ARTICLE 8. PUBLIC SAFETY AND EXCURSIONS

Rule 1. Excursions, Routes, and Public Safety

68 IAC 8-1-1 Definitions

Authority: IC 4-33-4-1; IC 4-33-4-2
Affected: IC 4-33-2-17; IC 4-33-4-13; IC 4-33-5; IC 4-33-6; IC 4-33-9

Sec. 1. The following definitions apply throughout this rule:

(1) "Commission agent" means one (1) of the members of the Indiana state police department who is assigned to work with the commission's gaming enforcement section who is on duty and on board the riverboat.

(2) "Dockside gambling" means the conduct of gambling on a vessel that:

(A) is permanently moored at a dock site;

(B) is not self-propelled; or

(C) allows unlimited passenger ingress and egress.

(3) "Full excursion" means a gambling excursion during which the vessel cruises into open water on Lake Michigan or cruises on the Ohio River. A full excursion on Lake Michigan shall not exceed a distance of three (3) statute miles from the vessel's dock site during the warm water months of July through September pursuant to United States Coast Guard Navigation and Vessel Inspection Circular 7-91. A full excursion on Lake Michigan shall not exceed a distance of one (1) statute mile from the vessel's dock site during the cold water months of October through June pursuant to United States Coast Guard Navigation and Vessel Inspection Circular 7-91.

(4) "Intermediate excursion" means a gambling excursion during which the vessel cruises in protected navigable water on or accessible to Lake Michigan.

(5) "Master" means the officer having command of a vessel and who holds the appropriate United States Coast Guard license under 46 CFR 10.401 through 46 CFR 10.482, 1994 edition.

(6) "Navigable water" means water that the commission determines to be navigable under IC 4-33-4-13.

(7) "Open water" means water on or accessible to Lake Michigan that is not within a protected harbor.

(8) "Partially protected waters" has the meaning set forth in 46 CFR 169.107(n).

(9) "Vessel" means a riverboat as defined in IC 4-33-2-17.

(Indiana Gaming Commission; 68 IAC 8-1-1; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3290; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-1-2 General provisions

Authority: IC 4-33-4-1; IC 4-33-4-2
Affected: IC 4-33-4; IC 4-33-5; IC 4-33-6; IC 4-33-9-2

Sec. 2. (a) Dockside gambling, as defined in section 1 of this rule, is prohibited.

(b) If the master determines that the conditions set forth in IC 4-33-9-2(b) exist, the riverboat may remain at the dock, and the riverboat licensee may permit gaming to be conducted.

(c) A gambling excursion conducted by a riverboat licensee shall be in accordance with IC 4-33-9-2, this rule, a schedule, and a route approved by the executive director or the commission. A gambling excursion shall meet the following requirements:

(1) A gambling excursion shall be at least two (2) hours in duration, but not more than four (4) hours in duration. The period of time during which passengers embark and disembark constitutes a portion of the gambling excursion if gambling is allowed. A gambling excursion begins at the time patron embarkation commences if gambling is allowed during embarkation. A gambling excursion continues during the period of passenger disembarkation if gambling is allowed to continue during this period. A gambling excursion terminates upon the conclusion of the passenger disembarkation period if gambling continues during that period.

(2) Passenger embarkation and disembarkation may not exceed a period of thirty (30) minutes each. The riverboat licensee may allow gambling to be conducted during the period of embarkation or disembarkation, or both. At the conclusion of the thirty (30) minute embarkation period, the gangway or its equivalent must be closed and further embarkation by patrons shall not be permitted. At the conclusion of a gambling excursion, patron disembarkation may continue for a period of thirty (30) minutes or less. Unless approved by the commission, patron embarkation shall not commence until the conclusion of the

patron disembarkation period.

(d) Commission approval of excursion route and schedules shall be obtained in the following manner:

(1) At least thirty (30) days before the commencement of gambling excursions, the riverboat license applicant shall submit a proposed standard excursion schedule and excursion route or routes, including any stops, to the executive director. The proposed excursion schedule and excursion route or routes shall specify at least one (1) full excursion route and, if the home dock site of the vessel is located on Lake Michigan, at least one (1) intermediate excursion route in accordance with this rule. If the riverboat licensee submits more than one (1) full excursion route or more than one (1) intermediate excursion route, the riverboat licensee must submit an emergency response plan in accordance with 68 IAC 8-2-3 for each excursion route.

