



## SOUTH DAKOTA COMMISSION ON GAMING

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

### **Notice of Administrative Hearings, Public Hearing to adopt rules And Quarterly Business Meeting**

Notice is hereby given that the South Dakota Commission on Gaming will hold its quarterly business meeting on Tuesday, June 23, 2026, beginning at 9:00 a.m. MDT in the City Commission Chambers at Deadwood City Hall, located at 102 Sherman Street, Deadwood, South Dakota.

#### **Join Zoom Meeting**

<https://state-sd.zoom.us/j/98230322622>

Meeting ID: 982 3032 2622

**Join by Telephone Dial:** 1-253-205-0468

Conference ID: 982 3032 2622

When prompted, state your name followed by the #  
All participants will be muted when joining the meeting.  
Dial in participants \*6 mute/unmute, \* 9 to raise your hand

#### **Agenda**

Call Meeting to Order and Roll Call

Conflicts of Interest Disclosure

Approval of Quarterly Business Meeting Agenda

#### **Administrative Hearings :**

Shawn Hansey – SDCG Complaint # 25-10-074 / Slot Machine pages 1-16

Wayne Gerring – SDCG Complaint # 26-01-002 / Slot Machine pages 17-30

Chad Gerdes – SDCG Complaint # 26-04-029 / Sports Wager pages 31-47

## Rules Hearing

- 1) ARSD 20:04:27 - Penalty for use of illegal substances and Restrictions on the use of authorized drugs pages 48-51
- 2) ARSD 20:18:15:30's Variations of play for 21+3, TriLux Bonus Blackjack Progressive, Double Down Madness, and Three Card Prime. pages 52-82
- 3) ARSD 20:04 rules regarding online pari-mutuel wagering through advance deposits with multi-jurisdictional totalizator hubs. pages 83-184

## Quarterly Business Meeting

Approval of March 30, 2026, quarterly business meeting minutes pages 185-188  
Election of Chair and Vice Chair for Fiscal Year 2026

Public Comment

Approval of GLI contract for Device Testing and Consulting Services pages 189-193

Lice Racing Matters

- 1) Approval of Verendrye Benevolent Association Condition Book pages 194-217
- 2) Verendrye Benevolent Funding request pages 218-233
- 3) Approval of allocations for purse supplements and racing operations page 234  
**Resolution Number 06-25-01**
- 4) Approval of Jockey Bonus / **Resolution Number 06-25-02** page 235
- 5) Approval of the required Track bond and insurance page 236  
**Resolution Number 06-25-03**
- 6) Approval of Verendrye Benevolent Association horse racing officials pages 237-239
- 7) Approval of the Commission horse racing officials pages 240-241
- 8) Approval of horse racing contracts
  - 1) Dr. Cooper DVM pages 242-248
  - 2) Center for Tox Services pages 249-255
  - 3) Stanley County Sheriff's Office pages 256-257

Approval of Stipulation and Assurance of Voluntary Compliance:

- BetMGM LLC – SDCG Complaint #26-01-003 [page 258](#)
- Jack Daugherty – SDCG Complaint # 26-01-005 [page 259](#)

Licensing matters: [page 260](#)

Approval of New Key licenses. [page 261-271](#)

Renewal of Key license [page 260](#)

Approval of Business license renewals for FY 27. [pages 272-273](#)

Executive Session pursuant to SDCL 42-7B-8.1 and ARSD 20:18:08.01:02

Decision on Administrative Hearings

Approval of the next quarterly business meeting on Tuesday, September 22, 2026.

Adjournment.

**SOUTH DAKOTA COMMISSION ON GAMING**

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

**NOTICE OF HEARING**

TO: Shawn Hansey

Sturgis, SD 57785

In the matter of one slot machine listed below:

- Mecca Easy Rider, themed slot machine serial number 82238, Japanese-style machine manufactured on February 1<sup>st</sup> 2017.

Notice is hereby given that a hearing will be held before the South Dakota Commission on Gaming on **June 23, 2026, at 9:00 AM** in the City Commission Chambers of Deadwood City Hall, located at 102 Sherman Street, Deadwood, SD 57732.

