

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1153 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new paragraph
- 2 and insert:
- 3 "SECTION 1. IC 4-29 IS ADDED TO THE INDIANA CODE AS
- 4 A **NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE**
- 5 **JANUARY 1, 1998 (RETROACTIVE)]:**
- 6 **ARTICLE 29. GAMBLING MORATORIUM**
- 7 **Chapter 1. Moratorium on New Forms of Gambling**
- 8 **Sec. 1. A form of gambling or gaming that is not lawful under**
- 9 **an Indiana statute in effect on January 1, 1998, may not become**
- 10 **lawful under an Indiana statute before January 1, 2001.**
- 11 **Sec. 2. This chapter expires January 2, 2001.**
- 12 **Chapter 2. Moratorium on Expansion of Gambling**
- 13 **Sec. 1. An Indiana statute in effect on January 1, 1998, that**
- 14 **allows a form of gambling may not be amended to expand the**
- 15 **scope of the gambling allowed by the statute before January 1,**
- 16 **2001.**
- 17 **Sec. 2. This chapter expires January 2, 2001.**
- 18 **Chapter 3. Moratorium on Gambling Compacts Between the**
- 19 **State and Indian Tribes**
- 20 **Sec. 1. A compact between the state and an Indian tribe to**
- 21 **allow tribal gambling under 25 U.S.C. 2710 may not be made**
- 22 **between the state and an Indian tribe before January 1, 2001.**
- 23 **Sec. 2. This chapter expires January 2, 2001.**
- 24 **SECTION 2. IC 4-31-5-0.5 IS ADDED TO THE INDIANA CODE**
- 25 **AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE**
- 26 **JANUARY 1, 1998 (RETROACTIVE)]: Sec. 0.5. (a) Except as**
- 27 **provided in subsection (b), the Indiana horse racing commission**

1 **may not issue a meeting permit to conduct pari-mutuel wagering**
2 **under IC 4-31-5 after December 31, 1997, until January 1, 2001.**

3 **(b) This section does not affect a meeting permit to conduct**
4 **pari-mutuel wagering issued before January 1, 1998.**

5 **(c) This section expires January 2, 2001.**

6 SECTION 3. IC 4-31-5.5-0.5 IS ADDED TO THE INDIANA
7 CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 1998 (RETROACTIVE)]: **Sec. 0.5. (a)**
8 **Except as provided in subsection (b), the Indiana horse racing**
9 **commission may not issue a satellite facility license under**
10 **IC 4-31-5.5 after December 31, 1997, until January 1, 2001.**

11 **(b) This section does not affect a satellite facility license issued**
12 **before January 1, 1998.**

13 **(c) This section expires January 2, 2001.**

14 SECTION 4. IC 4-33-6-0.5 IS ADDED TO THE INDIANA CODE
15 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
16 JANUARY 1, 1998 (RETROACTIVE)]: **Sec. 0.5. (a) Except as**
17 **provided in subsection (b), the maximum number of riverboat**
18 **licenses authorized under IC 4-33 as of January 1, 1998, may not**
19 **be increased after December 31, 1997, until January 1, 2001.**

20 **(b) This section does not affect a riverboat license issued**
21 **before January 1, 1998.**

22 **(c) This section expires January 2, 2001.**

23 SECTION 5. IC 4-33-6-12, AS AMENDED BY P.L.20-1995,
24 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 1998]: **Sec. 12. (a) Subject to sections 19.5, 21, and 22 of**
26 **this chapter, and unless the owner's license is terminated, expires, or**
27 **is revoked, the owner's license may be renewed annually upon:**

- 28 (1) the payment of a five thousand dollar (\$5,000) annual
29 renewal fee; and
30 (2) a determination by the commission that the licensee satisfies
31 the conditions of this article.

32 (b) A licensed owner shall undergo a complete investigation every
33 three (3) years to determine that the licensed owner remains in
34 compliance with this article.

35 (c) Notwithstanding subsection (b), the commission may
36 investigate a licensed owner at any time the commission determines it
37 is necessary to ensure that the licensee remains in compliance with this
38 article.

39 (d) The licensed owner shall bear the cost of an investigation or
40 reinvestigation of the licensed owner and any investigation resulting
41 from a potential transfer of ownership.

42 SECTION 6. IC 4-33-6-19.5 IS ADDED TO THE INDIANA
43 CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1998]: **Sec. 19.5. (a) If a public question**
44 **under section 19 of this chapter or under this subsection is placed**
45 **on the ballot in a county during a general election and the voters of**
46 **the county vote in favor of permitting riverboat gambling, the**
47 **following public question must be placed on the ballot in the county**
48 **during the general election four (4) years later:**

49 **"Shall licenses be issued or renewed to permit riverboat**
50 **gambling in this county after January 1, 2001, if the voters of this**
51 **county vote in favor of permitting riverboat gambling?"**

