



PREVAILED

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

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

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

MR. SPEAKER:

I move that House Bill 1078 be amended to read as follows:

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

- (5) State personnel department.
- (6) Secretary of state, with respect to the registration of broker-dealers, agents, and investment advisors.
- (7) The lobby registration commission, with respect to the registration of lobbyists.
- (8) Indiana department of administration, with respect to bidders on contracts.
- (9) Indiana department of transportation, with respect to bidders on contracts.
- (10) Indiana professional licensing agency.
- (11) Department of insurance, with respect to licensing of insurance producers.
- (12) The department of child services.
- (13) A pension fund administered by the board of trustees of the Indiana public retirement system.
- (14) The state police benefit system.
- (15) The alcohol and tobacco commission.
- (16) The Indiana department of health, for purposes of licensing radiologic technologists under IC 16-41-35-29(c).

(b) The bureau of motor vehicles may, notwithstanding this chapter, require the following:

- (1) That an individual include the individual's Social Security number in an application for an official certificate of title for any vehicle required to be titled under IC 9-17.
- (2) That an individual include the individual's Social Security number on an application for registration.
- (3) That a corporation, limited liability company, firm, partnership, or other business entity include its federal tax identification number on an application for registration.
- (4) That an individual include the individual's Social Security number on an application for a license, a permit, or an identification card.

(c) The Indiana department of administration, the Indiana department of transportation, and the Indiana professional licensing agency may require an employer to provide its federal employer identification number.

(d) The department of correction may require a committed offender to provide the offender's Social Security number for purposes of matching data with the Social Security Administration to determine benefit eligibility.

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

- (1) That an individual include the individual's Social Security number:
  - (A) in any application for a riverboat owner's license, supplier's license, or occupational license; or

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

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

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

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

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

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

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

(4) Confidential investigative records related to an investigation under IC 4-31, IC 4-33, ~~or IC 4-35~~, **IC 4-38, or IC 4-39** and any other information classified as confidential under IC 4-31, IC 4-33, ~~or IC 4-35~~, **IC 4-38, or IC 4-39**."

Page 2, between lines 11 and 12, begin a new paragraph and insert:

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

1 **or other things of value."**

2 Page 3, line 15, strike "or".

3 Page 3, line 16, after "wagering);" insert: "**or**

4 **(F) IC 4-39 (interactive gaming);"**

5 Page 5, after line 3, begin a new paragraph and insert:

6 "SECTION 11. IC 4-30-16-3, AS AMENDED BY P.L.108-2019,  
7 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
8 JULY 1, 2026]: Sec. 3. (a) The commission shall transfer the surplus  
9 revenue in the administrative trust fund as follows:

10 (1) Before the last business day of January, April, July, and  
11 October, the commission shall transfer seven million five hundred  
12 thousand dollars (\$7,500,000) of the surplus revenue to the  
13 Indiana public retirement system for credit, as determined by the  
14 board of trustees of the Indiana public retirement system:

15 (A) first, to the pension stabilization fund established by  
16 IC 5-10.4-2-5, to be used as a credit against the unfunded  
17 accrued liability of the pre-1996 account (as defined by  
18 IC 5-10.4-1-12) **if the pre-1996 account is less than ninety**  
19 **percent (90%) funded;** and

20 (B) second, **not more than five percent (5%) of the surplus**  
21 **revenue** to one (1) or more of the supplemental allowance  
22 reserve accounts established under:

23 (i) IC 2-3.5-3-2(c) (for the legislators' defined benefit plan);

24 (ii) IC 5-10-5.5-4(c) (for the state excise police, gaming  
25 agent, gaming control officer, and conservation enforcement  
26 officers' retirement plan);

27 (iii) IC 5-10.2-2-2(a)(3) (for the public employees'  
28 retirement fund); or

29 (iv) IC 5-10.2-2-2(c)(3) (for the Indiana state teachers'  
30 retirement fund).

31 (2) Before the last business day of January, April, July, and  
32 October, the commission shall transfer seven million five hundred  
33 thousand dollars (\$7,500,000) of the surplus revenue to the  
34 treasurer of state for deposit in the pension relief fund (IC  
35 5-10.3-11) **if any of the pension funds covered under**  
36 **IC 5-10.3-11 are less than ninety percent (90%) funded.**

37 (3) The surplus revenue remaining in the fund on the last day of  
38 January, April, July, and October after the transfers under  
39 subdivisions (1) and (2), **less the amount required to satisfy**  
40 **subsection (c), shall be transferred by the commission to the**  
41 **treasurer of state for deposit on that day in the lottery surplus**  
42 **fund; set aside by the board of trustees of the Indiana public**  
43 **retirement system for revenue sharing to be distributed**  
44 **before the last business day of December to the county**  
45 **treasurer of each county that does not have a riverboat (as**  
46 **defined by IC 4-33-2-17) in the same proportions that**

**wagering taxes set aside for revenue sharing are distributed under IC 4-33-13-5(d).**

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

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

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

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

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

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

(3) To fund sewer and water projects, including storm water management projects or other infrastructure projects.

(4) For public safety.

(5) For economic or community development projects or for a project in partnership with a redevelopment authority established under IC 36-7-14.5.

SECTION 12. IC 4-32.3-3-4 IS REPEALED [EFFECTIVE JULY 1, 2026]. Sec. 4: (a) The commission has the sole authority to license entities under this article to sell, distribute, or manufacture a licensed supply:

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

(c) The commission may deny a license to an applicant for a license to sell, manufacture, or distribute licensed supplies if the commission

determines that at least one (1) of the following applies with respect to the applicant:

(1) The applicant has:

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

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

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

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

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

SECTION 13. IC 4-33-2-2, AS AMENDED BY P.L.293-2019, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) "Adjusted gross receipts" means:

(1) the total of all cash and property (including checks received by a licensee or an operating agent) whether collected or not, received by a licensee or an operating agent from gaming operations; minus

(2) the total of:

(A) all cash paid out as winnings to patrons; and

(B) uncollectible gaming receivables, not to exceed the lesser of:

(i) a reasonable provision for uncollectible patron checks received from gaming operations; or

(ii) two percent (2%) of the total of all sums, including checks, whether collected or not, less the amount paid out as winnings to patrons.

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

(b) The term does not include amounts received from:

(1) sports wagering conducted by a licensee or an operating agent under IC 4-38; or

**(2) interactive gaming conducted by a licensee or an operating agent under IC 4-39.**

SECTION 14. IC 4-33-2-11.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 11.7. "Interactive gaming" has the meaning set forth in IC 4-39-2-6.**

SECTION 15. IC 4-33-2-16.5 IS ADDED TO THE INDIANA

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

SECTION 16. IC 4-33-2-16.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 16.7. "Responsible gaming and problem gambling services program fund" means the Indiana responsible gaming and problem gambling services program fund established by IC 4-33-25-3.**

SECTION 17. IC 4-33-3-22, AS AMENDED BY P.L.293-2019, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 22. (a) The commission shall file a written annual report with the governor before September 1 of each year. The commission shall file any additional reports that the governor requests.

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

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

SECTION 18. IC 4-33-4-3, AS AMENDED BY P.L.93-2024, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The commission shall do the following:

- (1) Adopt rules that the commission determines necessary to protect or enhance the following:
  - (A) The credibility and integrity of gambling operations authorized by this article.
  - (B) The regulatory process provided in this article.
- (2) Conduct all hearings concerning civil violations of this article.
- (3) Provide for the establishment and collection of license fees and taxes imposed under this article.
- (4) Deposit the license fees and taxes in the state gaming fund established by IC 4-33-13.
- (5) Levy and collect penalties for noncriminal violations of this article.
- (6) Deposit the penalties in the state gaming fund established by IC 4-33-13.
- (7) Be present through the commission's gaming agents during the time gambling operations are conducted on a riverboat to do the following:

- 1 (A) Certify the revenue received by a riverboat.
- 2 (B) Receive complaints from the public.
- 3 (C) Conduct other investigations into the conduct of the
- 4 gambling games and the maintenance of the equipment that
- 5 the commission considers necessary and proper.
- 6 (8) Adopt rules to establish and implement a voluntary exclusion
- 7 program that meets the requirements of subsection (b).
- 8 (9) Establish the requirements for a power of attorney submitted
- 9 under IC 4-33-6-2(c), IC 4-33-6-22, IC 4-33-6.5-2(c), or
- 10 IC 4-33-6.5-16.
- 11 (b) Rules adopted under subsection (a)(8) must provide the
- 12 following:
- 13 (1) Except as provided by rule of the commission, a person who
- 14 participates in the voluntary exclusion program:
- 15 (A) agrees to:
- 16 (i) refrain from entering; **and**
- 17 (ii) **not collect any winnings or recover any losses**
- 18 **resulting from any gaming activity at;**
- 19 a riverboat or other facility under the jurisdiction of the
- 20 commission; **and**
- 21 (B) **agrees to refrain from placing a wager with a**
- 22 **certificate holder licensed under IC 4-38.**
- 23 (2) That the name of a person participating in the program will be
- 24 included on a list of persons excluded from all facilities under the
- 25 jurisdiction of the commission.
- 26 (3) Except as provided by rule of the commission, a person who
- 27 participates in the voluntary exclusion program may not petition
- 28 the commission for readmittance to a facility under the
- 29 jurisdiction of the commission.
- 30 (4) That the list of patrons entering the voluntary exclusion
- 31 program and the personal information of the participants are
- 32 confidential and may only be disseminated by the commission to
- 33 the owner or operator of a facility under the jurisdiction of the
- 34 commission for purposes of enforcement and to other entities,
- 35 upon request by the participant and agreement by the commission.
- 36 (5) That an owner of a facility under the jurisdiction of the
- 37 commission shall make all reasonable attempts as determined by
- 38 the commission to cease all direct marketing efforts to a person
- 39 participating in the program.
- 40 (6) That an owner of a facility under the jurisdiction of the
- 41 commission may not cash the check of a person participating in
- 42 the program or extend credit to the person in any manner.
- 43 However, the voluntary exclusion program does not preclude an
- 44 owner from seeking the payment of a debt accrued by a person
- 45 before entering the program.
- 46 (c) **An employee of a riverboat or facility under the jurisdiction**

of the commission or a riverboat or facility under the jurisdiction of the commission is not liable to a person participating in a voluntary exclusion program for:

