

RESOLUTION 1993-16

A RESOLUTION
ADOPTING INTERIM WRITTEN GUIDELINES
TO PRESCRIBE INDIANA RIVERBOAT OWNER LICENSE
APPLICATION PART II AND PERSONAL DISCLOSURE FORM 1
FOR THE INDIANA GAMING COMMISSION

WHEREAS, the Indiana Gaming Commission ("the Commission") has the power and duty under IC 4-33-4-1 to fully and effectively execute IC 4-33 ("the Riverboat Gambling Law");

WHEREAS, the Commission has the power and duty to take any reasonable or appropriate action to enforce the Riverboat Gambling Law;

WHEREAS, an applicant for an owner's license is required under IC 4-33-5 and IC 4-33-6 to provide certain information to the Commission before the Commission may issue a license to that applicant;

WHEREAS, the Commission has been duly advised in the matter and finds that the Commission should act promptly to prescribe Part II of the application form and also prescribe a Personal Disclosure Form 1 so that an applicant for an owner's license may begin to complete the application process;

WHEREAS, the Commission finds that the confidence and public trust in the Riverboat Gambling Law will be maintained by requiring the majority of the information required in Part II of the application to be available for public inspection, the Commission also finds that maintaining the confidentiality of information requested in section B. of Part II as well as all the information requested in the Personal Disclosure Form 1 is consistent with the PUBLIC RECORDS AND PUBLIC MEETINGS law (IC 5-14 et seq), the FAIR INFORMATION PRACTICES law (IC 4-1-6 et seq), and other laws of the State of Indiana and United States of America, including but not limited to laws concerning the right to financial privacy and the confidentiality of tax payer information;

NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING COMMISSION, THAT THE FOLLOWING INTERIM WRITTEN GUIDELINES ARE ADOPTED:

SECTION 1. DEFINITIONS.

The definitions set forth in IC 4-33-2 apply to these interim written guidelines.

SECTION 2. OWNER'S LICENSE APPLICATION FORM ADOPTED.

The Indiana Riverboat Owner License Application, Part II and Personal Disclosure Form 1 are adopted. A copy of each form is incorporated into this Resolution by reference, and are attached to this Resolution and designated as "EXHIBIT A" and "EXHIBIT B", respectively.

SECTION 3. MANNER OF FILING.

Pursuant to Resolution 1993-9, nine (9) bound and three (3) unbound copies of Indiana Riverboat Owner License Application Part II are to be filed with the Commission in the following manner:

Section B. **CONFIDENTIAL INFORMATION** is to be bound separately from, and the unbound copies are to be separate from, the section labeled **CONTINUATION OF DISCLOSEABLE INFORMATION FROM PART I**; if the Applicant is requesting confidentiality, each answer and each page of each exhibit submitted in section B. **CONFIDENTIAL INFORMATION** is to be marked "CONFIDENTIAL" by the Applicant.

Pursuant to this Resolution, three (3) bound and two (2) unbound copies of Personal Disclosure Form 1 are to be filed with the Commission in the following manner:

Each answer and each page of each Exhibit submitted in response to Personal Disclosure Form 1 is to be marked "CONFIDENTIAL" by the person required to file PERSONAL DISCLOSURE FORM 1 if the person filing FORM 1 is requesting confidentiality.

SECTION 4. LOCATION AND TIMING FOR FILING.

An Applicant or person required to file the documents described in SECTION 3 of this Resolution are to file said documents with:

Indiana Gaming Commission
Indiana Government Center South
302 W. Washington St. Room E 203
Indianapolis, Indiana 46204-2767

The Indiana Riverboat Owners Application Form Part II and the Personal Disclosure Form 1, for Key Persons and Substantial Owners only, are to be filed simultaneously, **no later than 60 days after the deadline set by the Commission for the filing of Indiana Riverboat Owners License Part I**; provided, however: if the finalized forms described in SECTION 3 are not available for the applicants for a Riverboat Owners License for the City of Gary by December 15, 1993, then only those Applicants for the City of Gary will be allowed to file within 60 days of December 15, 1993 or the date the Forms Described in SECTION 3 are available, which ever is later.

SECTION 5. EFFECTIVE DATE. These interim written guidelines are effective immediately and expire on the earlier of:

- (1) the date that rules are adopted under IC 4-33-4; or
- (2) July 1, 1994.

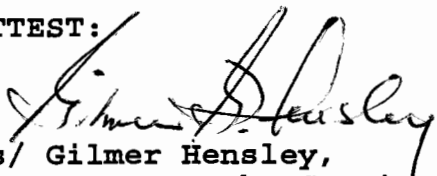
ADOPTED, THIS THE 10TH DAY OF DECEMBER, 1993:

THE INDIANA GAMING COMMISSION:



/s/ Alan I. Klineman, Chair

ATTEST:



/s/ Gilmer Hensley,
Secretary to the Commission

RESOLUTION 1993-16

**NUNC PRO TUNC AMENDMENT TO RESOLUTION
1993-16 TO REVOKE THE JULY 1, 1994
EXPIRATION DATE OF THE RESOLUTION**

WHEREAS, pursuant to RESOLUTION 1993-16, the Indiana Gaming Commission (the "Commission") prescribed Part II of the Riverboat Owner's License Application form and the Personal Disclosure Form 1; and

WHEREAS, SECTION 5 of RESOLUTION 1993-16 currently reads as follows:

SECTION 5. EFFECTIVE DATE. These interim written guidelines are effective immediately and expire on the earlier of:

(1) the date that rules are adopted under 4-33-4; or

(b) July 1, 1994.

WHEREAS, pursuant to RESOLUTION 1994-14, the Commission adopted rules concerning the contents of the Part II of the Riverboat Owner's License Application form and the Personal Disclosure Form 1. Specifically, 68 IAC 2-1-4 provides that Part II of the Riverboat Owner's License Application form shall be prescribed by the Commission and 68 IAC 2-3-1 provides that the Personal Disclosure Form 1 shall be prescribed by the Commission.

NOW, THEREFORE, RESOLUTION 1993-16 IS AMENDED TO READ AS FOLLOWS:

SECTION 5. EFFECTIVE DATE.

These interim written guidelines are effective immediately.