

TITLE 68 INDIANA GAMING COMMISSION

Proposed Rule

LSA DOCUMENT # 25-

DIGEST

Adds 68 IAC 21-8-10.5, 68 IAC 21-8-15.5, 68 IAC 21-10.5, and 68 IAC 21-10.7, and amends 68 IAC 21-8-11, 68 IAC 21-8-14, and 68 IAC 21-10-9 regarding charity gaming, electronic pull tabs, and electronic raffles. Effective upon filing with the Publisher. Statutory authority: IC 4-32.3-3-3.

SECTION 1. 68 IAC 21-8-10.5 IS ADDED TO READ AS FOLLOWS

Rule 21-8-10.5 “Electronic Raffle Software System, Web Application, Method, or Process” Defined

68 IAC 21-8-10.5 “Electronic raffle software system, web application, method, or process” Defined

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 10.5. “Electronic raffle software system, web application, method, or process” means the hardware, software, software applications, internet, cellular, or Wi-Fi connected devices and associated devices that enable raffles to be conducted entirely by electronic means, with rights to participate sold electronically by workers, operators, and volunteer ticket agents of the organization conducting the raffle, that generate a unique electronic entry to the raffle that is the equivalent of a paper ticket, each an electronic ticket which may be delivered to the purchaser electronically, recorded in the electronic raffle software system, web application, method, or process as eligible entries or rights to participate, and winners determined by random drawing from all electronic entries or rights to participate. (*Indiana Gaming Commission; 68 IAC 21-8-10.5*)

SECTION 2. 68 IAC 21-8-11 IS AMENDED TO READ AS FOLLOWS

Rule 21-8-11 “Flare” Defined

68 IAC 21-8-11 “Flare” Defined

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 12.5. “Flare” means the board or placard, or, in the case of an electronic pull tab game, an electronic representation of a board or placard, enclosed with or accompanying each punchboard or deal of pull tabs and tip boards. The flare must include the prize structure for the game, which includes the number of winning pull tabs by denomination and their respective winning symbol or symbols or number or numbers combination. If the seal card serves as the game flare, it must contain the information required by this definition and IC 4-32.3-2-16.5, unless the manufacturer provides an additional flare containing the required information. In the case of an electronic pull tab game, the electronic representation of the flare may include a separate information screen that is immediately available to the player at all times during game play. that has printed on, or affixed to it, the following information:

(1) The name of the game.

(2) The manufacturer's name or distinctive logo.

- ~~(3) The game form number.~~
- ~~(4) The ticket count.~~
- ~~(5) The prize structure for the game, which includes the number of winning pull tabs by denomination and their respective winning symbol or symbols or number or numbers combination.~~
- ~~(6) The cost per ticket.~~
- ~~(7) The serial number of the game.~~
- ~~(8) If the seal card serves as the game flare, it must contain the information required in subdivisions (1) through (7), unless the manufacturer provides an additional flare containing the required information.~~

SECTION 3. 68 IAC 21-8-11 IS ADDED TO READ AS FOLLOWS

Rule 21-8-12.5 “Jackpot Credit Voucher” Defined

68 IAC 21-8-12.5 “Jackpot credit voucher” Defined

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 12.5. “Jackpot credit voucher” means a credit voucher awarded to an electronic pull tab game participant for a prize of two hundred fifty dollars (\$250) or more from a single electronic pull tab game. A jackpot credit voucher may be awarded in the form of a printed voucher or an electronic credit. Redemption of a jackpot credit voucher is subject to the requirements of 68 IAC 21-10-9(g) and 68 IAC 21-10.5-6.

SECTION 4. 68 IAC 21-8-14 IS AMENDED TO READ AS FOLLOWS

Rule 21-8-14 “Licensed Supply” Defined

68 IAC 21-8-14 “Licensed supply” Defined

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 14. “Licensed supply” in addition to the items identified in IC 4-32.3-2-22, means any supplies, devices, or equipment critical to the conduct of any gaming activities at an allowable activity, including the following:

- (1) Roulette and any other prize wheels.
- (2) Bingo equipment.
- (3) Seal cards.
- (4) Tip board tickets.
- (5) Dispensing devices.
- (6) Sports-themed tip boards and pull tab games.
- (7) Pull tabs, including electronic pull tab devices, electronic pull tab games, and electronic pull tab systems.
- (8) Electronic raffle software systems, web applications, methods, or processes.
- ~~(7)~~ (9) Any other gaming materials designed to be used in and necessary to conduct an allowable activity and specified by the executive director or commission.

SECTION 5. 68 IAC 21-8-15.5 IS ADDED TO READ AS FOLLOWS:

Rule 21-8-15.5 “Raffle Sales Unit” Defined

68 IAC 21-8-15.5 "Raffle sales unit" Defined

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 15.5. "Raffle sales unit" means a portable or wireless device, a remote hardwired connected device, or a standalone cashier station connected to an electronic raffle software system, web application, method, or process that is used as a point of sale for raffle tickets. *(Indiana Gaming Commission; 68 IAC 21-8-15.5)*

SECTION 6. 68 IAC 21-10-9 IS AMENDED TO READ AS FOLLOWS:

Rule 21-10-9 Conducting An Allowable Activity

68 IAC 21-10-9 Conducting an allowable activity

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 9. (a) With the exception of activities taking place under a festival license, an allowable activity must begin and end within a period of twenty-four (24) consecutive hours.

