

116TH CONGRESS
1ST SESSION

H. R. 5502

To remove Federal barriers regarding the offering of mobile sports wagers on Indian lands when the applicable State and Indian Tribe have reached an agreement, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 19, 2019

Mr. BRINDISI (for himself, Mr. KATKO, Mr. HIGGINS of New York, and Mr. GOSAR) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To remove Federal barriers regarding the offering of mobile sports wagers on Indian lands when the applicable State and Indian Tribe have reached an agreement, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Removing Federal
5 Barriers to Offering of Mobile Sports Wagers on Indian
6 Lands Act”.

7 **SEC. 2. DEFINITIONS.**

8 For the purposes of this Act—

1 (1) the term “interactive sports wagering plat-
2 form” means a person or entity to the extent such
3 person or entity offers lawful sports wagering over
4 the internet, including through an internet website
5 or mobile application; and

6 (2) the term “sports wager” means the staking
7 or risking by any person of something of value upon
8 the outcome of a sporting event, including the out-
9 come of any portion or aspect thereof, upon an
10 agreement or understanding that the person or an-
11 other person shall receive something of value in the
12 event of a certain outcome.

13 **SEC. 3. IGRA SPORTS WAGERS.**

14 For purposes of the Indian Gaming Regulatory Act
15 (25 U.S.C. 2701 et seq.) only, a sports wager made
16 through an interactive sports wagering platform shall be
17 deemed to be made at the physical location of the server
18 or other computer equipment used to accept the sports
19 wager.

20 **SEC. 4. PRESERVATION OF STATES’ RIGHTS.**

21 With respect to a sports wager accepted through a
22 server or other equipment located on Indian lands (as de-
23 fined in section 4 of the Indian Gaming Regulatory Act
24 (25 U.S.C. 2703)), the sports wager shall be considered
25 to be exclusively occurring on Indian lands if—

1 (1) the person placing the sports wager and the
2 server or other computer equipment through which
3 the sports wager is accepted are in the same State;
4 and

5 (2) the applicable State and Indian Tribe have
6 entered into a Tribal-State compact under the In-
7 dian Gaming Regulatory Act authorizing the placing
8 of sports wagers through interactive sports wagering
9 platforms.

10 **SEC. 5. MANAGEMENT AGREEMENTS.**

11 Section 12 of the Indian Gaming Regulatory Act (25
12 U.S.C. 2711) is amended by adding at end the following:

13 “(j) Subsection (b)(5) and subsection (e) shall not
14 apply to a management contract entered into between an
15 Indian Tribe and a person or entity to the extent such
16 person or entity offers lawful sports wagering over the
17 internet, including through an internet website or mobile
18 application.”.

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