-exclusion election and the
 24 information contained in the responsible gaming data base are
 25 confidential for purposes of IC 5-14-3.

26 **Sec. 2. (a)** The commission shall adopt rules under IC 4-22-2
 27 to establish and implement a voluntary exclusion program for
 28 interactive gaming under this article that meets the requirements
 29 of subsection (b). The voluntary exclusion program for interactive
 30 gaming may be administered in conjunction with a voluntary
 31 exclusion program established and implemented under IC 4-33 or
 32 IC 4-35.

33 (b) Rules adopted under subsection (a) must provide the
 34 following:

35 (1) Except as provided by rule of the commission, a person
 36 who participates in the voluntary exclusion program agrees
 37 to refrain from participating in interactive gaming offered
 38 by any person authorized to conduct interactive gaming by
 39 this article.

40 (2) That the name of a person participating in the voluntary
 41 exclusion program will be included on a list of persons
 42 excluded from all interactive gaming platforms under the

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jurisdiction of the commission.

(3) Except as provided by rule of the commission, a person who participates in the voluntary exclusion program may not petition the commission for permission to participate in interactive gaming on any interactive gaming platform under the jurisdiction of the commission.

(4) That the list of persons entering the voluntary exclusion program and the personal information of the participants are confidential and may only be disseminated by the commission to an interactive gaming operator under the jurisdiction of the commission for purposes of enforcement and to other entities, upon request by the participant and agreement by the commission.

(5) That an interactive gaming operator under the jurisdiction of the commission shall make all reasonable attempts as determined by the commission to cease all direct marketing efforts to a person participating in the voluntary exclusion program.

(6) That an interactive gaming operator under the jurisdiction of the commission may not cash the check of a person participating in the voluntary exclusion program, deposit money in an interactive wagering account belonging to the person, or extend credit to the person in any manner. However, the voluntary exclusion program does not preclude an owner from seeking the payment of a debt accrued by a person before entering the voluntary exclusion program.

Sec. 3. (a) The ejection or exclusion of a person from interactive gaming may be administered in conjunction with the ejection or exclusion of a person established or implemented under IC 4-33 or IC 4-35 if:

- (1) the person's name is on the list of persons voluntarily excluding themselves from interactive gaming in a program established under the rules of the commission;
- (2) the person violates this article; or
- (3) the commission determines that the person's conduct or reputation is such that the person's presence on an interactive gaming platform may:
 - (A) call into question the honesty and integrity of the gambling operations; or
 - (B) interfere with the orderly conduct of the gambling operations.

(b) A person, other than a person participating in a voluntary

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1 exclusion program, may petition the commission for a hearing on
2 the person's ejection or exclusion under this section.

3 (c) The ejection or exclusion of a person from interactive
4 gaming may be administered in conjunction with a voluntary
5 exclusion program established and implemented under IC 4-33 or
6 IC 4-35.

7 Sec. 4. Each interactive gaming platform must conspicuously
8 display the number of the toll free telephone line described in
9 IC 4-33-12-9 so that it is accessible to any person visiting or
10 initially logging into the interactive gaming platform and to
11 account holders who log onto the interactive gaming platform.

12 Sec. 5. (a) Each interactive gaming platform must include
13 mechanisms for temporary and permanent self-exclusion from
14 interactive gaming, including the following:

15 (1) Termination of the interactive wagering account of an
16 interactive gaming patron.

17 (2) A deposit limit offered on a daily, weekly, and monthly
18 basis that allows an interactive gaming patron to specify the
19 maximum amount of money the patron can deposit into the
20 patron's interactive wagering account during the particular
21 time period.

22 (3) A spend limit offered on a daily, weekly, and monthly
23 basis that allows an interactive gaming patron to specify the
24 maximum amount of the deposits that the patron may put at
25 risk during the particular time period.

26 (b) Self-imposed wagering or deposit limits take effect
27 immediately. However, if an interactive gaming patron makes an
28 increase to a previously imposed limit, the increase does not take
29 effect until the expiration of the previously imposed limit under the
30 terms of the participant's original election.

31 (c) An interactive gaming licensee may not knowingly mail or
32 otherwise forward any gaming related promotional materials or
33 electronic mail to an interactive wagering account holder during
34 any period in which the account holder has elected to temporarily
35 or permanently suspend or terminate interactive gaming through
36 the account.

37 **Chapter 9. Order Applicability**

38 Sec. 1. (a) The stipulation set forth on page 36, paragraph 5, of
39 the Indiana horse racing commission's July 15, 2020, final order in
40 In Re: The Petition of Eldorado Resorts does not apply to
41 interactive gaming revenue collected by a gambling game license
42 holder under this article.

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1 (b) IC 4-39-10-9 sets forth the distribution of interactive
2 gaming tax revenue for the horse racing industry.

3 **Chapter 10. Interactive Gaming Tax**

4 **Sec. 1. An interactive gaming tax is imposed on the adjusted**
5 **gross receipts received from authorized interactive gaming offered**
6 **by an interactive gaming licensee under this article at a rate of**
7 **twenty percent (20%).**

8 **Sec. 2. An interactive gaming licensee shall do the following:**

9 (1) **Remit the daily amount of interactive gaming taxes**
10 **imposed under section 1 of this chapter to the department of**
11 **state revenue on the twenty-fourth calendar day of each**
12 **month. Any taxes collected during the month but after the**
13 **day on which the taxes are required to be paid must be paid**
14 **to the department of state revenue at the same time the**
15 **following month's taxes are due.**

16 (2) **Report gaming activity information to the commission**
17 **daily on forms prescribed by the commission.**

18 **Sec. 3. For each state fiscal year, an interactive gaming**
19 **licensee may deduct not more than five million dollars (\$5,000,000)**
20 **for the qualified wagering by patrons using promotional credits or**
21 **vouchers conducted with respect to each interactive gaming skin**
22 **operated by the interactive gaming licensee under an agreement**
23 **with an interactive gaming management vendor.**

24 **Sec. 4. (a) Except as provided in subsection (b), for tax revenue**
25 **collected under section 2 of this chapter, the department of state**
26 **revenue shall do the following:**

27 (1) **Distribute the first four percent (4%) of the amount**
28 **collected from each interactive gaming licensee as set forth**
29 **in section 9 of this chapter.**

30 (2) **Deposit five-sixths (5/6) of the remaining amount**
31 **collected from each interactive gaming licensee in the state**
32 **general fund.**

33 (3) **Deposit one-sixth (1/6) of the remaining amount collected**
34 **from each interactive gaming licensee in the revenue sharing**
35 **account established by section 7 of this chapter.**

36 **(b) For tax revenue collected under section 2 of this chapter**
37 **from an Indian tribe, the department of state revenue shall do the**
38 **following:**

39 (1) **Distribute the first thirty-four percent (34%) of the**
40 **amount collected to the governing body of the Indian tribe.**

41 (2) **Distribute the second four percent (4%) of the amount**
42 **collected as set forth in section 9 of this chapter.**



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1 **(3) Deposit five-sixths (5/6) of the remaining amount**
 2 **collected in the state general fund.**

3 **(4) Deposit one-sixth (1/6) of the remaining amount collected**
 4 **in the revenue sharing account established by section 7 of**
 5 **this chapter.**

6 **Sec. 5. The commission may suspend or revoke the interactive**
 7 **gaming license of an interactive gaming licensee that does not**
 8 **submit the payment or the tax return form within the required**
 9 **time.**

10 **Sec. 6. The payment of the tax under this chapter must be on**
 11 **a form and in a manner prescribed by the department.**

12 **Sec. 7. (a) As used in this section, "casino" refers to a riverboat**
 13 **operated under IC 4-33, a gambling game facility operated under**
 14 **IC 4-35, or a tribal casino.**

15 **(b) The revenue sharing account is established within the state**
 16 **general fund. The state comptroller shall administer the account.**

17 **(c) If an interactive gaming licensee operates more than one (1)**
 18 **casino in Indiana, the taxes paid under this chapter by the**
 19 **interactive gaming licensee must be attributed in equal amounts to**
 20 **each of the casinos operated by the interactive gaming licensee for**
 21 **purposes of making revenue sharing distributions under subsection**
 22 **(d).**

23 **(d) On July 15 of each year, the state comptroller shall**
 24 **distribute money deposited into the revenue sharing account in the**
 25 **previous state fiscal year as follows:**

26 **(1) For each interactive gaming licensee operating a casino**
 27 **located in a city, the state comptroller shall distribute the**
 28 **money deposited in the account attributable to taxes paid**
 29 **under this chapter by the interactive gaming licensee's casino**
 30 **as follows:**

31 **(A) Fifty percent (50%) to the city in which the**
 32 **interactive gaming licensee's casino is located.**

33 **(B) Fifty percent (50%) to the county in which the**
 34 **interactive gaming licensee's casino is located.**

35 **(2) For each interactive gaming licensee operating a casino**
 36 **that is not located in a city, the state comptroller shall**
 37 **distribute one hundred percent (100%) of the money**
 38 **deposited in the account attributable to taxes paid under this**
 39 **chapter by the interactive gaming licensee's casino to the**
 40 **county in which the casino is located.**

41 **Sec. 8. Money paid to a city or county under section 7 of this**
 42 **chapter:**



- 1 (1) must be paid to the fiscal officer of the city or county and
- 2 must be deposited in the city's or county's general fund;
- 3 (2) may not be used to reduce the city's or county's
- 4 maximum levy under IC 6-1.1 but may be used at the
- 5 discretion of the city or county to reduce the property tax
- 6 levy of the city or county for a particular year;
- 7 (3) may be used for any purpose specified in this chapter or
- 8 for any other legal or corporate purpose of the city or
- 9 county, including the pledge of money to bonds, leases, or
- 10 other obligations under IC 5-1-14-4; and
- 11 (4) is considered miscellaneous revenue.

