

RESOLUTION 1997- 43

**A RESOLUTION ADOPTING, AS FINAL RULES,
68 IAC 1-14, 68 IAC 1-15, 68 IAC 1-16, 68 IAC 2-3-9.1,
68 IAC 2-3-9.2, 68 IAC 2-3-9.3, 68 IAC 9-4-5, 68 IAC 10-8,
68 IAC 11-5, 68 IAC 11-6, AND 68 IAC 15-3 AND
AMENDMENTS TO 68 IAC 1-2-5.1, 68 IAC 1-9-3,
68 IAC 1-9-4, 68 IAC 2-3-5, 68 IAC 3-2-3, 68 IAC 11-2-1,
68 IAC 11-3-1, 68 IAC 15-1-1, 68 IAC 15-2-2,
68 IAC 15-2-4, 68 IAC 15-6-5, AND 68 IAC 17-1-1.**

The Indiana Gaming Commission (“Commission”) adopts the following resolution pursuant to the authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6.

The following factors have been considered by the Commission:

1. The Commission has begun promulgation of these rules pursuant to IC 4-21.5. These rules were published in *Indiana Register* on September 1, 1997, October 1, 1997, or November 1, 1997.
2. The Commission held a public hearing on the appropriate rules during the month following the publication of the *Indiana Register* and accepted written comment on the same. The verbal comments from the public hearings were transcribed, and those transcripts as well as the written comments have been provided to the Commission members for review.
3. The promulgation process for the final promulgation of these rules will take approximately four (4) to six (6) months.

**NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING
COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:**

SECTION 1. SCOPE.

This resolution applies to each applicant, each licensee, each riverboat license applicant, any person who does business with an applicant or licensee, and any person who is a patron of a Riverboat Gambling Operation.

SECTION 2. DEFINITIONS.

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

SECTION 3. ADOPTION OF THE FINAL RULES.

The Commission adopts the following final rules pending completion of the promulgation process:

Article 1 General Provisions

- 68 IAC 1-2-5.1 Requests to Address the Commission
- 68 IAC 1-9-3 Commission Dockside Office
- 68 IAC 1-9-4 Processing Area
- 68 IAC 1-14 Gaming Enforcement; Reimbursable Expenses for Troopers and Other State Police Personnel
- 68 IAC 1-15 Destruction of Records
- 68 IAC 1-16 Rights and Duties of Riverboat Licensees and Riverboat License Applicants

Article 2 License; Approval of Associated Equipment

- 68 IAC 2-3-5 Licensing Procedures
- 68 IAC 2-3-9.1 Duty to Update Information
- 68 IAC 2-3-9.2 Riverboat Licensee's Duty to Update Commission
- 68 IAC 2-3-9.3 Prohibited Activities

Article 3 Minority and Women's Business Enterprises

- 68 IAC 3-2-3 Hearings

Article 9 Ethics

- 68 IAC 9-4-5 Restriction on Gaming by Employee of Riverboat Licensee

Article 10 Rules of the Game

- 68 IAC 10-8 Caribbean Draw Poker

Article 11 Internal Control Procedures

- 68 IAC 11-2-1 General Provisions [hard count]
- 68 IAC 11-3-1 General Provisions [soft count]
- 68 IAC 11-5 Chip and Token Inventory Rotation
- 68 IAC 11-6 Jet Sort Testing

Article 15 Accounting Records and Procedures

- 68 IAC 15-1-1 Applicability; General Provisions
- 68 IAC 15-2-2 Cash Transactions
- 68 IAC 15-2-4 Reportable Transactions

68 IAC 15-3 Cash Reserve Requirement
68 IAC 15-6-5 Computation of [admission] tax

Article 17 Movement of Gaming Equipment
68 IAC 17-1-1 General Provisions

Pursuant to IC 4-22-2-27 through IC 4-22-2-30, the Commission adopts the rules which will be forwarded to the Attorney General's Office on or before December 31, 1997 for approval as final rules pursuant to IC 4-22-2-32. Upon approval by the Attorney General's Office, the rules will be submitted to the Governor's office for approval pursuant to IC 4-22-2-33. After the rules have been approved or deemed approved by the Governor, the rules shall be submitted to the Secretary of State for filing in accordance with IC 4-22-2-35. The Commission further adopts any stylistic, grammatical, typographical, or other nonsubstantive changes which the Commission or the Legislative Services Agency may make before the rules are printed as final rules in the *Indiana Register*.

SECTION 4. EFFECTIVE DATE.

This RESOLUTION is effective immediately.

SECTION 5. EXPIRATION DATE.

This RESOLUTION expires thirty (30) days from the date and time that the Secretary of State accepts the rules listed in Section 3 for filing.

ADOPTED, THIS THE 15TH DAY OF DECEMBER, 1997:

THE INDIANA GAMING COMMISSION:


Donald Vowels, Chair

ATTEST:


Thomas Milcarek, Secretary