

RESOLUTION 2026-085

A RESOLUTION TEMPORARILY ASSIGNING TO THE EXECUTIVE DIRECTOR THE AUTHORITY TO APPROVE THE ADOPTION OF ADMINISTRATIVE RULES

The Indiana Gaming Commission (“Commission”) adopts the following resolution pursuant to the authority granted to it under Ind. Code art. 4-32.3; 4-33; 4-35; and 4-38.

The Commission has considered the following factors:

1. The Commission has the authority to create and adopt rules under Ind. Code ch. 4-22-2 regarding riverboat gambling and operations pursuant to Ind. Codes §§ 4-33-4-2 and 4-33-4-3; regarding gambling games at racetracks pursuant to Ind. Codes §§ 4-35-4-2 and 4-35-4-3; and regarding sports wagering pursuant to Ind. Code 4-38-3-1.
2. Ind. Code § 4-33-3-18 allows the Commission to assign to the Executive Director any duty imposed on the Commission by Ind. Code art. 4-33 and allows the Executive Director any power conferred upon the Executive Director by the Commission. Ind. Code § 4-35-4-1 allows the Commission to assign to the Executive Director any duty imposed on the Commission by Ind. Code art. 4-35 and allows the Executive Director any power conferred upon the Executive Director by the Commission. Ind. Code § 4-38-1-4 grants the Commission all powers necessary and proper to fully and effectively execute Ind. Code art. 4-38 and allows the Commission to take any reasonable or appropriate steps to enforce the article.
3. Administrative rules expire on January 1st of the fifth year after the year in which the rules take effect unless the rules contain an earlier expiration date. 68 IAC 9-5, 68 IAC 10, and 68 IAC 19 are set to expire January 1, 2027. The statute provides an abbreviated readoption process for rules that are not to be edited. As part of this abbreviated process, Commission staff filed the Legislative Notice of Readoption, completed a readoption review, and filed the Notice of Public Comment Period for Rule Readoption regarding these rules. The Notice of Public Comment Period was published in the Indiana Register on September 16, 2026 and will end October 16, 2026. To be effective January 1, 2027, the rules must be readopted prior to December 1, 2026. However, the next scheduled Commission meeting is not until December 17, 2026.

**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 the Executive Director of the Indiana Gaming Commission.

SECTION 2. DEFINITIONS

The definition set forth in Ind. Code art. 4-22, Ind. Code art. 4-33, Ind. Code art. 4-35, Ind. Code art. 4-38, and Title 68 of the Indiana Administrative Code apply to this resolution.

SECTION 3. TEMPORARY ASSIGNMENT OF AUTHORITY TO THE EXECUTIVE DIRECTOR

The Indiana Gaming Commission hereby temporarily assigns to the Executive Director the power and authority to readopt and approve any administrative rules falling under the purview of the Commission. The Executive Director will report any action taken under this resolution at the next regularly occurring meeting.

This resolution temporarily supersedes and replaces any contrary or conflicting resolution during the duration of this resolution.

SECTION 4. RESERVATION OF POWERS AND DUTIES BY THE COMMISSION

The Commission hereby limits the assignment of power and authority to the Executive Directory solely to the powers and authority described in Section 3, specifically reserving for itself all remaining powers and duties not specifically conferred by resolution or administrative rule.

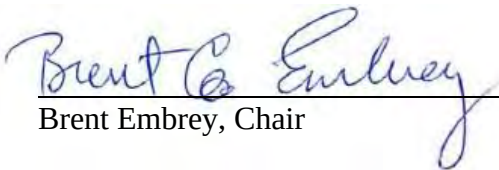
SECTION 5. EFFECTIVE DATES AND DURATION

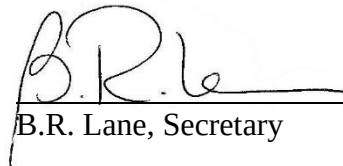
This resolution is effective immediately. This resolution is limited in duration and will no longer have any force or effect after January 1, 2027.

ADOPTED, THIS 24TH DAY OF SEPTEMBER 2026.

INDIANA GAMING COMMISSION:

ATTEST:


Brent Embrey, Chair


B.R. Lane, Secretary