

## RESOLUTION 2010-172

### A RESOLUTION ASSIGNING TO THE EXECUTIVE DIRECTOR THE AUTHORITY TO EXERCISE POWERS AND DUTIES IN THE REGULATION OF AMATEUR UNARMED COMBAT

The Indiana Gaming Commission (“Gaming Commission”) adopts the following resolution pursuant to the authority granted to it under IC 4-33 and House Enrolled Act 1086 (“HEA 1086”).

The Commission has considered the following factors:

1. Effective July 1, 2010, House Enrolled Act 1086 transferred the powers and duties of the regulation of boxing, sparring, and unarmed combat from the State Athletic Commission (“Athletic Commission”) to the Gaming Commission. House Enrolled Act 1086 has been codified at IC 4-33-22.
2. Indiana Code 4-33-22-18(d) and (2), respectively, requires the Commission to adopt rules regarding the regulation of amateur unarmed combat concerning:
  - (a) Licensure of sanctioning bodies and promoters required to be licensed under this chapter; and
  - (b) Requirements for the following:
    - (i) The presence of a medical doctor licensed under IC 25-22.5.
    - (ii) The presence of an ambulance.
    - (iii) Requirements for medical and life insurance to be carried for each participant, and
    - (iv) The need for medical tests, including tests for HIV, pregnancy tests for women participants, screening tests for illegal drugs.
3. At this time, there are no rules in effect satisfying the requirements of IC 4-33-22-18(d) or (e).
4. Pursuant to IC 4-33-22-12(b), the Commission may adopt emergency rules under IC 4-22-2-37.1 if the commission determines that: (1) the need for a rule is so immediate and substantial that the ordinary rulemaking procedures under IC 4-22-2 are inadequate to address the need; and (2) an emergency rule is likely to address the need.
5. Due to the fact that there are currently no rules addressing amateur unarmed combat, the Commission finds that the need for a rule addressing IC 4-33-22 is immediate and substantial such that rulemaking procedures under IC 4-22-2-24 through IC 4-22-2-36 are inadequate to address the needs and that the attached emergency rule is likely to address those needs.

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

#### **SECTION 1: SCOPE**

This resolution applies to the Indiana Gaming Commission and all licensees, or applicants for a license, under IC 4-33-22-18.

**SECTION 2: DEFINITIONS**

The definitions set forth in IC 4-33-22 apply to this resolution.

**SECTION 3: ADOPTION OF THE EMERGENCY RULE**

Pursuant to IC 4-22-2-37.1, the Commission adopts the attached rule as an emergency rule for the initial ninety (90) day period, as well as for the optional ninety (90) day extension period. The Commission shall file the proposed emergency rule and submit it for publication with the Legislative Services Agency.

**SECTION 4: EFFECTIVE DATE**

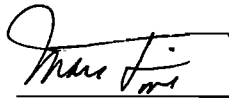
The emergency rule adopted in Section 3 of this resolution is to become effective upon filing with the Publisher.

**ADOPTED THIS THE 16<sup>th</sup> DAY OF SEPTEMBER, 2010.**

THE INDIANA GAMING COMMISSION:

  
\_\_\_\_\_  
Timothy Murphy, Chair

ATTEST:

  
\_\_\_\_\_  
Marc Fine, Secretary