



## SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732  
(605) 578-3074 • [dor.sd.gov/gaming](http://dor.sd.gov/gaming)

### **NOTICE OF ADMINISTRATIVE HEARING PUBLIC HEARING ON PROPOSED RULE CHANGE AND QUARTERLY BUSINESS MEETING**

NOTICE IS HEREBY GIVEN that the South Dakota Commission on Gaming will hold an administrative hearing, a public hearing on proposed rule changes and its quarterly business meeting on June 25, 2019 beginning at 9:00 a.m. MDT in the City Commission Chambers at Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

#### **AGENDA**

Call to Order

Conflicts of Interest Disclosure

#### **ADMINISTRATIVE HEARINGS**

##### **Public Hearing on Proposed Rule Change**

20:18:12.01:18. Use of electronic communication devices prohibited.

20:18:15:35. Drop procedures

20:18:15:36.Count procedures

20:18:16:43.01. Procedure for accepting cash at house banked poker table

20:18:16:43.02. Procedure for distribution of chips to house banked poker table

20:18:16:43.03. Procedure for removing chips or coins from the house banked

20:18:16:44.01. Drop box requirements

20:18:16:48. Statistics

20:18:16:49. The pickup

20:18:16:50. Prohibited acts

20:18:16:51. Player wagering on more than one box

20:18:16:52. Tip bets

20:18:16:53. Winning combination



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### QUARTERLY BUSINESS MEETING

Approval of the minutes of Quarterly Meeting of March 27, 2019

Report of Acting Executive Secretary

Report on North American Regulator Association conference Deputy Executive Secretary

Remarks by Representative of Gaming Laboratories International

Approval of Contract for Device Testing and Consulting Services

Stipulation of Assurance and Voluntary Compliance

- Chawn Elliot SDCG Key License # A7636-07-KY  
Complaint Number 19-03-010-MH
- Super G Investments dba Silverado/Franklin SDCG Operator License # 0114-OP  
Complaint Number 19-03-012-BS

Deadwood Licensing Matters

Date of Next Meeting

- September 18, 2019

Election of Chair and Vice Chair for Fiscal Year 2020

Public Comment

Executive Session pursuant to SDCL 1-25-2 (1) (3) and (4) and 42-7B-8.1 (4)

Decisions on Administrative Hearings

Adjournment

SUSAN CHRISTIAN, CIA  
Acting Executive Secretary

For access, persons with special needs may call the Commission office (605) 578-3074

**ARTICLE 20:18**

**GAMING COMMISSION -- DEADWOOD GAMBLING**

Chapter

20:18:01	General provisions.
20:18:02	Powers of commission.
20:18:03	Powers of executive secretary.
20:18:04	Declaratory rulings.
20:18:05	Promulgation of rules, Repealed.
20:18:06	Applications and fees.
20:18:07	Application approval.
20:18:07.01	Suitability procedure.
20:18:08	Enforcement.
20:18:08.01	Exclusion list.
20:18:09	Grounds for disciplinary action.
20:18:10	Disciplinary proceedings.
20:18:11	Contested cases.
20:18:12	Summary suspension procedure.
20:18:12.01	Operation of gaming establishments.
20:18:13	Integrity of equipment.
20:18:14	Authorized games.
20:18:14.01	Tournaments.
20:18:15	Blackjack.
20:18:16	Poker.
20:18:17	Slot machine requirements.
20:18:18	Slot machine testing, approval, and modifications.
20:18:18.01	Slot machine manufacturers.
20:18:18.02	Storing, displaying, and transporting slot machines.
20:18:19	Gaming equipment.
20:18:20	Chips, tokens, and tickets.
20:18:20.01	Cashier's cage.
20:18:20.02	Promotional items.
20:18:21	Operation of gaming establishments, Transferred or Repealed.
20:18:22	Accounting regulations.
20:18:23	Suitability and unsuitability procedure, Transferred.
20:18:24	Exclusion list, Transferred.
20:18:25	Building regulations.
20:18:26	Foreclosures.
20:18:27	Gaming compact with recognized Indian tribes.
20:18:28	Storing, displaying, and transporting slot machines, Transferred.
20:18:29	Security and surveillance.
20:18:30	Publicly traded corporations.

20:18:31 Gaming property owners.  
20:18:32 Keno.  
20:18:33 Craps.  
20:18:34 Roulette.  
Appendix A Gaming Internal Control and Revenue Reporting Manual.

## CHAPTER 20:18:12.01

### OPERATION OF GAMING ESTABLISHMENTS

Section	
20:18:12.01:01	Gaming by licensees.
20:18:12.01:02	Discovery of violations.
20:18:12.01:03	Changing of games.
20:18:12.01:04	Unauthorized games.
20:18:12.01:05	Unlicensed games or devices.
20:18:12.01:06	Notice to commission of hours of operation.
20:18:12.01:07	Patron disputes.
20:18:12.01:07.01	Entitlement to slot machine credits or payouts and to abandoned monies.
20:18:12.01:08	Forms of wagers.
20:18:12.01:08.01	Amount of wagers.
20:18:12.01:09	Persons not to bring their own cards, dice, or chips.
20:18:12.01:10	Special rules of conduct.
20:18:12.01:11	Use of counting device prohibited.
20:18:12.01:12	Mandatory count procedure.
20:18:12.01:13	Handling of cash.
20:18:12.01:14	Minimum bankroll requirements.
20:18:12.01:15	Compliance with Gaming Internal Control and Revenue Reporting Manual.
20:18:12.01:16	Premise monitoring required.
20:18:12.01:17	Pit boss requirement.
20:18:12.01:18	Use of electronic communication devices prohibited.
20:18:12.01:19	Manned surveillance rooms.
20:18:12.01:20	Use of licensed gaming tables for training dealers.
20:18:12.01:21	Training licensed dealers.
20:18:12.01:22	Legal age to gamble - notification requirement.
20:18:12.01:23	Age of participants.

**20:18:12.01:18. Use of electronic communication devices prohibited.** The use of electronic devices for communication while seated at any player banked gaming table is prohibited. No electronic device may be placed on any licensed ~~gaming device~~ table game. The executive secretary may grant specific written exceptions for an individual with a documented medical condition causing an impediment which substantially limits the individual's ability to participate in games. The individual <sup>who is</sup> granted an exception must agree to allow a casino access to

A

any electronic device used in the accommodation to ensure that the device is not being used to gain an unfair advantage in the game.

