



February 1, 2019

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## SENATE BILL No. 393

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DIGEST OF SB 393 (Updated January 30, 2019 3:22 pm - DI 133)

**Citations Affected:** IC 4-32.2.

**Synopsis:** Annual charity game night license. Allows a bona fide civic organization to apply to the Indiana gaming commission for an annual charity game night license. Limits the number of bona fide civic organizations that may hold an annual charity game night license to one in each county.

**Effective:** July 1, 2019.

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### Houchin, Alting, Randolph Lonnie M

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January 14, 2019, read first time and referred to Committee on Public Policy.  
January 31, 2019, reported favorably — Do Pass.

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SB 393—LS 6932/DI 92





February 1, 2019

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

## SENATE BILL No. 393

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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 4-32.2-4-7.5, AS AMENDED BY P.L.108-2009,  
2 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2019]: Sec. 7.5. (a) This section applies only to a qualified  
4 organization described in subsection (h). The commission may issue an  
5 annual charity game night license to a qualified organization if:  
6           (1) the provisions of this section are satisfied; and  
7           (2) the qualified organization:  
8               (A) submits an application; and  
9               (B) pays a fee set by the commission under IC 4-32.2-6.  
10          (b) The commission may hold a public hearing to obtain input on  
11 the proposed issuance of an annual charity game night license to an  
12 applicant that has never held an annual charity game night license  
13 under this article.  
14          (c) The first time that a qualified organization applies for an annual  
15 charity game night license, the qualified organization shall publish  
16 notice that the application has been filed by publication at least two (2)  
17 times, seven (7) days apart, as follows:

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- 1 (1) In one (1) newspaper in the county where the qualified  
2 organization is located.
- 3 (2) In one (1) newspaper in the county where the allowable events  
4 will be conducted.
- 5 (d) The notification required by subsection (c) must contain the  
6 following:
- 7 (1) The name of the qualified organization and the fact that it has  
8 applied for an annual charity game night license.
- 9 (2) The location where the charity game night events will be held.
- 10 (3) The names of the operator and officers of the qualified  
11 organization.
- 12 (4) A statement that any person can protest the proposed issuance  
13 of the annual charity game night license.
- 14 (5) A statement that the commission shall hold a public hearing  
15 if ten (10) written and signed protest letters are received by the  
16 commission.
- 17 (6) The address of the commission where correspondence  
18 concerning the application may be sent.
- 19 (e) If the commission receives at least ten (10) protest letters, the  
20 commission shall hold a public hearing in accordance with IC 5-14-1.5.  
21 The commission shall issue a license or deny the application not later  
22 than sixty (60) days after the date of the public hearing.
- 23 (f) A license issued under this section:
- 24 (1) may authorize the qualified organization to conduct charity  
25 game night events on more than one (1) occasion during a period  
26 of one (1) year;
- 27 (2) must state the locations of the permitted charity game night  
28 events;
- 29 (3) must state the expiration date of the license; and
- 30 (4) may be reissued annually upon the submission of an  
31 application for reissuance on the form established by the  
32 commission and upon the licensee's payment of a fee set by the  
33 commission.
- 34 (g) Notwithstanding subsection (f)(4), the commission may hold a  
35 public hearing for the reissuance of an annual charity game night  
36 license if at least one (1) of the following conditions is met:
- 37 (1) An applicant has been cited for a violation of law or a rule of  
38 the commission.
- 39 (2) The commission receives at least ten (10) protest letters  
40 concerning the qualified organization's charity game night  
41 operation.
- 42 (3) A public hearing is considered necessary by the commission.



1           (h) **Subject to subsection (j)**, a qualified organization may apply for  
2 an annual charity game night license under this section if the qualified  
3 organization is:

4           (1) a bona fide fraternal organization; **or**

5           (2) a bona fide veterans organization; **or**

6           **(3) a bona fide civic organization;**

7 that has been continuously in existence in Indiana for ten (10) years.

8           (i) A facility or location may not be used for purposes of conducting  
9 an annual charity game night event on more than three (3) calendar  
10 days per calendar week regardless of the number of qualified  
11 organizations conducting an annual charity game night event at the  
12 facility or location.

13           **(j) The number of bona fide civic organizations holding an**  
14 **annual charity game night license issued under this section in a**  
15 **particular county may not exceed one (1).**



COMMITTEE REPORT

Madam President: The Senate Committee on Public Policy, to which was referred Senate Bill No. 393, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 393 as introduced.)

ALTING, Chairperson

Committee Vote: Yeas 10, Nays 0

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