The purpose of this hearing is to determine if the slot machine listed above, which was seized from Shawn Hansey at 120 Industrial Drive, Spearfish, SD, on October 17, 2025, is contraband and may be destroyed pursuant to SDCL 42-7B-39.

The hearing is held by the authority of SDCL 42-7B-39 and 42-7B-39.2

The particular statutes involved are SDCL 42-7B-39, 42-7B-39.2, 22-25-13, 22-25-14 and 22-25-14.1

The matter to be asserted is that the slot machine described above is contraband and should be destroyed.

As a result of this hearing, the Commission on Gaming can order the destruction of the slot machine that was seized on October 17, 2025.

This hearing is an adversary proceeding. Any person who claims an ownership interest in the machines described above has the right to be present, to be represented by a lawyer, to call witnesses to testify on their behalf, and to question witnesses who testify against them. These and other due process rights will be forfeited if they are not exercised at the hearing.

SDCL 42-7B-39 provides that the slot machine that was seized may be destroyed after notice and without a hearing if you fail to appear at the time and place scheduled in this hearing of notice.

If the amount in the controversy exceeds two thousand five hundred dollars or if a property right may be terminated, any party to the case may require the Commission to use the Office of Hearing Examiners by giving notice to the Commission no later than ten days after service of this Notice of Hearing.

The decision of the Commission on Gaming may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Dated at Spearfish, South Dakota, the 30<sup>th</sup> day of April 2026.

A handwritten signature in black ink, appearing to read 'M. Heltzel', with a stylized flourish at the end.

Mark Heltzel  
Executive Secretary

NONE

Return # 30077  
Process # C26-00902  
Docket #  
Reference #

STATE OF SOUTH DAKOTA }  
COUNTY OF MEADE }

In the Matter of Mecca Easy Rider Slot Machine }  
serial number 82238 }

MEADE COUNTY SHERIFF'S SUBSTITUTE  
SERVICE RETURN

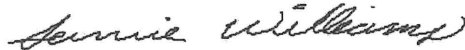
I, **Jamie Williams**, Deputy Sheriff of Meade County, SD hereby certify and return that the **Notice of Hearing letter** came into my hand for service on **30th day of April, 2026**.

I endeavored to serve the same on **SHAUN ( HANSEY** but **SHAUN** could not conveniently be found, and I made substitute personal service to **ELIZABETH , STURGIS, SD 57785** on the **2nd day of May, 2026** at **1:53 PM**.

**HANSEY**  
**HANSEY a**

**Comments**

**Date Returned 5/4/26**



**Signed**

**Date 05/04/26**

Jamie Williams  
Meade County Sheriff's Office  
1400 Main Street  
Sturgis, SD 57785  
Phone: (605) 347-2681



**SOUTH DAKOTA COMMISSION ON GAMING**  
 120 Industrial Drive, Suite 1 • Spearfish, SD 57783  
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## INCIDENT REPORT

**INCIDENT:** Illegal Slot Machine

**INCIDENT NUMBER:** 25-10-074

**DATE OF INCIDENT:** 10/11/2025

**PLACE OF INCIDENT:** Facebook Marketplace

**REPORTING AGENT:** Special Agent John Cargill

**DATE OF REPORT:** 11/03/2025

**SUBJECT(s)**

**NAME:** Nathan Rose (P)  
**D.O.B:**  
**ADDRESS:**  
 Rapid City, SD 57701

**NAME:** Shawn C. Hansey  
**ADDRESS:**  
 Sturgis SD, 57785

**VIOLATION: SDCL 22-25-13- Keeping slot machines--Free play machines excepted--Misdemeanor--  
 Manufacture not prohibited.**

No person may have in his possession, custody, or under his control or permit to be kept in any place under his possession or control, any slot machine or device. A slot machine or device is any machine upon the action of which anything of value is staked and which is operated by placing therein or thereon any coins, checks, slugs, balls, chips, tokens, or other articles, or in any other manner as a result of such operation anything of value is won or lost by the operation of such machine, when the result of such operation is dependent upon chance. This section does not extend to coin-operated nonpayout pin tables and arcade amusements with free play features. A violation of this section is a Class 1 misdemeanor.