12 Sec. 9. Before the fifteenth day of each month, the state
 13 comptroller shall distribute funds received the previous month
 14 under section 4(a)(1) and 4(b)(2) of this chapter in the manner
 15 provided under IC 4-35-7-12.

16 Chapter 11. Acceptance of Out-of-State Wagers

17 Sec. 1. (a) This section applies only to a multi-state compact
 18 concerning poker.

19 (b) Notwithstanding any other provision of law to the
 20 contrary, wagers may be accepted under this article from persons
 21 who are not physically present in Indiana if the commission has
 22 determined that:

- 23 (1) accepting the wagers is not inconsistent with federal law
- 24 or the law of the jurisdiction in which the person placing the
- 25 wagers is located; or
- 26 (2) the wagering is conducted pursuant to a reciprocal
- 27 agreement to which Indiana is a party that is not inconsistent
- 28 with federal law.

29 Sec. 2. The commission may enter into an interactive gaming
 30 reciprocal agreement with a regulatory agency of one (1) or more
 31 other states or jurisdictions in which interactive gaming is
 32 authorized to allow an interactive gaming operator to accept
 33 wagers from persons not physically present in Indiana, and to
 34 allow persons physically present in Indiana to place wagers with
 35 parties to the interactive gaming reciprocal agreement, if the
 36 reciprocal agreement is not inconsistent with federal law and is
 37 approved by the governor.

38 Chapter 12. Child Support

39 Sec. 1. Each month, the bureau (as defined in IC 4-33-2-3.7)
 40 shall provide information, in an electronically searchable format,
 41 to an interactive gaming licensee concerning persons who are
 42 delinquent in child support.

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1 **Sec. 2. Before disbursing a payout that triggers the interactive**
 2 **gaming licensee's obligation to file Form W-2G or a substantially**
 3 **equivalent form with the United States Internal Revenue Service,**
 4 **the interactive gaming licensee shall check to determine if the**
 5 **person claiming the payout is delinquent in child support. If the**
 6 **person claiming the payout is delinquent in child support, the**
 7 **interactive gaming licensee:**

8 **(1) may deduct and retain an administrative fee in the**
 9 **amount of the lesser of:**

10 **(A) three percent (3%) of the amount of delinquent child**
 11 **support withheld under subdivision (2)(A); or**

12 **(B) one hundred dollars (\$100); and**

13 **(2) shall:**

14 **(A) withhold the amount of delinquent child support**
 15 **owed from winnings;**

16 **(B) transmit to the bureau:**

17 **(i) the amount withheld for delinquent child**
 18 **support; and**

19 **(ii) identifying information, including the full name,**
 20 **address, and Social Security number of the obligor**
 21 **and the child support case identifier, the date and**
 22 **amount of the payment, and the name of the**
 23 **interactive gaming licensee; and**

24 **(C) issue the obligor a receipt in a form prescribed by**
 25 **the bureau with the total amount withheld for**
 26 **delinquent child support and the administrative fee.**

27 **Sec. 3. (a) The bureau shall notify the obligor at the address**
 28 **provided by the interactive gaming licensee that the bureau intends**
 29 **to offset the obligor's delinquent child support with the winnings.**

30 **(b) The bureau shall hold the amount withheld from the**
 31 **winnings of an obligor for ten (10) business days before applying**
 32 **the amount as payment to the obligor's delinquent child support.**

33 **Sec. 4. The delinquent child support required to be withheld**
 34 **under section 2(2) of this chapter and an administrative fee**
 35 **described under section 2(1) of this chapter have priority over any**
 36 **secured or unsecured claim on winnings except claims for federal**
 37 **or state taxes that are required to be withheld under federal or**
 38 **state law.**

39 **Sec. 5. IC 4-31-6-11, IC 4-33-8.5, and IC 4-35-6.7 apply, as**
 40 **appropriate, to persons licensed under this article for the conduct**
 41 **of interactive gaming.**

42 **SECTION 50. IC 5-10.3-6-1.1, AS AMENDED BY P.L.92-2021,**



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1 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2026]: Sec. 1.1. (a) This section applies to a political
3 subdivision that is served by a volunteer fire department.

4 (b) The following definitions apply throughout this section:

5 (1) "Nominal compensation" has the meaning set forth in
6 IC 36-8-12-2.

7 (2) "Volunteer fire department" has the meaning set forth in
8 IC 36-8-12-2.

9 (c) The governing body of a political subdivision may adopt an
10 ordinance or resolution specifying the departmental, occupational, or
11 other definable classifications of members of the volunteer fire
12 department that are required to become members of the plan. A
13 political subdivision may become a participant in the plan if the
14 ordinance or resolution is filed with and approved by the board.

15 (d) The governing body of a political subdivision shall determine
16 the amounts of the contributions that the political subdivision will
17 make on behalf of the eligible members of the volunteer fire
18 department. However, the contributions that are made on behalf of each
19 eligible member of the volunteer fire department in any specified
20 departmental, occupational, or other definable classification must be
21 equal. The governing body of the political subdivision shall specify the
22 amounts of the contributions that the political subdivision will make for
23 each departmental, occupational, or other definable classification of the
24 members of the volunteer fire department in an ordinance or resolution
25 adopted under subsection (c) and in any subsequent ordinance or
26 resolution that changes the contribution amounts. If the governing body
27 of the political subdivision changes the contribution amounts, the
28 governing body shall file the ordinance or resolution with the board.
29 The new contribution amounts become effective on the later of the date
30 on which the ordinance or resolution is approved by the board or the
31 effective date specified in the resolution.

32 (e) Contributions made under this section on behalf of the eligible
33 members of a volunteer fire department may not be considered in the
34 computation of nominal compensation for purposes of IC 36-8-12.

35 **(f) Contributions described in this section include**
36 **contributions out of revenue sharing money required to be made**
37 **to the public employees' defined contribution plans of eligible**
38 **members of a volunteer fire department under IC 4-30-16-3(d).**

39 **(g)** An individual who participates in the plan under subsection
40 (c) does not earn creditable service (as defined in IC 5-10.2-3-1) in the
41 fund for the individual's service with a volunteer fire department.

42 SECTION 51. IC 7.1-1-3-8.5 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8.5. "Certificate" means
 2 a **retail or wholesale** tobacco sales certificate for purposes of
 3 IC 7.1-3-18.5.

4 SECTION 52. IC 7.1-1-3-27.5 IS ADDED TO THE INDIANA
 5 CODE AS A **NEW SECTION** TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2026]: **Sec. 27.5. "Organized sporting**
 7 **competition" means a sporting event sanctioned by a recognized**
 8 **governing or regulatory body.**

9 SECTION 53. IC 7.1-1-3-45.7 IS ADDED TO THE INDIANA
 10 CODE AS A **NEW SECTION** TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2026]: **Sec. 45.7. "Sports arena" means an**
 12 **indoor or outdoor facility where the main purpose and function of**
 13 **the facility is organized sporting competition. The term does not**
 14 **include:**

- 15 (1) a facility to which IC 7.1-3-1-25(a) applies;
- 16 (2) a tract that contains a premises described in
- 17 IC 7.1-3-1-14(d)(2); or
- 18 (3) a facility primarily used for professional competition.

19 SECTION 54. IC 7.1-1-3-48.7 IS ADDED TO THE INDIANA
 20 CODE AS A **NEW SECTION** TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2026]: **Sec. 48.7. "Wholesale" means the**
 22 **business of selling, bartering, exchanging, or distributing tobacco**
 23 **products or electronic cigarettes to certificate holders in Indiana**
 24 **for the purpose of resale.**

25 SECTION 55. IC 7.1-2-1-8 IS AMENDED TO READ AS
 26 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 8. ~~Bond and Oath of~~
 27 ~~Office:~~ Each commissioner shall execute a surety bond in the amount
 28 of ten thousand dollars (\$10,000); with surety approved by the
 29 governor; and an oath of office, both of which shall be filed in the
 30 office of the secretary of state.

31 SECTION 56. IC 7.1-2-1-9 IS REPEALED [EFFECTIVE JULY
 32 1, 2026]. ~~Sec. 9: Surety Bonds:~~ The required surety bond executed and
 33 filed on behalf of a commissioner; an enforcement officer; or the
 34 prosecutor shall be made payable to the State of Indiana and
 35 conditioned upon the faithful discharge of the bonded party's respective
 36 duties.

37 SECTION 57. IC 7.1-2-2-3 IS AMENDED TO READ AS
 38 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. ~~Bond and Oath of~~
 39 ~~Office:~~ The prosecutor shall execute a surety bond in the amount of
 40 five thousand dollars (\$5,000); with surety approved by the governor;
 41 ~~and~~ an oath of office, both of which shall be filed in the office of the
 42 secretary of state.



1 SECTION 58. IC 7.1-2-2-10 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 10. ~~Enforcement~~
3 ~~Officers: Bond and Oath of Office:~~ Each enforcement officer shall
4 execute a surety bond in the amount of one thousand dollars (\$1,000);
5 with surety approved by the commission; and an oath of office, both of
6 which shall be filed with the executive secretary of the commission.