(b) A qualified organization may not conduct more than six (6) casino game night single activities per calendar year.

(c) Except for a festival, an organization must not pay more than five hundred dollars (\$500) per activity in total for personal property that may be used by the organization to conduct the activity. This includes the rental of tables, chairs, and related equipment owned and leased by the lessor that is leasing the facility to the qualified organization for an allowable activity. The rental of tangible personal property cannot be based on the revenue generated by the event. For a festival event, the five hundred dollar (\$500) limitation applies only to the rental of gambling-related equipment and supplies.

(d) Pull tabs cannot be sold under this article unless a flare accompanies the deal. Flare shall not be altered or defaced.

(e) Except for selling tickets or chances in a raffle, an organization may not permit a person less than eighteen (18) years of age to play or participate in an allowable event activity. However, a qualified organization may allow a person less than eighteen (18) years of age to play or participate in nongaming activities associated with an allowable event activity.

(f) An organization may employ not more than three (3) nonmember Indiana law enforcement officers or private detectives properly licensed in Indiana to perform security services during an allowable activity. An organization may not use more than three (3) security personnel, unless the organization has prior written approval of the executive director or the executive director's designee.

(g) To pay out a pull tab, punchboard, or tip board prize valued at two hundred fifty dollars (\$250) or more, an organization shall comply with the following:

(1) The winner must provide the following to the organization:

(A) The winner's printed name.

(B) The winner's signature.

(C) The winner's date of birth.

(2) The organization awarding the prize must verify the identity of the winner using any reasonable means the organization considers necessary.

(h) A charitable organization may not conduct an allowable activity on or through the Internet. **However, an organization may utilize the internet in conjunction with an electronic raffle software system, web application, method, or process for the sale and purchase of raffle tickets pursuant to Ind. Code 4-32.3-5-24.5 and 68 IAC 21-10.7-1.**

(i) Except as authorized by this rule or otherwise authorized by the commission, no organization shall conduct any allowable activity in which the winner of a prize is determined, in whole or in part, on a sporting event.

(j) A qualified organization may conduct sports-themed tip boards and pull tab games in which the outcome is determined, in whole or in part, on a sporting event, subject to the following requirements:

- (1) The sports-themed tip board or pull tab game and any flare accompanying the board or game must be prominently posted while the board or game is in play.
- (2) Use with high school or amateur sporting events is prohibited.
- (3) Before a sports-themed tip board or pull tab game is put into play, the name or description of the sporting event, date of the sporting event, and selling price for each square, chance, or spot must be printed legibly in permanent ink on the grid or board.
- (4) Unless tickets are utilized, the maximum selling price for a square, chance, or spot is ten dollars (\$10).
- (5) Seals or other opaque material covering the scores or outcomes may not be opened or removed until all the grid chances or spots have been sold. Any unsold squares, chances, or spots must be marked "VOID" in permanent ink before the seals or opaque material can be opened or removed.
- (6) Winning squares, chances, or spots must be marked "paid" in permanent ink after the player claims the player's prize.

(k) A qualified organization conducting an allowable activity must conduct its own winning draws.

(l) Under an annual license, a qualified organization may sell pull tabs, punchboards, or tip boards at any time on the premises owned or leased by the organization, or donated to the qualified organization, and regularly used for the activities of the qualified organization.

(m) For purposes of determining whether an allowable activity is exempt from licensure or whether any prize limit is applicable, a qualified organization must use the fair market retail value of any noncash prize awarded to a winner of the allowable activity to determine the applicable prize payout for the allowable activity.

(n) Except for a candidate's committee, a convention license, and an exempt event, an organization must deposit gaming proceeds from an allowable activity into its separate and segregated checking account within five (5) business days after receipt of the proceeds or the conclusion of the event, whichever is earlier. Monies deposited into the separate and segregated checking account must not be transferred into another account.

(o) Except as permitted under IC 4-32.3-5-11, an operator or worker may never purchase a chance in an allowable activity on the same day that they served as an operator or worker for the organization conducting the allowable activity.

SECTION 7. 68 IAC 21-10.5 IS ADDED TO READ AS FOLLOWS:

Rule 10.5. Electronic Pull Tabs

68 IAC 21-10.5-1 Central computer system requirements

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 1. (a) An electronic pull tab system's central computer system shall be dedicated to electronic accounting, reporting, presentation, randomization, and transmission of electronic pull tabs to electronic pull tab devices. It shall also be capable of generating the data necessary to provide reports required by 68 IAC 21-11 or otherwise specified by the commission.

(b) An electronic pull tab system's central computer system may be used to record the data used to verify game play and to configure and perform security checks on electronic pull tab devices, if the functions do not affect the security, integrity, or outcome of any game and meet the requirements established in this administrative regulation regarding program storage devices.

(c) The electronic pull tab system's central computer system shall maintain a printable, permanent record of all transactions involving each device and each closed electronic pull tab game played on each device.

(d) An electronic pull tab system's central computer system shall provide a means for terminating a game set if information about electronic pull tabs in an open game set has been accessed, or if the commission determines there has been a breach of game security. Traceability of unauthorized access including time and date, users involved, and any other relevant information shall be available. *(Indiana Gaming Commission; 68 IAC 21-10.5-1)*

68 IAC 21-10.5-2 Electronic pull tab device requirements

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 2. (a) An electronic pull tab device shall only be capable of facilitating the play of an electronic pull tab game offered by a qualified organization.

