

NATURAL RESOURCES COMMISSION
Meeting Minutes September 20, 2016

MEMBERS PRESENT

Bryan Poynter, Chair
Jane Ann Stautz, Vice Chair
Cameron Clark, Secretary
Carol Comer
Jennifer Jansen
Mark Newman
Donald Ruch
R.T. Green

NATURAL RESOURCES COMMISSION STAFF PRESENT

Sandra Jensen
Dawn Wilson
Jennifer Kane
Scott Allen

DEPARTMENT OF NATURAL RESOURCES STAFF PRESENT

John Davis	Executive Office
Chris Smith	Executive Office
Joe Hoage	Executive Office
Phil Bloom	Communications
Dan Bortner	State Parks and Reservoirs
Terry Coleman	State Parks and Reservoirs
John Bacone	Nature Preserve
Tom Swinford	Nature Preserve
Michael Portteus	Law Enforcement
John Seifert	Division of Forestry
Mitch Marcus	Division of Fish and Wildlife
Joe Caudell	Division of Fish and Wildlife
Steve Weinzapfel	Reclamation
Ihor Boyko	Legal
Matthew Rea	Legal

GUESTS PRESENT

Dan Schmidt	Jamalyn Sarver	Herb Higgins
Daniel Carr	Lynn Burry	Brandon Holland
Bert Marsh	Chad Sullivan	Chad Shorter
Jeff Wells	Carrie Allen	

Bryan Poynter, Chair, called to order the regular meeting of the Natural Resources Commission at 6:41 p.m., EDT, on September 20, 2016, at the Brown County State Park, Abe Martin Lodge, 1801 State Road 46 East, Nashville, Indiana. With the presence of eight members, the Chair observed a quorum.

The Chair asked for a motion for the approval of the Commission's July 19, 2016 minutes.

Cameron Clark moved to approve the July 19, 2016 meeting minutes. Carol Comer seconded the motion. Upon a voice vote, the motion carried.

**REPORTS OF THE DNR DIRECTOR, DEPUTIES DIRECTOR,
AND THE CHAIR OF THE ADVISORY COUNCIL**

Director Cameron Clark provided his report. The Director introduced Matthew Rea, newly hired attorney for the Department of Natural Resources (Department). The Director stated that Rea would be primarily working for the Division of State Parks, but would also keep an administrative caseload. He noted that Rea has experience in private practice and has worked for the Office of the Indiana Attorney General.

The Director noted the Department is beginning to prepare its budget. He said that Mike Smith, the Deputy Director of Administration, will be working with the division directors and the Indiana Office of Management and Budget (OMB) to put together a proposed budget. The 2017 Legislative agenda has been set and approved.

The Director reported that the Division of State Parks hosted the National Association of State Park Directors' Annual Conference September 6 through 9, 2016 in French Lick, Indiana. Representatives from 45 states and Canadian Provinces were in attendance including federal agencies, exhibitors, and vendors. The Director recognized Dan Bortner, the Director of State Parks, for his and the Division's hard work making the Annual Conference a success. He stated, "They did not miss a single detail. It was red carpet all the way—received compliment after compliment from attendees."

The Director reported that the new firearm range at Willow Slough Fish and Wildlife Area was recently dedicated. He noted that the range is a full service shop and the range vendor holds a Federal Firearms License. The Director also noted that a new American with Disabilities Act compliant trail was dedicated at the Nine Penny Nature Preserve in Clark County. The new trail is two-thirds of a mile long. He noted that a family in the area generously donated the funds for the construction. The director also announced that the Visitor's Center at Goose Pond Fish and Wildlife Area would be dedicated on September 22, 2016, and on September 23, 2016 there will be a rededication of the Spring Mill Lake at Spring Mill State Park. He explained that the Spring Mill Lake had been dredged to enhance lake recreation.

John Davis, Deputy Director for the Bureau of Lands and Cultural Resources, provided his report. He reported that on October 8, 2016 a Grand Opening of the Eagle Marsh Gateway is planned and there would be an opportunity to tour Eagle Marsh Wetland Preserve. Attendees will be able to hike and see the contributions to wetland conservation in Northeast Indiana."

Davis noted that a public meeting is scheduled for September 30, 2016, in Bloomington regarding the habitat conservation plan for bats in the Morgan-Monroe State Forest. He noted that representatives from the U.S. Fish and Wildlife Service and the Department's Division of Forestry will be in attendance.