**Source:** 41 SDR 731, effective July 29, 2014.

**General Authority:** SDCL 42-7<sup>g</sup>B-7.

**Law Implemented:** SDCL 42-7B-7<sup>g</sup>, 42-7B-11(13).

## CHAPTER 20:18:15

### BLACKJACK

#### Section

20:18:15:01	Definitions.
20:18:15:01.01	Types of blackjack authorized.
20:18:15:02	Cards.
20:18:15:03	Wagers.
20:18:15:04	Push -- Exceptions.
20:18:15:05	Wagering rules.
20:18:15:06	Payment of wagers.
20:18:15:07	Handling of wagers.
20:18:15:08	Inspection of cards.
20:18:15:09	Presentation of cards.
20:18:15:10	The shuffle and reshuffle.
20:18:15:11	Cut.
20:18:15:12	Cutting player.
20:18:15:13	Proposals for variations.
20:18:15:13.01	Repealed.
20:18:15:14	Procedure for dealing cards.
20:18:15:15	Burn procedure.
20:18:15:16	The deal.
20:18:15:17	The play.
20:18:15:18	The pickup.
20:18:15:19	Dealer's hole card.
20:18:15:20	Dealing after cutting card reached.
20:18:15:21	Prohibited acts.
20:18:15:21.01	Exposing hand.
20:18:15:22	Point counts.
20:18:15:23	Insurance wagers.
20:18:15:24	Doubling down.
20:18:15:25	Splitting pairs.
20:18:15:26	Drawing of additional cards by players and dealers.
20:18:15:27	Player wagering on more than one box.
20:18:15:28	Irregularities.
20:18:15:29	Special rules of conduct.
20:18:15:30	Surrender.
20:18:15:30.01	Variations of the play -- Rainbow 21.
20:18:15:30.02	Variations of the play -- Ten sticks 21.
20:18:15:30.03	Variations of the play -- 21+3.
20:18:15:30.04	Variations of the play -- Lucky Ladies blackjack.
20:18:15:30.05	Variations of the play -- Progressive blackjack.

20:18:15:30.06	Variations of the play -- STREAK blackjack.
20:18:15:30.07	Variations of the play -- Buster Blackjack.
20:18:15:30.08	Variations of the play -- Winners Option Blackjack.
20:18:15:30.09	Variations of the play -- Blackjack Switch.
20:18:15:30.10	Variations of the play -- Dealer Bust 21.
20:18:15:30.11	Variations of the play -- Dead Man's Hand blackjack.
20:18:15:30.12	Variations of the play -- War blackjack.
20:18:15:30.13	Variations of the play -- Lucky Lucky blackjack.
20:18:15:30.14	Variations of the play -- Free Bet blackjack.
20:18:15:30.15	Variations of the play -- Bonus Spin blackjack.
20:18:15:30.16	Variations of the play -- Bust Bonus.
20:18:15:30.17	Variations of the play -- TriLux Bonus Blackjack with Super 3.
20:18:15:30.18	Variations of the play -- Triple Win 20.
20:18:15:30.19	Variations of the play -- Blazing 7's Progressive
20:18:15:31	Posting of rules.
20:18:15:32	Procedure for distribution of chips to blackjack table.
20:18:15:33	Procedure for removing chips or coins from the blackjack table.
20:18:15:34	Procedure for accepting cash at blackjack table.
20:18:15:35	Drop procedures.
20:18:15:36	Count procedures.
20:18:15:36.01	Drop box requirements.
20:18:15:37	Keys.
20:18:15:38	Statistics.
20:18:15:39	Tip bets.

**20:18:15:35. Drop procedures.** At the close of a shift or at the conclusion of a day's gaming, a blackjack or house banked poker table's chip, token, and coin inventory must be counted and the total of each denomination of chips, tokens, and coins must be recorded together with their grand total on a table inventory form. A final fill or credit may be made to restore the table bank to its beginning total. This may be accomplished by using a fill or credit slip when chips or tokens are added or removed.

If final fills or credits are not made, beginning and ending inventories must be recorded on a master game sheet for shift-win calculation purposes.



At the end of a shift or at the conclusion of the final shift of the gaming day, all locked drop boxes must be removed from the blackjack, poker and house banked poker tables by two persons who must transport the drop boxes directly to the count room or other secure area for counting.

If not counted immediately, the drop boxes must be locked securely until the count takes place.

**Source:** 16 SDR 57, effective October 1, 1989; 35 SDR 184, effective February 2, 2009.

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL 42-7B-4(18), 42-7B-7, 42-7B-11(11)(13), 42-7B-14, 42-7B-15.

**20:18:15:36. Count procedures.** The count of blackjack, poker, house banked poker, and slot machine revenue must be performed by a minimum of two persons. A licensee must designate a secured room for the count. The executive secretary must approve the designation. The drop boxes must be individually emptied on the count room table. Each empty drop box must be viewed by at least one other member of the count team to confirm that it is empty. As the contents of a drop box are counted and verified by the counting employees, the count must be recorded in ink on the master game report.

The fill and credit slips taken from the drop box must be compared to the amounts of the fills and credits recorded on the master game report. Corrections on soft count documentation must be made by crossing out the error and entering the correct figure and by obtaining the initials of at least two count team members.

Immediately after the master game report has been reconciled to the currency, all members of the count team must attest by signature to the accuracy of the blackjack, poker, and house banked poker drop count. All cash counted must be given to an independent person for verification. The independent person who verifies the count must certify by signature as to the accuracy of the money delivered and received.

After verification by the independent person, the master game report with the necessary supporting documents must promptly be delivered to the retail licensee's accounting department and held there as a permanent record.

**Source:** 16 SDR 57, effective October 1, 1989; 18 SDR 9, effective July 23, 1991.

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL ~~42-7B-1, 42-7B-2, 42-7B-2.1, 42-7B-4, 42-7B-4, 42-7B-4(18), 42-7B-7, 42-7B-14, 42-7B-15.~~ 42-7B-11 (13)

## CHAPTER 20:18:16

### POKER

#### Section

20:18:16:01	Definitions.
20:18:16:02	Types of poker authorized.
20:18:16:03	Ranking of cards in hands.
20:18:16:04	Use of joker.
20:18:16:05	Tie.
20:18:16:06	Cards.
20:18:16:07	Retail licensee to provide dealer.
20:18:16:08	Shuffle and cut of the cards.
20:18:16:09	Ante.
20:18:16:10	The deal.
20:18:16:11	The play -- Texas hold'em.
20:18:16:11.01	The play -- Omaha.
20:18:16:11.02	The play -- Pineapple/Crazy Pineapple poker - high or high-low split.
20:18:16:11.03	The play -- Super eight poker.
20:18:16:12	The play -- Draw poker.
20:18:16:13	The play -- Five-card stud poker.
20:18:16:14	The play -- Seven-card low stud poker and seven-card high stud poker.
20:18:16:15	The play -- Seven-card high-low split stud poker.
20:18:16:15.01	The play -- Hold'em eighty-eight.
20:18:16:15.02	The play -- Three-card poker.
20:18:16:15.03	The play -- Let it ride and let it ride bonus including three card optional side bet or progressive optional side bet.
20:18:16:15.04	The play -- Phil'em up poker.
20:18:16:15.05	The play -- Caribbean stud poker.
20:18:16:15.06	The play -- Bonus 6 poker.
20:18:16:15.07	The play -- Twisted Pineapple poker.
20:18:16:15.08	The play -- Texas Shootout poker, a variation of Texas Hold 'em poker.
20:18:16:15.09	The play -- Silverado Stud poker.
20:18:16:15.10	The play -- Four-Card poker.
20:18:16:15.11	The play -- Hold 'em 212 poker.
20:18:16:15.12	The play -- Texas Hold 'em Bonus poker.
20:18:16:15.13	The play -- Heads Up Poker Challenge.
20:18:16:15.14	The play -- Mississippi Stud with optional three card bonus.
20:18:16:15.15	The play -- Ultimate Texas Hold'em.
20:18:16:15.16	The play -- Pai Gow poker.
20:18:16:15.17	Variations of the play -- Casino War.
20:18:16:15.18	The play -- Fortune Pai Gow poker.
20:18:16:15.19	The play -- Flushes Gone Wild.