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

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

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

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

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

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

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

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

(1) The applicant has:

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

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

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

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

(A) this article, IC 4-32.3, IC 4-35, IC 4-38, and IC 4-39; or

(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 20. 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) of this chapter with respect to an individual applying for an occupational license if:

(1) the individual qualifies for a waiver under subsection (e) or (f); and

(2) the commission determines that the individual has demonstrated by clear and convincing evidence the individual's rehabilitation.

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

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

jurisdiction of committing a felony not described in subsection (d) or (e); and

(2) five (5) years have elapsed from the date the individual was discharged from probation, imprisonment, or parole, whichever is later, for the conviction described in subdivision (1).

(g) To enable a prospective employer to determine, for purposes of subsection (c)(10), whether the prospective employer has been advised of all of the facts and circumstances of the individual's criminal record, the commission shall notify the prospective employer of all information that the commission:

(1) has obtained concerning the individual; and

(2) is authorized to release under IC 5-14.

(h) The commission shall deny the individual's request to waive the requirements of section 3(2) of this chapter if the individual fails to disclose to both the commission and the prospective employer all information relevant to this section.

**(i) Notwithstanding subsections (a) through (h), an individual applying for an occupational license under this chapter to perform duties that do not relate to gaming on the premises of a riverboat is not disqualified under section 3(2) of this chapter if the position or occupation will not have access to:**

**(1) the gaming floor; and**

**(2) gaming systems.**

SECTION 21. IC 4-33-9-0.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 0.5. This chapter may not be construed to restrict the authorized use of the Internet to conduct sports wagering under IC 4-38 or interactive gaming under IC 4-39 by:**

**(1) a licensed owner;**

**(2) an operating agent;**

**(3) a trustee in accordance with IC 4-33-21;**

**(4) a vendor contracted with a licensed owner or an operating agent for the conduct of sports wagering under IC 4-38; or**

**(5) an interactive gaming management vendor contracted with a licensed owner or an operating agent for the conduct of interactive gaming under IC 4-39.**

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

**(1) A riverboat in a historic hotel district.**

**(2) Sports wagering conducted under IC 4-38 at a riverboat.**

**(3) Interactive gaming conducted under IC 4-39 by a licensed owner.**

SECTION 23. IC 4-33-13-0.5, AS ADDED BY P.L.293-2019, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 0.5. This chapter does not apply to the following:**

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

**(2) Interactive gaming conducted under IC 4-39 by a licensed owner.**

SECTION 24. IC 4-33-13-5, AS AMENDED BY P.L.9-2024, SECTION 109, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) This subsection does not apply to tax revenue remitted by an operating agent operating a riverboat in a historic hotel district. Excluding funds that are appropriated in the biennial budget act from the state gaming fund to the commission for purposes of administering this article, each month the state comptroller shall distribute the tax revenue deposited in the state gaming fund under this chapter to the following:

(1) An amount equal to the following shall be set aside for revenue sharing under subsection (d):

~~(A) Before July 1, 2021, the first thirty-three million dollars (\$33,000,000) of tax revenues collected under this chapter shall be set aside for revenue sharing under subsection (d):~~

~~(B) (A) After June 30, 2021, If the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year is equal to or greater than the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020, the first thirty-three million dollars (\$33,000,000) sixty-six million dollars (\$66,000,000) of tax revenues collected under this chapter shall be set aside for revenue sharing under subsection (d).~~

~~(C) (B) After June 30, 2021, If the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year is less than the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state year ending June 30, 2020, an amount equal to the first thirty-three million dollars (\$33,000,000) sixty-six million dollars (\$66,000,000) of tax revenues collected under this chapter multiplied by the result of:~~

~~(i) the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year; divided by~~

~~(ii) the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020;~~

~~shall be set aside for revenue sharing under subsection (d).~~

(2) Subject to subsection (c), twenty-five percent (25%) of the remaining tax revenue remitted by each licensed owner shall be paid:

(A) to the city in which the riverboat is located or that is designated as the home dock of the riverboat from which the tax revenue was collected, in the case of:

- (i) a city described in IC 4-33-12-6(b)(1)(A);
- (ii) a city located in Lake County; or
- (iii) Terre Haute; or

(B) to the county that is designated as the home dock of the riverboat from which the tax revenue was collected, in the case of a riverboat that is not located in a city described in clause (A) or whose home dock is not in a city described in clause (A).

(3) The remainder of the tax revenue remitted by each licensed owner shall be paid to the state general fund. In each state fiscal year, the state comptroller shall make the transfer required by this subdivision on or before the fifteenth day of the month based on revenue received during the preceding month for deposit in the state gaming fund. Specifically, the state comptroller may transfer the tax revenue received by the state in a month to the state general fund in the immediately following month according to this subdivision.

(b) This subsection applies only to tax revenue remitted by an operating agent operating a riverboat in a historic hotel district after June 30, 2019. Excluding funds that are appropriated in the biennial budget act from the state gaming fund to the commission for purposes of administering this article, each month the state comptroller shall distribute the tax revenue remitted by the operating agent under this chapter as follows:

(1) For state fiscal years beginning after June 30, 2019, but ending before July 1, 2021, fifty-six and five-tenths percent (56.5%) shall be paid to the state general fund.

(2) For state fiscal years beginning after June 30, 2021, fifty-six and five-tenths percent (56.5%) shall be paid as follows:

(A) Sixty-six and four-tenths percent (66.4%) shall be paid to the state general fund.

(B) Thirty-three and six-tenths percent (33.6%) shall be paid to the West Baden Springs historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b).

However, if:

- (i) at any time the balance in that fund exceeds twenty-five million dollars (\$25,000,000); or
- (ii) in any part of a state fiscal year in which the operating agent has received at least one hundred million dollars (\$100,000,000) of adjusted gross receipts;

the amount described in this clause shall be paid to the state general fund for the remainder of the state fiscal year.

(3) Forty-three and five-tenths percent (43.5%) shall be paid as

1 follows:

2 (A) Twenty-two and four-tenths percent (22.4%) shall be paid  
3 as follows:

4 (i) Fifty percent (50%) to the fiscal officer of the town of  
5 French Lick.

6 (ii) Fifty percent (50%) to the fiscal officer of the town of  
7 West Baden Springs.

8 (B) Fourteen and eight-tenths percent (14.8%) shall be paid to  
9 the county treasurer of Orange County for distribution among  
10 the school corporations in the county. The governing bodies  
11 for the school corporations in the county shall provide a  
12 formula for the distribution of the money received under this  
13 clause among the school corporations by joint resolution  
14 adopted by the governing body of each of the school  
15 corporations in the county. Money received by a school  
16 corporation under this clause must be used to improve the  
17 educational attainment of students enrolled in the school  
18 corporation receiving the money. Not later than the first  
19 regular meeting in the school year of a governing body of a  
20 school corporation receiving a distribution under this clause,  
21 the superintendent of the school corporation shall submit to  
22 the governing body a report describing the purposes for which  
23 the receipts under this clause were used and the improvements  
24 in educational attainment realized through the use of the  
25 money. The report is a public record.

26 (C) Thirteen and one-tenth percent (13.1%) shall be paid to the  
27 county treasurer of Orange County.

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

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

46 (F) Six and thirty-five hundredths percent (6.35%) shall be

1 paid to the fiscal officer of the town of Paoli.

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

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

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

15 (ii) The remainder of the amount transferred under this  
16 clause in each calendar year shall be transferred to Radius  
17 Indiana or a successor regional entity or partnership for the  
18 development and implementation of a regional economic  
19 development strategy to assist the residents of Orange  
20 County and the counties contiguous to Orange County in  
21 improving their quality of life and to help promote  
22 successful and sustainable communities.

