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# HOUSE BILL No. 1315

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 4-33-12-6.

**Synopsis:** Riverboat gaming revenue for townships. Provides that ten cents of the \$3 admissions tax collected for each person who enters a riverboat shall be paid to the township in which the riverboat is docked. Reduces other existing distributions of admissions tax revenue by an amount totaling ten cents.

**Effective:** July 1, 2000.

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January 11, 2000, read first time and referred to Committee on Ways and Means.

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Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

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# HOUSE BILL No. 1315



A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

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

1 SECTION 1. IC 4-33-12-6 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 6. (a) The department  
3 shall place in the state general fund the tax revenue collected under this  
4 chapter.

5 (b) Except as provided by subsection (c), the treasurer of state shall  
6 quarterly pay the following amounts:

7 (1) ~~One dollar (\$1)~~ **Ninety-eight cents (\$0.98)** of the admissions  
8 tax collected by the licensed owner for each person embarking on  
9 a riverboat during the quarter shall be paid to:

10 (A) the city in which the riverboat is docked, if the city:

11 (i) is described in IC 4-33-6-1(a)(1) through  
12 IC 4-33-6-1(a)(4) or in IC 4-33-6-1(b); or

13 (ii) is contiguous to the Ohio River and is the largest city in  
14 the county; and

15 (B) the county in which the riverboat is docked, if the  
16 riverboat is not docked in a city described in clause (A).

17 (2) ~~One dollar (\$1)~~ **Ninety-eight cents (\$0.98)** of the admissions



1 tax collected by the licensed owner for each person embarking on  
 2 a riverboat during the quarter shall be paid to the county in which  
 3 the riverboat is docked. In the case of a county described in  
 4 subdivision (1)(B), this ~~one dollar (\$1) payment~~ is in addition to  
 5 the ~~one dollar (\$1)~~ **ninety-eight cents (\$0.98)** received under  
 6 subdivision (1)(B).

7 (3) ~~Ten Eight~~ **cents (\$0.10) (\$0.08)** of the admissions tax  
 8 collected by the licensed owner for each person embarking on a  
 9 riverboat during the quarter shall be paid to the county convention  
 10 and visitors bureau or promotion fund for the county in which the  
 11 riverboat is docked.

12 (4) ~~Fifteen Thirteen~~ **cents (\$0.15) (\$0.13)** of the admissions tax  
 13 collected by the licensed owner for each person embarking on a  
 14 riverboat during a quarter shall be paid to the state fair  
 15 commission, for use in any activity that the commission is  
 16 authorized to carry out under IC 15-1.5-3.

17 (5) Ten cents (\$0.10) of the admissions tax collected by the  
 18 licensed owner for each person embarking on a riverboat during  
 19 the quarter shall be paid to the division of mental health. The  
 20 division shall allocate at least twenty-five percent (25%) of the  
 21 funds derived from the admissions tax to the prevention and  
 22 treatment of compulsive gambling.

23 (6) ~~Sixty-five~~ **Sixty-three cents (\$0.65) (\$0.63)** of the admissions  
 24 tax collected by the licensed owner for each person embarking on  
 25 a riverboat during the quarter shall be paid to the Indiana horse  
 26 racing commission to be distributed as follows, in amounts  
 27 determined by the Indiana horse racing commission, for the  
 28 promotion and operation of horse racing in Indiana:

29 (A) To one (1) or more breed development funds established  
 30 by the Indiana horse racing commission under IC 4-31-11-10.

31 (B) To a racetrack that was approved by the Indiana horse  
 32 racing commission under IC 4-31. The commission may make  
 33 a grant under this clause only for purses, promotions, and  
 34 routine operations of the racetrack. No grants shall be made  
 35 for long term capital investment or construction and no grants  
 36 shall be made before the racetrack becomes operational and is  
 37 offering a racing schedule.

38 (7) **Ten cents (\$0.10) of the admissions tax collected by the**  
 39 **licensed owner for each person embarking on a riverboat**  
 40 **during the quarter shall be paid to the township in which the**  
 41 **riverboat is docked.**

42 (c) With respect to tax revenue collected from a riverboat that

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operates on Patoka Lake, the treasurer of state shall quarterly pay the following amounts:

(1) The counties described in IC 4-33-1-1(3) shall receive one dollar (\$1) of the admissions tax collected for each person embarking on the riverboat during the quarter. This amount shall be divided equally among the counties described in IC 4-33-1-1(3).

(2) The Patoka Lake development account established under IC 4-33-15 shall receive one dollar (\$1) of the admissions tax collected for each person embarking on the riverboat during the quarter.

(3) The resource conservation and development program that:

(A) is established under 16 U.S.C. 3451 et seq.; and

(B) serves the Patoka Lake area;

shall receive forty cents (\$0.40) of the admissions tax collected for each person embarking on the riverboat during the quarter.

(4) The state general fund shall receive fifty cents (\$0.50) of the admissions tax collected for each person embarking on the riverboat during the quarter.

(5) The division of mental health shall receive ten cents (\$0.10) of the admissions tax collected for each person embarking on the riverboat during the quarter. The division shall allocate at least twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and treatment of compulsive gambling.

(d) Money paid to a unit of local government under subsection (b)(1) through (b)(2), **subsection (b)(7)**, or subsection (c)(1):

(1) must be paid to the fiscal officer of the unit and may be deposited in the unit's general fund or riverboat fund established under IC 36-1-8-9, or both;

(2) may not be used to reduce the unit's maximum or actual levy under IC 6-1.1-18.5; and

(3) may be used for any legal or corporate purpose of the unit, including the pledge of money to bonds, leases, or other obligations under IC 5-1-14-4.

(e) Money paid by the treasurer of state under subsection (b)(3) shall be:

(1) deposited in:

(A) the county convention and visitor promotion fund; or

(B) the county's general fund if the county does not have a convention and visitor promotion fund; and

(2) used only for the tourism promotion, advertising, and

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1 economic development activities of the county and community.  
2 (f) Money received by the division of mental health under  
3 subsections (b)(5) and (c)(5):  
4 (1) is annually appropriated to the division of mental health;  
5 (2) shall be distributed to the division of mental health at times  
6 during each state fiscal year determined by the budget agency;  
7 and  
8 (3) shall be used by the division of mental health for programs  
9 and facilities for the prevention and treatment of addictions to  
10 drugs, alcohol, and compulsive gambling, including the creation  
11 and maintenance of a toll free telephone line to provide the public  
12 with information about these addictions. The division shall  
13 allocate at least twenty-five percent (25%) of the money received  
14 to the prevention and treatment of compulsive gambling.

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