

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1149 be amended to read as follows:

- 1 Page 2, delete lines 26 through 37, begin a new line block indented
- 2 and insert:
- 3 **"(1) A horse racing facility operated under a permit under**
- 4 **IC 4-31-5 and any other permanent structure on land owned**
- 5 **or leased by the owner of the facility that is adjacent to the**
- 6 **facility.**
- 7 **(2) A riverboat (as defined in IC 4-33-2-17) and any other**
- 8 **permanent structure that is:**
- 9 **(A) owned or leased by the owner of the riverboat; and**
- 10 **(B) located on land that is adjacent to:**
- 11 **(i) the dock to which the riverboat is moored; or**
- 12 **(ii) the land on which the riverboat is situated in the case**
- 13 **of a riverboat described in IC 4-33-2-17(2).**
- 14 **(3) A facility that operates under a gambling game license**
- 15 **under IC 4-35-5 and any other permanent structure on land**
- 16 **owned or leased by the owner of the facility that is adjacent to**
- 17 **the facility.**
- 18 **(4) A satellite facility licensed under IC 4-31-5.5.**
- 19 **(5) An organization that holds a charitable gaming license (as**
- 20 **defined by IC 4-32.2).**
- 21 **(6) A bar or tavern:**
- 22 **(A) that holds:**
- 23 **(i) a beer retailer's permit under IC 7.1-3-4;**
- 24 **(ii) a liquor retailer's permit under IC 7.1-3-9; or**

- 1 (iii) a wine retailer's permit under IC 7.1-3-14;
- 2 **(B) that does not employ an individual who is less than**
- 3 **eighteen (18) years of age;**
- 4 **(C) that does not allow an individual who:**
- 5 **(i) is less than twenty-one (21) years of age; and**
- 6 **(ii) is not an employee of the bar or tavern;**
- 7 **to enter any area of the bar or tavern where smoking is**
- 8 **allowed; and**
- 9 **(D) that is not located in a business that would otherwise**
- 10 **be subject to this chapter, unless:**
- 11 **(i) the bar or tavern is separated from the rest of the**
- 12 **business otherwise subject to this chapter by a solid,**
- 13 **continuous wall that is connected to the floor and ceiling**
- 14 **of the bar or tavern; and**
- 15 **(ii) smoke from the bar or tavern does not migrate into**
- 16 **any area where smoking is prohibited under this**
- 17 **chapter."**

18 Page 2, line 38, delete "(4)" and insert "(7)".
 19 Page 3, line 16, delete "(5)" and insert "(8)".
 20 Page 3, line 32, delete "(6)" and insert "(9)".
 (Reference is to HB 1149 as printed January 13, 2012.)

Representative McMillin