23 To the extent possible, the Indiana economic development  
24 corporation shall provide for the transfer under item (i) to be  
25 made in four (4) equal installments. However, an amount  
26 sufficient to meet current obligations to retire or refinance  
27 indebtedness or leases for which tax revenues under this  
28 section were pledged before January 1, 2015, by the Orange  
29 County development commission shall be paid to the Orange  
30 County development commission before making distributions  
31 to the South Central Indiana Regional Economic Development  
32 Corporation and Radius Indiana or their successor entities or  
33 partnerships. The amount paid to the Orange County  
34 development commission shall proportionally reduce the  
35 amount payable to the South Central Indiana Regional  
36 Economic Development Corporation and Radius Indiana or  
37 their successor entities or partnerships.

38 (c) This subsection does not apply to tax revenue remitted by an  
39 inland casino operating in Vigo County. For each city and county  
40 receiving money under subsection (a)(2), the state comptroller shall  
41 determine the total amount of money paid by the state comptroller to  
42 the city or county during the state fiscal year 2002. The amount  
43 determined is the base year revenue for the city or county. The state  
44 comptroller shall certify the base year revenue determined under this  
45 subsection to the city or county. The total amount of money distributed  
46 to a city or county under this section during a state fiscal year may not

1 exceed the entity's base year revenue. For each state fiscal year, the  
 2 state comptroller shall pay that part of the riverboat wagering taxes  
 3 that:

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

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

8 (d) Except as provided in subsections (k) and (l), before August 15  
 9 of each year, the state comptroller shall distribute the wagering taxes  
 10 set aside for revenue sharing under subsection (a)(1) to the county  
 11 treasurer of each county that does not have a riverboat according to the  
 12 ratio that the county's population bears to the total population of the  
 13 counties that do not have a riverboat. Except as provided in subsection  
 14 (g), the county auditor shall distribute the money received by the  
 15 county under this subsection as follows:

- 16 (1) To each city located in the county according to the ratio the
- 17 city's population bears to the total population of the county.
- 18 (2) To each town located in the county according to the ratio the
- 19 town's population bears to the total population of the county.
- 20 (3) After the distributions required in subdivisions (1) and (2) are
- 21 made, the remainder shall be retained by the county.

22 (e) Money received by a city, town, or county under subsection (d)  
 23 or (g) may be used for any of the following purposes:

- 24 (1) To reduce the property tax levy of the city, town, or county for
- 25 a particular year (a property tax reduction under this subdivision
- 26 does not reduce the maximum levy of the city, town, or county
- 27 under IC 6-1.1-18.5).
- 28 (2) For deposit in a special fund or allocation fund created under
- 29 IC 8-22-3.5, IC 36-7-14, IC 36-7-14.5, IC 36-7-15.1, and
- 30 IC 36-7-30 to provide funding for debt repayment.
- 31 (3) To fund sewer and water projects, including storm water
- 32 management projects.
- 33 (4) For police and fire pensions.
- 34 (5) To carry out any governmental purpose for which the money
- 35 is appropriated by the fiscal body of the city, town, or county.
- 36 Money used under this subdivision does not reduce the property
- 37 tax levy of the city, town, or county for a particular year or reduce
- 38 the maximum levy of the city, town, or county under
- 39 IC 6-1.1-18.5.

40 (f) This subsection does not apply to an inland casino operating in  
 41 Vigo County. Before July 15 of each year, the state comptroller shall  
 42 determine the total amount of money distributed to an entity under  
 43 IC 4-33-12-6 or IC 4-33-12-8 during the preceding state fiscal year. If  
 44 the state comptroller determines that the total amount of money  
 45 distributed to an entity under IC 4-33-12-6 or IC 4-33-12-8 during the  
 46 preceding state fiscal year was less than the entity's base year revenue

(as determined under IC 4-33-12-9), the state comptroller shall make a supplemental distribution to the entity from taxes collected under this chapter and deposited into the state general fund. Except as provided in subsection (h), the amount of an entity's supplemental distribution is equal to:

(1) the entity's base year revenue (as determined under IC 4-33-12-9); minus

(2) the sum of:

(A) the total amount of money distributed to the entity and constructively received by the entity during the preceding state fiscal year under IC 4-33-12-6 or IC 4-33-12-8; plus

(B) the amount of any admissions taxes deducted under IC 6-3.1-20-7.

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

(1) To each city, other than the consolidated city, located in the county according to the ratio that the city's population bears to the total population of the county.

(2) To each town located in the county according to the ratio that the town's population bears to the total population of the county.

(3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be paid in equal amounts to the consolidated city and the county.

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

(1) Before July 1, 2021, forty-eight million dollars (\$48,000,000).

(2) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year is equal to or greater than the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020, the maximum amount is forty-eight million dollars (\$48,000,000).

(3) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year is less than the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020, the maximum amount is equal to the result of:

(A) forty-eight million dollars (\$48,000,000); multiplied by

(B) the result of:

- (i) the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year; divided by
- (ii) the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020.

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

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

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

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

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

- (1) must be paid to the fiscal officer of the political subdivision and may be deposited in the political subdivision's general fund (in the case of a school corporation, the school corporation may deposit the money into either the education fund (IC 20-40-2) or the operations fund (IC 20-40-18)) or riverboat fund established under IC 36-1-8-9, or both;
- (2) may not be used to reduce the maximum levy under IC 6-1.1-18.5 of a county, city, or town or the maximum tax rate of a school corporation, but, except as provided in subsection (b)(3)(B), may be used at the discretion of the political subdivision to reduce the property tax levy of the county, city, or town for a particular year;
- (3) except as provided in subsection (b)(3)(B), may be used for any legal or corporate purpose of the political subdivision, including the pledge of money to bonds, leases, or other

obligations under IC 5-1-14-4; and

(4) is considered miscellaneous revenue.

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

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

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

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

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

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

by a licensed owner or an operating agent.

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

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

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

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

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

**(2) An operating agent (as defined by IC 4-33-2-14.5).**

**(3) A permit holder (as defined by IC 4-35-2-8).**

**(4) A licensee or operating agent that conducts sports wagering under IC 4-38.**

**(5) A licensee or operating agent that conducts interactive gaming under IC 4-39.**

**Sec. 2. (a) The Indiana responsible gaming and problem gambling services program is established to:**

**(1) increase public awareness of problem gambling;**

**(2) promote responsible gaming; and**

**(3) provide problem gambling prevention, treatment, and recovery resources and services.**

(b) The commission shall develop and administer the program.

Sec. 3. (a) The Indiana responsible gaming and problem gambling services program fund is established. The commission shall administer the fund.

(b) The fund consists of the following:

(1) Fees deposited under section 8 of this chapter.

(2) Money appropriated to the fund by the general assembly.

(3) Donations, gifts, and money received from any other source, including transfers from other funds or accounts.

(c) The expenses of administering the fund shall be paid from money in the fund.

(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested.

Sec. 4. Money in the Indiana responsible gaming and problem gambling services program fund shall be used for purposes of the responsible gaming and problem gambling services program, which may include the following:

(1) Development and implementation of awareness campaigns, coupled with prevention and harm reduction efforts, that educate the public on how to gamble safely and on potential signs of a gambling problem, including signs that coexist with other public health concerns.

(2) Provision of grants to the Indiana Council on Problem Gambling.

(3) Development of, implementation of, and the payment for prevention, treatment, research, and other programs related to problem gambling, including inpatient and outpatient treatment programs for individuals with gambling addictions.

(4) A comprehensive prevention and treatment services continuum that may include the following:

(A) Prevention and public awareness.

(B) Gambling provider education and certification.

(C) Crisis intervention, including a warmline.

(D) Case management.

(E) Recovery support skills development.

(F) Individualized integrated care plan review.

(G) Intensive outpatient treatment.

(H) Individual counseling.

(I) Family counseling.

(J) Financial counseling.

(K) Client education.

(L) Telehealth.

(M) Inpatient treatment.

(N) Other services determined by the commission or

- 1                   division of mental health and addiction.
- 2           (5) Provision of grants to Indiana colleges and universities to
- 3           study problem gambling, prevention, and harm reduction.
- 4           (6) Development of technology to:
- 5                (A) enable the list of persons who participate in the
- 6                voluntary exclusion program established under the rules
- 7                of the commission to be timely shared with each riverboat
- 8                or other facility under the jurisdiction of the commission;
- 9                and
- 10              (B) coordinate with other states to assist persons who wish
- 11              to participate in the commission's voluntary exclusion
- 12              program or in similar programs in other states.
- 13           (7) Fund the alcohol server training program for servers at
- 14           establishments that are licensed to sell alcoholic beverages
- 15           that offer type II gaming under IC 7.1-3-1.5-6(c).
- 16           Sec. 5. (a) In developing the Indiana responsible gaming and
- 17           problem gambling services program, the commission shall:
- 18                (1) consult with the National Center for Responsible Gaming,
- 19                the Indiana Council on Problem Gambling, and the National
- 20                Council on Problem Gambling to develop best practices; and
- 21                (2) coordinate with the office of the secretary of family and
- 22                social services to identify potential service providers and to
- 23                ensure that local programs that receive distributions from the
- 24                addiction services fund established by IC 12-23-2-2
- 25                complement the services provided by the Indiana responsible
- 26                gaming and problem gambling services program.
- 27           (b) The commission may do the following:
- 28                (1) Consult with regulators from other states, gaming
- 29                operators, gaming manufacturers, community leaders,
- 30                researchers, treatment providers, and other appropriate
- 31                individuals and entities in developing the Indiana responsible
- 32                gaming and problem gambling services program.
- 33                (2) Contract with a person or public or private entity to assist
- 34                with carrying out the Indiana responsible gaming and
- 35                problem gambling services program.
- 36                (3) Coordinate programming and services with the division of
- 37                mental health and addiction, including:
- 38                    (A) state funded programs that address responsible
- 39                    gaming; and
- 40                    (B) promotion of responsible gaming awareness with the
- 41                    department of education for middle school and high school
- 42                    students.
- 43                (4) Contract to provide treatment services with a provider
- 44                credentialed by one (1) of the following:
- 45                    (A) ICAADA, the behavior health certification body of
- 46                    Mental Health America of Indiana.
- 47                    (B) The International Gambling Counselor Certification