(2) If the executive director approves the proposed standard excursion schedule and excursion route or routes, the executive director shall notify the riverboat license applicant, in writing, that the schedule and route or routes are approved.

(3) If the executive director does not approve the proposed standard excursion schedule and excursion route or routes, the executive director shall notify the riverboat license applicant in writing. The riverboat licensee shall not operate under a proposed standard excursion schedule or route until it receives approval from the executive director.

(e) The riverboat licensee or riverboat license applicant may submit a standard excursion route that proposes excursions of varying lengths based upon days of the week or the hours of day.

(f) The riverboat licensee may amend an excursion route or schedule by submitting a proposed amended schedule or route to the executive director for review in accordance with subsection (d).

(g) The riverboat licensee shall allow patrons to disembark from the riverboat at any time that the riverboat remains at the dock and gambling continues under IC 4-33-9-2. *(Indiana Gaming Commission; 68 IAC 8-1-2; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3291; filed Aug 20, 1997, 7:11 a.m.: 21 IR 13; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-1-3 Lake Michigan excursions and vessel requirements

Authority: IC 4-33-4-1; IC 4-33-4-2
Affected: IC 4-33-4; IC 4-33-5; IC 4-33-6; IC 4-33-2; IC 4-33-9-2

Sec. 3. (a) This section applies to vessels that are docked in counties contiguous to Lake Michigan.

(b) If the master determines that the conditions set forth in IC 4-33-9-2(b) exist, the riverboat may remain docked and the riverboat licensee may permit gaming to be conducted. The master shall conduct a full excursion unless the master determines that the conditions set forth in IC 4-33-9-2(b) or the conditions set forth in subsection (c) exist.

(c) Unless otherwise authorized by the commission, the master may conduct an intermediate excursion only if the master determines the following:

(1) The sea conditions or weather conditions, or both, do not permit a full excursion.

(2) The conditions of IC 4-33-9-2(b) do not exist.

(d) Vessels that operate on Lake Michigan or waters accessible to Lake Michigan must be certificated by the United States Coast Guard, at a minimum, for standards required for partially protected waters on Lake Michigan year round pursuant to 46 CFR Subchapter H. *(Indiana Gaming Commission; 68 IAC 8-1-3; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3292; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-1-4 Ohio River excursions

Authority: IC 4-33-4-1; IC 4-33-4-2
Affected: IC 4-33-4; IC 4-33-5; IC 4-33-6; IC 4-33-9-2

Sec. 4. (a) This section applies to vessels that are docked in counties contiguous to the Ohio River.

(b) The master shall conduct a full excursion during all times of the year unless the master determines that the conditions set forth in IC 4-33-9-2(b) exist. If the master determines that the conditions set forth in IC 4-33-9-2(b) exist, the riverboat may remain docked and the riverboat licensee may permit gaming to be conducted. *(Indiana Gaming Commission; 68 IAC 8-1-4; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3292; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-1-5 Conduct of gambling while riverboat is docked
Authority: IC 4-33-4-1; IC 4-33-4-2
Affected: IC 4-33-4; IC 4-33-5; IC 4-33-6; IC 4-33-9-2

Sec. 5. (a) If the master reasonably determines that any of the circumstances set forth in IC 4-33-9-2 exist, the riverboat shall remain docked or the master shall terminate the full or intermediate excursion. The riverboat may remain docked until the master determines that the conditions set forth in IC 4-33-9-2(b) have sufficiently diminished or been corrected for the riverboat to safely proceed or the duration of the authorized excursion has expired. The riverboat licensee may permit the conduct of gaming during the time the riverboat is docked and the conditions set forth in IC 4-33-9-2(b) exist.

(b) The riverboat licensee shall immediately initiate the repairs necessary to correct the mechanical or structural difficulty that prevents a full or intermediate excursion.

(c) If the master determines that conditions set forth in IC 4-33-9-2 preclude an intermediate or full excursion, the riverboat licensee shall file a written report detailing the basis for such action with the commission agent immediately.

(d) The riverboat licensee shall comply with the reporting requirements for marine casualties established in 46 CFR 4.05. The riverboat licensee shall provide a copy of any reports made to the United States Coast Guard to the executive director simultaneously. *(Indiana Gaming Commission; 68 IAC 8-1-5; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3292; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-1-6 Extended excursions
Authority: IC 4-33-4-1; IC 4-33-4-2
Affected: IC 4-33-4; IC 4-33-5; IC 4-33-6; IC 4-33-9

Sec. 6. (a) A riverboat licensee may request permission to conduct a gambling excursion that will last more than four (4) hours or exceeds the three (3) mile limit for a full excursion on Lake Michigan, or both. The riverboat licensee shall submit the request, in writing, at least ninety (90) days before the extended cruise is to be conducted.

