

RESOLUTION 1994-7

**A RESOLUTION
AUTHORIZING THE EXECUTIVE DIRECTOR
TO AMEND INDIANA RIVERBOAT OWNER LICENSE
APPLICATION PART II
FOR THE INDIANA GAMING COMMISSION**

WHEREAS, the Indiana Gaming Commission ("the Commission") has the power and duty under IC 4-33-4-1 to fully and effectively execute IC 4-33 ("the Riverboat Gambling Law");

WHEREAS, the Commission has the power and duty to take any reasonable or appropriate action to enforce the Riverboat Gambling Law;

WHEREAS, an applicant for an owner's license is required under IC 4-33-5 and IC 4-33-6 to provide certain information to the Commission before the Commission may issue a license to that applicant;

WHEREAS, the Commission has been duly advised that applicants are experiencing problems interpreting certain questions in Part II of the Indiana Riverboat Owner Application and other views have been expressed concerning the possibility of otherwise public information being treated as confidential by certain questions;

WHEREAS, the Commission finds that the confidence and public trust in the Riverboat Gambling Law will be maintained by requiring the majority of the information required in Part II of the application to be available for public inspection, the Commission also finds that maintaining the confidentiality of information requested in section B. of Part II is consistent with the PUBLIC RECORDS AND PUBLIC MEETINGS law (IC 5-14 et seq), the FAIR INFORMATION PRACTICES law (IC 4-1-6 et seq), and other laws of the State of Indiana and United States of America, including but not limited to laws concerning the right to financial privacy, the right to maintain trade secrets and the confidentiality of tax payer information;

NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING COMMISSION, THAT THE FOLLOWING INTERIM WRITTEN GUIDELINES ARE ADOPTED:

SECTION 1. DEFINITIONS.

The definitions set forth in IC 4-33-2 apply to these interim written guidelines.

SECTION 2. AMENDMENTS TO OWNER'S LICENSE APPLICATION FORM PART II.

The Indiana Gaming Commission authorizes the Executive Director to amend those areas of Indiana Riverboat Owner License Application, Part II which, in his discretion, are in need of either clarification or re-categorization between the public and confidential sections. The Executive Director is to complete his review and the amendment process by March 23, 1994 and to provide notice to all affected applicants of any amendments to Part II by mailing said notice no later than close of business March 25, 1994. The Executive Director is to advise the Commission at its next scheduled meeting as to all actions taken as a result of this resolution.

SECTION 3. EFFECTIVE DATE. These interim written guidelines are effective immediately and expire on the earlier of:

- (1) the date that rules are adopted under IC 4-33-4; or
- (2) July 1, 1994.

ADOPTED, THIS THE 11TH DAY OF MARCH, 1994:

THE INDIANA GAMING COMMISSION:



/s/ Alan I. Klineman, Chair

ATTEST:



/s/ Gilmer Hensley,
Secretary to the Commission