20:18:16:15.20	The play -- Hot Poker Spot.
20:18:16:15.21	The play – High Card Flush.
20:18:16:15.22	The play – Cover All Bonus
20:18:16:16	Rake offs.
20:18:16:17	Operation of the game.
20:18:16:18	Repealed.
20:18:16:19	Dealing.
20:18:16:19.01	Exposed final card in seven-card stud poker.
20:18:16:20	Misdeal.
20:18:16:21	Table stakes.
20:18:16:22	Bypassed betting.
20:18:16:22.01	Burn card procedure.
20:18:16:23	Burned cards.
20:18:16:24	Folding.
20:18:16:25	Call or raise.
20:18:16:26	Conceded hand.
20:18:16:27	Procedure for calls.
20:18:16:28	Apparent call.
20:18:16:29	Fouled hand -- Short hands.
20:18:16:30	Showdown.
20:18:16:31	Review of hands.
20:18:16:31.01	Exposing hand.
20:18:16:32	Award of pot.
20:18:16:32.01	Bad beat pots and pool pots.
20:18:16:33	Odd chips in ties.
20:18:16:34	Use of defective deck.
20:18:16:35	Faced card.
20:18:16:36	Time limit.
20:18:16:37	Posting of rules.
20:18:16:38	House game rules.
20:18:16:39	Player rules.
20:18:16:40	Maximum number of players.
20:18:16:41	Proposals for variations.
20:18:16:42	Changing dealers at poker tables.
20:18:16:43	Procedure for accepting cash at poker tables.
<u>20:18:16:43.01</u>	<u>Procedure for accepting cash at house banked poker table.</u>
<u>20:18:16:43.02</u>	<u>Procedure for distribution of chips to house banked poker table.</u>
<u>20:18:16:43.03</u>	<u>Procedure for removing chips or coins from the house banked poker table.</u>
20:18:16:44	Drop and count procedures.
20:18:16:44.01	Drop box requirements.
20:18:16:45	Shill procedures.
20:18:16:45.01	Restrictions on use of shills and proposition players.
20:18:16:46	Repealed.

20:18:16:46.01	Use of lammers.
20:18:16:46.02	Poker podium procedures.
20:18:16:47	Repealed.
20:18:16:48	Statistics.
20:18:16:49	<u>The pickup.</u>
20:18:16:50	<u>Prohibited acts.</u>
20:18:16:51	<u>Player wagering on more than one box.</u>
20:18:16:52	<u>Tip bets.</u>
20:18:16:53	<u>Winning combination.</u>

**20:18:16:43.01. Procedure for accepting cash at house banked poker table.** A dealer who receives currency from a player at a house banked poker table in exchange for chips or coins must do the following:

- (1) The currency must be spread on top of the house banked table by the dealer accepting it, in full view of the player;
- (2) The amount of currency must be stated by the dealer accepting it; and
- (3) Immediately after an equivalent dollar amount of chips, tokens, or coins has been given to the player, the currency must be taken from the top of the house banked poker table and placed by the dealer into the drop box.

**Source:**

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL 42-7B-4(18), 42-7B-7, 42-7B-15. <sup>9</sup> 42-7B-11(13)

**20:18:16:43.02. Procedure for distribution of chips to house banked poker table.** A fill slip must be prepared when chips, tokens, or coins are distributed from the chip bank cashier to the house banked poker table. The fill slip must be at least a two-part carbonless form. Prior to use, access to the fill slips must be restricted to authorized personnel.

Fill slips must be sequentially prenumbered forms and must be used in order. Serial numbers of all fill slips in possession of a retail licensee must be reconciled. All original and duplicate void slips must be marked "VOID" and require the signature of the preparer.

The original and duplicate fill slips must contain the following:

- (1) The date and time;
- (2) The denomination of chips, tokens, and coins;
- (3) The total dollar value for each denomination of chips, tokens, and coins;
- (4) The grand total dollar value of the chips, tokens, and coins;
- (5) The number of the table receiving the chips, tokens, and coins;
- (6) The signature of the chip bank cashier; and
- (7) The signature of the pit boss or runner, if one is employed, who must confirm the

fill and sign the fill slip.

After the fill slip has been prepared, a duplicate must be retained by the chip bank cashier.

The original of the fill slip must be signed by the dealer assigned to the house banked poker table to which the chips, tokens, and coins are to be taken.

The original of the fill slip must be deposited in the drop box by the dealer.

**Source:**

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL 42-7B-4(6A)(18); 42-7B-7, 42-7B-11(13) ~~42-7B-15.~~

**20:18:16:43.03. Procedure for removing chips or coins from the house banked poker table.** A credit slip must be prepared for the removal of chips, tokens, and coins from the

house banked poker table to the chip bank cashier. The credit slip must be a two-part carbonless form. Prior to use, access to the credit slip must be restricted to authorized personnel.

Credit slips must be sequentially prenumbered forms and must be used in order. The serial numbers of all credit slips in possession of the retail licensee must be reconciled. All original and duplicate void credit slips must be marked "VOID" and must be signed by the preparer.

A credit slip must be prepared by the dealer, chip bank cashier, or retail licensee whenever chips, tokens, or coins are returned from the house banked poker table to the chip bank cashier.

On the original and duplicate credit slip, the following information must be recorded:

- (1) The date and time;
- (2) The denomination of chips, tokens, or coins;
- (3) The total dollar value for each denomination of chips, tokens, or coins;
- (4) The grand total dollar value of chips, tokens, and coins;
- (5) The table number from which the chips, tokens, and coins are removed;
- (6) The signature of the dealer assigned to the house banked poker table from which

the chips, tokens, and coins are removed. After the credit slip has been executed, the original copy of the credit slip must be deposited by the dealer in the house banked poker table drop box; and

(7) If a pit boss or runner is employed, the pit boss or runner must verify the credit and sign the credit slip.

The duplicate copy of the credit slip must be signed and be retained by the chip bank cashier.

**Source:**

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL ~~42-7B-4(6A)(18), 42-7B-7, 42-7B-11(13), 42-7B-15.~~

**20:18:16:44.01. Drop box requirements.** Drop box markings must be visible from a distance of at least 20 feet. The container must be locked to the table with a lock separately keyed from the container. For house banked poker games, currency exchanged for chips at the table and all other items or documents relating to transactions at the table must be put into the drop box.

**Source:** 21 SDR 98, effective November 30, 1994.

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL ~~42-7B-1, 42-7B-2, 42-7B-3, 42-7B-4, 42-7B-4(18), 42-7B-7, 42-7B-14, 42-7B-15.~~ 42-7B-11(13)

**20:18:16:48. Statistics.** Individual and statistical game records reflecting drop, win, and win-to-drop percentage amounts must be maintained by the licensee.

Statistics for poker and house banked poker must be maintained by shift, by day, cumulative month-to-date, and cumulative year-to-date. The statistics must be presented to the executive secretary monthly.

**Source:** 16 SDR 57, effective October 1, 1989.

**General Authority:** SDCL 42-7B-7.



**Law Implemented:** SDCL 42-7B-1, 42-7B-2, 42-7B-3, 42-7B-4, ~~42-7B-4(18), 42-7B-14, 42-7B-15.~~ <sup>g</sup> 42-7B-11(13)

**20:18:16:49. The pickup.** In a house banked poker game, all cards on the layout must be picked up by the dealer in such a manner that <sup>the cards</sup> they can be readily arranged to indicate each player's hand in case of <sup>any</sup> question or dispute.

