

RESOLUTION 1996- 31

**A RESOLUTION CONCERNING OCCUPATIONAL LICENSE
POLICIES TO BE IMPLEMENTED BY THE COMMISSION**

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 promulgated rules with respect to occupational licenses the majority of which are found at 68 IAC 2-3.
2. Now that the riverboat operated by Aztar Indiana Gaming Corp. has commenced gaming operation, and the riverboats that will be operated by Majestic Star and Trump Indiana will be opening in June of 1996, new questions have arisen regarding occupational licensees. These issues are not addressed in the rules that the Commission has promulgated.
3. The Commission staff is currently beginning the promulgation process to amend 68 IAC to address these issues. However, the formal promulgation process takes 4 to 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 for a riverboat owner's license, a supplier's license, or an occupational license; each riverboat license applicant, each riverboat licensee, each supplier licensee, each occupational licensee, and any person who does business with an applicant or licensee.

SECTION 2. DEFINITIONS.

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

**SECTION 3. ADOPTION OF POLICIES CONCERNING OCCUPATIONAL
LICENSEES.**

The Commission hereby adopts the following policies with respect to occupational licenses until formal promulgation of the amendments to 68 IAC:

1. If an occupational licensee leaves employment at one riverboat and begins employment at a different riverboat, the occupational licensee must undergo a new licensing process, including submitting a new application, photograph, fingerprints, payment of the appropriate application fee and eventually, the appropriate licensure fee.
2. If an occupational licensee is transferred to a new position on the same riverboat that does not necessitate a change in the licensee's occupational license level, the ten dollar (\$10) fee for the replacement badge is waived.
3. If an occupational licensee is transferred to a new position on the same riverboat that does necessitate a change in the employee's occupational license level, the employee must undergo a new application process, including submitting a new application, including the payment of the appropriate application fee, and eventually, the licensure fee. The ten dollar (\$10) fee for the replacement badge is waived. If an application fee has already been submitted on behalf of the employee, and a permanent license has not yet been issued, the prior fee will be applied toward the new application fee and only the difference between the two application fees will need to be remitted. Pursuant to IC 4-33, all application fees are non-refundable.
4. If an employee ceases employment, but returns to the same riverboat in the same position within sixty (60) days, the employee does not have to be reprocessed and the same badge may be utilized if it has not been canceled by the Commission. If a new badge is required, the ten dollar (\$10) fee must be paid.
5. If an employee ceases employment, but returns to the same riverboat in any position more than sixty (60) days after the employee left the employment of the riverboat, the employee must undergo a new application process, including the payment of the appropriate application fee and, eventually, the appropriate licensure fee.
6. If an occupational licensee loses or destroys his or her badge, needs a new badge due to a name change, or needs a new badge due to theft, the ten dollar (\$10) replacement badge fee must be paid.

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 amendments to the rules listed in section 3 for filing.

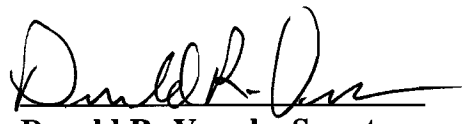
ADOPTED, THIS THE 8TH DAY OF MAY, 1996:

THE INDIANA GAMING COMMISSION:



Alan I. Klineman, Chair

ATTEST:



Donald R. Vowels, Secretary