(b) The available games, flare, and rules of play shall be displayed on the electronic pull tab device's video screen. Rules of play shall include all winning combinations.

(c) Any number of game themes may be selectable for play on any given electronic pull tab device. Only one of the game themes shall be playable at any given time.

(d) An electronic pull tab device shall be clearly labeled so as to inform the public that no one younger than 18 years of age is allowed to play. This label may be displayed on an electronic screen of the device or may be affixed to the device as a placard or sticker.

(e) An electronic pull tab device shall not be capable of displaying any game play animations while in an idle state. An electronic pull tab device may use simple display elements or screen savers to prevent monitor damage.

(f) An electronic pull tab device shall not have hardware or software that determines the outcome of any electronic pull-tab, produce its own outcome, or affect the order of electronic pull-tabs as dispensed from the electronic pull tab system's central computer system. The

game outcome shall be determined by the electronic pull tab system's central computer system as outlined within this chapter.

(g) An electronic pull tab device is subject to the safety requirements contained in 68 IAC 2-6-12. Electrical parts, mechanical parts, and design principles of the electronic pull tab device must not subject the player to physical hazards.

68 IAC 21-10.5-3 Electronic pull tab game requirements

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 3. (a) The results of the electronic pull-tab game shall be shown to the player using a video display. The reveal of these results is subject to IC 4-32.3-5-16.5(5) and (6). For the purposes of the reveal, numbers or symbols dropping or falling down from the top of the screen and disappearing will not be considered to be spinning wheels resembling a slot machine. The reveal may not resemble any game outlined in 68 IAC Rule 10 or any game approved for use on an electronic gaming device in an Indiana casino.

(b) If an electronic pull tab game contains a bonus round that simulates the opening of additional tickets, then the following disclaimer shall be displayed in a conspicuous manner in the player interface of the electronic pull tab device every time the player wins a supplemental tab or on the flare or help screen: "Tabs that appear in (name of the bonus round) do not represent equal or separate chances to win. The supplemental tabs are utilized to reveal the value of the initial, winning pull tab ticket incrementally. These supplemental tabs appear for entertainment value only."

(c) For seal card games with progressive prizes, the qualified organization must inform the player how winners will be publicly declared and announced, and how winners will be privately notified.

(d) Each individual row and column of an electronic pull tab ticket must be manually activated, pursuant to IC 4-32.3-5-16.5(8), with a separate and distinct action, before a single row or column of symbols is revealed.

(e) In the event that an electronic pull tab game ticket rewards a player with a prize valued at two hundred fifty dollars (\$250) or more, the electronic pull tab game must immediately award a "jackpot credit voucher" for the redemption of this prize. This "jackpot credit voucher" may only be redeemed in person as described in 68 IAC 21-10.5-6.

(Indiana Gaming Commission; 68 IAC 21-10.5-3)

68 IAC 21-10.5-4 Certification testing and ongoing testing for electronic pull tab systems

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 4. (a) An electronic pull tab system, electronic pull tab device, or electronic pull tab game shall not be sold, leased, or otherwise furnished to any person in the State of Indiana for use in the conduct of gaming activities described in Ind. Code 4-32.3-5-16.5 until an identical system or equipment containing identical software has been submitted to an Indiana approved authorized independent testing laboratory for certification testing under 68 IAC 2-6-3.

(b) An electronic pull tab system, electronic pull tab device, or electronic pull tab game may be made available for play by a qualified organization once the commission has acknowledged

receipt of the certification report for the system, game, or device stating that it complies with Indiana law, all applicable commission regulations and standards, and any applicable technical standards adopted by the authorized independent testing laboratory and not disapproved by the commission.

(c) Each distributor of an electronic pull tab system shall, within ninety (90) days of distributing an electronic pull tab system to a Qualified Organization and every two years thereafter, perform a system integrity and security assessment of the electronic pull tab system and its associated devices and equipment conducted by an independent professional selected by the distributor and subject to approval of the executive director or executive director's designee. The independent professional's report on the assessment shall be submitted to the Commission and shall include:

- (1) Scope of review;
 - (2) Name and company affiliation of the individual(s) who conducted the assessment;
 - (3) Date of assessment;
 - (4) Findings;
 - (5) Recommended corrective action, if applicable; and
 - (6) The distributor's response to the findings and recommended corrective action.
- (Indiana Gaming Commission; 68 IAC 21-10.5-4)*

68 IAC 21-10.5-5 Electronic pull tab device identification

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 5. (a) An electronic pull tab device shall have a permanently affixed device identifier that cannot be removed without leaving evidence of tampering. This device identifier shall be affixed to the exterior of the electronic pull tab device and shall include the following information:

- (1) The manufacturer name;
- (2) A unique serial number;
- (3) The electronic pull tab device model number;
- (4) The date of manufacture; and
- (5) Any other information required by the commission.

(b) A manufacturer, distributor, and qualified organization must maintain a record for each electronic pull tab device in its possession that includes the serial number of the device and the testing laboratory certification approval number for the device pursuant to 68 IAC 21-10.5-3. *(Indiana Gaming Commission; 68 IAC 21-10.5-5)*

68 IAC 21-10.5-6 Purchasing pull tabs; redemption

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 6. (a) A player shall purchase or otherwise obtain access to an electronic pull tab device for purchase of electronic pull tabs during the current charitable gaming session by inserting currency into the gaming device, by inserting a credit voucher obtained from the qualified organization conducting the electronic pull tab activity, or by the entry of a code which has been provided by the qualified organization conducting the electronic pull tab activity.

