RESOLUTION 2005-57

A RESOLUTION ADOPTING 68 IAC 15-5-1.5 AS A FINAL RULE

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 Commission has considered the following factors:

1. The Commission has begun promulgation of these rules pursuant to IC 4-22. A Notice of Intent to adopt 68 IAC 15-5-1.5 was published in the June 1, 2005 edition of the *Indiana Register*, at 28 IR 2754. The rules were then published as proposed rules in the September 1, 2005 edition of the *Indiana Register,* at 28 IR 3627.

2. The Commission held a public hearing on this rule on November 8, 2005 at 9:30 a.m. in compliance with IC 4-22. No oral comments from the public were made. The hearing has been transcribed and the transcript of the hearing has been made available to the Commission members for review.

3. If the Commission approves the attached rule document as a final rule, the rule will be forwarded to the Office of the Attorney General and the Governor for approval, and filed with the Secretary of State. The rule will be effective 30 days after it is filed with the Secretary of State.

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

SECTION 1: SCOPE.

This resolution applies to all riverboat licensees and operating agents.

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 RULE.

The Commission adopts the following final rules:

68 IAC 15-5-1.5 Transfer of Ownership

Pursuant to IC 4-22-2.5 and IC 4-22-2, the Commission adopts this rule, which will be submitted to the Office of the Attorney General for approval as a final rule pursuant to 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 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 that the Commission staff or the Legislative Services Agency may make to this amendment before it is printed as a final rule 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 as a final rule.

ADOPTED THIS THE 17th DAY OF NOVEMBER, 2005.

THE INDIANA GAMING COMMISSION:

Harold Calloway, Chair

ATTEST:

Donald R. Vowels, Secretary