- 1 **Board.**
- 2 **(C) The International Co-Occurring Gambling Specialists.**
- 3 **(5) Adopt rules under IC 4-22-2 concerning the following:**
- 4 **(A) Counselor and coach ethics.**
- 5 **(B) An ethics review committee.**
- 6 **(C) A process to review ethics complaints.**
- 7 **(D) A process to review the credentials of counselors.**
- 8 **(E) Continuing education for counselors.**

9 **Sec. 6. The commission may hire staff to oversee all aspects of**  
 10 **the Indiana responsible gaming and problem gambling services**  
 11 **program, including monitoring compliance with the program and**  
 12 **program accountability and efficacy.**

13 **Sec. 7. The commission may:**

- 14 **(1) hire recovery coaches or other trained professionals; or**
- 15 **(2) contract with an entity that provides recovery coaching;**

16 **to provide responsible gaming and problem gambling services at**  
 17 **each licensee. Each licensee shall provide appropriate workspace**  
 18 **for a recovery coach or trained professional under this section.**

19 **Sec. 8. (a) Subject to section 9 of this chapter, beginning August**  
 20 **1, 2026, and each August 1 thereafter, each licensee shall pay to the**  
 21 **commission a responsible gaming and problem gambling services**  
 22 **fee equal to one percent (1%) of the gross receipts that the licensee**  
 23 **received in the prior fiscal year.**

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

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

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

33 **(2) also is:**

- 34 **(A) an operating agent (as defined by IC 4-33-2-14.5);**
- 35 **(B) a permit holder (as defined by IC 4-35-2-8);**
- 36 **(C) a licensee or operating agent that conducts sports**  
 37 **wagering under IC 4-38; or**
- 38 **(D) a licensee or operating agent that conducts interactive**  
 39 **gaming under IC 4-39;**

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

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

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

4       SECTION 26. IC 4-35-2-2, AS AMENDED BY P.L.293-2019,  
 5       SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 6       JULY 1, 2026]: Sec. 2. (a) "Adjusted gross receipts" means:

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

11      (2) the total of:

12      (A) all cash paid out to patrons as winnings for gambling  
 13      games; and

14      (B) uncollectible gambling game receivables, not to exceed the  
 15      lesser of:

16      (i) a reasonable provision for uncollectible patron checks  
 17      received from gambling games; or

18      (ii) two percent (2%) of the total of all sums, including  
 19      checks, whether collected or not, less the amount paid out to  
 20      patrons as winnings for gambling games.

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

24      (b) The term does not include amounts received from:

25      (1) sports wagering conducted by a licensee under IC 4-38; **or**

26      **(2) interactive gaming conducted by a licensee under IC 4-39.**

27      SECTION 27. IC 4-35-2-5, AS AMENDED BY P.L.293-2019,  
 28      SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 29      JULY 1, 2026]: Sec. 5. (a) "Gambling game" means any of the  
 30      following:

31      (1) A game played on a slot machine approved for wagering under  
 32      this article by the commission.

33      (2) A game played on a slot machine through the use of a mobile  
 34      gaming device approved under this article.

35      (3) A table game approved by the commission under  
 36      IC 4-35-7-19.

37      (b) The term does not include:

38      (1) sports wagering conducted under IC 4-38; **or**

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

40      SECTION 28. IC 4-35-4-2, AS AMENDED BY P.L.93-2024,  
 41      SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42      JULY 1, 2026]: Sec. 2. (a) The commission shall do the following:

43      (1) Adopt rules under IC 4-22-2 that the commission determines  
 44      are necessary to protect or enhance the following:

45      (A) The credibility and integrity of gambling games authorized  
 46      under this article.

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

commission or a facility under the jurisdiction of the commission is not liable to a person participating in a voluntary exclusion program for:

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

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

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

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

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

SECTION 29. IC 4-35-6.5-11, AS AMENDED BY P.L.142-2020, SECTION 5, 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) of this chapter with respect to an individual applying for an occupational license if:

(1) the individual qualifies for a waiver under subsection (e) or (f); and

(2) the commission determines that the individual has demonstrated by clear and convincing evidence the individual's rehabilitation.

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

(1) The nature and duties of the position applied for by the individual.

(2) The nature and seriousness of the offense or conduct.

(3) The circumstances under which the offense or conduct occurred.

(4) The date of the offense or conduct.

(5) The age of the individual when the offense or conduct was committed.

(6) Whether the offense or conduct was an isolated or a repeated incident.

(7) A social condition that may have contributed to the offense or

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

(2) is authorized to release under IC 5-14.

(h) The commission shall deny the individual's request to waive the requirements of section 3(2) of this chapter if the individual fails to disclose to both the commission and the prospective employer all information relevant to this section.

**(i) Notwithstanding subsections (a) through (h), an individual applying for an occupational license under this chapter to perform duties that do not relate to gaming on the premises of a racetrack is not disqualified under section 3(2) of this chapter if the position or occupation will not have access to:**

**(1) the gaming floor; and**

**(2) gaming systems.**

SECTION 30. IC 4-35-8-0.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 0.5. This chapter does not apply to the following:**

**(1) Sports wagering conducted under IC 4-38.**

**(2) Interactive gaming conducted under IC 4-39.**

SECTION 31. IC 4-35-8.5-0.5, AS ADDED BY P.L.293-2019, SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 0.5. This chapter does not apply to sports wagering conducted under IC 4-38 or interactive gaming conducted under IC 4-39.**

SECTION 32. IC 4-35-8.8 IS REPEALED [EFFECTIVE JULY 1, 2026]. (Problem Gambling Fees).

SECTION 33. IC 4-35-11-11, AS ADDED BY P.L.293-2019, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 11. This chapter applies to:**

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

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

by a licensee.

SECTION 34. IC 4-36-3-4, AS ADDED BY P.L.95-2008, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 4. (a) The commission has the sole authority to issue an endorsement or a license to a person authorizing the person to sell, distribute, or manufacture type II gambling games under this article.**

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

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

**(1) The applicant has:**

**(A) violated a local ordinance, a state or federal statute, or an administrative rule or regulation and the violation would cause the commission to determine that the applicant, a key person, or a substantial owner of the**

- 1 applicant is not of good moral character or reputation; or
- 2 (B) committed any other act that would negatively impact
- 3 the integrity of gaming in Indiana.
- 4 (2) The applicant has engaged in fraud, deceit, or
- 5 misrepresentation.
- 6 (3) The applicant has failed to provide information required
- 7 by:
- 8 (A) this article; or
- 9 (B) a rule adopted under this article.
- 10 (4) The applicant, or a key person, substantial owner, or
- 11 affiliated entity of the applicant, has engaged, either directly
- 12 or through an arms length transaction relationship, in
- 13 business operations in which any product, device, service, or
- 14 commodity sold or otherwise conveyed is determined to have
- 15 constituted illegal gambling in any jurisdiction in the United
- 16 States in which the product, device, service, or commodity
- 17 was used.
- 18 (5) The applicant, or a key person, substantial owner, or
- 19 affiliated entity of the applicant, is determined to have
- 20 directly or indirectly benefited financially from illegal
- 21 gambling in any jurisdiction in the United States.
- 22 (6) The applicant, or a key person, engaged in conduct
- 23 prejudicial to public confidence in the commission or for any
- 24 reason deemed necessary by the commission to ensure the
- 25 integrity of gaming in Indiana.
- 26 (d) The commission may consider the following when
- 27 determining whether to deny a permit application for an applicant
- 28 to which subsection (c)(4) or (c)(5) applies:
- 29 (1) If the applicant, or the key person, substantial owner, or
- 30 affiliated entity of the applicant, that engaged in or benefited
- 31 from illegal gambling has been pardoned or had its civil rights
- 32 restored.
- 33 (2) If, since the applicant, or the key person, substantial
- 34 owner, or affiliated entity of the applicant, engaged in or
- 35 benefited from illegal gambling, the applicant has engaged in
- 36 the kind of law abiding commerce and good citizenship that
- 37 would reflect well upon the integrity of gaming in Indiana.
- 38 (3) If the applicant is a firm, an association, a partnership, a
- 39 trust, a corporation, a limited liability company, or other
- 40 entity, whether the applicant has terminated its relationship
- 41 with the key person, substantial owner, or affiliated owner of
- 42 the entity that engaged in or benefited from illegal gambling.
- 43 SECTION 35. IC 4-38-3-3 IS ADDED TO THE INDIANA CODE
- 44 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 45 1, 2026]: Sec. 3. (a) The commission shall adopt rules under
- 46 IC 4-22-2 to create a procedure for a state university to request
- 47 anonymized sports gaming data from a certificate holder or vendor

for the purposes of:

- (1) conducting research to assist the commission in ensuring the integrity of sports gaming; and
- (2) improving responsible gaming programs.

