
Executive Orders

**STATE OF INDIANA
EXECUTIVE DEPARTMENT
INDIANAPOLIS**

EXECUTIVE ORDER: 02-22

FOR: POSTPONEMENT OF THE DATE OF EXPIRATION OF RULES UNTIL ONE YEAR AFTER DATE SPECIFIED IN IC 4-22-2.5.

TO ALL TO WHOM THESE PRESENTS MAY COME, GREETINGS:

WHEREAS, IC 4-22-2.5-2 provides that an administrative rule adopted under IC 4-22-2 expires January 1 of the seventh year after the year in which the rule takes effect unless the rule has an earlier expiration date; and

WHEREAS, IC 4-22-2.5-5 provides that if a rule is not readopted before the expiration date of the rule and the governor finds that the failure to readopt a rule causes an emergency to occur, the governor may by executive order issued before the rule's expiration date, postpone the expiration date of the rule until a date that is one (1) year after the date specified in IC 4-22-2.5-2,

NOW, THEREFORE, I, Frank O'Bannon, by virtue of the authority vested in me as Governor of the State of Indiana, do hereby order that:

1. The following rules, as designated by their citations to the Indiana Administrative Code, were submitted for consideration for an extension of one (1) year:
 - a. Title 35 IAC 9 – Annual Compensation Limits (Public Employees Retirement Fund);
 - b. Title 68 IAC 4 – Corporations (Indiana Gaming Commission);
 - c. Title 460 IAC 3.5 – Rates for Adult Day Services Provided by Community Mental Retardation and Other Developmental Disabilities Centers (Family and Social Services Administration, Division of Disability, Aging and Rehabilitative Services);
 - d. Title 905 IAC 1-39 – Horse Track and Satellite Facility Permits (Alcohol and Tobacco Commission);
 - e. Title 905 IAC 1-40 – Catering Halls and Supplemental Caterers' Permits (Alcohol and Tobacco Commission);
 - f. Title 905 IAC 1-41 – Separation of Family Room from Barroom (Alcohol and Tobacco Commission).
2. The rules cited in paragraph 1 of this executive order were not readopted before the expiration date of the rule.
3. The failure to readopt the rules cited in paragraph 1 of this executive order would cause an emergency to occur.
4. The expiration date of the rules cited in paragraph 1 of this executive order shall be extended until January 1, 2004.

IN TESTIMONY WHEREOF, I Frank O'Bannon, have hereto set my hand and caused to be affixed the Great Seal of the State of Indiana on this 20th day of December, 2002.

BY THE GOVERNOR: Frank O'Bannon
Governor of Indiana

SEAL

ATTEST: Sue Anne Gilroy
Secretary of State