**Source:**

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL ~~41-7B-4(18), 42-7B-7, 42-7B-15.~~ <sup>42-7B-11(13)</sup>

**20:18:16:50. Prohibited acts.** No poker player or spectator may remove or alter any cards except as provided by this chapter, and no dealer or other employee of the licensee may permit a player or spectator to engage in such activity.

**Source:**

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL ~~42-7B-4(18), 42-7B-7, 42-7B-15.~~ <sup>42-7B-11(13)</sup> <sup>g</sup>

**20:18:16:51. Player wagering on more than one box.** As permitted by the specific house banked poker game rule, retail licensee may permit a player to wager on more than one box or may limit multiple play during hours when there are insufficient seats in an establishment to accommodate patron demand.

**Source:**

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL ~~42-7B-4(18), 42-7B-7, 42-7B-15.~~ <sup>42-7B-11(13)</sup> <sup>g</sup>

20:18:16:52. Tip bets. Players in house banked poker games may place tip bets if permitted by the specific house rules. A tip bet may not exceed the maximum wager allowed. Once the hand is played, the dealer places all losses to the player in the table tray. If the player wins, the dealer may receive the tip bet as a gratuity. In the case of a push, the tip bet may stand.

Any tip or gratuity given to dealers shall be immediately deposited into a locked tip box or transparent tip tube which is reserved for that purpose.

For exchanging dealer tips to a higher denomination before insertion into the tip box, which is <sup>also</sup> sometimes referred to as “coloring up,” the following requirements shall be met:

- (1) A transparent cylinder or tube shall be attached to the table to maintain the chips until “coloring up.” The capacity of the cylinder or tube may not exceed twenty-five chips; and
- (2) Prior to coloring up chips, the dealer shall make the announcement in a voice that can be heard by the table games supervisor that chips are being colored up. The dealer shall then deposit an equal value of higher denomination chip or chips into the tip box and place the lower denomination chips into the chip tray.

**Source:**

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL ~~42-7B-4(18), 42-7B-7,~~ 42-7B-11(13).

**Cross-Reference:** Push - Exceptions, § 20:18:15:04.

20:18:16:53. Winning combination. A poker player is responsible for correctly computing the winning combination of the player's hand, and no player may rely on the winning combination announced by the dealer.

**Source:**

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL <sup>42-7B-11(13)</sup> ~~42-7B-4(18), 42-7B-7, 42-7B-15.~~

## UNAPPROVED MINUTES

### **SOUTH DAKOTA COMMISSION ON GAMING ADMINISTRATIVE HEARING, PROPOSED RULES HEARING AND QUARTERLY BUSINESS MEETING DEADWOOD CITY HALL, DEADWOOD, SOUTH DAKOTA**

#### **MINUTES**

March 27, 2019

At 9:00 a.m. the meeting was called to order. Commissioner Dennis McFarland, Commissioner Karen Wagner, Commissioner Karl Fischer, Commissioner Mike Wordeman, and Commissioner Greg Strommen were present. Staff members present for the meeting were Mike Shaw, Commission Attorney; Susan Christian, Acting Executive Secretary; Larry Eliason, Special Assistant, Mark Aspass, Commission Architect, and Craig Sparrow, Deputy Executive Secretary.

The meeting was called to order by Commissioner McFarland.

The court reporter for the hearing was Veronica Fish. The following case is scheduled to be heard:

#### **Administrative Hearing**

- Declaratory Ruling – Blue Sky Gaming, Inc., dba Tin Lizzie

#### **Declaratory Ruling – Blue Sky Gaming, dba Tin Lizzie**

Blue Sky Gaming, Inc., represented by Roger Tellinghuisen, are requesting a declaratory ruling on the amended petition to the existing floor plan. The purpose of the amendment is to clarify the alterations to a few of the buildings for life safety and/or aesthetic purposes. Mr. Tellinghuisen requested to amend the petition to change the name on the petition from Tin Lizzie Gambling Halls to Blue Sky Gaming and Section 2 change eleven (11) rooms to ten (10) rooms.

Commissioner Wordeman made a motion to approve the amendment to the petition. Commissioner Wagner seconded the motion which carried unanimously.

Mr. Tellinghuisen also requested to amend the petition to strike Issue 3 from Section 3. The Commission accepted the request to amend.

Commissioner Fischer made a motion to grant the variances requested and approve the issues addressed in the petition for declaratory ruling. Commissioner Wordeman seconded the motion.

## UNAPPROVED MINUTES

On a roll call vote motion was carried unanimously.

Commissioner Wagner	Aye
Commissioner McFarland	Aye
Commissioner Fischer	Aye
Commissioner Strommen	Aye
Commissioner Wordeman	Aye

### **Public Hearing on Proposed Rule Change**

#### **Variations of play – Triple Win 20 - 20:18:15:30.18**

Commissioner Wordeman made a motion to adopt the proposed rule changes as outlined on pages 14-16 in the meeting packet. Commissioner Wagner seconded the motion which carried unanimously.

#### **Variations of play – Blazing 7's Progressive – 20:18:15:30.19**

#### **Types of BlackJack Authorized – 20:18:15:01.01**

The Blazing 7's Progressive game variation was demonstrated by Scientific Games.

Commissioner Wordeman made a motion to approve the amendment on page 17 (5) of the meeting packet to replace the two lines of the last sentence with ...jackpot according to one of the following paytables selected at the discretion of the casino. The selected payable shall be displayed by table signage or on the table layout. Commissioner Fischer seconded the motion which carried unanimously.

Commissioner Wagner made a motion to approve the amendment on page 19 of the meeting packet to replace Lucky George with Dealer Envy on all four places. Commissioner Wordeman seconded the motion which carried unanimously.

Commissioner Wordeman made a motion to approve the amendment on page 20 in the meeting packet to replace Lucky George with Dealer Envy. Commissioner Strommen seconded the motion which carried unanimously.

Commissioner Wagner made a motion to approve the amendment to 20:18:15:01.01 as set forth on pages 13-14 in the meeting packet, to approve the Blazing 7's Progressive game, and to adopt rule 20:18:15:30.19 as outlined in pages 17-21 in the meeting packet. Commissioner Wordeman seconded the motion which carried unanimously.

A brief recess was taken at 10:16 a.m.

## UNAPPROVED MINUTES

### **General Meeting**

Commissioner McFarland called the general meeting to order at 10:27 a.m.

### **Approval of Agenda**

No changes to the agenda were noted.

No conflicts of interest to any items on the agenda were noted.

### **November 15, 2018 Quarterly Meeting**

Commissioner Wagner made a motion to adopt the drafted minutes from the November 15, 2018 meeting. Commissioner Fischer seconded the motion which carried unanimously.

### **Report on 2019 Legislative Session**

Susan Christian, Acting Executive Secretary, gave an update on the 2019 Legislative session. This was for information purposes only, so no action was taken.

### **Remarks by Jim Terwilliger, Secretary of Revenue**

Jim Terwilliger, Secretary of Revenue, gave a brief report on the Legislative session and the Department of Revenue.

### **Report on GLI Round Table**

Craig Sparrow, Deputy Executive Secretary, attended the GLI Regulatory Round Table in Las Vegas and gave a summary on the seminars attended. This was for information purposes only, so no action was taken.