Chris Smith, Deputy Director of the Bureau of Water Resource and Regulation, provided his report. He noted that the Interim Study Committee on Agriculture and Natural Resources had its final meeting earlier today. The Committee was scheduled to discuss proposals concerning additional long term funding sources for the President Benjamin Harrison Conservation Trust. The Committee was also scheduled to hear testimony concerning an accounting of all properties maintained by the Department, including needs for maintenance, improvements, and upgrades to those properties and anticipated future property needs.

Smith noted that there have been several heavy rain events recently, which usually triggers contact from the local communities requesting information regarding how water discharges through the river systems in the relevant areas. He said the Division of Water will be working with the City of Salem to resolve flooding issues.

CHAIR, AND VICE CHAIR

Updates on Commission and AOPA Committee

Vice Chair Jane Ann Stautz, Chair of the Commission's AOPA Committee, reported that the AOPA Committee had not met since the Commission's July meeting. She noted that the AOPA Committee is scheduled to meet October 28, 2016.

The Chair thanked the John Seifert, the State Forester, and the Division of Forestry staff for providing a tour of the Morgan-Monroe State Forrest earlier in the day.

Information Item: Update on Indiana Bicentennial events by Indiana Office of Tourism Development

Mark Newman, Director of Indiana Office of Tourism Development, presented this item. Newman reported on the Bicentennial Torch Relay that began on September 9, 2016 in Corydon, the state's first capital. The torch will travel 3,200 miles, through all 92 counties, and culminate at the Statehouse in Indianapolis on October 15, 2016. He stated that the torch had already been in 31 counties, including the most recent visit to the Brown County State Park, and is currently in Monroe County. There are a total of 2,245 torch bearers.

Newman stated that Dan Bortner was nominated by the citizens in Lawrence County to be a torch bearer. Bortner stated that the torch was attached to the Bicentennial Mobile Unit and the torch was driven through Spring Mill State Park.

Newman stated the Bicentennial Torch Relay would go through 17 state and national parks; visit 260 cities and towns; go over nine different lakes and rivers; and 27 local, state and national sites of historic significance. He noted that when the torch ends its journey in Indianapolis the

Everlasting Light for Indiana will be illuminated at the statehouse grounds in the Bicentennial Plaza. Newman stated, “We’re very excited for that day to come, but I have to tell you, this has been the most incredible experience, both personally and professionally, for me. The smiling faces, the sense of Hoosier pride that we have seen on the road throughout the journey so far has been nothing short of incredible.” Updates and highlights on the Torch Relay are posted at <http://indianatorchrelay.com/>. He stated that the Torch Relay website provides a nightly recap video and social media posts.

DNR, EXECUTIVE OFFICE

Consideration and identification of any topic appropriate for referral to the Advisory Council

No items were identified for referral to the Advisory Council.

DNR, DIVISION OF NATURE PRESERVES

Consideration of the dedication of Fortune Woods Nature Preserve in Putnam County

John Bacone, Division of Nature Preserves, presented this item. He noted that the proposed Fortune Woods Nature Preserve is located in southwestern Putnam County and in the middle of Big Walnut Nature Preserve. The property is 119 acres that is part of The Nature Conservancy and is an old growth forest that is a National Natural Landmark. The Nature Conservancy acquired the tract with the assistance of funding from the Fortune family. The Department owns Big Walnut Nature Preserve and The Nature Conservancy owns Fortune Woods Nature Preserve that is located in the middle of Big Walnut Nature Preserve. Bacone said that the Fortune Woods Nature Preserve has timber trails. The complexes first parcel was acquired in 1974 and since then there have been 35 parcels acquired.

Vice Chair Jane Ann Stautz moved to approve the dedication of the Fortune Woods Nature Preserve. Donald Ruch seconded the motion. Upon a voice vote, the motion carried.

Consideration of the dedication of Kankakee Sands Nature Preserve in Newton County

John Bacone also presented this item. He noted that the proposed Kankakee Sands Nature Preserve is a 1,708 acre property comprised of several tracts, located in north central Newton County. The Kankakee Sands Nature Preserve is part of a larger conservation effort in partnership with The Nature Conservancy and the Indian Heritage Trust. The nature preserve is part of ongoing large-scale restoration project that will provide a buffer on three sides of the Beaver Lake Nature Preserve. The Nature Conservancy plans to bring in buffalo to the Kankakee Sands Nature Preserve.

