

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. 376

AN ACT to amend the Indiana Code concerning gaming.

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

SECTION 1. IC 4-32.3-2-12.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: **Sec. 12.5. "Charitable government services organization" means a bona fide charitable organization that meets the following requirements:**

(1) The organization:

(A) operates; and

(B) is in existence;

in Indiana.

(2) The organization has a constitution, articles, charter, or bylaws that contain a clause that provides that upon dissolution all remaining assets shall be used for the nonprofit's stated purposes.

(3) The organization is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code.

(4) The organization has a contract with the department of child services to provide child welfare services.

SECTION 2. IC 4-32.3-5-23, AS ADDED BY P.L.58-2019, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: **Sec. 23. (a) Subject to ~~subsection~~ subsections (b) and (c), a qualified organization may accept credit cards at an allowable activity for the purchase of:**

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- (1) food and beverages;
- (2) merchandise; and
- (3) retail goods and services offered at a benefit auction.

(b) **Except as provided in subsection (c)**, a qualified organization may not accept credit cards or extend credit to a player for the purchase of:

- (1) a chance to play any game of chance offered at an allowable activity; or
- (2) licensed supplies.

(c) **A charitable government services organization, including a worker, or a volunteer ticket agent assisting the charitable government services organization may accept payment by credit card for the purchase of a chance to enter a raffle or water race offered at an allowable activity if the transaction satisfies the following requirements:**

- (1) **The payment is made face to face and not on the Internet.**
- (2) **The proceeds from an entry purchased for the allowable activity are used:**

(A) **by the charitable government services organization to provide child welfare services; or**

(B) **to:**

- (i) **purchase a prize for; or**
- (ii) **pay prize money to;**

a winner of the allowable activity.

- (3) **It is the only allowable activity in a calendar year for which the charitable government services organization accepts payment by credit card for a chance to enter a raffle or water race under this subsection. This subdivision does not limit the number of times that a person may purchase by credit card a chance to enter a raffle or water race under this subsection.**



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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