(b) An electronic pull tab device may incorporate an attached bill validator, which shall be constructed to ensure proper handling of inputs that protect against vandalism, abuse, or fraudulent activity. A bill validator shall only accept United States paper currency or a valid credit voucher to initiate play.

(c) A player may redeem a credit voucher by inserting it into a redemption kiosk or by exchanging it for currency with an operator assigned to this gaming function. Credit vouchers must be redeemed at the same facility or location in which they are awarded.

(d) A jackpot credit voucher may not be redeemed via a redemption kiosk, and may only be redeemed in person, in order to allow for the information collection and identity verification required by 68 IAC 21-10-9(g).

(e) A redemption kiosk used in conjunction with an electronic pull tab system is considered to be a part of the electronic pull tab system for the purpose of certification testing and ongoing testing pursuant to 68 IAC 21-10.5-3. A redemption kiosk may only offer functionality to redeem credit vouchers obtained from an electronic pull tab device of the qualified organization where the redemption kiosk is located.

(f) A qualified organization is solely responsible for filling and maintaining currency in a redemption kiosk at its facility or location.

(Indiana Gaming Commission; 68 IAC 21-10.5-6)

68 IAC 21-10.5-7 Equipment located in Indiana

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 7. (a) All equipment used to facilitate the distribution, play, or redemption of electronic pull tabs shall be physically located within the boundaries of the State of Indiana. Electronic pull tab devices, site systems if used, point of sale stations, and all secondary components shall be located on the premises where the charitable gaming session is being held.

(b) Movements of any electronic pull tab device must be in accordance with this rule. Qualified organizations, manufacturers and distributors must comply with the rule before electronic pull tab devices are transported:

- (1) from a point outside of Indiana into the state of Indiana;
- (2) from a point within Indiana to a point outside of Indiana; or
- (3) within Indiana.

(c) Transportation notification is not required for the movement of an electronic pull tab device within a qualified organization.

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(d) At least seven (7) business days before transporting electronic pull tab devices, the person causing the movement of the electronic pull tab device shall notify the executive director, in writing, and provide the following information:

- (1) The full name, business address, and business telephone number of the following:

(A) The person selling or providing the electronic pull tab device.

(B) The ultimate owner of the electronic pull tab device if ownership is being changed in connection with the transportation of the electronic pull tab device.

- (2) The:

(A) method of transportation; and

(B) the name, business address, and business telephone number of the carrier or carriers.

(3) The full name, business address, and business telephone number of the person to whom the electronic pull tab device is being transported.

(4) The individual responsible for the shipment of the electronic pull tab device for each person listed in subdivisions (1) through (3).

(5) The destination of the electronic pull tab device if the address is different from the business address listed in subdivision (1)(B).

(6) The quantity of electronic pull tab devices being transported.

(7) A brief description of the electronic pull tab device being transported.

(8) The serial number of the electronic pull tab device.

(9) The expected date and time of the following:

(A) Delivery of the electronic pull tab device to the qualified organization.

(B) The exit of the electronic pull tab device if the device is exiting Indiana.

(10) If the origin of the electronic pull tab device being transported into Indiana is outside of the United States, the:

(A) port of exit from that jurisdiction; and

(B) point of entry into the United States.

(11) If the electronic pull tab device is being transported to a destination outside of the United States, the port of exit from the United States.

(12) The reason for the transportation of the electronic pull tab device.

(13) Upon request by the executive director, the person selling or providing the electronic pull tab device must prove that the recipient is authorized, under state and federal law, to receive the electronic pull tab device.

(e) The person receiving the electronic pull tab device must prove receipt of the electronic pull tab device if requested by the executive director.

(f) A qualified organization, manufacturer, or distributor shall submit the above information as directed by the commission. (*Indiana Gaming Commission; 68 IAC 21-10.5-7*)

68 IAC 21-10.5-8 Unauthorized modifications

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 8. A manufacturer, distributor, or charitable organization shall not add to an electronic pull tab system any software or program unless the software or program has been certified by an independent testing facility. If the commission detects or discovers an electronic pull tab system at a playing location that has been altered without authorization or is using a program or software that has not been certified by an independent testing facility, the electronic pull tab system shall be determined to have an unauthorized modification and use of the system shall cease immediately. (*Indiana Gaming Commission; 68 IAC 21-10.5-8*)

68 IAC 21-10.5-9 Security of electronic pull tab systems and devices

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 9. (a) Any element of the central computer system that holds or maintains game data, other than an electronic pull tab device or point of sale station, shall be kept in a locked and secure enclosure with limited access to designated personnel. The system shall provide a secure physical and electronic means for securing the games and game data against alteration, tampering, or unauthorized access.

(b) Connections between all components of the electronic pull tab system shall only be through use of secure communication protocols that are designed to prevent unauthorized access or tampering, employing data encryption standards or equivalent encryption with changeable seeds or algorithms. (*Indiana Gaming Commission; 68 IAC 21-10.5-9*)

68 IAC 21-10.5-10 Commission access to system

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 10. (a) The central computer system shall include a central server located in the State of Indiana that is accessible to the commission so the commission has the ability to remotely verify the operation, compliance, and internal accounting systems of the electronic pull tab system.