**NARRATIVE:**

On October 11, 2025, at 1720 hours, I, Special Agent John Cargill, contacted Nathan Rose, a Facebook Marketplace seller, regarding a slot machine. I used a fake profile under the name [REDACTED]. I began the conversation at 1720 hours, but there were long gaps between the seller's responses.

I periodically checked, and by 2236 hours, the listing was marked sold. Nathan Rose's Facebook profile listed Butler Machinery in Rapid City as his place of employment. I called Butler the next day and confirmed Nathan Rose is an employee.

On October 13, 2025, I visited Butler Machinery and spoke with Nathan. I identified myself as a law enforcement officer and showed my badge. Nathan immediately asked if my contact was about the slot machine. I confirmed. Nathan said he sold it to someone at Sage Water Works, but did not know the name. I explained SDCL 22-25-13. Nathan said he was unaware of the statute but would comply with any investigation. He said he sold it for \$250 and offered to refund the buyer.

I visited Sage Waterworks and met an unidentified woman who claimed to own the company with her husband. She was very stand-offish but agreed to talk. She said only she and her husband ran the business and insisted there were no slot machines in the residence. I left my business card and asked her to speak with her husband.

On October 17, 2025, I learned that Shawn Hansey voluntarily brought the slot machine to our Spearfish office and let Special Agent Jarle Randall inspect it. After the inspection, we seized the machine and placed it into evidence.

Please see Special Agent Randall's report for more information.

**END OF REPORT**



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John Cargill

SPECIAL AGENT – INVESTIGATIONS / ENFORCEMENT  
SD COMMISSION ON GAMING



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 120 Industrial Drive Suite 1 • Spearfish, SD 57783  
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## INCIDENT REPORT

**INCIDENT:** Illegal Possession of Slot Machine

**INCIDENT NUMBER:** 25-10-074

**DATE OF INCIDENT:** 10/17/2025

**PLACE OF INCIDENT:** 120 Industrial Dr. Suite 1  
Spearfish, SD 57783

**INVESTIGATING AGENT:** Jarle Randall

**DATE OF REPORT:** 10/17/2025

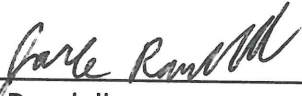
**Suspect:** **Shawn C Hansey**  
**Sturgis, SD 57785**

### NARRATIVE:

On 10/17/25 The Clark Hoyt at the front desk transferred a call to me at my desk. I answered the call and spoke with a male subject that identified himself as Shawn. Shawn advised he had purchased a slot machine from a coworker a few days prior. Shawn advised the coworker had contacted him and advised Special Agent Cargill had spoke with him about the slot machine and advised it was illegal to poses. Referred to Special Agents report for further details of this information. Shawn stated had loaded the slot machine into his vehicle and was going to transport it to Rapid City to have checked but then was advised we were in Deadwood. I advised Shawn our office was actually in Spearfish. Shawn advised he would bring the slot machine to the office to have checked as he did not want to be in any trouble. I provided Shawn our address and explained to Shawn the law and advised him if he brought the slot machine to our office and I confirmed the machine was 25 years old or newer I would be seizing the machine. Shawn advised he understood and stated he would be at our office with a drive time from Piedmont. Shawn arrived at the office a short time later. I walked out to Shawns vehicle where the slot machine was at in the back of his suv. I checked the machine, a Mecca Easy Rider Japanese Slot machine, and found the manufacture date of February 1<sup>st</sup>, 2017. I advised Shawn of this

and advised I would have to seize the slot machine. I completed a property receipt for the slot machine and provided Shawn with a copy of the receipt. I also provided Shawn with a copy of the laws of the possession of the slot machine. I advised Shawn there would be a hearing at the December Commission meeting and he would be notified prior to the meeting. I then took possession of the slot machine and took it into the office. Once inside the office I took photographs of the machine and manufacture plate with the date on it. The machine was then placed into evidence. I also completed the evidence log and property placement form. I maintained a copy of the property form and provided one copy to the evidence custodian. I printed out copies of the photographs and placed all paperwork into a case file.