(b) The request must include the following information:

(1) The appropriate dates and times of the extended cruise.

(2) The purpose of the extended cruise.

(3) The proposed excursion route that will be followed.

(4) A statement detailing any effect the extended excursion will have on the emergency response plan required under 68 IAC 2-2-2, and any adjustments that will be made to the emergency response plan to ensure the plan will be effective during an extended cruise.

(5) Any other information the riverboat licensee deems pertinent or as required by the executive director or the commission to ensure that the riverboat gambling operation is conducted in accordance with the Act and this title.

(c) The commission shall:

(1) either approve or disapprove the extended cruise at its next scheduled meeting; and

(2) direct the executive director to notify the riverboat licensee, in writing, of its decision.

(d) The commission shall consider the following factors when approving or disapproving an extended excursion schedule:

(1) The deviation of the extended excursion schedule or route, or both, from the approved excursion schedule or route.

(2) The purpose of the extended excursion.

(3) The impact the deviation will have on the emergency response plan.

(4) Any other factor the commission deems necessary to ensure compliance with the Act and this title.

(Indiana Gaming Commission; 68 IAC 8-1-6; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3292; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-1-7 Deviations from standard excursion route
Authority: IC 4-33-4-1; IC 4-33-4-2
Affected: IC 4-33-4; IC 4-33-5; IC 4-33-6; IC 4-33-9

Sec. 7. The riverboat licensee may operate under a temporary excursion schedule that deviates from the standard excursion

schedule for a period of not more than thirty (30) days if the riverboat licensee obtains the approval of the executive director. The riverboat licensee shall request approval of the temporary schedule from the executive director in writing. The riverboat licensee shall advise the executive director of the following information:

(1) The route of the proposed temporary gambling excursion schedule.

(2) The reason or reasons why a temporary gambling excursion schedule is necessary.

(3) The date or dates during which a temporary gambling excursion schedule will be operated.

(4) A statement detailing any effect the temporary excursion schedule will have on the emergency response plan required under 68 IAC 8-2, and any adjustments that will be made to the emergency response plan to ensure the plan will be effective during an extended cruise.

(5) Any other information the riverboat licensee deems pertinent or as required by the executive director or the commission to ensure that the riverboat gambling operation is conducted in accordance with the Act and this article.

(Indiana Gaming Commission; 68 IAC 8-1-7; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3293; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-1-8 Emergency procedures

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-9-2
Affected: IC 4-33-4; IC 4-33-5; IC 4-33-6; IC 4-33-9

Sec. 8. (a) In the event of an emergency, the master may amend a standard excursion route.

(b) In the event of an emergency, the riverboat licensee or the master, or both, may amend a standard excursion schedule.

(c) The riverboat licensee shall immediately report an emergency amendment to the standard excursion route or schedule to the commission agent.

(d) The riverboat licensee shall submit an emergency schedule or route log, on forms prescribed by the commission, when a standard excursion route or schedule is altered in accordance with this section. The emergency schedule or route log shall detail the circumstances necessitating the emergency excursion route or schedule and shall be submitted to the executive director within five (5) business days of the emergency excursion route or schedule.

(e) As soon as the circumstances necessitating the emergency route or schedule abate, the master or the riverboat licensee, or both, shall resume compliance with the standard excursion route or schedule. *(Indiana Gaming Commission; 68 IAC 8-1-8; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3293; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-1-9 Violation of rule

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-9-2
Affected: IC 4-33-4; IC 4-33-5; IC 4-33-6; IC 4-33-9

Sec. 9. The commission may, if it determines that a master, the riverboat licensee, or a supplier licensee providing navigational services and crew may be abusing this rule, initiate an investigation and a disciplinary action against any of the following:

(1) The master.

(2) The riverboat licensee.

(3) The supplier licensee that is providing navigational services to the riverboat.

(Indiana Gaming Commission; 68 IAC 8-1-9; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3293; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-1-10 Waiver, alteration, or restriction of requirement

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 10. The executive director or the commission may waive, alter, or restrict any requirement or procedure, with the exception of statutory requirements, set forth in this rule if the executive director or the commission determines the following:

(1) The requirement or procedure is impractical or burdensome and the waiver, alteration, or restriction is in the best interest of the public and the gaming industry.

