

**3772-3-06 Passive investor.**

(A) Any investor in a casino operator, management company, holding company, or gaming-related vendor ~~licensee or applicant~~ that falls below the threshold needed to be considered an institutional investor shall not:

(1) Exercise influence over the affairs of the casino operator, management company, holding company, or gaming-related vendor ~~applicant or licensee~~;

(2) Exercise influence over the affairs of a holding, intermediate, subsidiary, or parent company of the casino operator, ~~or~~ management company, or gaming-related vendor ~~applicant or licensee~~;

(3) Use or authorize the use of authority or influence of its employees, members, or owners to secure anything of value or the promise or offer of anything of value that is of such character as to manifest a substantial and improper influence in relation to casino gaming in this state; or

(4) Participate in any other conduct in relation to the operation of casino gaming that the commission considers inconsistent with passive institutional investment status.

(B) Any investor failing to comply with this rule shall no longer have the status as a passive institutional investor.