

OHIO CASINO CONTROL COMMISSION RESOLUTION 2014-08  
**ADMINISTRATIVE RULES – ADOPTION & FINAL FILE**

**WHEREAS**, Article XV, Section 6(C)(4) of the Ohio Constitution created the Ohio Casino Control Commission (“Commission”) to ensure the integrity of casino gaming by, among other things, licensing and regulating all gaming authorized by Article XV, Section 6(C) of the Ohio Constitution;

**WHEREAS**, R.C. 3772.03(A) authorizes the Commission to complete the functions of licensing, regulating, investigating, and penalizing casino operators, management companies, holding companies, key employees, casino gaming employees, and gaming related vendors as well as grants the Commission with jurisdiction over all persons participating in casino gaming authorized by Article XV, Section 6(C)(4);

**WHEREAS**, R.C. 3772.03(B), (C), and (D) require the Commission to adopt regulations pursuant to R.C. Chapter 119 to complete the functions stated in R.C. 3772.03;

**WHEREAS**, R.C. 3772.03(D) requires the Commission to adopt regulations that, among other things, concern:

- (A) The prevention of practices detrimental to the public interest;
- (B) The design of gaming supplies, devices, and equipment to be distributed by gaming-related vendors;
- (C) Identifying the casino gaming that is permitted, identifying the gaming supplies, devices, and equipment, that are permitted, defining the area in which the permitted casino gaming may be conducted, and specifying the method of operation according to which the permitted casino gaming is to be conducted as provided in R.C. 3772.20, and requiring gaming devices and equipment to meet the standards of this state;
- (D) Establishing and implementing a voluntary exclusion program;
- (E) Prescribing technical standards and requirements that are to be met by security and surveillance equipment that is used at and standards and requirements to be met by personnel who are employed at casino facilities, and standards and requirements for the provision of security at and surveillance of casino facilities; and
- (F) Providing for any other thing necessary and proper for successful and efficient regulation of casino gaming under R.C. Chapter 3772;

**WHEREAS**, R.C. 5903.03(D) requires the Commission to adopt regulations regarding which military programs of training, military primary specialties, and lengths of service are substantially equivalent to or exceed the educational and experience requirements for each license that agency issues;

**WHEREAS**, on January 15, 2014 and February 12, 2014, the Commission approved for original filing the following proposed rules and amendments to the administrative code (“Administrative Rules”):

- (A) Ohio Adm. Code Chapter 3772-1 General Provisions
  - (1) 3772-1-06 Minimum licensure requirements.
- (B) Ohio Adm. Code Chapter 3772-9 Gaming Supplies, Devices, Equipment
  - (1) 3772-9-05 Transportation of electronic gaming equipment.
  - (2) 3772-9-08 Movement of electronic gaming equipment within a casino facility
- (C) Ohio Adm. Code Chapter 3772-10 Internal Control Systems
  - (1) 3772-10-09 Complimentaries.
  - (2) 3772-10-10 Personal check cashing.
  - (3) 3772-10-18 Table drop boxes and slot bill validator canisters: physical requirements and transportation.
  - (4) 3772-10-26 Key controls.
- (D) Ohio Adm. Code Chapter 3772-11 Table Games
  - (1) 3772-11-15 Inventory of chips.
  - (2) 3772-11-17 Counterfeit chips.
  - (3) 3772-11-21 Dice; receipt, storage, inspections, and removal from use.
  - (4) 3772-11-37 Minimum and maximum table game wagers.
  - (5) 3772-11-40 Poker room; general.
  - (6) 3772-11-42 Poker room; banks and transactions.
- (E) Ohio Adm. Code Chapter 3772-12 Voluntary Exclusion and Compulsive and Problem Gambling Plan Compliance Procedures
  - (1) 3772-12-02 Application for voluntary exclusion.
  - (2) 3772-12-03 Responsibilities of voluntarily excluded individual.
- (F) Ohio Adm. Code Chapter 3772-19 Security, Surveillance System and Commission Facilities
  - (1) 3772-19-01 Surveillance.
  - (2) 3772-19-02 Surveillance plan.

- (3) 3772-19-03 Required surveillance system.
- (4) 3772-19-04 Commission surveillance room and on-site facilities.
- (5) 3772-19-05 Casino surveillance room.
- (6) 3772-19-06 Surveillance department.
- (7) 3772-19-07 Required surveillance coverage.
- (8) 3772-19-08 Surveillance retention.
- (9) 3772-19-09 Surveillance logs and incident reports.
- (10) 3772-19-10 Maintenance and malfunctions.

**WHEREAS**, R.C. 121.82 prohibits an agency, as defined by R.C. 107.51, from electronically filing proposed rules that have an adverse impact on business, as defined by R.C. 107.52, with the Secretary of State (“SoS”), the Director of the Legislative Service Commission (“LSC”), and the Joint Committee on Agency Rule Review (“JCARR”) any sooner than the sixteenth business day after filing the proposed rule and accompanying Business Impact Analysis with the Common Sense Initiative Office (“CSI”).

**WHEREAS**, after complying with the CSI filing requirement, R.C. 119.03(B) requires that an agency electronically file proposed rules with the SoS and with LSC at least 65 days before the agency may adopt them;

**WHEREAS**, R.C. 119.03(H) requires that an agency electronically file proposed rules with JCARR at least 65 days before the agency may adopt them;

**WHEREAS**, if the proposed rules adversely impact business, R.C. 119.03(H) requires the agency to include with its electronic filing the Business Impact Analysis, any recommendations received from CSI, and the agency’s Memorandum in Response;

**WHEREAS**, R.C. 119.03(A) requires that reasonable public notice be given in the Register of Ohio at least 30 days prior to the date set for a public hearing, which must be held no sooner than the 31st nor any later than the 40th day after any proposed rules are filed under R.C. 119.03(B);

**WHEREAS**, R.C. 119.03(I)(1)(f) requires JCARR to hold a public hearing on any proposed administrative rules no earlier than the 41st day after the original versions of the proposed rules were filed with JCARR;

**WHEREAS**, on March 14, 2014 the Commission’s staff electronically filed the Administrative Rules and the public hearing notice with SoS, LSC, and JCARR;

**WHEREAS**, on April 17, 2014, the Commission held a public hearing on the Administrative Rules;

**WHEREAS**, on April 28, 2014, JCARR held a public hearing on the Administrative Rules;

**WHEREAS**, on May 18, 2014, JCARR's jurisdiction over the Administrative Rules ended, providing the Commission with the authority to adopt them;

**WHEREAS**, the Commission considered the matter at its public meeting on May 22, 2014;

**NOW, THEREFORE, BE IT RESOLVED** by the Commission that the Administrative Rules are **ADOPTED**.

**BE IT FURTHER RESOLVED** that the Commission's staff is hereby authorized and directed to **FINAL FILE** the Administrative Rules in accordance with R.C. Chapter 119.

Adopted: May 22, 2014