(2) The waiver of the requirement or procedure is not outside the technical requirement necessary to serve the purpose of the requirement and will not reduce the integrity of the game established by this article.

(Indiana Gaming Commission; 68 IAC 8-1-10; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3294; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-1-11 Reports by the executive director

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-9-2
Affected: IC 4-33-4; IC 4-33-5; IC 4-33-6; IC 4-33-9; IC 5-14-1.5-6.1

Sec. 11. The executive director shall report any action he or she has taken or contemplates taking under this rule with respect to excursions and excursion schedules at the next meeting held under 68 IAC 2-1-5 or an executive session held under IC 5-14-1.5-6.1(b). The commission may direct the executive director to take additional or different action. *(Indiana Gaming Commission; 68 IAC 8-1-11; filed Jul 18, 1996, 9:05 a.m.: 19 IR 3294; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

Rule 2. Medical Services; Emergency Response

68 IAC 8-2-1 Applicability; definitions

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 1. (a) This rule applies to riverboat licensees and riverboat license applicants.

(b) The following definitions apply throughout this rule:

(1) "Emergency response team" means the riverboat licensee's personnel that are responsible for coordinating activities in the event of an incident and implementing the emergency response plan.

(2) "Incident" means an accident, emergency, disaster, or event that necessitates emergency response.

(3) "Interim compliance period" means the period of time between the issuance of a certificate of suitability and the issuance of a permanent riverboat owner's license or the issuance of a notice of denial.

(4) "Planning factor" means all of the local conditions that make an emergency response plan necessary.

(5) "Riverboat license applicant" means an applicant for a riverboat owner's license that has been issued a certificate of suitability under 68 IAC 2-1-5.

(Indiana Gaming Commission; 68 IAC 8-2-1; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2657; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-2 Medical services and medical supplies

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33; IC 16-31-3

Sec. 2. (a) A riverboat licensee shall have at least one (1) employee who is certified as an emergency medical technician under IC 16-31-3 and 836 IAC 1-5 on the riverboat at all times patrons are present on the riverboat.

(b) The riverboat licensee shall maintain the emergency care equipment set forth in 836 IAC 1-3-5 on the riverboat. *(Indiana Gaming Commission; 68 IAC 8-2-2; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2657; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-2-3 Emergency response preparedness

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 3. (a) The riverboat license applicant shall submit an emergency response plan during the interim compliance period in accordance with 68 IAC 2-1-5. The emergency response plan shall be submitted at least sixty (60) days prior to the commencement of gambling operations.

(b) The emergency response plan shall address or contain the following elements:

(1) Incident information summary.
(2) Promulgation document.
(3) Legal authority and responsibility for response.
(4) Table of contents.
(5) Abbreviations, definitions, and acronyms section.
(6) Planning factors.
(7) Concept of operations.
(8) Instructions for emergency response plan use.
(9) Record of amendments.
(10) Emergency notification procedures.
(11) Direction and control document.
(12) Communication among responders.
(13) Warning systems and emergency public notification.
(14) Public information and community relations.
(15) Medical information.
(16) Resource management.
(17) Personal protective measures and evacuation procedures.
(18) Fire and rescue measures.
(19) Law enforcement and security.
(20) Human services.
(21) Documentation and investigative follow-up.
(22) Procedures for testing and updating the emergency response plan.
(23) Training.

The contents of each element is set forth in sections 4 through 26 of this rule.

(c) The executive director shall, in writing, approve or not object to, or both, the emergency response plan after consultation with one (1) or more of the following:

(1) The Indiana department of natural resources.
(2) The emergency management agency.
(3) The United States Coast Guard.

A riverboat licensee can commence operations if an emergency response plan is approved or not objected to. A riverboat licensee shall not commence operations if the emergency response plan is disapproved.

(d) A riverboat licensee that operates from a temporary site shall submit an emergency response plan for the temporary site.

(e) Amendments to the emergency response plan shall be handled in the following manner:

(1) Amendments shall be submitted to the executive director at least sixty (60) days prior to the institution of the amendments. The executive director shall, in writing, approve or not object to, or both, the emergency response plan after consultation with one (1) or more of the following:

(A) The Indiana department of natural resources.
(B) The emergency management agency.
(C) The United States Coast Guard.