The Chair asked whether Kankakee Sands was one of the largest nature preserves in Indiana.

Bacone stated that although it is not the largest of Indiana’s nature preserves, Kankakee Sands Nature Preserve is one of the larger nature preserves.

Donald Ruch moved to approve the dedication of the Kankakee Sands Nature Preserve. R.T. Green seconded the motion. Upon a voice vote, the motion carried.

DNR, DIVISION OF RECLAMATION

Consideration of the Department's recommendation regarding the approval of a permit in accordance with IC 14-35-1 for the extraction of coal under Yocum Woods property in Knox County; Administrative Cause No. 16-121R

Ihor Boyko, Staff Counsel for the Department, presented this item. Boyko noted that Yocum Woods, a 61-acre property located in Knox County, was titled as a "nature preserve" but explained that this is an erroneous title. He noted that the Yokum Woods property is managed by the Division of Nature Preserves, but there is no intention to set the property aside as a dedicated nature preserve.

Boyko stated that in May of 2015 the Department of Administration, on behalf of the Department, issued a Request for Proposal (RFP). The RFP allowed for soliciting bids for coal mining under Yocum Woods. Prior to the RFP being issued, the Department obtained a consent and acknowledgement from Steven Hoke, a descendant of the family who donated Yokum Woods to the Department. Boyko noted that one of the critical items in the bidding process was that there was not to be any surface disturbance. He stated that the underground coal mining would not be inconsistent with the transfer covenants as long as there was no surface disturbance.

Boyko stated that IC 14-35-1 governs the granting of permits for the extraction and removal of coal and other minerals located on or under land or navigable water belonging to the State of Indiana. Boyko acknowledged that the processes were followed in accordance with IC 14-35-1.

Boyko stated that permits such as these are required to be in the public's interest. He explained that the permit must be approved by the Commission and subsequently signed by the Governor. IC 14-35-1-5 requires that a proposal or bid offer a royalty on a percentage basis, based on the commodity value of the mine and a bonus, or fixed fee per acre, in addition to royalty. Boyko noted that the response date for RFP 15-086 was June 18, 2015. The Department received two proposals, and after evaluating and scoring each proposal, Sunrise Coal, LLC, was selected. Boyko stated that the permit was reviewed by the Department's Division of Reclamation and the Division of Oil and Gas. He concluded with a recommendation that the Commission approve the issuance of an underground mining permit to Sunrise Coal, LLC to mine coal under Yokum Woods.

Cameron Clark moved to approve the permit in accordance with IC 14-35-1 for the extraction of coal under Yocum Woods's property in Knox County. R.T. Green seconded the motion. Upon a voice vote, the motion carried.

DNR, DIVISION OF FISH AND WILDLIFE

Consideration of report of the Department of Natural Resources, Division of Fish and Wildlife, regarding citizen petitions to add a rule developing County Deer Advisory Councils in all 92 counties; Administrative Cause No. 16-046D

Cameron Clark, Director of the Department, presented this item. He stated that the Department formed a Committee, as is a normal practice in similar instances, to determine if the requested rule amendment should proceed. He stated that the Department manages the deer herd at a “socially-acceptable carrying capacity using the best available science, while balancing the ecological, recreational, and economic needs of the citizens of Indiana.” Clark said the Department also provides opportunities for public input on the rules governing fish and wildlife through “Got Input”, a biennial rule process in which any member of the public can submit ideas to the Division of Fish and Wildlife for rule changes, as well as through regular surveys of deer hunters and landowners.

Clark said that establishing 92 advisory councils would be at a considerable cost to the Department. “Staff would be needed to establish the committees; collect information for the committee meetings; set up and participate in the meetings; and prepare reports from each meeting. The Department could not add these additional responsibilities to current staff without removing current responsibilities. Without additional funding, participation and management of these advisory councils would affect funding for other programs within the Department.”

Clark noted that petitioners advocating for the county deer boards requested to be part of the Fish and Wildlife Conservation Committee (FWCC). The petitioners provided ideas to the FWCC meeting held this past June. The Director noted that other members of the FWCC did not support or see the need for additional county advisory councils. He noted, however, the petitioners were also asked to form, at no cost to the Department, a model county advisory board and come back to the FWCC with their results later in the year.