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

SECTION 36. IC 4-38-5-5, AS ADDED BY P.L.293-2019, SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. A certificate holder or vendor may not accept wagers on the following:

- (1) High school and other amateur youth sporting events.
- (2) A sporting event that has not been approved for sports wagering by the commission.
- (3) The outcome of an election.

SECTION 37. IC 4-38-5-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 13. (a) A certificate holder or vendor shall not allow, conduct, or participate in any false or misleading advertising concerning its sports wagering operations.

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

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

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

- (1) nine and one-half percent (9.5%) for each wager placed within a licensed facility under IC 4-38-5-2; and
- (2) twelve percent (12%) for each wager placed using a mobile device under IC 4-38-5-12.

SECTION 39. IC 4-38-11-1, AS ADDED BY P.L.293-2019, SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) The bureau shall provide information to a

1 certificate holder **and vendor** concerning persons who are delinquent  
2 in child support.

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

8 (1) may deduct and retain an administrative fee in the amount of  
9 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 owed  
15 from winnings;

16 (B) transmit to the bureau:

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

18 (ii) identifying information, including the full name, address,  
19 and Social Security number of the obligor and the child  
20 support case identifier, the date and amount of the payment,  
21 and the name and location of the licensed owner, operating  
22 agent, **vendor**, or trustee; and

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

26 (c) The bureau shall notify the obligor at the address provided by the  
27 certificate holder **or vendor** that the bureau intends to offset the  
28 obligor's delinquent child support with the winnings.

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

32 (e) The delinquent child support required to be withheld under this  
33 section and an administrative fee described under subsection (b)(1)  
34 have priority over any secured or unsecured claim on winnings except  
35 claims for federal or state taxes that are required to be withheld under  
36 federal or state law.

37 SECTION 40. IC 4-39 IS ADDED TO THE INDIANA CODE AS  
38 A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE UPON  
39 PASSAGE]:

#### 40 **ARTICLE 39. INTERACTIVE GAMING**

##### 41 **Chapter 1. General Provisions**

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

46 **Sec. 2. All shipments of gambling devices used to conduct**

1 interactive gaming under this article to an operating agent, a  
 2 licensed owner, an interactive gaming management vendor, or a  
 3 licensed supplier in Indiana, the registering, recording, and  
 4 labeling of which have been completed by the manufacturer or  
 5 dealer thereof in accordance with 15 U.S.C. 1171 through 1178, are  
 6 legal shipments of gambling devices into Indiana.

7 **Sec. 3. The commission shall regulate and administer interactive**  
 8 **gaming conducted by an interactive gaming licensee or an**  
 9 **interactive gaming management vendor under this article.**

10 **Sec. 4. The commission has the following powers and duties for**  
 11 **the purpose of administering, regulating, and enforcing the system**  
 12 **of interactive gaming authorized under this article:**

13 (1) All powers and duties specified in this article.

14 (2) All powers necessary and proper to fully and effectively  
 15 execute this article.

16 (3) Jurisdiction and supervision over the following:

17 (A) All interactive gaming operations in Indiana.

18 (B) All persons engaged in offering, conducting, or  
 19 participating in interactive gaming under this article.

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

26 (4) Any power specified in IC 4-33 or IC 4-35 concerning the  
 27 supervision of persons conducting gambling games, patrons  
 28 wagering on gambling games, and the facilities in which  
 29 gambling games are conducted.

30 (5) To investigate and reinvestigate applicants, interactive  
 31 gaming licensees, interactive gaming management vendors,  
 32 and other licensees involved with interactive gaming  
 33 conducted under this article.

34 (6) To approve premises for use as a live game studio.

35 (7) To investigate alleged violations of this article.

36 (8) To revoke, suspend, or renew licenses under this article.

37 (9) To take any reasonable or appropriate action to enforce  
 38 this article.

39 **Sec. 5. The commission may do the following:**

40 (1) Take appropriate administrative enforcement or  
 41 disciplinary action against a person that violates this article.

42 (2) Conduct hearings.

43 (3) Issue subpoenas for the attendance of witnesses and  
 44 subpoenas duces tecum for the production of books, records,  
 45 and other relevant documents.

46 (4) Administer oaths and affirmations to witnesses.

47 **Chapter 2. Definitions**

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

3       **Sec. 2. (a) "Adjusted gross receipts" means the total of all cash**  
 4 **and property (including checks received by an interactive gaming**  
 5 **licensee, whether collected or not) received by an interactive**  
 6 **gaming licensee from interactive gaming, minus the total of:**

7       **(1) all cash paid out as winnings to interactive gaming**  
 8 **patrons, including the cash equivalent of any merchandise or**  
 9 **thing of value awarded as a prize;**

10       **(2) uncollectible gaming receivables, not to exceed the lesser**  
 11 **of:**

12       **(A) a reasonable provision for uncollectible patron checks**  
 13 **received from interactive games; or**

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

17       **(3) subject to IC 4-39-10-3, the monetary value of qualified**  
 18 **wagering granted to interactive gaming patrons as an**  
 19 **incentive to participate in, or granted as a result of**  
 20 **participation in, interactive gaming.**

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

23       **Sec. 3. "Commission" means the Indiana gaming commission**  
 24 **established by IC 4-33-3-1.**

25       **Sec. 4. "Indian tribe" has the meaning set forth in IC 4-29-2-4.**  
 26 **The term includes an instrumentality, political subdivision, or**  
 27 **other legal entity through which an Indian tribe operates its casino**  
 28 **in Indiana.**

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

33       **(1) in which an individual wagers money or something of**  
 34 **monetary value for the opportunity to win money or**  
 35 **something of monetary value;**

36       **(2) in which the outcome of the game is determined by a**  
 37 **random number generator or on a live stream of game play;**  
 38 **and**

39       **(3) which is accessed by an Internet connected computer or**  
 40 **mobile device.**

41       **The term includes gaming tournaments conducted via the Internet**  
 42 **in which players compete against one another or in one (1) or more**  
 43 **of the games authorized in this article.**

44       **(b) The term does not include sports wagering conducted under**  
 45 **IC 4-38 or paid fantasy sports games conducted under IC 4-33-24.**

46       **(c) The term does not include games played on mobile gaming**  
 47 **devices under IC 4-33-9-17 or IC 4-35-7-1.5 by patrons who are**

1 present in the gaming area of a riverboat or gambling game  
2 facility.

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

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

8 (1) A person holding an owner's license under IC 4-33-6.

9 (2) A person operating a riverboat in accordance with an  
10 operating agent contract entered into under IC 4-33-6.5.

11 (3) A person holding a gambling game license under IC 4-35.

12 (4) An Indian tribe that lawfully conducts Class III gaming in  
13 a casino located in Indiana under a facility license issued in  
14 accordance with a tribal gaming ordinance approved by the  
15 chairperson of the National Indian Gaming Commission.

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

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

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

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

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

41 Sec. 13. "Interactive wagering" means the placing of wagers  
42 with an interactive gaming operator by persons who are either  
43 physically present in Indiana when placing a wager or otherwise  
44 permitted to place a wager by law.

45 Sec. 14. "Interactive wagering account" means a financial  
46 record established and accessible through an interactive gaming  
47 platform for an individual participant in which the participant

1 may deposit and withdraw funds for interactive gaming and other  
 2 authorized purchases and to which the interactive gaming operator  
 3 may credit winnings or other amounts due to that participant or  
 4 authorized by that participant.

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

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

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

23 Sec. 18. "Person" means an individual, a sole proprietorship, a  
 24 partnership, an association, a fiduciary, a corporation, a limited  
 25 liability company, or any other business entity. The term includes  
 26 an Indian tribe.

27 Sec. 19. "Tribal casino" means a building or buildings in which  
 28 Class III gaming is lawfully conducted by an Indian tribe in  
 29 Indiana under a facility license issued in accordance with a tribal  
 30 gaming ordinance approved by the chairperson of the National  
 31 Indian Gaming Commission.

### 32 Chapter 3. Powers and Duties of the Commission

33 Sec. 1. The commission has the same powers and duties with  
 34 respect to the offering of interactive gaming as it has with respect  
 35 to noninteractive gaming conducted under IC 4-33 and IC 4-35. If  
 36 the exercise of a power or duty described in IC 4-33 or IC 4-35 is  
 37 incompatible with the offering of gambling games over the Internet  
 38 or the provisions of this article, this article prevails.

