

SENATE BILL No. 294

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-32.

Synopsis: Charity gaming. Specifies that the state and the political subdivisions of the state may not conduct games of chance under the charitable gaming statute. Authorizes an Indiana nonprofit corporation that is organized and operated solely to support a state assisted college or university to conduct a game of chance outside the county in which the nonprofit corporation has its principal office.

Effective: July 1, 1999.

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January 7, 1999, read first time and referred to Committee on Public Policy.

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Introduced

First Regular Session 111th General Assembly (1999)

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

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

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

SENATE BILL No. 294

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

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

- 1 SECTION 1. IC 4-32-6-20 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 20. (a) "Qualified
3 organization" means:
4 (1) a bona fide religious, educational, senior citizens, veterans, or
5 civic organization operating in Indiana that:
6 (A) operates without profit to the organization's members;
7 (B) is exempt from taxation under Section 501 of the Internal
8 Revenue Code; and
9 (C) has been continuously in existence in Indiana for at least
10 five (5) years or is affiliated with a parent organization that has
11 been in existence in Indiana for at least five (5) years; or
12 (2) a bona fide political organization operating in Indiana that
13 produces exempt function income (as defined in Section 527 of
14 the Internal Revenue Code).
15 (b) For the purpose of IC 4-32-9-3, a "qualified organization"
16 includes the following:
17 (1) A hospital licensed under IC 16-21.

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- (2) A health facility licensed under IC 16-28.
- (3) A psychiatric facility licensed under IC 12-25.
- (4) An organization defined in subsection (a).

(c) For the purposes of IC 4-32, a "qualified organization" does not include a governmental entity as defined in IC 34-6-2-49.

SECTION 2. IC 4-32-9-21 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 21. (a) Except where a qualified organization or its affiliate is having a convention or other annual meeting of its membership, a qualified organization may only conduct an allowable event in the county where the principal office of the qualified organization is located. The principal office of a qualified organization shall be determined as follows:

- (1) Except as provided in subdivision (3), if a qualified organization is a corporation, the principal office shall be determined by the street address of the corporation's registered office on file with the secretary of state.
- (2) If a qualified organization is not a corporation, the principal office shall be determined by the street address of the organization on file with the Internal Revenue Service, the department, or county property tax assessment board of appeals for tax exempt purposes.
- (3) If a qualified organization is affiliated with a parent organization that:
 - (A) is organized in Indiana; and
 - (B) has been in existence for at least five (5) years;
 the principal office shall be determined by the principal place of business of the qualified organization.

(b) The limitation in subsection (a) on the county in which an allowable event may be conducted does not apply to an Indiana nonprofit corporation organized and operated solely for the benefit of a state educational institution (as defined in IC 20-12-0.5-1).

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