

RESOLUTION 1994-40

A RESOLUTION TO ESTABLISH A DEADLINE FOR
APPLICANTS TO FILE PART I AND PART II
OF THE RIVERBOAT OWNER'S LICENSE
APPLICATION FORM FOR ALL AREAS
PARTICIPATING IN AND PASSING THE
NOVEMBER 8, 1994 REFERENDUM
(PERRY COUNTY)

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 and appropriate action to enforce the Riverboat Gambling Law;

WHEREAS, the Commission is required under IC 4-33-4-5 to adopt standards for the licensing of persons regulated under the Riverboat Gambling Law;

WHEREAS, the Commission has previously adopted Part I and Part II of the Riverboat Owner License Application Form and has made the form available to all potential applicants;

WHEREAS, pursuant to P.L. 277-1993, SECTIONS 133 and 134, IC 4-33-6-19, and IC 4-33-6-20, the Commission may issue a license only to those counties and cities upon the approval of the voters in the respective counties and cities;

WHEREAS, on November 8, 1994, a referendum was held in Perry County on the Ohio River;

WHEREAS, the results of the November 8, 1994 referendum have been certified to the Commission stating that the referendum passed in Perry County on the Ohio River;

WHEREAS, the Commission has begun and plans to continue the process of investigating and evaluating applicants for sites that have passed the referendum and award riverboat owner's licenses upon the full investigation and evaluation of all the applications submitted for those sites.

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

SECTION 1. DEFINITIONS.

The definitions set forth in IC 4-33-2 and 68 IAC 1-1 (adopted by RESOLUTION 1994-14) apply to this resolution.

SECTION 2. ADOPTION OF A DEADLINE FOR FILING PART I OF THE RIVERBOAT OWNER'S LICENSE APPLICATION FORM.

For those applicants pursuing an Indiana Riverboat Owner's License to be docked in Perry County on the Ohio River, which passed the November 8, 1994, referendum, the deadline for filing Part I of the Indiana Riverboat Owner's License Application Form is noon (Indianapolis time) on February 9, _____, 1995.

SECTION 3. PROCEDURE FOR FILING.

Pursuant to 68 IAC 2-1-4(b) (3) (adopted pursuant to RESOLUTION 1994-14) nine (9) bound and three (3) unbound copies (a total of twelve (12) copies) of Part I of the Riverboat Owner's License Application Form along with a cashier's check or a certified check for the nonrefundable application fee in the amount of Fifty thousand dollars (\$50,000) must be delivered to the office of the Indiana Gaming Commission in Indianapolis, Indiana on or before the deadline established in SECTION 2 to be considered. Each page of Part I of the Riverboat Owner's License Application Form is to be numbered sequentially.

SECTION 4. DEADLINE FOR PART II OF THE INDIANA RIVERBOAT OWNER'S LICENSE APPLICATION FORM.

Pursuant to 68 IAC 2-1-4(b) (3) (adopted pursuant to RESOLUTION 1994-14) nine (9) bound and three (3) unbound copies (a total of twelve (12) copies) of Part II of the Indiana Riverboat Owner's License Application Form and three (3) bound and two (2) unbound copies of the Personal Disclosure Form 1, for Key Persons and Substantial Owners only, are to be filed simultaneously, no later than noon (Indianapolis time) on April 10, _____, 1995. Part II pagination shall begin with the number immediately succeeding the last page number from Part I of the Riverboat Owner's License Application Form. Each page of Part II of the Riverboat Owner's License Application Form is to be numbered sequentially.

SECTION 5. EFFECTIVE DATE.

This resolution is effective immediately.

ADOPTED, THIS THE 9TH DAY OF DECEMBER, 1994.

THE INDIANA GAMING COMMISSION:



Alan I. Klineman, Chair

ATTEST:



Gilmer Gene Hensley, Secretary