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

43 Sec. 3. In adopting rules and regulating the conduct of  
 44 interactive gaming, the commission shall to the greatest extent  
 45 possible use existing rules applicable to the offering of gambling  
 46 games in Indiana and amend existing rules and adopt new rules or  
 47 standards only as reasonably necessary to implement interactive

gaming under this article. The commission shall look to the interactive gaming rules of other regulated jurisdictions in the United States and shall implement consistent rules to the greatest extent possible, including interactive gaming rules that apply solely to an Indian tribe in consideration of the Indian tribe's status as a tribal government entity.

#### Chapter 4. Authority to Conduct Interactive Gaming

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

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

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

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

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

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

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

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

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

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

- (1) The jurisdiction of the commission to the extent necessary to carry out this article.
- (2) The jurisdiction of Indiana courts to permit the state to enforce this article. The waiver and consent under this

subdivision includes the express waiver of the exhaustion of tribal remedies.

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

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

- (1) the person has filed with the commission:
  - (A) a completed application; or
  - (B) a substantially complete application as determined by the commission; and
- (2) the person agrees in writing to the following conditions of the temporary license issued under this section:
  - (A) The temporary license does not create a right or privilege to continue conducting business under this article if the person's application for an interactive gaming license to conduct interactive gaming is rejected by the commission.
  - (B) The commission may rescind the person's temporary license to do business under this article at any time, with or without notice to the person, if:
    - (i) the commission is informed that the suitability of the person may be at issue; and
    - (ii) the person fails to cooperate with the commission in the commission's investigation into the qualifications and suitability of the person for an interactive gaming license.

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

(b) The commission shall administer the fund.

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

- (1) Initial fees deposited in the fund under section 3 of this chapter.
- (2) Annual administrative fees deposited in the fund under section 4 of this chapter.
- (3) Fees deposited in the fund under IC 4-39-7-4.

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

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

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

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

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

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

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

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

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

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

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

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

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

- (1) the wager is placed directly with the interactive gaming operator through an interactive wagering account; and
- (2) the interactive gaming operator has verified that the person placing the wager is:
  - (A) at least twenty-one (21) years of age;
  - (B) the holder of the interactive wagering account; and
  - (C) physically located within Indiana or a permissible jurisdiction using technology meeting the requirements of

1           this chapter.

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

- 5           (1) less than twenty-one (21) years of age;
- 6           (2) not physically located within Indiana or a permissible
- 7           jurisdiction; or
- 8           (3) otherwise excluded from interactive gaming;
- 9           **from establishing an interactive wagering account or from**  
 10 **engaging in interactive gaming under this article.**

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

- 13           (1) Verify that an interactive gaming patron is at least
- 14           twenty-one (21) years of age.
- 15           (2) Ensure that wagering on interactive games is limited to
- 16           transactions that are initiated and received within Indiana or
- 17           a permissible jurisdiction.
- 18           (3) Verify that an interactive gaming patron is physically
- 19           located within Indiana or a permissible jurisdiction.

20           **(c) The interactive gaming platform's age, location, and**  
 21 **eligibility detection mechanisms must monitor attempts to access**  
 22 **the system and must use commercially reasonable attempts to**  
 23 **block unauthorized attempts to place an interactive gaming wager**  
 24 **through the system.**

25           **Sec. 3. An interactive gaming operator shall implement**  
 26 **appropriate data security standards to prevent unauthorized**  
 27 **access by any person whose identity has not been verified or cannot**  
 28 **be verified, in accordance with rules adopted by the commission.**  
 29 **The interactive gaming platform's identity verification mechanisms**  
 30 **must monitor attempts to access the system and must use**  
 31 **commercially reasonable attempts to block unauthorized attempts**  
 32 **by any person seeking access to a wagering account held by**  
 33 **another person.**

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

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

41           **Sec. 5. An interactive gaming licensee shall establish internal**  
 42 **and accounting controls applicable to interactive gaming, and shall**  
 43 **ensure that the security and integrity of all financial transactions**  
 44 **in connection with interactive gaming shall comply with this article**  
 45 **and any rules adopted by the commission.**

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

- 47           (1) collect, report, and pay all applicable taxes and fees; and

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

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

#### Chapter 6. Interactive Wagering Account Requirements

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

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

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

(2) over the Internet without appearing in person.

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

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

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

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

(A) debit and credit cards;

(B) automated clearinghouse transfers; or

(C) wire transfers;

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

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

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

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

#### Chapter 7. Other License and Integrity Requirements

Sec. 1. (a) Except as provided in subsection (b), a person may not obtain any of the following licenses required for conducting business under this article unless the person meets the suitability

requirements determined by the commission:

- (1) An interactive gaming license.
- (2) An interactive gaming management vendor license.
- (3) A supplier's license.
- (4) An occupational license.

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

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

- (1) a person affiliated with; or
- (2) an entity that shares common ownership with;

an applicant or license holder, as applicable.

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

- (1) A jurisdiction identified by the Financial Action Task Force (FATF) as a high risk jurisdiction subject to a call for action.
- (2) A jurisdiction designated as a state sponsor of terrorism by the United States.
- (3) A jurisdiction in which online casino gaming is prohibited.

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

- (1) If the applicant or affiliate that accepts revenue in the manner described in subsection (b) has engaged in the kind of law abiding commerce and good citizenship that would reflect well upon the integrity of gaming in Indiana.
- (2) If the applicant or affiliate has ceased accepting revenue in the manner described in subsection (b).

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

- (1) The commission shall provide to the person:
  - (A) notice of the determination; and
  - (B) the opportunity for a hearing.
- (2) The commission may, after providing notice and an opportunity for a hearing under subdivision (1), revoke the license.
- (3) When determining whether to revoke a license under subdivision (2), the commission may consider:

- (A) the factors identified in subsection (c); and
- (B) whether discontinuing operation under the license would further the public interest.

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

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

(c) The commission shall:

- (1) require each applicant for; and
- (2) annually require each holder of;

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

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

- (1) in the twelve (12) months immediately preceding the disclosure; and
- (2) for the supply of interactive game content in an illegal interactive gambling market.

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

Sec. 4. (a) A person must hold an interactive gaming management vendor license before operating as an interactive gaming management vendor. A person may apply for an interactive gaming management vendor license in the form required by the commission. The commission may provide an abbreviated application for a person that holds or has a pending application for a vendor license under IC 4-38 for sports wagering or other types of gaming under Indiana law. To obtain an interactive gaming management vendor license under this article, an applicant must pay to the commission a license fee of one hundred thousand dollars (\$100,000).

(b) An interactive gaming management vendor license issued under this section is valid for one (1) year and may be renewed upon payment of a renewal fee of twenty-five thousand dollars (\$25,000).

(c) The commission shall deposit fees received under this section in the interactive gaming fund established by IC 4-39-4-6.

1       **Sec. 5. (a) An interactive gaming platform and all technology**  
 2 **used to conduct interactive gaming must be:**

3       **(1) approved by the commission; and**

4       **(2) acquired by an interactive gaming operator from a person**  
 5 **holding a supplier's license or an interactive gaming**  
 6 **management vendor license.**

7       **(b) The commission shall determine whether other supplies and**  
 8 **equipment used to conduct interactive gaming require an**  
 9 **interactive gaming licensee to acquire the supplies and equipment**  
 10 **from a person holding a supplier's license or an interactive gaming**  
 11 **management vendor license.**

12       **(c) IC 4-33-7 applies to the conduct of interactive gaming under**  
 13 **this article and the acquisition of the technology, equipment, and**  
 14 **supplies necessary to conduct interactive gaming.**

15       **Sec. 6. The commission shall determine the occupations related**  
 16 **to interactive gaming and live games that require an occupational**  
 17 **license. IC 4-33-8 applies to the conduct of interactive gaming**  
 18 **under this article.**

19       **Sec. 7. An interactive gaming operator shall conduct:**

20       **(1) background checks on newly hired employees engaged in**  
 21 **activities related to the conducting of interactive gaming; and**

22       **(2) annual background checks on all existing employees**  
 23 **engaged in activities related to the conducting of interactive**  
 24 **gaming.**

25       **A background check conducted under this section must include a**  
 26 **search for criminal history and any charges or convictions**  
 27 **involving corruption, identity theft, the manipulation of sporting**  
 28 **events, and any association with organized crime.**

29       **Sec. 8. (a) An interactive gaming operator shall not allow,**  
 30 **conduct, or participate in any false or misleading advertising**  
 31 **concerning its interactive gaming operations.**

32       **(b) All advertising and marketing materials published, aired,**  
 33 **displayed, or distributed by or on behalf of an interactive gaming**  
 34 **operator shall comply with the following:**

35       **(1) The materials may not directly advertise or promote**  
 36 **interactive gaming to minors.**

37       **(2) The materials must conspicuously state: "If you or**  
 38 **someone you know has a gambling problem and wants help,**  
 39 **call a problem gaming hotline."**

40       **(3) The materials must state that patrons must be at least**  
 41 **twenty-one (21) years of age to participate in interactive**  
 42 **gaming.**

43       **(4) The materials must not imply greater chances of winning**  
 44 **versus other interactive gaming operators.**