7 SECTION 59. IC 7.1-3-1-18, AS AMENDED BY P.L.1-2025,
8 SECTION 111, IS AMENDED TO READ AS FOLLOWS
9 [EFFECTIVE JULY 1, 2026]: Sec. 18. (a) ~~Except as provided in~~
10 ~~subsections (d) and (e);~~ If publication of notice of application for a
11 permit is required under this title, the publication shall be made in ~~one~~
12 ~~(1) newspaper of general circulation published in the county where the~~
13 ~~permit is to be in effect. electronically on the commission's website.~~

14 (b) ~~Publication required under subsection (a) may be made in any~~
15 ~~newspaper of general circulation published one (1) or more times each~~
16 ~~week.~~

17 (c) ~~The rates which shall be paid for the advertising of a notice~~
18 ~~required under this title shall be those required to be paid in case of~~
19 ~~other notices published for or on behalf of the state.~~

20 (d) ~~The commission may publish notice of application for a~~
21 ~~three-way permit for a restaurant described in IC 7.1-3-20-12(4) by~~
22 ~~posting the notice on the commission's website.~~

23 (e) ~~If:~~
24 (1) ~~the commission is unable to procure advertising of a notice~~
25 ~~as required under subsection (a) at the rates set forth in IC 5-3-1;~~
26 ~~or~~
27 (2) ~~the newspaper published in the county as described in~~
28 ~~subsection (a) refuses to publish the notice;~~

29 ~~the commission may, instead of publication in a newspaper as required~~
30 ~~under subsection (a), require the designated member of the local board~~
31 ~~of the county to post printed notices in three (3) prominent locations in~~
32 ~~the county.~~

33 SECTION 60. IC 7.1-3-1.5-1, AS AMENDED BY P.L.163-2025,
34 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
35 JULY 1, 2026]: Sec. 1. As used in this chapter, "alcohol server" means
36 the following:

- 37 (1) A person who works on the licensed premises of a retailer
38 permittee as: ~~a:~~
39 (A) a manager;
40 (B) a bartender;
41 (C) a waiter or a waitress; or

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1 (D) **except for a current or retired law enforcement**
2 **officer, a contractor or an employee** responsible for
3 examining an individual's identification to determine the
4 individual's age, including controlling the entry of
5 individuals to a licensed premises **at a time when entry**
6 **into the licensed premises is** restricted to those individuals
7 at least twenty-one (21) years of age.

8 (2) A person who works on the licensed premises of a dealer
9 permittee as a:
10 (A) manager; or
11 (B) sales clerk.

12 (3) A person who is the proprietor of or is employed by an art
13 instruction studio under IC 7.1-5-8-4.6 that serves wine brought
14 into the studio by patrons.

15 SECTION 61. IC 7.1-3-1.5-6, AS AMENDED BY P.L.269-2013,
16 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2026]: Sec. 6. (a) The commission shall:

- 18 (1) establish a server program;
 - 19 (2) approve a server program established by a third party that
20 meets the requirements of this chapter; and
 - 21 (3) approve a server program established by a third party that
22 meets the requirements of this chapter and IC 7.1-3-1.6;
- 23 that is designed to educate alcohol servers on the selling, serving, and
24 consumption of alcoholic beverages.

25 (b) A server program established or approved under subsection (a)
26 must include the following:

- 27 (1) Training provided by:
 - 28 (A) an instructor who has knowledge in the subject areas
29 described in this section and is a certified trainer under this
30 chapter; or
 - 31 (B) an online or self-study course under IC 7.1-3-1.6.
- 32 (2) Information on specific subject areas as required by the
33 commission.
- 34 (3) A minimum of at least two (2) hours of training to complete
35 the program.
- 36 (4) Information on:
 - 37 (A) state laws and rules regarding the sale and service of
38 alcoholic beverages;
 - 39 (B) the classification of alcohol as a depressant and the
40 effect of alcohol on the human body, particularly on the
41 ability to drive a motor vehicle;

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- 1 (C) the effects of alcohol:
 2 (i) when taken with commonly used prescription and
 3 nonprescription drugs; and
 4 (ii) on human behavior;
 5 (D) methods of:
 6 (i) identifying and refusing to serve or sell alcoholic
 7 beverages to an underage or intoxicated person; and
 8 (ii) handling situations involving an underage or
 9 intoxicated person;
 10 (E) methods for properly and effectively:
 11 (i) checking the identification of an individual;
 12 (ii) identifying an illegal identification of an
 13 individual; and
 14 (iii) handling situations involving individuals who have
 15 provided illegal identification;
 16 (F) security and law enforcement issues regarding the sale
 17 and service of alcoholic beverages; and
 18 (G) recognizing certain behavior to assess the amount of
 19 alcohol an individual:
 20 (i) has consumed; and
 21 (ii) may safely consume.
 22 (5) One (1) or both of the following:
 23 (A) A written test.
 24 (B) An oral test.
 25 **(c) The commission shall establish a training module for**
 26 **servers who work in establishments that are licensed to sell**
 27 **alcoholic beverages that offer type II gaming under IC 4-36. The**
 28 **training module must include training to recognize problem**
 29 **gaming. Funding for training under this subsection may be**
 30 **provided by the Indiana responsible gaming and problem gambling**
 31 **services program fund established by IC 4-33-25-3.**
 32 SECTION 62. IC 7.1-3-18.5-1, AS AMENDED BY P.L.32-2019,
 33 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2026]: Sec. 1. (a) A person may not sell or otherwise
 35 distribute in exchange for consideration a tobacco product or electronic
 36 cigarette at retail **or wholesale** without a valid tobacco sales certificate
 37 issued by the commission.
 38 (b) A certificate may be issued only to a person who owns or
 39 operates at least one (1) of the following:
 40 (1) A premises consisting of a permanent building or structure,
 41 **that does not contain sleeping or living quarters**, where the
 42 tobacco product or electronic cigarette is sold or distributed.

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1 (2) A premises upon which a cigarette vending machine is
2 located.

3 SECTION 63. IC 7.1-3-18.5-1.5 IS ADDED TO THE INDIANA
4 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2026]: **Sec. 1.5. (a) A person may not sell**
6 **tobacco products or electronic cigarettes at wholesale or**
7 **participate in the wholesale distribution of tobacco products or**
8 **electronic cigarettes without a valid wholesale tobacco sales**
9 **certificate issued by the commission.**

10 **(b) The commission may only issue a wholesale tobacco sales**
11 **certificate to a person who owns or operates at a premises**
12 **consisting of a permanent building or structure that is used for the**
13 **wholesale distribution of tobacco products or electronic cigarettes.**

14 SECTION 64. IC 7.1-3-18.5-2, AS AMENDED BY P.L.107-2024,
15 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2026]: **Sec. 2. (a) A person who desires a certificate must**
17 **provide the following to the commission:**

18 (1) The applicant's name and mailing address and the address of
19 the premises for which the certificate is being issued.

20 (2) Except as provided in section 6(c) of this chapter, a fee of
21 two hundred dollars (\$200).

22 (3) The name under which the applicant transacts or intends to
23 transact business.

24 (4) The address of the applicant's principal place of business or
25 headquarters, if any.

26 (5) The statement required under section 2.6 of this chapter.

27 (6) If the applicant is applying for a new certificate under section
28 3.2 of this chapter, a copy of each of the following:

29 (A) If the new ownership of the business is a business
30 entity, the articles of incorporation, articles of organization,
31 or any other formation documents of the business entity.

32 (B) If the new ownership of the business is an individual,
33 either:

34 (i) the sales or purchase agreement; or

35 (ii) an affidavit signed by the applicant concerning the
36 sale or purchase, on a form prescribed by the
37 commission, that includes the name and address of the
38 seller and purchaser.

39 (C) The certificate held by the previous ownership of the
40 business.

41 **(7) A photocopy of the owner's driver's license, identification**
42 **card issued under IC 9-24-16-1, a similar card issued under**

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1 the laws of another state or the federal government, or
 2 another government issued document that bears the owner's
 3 photograph and birth date. If the applicant is a business with
 4 multiple owners, the applicant must designate at least one (1)
 5 managing owner for whom a photocopy of the managing
 6 owner's identification must be provided under this
 7 subdivision.

8 **(8) A floor plan of the premises where tobacco products or**
 9 **electronic cigarettes will be sold.**

10 (b) A separate certificate is required for each location where the
 11 tobacco products or electronic cigarettes are sold or distributed. ~~A retail~~
 12 **An establishment may not hold more than one (1) active tobacco sales**
 13 **certificate for a retail location at any time. Except when the real estate**
 14 **for a retail location is transferred to an independent third party,**
 15 **the commission shall not issue a certificate to a retail location**
 16 **where a tobacco sales certificate was revoked within one (1) year**
 17 **prior to the date of the application.**

18 (c) A certificate holder shall conspicuously display the holder's
 19 certificate on the holder's premises where the tobacco products or
 20 electronic cigarettes are sold or distributed.

21 (d) Any intentional misstatement or suppression of a material fact
 22 in an application filed under this section constitutes grounds for denial
 23 **or revocation** of the certificate.

24 (e) A certificate may be issued only to a person who meets the
 25 following requirements:

26 (1) If the person is an individual, the person must be at least
 27 twenty-one (21) years of age.

28 (2) The person must be authorized to do business in Indiana.

29 (3) The person has not had an interest in a certificate revoked **or**
 30 **suspended** by the commission for that business location within
 31 the preceding one (1) year.

32 (f) The fees collected under this section shall be deposited in the
 33 enforcement and administration fund under IC 7.1-4-10.

34 SECTION 65. IC 7.1-3-18.5-2.4, AS ADDED BY P.L.107-2024,
 35 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2026]: Sec. 2.4. (a) Subject to available resources, the
 37 commission shall not issue a tobacco sales certificate except as
 38 otherwise authorized in this title and subject to the other restrictions
 39 contained in this title, to the following persons:

40 (1) A person who does not have lawful status (as defined in
 41 IC 9-13-2-92.3).

