



February 17, 2017

SENATE BILL No. 517

DIGEST OF SB 517 (Updated February 14, 2017 5:03 pm - DI 109)

Citations Affected: IC 4-30; IC 10-17.

Synopsis: Distribution of lottery revenues. Requires the state lottery commission to adopt rules to establish a scratch off game to benefit Indiana veterans. Provides that 40% of the profits from a scratch off game that benefits Indiana veterans shall be deposited in the veterans homelessness assistance fund. Establishes the veterans homelessness assistance fund. Requires the department of veterans' affairs to adopt administrative rules for: (1) oversight of; and (2) the awarding of grants to qualified entities from; the veterans homelessness assistance fund. Provides that the scratch off game to benefit veterans and the veterans homelessness assistance fund expire June 30, 2020.

Effective: July 1, 2017.

**Alting, Delph, Merritt, Ford, Doriot,
Crider, Niemeyer, Sandlin,
Niezgodski, Melton, Mrvan**

January 17, 2017, read first time and referred to Committee on Veterans Affairs and The Military.

February 16, 2017, amended, reported favorably — Do Pass; reassigned to Committee on Tax and Fiscal Policy.

SB 517—LS 6901/DI 125



February 17, 2017

First Regular Session 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

SENATE BILL No. 517

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 4-30-3-20 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2017]: **Sec. 20. (a) The commission shall adopt rules under**
4 **IC 4-22-2, including emergency rules in the manner provided**
5 **under IC 4-22-2-37.1, to establish a scratch off game to benefit**
6 **veterans.**

7 **(b) The scratch off game described in subsection (a) must be**
8 **available during the entire calendar year.**

9 **(c) Forty percent (40%) of the profits from the sale of tickets for**
10 **the scratch off game described in subsection (a) must be deposited**
11 **in the veterans homelessness assistance fund established by**
12 **IC 10-17-16-7. This section expires June 30, 2020.**

13 SECTION 2. IC 4-30-10-3 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 3. (a) Each retailer is**
15 **liable to the commission for any and all tickets accepted or generated**
16 **by an employee or representative of that retailer. These tickets are**
17 **considered to have been purchased by the retailer, unless returned to**

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1 the commission within the time and in the manner prescribed by the
2 commission.

3 **(b) Except as provided in subsection (c), all money received by**
4 **retailers from the sale of lottery tickets, less the amount retained as**
5 **compensation for the sale of the tickets and the amount paid out as**
6 **prizes by the retailer, shall be held in trust until its delivery to the**
7 **commission or electronic transfer to the administrative trust fund.**

8 **(c) Forty percent (40%) of the profits from the sale of tickets for**
9 **a scratch off game established under IC 4-30-3-20 shall be held in**
10 **trust until its delivery to the commission for deposit in or electronic**
11 **transfer to the veterans homelessness assistance fund established**
12 **by IC 10-17-16-7. This subsection expires June 30, 2020.**

13 SECTION 3. IC 4-30-15-1 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 1. (a) There is created
15 an administrative trust fund to be administered by the commission in
16 accordance with this article.

17 **(b) Except as provided in subsection (c), all money received by**
18 **the commission shall be deposited into the fund. All money in the fund**
19 **is continually appropriated to the commission for the purposes**
20 **specified in this article.**

21 **(c) The commission shall deposit forty percent (40%) of the**
22 **profits from the sale of tickets for a scratch off game established**
23 **under IC 4-30-3-20 in the veterans homelessness assistance fund**
24 **established by IC 10-17-16-7. This subsection expires June 30,**
25 **2020.**

26 SECTION 4. IC 10-17-16 IS ADDED TO THE INDIANA CODE
27 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2017]:

29 **Chapter 16. Veterans Homelessness Assistance Fund**

30 **Sec. 1. As used in this chapter, "commission" refers to the**
31 **Indiana veterans' affairs commission established by IC 10-17-13-4.**

32 **Sec. 2. As used in this chapter, "department" refers to the**
33 **Indiana department of veterans' affairs established by**
34 **IC 10-17-1-2.**

35 **Sec. 3. As used in this chapter, "director" refers to the director**
36 **of veterans' affairs.**

37 **Sec. 4. As used in this chapter, "fund" refers to the veterans**
38 **homelessness assistance fund established by section 7 of this**
39 **chapter.**

40 **Sec. 5. As used in this chapter, "qualified entity" means an**
41 **entity that provides homelessness assistance services to veterans**
42 **and is exempt from taxation under Section 501 of the Internal**