### **Stipulation of Assurance and Voluntary Compliance**

#### **Wooden Nickel**

A monetary penalty of \$500.00 is to be paid not later than April 1, 2019 was imposed for a complaint that was filed on January 29, 2019 alleging that the Defendant engaged in conduct constituting grounds for disciplinary action by failing to maintain full view and control of the premise where gaming is conducted which resulted in allowing a patron to break into a slot machine and remove the bill box from the property. For the conduct described in the complaint the Acting Executive Secretary required the retail licensee to install video alarms at the entrances, update the surveillance equipment as the licensee stated in his response no later than June 29, 2019. Licensee agreed to the penalty imposed and to the surveillance updates.

## UNAPPROVED MINUTES

Commissioner Strommen made a motion to accept the Stipulation of Assurance and Voluntary Compliance and the imposed penalty. Commissioner Fischer seconded the motion which carried unanimously.

### **Approval of Voting Representatives for the ARCI Annual Meeting**

Commissioner Fischer made a motion to designate Dennis McFarland as its voting representative and Karen Wagner and Susan Christian as its alternate voting representatives at the annual meeting of the Association to be held in Arcadia, California, April 3-5, 2019. Commissioner Strommen seconded the motion which carried unanimously.

### **Bond for New Racing Operators**

Commissioner Wagner made a motion to approve a bond or CD for new racing operators in the amount of \$150,000.00 to be secured in a bank in Pierre or Ft. Pierre; or such other amount determined by the Commission based on the review of their application. Commissioner Fischer seconded the motion.

On a roll call vote motion was carried unanimously.

Commissioner Wagner	Aye
Commissioner McFarland	Aye
Commissioner Fischer	Aye
Commissioner Strommen	Aye
Commissioner Wordeman	Aye

### **2019 Live Horse Racing Allocations**

Commissioner Wagner made a motion that if Senate Bill 128 becomes law then to make allocations according to Resolution 3-27-19-04. If Senate Bill 128 does not become law, then to make allocations according to Resolution 3-27-19-01. Commissioner Fischer seconded the motion.

On a roll call vote the motion carried 4 to 1.

Commissioner Wagner	Aye
Commissioner McFarland	Aye
Commissioner Fischer	Aye
Commissioner Strommen	Aye
Commissioner Wordeman	Nay

Commissioner Wagner made a motion to approve Resolution 3-27-19-02. Commissioner Fischer seconded the motion.

## UNAPPROVED MINUTES

On a roll call vote the motion carried 4 to 1.

Commissioner Wagner	Aye
Commissioner McFarland	Aye
Commissioner Fischer	Aye
Commissioner Strommen	Aye
Commissioner Wordeman	Nay

Commissioner Fisher made a motion to approve Resolution 3-27-19-03. Commissioner Wagner seconded the motion.

On a roll call vote the motion carried 4 to 1.

Commissioner Wagner	Aye
Commissioner McFarland	Aye
Commissioner Fischer	Aye
Commissioner Strommen	Aye
Commissioner Wordeman	Nay

### **2019 State Racing Officials**

#### **Commission Officials**

#### **Track Officials**

#### **Professional Services Lab and Vet Contracts**

Commissioner Wagner made a motion to delegate staff to approve the Racing Officials, Track Officials, and the lab and vet contracts for the 2019 horse racing season. Commissioner Fischer seconded the motion.

On a roll call vote motion was carried unanimously.

Commissioner Wagner	Aye
Commissioner McFarland	Aye
Commissioner Fischer	Aye
Commissioner Strommen	Aye
Commissioner Wordeman	Aye

### **Deadwood Licensing Matters**

#### **Key License Approvals**

Deputy Executive Secretary Sparrow recommended the approval of the following Key Licenses and Key License renewal:

- ✓ Aaron Maag



## UNAPPROVED MINUTES

- ✓ Allen Clayton
- ✓ Stephanie Adams
- ✓ David Scott

Key License Renewal -Thomas Frank

### **Business License Approval**

- ✓ Approval of Trevor Croker **(10041-DR)** as Director on the Aristocrat Leisure Limited Manufacturer license **(0108-MA)**.
- ✓ Approval of Gaming Partners, International USA, Inc. for an Associated Equipment Manufacturer/Distributor's license **(10983-AE)**.
- ✓ Approval of Aces Full, Inc and Bart Hamm as owner of an Operator **(11022-OP)** and a Route Operator License **(11159-RO)**. Note; The Distributors license that Aces Full, Inc **(0120-DS)** currently holds will be surrendered upon issuance of the Operator license.

Commissioner Wordeman made a motion to approve the Key Licenses, Key License renewal and Business Licenses as recommended by staff. Commissioner Strommen seconded the motion which carried unanimously.

### **Ratification of Licensing Actions by the Executive Secretary per 42-7B-11 (16)**

#### **License Renewals**

- |                  |                     |
|------------------|---------------------|
| ✓ Tana Neel      | ✓ Tracy Island      |
| ✓ Liz Vodicka    | ✓ Britton Siemonsma |
| ✓ Jon Johnson    | ✓ Deb Klima         |
| ✓ Austin Burnham | ✓ Ryan Klima        |
| ✓ Jim Spears     | ✓ Beverly Bachand   |

#### **Retail License Renewal**

- ✓ Best Western Hickok House

Commissioner Wagner made a motion to approve the ratification of licensing actions by the Executive Secretary. Commissioner Wordeman seconded the motion which carried unanimously.

### **Scheduling of Next Quarterly Meeting**

Commissioner Wordeman made a motion to approve the next quarterly meeting for June 12, 2019. Commissioner Strommen seconded the motion which carried unanimously.

## UNAPPROVED MINUTES

### **Public Comment**

There was no participation for the comment period of the meeting.

### **Executive Session**

Commissioner Fischer made a motion to go into Executive Session. Commissioner Wagner seconded the motion which carried unanimously.

At 11:45 p.m. the Commission went into Executive Session pursuant to SDCL 1-25-2 (1) (3) and (4) and SDCL 42.7B-8.1 (4).

The Executive Session was concluded at 12:27 p.m.

With no further business to be discussed Commissioner Wagner made a motion to adjourn the meeting. Commissioner Fischer seconded the motion which carried unanimously.

The meeting was adjourned at 12:28 p.m.