42 (2) A person who has been convicted within five (5) years before



- 1 the date of application of:
- 2 (A) a federal crime having a sentence of at least one (1)
- 3 year;
- 4 (B) a Level 1, Level 2, Level 3, Level 4, or Level 5 felony;
- 5 or
- 6 (C) a crime in a state other than Indiana having a penalty
- 7 equal to the penalty for an Indiana Level 1, Level 2, Level
- 8 3, Level 4, or Level 5 felony.
- 9 However, this subdivision does not apply to a conviction that has
- 10 been expunged under IC 35-38-9.
- 11 (3) A person who does not meet at least one (1) of the following
- 12 descriptions:
- 13 (A) The person owns the premises to which the certificate
- 14 will be applicable.
- 15 (B) The person has a valid lease on the premises:
- 16 (i) at the time of the application for a certificate; and
- 17 (ii) for the duration of the period in which the person
- 18 sells or distributes in the manner described in section
- 19 1 of this chapter.
- 20 (C) The person has a franchise agreement with a franchisor:
- 21 (i) that owns the premises to which the certificate will
- 22 be applicable; or
- 23 (ii) that has a bona fide lease on the premises for the
- 24 full period for which the certificate is to be issued.
- 25 (4) A person whose place of business is conducted by a manager
- 26 or agent, unless the manager or agent possesses the same
- 27 qualifications required for the issuance of a tobacco sales
- 28 certificate to the person.
- 29 (5) A minor.
- 30 (6) A person non compos mentis.
- 31 (7) A person who has held a permit or certificate under this title
- 32 and who has had that permit or certificate revoked **or suspended**
- 33 within one (1) year prior to the date of application for a tobacco
- 34 sales certificate.
- 35 (8) A person who has made an application for a permit or
- 36 certificate of any type under this title which has been denied less
- 37 than one (1) year prior to the person's application for a tobacco
- 38 sales certificate unless the first application was denied by reason
- 39 of a procedural or technical defect.
- 40 (b) Subsection (a)(5) does not prevent a minor from being a
- 41 stockholder in a corporation.

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1 SECTION 66. IC 7.1-3-18.5-2.6, AS ADDED BY P.L.94-2008,
 2 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2026]: Sec. 2.6. An application for a tobacco **sales** certificate
 4 must contain the express statement of the applicant that the applicant
 5 consents for the duration of the certificate term (if the commission
 6 issues the certificate to the applicant) to the entrance, inspection, and
 7 search by an enforcement officer, without a warrant or other process,
 8 of the applicant's **retail** premises to determine whether the applicant is
 9 complying with the provisions of this title. The consent required by this
 10 section is renewed and continued by the retention of a certificate or the
 11 certificate's use by the applicant or the applicant's agents.

12 SECTION 67. IC 7.1-3-18.5-3, AS AMENDED BY P.L.224-2005,
 13 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2026]: Sec. 3. (a) A certificate issued by the commission
 15 under this chapter must contain the following information:

- 16 (1) The certificate number.
- 17 (2) The certificate holder's name.
- 18 (3) The permanent location of the business or vending machine
 19 for which the certificate is issued.
- 20 (4) The expiration date of the certificate.

21 (b) A **retail tobacco sales** certificate is:

- 22 (1) valid for three (3) years after the date of issuance, unless the
 23 commission suspends the **retail tobacco sales** certificate; and
- 24 (2) nontransferable.

25 (c) A **wholesale tobacco sales certificate** is:

- 26 (1) **valid for one (1) year after the date of issuance, unless the**
 27 **commission suspends the wholesale tobacco sales certificate;**
 28 **and**
- 29 (2) **nontransferable.**

30 SECTION 68. IC 7.1-3-18.5-5.1 IS ADDED TO THE INDIANA
 31 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 32 [EFFECTIVE JULY 1, 2026]: **Sec. 5.1. If a retail location's retail**
 33 **tobacco sales certificate is suspended or revoked, the commission**
 34 **shall not renew or grant a new retail tobacco sales certificate for**
 35 **the retail location until the retail location's application has been**
 36 **investigated and recommended for approval by the local board.**

37 SECTION 69. IC 7.1-3-18.5-9.2, AS ADDED BY P.L.107-2024,
 38 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2026]: Sec. 9.2. (a) An employee of a certificate holder must
 40 hold a valid:

- 41 (1) driver's license issued by the state of Indiana or another state;
 42 or

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- 1 (2) identification card issued by the state of Indiana, another
 2 state, or the United States;
 3 to sell tobacco products.
- 4 (b) An employee must have the employee's driver's license or
 5 identification card or a copy of the employee's driver's license or
 6 identification card:
 7 (1) either:
 8 (A) in the employee's possession; or
 9 (B) on file with the employee's employer; and
 10 (2) upon request, readily available to show to an excise officer
 11 or law enforcement;
 12 when selling tobacco products.
- 13 (c) If an employee holds a valid license or identification card as
 14 described in subsection (a) but is unable to show the license,
 15 identification card, or a copy to an excise officer under subsection (b)
 16 because:
 17 (1) the employee has left the license, identification card, or copy
 18 in another location; or
 19 (2) the license, identification card, or copy has otherwise been
 20 lost or mislaid;
 21 the employee may, within five (5) days of the employee's inability to
 22 show the license, identification card, or copy to the excise officer,
 23 produce to the excise officer or to the office of the commission
 24 satisfactory evidence of a license or identification card issued to the
 25 individual that was valid at the time the individual was unable to show
 26 the license, identification card, or copy.
- 27 (d) If an employee who is unable to show a license, identification
 28 card, or copy to an excise officer fails to produce satisfactory evidence
 29 within five (5) days in the manner described in subsection (c), the
 30 commission may impose a civil penalty on the certificate holder under
 31 IC 7.1-3-23-3.
- 32 **(e) The commission shall take the following actions with**
 33 **respect to a certificate holder's certificate if the certificate holder's**
 34 **employees violate this section:**
 35 **(1) For three (3) violations in a one (1) year period, suspend**
 36 **the certificate for a period of five (5) days.**
 37 **(2) For four (4) violations in a one (1) year period, suspend**
 38 **the certificate for a period of an additional five (5) days.**
 39 **(3) For five (5) violations in a one (1) year period, suspend**
 40 **the certificate for a period of an additional five (5) days.**
 41 **(4) For six (6) or more violations in a one (1) year period,**
 42 **revoke the certificate.**



1 SECTION 70. IC 7.1-5-6-3, AS AMENDED BY P.L.32-2019,
 2 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2026]: Sec. 3. (a) It is unlawful for a person to act as a clerk
 4 in a package liquor store, or as a bartender, waiter, waitress, **security,**
 5 **bouncer,** or manager for a retailer permittee unless that person has
 6 applied for and been issued the appropriate permit. This section does
 7 not apply to dining car or boat employees, to a person described in
 8 IC 7.1-3-1.7, or to a person described in IC 7.1-3-18-9(d). A person
 9 who knowingly or intentionally violates this subsection commits a
 10 Class C infraction. However, the violation is a Class B misdemeanor
 11 if the person has a prior unrelated adjudication or conviction for a
 12 violation of this section within the previous five (5) years.

13 (b) It is a defense to a charge under this section if, not later than
 14 thirty (30) days after being cited by the commission, the person who
 15 was cited produces evidence that the appropriate permit was issued by
 16 the commission on the date of the citation.

17 (c) It is a defense to a charge under this section for a new applicant
 18 for a permit if, not later than thirty (30) days after being cited by the
 19 commission, the new applicant who was cited produces a receipt for a
 20 cashier's check or money order showing that an application for the
 21 appropriate permit was applied for on the date of the citation.

22 SECTION 71. IC 7.1-5-7-11, AS AMENDED BY P.L.163-2025,
 23 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2026]: Sec. 11. (a) The provisions of sections 9 and 10 of this
 25 chapter shall not apply if the public place involved is one (1) of the
 26 following:

- 27 (1) Civic center.
- 28 (2) Convention center.
- 29 (3) Sports arena.
- 30 (4) Bowling center.
- 31 (5) Bona fide club.
- 32 (6) Drug store.
- 33 (7) Grocery store.
- 34 (8) Boat.
- 35 (9) Dining car.
- 36 (10) Pullman car.
- 37 (11) Club car.
- 38 (12) Passenger airplane.
- 39 (13) Horse racetrack facility holding a recognized meeting
 40 permit under IC 4-31-5.
- 41 (14) Satellite facility (as defined in IC 4-31-2.1-36).

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- 1 (15) Catering hall under IC 7.1-3-20-24 that is not open to the
2 public.
3 (16) That part of a restaurant which is separate from a room in
4 which is located a bar over which alcoholic beverages are sold
5 or dispensed by the drink.
6 (17) Entertainment complex.
7 (18) Indoor golf facility.
8 (19) A recreational facility such as a golf course, bowling center,
9 or similar facility that has the recreational activity and not the
10 sale of food and beverages as the principal purpose or function
11 of the person's business.
12 (20) A licensed premises owned or operated by a postsecondary
13 educational institution described in IC 21-17-6-1.
14 (21) An automobile racetrack.
15 (22) An indoor theater under IC 7.1-3-20-26.
16 (23) A senior residence facility campus (as defined in
17 IC 7.1-3-1-29(c)) at which alcoholic beverages are given or
18 furnished as provided under IC 7.1-3-1-29.
19 (24) A hotel other than a part of a hotel that is a room in a
20 restaurant in which a bar is located over which alcoholic
21 beverages are sold or dispensed by the drink.
22 (25) The location of an allowable event to which IC 7.1-3-6.1
23 applies.
24 (26) The location of a charity auction to which IC 7.1-3-6.2
25 applies.
26 (27) A tour of a brewery as provided in IC 7.1-3-20-16.4, if the
27 minor is in the company of a parent, legal guardian or custodian,
28 or family member who is at least twenty-one (21) years of age.
29 (28) A farm winery and any additional locations of the farm
30 winery under IC 7.1-3-12, if the minor is in the company of a
31 parent, legal guardian or custodian, or family member who is at
32 least twenty-one (21) years of age and the minor is accompanied
33 by the adult in any area that the adult may be present whether or
34 not the area:
35 (A) is separated in any manner from where the wine is
36 manufactured, sold, or consumed within the farm winery
37 premises; or
38 (B) operates under a retailer's permit.
39 (29) An artisan distillery under IC 7.1-3-27, if:
40 (A) the person who holds the artisan distiller's permit also
41 holds a farm winery permit under IC 7.1-3-12, or

