

## **IC 4-31-7**

### **Chapter 7. Pari-Mutuel Wagering**

#### **IC 4-31-7-1**

##### **Designated grounds, enclosures, and facilities**

Sec. 1. (a) A person holding a permit to conduct a horse racing meeting or a license to operate a satellite facility may provide a place in the racing meeting grounds or enclosure or the satellite facility at which the person may conduct and supervise the pari-mutuel system of wagering by patrons of legal age on the horse races conducted or simulcast by the person. The person may not permit or use:

- (1) another place other than that provided and designated by the person; or
- (2) another method or system of betting or wagering.

However, a permit holder licensed to conduct gambling games under IC 4-35 may permit wagering on slot machines at a racetrack as permitted by IC 4-35.

(b) Except as provided in section 7 of this chapter and IC 4-31-5.5, the pari-mutuel system of wagering may not be conducted on any races except the races at the racetrack, grounds, or enclosure for which the person holds a permit.

*As added by P.L.341-1989(ss), SEC.2. Amended by P.L.24-1992, SEC.21; P.L.233-2007, SEC.8.*

#### **IC 4-31-7-2**

##### **Age restrictions**

Sec. 2. (a) A person less than eighteen (18) years of age may not wager at a horse racing meeting.

(b) A person less than eighteen (18) years of age may not enter the grandstand, clubhouse, or similar areas of a racetrack at which wagering is permitted unless accompanied by a person who is at least twenty-one (21) years of age.

(c) A person less than eighteen (18) years of age may not enter a satellite facility.

(d) Except as provided by IC 4-35-7-2, a person less than twenty-one (21) years of age may not enter the area of a racetrack in which gambling games are conducted under IC 4-35.

*As added by P.L.341-1989(ss), SEC.2. Amended by P.L.24-1992, SEC.22; P.L.25-1996, SEC.1; P.L.233-2007, SEC.9.*

#### **IC 4-31-7-3**

##### **Equipment requirements**

Sec. 3. (a) The following equipment must be provided and maintained in good working order at each permit holder's racetrack or satellite facility, as applicable:

- (1) A totalizator for win, place, and show wagering. The totalizator must:
  - (A) be of a design approved by the commission;
  - (B) be capable of registering by automatic mechanical, electric, or electronic means on central aggregators all

wagers made on each horse, entry, or the field in each of the win, place, and show pools;

(C) display the totals wagered in a manner that permits ready tabulation and recording of those totals by the commission's representative before they are cleared from the central aggregators; and

(D) display to the public on a board running totals of amounts wagered in each of the win, place, and show pools on each entry in each race.

(2) A telephone system connecting the judges' stand with the office of the pari-mutuel plant and any other stations considered necessary by the commission.

(3) A system of bells that shall be rung from the judges' stand to signal the close of wagering.

(4) A button in the judges' stand that, when pressed, will lock ticket-issuing machines and close wagering for each race.

(b) In addition to the requirements of subsection (a), a permit holder may conduct exotic wagering only by the use of automatic mechanical, electric, or electronic devices that:

(1) print and issue tickets evidencing individual wagers;

(2) locally print a permanent record of the tickets issued by each machine or register on central aggregators by automatic mechanical, electric, or electronic means the total dollar value of those tickets; and

(3) permit ready tabulation and recording of those figures by the commission's representative before they are cleared from the central aggregators.

*As added by P.L.341-1989(ss), SEC.2. Amended by P.L.24-1992, SEC.23.*

#### **IC 4-31-7-4**

##### **Computer system safeguards**

Sec. 4. The commission may require safeguards on the performance of a permit holder's computer systems and may require the permit holder to install equipment that will provide a complete analysis of the functioning of those computer systems.

*As added by P.L.341-1989(ss), SEC.2.*

#### **IC 4-31-7-5**

##### **Records of wagering**

Sec. 5. (a) Each permit holder shall maintain complete records of all wagering so the commission may ascertain for any race:

(1) the opening line and subsequent odds fluctuations;

(2) the amount of wagers;

(3) at which window wagers were placed on a betting interest; and

(4) any other information that the commission may require.

(b) A permit holder shall retain the records required by subsection (a) for at least one (1) year after the close of each horse racing meeting and may not destroy those records without the permission of

the commission.  
*As added by P.L.341-1989(ss), SEC.2.*

**IC 4-31-7-6**  
**Security officers**

Sec. 6. At all racetracks where the wagering averages fifteen thousand dollars (\$15,000) or more each day on which pari-mutuel wagering is conducted, the permit holder shall employ or engage the services of at least one (1) security officer in uniform to be on duty during racing hours and stationed in front of the mutuel department in close proximity to the information window.

*As added by P.L.341-1989(ss), SEC.2. Amended by P.L.24-1992, SEC.24.*

**IC 4-31-7-7**  
**Televised simulcasts**

Sec. 7. (a) As used in this section, "live racing day" means a day on which at least eight (8) live horse races are conducted.

