



January 27, 2012

HOUSE BILL No. 1224

DIGEST OF HB 1224 (Updated January 25, 2012 11:45 am - DI 14)

Citations Affected: IC 4-32.2.

Synopsis: Charity gaming. Allows patrons to deal the cards in certain poker games conducted at a charity game night. (Current law allows patrons to deal only in euchre games.) Prohibits a patron from playing at a table for which the patron deals the cards. Specifies rules applicable to games of Texas hold'em or Omaha poker in which a patron deals the cards. Requires the operator or a worker to deal the cards at the final table of a tournament.

Effective: July 1, 2012.

Cherry, Lehe, Soliday

January 9, 2012, read first time and referred to Committee on Public Policy.
January 26, 2012, amended, reported — Do Pass.

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HB 1224—LS 6550/DI 92+



January 27, 2012

Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

HOUSE BILL No. 1224

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 4-32.2-2-23.3 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2012]: **Sec. 23.3. "Qualified card game"**
4 **refers to any of the following card games:**

- 5 (1) **Euchre.**
6 (2) **Texas hold'em poker.**
7 (3) **Omaha poker.**

8 SECTION 2. IC 4-32.2-2-30, AS AMENDED BY P.L.104-2011,
9 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2012]: Sec. 30. (a) Except as provided in subsection (b),
11 "worker" means an individual who helps or participates in any manner
12 in conducting or assisting in conducting an allowable event under this
13 article.

14 (b) The following are not considered workers for the purposes of
15 this article:

- 16 (1) A patron dealing ~~euchre~~ cards under IC 4-32.2-5-14(b).
17 (2) A volunteer ticket agent.

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1 SECTION 3. IC 4-32.2-3-3, AS AMENDED BY P.L.95-2008,
 2 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2012]: Sec. 3. (a) The commission shall adopt rules under
 4 IC 4-22-2 for the following purposes:

- 5 (1) Administering this article.
 6 (2) Establishing the conditions under which charity gaming in
 7 Indiana may be conducted, including the manner in which a
 8 qualified organization may supervise a ~~euclre~~ **qualified card**
 9 game conducted under IC 4-32.2-5-14(b).
 10 (3) Providing for the prevention of practices detrimental to the
 11 public interest and providing for the best interests of charity
 12 gaming.
 13 (4) Establishing rules concerning inspection of qualified
 14 organizations and the review of the licenses necessary to conduct
 15 charity gaming.
 16 (5) Imposing penalties for noncriminal violations of this article.
 17 (6) Establishing standards for independent audits conducted under
 18 IC 4-32.2-5-5.

19 (b) The commission may adopt emergency rules under
 20 IC 4-22-2-37.1 if the commission determines that:

- 21 (1) the need for a rule is so immediate and substantial that
 22 rulemaking procedures under IC 4-22-2-13 through IC 4-22-2-36
 23 are inadequate to address the need; and
 24 (2) an emergency rule is likely to address the need.

25 SECTION 4. IC 4-32.2-5-14, AS AMENDED BY P.L.104-2011,
 26 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2012]: Sec. 14. (a) Except as provided by subsections (c) and
 28 (d), an operator or a worker may not directly or indirectly participate,
 29 other than in a capacity as an operator or a worker, in an allowable
 30 event that the operator or worker is conducting.

31 (b) A patron at a charity game night may deal the cards in a card
 32 game if:

- 33 (1) the card game in which the patron deals the cards is a
 34 **qualified card** game; ~~of euclre~~;
 35 (2) the patron deals the cards in the manner required in the
 36 ordinary course of the **qualified card** game; ~~of euclre~~; and
 37 (3) the ~~euclre~~ **qualified card** game is played under the
 38 supervision of the qualified organization conducting the charity
 39 game night in accordance with **section 14.5 of this chapter (in**
 40 **the case of a game of Texas hold'em or Omaha poker and any**
 41 rules adopted by the commission under IC 4-32.2-3-3.

42 A patron who deals the cards in a ~~euclre~~ **qualified card** game

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1 conducted under this subsection is not considered a worker or an
 2 operator for purposes of this article.

3 (c) A worker at a festival event may participate as a player in any
 4 gaming activity offered at the festival event except as follows:

5 (1) A worker may not participate in any game during the time in
 6 which the worker is conducting or helping to conduct the game.

7 (2) A worker who conducts or helps to conduct a pull tab,
 8 punchboard, or tip board event during a festival event may not
 9 participate as a player in a pull tab, punchboard, or tip board
 10 event conducted on the same calendar day.

11 (d) A worker at a bingo event:

12 (1) whose duties are limited to:

13 (A) selling bingo supplies;

14 (B) selling tickets for a door prize drawing or raffle conducted
 15 at the bingo event; or

16 (C) the duties described in both clauses (A) and (B);

17 (2) who has completed all of the worker's duties before the start
 18 of the first bingo game of the bingo event; and

19 (3) who is not engaged as a worker at any other time during the
 20 bingo event;

21 may participate as a player in any gaming activity offered at the bingo
 22 event following the completion of the worker's duties at the bingo
 23 event.

24 SECTION 5. IC 4-32.2-5-14.5 IS ADDED TO THE INDIANA
 25 CODE AS A NEW SECTION TO READ AS FOLLOWS
 26 [EFFECTIVE JULY 1, 2012]: **Sec. 14.5. The following rules apply**
 27 **when a patron at a charity game night deals the cards in a game of**
 28 **Texas hold'em poker or Omaha poker under section 14(b) of this**
 29 **chapter:**

30 (1) **Patrons may take turns dealing, but a patron may not play**
 31 **in a hand for which the patron deals the cards.**

32 (2) **The dealer shall submit the deck of cards to be cut to the**
 33 **nearest player to the right of the dealer.**

34 (3) **A blank card must be at the bottom of the deck of cards.**

35 (4) **The operator or a worker shall deal the cards at the final**
 36 **table of a tournament.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred House Bill 1224, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 39, after "with" insert "**section 14.5 of this chapter (in the case of a game of Texas hold'em or Omaha poker) and any**".

Page 3, line 25, delete "A" and insert "**The following rules apply when a**".

Page 3, line 26, delete "may not play at a table" and insert "**deals the cards in a game**".

Page 3, line 27, delete "for which the patron deals the cards".

Page 3, line 28, delete "chapter." and insert "**chapter:**

- (1) Patrons may take turns dealing, but a patron may not play in a hand for which the patron deals the cards.**
- (2) The dealer shall submit the deck of cards to be cut to the nearest player to the right of the dealer.**
- (3) A blank card must be at the bottom of the deck of cards.**
- (4) The operator or a worker shall deal the cards at the final table of a tournament."**

and when so amended that said bill do pass.

(Reference is to HB 1224 as introduced.)

DAVIS, Chair

Committee Vote: yeas 9, nays 0.

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