

Final Rule

LSA Document #10-546(F)

DIGEST

Adds [68 IAC 11-9](#) concerning a casino licensee or trustee that is required under [IC 4-33-4-27](#) or [IC 4-35-4-16](#) to withhold cash winnings from a child support obligor who is delinquent in child support. Effective 30 days after filing with the Publisher.

[68 IAC 11-9](#)

SECTION 1. [68 IAC 11-9](#) IS ADDED TO READ AS FOLLOWS:

Rule 9. Child Support Obligors

[68 IAC 11-9-1](#) Definitions

Authority: [IC 4-33-4](#); [IC 4-35-4](#)

Affected: [IC 4-33-4-27](#); [IC 4-35-4-16](#)

Sec. 1. As used in this rule, "obligor" means a person whose support obligation is enforced by the child support bureau in accordance with [IC 31-25](#).

(Indiana Gaming Commission; [68 IAC 11-9-1](#); filed Jul 14, 2011, 1:36 p.m.: [20110810-IR-068100546FRA](#))

[68 IAC 11-9-2](#) Internal controls

Authority: [IC 4-33-4](#); [IC 4-35-4](#)

Affected: [IC 4-33-4-27](#); [IC 4-35-4-16](#)

Sec. 2. (a) The casino licensee or trustee shall submit to the executive director internal control procedures concerning the withholding of cash winnings from delinquent obligors in accordance with [68 IAC 11-1](#).

(b) The internal control procedures for withholding cash winnings from delinquent obligors shall include, without limitation, the following:

(1) The procedure by which the casino licensee or trustee shall distribute information obtained from the bureau under [IC 4-33-4-27](#) or [IC 4-35-4-16](#) to the persons whose job functions require them to participate in the process of withholding cash winnings from delinquent obligors.

(2) The job titles of the persons employed by the casino licensee or trustee who are responsible for receiving and disseminating the information that the casino licensee or trustee receives from the bureau.

(3) The method that the casino licensee or trustee proposes for keeping confidential information from being disseminated improperly.

(4) The manner in which the casino licensee or trustee will inform the obligor of appeal rights under the bureau's rules.

(5) The manner in which the casino licensee or trustee will communicate with the bureau when the casino licensee or trustee has withheld monies under [IC 4-33-4-27](#) or [IC 4-35-4-16](#).

(6) The manner in which the casino licensee or trustee will transmit the withheld funds to the bureau.

(7) The name of the department within the casino licensee's or trustee's organization that will communicate with the bureau.

(8) Alternative measures that the casino licensee or trustee will utilize in case of a malfunction or emergency.

(9) The job titles of the persons employed by the casino licensee or trustee who are responsible for communicating to the bureau the information described in [IC 4-33-4-27\(b\)\(2\)\(B\)](#) or [IC 4-35-4-16\(b\)\(2\)\(B\)](#).

(10) The job titles of the persons employed by the casino licensee or trustee who are responsible for

issuing to the obligor the receipt described in [IC 4-33-4-27\(b\)\(2\)\(C\)](#) or [IC 4-35-4-16\(b\)\(2\)\(C\)](#).

(11) The measures the casino licensee or trustee will take to ensure compliance with:

- (A) [IC 4-33-4-27](#) or [IC 4-35-4-16](#); and
- (B) this rule.

(12) Any other information the commission or the executive director deems necessary to ensure compliance with:

- (A) [IC 4-33-4-27](#) or [IC 4-35-4-16](#); and
- (B) this rule.

(Indiana Gaming Commission; [68 IAC 11-9-2](#); filed Jul 14, 2011, 1:36 p.m.: [20110810-IR-068100546FRA](#))

[68 IAC 11-9-3](#) Quarterly statements

Authority: [IC 4-33-4](#); [IC 4-35-4](#)

Affected: [IC 4-33-4-27](#); [IC 4-35-4-16](#)

Sec. 3. (a) The casino licensee or trustee shall prepare and submit quarterly to the commission a summary of cash winnings withheld under [IC 4-33-4-27](#) or [IC 4-35-4-16](#) and this rule. The summary shall include, without limitation, the following information:

- (1) The date on which the casino licensee or trustee withheld the cash winnings.
- (2) The amount of cash withheld for delinquent child support.
- (3) The amount of cash retained for an administrative fee in accordance with [IC 4-33-4-27\(b\)\(1\)](#) or [IC 4-35-4-16\(b\)\(1\)](#).
- (4) The following information from the obligor:
 - (A) Full name.
 - (B) Address.
 - (C) Last four (4) digits of the obligor's Social Security number.
 - (D) The child support case identifier for the case to which the bureau will apply the withheld cash winnings.
- (5) The name of the person who prepared the summary.

(b) The casino licensee or trustee shall prepare and submit quarterly to the commission an updated list of the names of the casino employees who are authorized to participate in the withholding process.

(Indiana Gaming Commission; [68 IAC 11-9-3](#); filed Jul 14, 2011, 1:36 p.m.: [20110810-IR-068100546FRA](#))

LSA Document #10-546(F)

Notice of Intent: [20100818-IR-068100546NIA](#)

Proposed Rule: [20110316-IR-068100546PRA](#)

Hearing Held: April 12, 2011

Approved by Attorney General: July 8, 2011

Approved by Governor: July 14, 2011

Filed with Publisher: July 14, 2011, 1:36 p.m.

Documents Incorporated by Reference: None Received by Publisher

Small Business Regulatory Coordinator: Keshia Rich, Records Analyst, Indiana Gaming Commission, 101 West Washington Street, East Tower, Suite 1600, Indianapolis, IN 46204, (317) 233-0046, krich@igc.in.gov

Posted: 08/10/2011 by Legislative Services Agency

An [html](#) version of this document.