

117TH CONGRESS
1ST SESSION

H. R. 4308

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

IN THE HOUSE OF REPRESENTATIVES

JULY 1, 2021

Mr. CORREA (for himself and Mr. KATKO) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To remove Federal barriers regarding the offering of mobile 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 Wagers on Indian Lands
6 Act”.

7 **SEC. 2. DEFINITIONS.**

8 For the purposes of this Act—

1 (1) the term “interactive wagering platform”
2 means a person or entity to the extent such person
3 or entity offers lawful wagering over the internet, in-
4 cluding through an internet website or mobile appli-
5 cation; and

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

13 **SEC. 3. IGRA MOBILE WAGERS.**

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

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

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

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

4 (2) the applicable State and Indian Tribe have
5 entered into a Tribal-State compact under the In-
6 dian Gaming Regulatory Act.

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