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- 1 IC 7.1-3-20-16.4(a) applies to the person; and
- 2 (B) the minor is in the company of a parent, legal guardian
- 3 or custodian, or family member who is at least twenty-one
- 4 (21) years of age.
- 5 (30) An art instruction studio under IC 7.1-5-8-4.6.
- 6 (31) The licensed premises of a food hall under IC 7.1-3-20-29
- 7 and the food and beverage vending space of a food hall vendor
- 8 permittee under IC 7.1-3-20-30. However, sections 9 and 10 of
- 9 this chapter apply to a bar within the food and beverage vending
- 10 space of a food hall vendor permittee under IC 7.1-3-20-30 that
- 11 serves alcoholic beverages intended to be consumed while sitting
- 12 or standing at the bar.
- 13 (32) A refreshment area designated under IC 7.1-3-31.
- 14 (33) A small brewery under IC 7.1-3-2-7(5) and a restaurant of
- 15 which the small brewery permit holder is the proprietor as
- 16 provided in IC 7.1-3-2-7(5)(B), if the minor is accompanied by
- 17 a parent, legal guardian, custodian, or family member who is at
- 18 least twenty-one (21) years of age. The minor may be in any area
- 19 in which the accompanying adult may be present, whether or not
- 20 the area:
 - 21 (A) is separated in any manner from where the beer is
 - 22 manufactured, sold, or consumed within the small brewery
 - 23 premises; or
 - 24 (B) operates under a retailer's permit as provided in
 - 25 IC 7.1-3-2-7(5)(C).
- 26 **(34) A restaurant that satisfies the gross food sales**
- 27 **requirement provided in IC 7.1-3-20-14.**
- 28 (b) For the purpose of this subsection, "food" means meals
- 29 prepared on the licensed premises. It is lawful for a minor to be on
- 30 licensed premises in a room, outdoor patio, or terrace in which is
- 31 located a bar over which alcoholic beverages are sold or dispensed by
- 32 the drink if all the following conditions are met:
 - 33 (1) The minor is in the company of a parent, guardian, or family
 - 34 member who is at least twenty-one (21) years of age.
 - 35 (2) The purpose for being on the licensed premises is the
 - 36 consumption of food and not the consumption of alcoholic
 - 37 beverages.
 - 38 (3) The minor, accompanied by the parent, guardian, or family
 - 39 member who is at least twenty-one (21) years of age, must be
 - 40 seated at a table or booth in the bar area and shall not be seated
 - 41 at the bar over which alcoholic beverages are sold or dispensed

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1 by the drink.
 2 SECTION 72. IC 7.1-5-8-1 IS AMENDED TO READ AS
 3 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. It is a Class C
 4 misdemeanor for a person to recklessly hinder, obstruct, interfere with,
 5 or prevent the observance or enforcement of any of the following:

- 6 (1) A provision of this title.
 7 (2) A rule or regulation of the commission adopted in the
 8 administration of this title.
 9 **(3) An order of the commission to suspend or revoke a**
 10 **permit or certificate issued under this title.**

11 SECTION 73. IC 11-12-3.8-1, AS AMENDED BY P.L.185-2015,
 12 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2026]: Sec. 1. As used in this chapter, "mental health and
 14 addiction forensic treatment services" means evidence based treatment
 15 and recovery wraparound support services provided to individuals who
 16 have entered the criminal justice system as a felon or with a prior
 17 felony conviction. The term includes:

- 18 (1) mental health and substance abuse treatment assessments;
 19 (2) vocational services;
 20 (3) housing assistance;
 21 (4) community support services;
 22 (5) care coordination; ~~and~~
 23 (6) transportation assistance; **and**
 24 **(7) gambling services as provided by IC 4-33-25.**

25 SECTION 74. IC 15-19-2-3, AS ADDED BY P.L.2-2008,
 26 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2026]: Sec. 3. The Indiana standardbred advisory board
 28 consists of seven (7) members selected as follows:

- 29 (1) The chairman of the Indiana horse racing commission, or the
 30 chairman's designee, is an ex officio member.
 31 (2) Two (2) members who are ~~members of county fair boards~~
 32 **racing participants**, appointed by the governor.
 33 (3) Four (4) members appointed by the governor who have in the
 34 past participated or shown an interest in the standardbred
 35 industry. This interest may, but does not necessarily have to be,
 36 evidenced by virtue of being an owner, driver, veterinarian,
 37 trainer, or breeder.

38 Not more than three (3) of the appointees under subdivisions (2) and
 39 (3) may be of the same political party as the chairman of the Indiana
 40 horse racing commission.

41 SECTION 75. IC 31-25-4-32, AS AMENDED BY P.L.141-2022,

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1 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2026]: Sec. 32. (a) When the Title IV-D agency finds that an
3 obligor is delinquent, the Title IV-D agency shall send, to a verified
4 address, a notice to the obligor that does the following:

- 5 (1) Specifies that the obligor is delinquent.
6 (2) Describes the amount of child support that the obligor is in
7 arrears.
8 (3) States that unless the obligor:
9 (A) pays the obligor's child support arrearage in full;
10 (B) establishes a payment plan with the Title IV-D agency
11 to pay the arrearage, which includes an income withholding
12 order; or
13 (C) requests a hearing under section 33 of this chapter;
14 within twenty (20) days after the date the notice is mailed, the
15 Title IV-D agency shall issue an order to the bureau of motor
16 vehicles stating that the obligor is delinquent and that the
17 obligor's driving privileges shall be suspended.
18 (4) Explains that the obligor has twenty (20) days after the notice
19 is mailed to do one (1) of the following:
20 (A) Pay the obligor's child support arrearage in full.
21 (B) Establish a payment plan with the Title IV-D agency to
22 pay the arrearage, which includes an income withholding
23 order under IC 31-16-15-2 or IC 31-16-15-2.5.
24 (C) Request a hearing under section 33 of this chapter.
25 (5) Explains that if the obligor has not satisfied any of the
26 requirements of subdivision (4) not later than twenty (20) days
27 after the notice is mailed, that the Title IV-D agency shall issue
28 a notice to:
29 (A) the board or department that regulates the obligor's
30 profession or occupation, if any, that the obligor is
31 delinquent and that the obligor may be subject to sanctions
32 under IC 25-1-1.2, including suspension or revocation of
33 the obligor's professional or occupational license;
34 (B) the supreme court disciplinary commission if the
35 obligor is licensed to practice law;
36 (C) the department of education established by
37 IC 20-19-3-1 if the obligor is a licensed teacher;
38 (D) the Indiana horse racing commission if the obligor
39 holds or applies for a license issued under IC 4-31-6;
40 (E) the Indiana gaming commission if the obligor holds or
41 applies for a license issued under IC 4-33, ~~and~~ IC 4-35,

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- 1 **IC 4-38, or IC 4-39;**
- 2 (F) the commissioner of the department of insurance if the
- 3 obligor holds or is an applicant for a license issued under
- 4 IC 27-1-15.6, IC 27-1-15.8, or IC 27-10-3;
- 5 (G) the director of the department of natural resources if the
- 6 obligor holds or is an applicant for a license issued by the
- 7 department of natural resources under:
- 8 (i) IC 14-22-12 (fishing, hunting, and trapping
- 9 licenses);
- 10 (ii) IC 14-22-16 (bait dealer's license);
- 11 (iii) IC 14-22-19 (fur buyer's license);
- 12 (iv) IC 14-24-7 (nursery dealer's license); or
- 13 (v) IC 14-31-3 (ginseng dealer's license); or
- 14 (H) the alcohol and tobacco commission if the obligor holds
- 15 or applies for an employee's permit under
- 16 IC 7.1-3-18-9(a)(3).
- 17 (6) Explains that the only basis for contesting the issuance of an
- 18 order under subdivision (3) or (5) is a mistake of fact.
- 19 (7) Explains that an obligor may contest the Title IV-D agency's
- 20 determination to issue an order under subdivision (3) or (5) by
- 21 making written application to the Title IV-D agency not later
- 22 than twenty (20) days after the date the notice is mailed.
- 23 (8) Explains the procedures to:
- 24 (A) pay the obligor's child support arrearage in full; and
- 25 (B) establish a payment plan with the Title IV-D agency to
- 26 pay the arrearage, which must include an income
- 27 withholding order under IC 31-16-15-2 or IC 31-16-15-2.5.
- 28 (b) Whenever the Title IV-D agency finds that an obligor is
- 29 delinquent and has failed to:
- 30 (1) pay the obligor's child support arrearage in full;
- 31 (2) establish a payment plan with the Title IV-D agency to pay
- 32 the arrearage, which includes an income withholding order under
- 33 IC 31-16-15-2 or IC 31-16-15-2.5; or
- 34 (3) request a hearing under section 33 of this chapter not later
- 35 than twenty (20) days after the date the notice described in
- 36 subsection (a) is mailed;
- 37 the Title IV-D agency shall issue an order to the bureau of motor
- 38 vehicles stating that the obligor is delinquent.
- 39 (c) An order issued under subsection (b) must require the
- 40 following:
- 41 (1) If the obligor who is the subject of the order holds a driving