The Director concluded, and stated that the Department does not believe that establishing county deer management advisory councils is necessary to manage the white-tail deer population. He stated that the Department also believes that adequate opportunities are presently available for public input on deer management.

The Chair recognized Herb Higgins.

Herb Higgins stated that he was Treasurer of the Indiana Bowhunter’s Association (IBA). He stated that the IBA supports the DNR in its recommendation. “Under the current proposal, we haven’t seen a working model and we do believe the cost in staffing would be a big impact.”

The Chair recognized Lynn Burry.

Lynn Burry stated he represented the Indiana Wildlife Federation (IWF). He said the IWF supports the Department’s position, and requested the Commission to accept the Department’s report and to not pursue the establishment of county advisory councils.

Donald Ruch moved to accept the report of the Department of Natural Resources, Division of Fish and Wildlife, regarding the citizen petitions and not to add a rule developing County Deer Advisory Councils in all 92 counties. Jennifer Jansen seconded the motion. Upon a voice vote, the motion carried.

Consideration of report of the Department of Natural Resources, Division of Fish and Wildlife regarding a citizen a petition to allow the baiting of deer when deer hunting. Administrative Cause No. 16-031D

Mitch Marcus, Division of Fish and Wildlife, presented this item. He stated that the Department would not pursue a rule amendment to allow the baiting of deer. Marcus noted that the Department's primary concern is related to wildlife health. He said another concern is that bait sites may disrupt the natural movement of deer and other wildlife.

Marcus stated that the Department was responding to the presence of diseases such as chronic wasting disease and bovine tuberculosis, which has been found in a wild deer in Franklin County. Marcus explained that both diseases can be spread through nose-to-nose contact of deer at bait sites. He said that increasing the opportunity for these diseases to spread by allowing bait does not protect the wild deer population.

The Chair recognized Herb Higgins.

Higgins stated that the IBA supports the Department's conclusions regarding the prohibition of baiting. He said, "Fair chase hunting is not through baiting."

Lynn Burry stated that the IWF supports the Department's position regarding the prohibition of baiting.

Jenifer Jansen moved to accept the report of the Department of Natural Resources, Division of Fish and Wildlife, regarding citizen petitions and not to add a rule allowing the baiting of deer when deer hunting. Donald Ruch seconded the motion. Upon a voice vote, the motion carried.

Information Item: Bovine Tuberculosis surveillance and management in Franklin, Fayette, and Dearborn Counties, 2016

Joe Caudell, State Deer Biologist with the Division of Fish and Wildlife, presented this item. Caudell offered a Power Point presentation on the 2016 Bovine Tuberculosis surveillance and management in Franklin, Fayette, and Dearborn Counties. In April 2016, bovine tuberculosis was detected by Indiana State Board of Animal Health (BOAH) and USDA APHIS on cattle farms in Franklin County. As part of the response to that detection, wildlife was removed and tested from the affected areas. In August 2016, a wild white-tailed deer removed from the affected area tested positive for bovine tuberculosis. Sampling data indicate that all of the bovine tuberculosis found in Indiana is closely related and that these events are likely connected. Data also suggests that bovine tuberculosis has possibly been circulating at extremely low levels in the deer herd since at least late 2008 when the first case was detected.

Caudell explained that based on the Department and BOAH findings, the Department established by emergency rule (LSA Document #16-426(E)) a Bovine Tuberculosis Management Zone (BTMZ) encompassing southern Fayette County and all of Franklin County, and also established a Bovine Tuberculosis Surveillance Zone in northern Dearborn County. For the 2016 deer season, the BTMZ would focus on minimizing the spread of the Bovine Tuberculosis by reducing the population of wild white-tailed deer; thereby, reducing the prevalence of the disease. Caudell explained that the Department redesigned the sampling protocols in an attempt to detect bovine tuberculosis at lower prevalence rates by conducting bovine tuberculosis surveillance in northern Dearborn County for the 2016 deer hunting season. The Department would need to collect samples from between 350 and 1,100 deer, depending on sex and age class of the animal. Caudell said that the Department's objective is to sample as many hunter-harvested bucks greater than two years old as possible and obtain the remaining samples with hunter-harvested does and younger bucks. He said that while any age and sex of white-tailed deer can become infected with bovine tuberculosis, surveillance from other states have demonstrated that sampling bucks older than two years of age is more likely to detect the disease. Hunter harvested samples will be collected starting during youth weekend and continue through early December.

