

RESOLUTION 2005-46

A RESOLUTION CONCERNING GAMING AGENT TRAINING

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. Pursuant to Public Law 170, Indiana Code 4-33 was amended, effective July 1, 2005, to require the Commission to employ gaming agents to perform certain duties imposed by the Riverboat Gambling Act, IC 4-33 *et seq.* (“Act”).
2. Pursuant to IC 4-33-4.5-1(a), all gaming agents are vested with full police powers and duties to enforce the Act.
3. Pursuant to IC 5-2-1-9(n), gaming agents may exercise the specific powers enumerated in IC 5-2-1-9(d) (i.e., making an arrest, conducting a search or a seizure of a person or property, and carrying a firearm), only after having completed (1) a pre-basic course as established by IC 5-2-1-9(f), and (2) any other training course(s) established by the Commission in conjunction with the Law Enforcement Training Board.
4. The Division of Gaming Agents will consist of two sections: (1) the Background and Financial Investigations Section, and (2) the Enforcement Section.
5. The Executive Director of the Commission and the Superintendent of the Division of Gaming Agents have determined that the job duties of gaming agents employed in the Background and Financial Investigations Section do not require the exercise of the specific powers enumerated in IC 5-2-1-9(d). As such, the Executive Director and Superintendent recommend that any Background and Financial Investigators hired by the Commission be exempted from completing the pre-basic training course described in IC 5-2-1-9(f).

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

SECTION 1: SCOPE

This resolution applies to the Indiana Gaming Commission and its gaming agents.

SECTION 2: DEFINITIONS

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

SECTION 3: APPROVAL OF GAMING AGENT TRAINING STRUCTURE

The Commission hereby approves the exemption of gaming agents employed in the Background and Financial Investigations Section from completing the pre-basic training course.

SECTION 5: EFFECTIVE DATE

This resolution is effective immediately.

ADOPTED THIS THE 26th DAY OF SEPTEMBER, 2005.

THE INDIANA GAMING COMMISSION:



Harold Calloway, Chair

ATTEST:



Donald R. Vowels, Secretary