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- 1 license or permit on the date the order is issued, that the driving
 2 privileges of the obligor be suspended until further order of the
 3 Title IV-D agency.
- 4 (2) If the obligor who is the subject of the order does not hold a
 5 driving license or permit on the date the order is issued, that the
 6 bureau of motor vehicles may not issue a driving license or
 7 permit to the obligor until the bureau of motor vehicles receives
 8 a further order from the Title IV-D agency.
- 9 (d) The Title IV-D agency shall provide the:
- 10 (1) full name;
 11 (2) date of birth;
 12 (3) verified address; and
 13 (4) Social Security number or driving license number;
 14 of the obligor to the bureau of motor vehicles.
- 15 (e) Whenever the Title IV-D agency finds that an obligor who is
 16 an applicant (as defined in IC 25-1-1.2-1) or a practitioner (as defined
 17 in IC 25-1-1.2-6) is delinquent and the applicant or practitioner has
 18 failed to:
- 19 (1) pay the obligor's child support arrearage in full;
 20 (2) establish a payment plan with the Title IV-D agency to pay
 21 the arrearage, which includes an income withholding order under
 22 IC 31-16-15-2 or IC 31-16-15-2.5; or
 23 (3) request a hearing under section 33 of this chapter;
 24 the Title IV-D agency shall issue an order to the board regulating the
 25 practice of the obligor's profession or occupation stating that the
 26 obligor is delinquent.
- 27 (f) An order issued under subsection (e) must direct the board or
 28 department regulating the obligor's profession or occupation to impose
 29 the appropriate sanctions described under IC 25-1-1.2.
- 30 (g) Whenever the Title IV-D agency finds that an obligor who is
 31 an attorney or a licensed teacher is delinquent and the attorney or
 32 licensed teacher has failed to:
- 33 (1) pay the obligor's child support arrearage in full;
 34 (2) establish a payment plan with the Title IV-D agency to pay
 35 the arrearage, which includes an income withholding order under
 36 IC 31-16-15-2 or IC 31-16-15-2.5; or
 37 (3) request a hearing under section 33 of this chapter;
 38 the Title IV-D agency shall notify the supreme court disciplinary
 39 commission if the obligor is an attorney, or the department of education
 40 if the obligor is a licensed teacher, that the obligor is delinquent.
- 41 (h) Whenever the Title IV-D agency finds that an obligor who

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1 holds a license issued under IC 4-31-6, IC 4-33, ~~or~~ IC 4-35, **IC 4-38,**
 2 **or IC 4-39** has failed to:

- 3 (1) pay the obligor's child support arrearage in full;
- 4 (2) establish a payment plan with the Title IV-D agency to pay
 5 the arrearage, which includes an income withholding order under
 6 IC 31-16-15-2 or IC 31-16-15-2.5; or
- 7 (3) request a hearing under section 33 of this chapter;

8 the Title IV-D agency shall issue an order to the Indiana horse racing
 9 commission if the obligor holds a license issued under IC 4-31-6, or to
 10 the Indiana gaming commission if the obligor holds a license issued
 11 under IC 4-33, ~~or~~ IC 4-35, **IC 4-38, or IC 4-39** stating that the obligor
 12 is delinquent and directing the commission to impose the appropriate
 13 sanctions described in IC 4-31-6-11, IC 4-33-8.5-3, or IC 4-35-6.7-2.

14 (i) Whenever the Title IV-D agency finds that an obligor who
 15 holds a license issued under IC 27-1-15.6, IC 27-1-15.8, or IC 27-10-3
 16 has failed to:

- 17 (1) pay the obligor's child support arrearage in full;
- 18 (2) establish a payment plan with the Title IV-D agency to pay
 19 the arrearage, which includes an income withholding order under
 20 IC 31-16-15-2 or IC 31-16-15-2.5; or
- 21 (3) request a hearing under section 33 of this chapter;

22 the Title IV-D agency shall issue an order to the commissioner of the
 23 department of insurance stating that the obligor is delinquent and
 24 directing the commissioner to impose the appropriate sanctions
 25 described in IC 27-1-15.6-29 or IC 27-10-3-20.

26 (j) Whenever the Title IV-D agency finds that an obligor who
 27 holds a license issued by the department of natural resources under
 28 IC 14-22-12, IC 14-22-16, IC 14-22-19, IC 14-24-7, or IC 14-31-3 has
 29 failed to:

- 30 (1) pay the obligor's child support arrearage in full;
- 31 (2) establish a payment plan with the Title IV-D agency to pay
 32 the arrearage, which includes an income withholding order under
 33 IC 31-16-15-2 or IC 31-16-15-2.5; or
- 34 (3) request a hearing under section 33 of this chapter;

35 the Title IV-D agency shall issue an order to the director of the
 36 department of natural resources stating that the obligor is delinquent
 37 and directing the director to suspend or revoke a license issued to the
 38 obligor by the department of natural resources as provided in
 39 IC 14-11-3.

40 (k) If the Title IV-D agency finds that an obligor who holds an
 41 employee's permit issued under IC 7.1-3-18-9(a)(3) has failed to:

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- 1 (1) pay the obligor's child support arrearage in full;
 2 (2) establish a payment plan with the Title IV-D agency to pay
 3 the arrearage, which includes an income withholding order under
 4 IC 31-16-15-2 or IC 31-16-15-2.5; or
 5 (3) request a hearing under section 33 of this chapter;
 6 the Title IV-D agency shall issue an order to the alcohol and tobacco
 7 commission stating that the obligor is delinquent and directing the
 8 alcohol and tobacco commission to impose the appropriate sanctions
 9 under IC 7.1-3-23-44.
- 10 (l) A person's most recent address on file with the bureau
 11 constitutes a verified address for purposes of this section.
- 12 (m) When an obligor who was the subject of an order issued by the
 13 Title IV-D agency under subsection (b), (e), (g), (h), (i), (j), or (k) has:
 14 (1) paid the obligor's child support arrearage in full; or
 15 (2) established a payment plan with the Title IV-D agency to pay
 16 the arrearage, which includes an income withholding order under
 17 IC 31-16-15-2 or IC 31-16-15-2.5;
 18 the Title IV-D agency shall provide notice to the appropriate entity
 19 under subsection (b), (e), (g), (h), (i), (j), or (k) that the obligor has
 20 addressed the delinquency.
- 21 SECTION 76. IC 31-25-4-34, AS AMENDED BY P.L.141-2022,
 22 SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2026]: Sec. 34. (a) As used in this section, "board" has the
 24 meaning set forth in IC 25-1-1.2-2.
- 25 (b) If an obligor holds a license issued by a board and requests a
 26 hearing under section 33 of this chapter but fails to appear or appears
 27 and is found to be delinquent, the Title IV-D agency shall issue an
 28 order to the board that issued the obligor's license:
 29 (1) stating that the obligor is delinquent; and
 30 (2) requiring the board to comply with the actions required under
 31 IC 25-1-1.2-8.
- 32 (c) If an obligor holds a license issued under IC 4-31-6, IC 4-33,
 33 **or IC 4-35, IC 4-38, or IC 4-39** and requests a hearing under section
 34 33 of this chapter but fails to appear or appears and is found to be
 35 delinquent, the Title IV-D agency shall issue an order to the:
 36 (1) Indiana horse racing commission, if the obligor holds a
 37 license issued under IC 4-31-6; or
 38 (2) Indiana gaming commission, if the obligor holds a license
 39 issued under IC 4-33, **or IC 4-35, IC 4-38, or IC 4-39;**
 40 stating that the obligor is delinquent and requiring the commission to
 41 comply with the actions required under IC 4-31-6-11, IC 4-33-8.5-3, or

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1 IC 4-35-6.7-2.

2 (d) If an obligor holds a license issued under IC 27-1-15.6,
3 IC 27-1-15.8, or IC 27-10-3 and requests a hearing under section 33 of
4 this chapter but fails to appear or appears and is found to be delinquent,
5 the Title IV-D agency shall issue an order to the commissioner of the
6 department of insurance:

- 7 (1) stating that the obligor is delinquent; and
8 (2) requiring the commissioner to comply with the actions
9 required under IC 27-1-15.6-29 or IC 27-10-3-20.

10 (e) If an obligor holds a license issued by the department of natural
11 resources under IC 14-22-12, IC 14-22-16, IC 14-22-19, IC 14-24-7, or
12 IC 14-31-3 and requests a hearing under section 33 of this chapter but
13 fails to appear, or appears and is found to be delinquent, the Title IV-D
14 agency shall issue an order to the director of the department of natural
15 resources:

- 16 (1) stating that the obligor is delinquent; and
17 (2) requiring the director to suspend or revoke a license issued
18 by the department as provided in IC 14-11-3.

19 (f) If an obligor:

- 20 (1) holds an employee's permit issued under IC 7.1-3-18-9(a)(3);
21 and
22 (2) requests a hearing under section 33 of this chapter but fails
23 to appear or appears and is found to be delinquent;

24 the Title IV-D agency shall issue an order to the alcohol and tobacco
25 commission stating that the obligor is delinquent and requiring the
26 commission to impose the appropriate sanctions under IC 7.1-3-23-44.

27 (g) When an obligor who was the subject of an order issued by the
28 Title IV-D agency under subsection (b), (c), (d), (e), or (f) has:

- 29 (1) paid the obligor's child support arrearage in full; or
30 (2) established a payment plan with the Title IV-D agency to pay
31 the arrearage, which includes an income withholding order under
32 IC 31-16-15-2 or IC 31-16-15-2.5;

33 the Title IV-D agency shall provide notice to the appropriate entity
34 under subsection (b), (c), (d), (e), or (f) that the obligor has addressed
35 the delinquency.