The Chair asked whether the entire deer carcass needs to be donated with regard to the testing for Bovine Tuberculosis.

Caudell explained that the sample needed is in the lymph nodes in the head of the deer. "When the hunters bring in a deer that they are not planning on sending to a taxidermist, then the Department can keep the head for testing." If a hunter wishes to have the head mounted then the Department would retrieve a sample from the taxidermist.

Stautz asked how the Department established the BTMZ

Caudell explained that the Department established a ten-mile radius around where Bovine Tuberculosis had been identified using geographic references that people would recognize for the zone.

DNR, DIVISION OF STATE PARKS AND RESERVOIRS

Consideration of preliminary adoption of rule amendment to 312 IAC 8-2-8 to prohibit the use of an airborne human transportation device on a DNR property or an unmanned motor-driven airborne device ("drone") on or over a DNR property when launched from an adjacent property; Administrative Cause No. 16-078P

Thomas Swinford, Division of Nature Preserves, presented this item. He stated that the proposed amendment would prohibit airborne human transportation devices to operate on Department property or unmanned motor-driven airborne devices ("drones") to operate on or over Department property when launched from an adjacent property. Currently, manned motor-driven airborne devices and drones are not permitted to "land, taxi, take off, park, or moor" on Department property except at a designated site or by permit.

Swinford stated that the amendment would not prohibit the Department from using drones for research, promotion, internal use, and working with partnerships for commercial use through a permitting process. He noted that the permitting process structure is currently being drafted.

Swinford noted that the amendment to the rule includes prohibiting airborne human transportation devices such as hang gliders and other such devices. The proposed amendment adds the additional restriction of prohibiting drones from operating over Department property when launched from adjacent or distant private or public property.

The Chair asked whether drones are frequently flown over Department property.

Swinford replied, "It's a growing issue...especially with cameras being placed on [drones], using them to photograph wildlife events; it's definitely a large and growing issue."

John Davis explained that Swinford is the current Chairman of the Property Rules Committee that consists of staff from the property holding divisions. He said the Committee meets to discuss current issues. He noted that the proposed rule was initially drafted to apply to remote control airplanes taking off or landing on the Department's property, notwithstanding the areas designated for such activity. He pointed out that the Department is concerned about the use of a drone in a hunting situation where a drone might be used to drive birds or other wildlife out of an area from one place to another.

Stautz asked, "How are you going to define 'knowingly'? I'm thinking more from an enforcement or compliance standpoint...I can see some scenarios where it could be left up to interpretation."

The Chair also inquired as to the assessment of penalties or fines associated with violation of this rule proposal.

Major Michael Portteus with the Division of Law Enforcement stated a person who violates property rules commits a Class C infraction that is punishable by a fine up to \$500.

Stautz stated that she understands the need for the insertion of the word "knowingly," but she noted that there could be circumstances where someone was on adjacent property and lands an unmanned aircraft or drone unintentionally or there could be other scenarios. Stautz asked how the Department would enforce the intent of the individual.

Swinford stated that enforcement may be done on a case by case basis and that it would be to the discretion of law enforcement when and how to apply the rule or any applicable laws.

Carol Comer moved to give preliminary adoption of amendment to 312 IAC 8-2-8 to prohibit the use of an airborne human transportation device on a DNR property or an unmanned motor-driven airborne device on or over a DNR property when launched from an adjacent property. R.T. Green seconded the motion. Upon a voice vote, the motion carried.

NRC, DIVISION OF HEARINGS

Consideration of recommendation for final action on readoption of 312 IAC 8 governing activities on property of the Department of Natural Resources; LSA #16-151(F); Administrative Cause No. 16-016P

Dawn Wilson, Hearing Officer, presented this item. She stated that 312 IAC 8, the article governing the public use of natural and recreational areas, is set to expire to expire January 1, 2017. The readoption of 312 IAC 8 is being recommended in its entirety, and without amendment.

Wilson stated that the Director of the Division of Hearings approved preliminary readoption of the article on February 3, 2016. Terry Coleman, Assistant Director, Division of State Parks, was appointed Small Business Regulatory Coordinator for the rule readoption. Coleman provided analyses of potential impacts to small business for the proposed readoption of 312 IAC 8. Wilson said the Notice of Intent to Readopt was posted to the *Indiana Register* on April 13, 2016; however, no requests were received to adopt any of the rule sections separately under IC 4-22-2. The proposed readoption was submitted, along with the analyses, to the Office of Management and Budget and the Legislative Council on July 21, 2016. In a letter dated August 19, 2016, the Director of the State Budget Agency recommended the proposed rule readoption be approved. Wilson then recommended the Commission approve the readoption of 312 IAC 8.

