

RESOLUTION 2023-162
ORDER RATIFYING PREVIOUSLY ISSUED ORDER 2023-161

Resolution 2012-151 allows the Executive Director, upon obtaining consent from one Commissioner, to exercise the powers and duties of the Indiana Gaming Commission ("Commission") under Ind. Code § 4-33-4-1 and Ind. Code § 4-35-4-1.

The Commission has considered the following factors:


1. Under Ind. Code § 4-33-4-2, the Commission shall adopt rules under Ind. Code ch. 4-22-2.
2. Under Ind. Code § 4-22-2.6-2 an agency with rulemaking authority may readopt a rule in anticipation of a rule's expiration without changes in conformity with the procedures.
3. Under Ind. Code 4-22-2.6-8 a readopted rule takes effect at least thirty (30) days after the date and time that the rule was accepted for filing. Therefore, an order under Resolution 2012-151 was necessary to prevent the expiration of rules that were set to expire January 1, 2024.
4. Rules that were set to expire January 1, 2024 include parts of 68 IAC 11, 68 IAC 14, and 68 IAC 15.
5. Readoption of rules had to be approved before December 1, 2023, or the readoption would not have become active until rules had already expired.
6. The Commission has followed the procedures set in Ind. Code 4-22-2.6 for readopting the rules.
7. On November 21, 2023, Executive Director Small, upon obtaining consent from Chairman Thompson, issued Order 2023-161 pursuant to Ind. Code 4-21.5-4 and Resolution 2012-151.
8. Order 2023-161 approved the readoption of rules expiring January 1, 2024, effective November 21, 2023.
9. Resolution 2012-151 requires that the Executive Director report this action to the Commission at the next Commission meeting for ratification or other action.

Based on the foregoing, the Commission hereby **RATIFIES** the Executive Director's November 21, 2023 Order 2023-161.

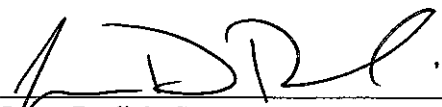
IT IS SO ORDERED THIS 11th DAY OF DECEMBER, 2023.

THE INDIANA GAMING COMMISSION:

ATTEST:



Milton O. Thompson, Chair



Jason Dudich, Secretary