(2) Emergency amendments shall be submitted to the executive director immediately. The executive director shall, in writing, approve or not object to, or both, the emergency response plan after consultation with one (1) or more of the following:

(A) The Indiana department of natural resources.
(B) The emergency management agency.
(C) The United States Coast Guard.

Each emergency amendment must be approved or not objected to, or both, by the executive director. An emergency amendment that is not approved or that is objected to by the executive director shall be discontinued by the riverboat licensee upon being advised of this information, in writing, by the executive director.

(f) A riverboat licensee shall file a written report outlining the manner in which an incident was responded to within ten (10) days of the occurrence of an incident. The report shall outline the following elements:

(1) The incident information summary set forth in section 4 of this rule.

(2) The manner in which the incident was responded to.
(3) The way in which the response differed from the emergency response plan submitted to the commission under subsection (b).
(4) Any problems the riverboat licensee noted with the emergency response plan that was submitted under subsection (b).
(5) Any other information deemed necessary by the commission to ensure compliance with the Act and this title.

(Indiana Gaming Commission; 68 IAC 8-2-3; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2657; errata filed Aug 17, 1995, 1:30 p.m.: 19 IR 42; filed Apr 19, 1996, 3:00 p.m.: 19 IR 2252; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-4 Incident information summary

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 4. The incident information summary shall specify that the following information is to be recorded by the riverboat licensee's emergency response team:
(1) The date and time of the incident.
(2) The location of the incident.
(3) The type of incident.
(4) Any injuries or fatalities, or both, that resulted from the incident.
(5) Any other information deemed necessary by the emergency response team or the executive director to provide a complete and detailed description of the incident.

(Indiana Gaming Commission; 68 IAC 8-2-4; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2658; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-5 Promulgation document

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 5. The promulgation document shall contain the following:
(1) A document signed by the master or the chief executive officer or the equivalent of the riverboat licensee, or both, adopting the plan.
(2) Letters from affected jurisdiction, entities, or authorities approving the plan or offering no objection to the plan, or both.
(3) Any letters of agreement that have been reached between the riverboat licensee and any local emergency response and notification agencies.

(Indiana Gaming Commission; 68 IAC 8-2-5; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2658; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-6 Legal authority and responsibility for response

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 6. The legal authority and responsibility for response shall contain the following:
(1) A description of or reference to the legal entities in the jurisdiction whose emergency response roles are described in the emergency response plan. The business addresses and telephone numbers of the legal entities shall be set forth.
(2) A list all other authorities, including state and federal authorities, the riverboat licensee regards as essential to the emergency response plan.

(Indiana Gaming Commission; 68 IAC 8-2-6; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2658; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-7 Table of contents
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 7. The table of contents shall list all elements of the emergency response plan, including tabs and appendices. *(Indiana Gaming Commission; 68 IAC 8-2-7; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2658; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-2-8 Abbreviations, definitions, and acronyms
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 8. The abbreviations, definitions, and acronyms section shall identify all abbreviations and acronyms, and explain all essential terms utilized in the text of the emergency response plan. *(Indiana Gaming Commission; 68 IAC 8-2-8; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2658; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-2-9 Planning factors
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 9. The planning factors shall set forth the following:
(1) A list of all of the assumptions about conditions that might develop in the immediate area of the riverboat or support facility in the event of an incident at the dock site or on an excursion route.
(2) An identification and description of facilities near the dock site or along the excursion route that might be a hazard if an incident were to occur within its boundaries.
(3) An identification and description of other facilities, such as boats and barges, that may contribute an additional risk to an emergency response.
(4) A description of the geographical features of the area, including sensitive environmental areas, land use patterns, water supplies, and public transportation that may impact an immediate evacuation.
(5) A description of major demographic features of the area, including those features that impact an emergency response, including, but not limited to, the following:
(A) Population density.
(B) Special populations.
(C) Particularly sensitive institutions.
(6) Critical time variables that impact on an incident, such as the time of day and year a particular incident is most likely to occur.
(Indiana Gaming Commission; 68 IAC 8-2-9; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2658; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-10 Concept of operations
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 10. The concept of operations shall include the following:
(1) A designation of the personnel that shall constitute the emergency response team.
(2) Identification, by title, of the individual or individuals designated the emergency coordinator or coordinators. The master shall be the incident commander in charge of an emergency response.
(3) An explanation of the relationship between the emergency coordinator and the local government response authorities within the area.
(4) A description of the relationship between the emergency response plan and other response plans within the affected jurisdiction or jurisdictions.

