

## **IC 7.1-3-17.5**

### Chapter 17.5. Excursion and Adjacent Landsite Permit

#### **IC 7.1-3-17.5-1**

##### **Issuance of permit**

Sec. 1. (a) The commission may issue a gaming site permit to a person who has been issued:

- (1) a riverboat owner's license under IC 4-33-6;
- (2) an operating agent contract under IC 4-33-6.5; or
- (3) a gambling game license under IC 4-35;

to sell alcoholic beverages for on-premises consumption only. The permit may be a single permit even though more than one (1) area constitutes the licensed premises of the permit.

(b) A permit issued under this chapter to a person who has been issued a riverboat owner's license or an operating agent contract (as defined in IC 4-33-2-14.6) may be used:

- (1) on the riverboat; and
- (2) in a restaurant owned by the person who has been issued a riverboat owner's license or an operating agent contract (as defined in IC 4-33-2-14.6) if the restaurant is located on property adjacent to the property used by the riverboat for docking purposes.

(c) A permit issued under this chapter to a person who has been issued a gambling game license under IC 4-35 may be used at a slot machine facility licensed under IC 4-35.

*As added by P.L.15-1994, SEC.4. Amended by P.L.92-2003, SEC.61; P.L.233-2007, SEC.24; P.L.94-2008, SEC.35.*

#### **IC 7.1-3-17.5-2**

##### **Quota provisions inapplicable**

Sec. 2. The commission shall issue a gaming site permit without regard to the quota provisions of IC 7.1-3-22.

*As added by P.L.15-1994, SEC.4. Amended by P.L.233-2007, SEC.25.*

#### **IC 7.1-3-17.5-3**

##### **Fee limitations inapplicable**

Sec. 3. A gaming site permit is not subject to the fee limitations otherwise set forth in IC 7.1.

*As added by P.L.15-1994, SEC.4. Amended by P.L.233-2007, SEC.26.*

#### **IC 7.1-3-17.5-4**

##### **Adoption of emergency rules**

Sec. 4. The commission may adopt emergency rules under IC 4-22-2-37.1 concerning the following for a gaming site permit:

- (1) Issuance.
- (2) Scope.
- (3) Permit fee.
- (4) Expiration.

(5) Revocation and suspension.  
*As added by P.L.15-1994, SEC.4. Amended by P.L.233-2007, SEC.27.*

#### **IC 7.1-3-17.5-5**

##### **Gaming site permits**

Sec. 5. The commission may adopt rules under IC 4-22-2 concerning the following for a gaming site permit:

- (1) Issuance.
- (2) Scope.
- (3) Permit fee.
- (4) Expiration.
- (5) Revocation and suspension.

*As added by P.L.28-1996, SEC.2. Amended by P.L.233-2007, SEC.28.*

#### **IC 7.1-3-17.5-6**

##### **Gaming site permits; providing alcoholic beverages to guests free of charge**

Sec. 6. Notwithstanding IC 7.1-5-5-7, the holder of a gaming site permit may, subject to the approval of the commission, provide alcoholic beverages to guests without charge at an event on the licensed premises.

*As added by P.L.250-2003, SEC.10. Amended by P.L.72-2004, SEC.10; P.L.233-2007, SEC.29; P.L.94-2008, SEC.36; P.L.15-2011, SEC.11.*

#### **IC 7.1-3-17.5-7**

##### **"Gaming facility"; "server"; employees of lessees and caterers**

Sec. 7. (a) As used in this section, "gaming facility" refers to one (1) or more of the following:

- (1) A riverboat (as defined in IC 4-33-2-17).
- (2) A slot machine facility licensed under IC 4-35.
- (3) Any hotel, golf course, or other facility that is:
  - (A) owned by a person holding a gaming site permit; and
  - (B) related to the operation of the holder's riverboat or slot machine facility.

(b) As used in this section, "server" means an individual who serves alcoholic beverages at a gaming facility.

(c) Except as provided in subsection (d), a server is not required to be employed by a person holding a gaming site permit if the server satisfies the following requirements:

- (1) The server is employed by a person who:
  - (A) leases space at a gaming facility for the purpose of providing food or beverages to the patrons of the gaming facility; or
  - (B) is a caterer or other person contracted to provide food or beverages at an event held at the gaming facility.
- (2) The server holds a valid employee permit issued under IC 7.1-3-18-9.

(d) A server who serves alcoholic beverages in a gaming area (as defined in the rules adopted by the Indiana gaming commission) must be employed by a person holding a gaming site permit.

*As added by P.L.15-2011, SEC.12.*