(b) Upon request by a permit holder from time to time, the commission may authorize the permit holder to conduct pari-mutuel wagering at the permit holder's racetrack on televised simulcasts of horse races from other racetracks in Indiana or in other states or countries where horse racing and wagering are permitted by law. The commission may adopt rules regarding simulcasting. A permit holder that conducts at least one hundred twenty (120) live racing days annually may request an unlimited number of days of simulcasting per year. However, the requirement for one hundred twenty (120) live racing days does not apply if the commission determines that the permit holder is prevented from conducting live horse racing as a result of a natural disaster or other event over which the permit holder has no control. In addition, if the initial racing meeting conducted by a permit holder commences at such a time as to make it impractical to conduct one hundred twenty (120) live racing days during the permit holder's first year of operations, the commission may authorize the permit holder to conduct simulcast wagering during the first year of operations with fewer than one hundred twenty (120) live racing days. A permit holder that conducts fewer than one hundred twenty (120) live racing days annually may request permission to conduct simulcasting only during the hours on a racing day when racing is being conducted at the permit holder's racetrack. The televised simulcasts must comply with the Interstate Horse Racing Act of 1978 (15 U.S.C. 3001 et seq.).

(c) A permit holder that conducts simulcasts on a day that is not a live racing day may not simulcast races conducted in other states unless the permit holder also simulcasts all available races conducted in Indiana on that day.

*As added by P.L.341-1989(ss), SEC.2. Amended by P.L.24-1992, SEC.25.*

**IC 4-31-7-8**

### **Interstate combined wagering pools**

Sec. 8. (a) As used in this section, "host facility" means:

- (1) the racetrack at which the horse race is run; or
- (2) the facility that is designated as the host facility if the horse race is run in a jurisdiction that is not participating in the interstate combined wagering pool.

(b) As used in this section, "host jurisdiction" means the jurisdiction in which the host facility is located.

(c) As used in this section, "interstate combined wagering pool" means a pari-mutuel pool established in one (1) jurisdiction that is combined with comparable pari-mutuel pools from at least one (1) other horse racing jurisdiction.

(d) As used in this section, "racing jurisdiction" or "jurisdiction" means a governmental jurisdiction that is responsible for the regulation of pari-mutuel wagering in that jurisdiction and is a member of the Association of Racing Commissioners International.

(e) Notwithstanding any other law, the commission may authorize a permit holder to participate in an interstate combined wagering pool that is established for the purpose of establishing payoff prices in the various jurisdictions. When such a permit holder participates in an interstate combined wagering pool, the permit holder may adopt the take-out of the host jurisdiction or facility.

(f) The commission may approve types of wagering, distribution of winnings, and rules of racing for interstate combined wagering pools that are different from those that normally apply in Indiana.

(g) The commission may do the following:

- (1) Allow a permit holder to use at least one (1) of the permit holder's races for an interstate combined wagering pool at locations outside the commission's jurisdiction.
- (2) Allow pari-mutuel pools in other states to be combined with pari-mutuel pools in Indiana for the purpose of establishing an interstate combined wagering pool.

(h) A permit holder's participation in a combined interstate wagering pool does not cause that permit holder to be considered to be doing business in any jurisdiction other than the jurisdiction in which the permit holder is physically located.

(i) Pari-mutuel taxes or commissions may not be imposed on any amounts wagered in an interstate combined wagering pool other than amounts wagered in Indiana.

(j) Breakage for interstate combined wagering pools shall be calculated in accordance with the statutes or rules of the host jurisdiction and must be distributed among the participating jurisdictions in a manner agreed to among the jurisdictions.

(k) All wagers accepted by a satellite facility on races originating from a racetrack in Indiana shall be transmitted to the racetrack for inclusion in the racetrack's appropriate wagering pool for the purpose of calculating payoffs to bettors.

*As added by P.L.24-1992, SEC.26.*

**Persons prohibited from wagering**

Sec. 9. (a) After December 31, 2013, the following individuals may not wager on horse racing at a licensed facility:

- (1) A member of the commission.
- (2) An employee of the commission.
- (3) A racing official.
- (4) The spouse of any individual listed in subdivisions (1) through (3).

(b) A person who knowingly or intentionally violates this section commits a Class A misdemeanor.

*As added by P.L.221-2013, SEC.3. Amended by P.L.210-2013, SEC.3.*

**IC 4-31-7-10**

**Approval of limited mobile gaming systems**

Sec. 10. (a) A permit holder may request approval from the commission to use a limited mobile gaming system in the pari-mutuel wagering conducted at the following facilities operated by the permit holder:

- (1) A satellite facility.
- (2) A simulcast facility located at the permit holder's racetrack.

(b) The commission may approve the use of a limited mobile gaming system to allow a patron to wager on pari-mutuel horse racing while present in a facility described in subsection (a). A patron may not transmit a wager using a mobile gaming device while present in any other location.

*As added by P.L.229-2013, SEC.6.*