(5) A description of the functions and responsibilities of all local response organizations within the area, including public, private, volunteer, and charitable organizations.
(6) A list of mutual aid agreements or other agreements for sharing data and response resources. Documentation that local response agencies were allowed the opportunity to view the riverboat and the location of emergency response equipment.
(7) A description of the relationship between local and state emergency response authorities.
(8) A description of the relationships between local, state, and federal response agencies, including the plans and activities of each agency.

(Indiana Gaming Commission; 68 IAC 8-2-10; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2659; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-11 Instructions for emergency response plan

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 11. The instructions for emergency response plan use shall contain the following:
(1) A discussion of the purpose of the emergency response plan.
(2) A list of organizations and persons receiving a copy of the emergency response plan and emergency response plan amendments. The list shall indicate the date that the copy was sent and identify the copy that was sent to an organization or person.

(Indiana Gaming Commission; 68 IAC 8-2-11; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2659; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-12 Record of amendments

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 12. The record of amendments shall describe the method for maintaining and revising the emergency response plan, recording all changes made to the emergency response plan, and a method for controlling the distribution of amendments to the emergency response plan. *(Indiana Gaming Commission; 68 IAC 8-2-12; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2659; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-2-13 Emergency notification procedures

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 13. The emergency notification procedures shall include the following:
(1) Procedures for providing reliable, effective, and timely notification by the riverboat emergency coordinators and community emergency coordinator to persons designated in the emergency response plan, and to the public that an incident has occurred.
(2) Include procedures for the immediate notification of the appropriate twenty-four (24) hour hotline. The notification procedures shall be located in a prominent place in the emergency response plan and at various locations on the riverboat and at the support facilities, including the security office.
(3) List the twenty-four (24) hour emergency hotline numbers for the local emergency response organizations within the area.
(4) An accurate and up-to-date emergency assistance telephone roster that includes numbers for at least the following:
(A) Technical and response personnel.
(B) Local emergency management director.
(C) State emergency management agency.
(D) United States Coast Guard.
(E) Participating state and local agencies.
(F) Public and private sector support groups.

(Indiana Gaming Commission; 68 IAC 8-2-13; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2659; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-14 Direction and control document

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 14. The direction and control document shall set forth the following:

(1) Methods and procedures to be followed by the emergency response team, riverboat licensee personnel, and local emergency and medical personnel to respond to an incident.

(2) Identify the organization within the area that is responsible for providing direction and control to the total emergency response system described in section 10 of this rule.

(3) Identify persons or offices within each response organization who provide direction and control to each of the organizations.

(4) Identify persons or offices providing direction and control within each of the emergency response functions.

(5) Describe persons or offices responsible for the performance of incident command function on the riverboat and the method for utilizing the incident command system.

(6) Describe the chain of command for the total emergency response system, for each major response function, and for the organization controlled by the incident commander.

(7) Identify persons responsible for the activation and operation of the emergency response center (if one is set up), the on-scene command post, and the methods by which those persons will coordinate their activities.

(8) List three (3) levels of incident severity and associated response levels.

(9) Identify the conditions for each level of incident severity listed in subdivision (8).

(10) Identify the responsible person or persons at each level of incident severity.

(Indiana Gaming Commission; 68 IAC 8-2-14; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2660; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-15 Communications among responders

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 15. The communications among responders section shall include the following:

(1) A description of all methods by which identified responders will exchange information and communicate with each other during a response, including the communications networks and common frequencies that will be utilized.

(2) A description of the primary and back-up systems for all communication channels and systems.

(3) Contain a diagram or matrix that shows the flow of information to be maintained within the emergency response system.

(Indiana Gaming Commission; 68 IAC 8-2-15; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2660; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-16 Warning systems and emergency public notification

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 16. The warning systems and emergency public notification section shall include the following:

(1) An identification of responsible officials on board the riverboat and a description of the methods by which those officials will notify the patrons and public of an incident, impending incident, or on-board incident.

(2) Notification may be accomplished in one (1) of the following manners:

(A) A siren or other signal. The meaning of the siren or other signal and the response to be taken in reaction to a siren or other signal shall be set forth in the emergency response plan.

(B) Other methods of notification of patrons, including, but not limited to, an intercom system, deck-to-deck

announcements, and room-to-room announcements.

