

RESOLUTION 2016-214
A RESOLUTION ADOPTING LSA DOCUMENT #16-52 AS A FINAL RULE

The Indiana Gaming Commission ("Commission") approves the following Resolution pursuant to the authority granted to it under Ind. Code § 4-33-4 and Ind. Code § 4-35-4.

The Commission has considered the following factors:

1. Governor Pence's Executive Order 13-03 instructed the Commission to work directly with the Office of Management and Budget to identify rules to be amended or repealed to ease their regulatory impact. The Office of Management and Budget approved LSA Rule Document #16-52, which removes numerous sections containing duplicative and obsolete language and ensures that Title 68 of the Indiana Administrative Code conforms with the Indiana Code relating to ethics rules.
2. The Commission began promulgation of the attached LSA Rule Document #16-52 under Ind. Code § 4-22. A Notice of Intent to adopt LSA Rule Document #16-52 was posted at DIN: 20160203-IR-068160052NIA on the *Indiana Register* website on February 3, 2016. The *Indiana Register* posted the proposed rule at DIN: 20160615-IR-068160052PRA on the *Indiana Register* website on June 15, 2016.
3. The Commission held a public hearing for this rule on July 14, 2016 at 10:00 A.M. in compliance with Ind. Code § 4-22. There were no attendees and no public comments at the public hearing. The Commission did not receive any public written comments. All comments received by the Indiana Office of Small Business & Entrepreneurship and the fiscal impact statements have been made available to the Commission. The Commission has also considered the transcript from the public hearing.
4. Following the adoption of the attached rule document as a final rule, the final rule will be forwarded to the Office of the Attorney General and the Governor for approval, and filed thereafter with the *Indiana Register*. The rule will be effective 30 days after it is filed with the *Indiana Register*.

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

SECTION 1: SCOPE

This resolution applies to all persons subject to the authority granted to the Commission by the General Assembly in Ind. Code §§ 4-33 and 4-35.

SECTION 2: DEFINITIONS

The definitions set forth in Ind. Code § 4-32.2, Ind. Code § 4-33, Ind. Code § 4-35, and Title 68 of the Indiana Administrative Code apply to this resolution.

SECTION 3: ADOPTION OF FINAL RULES

The Commission adopts the following rules as reflected on the attached proposed Final Rule document:

Adds 68 IAC 1-2-13 regarding deviations from provisions. Amends 68 IAC 1-15-1, 68 IAC 2-1-8, 68 IAC 2-1-11, 68 IAC 2-2-5.2, 68 IAC 2-2-5.3, 68 IAC 2-2-10, 68 IAC 2-3-5, 68 IAC 2-3-9, 68 IAC 5-1-7, and 68 IAC 5-2-5 to remove duplicative language relating to disciplinary action. Adds 68 IAC 8-1-12 regarding excursions. Adds 68 IAC 9-5 regarding ethics provisions. Amends 68 IAC 15-3-1, 68 IAC 16-1-14, 68 IAC 18-1-3, and 68 IAC 24-3-34 to remove duplicative language relating to disciplinary action. Repeals 68 IAC 1-3-6, 68 IAC 1-4-10, 68 IAC 1-4-11, 68 IAC 1-5-4, 68 IAC 1-7-2, 68 IAC 1-9-5, 68 IAC 1-10-2, 68 IAC 1-10-3, 68 IAC 1-11-2, 68 IAC 1-12-7, 68 IAC 1-13-2, 68 IAC 1-14-4, 68 IAC 1-16-6, 68 IAC 2-1-13, 68 IAC 2-2-12, 68 IAC 2-3-10, 68 IAC 2-3.5-4, 68 IAC 2-6-47, 68 IAC 2-6-48, 68 IAC 2-6.5-7, 68 IAC 2-7-11, 68 IAC 3-3-11, 68 IAC 4-1-9, 68 IAC 4-1-10, 68 IAC 5-1-8, 68 IAC 5-2-6, 68 IAC 5-3-5, 68 IAC 5-3-6, 68 IAC 8-1-1, 68 IAC 8-1-2, 68 IAC 8-1-3, 68 IAC 8-1-4, 68 IAC 8-1-5, 68 IAC 8-1-6, 68 IAC 8-1-7, 68 IAC 8-1-8, 68 IAC 8-1-9, 68 IAC 8-1-10, 68 IAC 8-1-11, 68 IAC 9-1-1, 68 IAC 9-1-2, 68 IAC 9-1-3, 68 IAC 9-1-4, 68 IAC 9-1-5, 68 IAC 9-1-6, 68 IAC 9-1-7, 68 IAC 9-1-8, 68 IAC 9-1-9, 68 IAC 9-1-10, 68 IAC 9-1-11, 68 IAC 9-1-12, 68 IAC 9-1-13, 68 IAC 9-1-14, 68 IAC 9-1-15, 68 IAC 9-1-15.1, 68 IAC 9-1-16, 68 IAC 9-1-17, 68 IAC 9-2-1, 68 IAC 9-2-2, 68 IAC 9-2-3, 68 IAC 9-2-4, 68 IAC 9-2-5, 68 IAC 9-2-6, 68 IAC 9-2-7, 68 IAC 9-2-8, 68 IAC 9-2-9, 68 IAC 9-2-10, 68 IAC 9-2-11, 68 IAC 9-2-12, 68 IAC 9-2-13, 68 IAC 9-2-14, 68 IAC 9-2-15, 68 IAC 9-2-16, 68 IAC 9-2-17, 68 IAC 9-2-18, 68 IAC 9-2-19, 68 IAC 9-2-20, 68 IAC 9-2-21, 68 IAC 9-3-1, 68 IAC 9-3-2, 68 IAC 9-3-3, 68 IAC 9-3-4, 68 IAC 9-3-5, 68 IAC 9-3-6, 68 IAC 9-3-7, 68 IAC 9-3-8, 68 IAC 9-3-9, 68 IAC 9-3-10, 68 IAC 9-3-11, 68 IAC 9-3-12, 68 IAC 9-3-13, 68 IAC 9-3-14, 68 IAC 9-3-15, 68 IAC 9-3-16, 68 IAC 9-4-1, 68 IAC 9-4-2, 68 IAC 9-4-3, 68 IAC 9-4-4, 68 IAC 9-4-8, 68 IAC 10-1-7, 68 IAC 10-1-8, 68 IAC 11-1-6, 68 IAC 12-1-13, 68 IAC 12-1-14, 68 IAC 14-1-2, 68 IAC 14-1-3, 68 IAC 14-5.5-7, 68 IAC 15-1-6, 68 IAC 15-1-7, 68 IAC 15-6-6, 68 IAC 16-1-15, 68 IAC 17-1-4, 68 IAC 17-2-4, 68 IAC 17-2-5, 68 IAC 18-1-4, 68 IAC 18-1-5, 68 IAC 19-1-5.

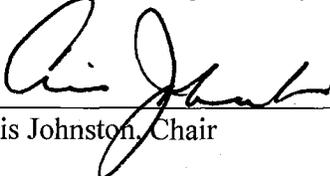
Pursuant to Ind. Code § 4-22-2, the Commission approves the attached Final Rule document. Commission staff will forward the rule to the Office of the Attorney General for approval as to legality under Ind. Code § 4-22-2-32. Upon approval by the Office of the Attorney General, the rule will be submitted to the Governor's Office for approval pursuant to Ind. Code § 4-22-2-33. After the rule has been approved or deemed approved by the Governor, the rule will be submitted to the *Indiana Register* for filing in accordance with Ind. Code § 4-22-2-35. The Commission further approves and adopts any stylistic, grammatical, typographical, or other non-substantive changes that the Commission staff or the Legislative Services Agency may make to this rule document before it is printed as a final rule in the *Indiana Register*.

SECTION 4: EFFECTIVE DATE

This resolution is effective immediately.

ADOPTED THIS 8th DAY OF SEPTEMBER, 2016.

THE INDIANA GAMING COMMISSION: ATTEST:


Cris Johnston, Chair


Joseph Svetanoff, Secretary