

SENATE BILL No. 341

DIGEST OF INTRODUCED BILL

Citations Affected: IC 34-6-2; IC 34-24-3-5.

Synopsis: Damages for bad gaming checks. Reduces the amount that may be recovered in a civil action for a loss resulting from a crime related to a riverboat gaming debt, pari-mutuel betting debt, or charity gaming debt from three times the amount of the loss to the actual amount of the loss.

Effective: Upon passage.

Kenley, Alexa

January 8, 1999, read first time and referred to Committee on Judiciary.

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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. 341



A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.

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

1 SECTION 1. IC 34-6-2-48.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: **Sec. 48.5. "Gaming debt", for purposes of**
4 **IC 34-24-3, means a debt arising from the extension of credit by a**
5 **licensed owner to a patron for the purpose of having the patron**
6 **place a bet or wager on a race authorized under IC 4-31, an**
7 **allowable event authorized under IC 4-32, or a gambling game**
8 **authorized under IC 4-33.**

9 SECTION 2. IC 34-6-2-73.5 IS ADDED TO THE INDIANA CODE
10 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE
11 UPON PASSAGE]: **Sec. 73.5. "Licensed owner", for purposes of**
12 **IC 34-24-3, means any of the following:**

- 13 (1) A permit holder (as defined in IC 4-31-2-14), owner (as
14 defined in IC 4-31-2-11), or other licensee (as defined in
15 IC 4-32-2-10).
- 16 (2) A licensee under IC 4-32, an operator (as defined in
17 IC 4-32-6-17), or a worker (as defined in IC 4-32-6-24).



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1 **(3) A licensed owner (as defined in IC 4-33-2-13) or other**
2 **licensee (as defined in IC 4-33-2-12).**
3 SECTION 3. IC 34-24-3-5 IS ADDED TO THE INDIANA CODE
4 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE**
5 **UPON PASSAGE] Notwithstanding section 1(1) of this chapter, a**
6 **licensed owner may not recover more than actual damages in an**
7 **action under this chapter to recover a gaming debt.**
8 SECTION 4. [EFFECTIVE UPON PASSAGE] **IC 34-24-3-5, as**
9 **added by this act, applies to all judgments entered after the**
10 **effective date of this SECTION, regardless of when the cause of**
11 **action accrued or commenced.**
12 SECTION 5. **An emergency is declared for this act.**

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