(b) Upon request by the commission for such access, the manufacturer shall provide remote, read only access to the electronic pull tab system and devices within twenty-four (24) hours or within another reasonable time frame established by the commission.

(c) Any reports required by Indiana Code art. 32.3 or 68 IAC art. 21 generated by the electronic pull tab system shall be capable of being downloaded or otherwise accessed via the internet by the commission. *(Indiana Gaming Commission; 68 IAC 21-10.5-10)*

68 IAC 21-10.5-11 Password protection

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 11. (a) The electronic pull tab system shall provide password protection for each qualified organization conducting electronic pull tab games using the system.

(b) An electronic pull tab system shall provide password security or other secure means of ensuring data integrity and enforcing user permissions for all system components, including the following:

(1) All programs and data files shall only be accessible via the entry of a password that shall be known only to authorized personnel;

(2) The electronic pull tab system shall have multiple security access levels to control and restrict different privilege levels;

(3) The electronic pull tab system access accounts shall be unique when assigned to the authorized personnel;

(4) The storage of passwords and PINs shall be in an encrypted, nonreversible form; and

(5) A program or report shall be available that lists all authorized users on the electronic pull tab system including their privilege level.

(c) All components of an electronic pull tab system that allow access to users, other than end-users for game play, shall have a password sign-on comprised of:

(1) A personal identification number; or

(2) a personal identification code and a personal password.

(d) The personal code or identification number and personal password described in subsection (c) may not be shared between employees or volunteers of a qualified organization. Each person accessing the system must have their own unique personal identification number or personal identification code and personal password that allows the commission to determine which individual has accessed the system. *(Indiana Gaming Commission; 68 IAC 21-10.5-11)*

68 IAC 21-10.5-12 Notification to the commission required; game termination

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 12. The commission shall be immediately notified of any of the following via IndianaEPTs@igc.in.gov;

- (1) Game termination pursuant to 68 IAC 21-10.5-1(d);
- (2) Unauthorized entry to the electronic pull tab system or electronic pull tab device;
- (3) Data alteration or significant events as described in 68 IAC 21-10.5-13.

(Indiana Gaming Commission; 68 IAC 21-10.5-12)

68 IAC 21-10.5-13 Data alteration

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 13. An electronic pull tab system shall not permit the alteration of any accounting, financial, or significant event information. Significant events shall include power resets or failures, communication loss between an electronic pull tab device and the electronic pull tab system, any award in excess of the single-win limit for an electronic pull tab, or corruption of the electronic pull tab system memory or storage. If any data is changed, an automated audit log shall be capable of being produced to document the following:

- (1) Data element altered;
- (2) Data element value prior to alteration;
- (3) Data element value after alteration; and
- (4) Time and date of alteration.

(Indiana Gaming Commission; 68 IAC 21-10.5-13)

68 IAC 21-10.5-14 Integrity verification

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 14. Electronic pull tab system software components shall be verifiable by a secure means at the system level. An electronic pull tab system shall have the ability to allow for an integrity check of the components and is required for all control programs that may affect the integrity of the electronic pull tab system. This integrity check shall provide a means for field verification of the electronic pull tab system components by the commission. *(Indiana Gaming Commission; 68 IAC 21-10.5-14)*

68 IAC 21-10.5-15 Backup requirements

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 15. (a) The electronic pull tab system shall have a medium for securely storing electronic pull tab game sets that shall be mirrored in real time by a backup medium. The electronic pull tab system shall also provide a means for storing duplicates of the game sets already transmitted to the electronic pull tab devices so as to reflect, on an ongoing basis, changes in the transmitted game sets as they occur.

(b) All storage shall be through an error checking, nonvolatile physical medium, or an equivalent architectural implementation, so that if the primary storage medium fails, the functions of the electronic pull tab system and the process of auditing those functions shall continue with no critical data loss.

(c) The database shall be stored on redundant media so that a single failure of any portion of the system shall not result in the loss or corruption of data.

(d) If there is a catastrophic failure when the electronic pull tab system cannot be restarted in any other way, it shall be possible to reload the electronic pull tab system from the last viable backup point and fully recover the contents of that backup, to consist of at least the following information:

- (1) All significant events;
- (2) All accounting information; and
- (3) Auditing information, including all open game sets and the summary of completed game

sets.

(Indiana Gaming Commission; 68 IAC 21-10.5-15)

68 IAC 21-10.5-16 Number of devices permitted

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 16. For determining the number of electronic pull tabs permitted under IC 4-32.3-5-16.7(d) within a licensed facility or location, qualified organizations shall adhere to the following:

- (1) The occupancy limit for a facility or location shall refer to the aggregate occupancy load of each area or room at a licensed facility or location, as calculated in accordance with the rules of the fire prevention and building safety commission found in 675 IAC.
- (2) The total number of electronic pull tab devices may not exceed seven (7) in any facility or location.
- (3) If a room or area at a licensed facility or location does not have an occupancy load assigned to it, that room or area may not be used for the purpose of conducting electronic pull tab gaming activities. *(Indiana Gaming Commission; 68 IAC 21-10.5-16)*

