

Economic Impact Statement

LSA Document #11-248

IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses

IC 4-22-2.1-5(a) provides that an agency that intends to adopt a rule under IC 4-22-2 that will impose requirements or costs on small businesses must prepare a statement that describes the annual economic impact of the rule on small businesses after the rule is fully implemented as described in IC 4-22-2.1-5(b). That statement must be submitted to the Indiana Economic Development Corporation (IEDC). The IEDC is required to review the rule and submit written comments to the agency not later than seven days before the public hearing.

The Indiana Gaming Commission (Commission) proposes a rule that prohibits immediate family members of Level 1 and certain Level 2 occupational licensees from winning promotional prizes that exceed one thousand dollars in value, requires casino licensees to try to prevent persons from violating the above, moves the Commission's prohibitions on gambling by certain persons from the ethics rules to the occupational licensing rules, and makes numerous technical changes.

Estimated Number of Small Businesses Affected:

The substantive portions of the proposed rule apply to casino licensees and their employees. No casino licensees qualify as a small business. Pursuant to IC 4-22-2.1-4, a small business is any person, firm, corporation, limited liability company, partnership, or association that (1) is actively engaged in business in Indiana and maintains its principal place of business in Indiana; (2) is independently owned and operated; (3) employs one hundred (100) or fewer full-time employees; and (4) has gross annual receipts of five million dollars (\$5,000,000) or less.

Casino licensees affected by the rule do not meet the above definition of a small business because each casino's gross annual receipts exceed \$5,000,000.

Estimated Administrative Costs Imposed on Small Businesses:

The Commission estimates that there are no costs because the rule affects no small businesses.

Estimated Total Annual Economic Impact on Small Businesses:

The Commission estimates that there will be \$0 total fiscal impact on the small business as a result of compliance with this rule.

Justification of Requirements or Costs:

The Commission has no justification of requirements or costs because there are none.

Regulatory Flexibility Analysis:

The Commission does not propose an alternative regulatory method.

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