(3) A description of the methods for coordination of emergency public notification during an emergency response.

(Indiana Gaming Commission; 68 IAC 8-2-16; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2660; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-17 Public information and community relations

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 17. The public information and community relations section shall include the following:

(1) A description of the methods used, prior to incidents, for educating the public about possible incidents and planned protective measures.

(2) A designated public information officer and spokesperson and a description of methods for keeping the public informed during an incident, including a list of all radio, television, and press contacts.

(3) A description of the role and organizational position of the public information officer during incidents.

(4) A description of any related public information activities that should be undertaken prior to and during an incident.

(Indiana Gaming Commission; 68 IAC 8-2-17; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2660; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-18 Medical information

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 18. The medical section shall include the following:

(1) A list of the hospitals and telephone numbers of the hospitals within the county and those in surrounding counties to which sick or injured individuals may be transported.

(2) A list of fire departments and other sources providing rescue services and the corresponding telephone numbers.

(3) The name and telephone number of the county coroner's office.

(4) A description of the methods of coordination between the riverboat medical coordinator and the medical response services in the area, including emergency medical services response personnel.

(5) A designation, by title, of an individual to function as a triage officer, the methodology to be utilized, and the method of coordination with local health and medical officials.

(6) A description of the utilization of a comprehensive management of the medical resource listing, including, but not limited to, the following:

(A) Medical personnel, emergency medical services response personnel, and other manpower.
(B) Emergency vehicles.
(C) Ambulances.
(D) Hospitals, hospital capacity, and type of treatment available.
(E) Specialized rescue units.
(F) Medical response teams.
(G) Mortuary services.

(7) A description of the relationship and coordination between the riverboat emergency coordinator, the mortuary, and the coroner in a mass casualty situation.

(Indiana Gaming Commission; 68 IAC 8-2-18; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2661; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-19 Resources management section

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 19. The resources management section shall include the following:
(1) A description of the available emergency equipment and facilities in the community and an identification of the persons responsible for such equipment and facilities.
(2) A list of personnel resources available for emergency response by major categories, including governmental, volunteer, and private sector resources.
(3) A description of the types, quantities, capabilities, and location of emergency equipment available, including the equipment in the possession of fire departments, police departments, and emergency medical response units.
(Indiana Gaming Commission; 68 IAC 8-2-19; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2661; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-20 Personal protective measures and evacuation procedures
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 20. The personal protective measures and evacuation procedures section shall include the following:
(1) A description of evacuation plans, including those for precautionary evacuations and alternative evacuations.
(2) A description of the authority for ordering or recommending evacuation, including the riverboat licensee personnel authorized to recommend evacuation.
(3) A description of the authority, responsibility, and the chain of command of governmental agencies and private sector organizations.
(4) A description of the role of the affected facilities in the evacuation decision making.
(5) A description of the methods to be utilized in an evacuation, including the methods to be utilized for assisting mobility impaired individuals.
(6) A description of the relationship between evacuation procedures and other protective measures.
(7) A description of potential incidents or circumstances that would require evacuation, including, but not limited to, the following circumstances:
(A) Fire.
(B) Bomb threat.
(C) Hazardous material release in the area.
(8) A description of the emergency exits and evacuation routes, including primary and alternative routes.
(9) A description of the procedures for providing security during any evacuation and providing security for the evacuees.
(10) A description of the procedures to be utilized to manage an orderly return of people to the riverboat.
(11) Evacuation plans shall be practiced on a continuing basis, at least one (1) time every quarter. The director of security shall determine the time that the evacuation plan is practiced. The riverboat licensee shall provide the executive director of the schedule of the practice evacuations. This schedule shall be updated on an annual basis and submitted to the executive director by January 31 each year.
(Indiana Gaming Commission; 68 IAC 8-2-20; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2661; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-21 Fire and rescue
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 21. The fire and rescue section shall include the following:
(1) A list of the major tasks to be performed by firefighters in coping with a fire on the riverboat.
(2) An identification of the public and private sector fire protection organizations with response capability and those with knowledge of shipboard fires.
(3) An identification of firefighting and rescue capabilities, including trained personnel, equipment, and fire extinguishers. The location of the equipment and fire extinguishers shall be noted.
(4) A description of the training program for navigational personnel and security personnel.