68 IAC 21-10.5-17 Restricted information

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 17. An electronic pull tab system shall not display to the player, the licensed qualified organization, or the licensed distributor the number of electronic pull tabs that remain in a game set, or the number of winners or losers that have been drawn or still remain in the game set while the game set is still open for play. Once a game set has been closed, it shall not be able to be opened for play. *(Indiana Gaming Commission; 68 IAC 21-10.5-17)*

68 IAC 21-10.5-18 Use of devices only during gaming session

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 18. The electronic pull tab system shall render unplayable the electronic pull tabs of a qualified organization once the qualified organization logs out of the system at the end of the organization's gaming session and until the qualified organization logs back onto the system at the start of the qualified organization's next scheduled gaming session. *(Indiana Gaming Commission; 68 IAC 21-10.5-18)*

68 IAC 21-10.5-19 Internal accounting system

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 19. (a) One (1) or more electronic internal accounting systems shall be required to perform recordkeeping, reporting, and other functions in support of an electronic pull tab

system. The electronic internal accounting system shall not interfere with the outcome of any gaming function.

(b) The electronic internal accounting system shall be capable of recording and retaining the following information:

and (1) The name and license number of the organization utilizing an electronic pull tab system;

(2) For each gaming session:

(A) The date and time of each log-on and log-off of the qualified organization;

(B) The total amount of all monetary transactions regarding electronic pull tab games played and electronic pull tab devices at each charitable gaming session;

(C) The total number of electronic pull tab tickets sold or provided during each charitable gaming session;

(D) The serial number of each hand-held electronic pull tab device sold or provided;

(E) The terminal number for each fixed base electronic pull tab device sold or provided;

(F) The name, serial number, price, and predetermined finite number of tickets within each game set available for play at each charitable gaming session;

(G) The total number of electronic pull tabs played from each game set at each charitable gaming session;

(H) All prize payouts for each game set per charitable gaming session; and

(I) All wagers and other information necessary to fully reconstruct a game outcome.

(c) The information required pursuant to subsection (b) of this section shall be secure and shall not be accessible for alteration. Information pertaining to the number of electronic pull tabs that remain in an open game set, or the number of winners or losers that have been drawn or still remain in an open game set shall not be accessible to the qualified organization or the licensed distributor. *(Indiana Gaming Commission; 68 IAC 21-10.5-19)*

68 IAC 21-10.5-20 Data and reporting

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 20. All data and reporting required to be available or reported by this administrative rule shall be retained and maintained in the State of Indiana and in accordance with 68 IAC 21-11. *(Indiana Gaming Commission; 68 IAC 21-10.5-20)*

68 IAC 21-10.5-21 Game randomization

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 21. (a) An electronic pull tab system shall utilize randomizing procedures in the creation of game sets for electronic pull tabs or utilize externally generated randomized game sets. After randomization, game sets may be broken into game subsets of equal size that shall be assigned a unique serial number.

(b) Winning electronic pull tabs shall be distributed randomly among all other pull tabs in a game set to eliminate any pattern between game sets, or portions of game sets.

(c) Any random number generation, shuffling, or randomization of outcomes used in connection with an electronic pull tab system shall be by use of a random number generation application that has successfully passed standard tests for randomness and unpredictability. *(Indiana Gaming Commission; 68 IAC 21-10.5-21)*

68 IAC 21-10.5-22 Inducements prohibited

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 22. (a) Prohibited inducements include, but are not limited to:

(1) Offering a key person, worker, or operator of any qualified organization that holds or is applying for a charity gaming license to conduct electronic pull tab games a position to serve as an employee, agent, ambassador, contractor or representative of, be compensated in any way by, or serve as a volunteer for, any distributor or manufacturer.

(2) Free or discounted devices, maintenance, or electronic pull tab system services contingent on placement or operation of electronic pull tab systems and games.

(3) Gifts, trips, or entertainment offered to key persons, workers, or operators of a qualified organization.

(4) Sponsorships or donations to the qualified organization or the qualified organization's events or activities contingent on placement or operation of electronic pull tab systems and games.

(5) Providing marketing or promotional services, such as advertising campaigns or branded materials or activities contingent on placement or operation of electronic pull tab systems and games.

(6) Providing any loan, prize, or other gratuity directly or indirectly to a qualified organization or any key person, member, or operator of a qualified organization.

(7) Donating, loaning, leasing, or otherwise providing any licensed supply to a qualified organization conditioned on or in consideration for a right to provide electronic or paper pull tab supplies to the qualified organization.

(8) No manufacturer or distributor shall knowingly solicit, offer, pay, or receive any kickback, bribe, inducement, or undocumented rebate or credit, directly or indirectly, overtly or covertly, in cash or in kind, in return for providing electronic pull tabs to any person in this state.

(9) Any offering or solicitation deemed by the commission to be designed to induce a qualified organization into a particular operation or placement of an electronic pull tab system, electronic pull tab device, or electronic pull tab game.

(b) A qualified organization shall not solicit or accept an inducement from a manufacturer or distributor. Qualified organizations must report suspected inducements to the commission within ten (10) days of receipt or offer.

(c) The following are not considered inducements for the purpose of this rule:

(1) Standard lease or purchase terms offered uniformly to all qualified organizations, not contingent on placement or operation of electronic pull tab systems and games.

(2) Technical support or maintenance services included in a written contract.

(3) Promotional materials or training provided to all qualified organizations without conditions tied to placement or operation of electronic pull tab systems and games.

