

STATE OF SOUTH DAKOTA
DEPARTMENT OF REVENUE
SOUTH DAKOTA COMMISSION ON GAMING

Notice of Public Hearing to Adopt Rules

A public hearing will be held in City Hall, 102 Sherman Street, Deadwood, South Dakota, on Wednesday, September 14, 2016, at 9:00 o'clock a.m. to consider the adoption and amendment of proposed rules numbered:

RACING RULES: 20:04:22:65; 20:04:22:66; 20:04:22:68;
20:04:24:123; 20:04:24:124; 20:04:27:09; 20:04:27:13;
20:04:28:45

GAMING RULES: 20:18:15:30.07; 20:18:15:30.15; 20:18:18:14;
20:18:33:12

RACING RULES:

Proposed rule repeal: ARSD 20:04:22:65. Unsaddling the horse. The effect is to repeal the rule.

The reason for the repeal to bring the rules into line with current industry practices.

Proposed rule repeal: ARSD 20:04:22:66. Assisting a jockey with removal of equipment forbidden. The effect is to repeal the rule.

The reason for the repeal to bring the rules into line with current industry practices.

Proposed rule repeal: ARSD 20:04:22:68. Jockey forbidden to touch anything before weighing in. The effect is to repeal the rule.

The reason for the repeal to bring the rules into line with current industry practices.

Proposed new rule: ARSD 20:04:24:123. Ineligible list. The effect of the new rule is to create an ineligible list for horses scratched from a race and to create the mechanism for such list.

The reason for the new rule is to help ensure health and safety of horse races, jockeys and starting gate personnel.

Proposed new rule: ARSD 20:04:24:124. Workouts required for eligibility. The effect of the new rule is to provide a requirement for workouts for horses that have not previously been eligible for entry in races.

The reason for the new rule is to ensure the safety of horses, jockeys and starting gate personnel, as well as to provide information on horse's performance to the wagering public.

Proposed rule amendment: ARSD 20:04:27:09. Possession of drugs, hypodermic needles, and illegal devices prohibited. The effect of the amendment is to amend the list of prohibited items at the race track.

The reason for the amendment is to clarify the types of devices prohibited.

Proposed rule amendment: ARSD 20:04:27:13. Use of certain drugs authorized. The effect of the amendment is to remove Flunixin from the list of authorized substances.

The reason for the amendment is to prohibit the use of Flunixin and to comply with current industry practices.

Proposed rule amendment: ARSD 20:04:28:45. Stewards may require examination to determine ability of person to perform duties. The effect of the amendment is to allow emergency medical technicians to conduct medical examinations of licensed persons and allow law enforcement officers to use modern technology to detect prohibited substances.

The reason for the amendment is to protect the health and safety of all individuals participating in races.

GAMING RULES:

Proposed rule amendment: ARSD 20:18:15:30.07. Variations of the Play – Buster blackjack. The effect of the amendment is to clarify the game of Buster blackjack and add new pay tables.

The reason for the rule amendment is to recognize a request for revisions, including pay tables submitted by the game's manufacturer, AGS, LLC.

Proposed rule amendment rule: ARSD 20:18:15:30.15. Variations of the Play – Bonus Spin blackjack. The effect of the amendment is to clarify the play of the game, make changes to the name of the game and to add pay table options to Bonus Spin blackjack.

The reason for the amendment is to recognize a request by the manufacturer of the game, AGS, LLC.

Proposed rule amendment: ARSD 20:18:10:14. Approval to sell or depose of slot machines – Conditions for destruction. The effect of the amendment is to clarify which licensees may destroy slot machines.

The reason for the amendment is to recognize current industry practices of the ownership as well as destruction of slot machines.

Proposed new rule: ARSD 20:18:33:12. Variations of the play – Bonus craps. The effect of the new rule is to allow for a variation of the game of craps called Bonus craps.

The reason for the new rule is to recognize a request by the originator of the game, Galaxy Gaming, Inc., and the sponsor, Cadillac Jack's Casino.

Persons interested in presenting data, opinions, and arguments for or against the proposed rule changes may do so by appearing in person at the hearing or by sending them to the South Dakota Commission on Gaming, 445 East Capitol Avenue, Pierre, South Dakota, 57501. Materials sent by mail must reach the Commission on Gaming by Monday, September 12, 2016, to be considered. However, the Commission requests that all written comments be received by Friday, September 9, 2016, to allow for adequate consideration prior to the hearing.

After the hearing, the Commission will consider all written and oral comments it receives on the proposed rule changes. The Commission may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to any individual with disabilities that this hearing is being held in a physically accessible place. Please notify the Commission on Gaming at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making these special arrangements is (605)773-6050 or (605)578-3074.

The text of the above-proposed rules is available on the South Dakota's Administrative Rules website at: <http://rules.sd.gov/>. Paper copies of the proposed rules may also be obtained without charge from the:

South Dakota Commission on Gaming
445 East Capitol Avenue
Pierre, South Dakota 57501
Telephone: (605)773-6050

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