



SOUTH DAKOTA COMMISSION ON GAMING

120 Industrial Drive, Suite 1 • Spearfish, SD 57783
(605) 578-3074 • dor.sd.gov/gaming

UNAPPROVED MINUTES

South Dakota Commission on Gaming Quarterly Business Meeting

MINUTES

December 10, 2024

The quarterly business meeting was held via Zoom at 9:00 a.m. MDT. Chairman Karen Wagner, Vice Chairman Harry Christianson, Commissioner Bob Goetz, Commissioner Spencer Hawley, and Commissioner Mark Millage were present. Staff members present for the meeting were Doug Abraham, Commission Attorney; Mark Heltzel, Executive Secretary; Brandon Snyder, Enforcement Agent. Participating in the meeting via zoom were Larry Eliason and Shane Kramme.

The meeting was called to order by Chairman Wagner at 9:00 a.m. MDT, a roll call was taken, a quorum was present, and all voting will be done by roll call.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

Conflicts of Interest Disclosure

On a roll call no conflicts of interest were disclosed.

Vice Chairman Christianson	Nay
Commissioner Goetz	Nay
Commissioner Millage	Nay
Commissioner Hawley	Nay
Chairman Wagner	Nay

Approval of Meeting Agenda

Chairman Wagner stated there was two additions to the meeting agenda.

- The live horse racing section to add Historical Horse Racing type machines.
- The Deadwood Licensing section to add pages 38A, B, C, D, and E and page 47A.

Commissioner Hawley made a motion to approve the agenda with the additions. Commissioner Millage seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

September 12, 2024, Quarterly Meeting

Vice Chairman Christianson made a motion to adopt the minutes as drafted for the September 12, 2024, quarterly meeting. Commissioner Goetz seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

Old Business

There was no old business to be discussed at the meeting.

Comments by Mark Heltzel Executive Secretary

- The 2024 annual horse racing event was held in Ft. Pierre on Oct 5th and Oct 6th and there were six races each day. It was a successful and smooth process on our end and the attendance appeared to be good.
- Entered in an agreement with the City of Deadwood for a small office space which will start Jan 1, 2025.
- There will be three days the week of December 16th that staff will be at the Deadwood Visitors Center to do license renewals.

Live Racing Matters

Release of Deposit In Lieu of Bond

Commissioner Hawley made a motion to approve Resolution 12-10-24-01. Commissioner Millage seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

**Verendrye Benevolent Association
Racing Dates**

Commissioner Goetz made a motion to approve the 2025 live horse racing dates as presented by the Verendrye Benevolent Association. Vice Chairman Christianson seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson Aye
Commissioner Goetz Aye
Commissioner Millage Aye
Commissioner Hawley Aye
Chairman Wagner Aye

South Dakota Bred Funds

Shane Kramme addressed the Commission on a proposal that would authorize the transfer of funds from the Bred Fund account to the Revolving Fund account. Mr. Kramme was asking the Commissioners for their support and or to sponsor at legislation. The Commissioners stated that it was too late for staff to introduce legislation, and he would need to look at other alternatives to choose a sponsor for any proposed legislation. This was for information purposes only, so no action was taken.

Historical Horse Racing type machines

Shane Kramme gave a brief report on a proposal for Historical horse racing type machines. He had visited with Roger Tellinghuisen and the Deadwood Gaming Association, and they suggested he submit the proposal to the Commission. The Commission thought this could require legislation. This was for information purposes only, so no action was taken.

Stipulation and Assurance of Voluntary Compliance

Colt Martin

A monetary penalty of \$100.00 was imposed for a complaint that was filed alleging that the Defendant engaged in conduct constituting grounds for disciplinary action that on September 27, 2024, the Defendant failed to report in a timely manner a known or suspected violation which violated ARSD 20:18:12:01:02. The alleged violation was for allowing wagers over the posted table limits. An informal consultation was held, and licensee agreed to the compliant and paid the fine.

Vice Chairman Christianson made a motion to accept the Stipulation and Assurance of Voluntary Compliance. Commissioner Goetz seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson Aye
Commissioner Goetz Aye
Commissioner Millage Aye
Commissioner Hawley Aye
Chairman Wagner Aye

Blue Sky Gaming Inc.