(d) A distributor may not provide incidental goods or services that are not required for the conduct or operation of electronic pull tab systems to a Qualified Organization as part of a contract for the sale, lease, or maintenance of electronic pull tab systems, games, or devices.

(e) No person other than an employee of a licensed distributor or licensed manufacturer may receive any fee or other compensation to assist or consult with a licensed distributor or licensed manufacturer in the placement or lease of electronic pull tab devices or systems at any facility or location.

(Indiana Gaming Commission; 68 IAC 21-10.5-22)

SECTION 8. 68 IAC 21-10.7 IS ADDED TO READ AS FOLLOWS:

Rule 10.7. Electronic Raffles

68 IAC 21-10.7-1 Electronic raffle systems sales

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 1. (a) A full identity check must be undertaken before a patron is allowed to purchase a raffle ticket online as follows:

(1) Only patrons at least eighteen (18) years of age may purchase a raffle ticket. The qualified organization must deny the ability to purchase raffle tickets online to any person that submits a birth date that indicates the person is under the legal participation age.

(2) Details of patron verification must be kept in a secure manner.

(b) In order to prevent unauthorized use of the Internet or a mobile device to purchase a raffle ticket when a patron is not within the state of Indiana, the qualified organization shall include and utilize a geofence system to reasonably detect the physical location of a patron attempting to access the electronic raffle system and to monitor and block unauthorized attempts to access the electronic raffle system in order to purchase a raffle ticket when a patron is not within the permitted boundary. Geolocation systems shall be tested and certified under 68 IAC 2-6-3.

(c) A distributor or manufacturer of an electronic raffle system may utilize and integrate third-party service providers to be used for age and geolocation verification of patrons.

(Indiana Gaming Commission; 68 IAC 21-10.7-1)

68 IAC 21-10.7-2 Certification testing and ongoing testing required for electronic raffle systems

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 2. (a) To obtain commission approval under IC 4-32.3-5-24.5, the electronic raffle software system, web application, method, or process shall be submitted to an Indiana approved authorized independent testing laboratory for certification testing under 68 IAC 2-6-3.

(b) Each distributor of an electronic raffle system shall, within ninety (90) days of distributing an electronic raffle system to a Qualified Organization and every two years thereafter, perform a system integrity and security assessment of the electronic raffle system and its associated devices and equipment conducted by an independent professional selected by the distributor and subject to approval of the executive director or executive director's designee. The independent professional's report on the assessment shall be submitted to the Commission and shall include:

- (1) Scope of review;
- (2) Name and company affiliation of the individual(s) who conducted the assessment;
- (3) Date of assessment;
- (4) Findings;
- (5) Recommended corrective action, if applicable; and
- (6) The distributor's response to the findings and recommended corrective action.

(Indiana Gaming Commission; 68 IAC 21-10.7-2)

68 IAC 21-10.7-3 Winning draw; randomization

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 3. (a) A random number generator shall reside on a program storage device secured in the logic board of the system. The numbers selected by the random number generator for each drawing shall be stored in the system's memory and be capable of being output to produce a winning number. The use of a random number generator results in the selection of raffle outcomes in which the selection shall:

- (1) Be statistically independent;
- (2) Conform to the desired random distribution;
- (3) Pass industry-standard recognized statistical tests, as chosen by the independent testing laboratory; and
- (4) Be unpredictable.

(b) The winning number selection shall only be produced from sold ticket numbers from the current drawing to be available for selection.

(1) Each valid, sold raffle number shall be available for random selection at the initiation of each drawing; and

(2) For raffles that offer multiple awards or drawings with separate buy-ins for each, the winning number selection shall only be produced from sold ticket numbers corresponding with each applicable award or drawing. As winning numbers are drawn, they shall be immediately used as governed by the rules of the raffle.

(c) An electronic raffle system shall use appropriate protocols to protect the random number generator and random selection process from influence by associated equipment, which may be communicating with the electronic raffle system.

(d) A raffle drawing shall be held at a date, time, place stated on the qualified organization's license or notice of exempt event. The raffle drawing shall be conducted pursuant to Ind. Code 4-32.3-5-24.5(d). The drawing shall be administered by an operator of the charitable organization. A raffle drawing shall only be conducted after:

- (1) The close of the raffle; and
- (2) All sales and voided sales for the particular raffle purchase period have been reconciled.

(e) A qualified organization shall conduct an electronic or other approved draw procedure that ensures a randomly selected draw number as a winner from all tickets sold. Each drawn number shall be verified as a sold and valid ticket. This process shall be repeated for each advertised prize. (*Indiana Gaming Commission; 68 IAC 21-10.7-3*)

68 IAC 21-10.7-4 Electronic raffle system requirements

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 4 (a) Each electronic raffle system shall have a device or facility that provides for the sale of tickets and the collection and accounting tools needed to track all sales initiated through the raffle system. The system shall have the ability to support all raffle sales units, whether they are hard-wired or connected wirelessly, to ensure that each raffle sales unit sends or transmits all ticket sales to the system. The system shall have the ability to facilitate winner selection by either manual or electronic means, as determined by the qualified organization and subject to IC 4-32.3-5-24.5.

(b) The electronic raffle system servers shall be housed in a secure location that has sufficient physical protection against alteration, tampering, or unauthorized access.

(c) The electronic raffle system shall be logically secured through the use of passwords, biometrics, or other means certified as secure by the independent testing lab. The storage of passwords, PINs, biometrics, and other authentication credentials shall be secure. The system shall have multiple security access levels to control and restrict different classes of access to the electronic raffle system.