36 SECTION 77. IC 34-30-2.1-15.7 IS ADDED TO THE INDIANA
37 CODE AS A NEW SECTION TO READ AS FOLLOWS
38 [EFFECTIVE JULY 1, 2026]: **Sec. 15.7. IC 4-33-4-3 (Concerning
39 participation in a voluntary exclusion program).**

40 SECTION 78. IC 34-30-2.1-16.5 IS ADDED TO THE INDIANA
41 CODE AS A NEW SECTION TO READ AS FOLLOWS

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1 [EFFECTIVE JULY 1, 2026]: **Sec. 16.5. IC 4-35-4-2 (Concerning**
2 **participation in a voluntary exclusion program).**

3 SECTION 79. IC 35-31.5-2-320.5 IS ADDED TO THE INDIANA
4 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2026]: **Sec. 320.5. "Sweepstakes game", for**
6 **purposes of IC 35-45-5, has the meaning set forth in**
7 **IC 35-45-5-1(j).**

8 SECTION 80. IC 35-31.5-2-336, AS ADDED BY P.L.114-2012,
9 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2026]: Sec. 336. "Tournament", for purposes of IC 35-45-5,
11 has the meaning set forth in ~~IC 35-45-5-1(j)~~. **IC 35-45-5-1(k).**

12 SECTION 81. IC 35-31.5-2-337, AS ADDED BY P.L.114-2012,
13 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2026]: Sec. 337. "Toy crane machine", for purposes of
15 IC 35-45-5, has the meaning set forth in ~~IC 35-45-5-1(k)~~.
16 **IC 35-45-5-1(l).**

17 SECTION 82. IC 35-45-5-1, AS AMENDED BY P.L.3-2008,
18 SECTION 252, IS AMENDED TO READ AS FOLLOWS
19 [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The definitions in this section
20 apply throughout this chapter.

21 (b) "Electronic gaming device" means any electromechanical
22 device, electrical device, or machine that satisfies at least one (1) of the
23 following requirements:

24 (1) It is a contrivance which for consideration affords the player
25 an opportunity to obtain money or other items of value, the
26 award of which is determined by chance even if accomplished by
27 some skill, whether or not the prize is automatically paid by the
28 contrivance.

29 (2) It is a slot machine or any simulation or variation of a slot
30 machine.

31 (3) It is a matchup or lineup game machine or device operated
32 for consideration, in which two (2) or more numerals, symbols,
33 letters, or icons align in a winning combination on one (1) or
34 more lines vertically, horizontally, diagonally, or otherwise,
35 without assistance by the player. The use of a skill stop is not
36 considered assistance by the player.

37 (4) It is a video game machine or device operated for
38 consideration to play poker, blackjack, any other card game,
39 keno, or any simulation or variation of these games, including
40 any game in which numerals, numbers, pictures, representations,
41 or symbols are used as an equivalent or substitute for the cards

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1 used in these games.
 2 The term does not include a toy crane machine or any other device
 3 played for amusement that rewards a player exclusively with a toy, a
 4 novelty, candy, other noncash merchandise, or a ticket or coupon
 5 redeemable for a toy, a novelty, or other noncash merchandise that has
 6 a wholesale value of not more than the lesser of ten (10) times the
 7 amount charged to play the amusement device one (1) time or
 8 twenty-five dollars (\$25).

9 (c) "Gain" means the direct realization of winnings.
 10 (d) "Gambling" means risking money or other property for gain,
 11 contingent in whole or in part upon lot, chance, or the operation of a
 12 gambling device, but it does not include participating in:

13 (1) bona fide contests of skill, speed, strength, or endurance in
 14 which awards are made only to entrants or the owners of entries;
 15 or
 16 (2) bona fide business transactions that are valid under the law
 17 of contracts.

18 (e) "Gambling device" means:
 19 (1) a mechanism by the operation of which a right to money or
 20 other property may be credited, in return for consideration, as the
 21 result of the operation of an element of chance;
 22 (2) a mechanism that, when operated for a consideration, does
 23 not return the same value or property for the same consideration
 24 upon each operation;
 25 (3) a mechanism, furniture, fixture, construction, or installation
 26 designed primarily for use in connection with professional
 27 gambling;
 28 (4) a policy ticket or wheel; or
 29 (5) a subassembly or essential part designed or intended for use
 30 in connection with such a device, mechanism, furniture, fixture,
 31 construction, or installation.

32 In the application of this definition, an immediate and unrecorded right
 33 to replay mechanically conferred on players of pinball machines and
 34 similar amusement devices is presumed to be without value.

35 (f) "Gambling information" means:
 36 (1) a communication with respect to a wager made in the course
 37 of professional gambling; or
 38 (2) information intended to be used for professional gambling.

39 (g) "Interactive computer service" means an Internet service, an
 40 information service, a system, or an access software provider that
 41 provides or enables computer access to a computer served by multiple

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- 1 users. The term includes the following:
- 2 (1) A service or system that provides access or is an intermediary
- 3 to the Internet.
- 4 (2) A system operated or services offered by a library, school,
- 5 state educational institution, or private postsecondary
- 6 educational institution.
- 7 (h) "Operator" means a person who owns, maintains, or operates
- 8 ~~an Internet site~~ **a website** that is used for interactive gambling.
- 9 (i) "Profit" means a realized or unrealized benefit (other than a
- 10 gain) and includes benefits from proprietorship or management and
- 11 unequal advantage in a series of transactions.
- 12 **(j) "Sweepstakes game" means a game, contest, or promotion**
- 13 **that is available on the Internet and is accessible on a mobile**
- 14 **phone, computer terminal, or similar access device that:**
- 15 **(1) utilizes a dual-currency system of payment allowing a**
- 16 **player to exchange currency for a cash prize, cash award, or**
- 17 **cash equivalents or a chance to win a cash prize, cash award,**
- 18 **or cash equivalents; and**
- 19 **(2) simulates casino-style gaming, including slot machines,**
- 20 **video poker, table games, lottery games, bingo, and sports**
- 21 **wagering.**
- 22 ~~(j)~~ **(k)** "Tournament" means a contest in which:
- 23 (1) the consideration to enter the contest may take the form of a
- 24 separate entry fee or the deposit of the required consideration to
- 25 play in any manner accepted by the:
- 26 (A) video golf machine; or
- 27 (B) pinball machine or similar amusement device described
- 28 in subsection ~~(m)~~(2); **(n)**(2);
- 29 on which the entrant will compete;
- 30 (2) each player's score is recorded; and
- 31 (3) the contest winner and other prize winners are determined by
- 32 objectively comparing the recorded scores of the competing
- 33 players.
- 34 ~~(k)~~ **(l)** "Toy crane machine" means a device that is used to lift
- 35 prizes from an enclosed space by manipulating a mechanical claw.
- 36 ~~(l)~~ **(m)** For purposes of this chapter:
- 37 (1) a card game; or
- 38 (2) an electronic version of a card game;
- 39 is a game of chance and may not be considered a bona fide contest of
- 40 skill.
- 41 ~~(m)~~ **(n)** In the application of the definition of gambling set forth in
- 42 subsection (d), the payment of consideration to participate in a

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1 tournament conducted on:
 2 (1) video golf games; or
 3 (2) pinball machines and similar amusement devices that award
 4 no prizes other than to mechanically confer an immediate and
 5 unrecorded right to replay on players that is presumed to be
 6 without value under this section;
 7 is not considered gambling even if the value of a prize awarded in the
 8 course of the tournament exceeds the amount of the player's
 9 consideration.
 10 SECTION 83. IC 35-45-5-3, AS AMENDED BY P.L.158-2013,
 11 SECTION 531, IS AMENDED TO READ AS FOLLOWS
 12 [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) A person who knowingly or
 13 intentionally:
 14 (1) engages in pool-selling;
 15 (2) engages in bookmaking;
 16 (3) maintains, in a place accessible to the public, slot machines,
 17 one-ball machines or variants thereof, pinball machines that
 18 award anything other than an immediate and unrecorded right of
 19 replay, roulette wheels, dice tables, or money or merchandise
 20 pushcards, punchboards, jars, or spindles;
 21 (4) conducts lotteries or policy or numbers games or sells
 22 chances therein;
 23 (5) conducts any banking or percentage games played with cards,
 24 dice, or counters, or accepts any fixed share of the stakes therein;
 25 or
 26 (6) accepts, or offers to accept, for profit, money, or other
 27 property risked in gambling;
 28 commits professional gambling, a Level 6 felony. However, the offense
 29 is a Level 5 felony if the person has a prior unrelated conviction under
 30 this subsection.
 31 (b) An operator who knowingly or intentionally uses the Internet
 32 to:
 33 (1) engage in pool-selling:
 34 (A) in Indiana; or
 35 (B) in a transaction directly involving a person located in
 36 Indiana;
 37 (2) engage in bookmaking:
 38 (A) in Indiana; or
 39 (B) in a transaction directly involving a person located in
 40 Indiana;
 41 (3) maintain, on ~~an Internet site~~ **a website** accessible to residents

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- 1 of Indiana, the equivalent of:
- 2 (A) slot machines;
- 3 (B) one-ball machines or variants of one-ball machines;
- 4 (C) pinball machines that award anything other than an
- 5 immediate and unrecorded right of replay;
- 6 (D) roulette wheels;
- 7 (E) dice tables; or
- 8 (F) money or merchandise pushcards, punchboards, jars, or
- 9 spindles;
- 10 (4) conduct lotteries or policy or numbers games or sell chances
- 11 in lotteries or policy or numbers games:
- 12 (A) in Indiana; or
- 13 (B) in a transaction directly involving a person located in
- 14 Indiana;
- 15 (5) conduct any banking or percentage games played with the
- 16 computer equivalent of cards, dice, or counters, or accept any
- 17 fixed share of the stakes in those games:
- 18 (A) in Indiana; or
- 19 (B) in a transaction directly involving a person located in
- 20 Indiana; or
- 21 (6) accept, or offer to accept, for profit, money or other property
- 22 risked in gambling:
- 23 (A) in Indiana; or
- 24 (B) in a transaction directly involving a person located in
- 25 Indiana; or
- 26 **(7) conduct a sweepstakes game:**
- 27 **(A) in Indiana; or**
- 28 **(B) in a transaction directly involving a person located**
- 29 **in Indiana;**
- 30 commits professional gambling over the Internet, a Level 6 felony.
- 31 SECTION 84. IC 35-45-5-15 IS ADDED TO THE INDIANA
- 32 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 33 [EFFECTIVE JULY 1, 2026]: **Sec. 15. This chapter does not apply**
- 34 **to interactive gaming conducted under IC 4-39.**
- 35 SECTION 85. IC 35-45-6-1, AS AMENDED BY P.L.186-2025,
- 36 SECTION 240, IS AMENDED TO READ AS FOLLOWS
- 37 [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The definitions in this section
- 38 apply throughout this chapter.
- 39 (b) "Documentary material" means any document, drawing,
- 40 photograph, recording, or other tangible item containing compiled data
- 41 from which information can be either obtained or translated into a