Respectfully Submitted,  
Kathy Fredericksen

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Dennis McFarland, Chairman

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Susan Christian, CIA, Acting Executive Secretary



## **SOUTH DAKOTA COMMISSION ON GAMING**

87 Sherman Street • Deadwood, SD 57732  
(605) 578-3074 • dor.sd.gov/gaming

### **STATE OF SOUTH DAKOTA CONSULTING CONTRACT**

**AGREEMENT made and entered into this 25<sup>th</sup> day of June 2019, by and between South Dakota Commission on Gaming, a state agency of 445 East Capitol Avenue, Pierre, SD 57501 (the "State") and Gaming Laboratories International LLC, 600 Airport Road, Lakewood, New Jersey, 08701, (the "Consultant").**

**The State hereby enters into this Agreement for services with Consultant in consideration of and pursuant to the terms and conditions set forth herein.**

**1. The Consultant will perform the following services:**

**The Consultant will advise, review and draft regulations and test gaming devices as requested by the Commission on Gaming staff for the following fees:**

- (1) Professional consulting fees no charge for the first ten (10) hours of consulting during the contract period and then \$148.00 per hour after the first ten (10) hours**
- (2) Regular device testing time \$148.00 per hour**
- (3) Telephone consulting free of charge**
- (4) Random Number Generator testing minimum of \$5,000.00 per RNG**

**2. The Consultant's services under this Agreement shall commence on July 1, 2019 and end on June 30, 2020 unless sooner terminated pursuant to the terms hereof.**

**3. The Consultant will not use State equipment, supplies or facilities. The Consultant's Employer Identification Number is 26-1938391.**

**4. The State will make payment for services upon satisfactory completion of the services. The TOTAL CONTRACT AMOUNT is an amount not to exceed \$35,000.00. The state will not pay Consultant's travel expense as a separate item. Payment will be made pursuant to itemized invoices.**

**5. The Consultant agrees to indemnify and hold the State of South Dakota, its officers, agents and employees, harmless from and against any and all actions, suits, damages, liability or other proceedings that may arise as the result of performing services hereunder. This section does not**

require the consultant to be responsible for or defend against claims or damages arising solely from errors or omissions of the States, its officers, agents or employees.

6. The Consultant, at all times during the term of this Agreement, shall obtain and maintain in force insurance coverage of the types and with the limits as follows:

**A. Professional Liability Insurance or Miscellaneous Professional Liability Insurance:**

The Consultant agrees to procure and maintain professional liability insurance or miscellaneous professional liability insurance with a limit of not less than \$1,000,000.00.

**B. Automobile Liability Insurance:**

The Consultant should maintain business automobile liability insurance or equivalent form with a limit of not less than \$500,000.00 for each accident. Such insurance should include coverage for owned, hired and non-owned vehicles.

**C. Worker's Compensation Insurance:**

The Consultant shall procure and maintain worker's compensation and employers' liability insurance as required by South Dakota Law.

Before beginning work under this Agreement, the Consultant shall furnish the State with properly executed Certificates of Insurance which shall clearly evidence all insurance required by this Agreement and which provide that such insurance may be canceled, except upon 30 days' prior written Notice to the State. The Consultant shall furnish copies of insurance policies if requested by the State.

7. While performing services hereunder, the Consultant is an independent contractor and not an officer, agent, or employee of the State of South Dakota.

8. Consultant agrees to report to the State any event encountered in the course of performance of this Agreement which results in injury to the person or property of third parties, or which may otherwise subject Consultant or the State to liability. Consultant shall report any such event to the State immediately upon discovery.

Consultant's obligation under this section shall only be to report the occurrence of any event to the State and to make any other report provided for by their duties or applicable law. Consultant's obligation to report shall not require disclosure of any information subject to privilege or confidentiality under law (e.g., attorney-client communications).

Reporting to the State under this section shall not excuse or satisfy any obligation of Consultant to report any event to law enforcement or other entities under the requirements of any applicable law.

**9. This Agreement may be terminated by either party hereto upon thirty (30) days written notice. In the event the Consultant breaches any of the terms or conditions hereof, this Agreement may be terminated by the State at any time with or without notice. If termination for such a default is effected by the State, any payments due to Consultant at the time of termination may be adjusted to cover any additional costs to the State because of Consultant's default. Upon termination the State may take over the work and may award another party an agreement to complete the work under this Agreement. If after the State terminates for a default by Consultant it is determined that Consultant was not at fault, then the Consultant shall be paid for eligible services rendered and expenses incurred up to the date of termination.**

**10. This Agreement depends upon the continued availability of appropriated funds and expenditure authority from the Legislature for this purpose. If for any reason the Legislature fails to appropriate funds or grant expenditure authority, or funds become unavailable by operation of law or federal funds reductions, this Agreement will be terminated by the State. Termination for any of these reasons is not default by the State nor does it give rise to a claim against the State.**

**11. This Agreement may not be assigned without the express prior written consent of the State. This Agreement may not be amended except in writing, which writing shall be expressly identified as part hereof, and be signed by an authorized representative of each of the parties hereto.**

**12. This Agreement shall be governed by and construed in accordance with the laws of the State of South Dakota. Any lawsuit pertaining to or affecting this Agreement shall be venued in Circuit court, Sixth Judicial Circuit, Hughes County, South Dakota.**

**13. The Consultant will comply with all federal, state and local laws, regulations, ordinances, guidelines, permits, and requirements applicable to providing services pursuant to this Agreement, and will be solely responsible for obtaining current information on such requirements.**

**14. The Consultant may not use subcontractors to perform the services described herein without the express prior written consent of the State. The Consultant will include provisions in its subcontracts requiring its subcontractors to comply with the applicable provisions of this Agreement, to indemnify the State, and to provide insurance coverage for the benefit of the State in a manner consistent with this Agreement. The Consultant will cause its subcontractors, agents, and employees to comply, with applicable federal, state and local laws, regulations, ordinances, guidelines, permits and requirements and will adopt such review and inspection procedures as are necessary to assure such compliance.**

**15. Any notice or other communication required under this Agreement shall be in writing and sent to the address set forth above. Notices shall be given by and to Susan Christian, Acting Executive Secretary or her duly appointed successor, South Dakota Commission on Gaming on**

behalf of the State, and by James R. Maida, President, Gaming Laboratories International, on behalf of the Consultant, or such authorized designees as either party may from time to time designate in writing. Notices or communications to or between the parties shall be deemed to have been delivered when mailed by first class mail, provided that notice of default or termination shall be sent by registered or certified mail, or, if personally delivered, when received by such party.

16. In the event that any court of competent jurisdiction shall hold any provision of this Agreement unenforceable or invalid, such holding shall not invalidate or render unenforceable any other provision hereof.

17. All other prior discussions, communications, and representations concerning the subject matter of this Agreement are superseded by the terms of the Agreement, and except as specifically provided herein, this Agreement constitutes the entire agreement with respect to the subject matter hereof.

In Witness whereof, the parties signify their agreement effective the date above first written by the signatures affixed below.

STATE

CONSULTANT

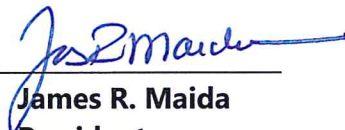
BY: \_\_\_\_\_

Susan Christian  
Acting Executive Secretary  
South Dakota  
Commission on Gaming

\_\_\_\_\_

(DATE)

BY: \_\_\_\_\_

  
James R. Maida  
President  
Gaming Laboratories  
International, LLC

April 29 2019

(DATE)

BY: \_\_\_\_\_

Jim Terwilliger  
Secretary  
Department of Revenue and Regulation

\_\_\_\_\_

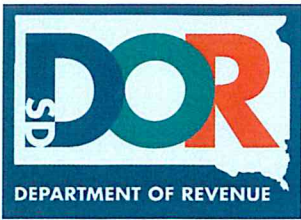
(DATE)

**State Agency Coding (MSA Center) 0293000633**

**State Agency MSA Company for which contract will be paid 52041300**

**Object/sub object MSA account to which voucher will be coded \_\_\_\_\_**

**Name and phone number of contact person in State Agency who can provide additional information regarding this contract: Susan Christian Acting Executive Secretary**



**SOUTH DAKOTA COMMISSION ON GAMING**

87 Sherman Street • Deadwood, SD 57732  
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION  
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Chawn Elliot  
A7636-07-KY

DEFENDANT

RECITALS

A complaint was filed against the Defendant on March 29, 2019 by Mark Heltzel, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Acting Executive Secretary and the Defendant on April 15, 2019.