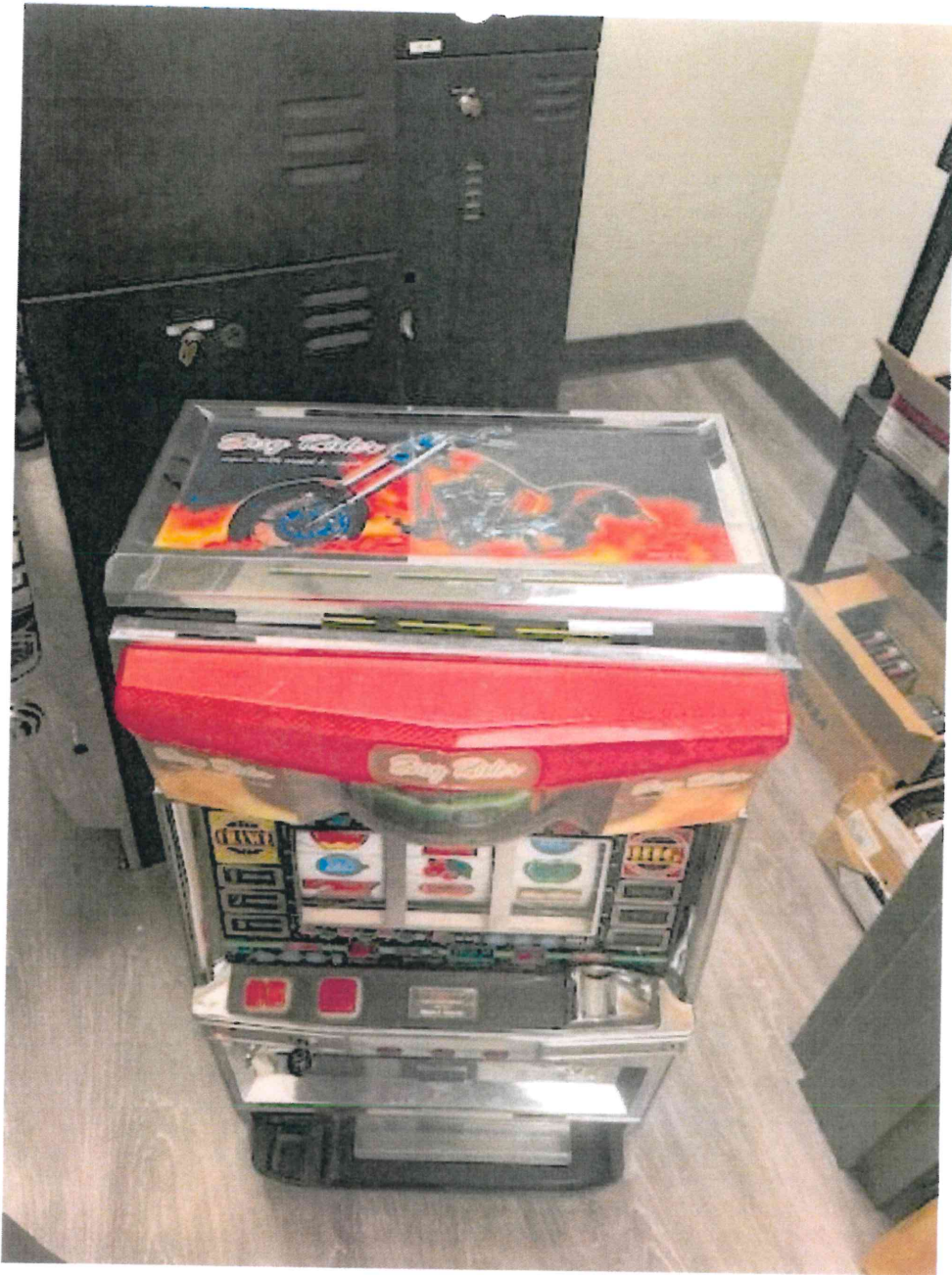
**END OF REPORT**



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Jarle Randall

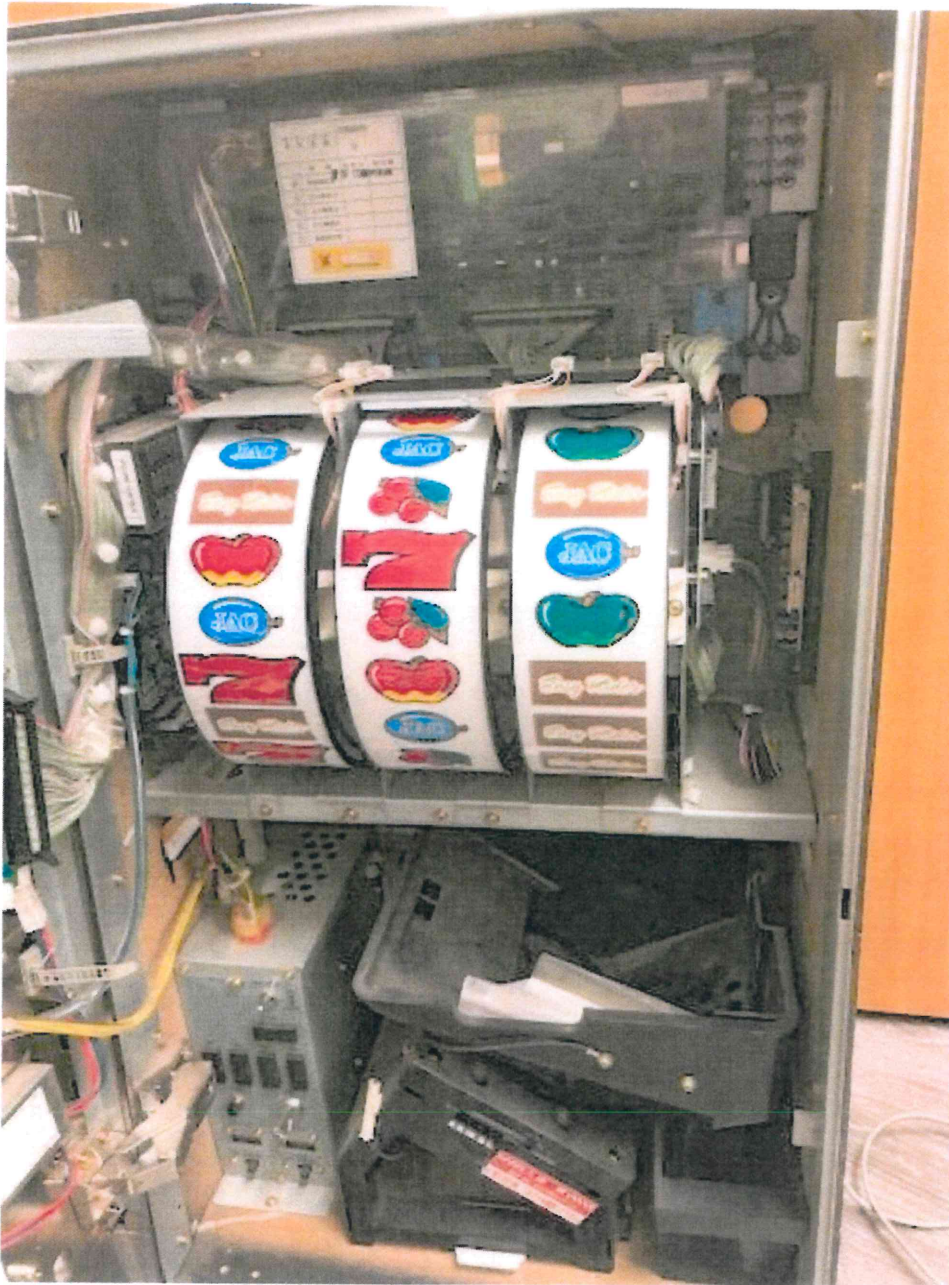