Cameron Clark moved to readopt 312 IAC 8 without amendment. Jane Ann Stautz seconded the motion. Upon a voice vote, the motion was carried.

Consideration of recommendation for final action on readoption of 312 IAC 26 governing Department of Natural Resources grant programs; LSA #16-147(F); Administrative Cause No. 16-018T

Dawn Wilson also presented this item. The Grant Programs rules, 312 IAC 26, are set to expire on January 1, 2017. The readoption of 312 IAC 26 is being recommended, in its entirety, and without amendment.

Wilson stated that the Director of the Division of Hearings approved preliminary readoption on February 3, 2016. Bob Bronson, Chief, State and Community Outdoor Recreation Planning Section, Division of Outdoor Recreation, was appointed Small Business Regulatory Coordinator for the rule readoption. He provided analyses of potential impacts to small business for the proposed readoption. The Notice of Intent to Readopt 312 IAC 26 was posted to the *Indiana Register* on April 13, 2016; however, no requests were received to readopt any of the rule sections separately. The proposal was submitted, along with the analyses, to the Office of Management and Budget and the Legislative Council on July 21, 2016. In a letter dated August 19, 2016, the Director of the State Budget Agency recommended the proposed rule readoption be approved. Wilson then recommended the Commission approve the readoption of 312 IAC 26.

Jennifer Jansen moved to readopt 312 IAC 26 without amendment. Donald Ruch seconded the motion. Upon a voice vote, the motion was carried.

Consideration of recommendation for final action on readoption of 312 IAC 19 governing research, collection, quotas, and sales of plants (ginseng); LSA #16-152(F); Administrative Cause No. 16-017N

Jennifer Kane, Hearing Officer, presented this item. She explained that for consideration is the readoption of 312 IAC 19 in its entirety, and without amendment. Kane noted that 312 IAC 19 provides standards for the regulation of the harvest of American ginseng. She said the Director of the Division of Hearings approved preliminary readoption on February 3, 2016. Cary Floyd, Projects Coordinator, Division of Nature Preserves, was appointed Small Business Regulatory Coordinator for this rule readoption. Kane said all statutory requirements were fulfilled as to the readoption of 312 IAC 19. She concluded, and recommended that the Commission approve readoption of 312 IAC 19, without amendment, with subsequent filing with the Publisher.

Donald Ruch moved to readopt 312 IAC 19 without amendment. Carol Comer seconded the motion. Upon a voice vote, the motion was carried.

Consideration of recommendation for final action on rule expiration, 312 IAC 27, governing the Flood Control Revolving Fund; Administrative Cause No. 16-019W

Sandra Jensen, Hearing Officer, presented this item. Jensen stated that for consideration is the expiration of 312 IAC 27, which governs the Flood Control Revolving Fund (the “Fund”) established at IC 14-28-5. The rule is set to expire on January 1, 2017 unless it is readopted in accordance with IC 4-22-2.5-3. Jensen explained that administrative control of and the responsibility to administer the Fund was previously vested with the Commission by IC 14-28-5-6. However, in 2015, the authority to hold and administer the Fund was transferred to the Indiana Finance Authority, with the Commission retaining certain responsibilities, including the authority to adopt administrative rules, Jensen said.

Jensen noted that in 2016, through P.L. 111-2016, Sec. 1, an amendment was made to IC 4-4-11-0.4 to transfer all of the responsibilities for the Fund to the Indiana Finance Authority and approving an amendment repealing IC 14-28-5-6, which previously established the Commission’s authority to adopt administrative rules associated with the Fund. P.L. 111-2016, Sec. 27. Jensen explained that the Commission has no further authority related to the Fund. She stated the authority is customarily exercised in January of the year preceding the expiration of an administrative rule article, but in light of the pending legislative action in January 2016, it was deferred in anticipation that expiration of the rule would be appropriate.

Jennifer Jansen moved to approve the recommendation to allow the expiration of 312 IAC 27. Carol Comer seconded the motion. Upon a voice vote, the motion was carried.

Adjournment

The meeting adjourned at approximately 7:43 p.m., EDT.