

Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 245

AN ACT to amend the Indiana Code concerning state and local administration.

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

SECTION 1. IC 5-33-6.5 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]:

Chapter 6.5. Statewide Sports and Tourism Bid Fund

Sec. 1. As used in this chapter, "eligible entity" means any of the following:

- (1) A nonprofit sports commission, including the Indiana Sports Corporation.
- (2) Destination management organizations.
- (3) A state educational institution (as defined in IC 21-7-13-32) or a nonprofit college or university that operates in Indiana.
- (4) A local organizing committee acting on behalf of a local unit to pursue an application for selection as the site of an event.

Sec. 2. As used in this chapter, "event" means an event that is held in Indiana for which an eligible entity seeks approval from a site selection organization to hold the event or the related series of events at a site in Indiana. The term includes:

- (1) sporting events;
- (2) trade shows;

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(3) conventions; and
 (4) other similar events;
 including any activities related to or associated with the event.

Sec. 3. As used in this chapter, "event support contract" means a joinder undertaking, a joinder agreement, or a similar contract executed by:

- (1) one (1) or more eligible entities; and
- (2) a site selection organization.

Sec. 4. As used in this chapter, "fund" refers to the statewide sports and tourism bid fund established by section 8 of this chapter.

Sec. 5. As used in this chapter, "joinder agreement" means an agreement entered into by:

- (1) one (1) or more eligible entities; and
- (2) a site selection organization;

that sets out representations and assurances by each eligible entity in connection with the selection of a site in Indiana for the location of an event.

Sec. 6. As used in this chapter, "joinder undertaking" means an agreement entered into by:

- (1) one (1) or more eligible entities; and
- (2) a site selection organization;

that each eligible entity will execute a joinder agreement in the event that the site selection organization selects a site in Indiana for the location of an event.

Sec. 7. As used in this chapter, "site selection organization" means an entity that conducts or considers conducting an event in Indiana.

Sec. 8. (a) The statewide sports and tourism bid fund is established for the purpose of distributing funds in the form of a grant to the Indiana Sports Corporation to be used by the Indiana Sports Corporation:

- (1) to organize and hold events; and
- (2) to make grants to other eligible entities for the purpose of organizing and holding events;

in Indiana.

(b) The fund consists of:

- (1) appropriations from the general assembly; and
- (2) grants, gifts, and donations intended for deposit in the fund.

(c) The corporation shall administer the fund.

(d) The treasurer of state shall invest the money in the fund not



currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the state general fund.

(e) Not later July 15 of the first year of the biennium, the corporation shall distribute to the Indiana Sports Corporation a grant amount equal to the amount appropriated by the general assembly to the fund for the state fiscal year.

Sec. 9. (a) The Indiana Sports Corporation shall manage the money received from the fund under section 8 of this chapter in accordance with the general laws of the state relating to the handling of public funds.

(b) The handling and expenditure of funds coming into the possession of the Indiana Sports Corporation is subject to audit and supervision by the state board of accounts.

(c) The Indiana Sports Corporation shall ensure that not less than thirty percent (30%) of the money received by the Indiana Sports Corporation each biennium is used for events that are conducted outside of Marion County. The Indiana Sports Corporation may award grants to other eligible entities as set forth in section 10 of this chapter.

(d) Indiana Sports Corporation shall annually report to the budget committee on the use of the money received from the fund.

Sec. 10. (a) An event is eligible for funding from the money received by the Indiana Sports Corporation from the fund if:

- (1) a site selection organization selects for the event a site that is located in Indiana, after considering, through a highly competitive selection process, one (1) or more sites that are not located in Indiana;
- (2) the site selection organization selects the site in Indiana as:
 - (A) the sole site for the event; or
 - (B) the sole site for the event in a region composed of Indiana and one (1) or more states; and
- (3) the event is held not more than one (1) time in Indiana or another state in any year.

(b) An eligible entity other than the Indiana Sports Corporation may apply to the Indiana Sports Corporation for a grant from the money received by the Indiana Sports Corporation from the fund to be used by the eligible entity for the purpose of organizing and holding an event in Indiana that is eligible for funding under subsection (a).

(c) The Indiana Sports Corporation may award grants to other



eligible entities that apply under subsection (b) and shall ensure the success of the grant funded event.

Sec. 11. Grant money distributed from the fund to the Indiana Sports Corporation under this chapter may be expended by the Indiana Sports Corporation, or another eligible entity that has received a grant from the Indiana Sports Corporation, only for the following purposes:

- (1) To pay or reimburse the costs of applying or bidding for selection as the site of the event.**
- (2) To pay or reimburse the costs of planning for or conducting the event, including any of the following:**
 - (A) Fees that are charged by a site selection organization and that must be paid as a prerequisite to holding the event, including hosting fees, sanctioning fees, participation fees, or bid fees.**
 - (B) Costs for performance bonds or insurance required for hosting the event.**
 - (C) Public safety expenses or security related expenses related to the event.**
 - (D) Advertising expenses for advertising the event and its locations.**
 - (E) Administrative costs and facility use costs.**
 - (F) Costs for preparation of an economic impact analysis for the event.**
 - (G) Costs of transportation or parking services for the event that exceed the revenues earned from providing the transportation or parking for the event.**
 - (H) Other costs specified in the event support contract as necessary for the hosting of the event.**
- (3) To pay or reimburse the costs of improving, constructing, renovating, or acquiring facilities that are directly associated with or attributable to fulfilling obligations of the event support contract.**
- (4) To pay or reimburse the costs incurred for the eligible entity to acquire an ownership interest in the event, if applicable.**



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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