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- 1 usable form.
- 2 (c) "Enterprise" means:
- 3 (1) a sole proprietorship, corporation, limited liability company,
- 4 partnership, business trust, or governmental entity; or
- 5 (2) a union, an association, or a group, whether a legal entity or
- 6 merely associated in fact.
- 7 (d) "Pattern of racketeering activity" means engaging in at least
- 8 two (2) incidents of racketeering activity that have the same or similar
- 9 intent, result, accomplice, victim, or method of commission, or that are
- 10 otherwise interrelated by distinguishing characteristics that are not
- 11 isolated incidents. However, the incidents are a pattern of racketeering
- 12 activity only if at least one (1) of the incidents occurred after August
- 13 31, 1980, and if the last of the incidents occurred within five (5) years
- 14 after a prior incident of racketeering activity.
- 15 (e) "Racketeering activity" means to commit, to attempt to commit,
- 16 to conspire to commit a violation of, or aiding and abetting in a
- 17 violation of any of the following:
- 18 (1) A provision of IC 23-19, or of a rule or order issued under
- 19 IC 23-19.
- 20 (2) A violation of IC 35-45-9.
- 21 (3) A violation of IC 35-47.
- 22 (4) A violation of IC 35-49-3.
- 23 (5) Murder (IC 35-42-1-1).
- 24 (6) Battery as a Class C felony before July 1, 2014, or a Level 5
- 25 felony after June 30, 2014 (IC 35-42-2-1).
- 26 (7) Kidnapping (IC 35-42-3-2).
- 27 (8) Human and sexual trafficking crimes (IC 35-42-3.5).
- 28 (9) Child exploitation (IC 35-42-4-4).
- 29 (10) Robbery (IC 35-42-5-1).
- 30 (11) Carjacking (IC 35-42-5-2) (before its repeal).
- 31 (12) Arson (IC 35-43-1-1).
- 32 (13) Burglary (IC 35-43-2-1).
- 33 (14) Theft (IC 35-43-4-2).
- 34 (15) Receiving stolen property (IC 35-43-4-2) (before its
- 35 amendment on July 1, 2018).
- 36 (16) Forgery (IC 35-43-5-2).
- 37 (17) An offense under IC 35-43-5.
- 38 (18) Bribery (IC 35-44.1-1-2).
- 39 (19) Official misconduct (IC 35-44.1-1-1).
- 40 (20) Conflict of interest (IC 35-44.1-1-4).
- 41 (21) Perjury (IC 35-44.1-2-1).

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- 1 (22) Obstruction of justice (IC 35-44.1-2-2).
 2 (23) Intimidation (IC 35-45-2-1).
 3 (24) Promoting prostitution (IC 35-45-4-4).
 4 (25) Professional gambling (IC 35-45-5-3).
 5 (26) Maintaining a professional gambling site
 6 (IC 35-45-5-3.5(b)).
 7 (27) Promoting professional gambling (IC 35-45-5-4).
 8 (28) Dealing in or manufacturing cocaine or a narcotic drug
 9 (IC 35-48-4-1).
 10 (29) Dealing in methamphetamine (IC 35-48-4-1.1).
 11 (30) Manufacturing methamphetamine (IC 35-48-4-1.2).
 12 (31) Dealing in a schedule I, II, or III controlled substance
 13 (IC 35-48-4-2).
 14 (32) Dealing in a schedule IV controlled substance
 15 (IC 35-48-4-3).
 16 (33) Dealing in a schedule V controlled substance
 17 (IC 35-48-4-4).
 18 (34) Dealing in marijuana, hash oil, hashish, or salvia
 19 (IC 35-48-4-10).
 20 (35) Money laundering (IC 35-45-15-5).
 21 (36) A violation of IC 35-47.5-5.
 22 (37) A violation of any of the following:
 23 (A) IC 23-14-48-9.
 24 (B) IC 30-2-9-7(b).
 25 (C) IC 30-2-10-9(b).
 26 (D) IC 30-2-13-38(f).
 27 (38) Practice of law by a person who is not an attorney
 28 (IC 33-43-2-1).
 29 (39) An offense listed in IC 35-48-4 involving the manufacture
 30 or sale of a synthetic drug (as defined in IC 35-31.5-2-321), a
 31 synthetic drug lookalike substance (as defined in
 32 IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) under
 33 IC 35-48-4-10.5 (before its repeal on July 1, 2019), a controlled
 34 substance analog (as defined in IC 35-48-1.1-8), or a substance
 35 represented to be a controlled substance (as described in
 36 IC 35-48-4-4.6).
 37 (40) Dealing in a controlled substance resulting in death
 38 (IC 35-42-1-1.5).
 39 (41) Organized retail theft (IC 35-43-4-2.2).
 40 **(42) Sale of alcohol without a permit (IC 7.1-5-10-5).**
 41 SECTION 86. IC 35-46-1-8, AS AMENDED BY P.L.186-2025,

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1 SECTION 242, IS AMENDED TO READ AS FOLLOWS
 2 [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) A person at least eighteen
 3 (18) years of age who knowingly or intentionally encourages, aids,
 4 induces, or causes a child to commit an act of delinquency (as defined
 5 by IC 31-37-1 or IC 31-37-2) commits contributing to delinquency, a
 6 Class A misdemeanor, except as provided in subsections (b) through
 7 (e).

8 (b) If the delinquent act described in subsection (a) would be a
 9 felony if committed by an adult, the offense described in subsection (a)
 10 is a felony of the same level as the delinquent act would be if
 11 committed by an adult.

12 (c) The offense described in subsection (a) is a Level 5 felony if:
 13 (1) the person committing the offense is at least twenty-one (21)
 14 years of age and knowingly or intentionally furnishes:

15 (A) an alcoholic beverage to a child in violation of
 16 IC 7.1-5-7-8 when the person committing the offense knew
 17 or reasonably should have known that the person furnished
 18 the alcoholic beverage was a child; or

19 (B) a controlled substance (as defined in IC 35-48-1.1-7) or
 20 a drug (as defined in IC 9-13-2-49.1) in violation of Indiana
 21 law; and

22 (2) the consumption, ingestion, or use of the alcoholic beverage,
 23 controlled substance, or drug is the proximate cause of the death
 24 of any person.

25 (d) Except as provided in subsection (c), the offense described in
 26 subsection (a) is a Level 6 felony if:

27 (1) the person committing the offense is at least twenty-one (21)
 28 years of age;

29 (2) the child who commits the delinquent act is less than sixteen
 30 (16) years of age; and

31 (3) the act would be a misdemeanor if committed by an adult.

32 (e) If the person who commits the offense described in subsection
 33 (a) is at least twenty-one (21) years of age, and the child who commits
 34 the delinquent act is less than sixteen (16) years of age, the offense is:

35 (1) a Level 5 felony if the delinquent act would be a Level 6
 36 felony if committed by an adult;

37 (2) a Level 4 felony if the delinquent act would be a Level 5
 38 felony if committed by an adult;

39 (3) a Level 3 felony if the delinquent act would be a Level 4
 40 felony if committed by an adult;

41 (4) a Level 2 felony if the delinquent act would be a Level 3

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- 1 felony if committed by an adult;
- 2 (5) a Level 1 felony if the delinquent act would be a Level 1 or
- 3 2 felony if committed by an adult; or
- 4 (6) punishable under IC 35-50-2-3(a) (penalty for murder) if the
- 5 delinquent act would be murder if committed by an adult.

6 **(f) A person who refuses to provide either:**

- 7 **(1) the person's name, address, and date of birth; or**
- 8 **(2) the person's driver's license, if in the person's possession;**
- 9 **to a law enforcement officer who has reason to believe the person**
- 10 **is not at least twenty-one (21) years of age and has committed an**
- 11 **act that would not be an infraction or a misdemeanor if committed**
- 12 **by a person twenty-one (21) years of age or older, commits a Class**
- 13 **C misdemeanor.**

14 SECTION 87. IC 35-46-6-3, AS AMENDED BY P.L.163-2025,
 15 SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2026]: Sec. 3. (a) A person who knowingly or intentionally
 17 uses or distributes nitrous oxide with intent to cause a condition of
 18 intoxication, euphoria, excitement, exhilaration, stupefaction, or
 19 dulling of the senses of another person, unless the nitrous oxide is to be
 20 used for medical purposes, commits a Class B misdemeanor. However,
 21 the offense is a Class A misdemeanor if the person has a prior
 22 unrelated conviction under this section.

23 (b) Except as provided in subsection (c), a person who knowingly
 24 or intentionally sells, uses, or distributes flavored nitrous oxide
 25 commits a Class B misdemeanor. However, the offense is a Class A
 26 misdemeanor if the person has a prior unrelated conviction under this
 27 section.

28 (c) The prohibition on the sale, **use, or distribution** of flavored
 29 nitrous oxide in subsection (b) does not apply to:

- 30 (1) a retail or wholesale restaurant supply company that sells or
- 31 distributes flavored nitrous oxide to a person for use in food and
- 32 beverage preparation or other culinary purposes; ~~or~~
- 33 (2) a person that uses flavored nitrous oxide in food and
- 34 beverage recipes or for other legitimate culinary purposes; ~~or~~
- 35 **(3) a law enforcement agency that is disposing of flavored**
- 36 **nitrous oxide by donation to a nonprofit organization.**

37 SECTION 88. **An emergency is declared for this act.**

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