

RESOLUTION 2011-265
A RESOLUTION ADOPTING LSA DOCUMENT #11-248 AS A FINAL RULE

The Indiana Gaming Commission (“Commission”) adopts the following resolution pursuant to the authority granted to it under IC 4-33-4 and IC 4-35-4.

The Commission has considered the following factors:

1. The Commission began promulgation of the attached LSA Rule Document #11-248 under IC 4-22. A Notice of Intent to adopt LSA Rule Document #10-498 was posted at DIN: 20110420-IR-068110248NIA on the *Indiana Register* website on April 20, 2011. The Indiana Register posted the proposed rule at DIN: 20110907-IR-068110248PRA on the *Indiana Register* website on September 7, 2011.
2. The Commission held a public hearing for this rule on October 17, 2011 at 10:30 a.m. in the offices of the Indiana Gaming Commission, Indianapolis, IN, in compliance with IC 4-22. No persons attended the hearing, and no comments were submitted. There have not been any changes that result in a substantial difference between the proposed rule and the attached rule. All public comments submitted during the comment period, all comments received by the IEDC, and the fiscal impact statement have all been made available to the Commission. The Commission has considered the public comments and the transcript.
3. Following the adoption of the attached rule document as a final rule, the final rule will be forwarded to the Office of the Attorney General and the Governor for approval, and filed thereafter with the *Indiana Register*. The rule will be effective 30 days after it is filed with the *Indiana Register*.

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

SECTION 1: SCOPE

This resolution applies to all persons subject to the authority granted to the Commission by the General Assembly in Indiana Code 4-33 and Indiana Code 4-35 including, but not limited to, all persons and entities licensed by the Commission, and all persons or entities that have applied to the Commission for licensure.

SECTION 2: DEFINITIONS

The definitions set forth in IC 4-33, IC 4-35, and 68 IAC apply to this resolution.

SECTION 3: ADOPTION OF FINAL RULES

The Commission adopts the following rules as reflected on the attached final rule document:

68 IAC 1-16-3.3; 68 IAC 2-3-9.4; 68 IAC 2-3-9.5; 68 IAC 2-3-9.6; 68 IAC 9-4-5; 68 IAC 9-4-6; 68 IAC 9-4-7

Pursuant to IC 4-22-2, the Commission adopts the attached final rule document, including any subsequent changes that the *Indiana Register* or Office of the Attorney General deem necessary. Commission staff will forward the rule to the Office of the Attorney General for approval as to legality under IC 4-22-2-32. Upon approval by the Office of the Attorney General, the rule will be submitted to the Governor's Office for approval pursuant to IC 4-22-2-33. After the rule has been approved or deemed approved by the Governor, the rule will be submitted to the *Indiana Register* for filing in accordance with IC 4-22-2-35.

SECTION 4: EFFECTIVE DATE

This resolution is effective immediately.

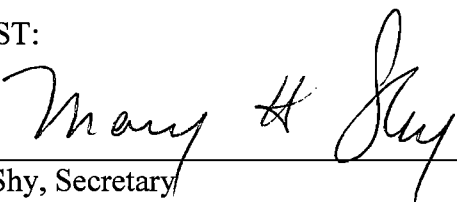
ADOPTED THIS THE 10th DAY OF NOVEMBER, 2011.

THE INDIANA GAMING COMMISSION:



Timothy Murphy, Chair

ATTEST:



Mary Shy, Secretary