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

47       **Chapter 8. Responsible Interactive Gaming**

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

8       **(b) The commission shall maintain the responsible gaming data**  
9 **base in a confidential manner. Notwithstanding any law to the**  
10 **contrary, an individual's self-exclusion election and the**  
11 **information contained in the responsible gaming data base are**  
12 **confidential for purposes of IC 5-14-3.**

13       **Sec. 2. (a) The commission shall adopt rules under IC 4-22-2 to**  
14 **establish and implement a voluntary exclusion program for**  
15 **interactive gaming under this article that meets the requirements**  
16 **of subsection (b). The voluntary exclusion program for interactive**  
17 **gaming may be administered in conjunction with a voluntary**  
18 **exclusion program established and implemented under IC 4-33 or**  
19 **IC 4-35.**

20       **(b) Rules adopted under subsection (a) must provide the**  
21 **following:**

22       **(1) Except as provided by rule of the commission, a person**  
23 **who participates in the voluntary exclusion program agrees**  
24 **to refrain from participating in interactive gaming offered by**  
25 **any person authorized to conduct interactive gaming by this**  
26 **article.**

27       **(2) That the name of a person participating in the voluntary**  
28 **exclusion program will be included on a list of persons**  
29 **excluded from all interactive gaming platforms under the**  
30 **jurisdiction of the commission.**

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

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

43       **(5) That an interactive gaming operator under the jurisdiction**  
44 **of the commission shall make all reasonable attempts as**  
45 **determined by the commission to cease all direct marketing**  
46 **efforts to a person participating in the voluntary exclusion**  
47 **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 exclusion program, may petition the commission for a hearing on the person's ejection or exclusion under this section.

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

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

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

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

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

(3) A spend limit offered on a daily, weekly, and monthly basis that allows an interactive gaming patron to specify the

maximum amount of the deposits that the patron may put at risk during the particular time period.

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

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

#### Chapter 9. Order Applicability

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

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

#### Chapter 10. Interactive Gaming Tax

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

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

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

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

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

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

(1) Distribute the first four percent (4%) of the amount collected from each interactive gaming licensee as set forth in

section 9 of this chapter.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(B) Fifty percent (50%) to the county in which the

1 interactive gaming licensee's casino is located.

2 (2) For each interactive gaming licensee operating a casino  
3 that is not located in a city, the state comptroller shall  
4 distribute one hundred percent (100%) of the money  
5 deposited in the account attributable to taxes paid under this  
6 chapter by the interactive gaming licensee's casino to the  
7 county in which the casino is located.

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

10 (1) must be paid to the fiscal officer of the city or county and  
11 must be deposited in the city's or county's general fund;

12 (2) may not be used to reduce the city's or county's maximum  
13 levy under IC 6-1.1 but may be used at the discretion of the  
14 city or county to reduce the property tax levy of the city or  
15 county for a particular year;

16 (3) may be used for any purpose specified in this chapter or  
17 for any other legal or corporate purpose of the city or county,  
18 including the pledge of money to bonds, leases, or other  
19 obligations under IC 5-1-14-4; and

20 (4) is considered miscellaneous revenue.

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

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

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

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

32 (1) accepting the wagers is not inconsistent with federal law or  
33 the law of the jurisdiction in which the person placing the  
34 wagers is located; or

35 (2) the wagering is conducted pursuant to a reciprocal  
36 agreement to which Indiana is a party that is not inconsistent  
37 with federal law.

38 Sec. 2. The commission may enter into an interactive gaming  
39 reciprocal agreement with a regulatory agency of one (1) or more  
40 other states or jurisdictions in which interactive gaming is  
41 authorized to allow an interactive gaming operator to accept  
42 wagers from persons not physically present in Indiana, and to  
43 allow persons physically present in Indiana to place wagers with  
44 parties to the interactive gaming reciprocal agreement, if the  
45 reciprocal agreement is not inconsistent with federal law and is  
46 approved by the governor.

47 Chapter 12. Child Support

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

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

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

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

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

17       **(2) shall:**

18               **(A) withhold the amount of delinquent child support owed**  
 19               **from winnings;**

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

21                       **(i) the amount withheld for delinquent child support;**  
 22                       **and**

23                       **(ii) identifying information, including the full name,**  
 24                       **address, and Social Security number of the obligor and**  
 25                       **the child support case identifier, the date and amount of**  
 26                       **the payment, and the name of the interactive gaming**  
 27                       **licensee; and**

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

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

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

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

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

46       **SECTION 41. IC 5-10.3-6-1.1, AS AMENDED BY P.L.92-2021,**  
 47       **SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE**

JULY 1, 2026]: Sec. 1.1. (a) This section applies to a political subdivision that is served by a volunteer fire department.

(b) The following definitions apply throughout this section:

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

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

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

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

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

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

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

SECTION 42. IC 7.1-3-1.5-6, AS AMENDED BY P.L.269-2013, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The commission shall:

(1) establish a server program;

(2) approve a server program established by a third party that meets the requirements of this chapter; and

(3) approve a server program established by a third party that meets the requirements of this chapter and IC 7.1-3-1.6; that is designed to educate alcohol servers on the selling, serving, and consumption of alcoholic beverages.

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

(1) Training provided by:

(A) an instructor who has knowledge in the subject areas described in this section and is a certified trainer under this chapter; or

(B) an online or self-study course under IC 7.1-3-1.6.

(2) Information on specific subject areas as required by the commission.

(3) A minimum of at least two (2) hours of training to complete the program.

(4) Information on:

(A) state laws and rules regarding the sale and service of alcoholic beverages;

(B) the classification of alcohol as a depressant and the effect of alcohol on the human body, particularly on the ability to drive a motor vehicle;

(C) the effects of alcohol:

(i) when taken with commonly used prescription and nonprescription drugs; and

(ii) on human behavior;

(D) methods of:

(i) identifying and refusing to serve or sell alcoholic beverages to an underage or intoxicated person; and

(ii) handling situations involving an underage or intoxicated person;

(E) methods for properly and effectively:

(i) checking the identification of an individual;

(ii) identifying an illegal identification of an individual; and

(iii) handling situations involving individuals who have provided illegal identification;

(F) security and law enforcement issues regarding the sale and service of alcoholic beverages; and

(G) recognizing certain behavior to assess the amount of alcohol an individual:

(i) has consumed; and

(ii) may safely consume.

(5) One (1) or both of the following:

(A) A written test.

(B) An oral test.

**(c) The commission shall establish a training module for servers who work in establishments that are licensed to sell alcoholic**

1 **beverages that offer type II gaming under IC 4-36. The training**  
 2 **module must include training to recognize problem gaming.**  
 3 **Funding for training under this subsection may be provided by the**  
 4 **Indiana responsible gaming and problem gambling services**  
 5 **program fund established by IC 4-33-25-3.**

6 SECTION 43. IC 11-12-3.8-1, AS AMENDED BY P.L.185-2015,  
 7 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 8 JULY 1, 2026]: Sec. 1. As used in this chapter, "mental health and  
 9 addiction forensic treatment services" means evidence based treatment  
 10 and recovery wraparound support services provided to individuals who  
 11 have entered the criminal justice system as a felon or with a prior  
 12 felony conviction. The term includes:

- 13 (1) mental health and substance abuse treatment assessments;
- 14 (2) vocational services;
- 15 (3) housing assistance;
- 16 (4) community support services;
- 17 (5) care coordination; ~~and~~
- 18 (6) transportation assistance; **and**
- 19 **(7) gambling services as provided by IC 4-33-25.**

20 SECTION 44. IC 31-25-4-32, AS AMENDED BY P.L.141-2022,  
 21 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 22 JULY 1, 2026]: Sec. 32. (a) When the Title IV-D agency finds that an  
 23 obligor is delinquent, the Title IV-D agency shall send, to a verified  
 24 address, a notice to the obligor that does the following:

- 25 (1) Specifies that the obligor is delinquent.
- 26 (2) Describes the amount of child support that the obligor is in
- 27 arrears.
- 28 (3) States that unless the obligor:
- 29 (A) pays the obligor's child support arrearage in full;
- 30 (B) establishes a payment plan with the Title IV-D agency to
- 31 pay the arrearage, which includes an income withholding
- 32 order; or
- 33 (C) requests a hearing under section 33 of this chapter;
- 34 within twenty (20) days after the date the notice is mailed, the
- 35 Title IV-D agency shall issue an order to the bureau of motor
- 36 vehicles stating that the obligor is delinquent and that the
- 37 obligor's driving privileges shall be suspended.
- 38 (4) Explains that the obligor has twenty (20) days after the notice
- 39 is mailed to do one (1) of the following:
- 40 (A) Pay the obligor's child support arrearage in full.
- 41 (B) Establish a payment plan with the Title IV-D agency to
- 42 pay the arrearage, which includes an income withholding order
- 43 under IC 31-16-15-2 or IC 31-16-15-2.5.
- 44 (C) Request a hearing under section 33 of this chapter.
- 45 (5) Explains that if the obligor has not satisfied any of the
- 46 requirements of subdivision (4) not later than twenty (20) days

1 after the notice is mailed, that the Title IV-D agency shall issue a  
2 notice to:

3 (A) the board or department that regulates the obligor's  
4 profession or occupation, if any, that the obligor is delinquent  
5 and that the obligor may be subject to sanctions under  
6 IC 25-1-1.2, including suspension or revocation of the  
7 obligor's professional or occupational license;

8 (B) the supreme court disciplinary commission if the obligor  
9 is licensed to practice law;

10 (C) the department of education established by IC 20-19-3-1  
11 if the obligor is a licensed teacher;

12 (D) the Indiana horse racing commission if the obligor holds  
13 or applies for a license issued under IC 4-31-6;

14 (E) the Indiana gaming commission if the obligor holds or  
15 applies for a license issued under IC 4-33, ~~and~~ IC 4-35,  
16 **IC 4-38, or IC 4-39;**

17 (F) the commissioner of the department of insurance if the  
18 obligor holds or is an applicant for a license issued under  
19 IC 27-1-15.6, IC 27-1-15.8, or IC 27-10-3;

20 (G) the director of the department of natural resources if the  
21 obligor holds or is an applicant for a license issued by the  
22 department of natural resources under:

23 (i) IC 14-22-12 (fishing, hunting, and trapping licenses);

24 (ii) IC 14-22-16 (bait dealer's license);

25 (iii) IC 14-22-19 (fur buyer's license);

26 (iv) IC 14-24-7 (nursery dealer's license); or

27 (v) IC 14-31-3 (ginseng dealer's license); or

28 (H) the alcohol and tobacco commission if the obligor holds or  
29 applies for an employee's permit under IC 7.1-3-18-9(a)(3).

30 (6) Explains that the only basis for contesting the issuance of an  
31 order under subdivision (3) or (5) is a mistake of fact.

32 (7) Explains that an obligor may contest the Title IV-D agency's  
33 determination to issue an order under subdivision (3) or (5) by  
34 making written application to the Title IV-D agency not later than  
35 twenty (20) days after the date the notice is mailed.

36 (8) Explains the procedures to:

37 (A) pay the obligor's child support arrearage in full; and

38 (B) establish a payment plan with the Title IV-D agency to pay  
39 the arrearage, which must include an income withholding  
40 order under IC 31-16-15-2 or IC 31-16-15-2.5.

41 (b) Whenever the Title IV-D agency finds that an obligor is  
42 delinquent and has failed to:

43 (1) pay the obligor's child support arrearage in full;

44 (2) establish a payment plan with the Title IV-D agency to pay the  
45 arrearage, which includes an income withholding order under  
46 IC 31-16-15-2 or IC 31-16-15-2.5; or

(3) request a hearing under section 33 of this chapter not later than twenty (20) days after the date the notice described in subsection (a) is mailed;

the Title IV-D agency shall issue an order to the bureau of motor vehicles stating that the obligor is delinquent.

(c) An order issued under subsection (b) must require the following:

(1) If the obligor who is the subject of the order holds a driving license or permit on the date the order is issued, that the driving privileges of the obligor be suspended until further order of the Title IV-D agency.

(2) If the obligor who is the subject of the order does not hold a driving license or permit on the date the order is issued, that the bureau of motor vehicles may not issue a driving license or permit to the obligor until the bureau of motor vehicles receives a further order from the Title IV-D agency.

(d) The Title IV-D agency shall provide the:

(1) full name;

(2) date of birth;

(3) verified address; and

(4) Social Security number or driving license number; of the obligor to the bureau of motor vehicles.

(e) Whenever the Title IV-D agency finds that an obligor who is an applicant (as defined in IC 25-1-1.2-1) or a practitioner (as defined in IC 25-1-1.2-6) is delinquent and the applicant or practitioner has failed to:

(1) pay the obligor's child support arrearage in full;

(2) establish a payment plan with the Title IV-D agency to pay the arrearage, which includes an income withholding order under IC 31-16-15-2 or IC 31-16-15-2.5; or

(3) request a hearing under section 33 of this chapter; the Title IV-D agency shall issue an order to the board regulating the practice of the obligor's profession or occupation stating that the obligor is delinquent.

(f) An order issued under subsection (e) must direct the board or department regulating the obligor's profession or occupation to impose the appropriate sanctions described under IC 25-1-1.2.

(g) Whenever the Title IV-D agency finds that an obligor who is an attorney or a licensed teacher is delinquent and the attorney or licensed teacher has failed to:

(1) pay the obligor's child support arrearage in full;

(2) establish a payment plan with the Title IV-D agency to pay the arrearage, which includes an income withholding order under IC 31-16-15-2 or IC 31-16-15-2.5; or

(3) request a hearing under section 33 of this chapter; the Title IV-D agency shall notify the supreme court disciplinary commission if the obligor is an attorney, or the department of education

1 if the obligor is a licensed teacher, that the obligor is delinquent.

2 (h) Whenever the Title IV-D agency finds that an obligor who holds  
3 a license issued under IC 4-31-6, IC 4-33, ~~or~~ IC 4-35, **IC 4-38, or**  
4 **IC 4-39** has failed to:

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

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

16 (i) Whenever the Title IV-D agency finds that an obligor who holds  
17 a license issued under IC 27-1-15.6, IC 27-1-15.8, or IC 27-10-3 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 the  
21 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 commissioner of the  
25 department of insurance stating that the obligor is delinquent and  
26 directing the commissioner to impose the appropriate sanctions  
27 described in IC 27-1-15.6-29 or IC 27-10-3-20.

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

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

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

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

- 44 (1) pay the obligor's child support arrearage in full;
- 45 (2) establish a payment plan with the Title IV-D agency to pay the  
46 arrearage, which includes an income withholding order under

1 IC 31-16-15-2 or IC 31-16-15-2.5; or  
 2 (3) request a hearing under section 33 of this chapter;  
 3 the Title IV-D agency shall issue an order to the alcohol and tobacco  
 4 commission stating that the obligor is delinquent and directing the  
 5 alcohol and tobacco commission to impose the appropriate sanctions  
 6 under IC 7.1-3-23-44.

7 (l) A person's most recent address on file with the bureau constitutes  
 8 a verified address for purposes of this section.

9 (m) When an obligor who was the subject of an order issued by the  
 10 Title IV-D agency under subsection (b), (e), (g), (h), (i), (j), or (k) has:

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

15 the Title IV-D agency shall provide notice to the appropriate entity  
 16 under subsection (b), (e), (g), (h), (i), (j), or (k) that the obligor has  
 17 addressed the delinquency.

18 SECTION 45. IC 31-25-4-34, AS AMENDED BY P.L.141-2022,  
 19 SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 20 JULY 1, 2026]: Sec. 34. (a) As used in this section, "board" has the  
 21 meaning set forth in IC 25-1-1.2-2.

22 (b) If an obligor holds a license issued by a board and requests a  
 23 hearing under section 33 of this chapter but fails to appear or appears  
 24 and is found to be delinquent, the Title IV-D agency shall issue an  
 25 order to the board that issued the obligor's license:

- 26 (1) stating that the obligor is delinquent; and
- 27 (2) requiring the board to comply with the actions required under
- 28 IC 25-1-1.2-8.

29 (c) If an obligor holds a license issued under IC 4-31-6, IC 4-33, ~~or~~  
 30 IC 4-35, **IC 4-38, or IC 4-39** and requests a hearing under section 33  
 31 of this chapter but fails to appear or appears and is found to be  
 32 delinquent, the Title IV-D agency shall issue an order to the:

- 33 (1) Indiana horse racing commission, if the obligor holds a license
- 34 issued under IC 4-31-6; or
- 35 (2) Indiana gaming commission, if the obligor holds a license
- 36 issued under IC 4-33, ~~or~~ IC 4-35, **IC 4-38, or IC 4-39;**

37 stating that the obligor is delinquent and requiring the commission to  
 38 comply with the actions required under IC 4-31-6-11, IC 4-33-8.5-3, or  
 39 IC 4-35-6.7-2.

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

- 45 (1) stating that the obligor is delinquent; and
- 46 (2) requiring the commissioner to comply with the actions

required under IC 27-1-15.6-29 or IC 27-10-3-20.

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

(1) stating that the obligor is delinquent; and

(2) requiring the director to suspend or revoke a license issued by the department as provided in IC 14-11-3.

(f) If an obligor:

(1) holds an employee's permit issued under IC 7.1-3-18-9(a)(3); and

(2) requests a hearing under section 33 of this chapter but fails to appear or appears and is found to be delinquent;

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

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

(1) paid the obligor's child support arrearage in full; or

(2) established a payment plan with the Title IV-D agency to pay the arrearage, which includes an income withholding order under IC 31-16-15-2 or IC 31-16-15-2.5;

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

SECTION 46. IC 34-30-2.1-15.7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 15.7. IC 4-33-4-3 (Concerning participation in a voluntary exclusion program).**

SECTION 47. IC 34-30-2.1-16.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 16.5. IC 4-35-4-2 (Concerning participation in a voluntary exclusion program).**

SECTION 48. IC 35-45-5-15 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 15. This chapter does not apply to interactive gaming conducted under IC 4-39.**

- 1 SECTION 49. **An emergency is declared for this act."**
- 2 Renumber all SECTIONS consecutively.  
(Reference is to HB 1078 as printed January 8, 2026.)

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Representative Miller K