I

The complaint filed on March 29, 2019 alleged that the Defendant engaged in conduct constituting grounds for disciplinary action by failing to conduct the game of poker with a complete standard deck of 52 cards as required per ARSD 20:18:16:06

II

The Defendant answered the complaint on or about April 1, 2019. In the licensee's answer Miss Elliot admits that she was in violation of ARSD 20:18:16:06 that was alleged in the complaint.



III

The commission staff acknowledges that licensee has taken full responsibility for her actions.

The Acting Executive Secretary imposes a monetary penalty of One Hundred and fifty Dollars (\$150.00) to be paid no later than April 30, 2019. Please remit penalty payment to:

South Dakota Commission on Gaming  
87 Sherman Street  
Deadwood, SD 57732

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

V

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

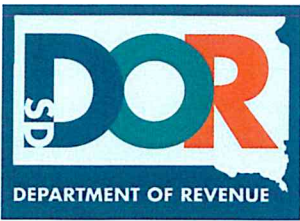
DATED at Deadwood, South Dakota, the 15th day of April 2019.



SUSAN CHRISTIAN, CIA  
Acting Executive Secretary  
South Dakota Commission on Gaming



Chawn Elliot  
Defendant



**SOUTH DAKOTA COMMISSION ON GAMING**

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SOUTH DAKOTA COMMISSION  
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

SUPER G INVESTMENT CO dba Silverado/Franklin  
SDCG Operator License #0114-op

DEFENDANT

RECITALS

A complaint was filed against the Defendant on April 12, 2019 by Brandon Snyder, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Acting Executive Secretary and the Defendant on May '17, 2019.

I

The complaint filed on April 12, 2019 alleged that the Defendant engaged in conduct constituting grounds for disciplinary action by failing to secure and retain recorded video images per ARSD 20:18:29:08

II

The Defendant answered the complaint on or about April 15, 2019. In the licensee's answer Mr. Rensch, Registered Agent, did not contest the conduct alleged in the complaint filed on April 12, 2019.

III

It has been determined that the five violations in the initial complaint were the direct result of the Operator being in violation of the following South Dakota Commission on Gaming rule and regulation:

**ARSD 20:18:29:14. Quality review of recorded surveillance video images.** To ensure that the quality of video images recorded on the surveillance system complies with § 20:18:29:02, a licensee must inspect the recording equipment daily to insure the equipment is operating correctly and review a portion of all recorded surveillance images each week.

The licensee must document this inspection and review on a form provided by the executive secretary. If any problems or malfunctions of the surveillance system, equipment, or video images are discovered during the review, the licensee must report them to the commission within 24 hours after the discovery.

**Source:** 21 SDR 98, effective November 30, 1994; 35 SDR 184, effective February 2, 2009; 38 SDR 213, effective June 18, 2012.

**General Authority:** SDCL 42-7B-7.

**Law Implemented:** SDCL 42-7B-7, 42-7B-11(2)(11)(13).

**Cross-Reference:** Surveillance equipment malfunctions, § 20:18:29:07.

The Acting Executive Secretary imposes a monetary penalty of Two Thousand Five Hundred Dollars (\$2,500.00) to be paid no later than May 30, 2019. Please remit penalty payment to:

South Dakota Commission on Gaming  
87 Sherman Street  
Deadwood, SD 57732

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

DATED at Deadwood, South Dakota, the 17th day of May 2019.

  
\_\_\_\_\_  
SUSAN CHRISTIAN, CIA  
Acting Executive Secretary  
South Dakota Commission on Gaming

SUPER G CO dba Silverado/Franklin  
Defendant

By  \_\_\_\_\_  
Its  \_\_\_\_\_

South Dakota Commission on Gaming  
Licensing  
June 25, 2019

**Key License**

- ✓ Joseph Gasper

**Business License**

- ✓ Recommend approval of Cliff Street, LLC and Lawrence Waite its sole member as the owner of a new retail license **(11100-RT)**. The licensee to be assigned to 225 Cliff Street (Comfort Inn location) effective July 1, 2019.

**Business License Renewals**

- ✓ See Attached list



**SOUTH DAKOTA COMMISSION ON GAMING**

87 Sherman Street • Deadwood, SD 57732  
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**MEMORANDUM**

DATE: April 30, 2019  
TO: South Dakota Commission on Gaming  
FROM: Mark Heltzel  
SUBJECT: Joseph Gasper III

Joe is currently working at Cadillac Jacks Casino in Deadwood. He is employed as a floor supervisor. Joe has been employed in this position since the beginning of 2019. He obtained his support license in 2019.

Concerns: None

Recommendations: It is recommended that the applicant be approved for a Key Employee license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license.



## SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732  
(605) 578-3074 • dor.sd.gov/gaming

### MEMORANDUM

DATE: 06/03/2019  
TO: South Dakota Commission on Gaming  
FROM: Brandon Snyder  
SUBJECT: Lawrence Paul Waite/11109-OW/11100-RT

Lawrence Waite is currently the owner of the Cliff Street, L.L.C. (Comfort Inn) Lawrence owns a Comfort Inn in Livingston, MT. Lawrence has owned multiple rental properties and hotels since 1990. Lawrence currently lives in Las Vegas, NV. He has had one gambling license in Montana from 2006 to 2017 with no derogatory information on the license. Lawrence has never held a gaming license in South Dakota.

**Area of Concern:** NONE

**Recommendations:** It is recommended that the applicant be approved for a Retail License. Nothing derogatory was found in the applicant's background investigation. The applicant has never been licensed by the SDCG before.