- 1 Revenue Code.
- 2 Sec. 6. As used in this chapter, "veteran" means an individual
- 3 residing in Indiana who:
- 4 (1) has served in any branch of the armed forces of the United
- 5 States or their reserves, in the national guard, or in the
- 6 Indiana national guard; and
- 7 (2) received a discharge from service under honorable
- 8 conditions.
- 9 Sec. 7. (a) The veterans homelessness assistance fund is
- 10 established to provide grants to qualified entities to be used for
- 11 services that benefit veterans, including:
- 12 (1) programs focused on eliminating homelessness, preventing
- 13 near term homelessness, and providing safe, secure living
- 14 conditions;
- 15 (2) assisting veterans in moving out of public housing
- 16 assistance programs and towards:
- 17 (A) home ownership; or
- 18 (B) stable, long term rental status, which may include up
- 19 to nine (9) months of rental assistance;
- 20 (3) assisting veterans in finding and using available federal
- 21 and state resources;
- 22 (4) providing therapeutic services; and
- 23 (5) providing job training and job search assistance.
- 24 (b) The commission shall expend the money in the fund
- 25 exclusively to provide grants to qualified entities to be used for
- 26 services as described in subsection (a).
- 27 (c) The fund shall be administered by the commission.
- 28 (d) The fund consists of the following:
- 29 (1) Appropriations made by the general assembly.
- 30 (2) Donations to the fund.
- 31 (3) Interest.
- 32 (4) Money transferred to the fund as described in
- 33 IC 4-30-16-3(a)(3).
- 34 (5) Money from any other source authorized or appropriated
- 35 for the fund.
- 36 (e) Money in the fund at the end of a state fiscal year does not
- 37 revert to the state general fund or to any other fund.
- 38 Sec. 8. The commission shall adopt rules under IC 4-22-2 for the
- 39 provision of grants under this chapter. The rules adopted under
- 40 this section must address the following:
- 41 (1) Application procedures.
- 42 (2) Eligibility criteria.



- 1 **(3) Selection procedures.**
- 2 **(4) A consideration of the extent to which a qualified entity**
- 3 **has used assistance available from other assistance programs**
- 4 **before assistance may be provided to the qualified entity from**
- 5 **the fund.**
- 6 **(5) Department oversight and verification of use of funds**
- 7 **received by qualified entities.**
- 8 **(6) Other areas in which the department determines that rules**
- 9 **are necessary to ensure the uniform administration of the**
- 10 **grant program under this chapter.**
- 11 **Sec. 9. The director shall establish the capability to receive**
- 12 **donations to the fund from the public on the department's Internet**
- 13 **web site.**
- 14 **Sec. 10. This chapter expires June 30, 2020.**



COMMITTEE REPORT

Madam President: The Senate Committee on Veterans Affairs and The Military, to which was referred Senate Bill No. 517, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 7, delete "Beginning January 1, 2018, the scratch off game described" and insert "**The scratch off game described in subsection (a) must be available during the entire calendar year.**

(c) Forty percent (40%) of the profits from the sale of tickets for the scratch off game described in subsection (a) must be deposited in the veterans homelessness assistance fund established by IC 10-17-16-7. This section expires June 30, 2020.

SECTION 2. IC 4-30-10-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 3. **(a)** Each retailer is liable to the commission for any and all tickets accepted or generated by an employee or representative of that retailer. These tickets are considered to have been purchased by the retailer, unless returned to the commission within the time and in the manner prescribed by the commission.

(b) Except as provided in subsection (c), all money received by retailers from the sale of lottery tickets, less the amount retained as compensation for the sale of the tickets and the amount paid out as prizes by the retailer, shall be held in trust until its delivery to the commission or electronic transfer to the administrative trust fund.

(c) Forty percent (40%) of the profits from the sale of tickets for a scratch off game established under IC 4-30-3-20 shall be held in trust until its delivery to the commission for deposit in or electronic transfer to the veterans homelessness assistance fund established by IC 10-17-16-7. This subsection expires June 30, 2020.

SECTION 3. IC 4-30-15-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 1. **(a)** There is created an administrative trust fund to be administered by the commission in accordance with this article.

(b) Except as provided in subsection (c), all money received by the commission shall be deposited into the fund. All money in the fund is continually appropriated to the commission for the purposes specified in this article.

(c) The commission shall deposit forty percent (40%) of the profits from the sale of tickets for a scratch off game established under IC 4-30-3-20 in the veterans homelessness assistance fund



established by IC 10-17-16-7. This subsection expires June 30, 2020."

Page 1, delete lines 8 through 17.

Page 2, delete lines 1 through 35.

Page 4, after line 23, begin a new paragraph and insert:

"Sec. 10. This chapter expires June 30, 2020."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass and be reassigned to the Senate Committee on Tax and Fiscal Policy.

(Reference is to SB 517 as introduced.)

DELPH, Chairperson

Committee Vote: Yeas 9, Nays 0.