(d) The electronic raffle system software shall be capable of setting time limits for when tickets may be purchased for a raffle drawing.

(e) After the commencement of a raffle, the electronic raffle system software shall not allow changes to parameters that may affect the integrity of the raffle.

(f) The algorithm or method used by the electronic raffle system to generate the ticket validation number shall be unpredictable and ensure against duplicate validation numbers for the raffle currently in progress.

(g) The electronic raffle system shall be designed to flag or otherwise identify a voided ticket and its corresponding draw number. The system shall record at a minimum the draw numbers and the validation number from the voided ticket. Voided draw numbers shall not be able to be resold or reissued for that raffle.

(h) If the system supports the reprinting of counterfoil tickets, the system shall include additional supervised access controls, and the draw numbers for all reprinted counterfoils shall be flagged in the system as reprints.

(i) The system shall be capable of closing off the sale of tickets at a time determined by the qualified organization. Tickets shall not be sold after the raffle purchase period has closed. The system shall be capable of displaying to the operator by way of the raffle sales unit device display that all sales from a particular device have been uploaded, transferred, or otherwise communicated to the electronic raffle system.

(1) On verification of the sales data transfer, the raffles sales unit device shall be capable of being reset or closed; and

(2) The raffles sales unit shall not be enabled for any further sales for the closed raffle.

(j) Voided tickets shall not be qualified toward any prize. The system shall be capable of reconciling voided sales for the raffle purchase to identify all voided tickets that may be committed to the draw. The system shall record an acknowledgement from the operator of the qualified organization responsible for conducting the raffle that voided tickets have been reconciled before permitting a winning number to be entered into the system for validation.

(k) Results of the drawing become official and final after the drawn number is verified as a winning ticket for the respective drawing, and is presented to the participants of the raffle. The system shall display the winning draw on all capable display devices intended to be viewed by participants.

(l) Winning tickets shall be verified prior to payout. Participants shall present the ticket to an authorized agent for validation with the system. The system shall be capable of verifying the winning draw numbers and shall allow for the validation of draw numbers either manually or through the use of a bar code scanner or equivalent.

(m) The system shall be capable of producing general accounting reports sufficient to comply with Ind. Code 4-32.3-5-5(a) and 68 IAC 21-11.

(n) All data and reporting required to be available or reported by this administrative rule shall be retained and maintained in the State of Indiana.

(o) The electronic raffle system shall not permit the alteration of any accounting or reporting data without supervised access controls. In the event any data is changed, the following information shall be documented or logged:

- (1) Data element altered;
- (2) Data element value prior to alteration;
- (3) Data element value after alteration;
- (4) Time and date of alteration; and
- (5) User login to identify the personnel that performed the alteration.

(p) In the event of a catastrophic failure, and if the electronic raffle system cannot be restarted in any other way, it shall be possible to reload the electronic raffle system from the last viable backup point and fully recover the contents of that backup, including:

- (1) Significant Events;
- (2) Accounting information;
- (3) Reporting information; and
- (4) Specific site information such as employee files or raffle set-up.

(Indiana Gaming Commission; 68 IAC 21-10.7-4)

68 IAC 21-10.7-5 Electronic raffle ticket requirements

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 5 (a) After the payment of a fee, participants shall receive a ticket for one (1) or more chances to win a raffle drawing. The ticket shall be provided to the participant with the following information:

- (1) The date and time (in twenty-four (24) hour format showing hours and minutes) that the ticket was purchased;
- (2) All unique draw numbers purchased for the raffle;
- (3) The raffle sales unit identifier from which the ticket was generated; and
- (4) A unique validation number or barcode.

(b) If a manual draw is used to determine a winner, all counterfoils used in the manual raffle drawing shall be the same size, shape, and weight. A counterfoil shall be printed or stored electronically for each purchased draw number. A counterfoil shall only contain one (1) draw number and shall contain the following information, which matches the ticket issued to the player:

- (1) Event Identifier or location;
- (2) The draw number;
- (3) Issued date and time (in twenty-four (24) hour format showing hours and minutes);
- (4) Value or cost of the ticket; and
- (5) Unique validation number or barcode.

(Indiana Gaming Commission; 68 IAC 21-10.7-5)

68 IAC 21-10.7-6 Raffle sales unit standards

Authority: IC 4-32.3-3-3

Affected: IC 4-32.3

Sec. 6 (a) A raffle sales unit shall be capable of generating and printing a ticket with one (1) or more uniquely identifiable draw numbers.

(1) The system shall not generate duplicate draw numbers within the same event.

(2) For each draw number generated, there shall be only one (1) corresponding ticket with the same draw number.

(3) The raffle sales unit shall be capable of providing a transaction receipt in the form of a ticket to a purchaser.

(b) A participant may purchase a ticket from an attendant-operated raffle sales unit or a player-operated raffle sales unit. Upon payment for the ticket(s), the raffle sales unit shall print and issue the corresponding ticket(s) purchased by the participant.

(c) A raffle sales unit shall be designed or programmed to only communicate with authorized electronic raffle systems components. The electronic raffle system shall have the capability to uniquely identify and authorize each raffle sales unit used to sell tickets for a raffle. (*Indiana Gaming Commission; 68 IAC 21-10.7-6*)