- 1 **gambling in _____ County?"**.
- 2 **(b) If a public question under P.L.277-1993, SECTION 133, or**
3 **under this subsection is placed on the ballot in a county during a**
4 **special election and the voters of the county vote in favor of**
5 **permitting riverboat gambling, the following public question must**
6 **be placed on the ballot in the county during a special election four**
7 **(4) years later:**
- 8 **"Shall licenses be issued or renewed to permit riverboat**
9 **gambling in _____ County?"**.
- 10 **(c) A public question under this section shall be placed on the**
11 **ballot in accordance with IC 3-10-9.**
- 12 **(d) The clerk of the circuit court of a county holding an**
13 **election under this section shall certify the results determined**
14 **under IC 3-12-4-9 to the commission and the department of state**
15 **revenue.**
- 16 **(e) A licensed owner of a riverboat docked in a county that**
17 **holds an election under subsection (a) or (b) shall pay the following**
18 **to the Indiana election commission:**
- 19 **(1) If the public question is placed on the ballot during a year**
20 **when there is a general election or a municipal election, the**
21 **licensed owner shall pay any additional cost created by**
22 **placing the public question on the ballot, as determined by**
23 **the Indiana election commission.**
- 24 **(2) If the public question is placed on the ballot during a year**
25 **when an election is not scheduled, the licensed owner shall**
26 **pay the cost of the expenses to hold the special election, as**
27 **determined by the Indiana election commission.**
- 28 **(f) If the voters of a county vote against issuing or renewing**
29 **licenses under this section, the licensed owner of a riverboat in the**
30 **county may continue to operate the riverboat only until the**
31 **owner's license expires.**
- 32 **SECTION 7. IC 4-33-6-21 IS ADDED TO THE INDIANA CODE**
33 **AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**
34 **1, 1998]: Sec. 21. (a) If a public question under section 20 of this**
35 **chapter or under this subsection is placed on the ballot in a city**
36 **during a general election and the voters of the city vote in favor of**
37 **permitting riverboat gambling, the following public question must**
38 **be placed on the ballot in the city during the general election four**
39 **(4) years later:**
- 40 **"Shall licenses be issued or renewed to permit riverboat**
41 **gambling in the City of _____?"**.
- 42 **(b) If a public question under P.L.277-1993, SECTION 134, or**
43 **under this subsection is placed on the ballot in a city during a**
44 **special election and the voters of the city vote in favor of**
45 **permitting riverboat gambling, the following public question must**
46 **be placed on the ballot in the city during a special election four (4)**
47 **years later:**
- 48 **"Shall licenses be issued or renewed to permit riverboat**
49 **gambling in the City of _____?"**.
- 50 **(c) A public question placed on the ballot under this section**

1 shall be placed on the ballot in accordance with IC 3-10-9.

2 (d) The clerk of the circuit court of a county holding an
3 election under this section shall certify the results determined
4 under IC 3-12-4-9 to the commission and the department of state
5 revenue.

6 (e) A licensed owner of a riverboat docked in a city that holds
7 an election under subsection (a) or (b) shall pay the following to the
8 Indiana election commission:

9 (1) If the public question is placed on the ballot during a year
10 when there is a general election or municipal election, the
11 licensed owner shall pay any additional cost created by
12 placing the public question on the ballot, as determined by
13 the Indiana election commission.

14 (2) If the public question is placed on the ballot during a year
15 when an election is not scheduled, the licensed owner shall
16 pay the cost of the expenses to hold a special election, as
17 determined by the Indiana election commission.

18 (f) If the voters of a city vote against issuing or renewing
19 licenses under this section, the licensed owner of a riverboat in the
20 city may continue to operate the riverboat only until the owner's
21 license expires.

22 SECTION 8. IC 4-33-6-22 IS ADDED TO THE INDIANA CODE
23 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
24 1, 1998]: Sec. 22. (a) The following public question shall be placed
25 on the general election ballot in 1998 for the largest city located in
26 the counties described under IC 4-33-1-1(1):

27 "Shall licenses be issued or renewed to permit riverboat
28 gambling in the City of _____?".

29 (b) If a public question under subsection (a) or this subsection
30 is placed on the ballot in the city described in subsection (a) during
31 a general election and the voters of the city vote in favor of
32 permitting riverboat gambling, the public question listed in
33 subsection (a) must be placed on the ballot in the city during the
34 general election four (4) years later.

35 (c) A public question under this section shall be placed on the
36 ballot in accordance with IC 3-10-9.

37 (d) The clerk of the circuit court of a county holding an
38 election under this section shall certify the results determined
39 under IC 3-12-4-9 to the commission and the department of state
40 revenue.

41 (e) A licensed owner of a riverboat docked in a city that holds
42 an election under subsection (a) or (b) shall pay the Indiana
43 election commission any additional cost created by placing the
44 public question on the ballot, as determined by the Indiana election
45 commission.

46 (f) If the voters of a city vote against issuing or renewing
47 licenses under this section, the licensed owner of a riverboat in the
48 city may continue to operate the riverboat only until the owner's
49 license expires.

50 **Renumber all SECTIONS consecutively.**

(Reference is to HB1153 as printed January 23, 1998.)

Representative TURNER