A monetary penalty of \$3,000.00 was imposed for a complaint that was filed alleging that the Defendant engaged in conduct constituting grounds for disciplinary action that on September 27, 2024, the Defendant operated their casino without having all the required surveillance coverage such as table, count rooms, or the cashier cage which violated ARSD 20:18:29:03. The Defendant then failed to notify the Commission of the alleged known or suspected violation in a timely manner which violates ARSD 20:18:29:07. A review of the incident, the Defendant’s response, and prior complaints with similar violations were reviewed. Based on the information the fine was suspended to \$1,500.00. An informal consultation was held, and licensee agreed to the complaint and paid the fine.

Vice Chairman Christianson made a motion to accept the Stipulation and Assurance of Voluntary Compliance. Commissioner Millage seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

IGT, Inc.

A monetary penalty of \$3,000.00 was imposed for a complaint that was filed alleging that the Defendant engaged in conduct constituting grounds for disciplinary action that on September 27, 2024, the Defendant’s sports wagering system offered an event involving a South Dakota College or University which violated SDCL 42-7B-82. A review of the incident, the Defendant’s response, and prior complaints with similar violations were reviewed. An informal consultation was held, and licensee agreed to the complaint and paid the fine.

Vice Chairman Christianson made a motion to accept the Stipulation and Assurance of Voluntary Compliance. Commissioner Millage seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

Deadwood Resorts, LLC

A monetary penalty of \$3,000.00 was imposed for a complaint that was filed alleging that the Defendant engaged in conduct constituting grounds for disciplinary action that on September 27, 2024, the Defendant accepted 3 wagers on an event involving a South Dakota College or University which violated 42-7B-82. A review of the incident, the Defendant’s response, and prior complaints with similar violations were reviewed. Based on the information the fine was suspended to \$750.00. An informal consultation was held, and licensee agreed to the complaint and paid the fine.

Commissioner Goetz made a motion to accept the Stipulation and Assurance of Voluntary Compliance. Commissioner Hawley seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

Deadwood Licensing Matters

Key License Approvals

Executive Secretary Heltzel recommended approval of the following:

Jefferson Weekley	Greta Mandel	Li Lynn Mah
John Sheldon	Daniel Connors	Haig Asenbauer
Stefan Krenn	Siobhan Lane	Brandon Mercer

Commissioner Hawley made a motion to approve the Key license approvals as staff recommended. Commissioner Goetz seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

2025 Key License Renewals

Deputy Executive Secretary Heltzel recommended approval of the Key license renewals as listed on pages 44-47A of the meeting packet.

Commissioner Millage made a motion to approve the Key license renewals as staff recommended. Vice Chairman Christianson seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

Approval of Dates of 2025 Quarterly Meetings

- March 18, 2025
- June 17, 2025
- September 16, 2025
- December 16, 2025

Vice Chairman Christianson made a motion to adopt the dates scheduled for the 2025 quarterly meetings. Commissioner Millage seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

Comments by Deadwood Gaming Association Executive Director George Milos

Congratulated Mark Heltzel on his promotion to Executive Secretary. A conversation that they would like to be put on the radar is the popularity of novelty fights and adding different sanctioning bodies for approval.

Public Comment

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

Multi-jurisdictional hubs, simulcast provider, simulcast sites and OTB licensing matters.

The discussion on this matter was deferred to Executive Session.

Executive Session

Commissioner Goetz made a motion to go into Executive Session. Commissioner Hawley seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

At 9:48 a.m. the Commissioners went into Executive Session pursuant to SDCL 1-25-2.

The Executive Session was concluded at 11:11 a.m. with no action taken.

Adjournment

With no further business to be discussed Commissioner Millage made a motion to adjourn the meeting. Commissioner Hawley seconded the motion.

On a roll call vote motion carried.

Vice Chairman Christianson	Aye
Commissioner Goetz	Aye
Commissioner Millage	Aye
Commissioner Hawley	Aye
Chairman Wagner	Aye

The meeting was adjourned at 11:13 a.m.

Respectfully Submitted,

Kathy Beringer

Karen Wagner, Madam Chairman

Mark Heltzel, Executive Secretary