

IC 4-35-9

Chapter 9. Penalties

IC 4-35-9-1

Application of chapter

Sec. 1. This chapter applies only to gambling games authorized under this article.

As added by P.L.233-2007, SEC.21.

IC 4-35-9-2

Aiding, inducing, or causing an underage person to enter; Class A misdemeanor

Sec. 2. A person who knowingly or intentionally aids, induces, or causes a person who is:

- (1) less than twenty-one (21) years of age; and
- (2) not an employee of a licensee;

to enter or attempt to enter the licensee's gambling game facility commits a Class A misdemeanor.

As added by P.L.233-2007, SEC.21. Amended by P.L.255-2015, SEC.52.

IC 4-35-9-3

Repealed

(As added by P.L.233-2007, SEC.21. Repealed by P.L.158-2013, SEC.74.)

IC 4-35-9-3.5

Underage entry

Sec. 3.5. (a) A person who:

- (1) is not an employee of a licensee;
- (2) is less than twenty-one (21) years of age; and
- (3) enters the licensee's gambling game facility;

commits a Class C infraction.

(b) A person who:

- (1) is not an employee of a licensee;
- (2) is less than twenty-one (21) years of age; and
- (3) attempts to enter the licensee's gambling game facility;

commits a Class C infraction.

As added by P.L.158-2013, SEC.75. Amended by P.L.255-2015, SEC.53.

IC 4-35-9-4

Other Class A misdemeanors

Sec. 4. A person who knowingly or intentionally:

- (1) makes a false statement on an application submitted under this article;
- (2) conducts a gambling game in a manner other than the manner required under this article; or

(3) wagers or accepts a wager at a location other than a licensee's gambling game facility;
commits a Class A misdemeanor.
As added by P.L.233-2007, SEC.21. Amended by P.L.255-2015, SEC.54.

IC 4-35-9-5

Level 6 felonies

Sec. 5. A person who knowingly or intentionally does any of the following commits a Level 6 felony:

- (1) Offers, promises, or gives anything of value or benefit:
 - (A) to a person who is connected with a licensee, including an officer or employee of a licensee; and
 - (B) under an agreement to influence or with the intent to influence:
 - (i) the actions of the person to whom the offer, promise, or gift was made in order to affect or attempt to affect the outcome of a gambling game; or
 - (ii) an official action of a commission member.
- (2) Solicits, accepts, or receives a promise of anything of value or benefit:
 - (A) while the person is connected with a licensee, including as an officer or employee of a licensee; and
 - (B) under an agreement to influence or with the intent to influence:
 - (i) the actions of the person to affect or attempt to affect the outcome of a gambling game; or
 - (ii) an official action of a commission member.
- (3) Uses or possesses with the intent to use a device to assist in:
 - (A) projecting the outcome of a gambling game;
 - (B) analyzing the probability of the occurrence of an event related to a gambling game; or
 - (C) analyzing the strategy for playing or betting to be used in a gambling game, except as permitted by the commission.
- (4) Cheats at a gambling game.
- (5) Manufactures, sells, or distributes any game or device that is intended to be used to violate this article.
- (6) Alters or misrepresents the outcome of a gambling game on which wagers have been made after the outcome is made sure but before the outcome is revealed to the players.
- (7) Places a bet on the outcome of a gambling game after acquiring knowledge that:
 - (A) is not available to all players; and
 - (B) concerns the outcome of the gambling game that is the subject of the bet.
- (8) Aids a person in acquiring the knowledge described in subdivision (7) to place a bet contingent on the outcome of a gambling game.

(9) Claims, collects, takes, or attempts to claim, collect, or take money or anything of value in or from a gambling game:

(A) with the intent to defraud; or

(B) without having made a wager contingent on winning a gambling game.

(10) Claims, collects, or takes an amount of money or a thing of value that is of greater value than the amount won in a gambling game.

(11) Uses or possesses counterfeit tokens in or for use in a gambling game.

(12) Possesses a key or device designed for:

(A) opening, entering, or affecting the operation of a gambling game, a drop box, or an electronic or a mechanical device connected with the gambling game; or

(B) removing coins, tokens, or other contents of a gambling game.

This subdivision does not apply to a licensee or an employee of a licensee acting in the course of the employee's employment.

(13) Possesses materials used to manufacture a slug or device intended to be used in a manner that violates this article.

As added by P.L.233-2007, SEC.21. Amended by P.L.158-2013, SEC.76.

IC 4-35-9-6

Persons prohibited from wagering

Sec. 6. (a) The following individuals may not wager on gambling games at a facility licensed under this article:

(1) A member of the commission.

(2) An employee of the commission.

(3) The spouse of any individual listed in subdivisions (1) and (2).

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

As added by P.L.221-2013, SEC.5.