(Indiana Gaming Commission; 68 IAC 8-2-21; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2661; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-22 Law enforcement and security

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 22. The law enforcement and security section shall include the following:

(1) A description of the riverboat licensee's command structure including assignment of emergency responsibilities.

(2) A list of the major law enforcement tasks related to enforcement of statutory requirements pertaining to riverboat gambling.

(3) A description of the provisions in place to request assistance from local law enforcement agencies, if necessary.

(4) A description of the methods in place to train all security personnel.

(Indiana Gaming Commission; 68 IAC 8-2-22; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2662; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-23 Human services

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 23. The human services section shall include the following:

(1) A list of the agencies and corresponding telephone numbers for those agencies responsible for providing emergency human services, including, but not limited to, the following:

(A) Food.
(B) Shelter.
(C) Clothing.
(D) Continuity of medical care.
(E) Crisis counseling.

(2) A description of the major human services activities and the means for the accomplishment of those activities.

(Indiana Gaming Commission; 68 IAC 8-2-23; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2662; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-24 Documentation and investigative follow-up

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 24. The documentation and investigative follow-up section shall include the following:

(1) A list of all reports required by local, state, and federal agencies and the individuals responsible for preparing the reports after an incident.

(2) A description of the methods for evaluating emergency responses and an identification, by title, of the individuals responsible for conducting the evaluations.

(3) A description of the provisions for cost recovery.

(Indiana Gaming Commission; 68 IAC 8-2-24; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2662; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-25 Testing and updating plan procedures

Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 25. The procedures for testing and updating the plan shall include the following:

(1) The methods and schedules for practicing the emergency response plan. The emergency response plan shall be practiced at least one (1) time every quarter.
(2) A description of the nature of the exercises for testing the adequacy of the emergency response plan.
(3) A list of the frequency of the practice session, by type of incident.
(4) A practice session schedule for the current year. This practice session schedule shall be updated on an annual basis. All schedules shall be provided to the executive director by January 31 of each year.
(5) A description of the role of affected response agencies or transportation companies, or both, in the practice sessions.
(6) A description of the procedures utilized to evaluate performance during the practice sessions, the method utilized to revise the emergency response plan, and the method utilized to correct deficiencies in the emergency response plan.
(Indiana Gaming Commission; 68 IAC 8-2-25; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2662; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-26 Training
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 26. The training section shall include the following:
(1) A list of training programs for riverboat personnel and a schedule of the training programs. The schedule of training programs shall be updated annually, and a copy of the schedule provided to the executive director by January 31 of each year.
(2) A list of the training programs and schedules for the training of local emergency response and medical personnel.
(3) A schedule of training activities for the current year. The schedule shall be updated on an annual basis, and the updated schedule shall be provided to the executive director by January 31 of each year.
(Indiana Gaming Commission; 68 IAC 8-2-26; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2662; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)

68 IAC 8-2-27 Navigation personnel and life saving equipment
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 27. (a) The riverboat licensee shall comply with the safety equipment and appliances requirements specified by the United States Coast Guard under 46 CFR 2.01 through 46 CFR 2.95.
(b) The riverboat licensee shall comply with the minimum manning requirements specified by the United States Coast Guard under 46 CFR 2.01 through 46 CFR 2.95. *(Indiana Gaming Commission; 68 IAC 8-2-27; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2663; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-2-28 Waiver of requirements
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33

Sec. 28. The executive director may waive, restrict, or alter any requirement or procedure set forth in this rule if the executive director determines that the requirement or procedure is impractical or burdensome, and such waiver, restriction, or alteration is in the best interest of the public and the gaming industry, and is not outside the technical requirements necessary to serve the purpose of the requirement or procedure. *(Indiana Gaming Commission; 68 IAC 8-2-28; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2663; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

68 IAC 8-2-29 Reports by the executive director
Authority: IC 4-33-4-1; IC 4-33-4-2; IC 4-33-4-3
Affected: IC 4-33; IC 5-14-1.5-6.1

Sec. 29. The executive director shall report any action he or she has taken or contemplates taking under this rule with respect

to an emergency response plan at the next meeting held under 68 IAC 2-1-5 or an executive session held under IC 5-14-1.5-6.1. The commission may direct the executive director to take additional or different action. *(Indiana Gaming Commission; 68 IAC 8-2-29; filed Jun 23, 1995, 2:30 p.m.: 18 IR 2663; readopted filed Oct 15, 2001, 4:34 p.m.: 25 IR 898)*

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