---

**Brandon Snyder**  
Special Agent-SDCG

## BUSINESS LICENSE RENEWAL – 2019-2020

### OPERATOR, ROUTE OPERATOR & RETAIL LICENSES

AGT- MICHAEL TRUCANO	0230-OP 10858-RO	DGS LLC DEADWOOD GULCH SALOON 1-DGS LLC DEADWOOD GULCH SALOON 2-DGS LLC DEADWOOD GULCH SALOON 3-DGS LLC	0233-OP 0614-RT 0615-RT 0616-RT
BLACK DIAMOND CAPITAL LLC	0231-OP	FIRST GOLD INC	0120-OP
GOLD DUST 1	0588-RT		0011-RO
GOLD DUST 2	0589-RT	HORSESHOE 1	0079-RT
GOLD DUST 3	0590-RT	BLACKJACK 2	0081-RT
GOLD DUST 4	0591-RT	FIRST GOLD 3	0208-RT
GOLD DUST 5	0592-RT	FIRST GOLD 4	0567-RT
GOLD DUST 6	0593-RT	FIRST GOLD 5	0568-RT
GOLD DUST 7	0594-RT	FIRST GOLD 6	0569-RT
GOLD DUST 13 (777)	0610-RT	FIRST GOLD 7	0570-RT
GOLD DUST 14 (777)	0611-RT	FIRST GOLD 8	0571-RT
GOLD DUST 15 (777)	0612-RT	FIRST GOLD 9	0572-RT
BLUE SKY GAMING INC	0199-OP	FIRST GOLD 10	0573-RT
TIN LIZZIE 1	0313-RT	FIRST GOLD 11	0584-RT
TIN LIZZIE 2	0314-RT		
TIN LIZZIE 3	0315-RT	GR DWD LLC	0187-OP
TIN LIZZIE 4	0524-RT	MINERAL PALACE 1	0299-RT
TIN LIZZIE 5	0525-RT	MINERAL PALACE 2	0300-RT
TIN LIZZIE 7	0604-RT	MINERAL PALACE 3	0301-RT
TIN LIZZIE 8	0605-RT	MINERAL PALACE 4	0540-RT
TIN LIZZIE 9	0606-RT	MINERAL PALACE 5	0541-RT
TIN LIZZIE 10	0607-RT	MINERAL PALACE 6	0542-RT
TIN LIZZIE 12	0609-RT	MINERAL PALACE 7	0543-RT
TIN LIZZIE 13	0613-RT	MINERAL PALACE 8	0544-RT
BY DEVELOPMENT INC	0196-OP	MINERAL PALACE 9	0545-RT
CADILLAC JACKS 1	0302-RT	MINERAL PALACE 10	0546-RT
CADILLAC JACKS 2	0303-RT	MINERAL PALACE 11	0547-RT
CADILLAC JACKS 3	0304-RT	MINERAL PALACE 12	0548-RT
CADILLAC JACKS 4	0526-RT		
CADILLAC JACKS 5	0527-RT	SALOON GAMBLING INC	0103-OP
CADILLAC JACKS 6	0528-RT	SALOON GAMBLING INC 1	0011-RT
CADILLAC JACKS 7	0529-RT	SALOON GAMBLING INC 2	0063-RT
CADILLAC JACKS 8	0530-RT	SALOON GAMBLING INC 3	0393-RT
CADILLAC JACKS 9 (SHS4)	0597-RT		
CADILLAC JACKS 10	10860-RT	SUPER G INVESTMENT CO	0114-OP
DEADWOOD GAMING RESORTS	0213-OP		0004-RO
DWD GULCH RESORT 1	0444-RT	SILVERADO 1	0058-RT
DWD GULCH RESORT 2	0445-RT	SILVERADO 2	0134-RT
DWD GULCH RESORT 3	0446-RT	SILVERADO 3	10862-RT
DWD GULCH RESORT 5	0598-RT	SILVERADO 4	10863-RT
DWD GULCH RESORT 6	0599-RT	SILVERADO 5	10864-RT
DWD GULCH RESORT 7	0600-RT	SILVERADO 6	0147-RT
DWD GULCH RESORT-CTR	0601-RT	SILVERADO 7	10865-RT
		FRANKLIN 1	10866-RT
		FRANKLIN 2	10867-RT
		FRANKLIN 3	10868-RT
		FRANKLIN 4	10869-RT
		FRANKLIN 5	10870-RT
		FRANKLIN 6	10871-RT



TENTEXKOTA LLC	0224-OP
DEADWOOD MT GRAND 1	0549-RT
DEADWOOD MT GRAND 2	0550-RT
DEADWOOD MT GRAND 3	0551-RT
DEADWOOD MT GRAND 4	0552-RT
DEADWOOD MT GRAND 5	0553-RT
DEADWOOD MT GRAND 6	0554-RT
DEADWOOD MT GRAND 7	0555-RT

THE LODGE AT DWD -DWD RESORTS LLC	0217-OP
THE LODGE AT DEADWOOD 1	0469-RT
THE LODGE AT DEADWOOD 2	0470-RT
THE LODGE AT DEADWOOD 3	0471-RT
THE LODGE AT DEADWOOD 4	0533-RT
THE LODGE AT DEADWOOD 5	0534-RT
THE LODGE AT DEADWOOD 6	0535-RT
THE LODGE AT DEADWOOD 7	0536-RT
THE LODGE AT DEADWOOD 8	0537-RT
THE LODGE AT DEADWOOD 9	0538-RT
THE LODGE AT DEADWOOD 10	0539-RT

**OTHER ASSIGNED RETAILS**

BODEGA 1 – TRUCANO	0389-RT
BODEGA 2 – TRUCANO	0392-RT
BODEGA 3 – K JOHNSON	0288-RT

BULLOCK 1 –BULLOCK HOSPITALITY	0531-RT
BULLOCK 2 –BULLOCK HOSPITALITY	0532-RT

BW HICKOK HOUSE-TOM BIEGLER	10589-RT
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DEADWOOD STATION - 1 WILLY’S WILD WEST	0595-RT
DEADWOOD STATION - 2 WILLY’S WILD WEST	0602-RT

GOLD COUNTRY INN-WILLY’S WILD WEST INC	0596-RT
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HICKOKS 1-NMD VENTURE LLC	0518-RT
HICKOKS 2-NMD VENTURE LLC	0519-RT
HICKOKS 3-NMD VENTURE LLC	0520-RT

DEADWOOD PARKING LOTS, LLC	0003-PO
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WWW, LLC	0002-PO
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OPTIMA LLC-DBA TRUE BY HILTON	0005-PO
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GAMBLER’S GULCH INC	0004-PO
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IRON HORSE – TRUCANO	0583-RT
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MARTIN MASON BLDG 1	0317-RT
MARTIN MASON BLDG 2	0318-RT

MUSTANG SALLY 1 – T KEEHN	0220-RT
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OYSTER BAY	0106-RT
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SUPER 8 1 – GUNVORDAHL	0480-RT
SUPER 8 2 – GUNVORDAHL	0481-RT
SUPER 8 3 – GUNVORDAHL	0482-RT

VFW	0017-RT
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WOODEN NICKEL CASINO	0316-RT
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## **OPERATOR, ROUTE OPERATOR & UNASSIGNED RETAILS**

BROS BBC INC	0208-OP
DEADWOOD GULCH SALOON-JOHNER	0121-OP
DEALS PUBLICATIONS	0197-OP
BRANCH HOUSE PROPERTIES	0585-RT
MIDNIGHT STAR	0143-OP
PEGGY MAHER	0129-OP
SHARON GOULD	10355-OP
1911 HOLDINGS	10020-OP
TIM & MONICA CONRAD	0108-OP
DAKAM MOHAMED DAKAM	0264-RT
CHRIS GOULD	0440-RT
PAT ROBERTS – OLD BWHH	0117-RT

## **DISTRIBUTORS**

UNIVERSAL GAMING RESOURCES LLC	0121-DS
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## **MANUFACTURERS**

AGS, LLC	0130-MA
ARISTOCRAT TECHNOLOGIES INC	0108-MA
ARUZE GAMING INC	0133-MA
BALLY GAMING INC	0114-MA
EVERI GAMES INC (MULTIMEDIA)	0131-MA
HARMS VENDING	0129-MA
INCREDIBLE TECHNOLOGIES INC	10735-MA
IGT	0101-MA
INTERBLOCK D.D.	0124-MA
IVERSON GAMING SYSTEM INC	0123-MA
JCM AMERICAN CORP	0132-MA
KONAMI GAMING INC	0128-MA
NRT TECHNOLOGY CORP	0125-MA
PATRIOT GAMING & ELECTRONIC INC	10044-MA
TABLE TRAC INC	0127-MA

## **ASSOCIATED EQUIPMENT MANUFACTURER**

AVALON GAMING INC	10877-AE
GAMING PARTNERS INTERNATIONAL, USA	10983-AE