SPECIAL AGENT – INVESTIGATIONS / ENFORCEMENT  
SD COMMISSION ON GAMING

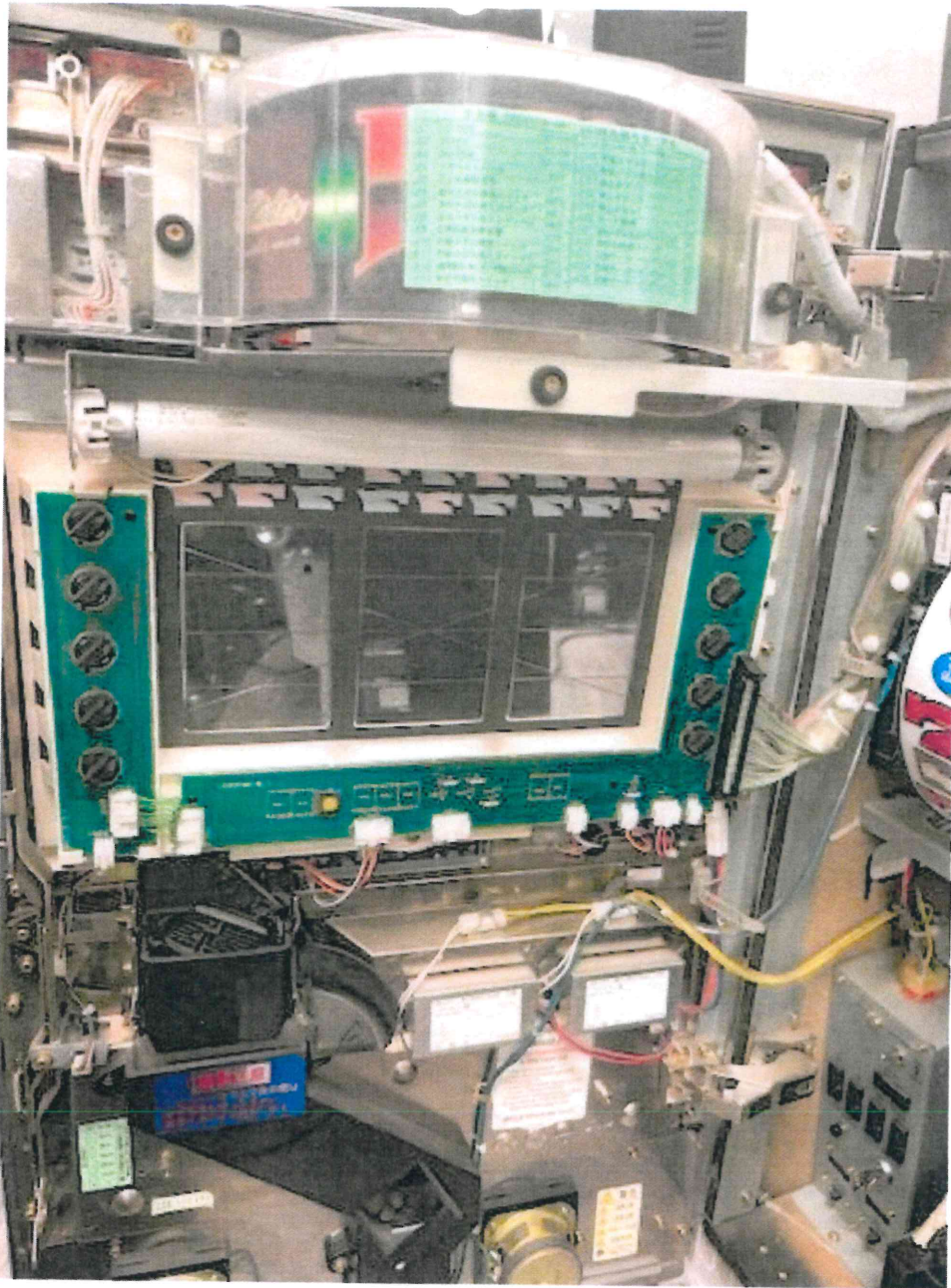


















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11/05/2025

Lawrence County States Attorney  
County Annex Building  
90 Sherman St. #8  
Deadwood, SD 57732

To Whom It May Concern,

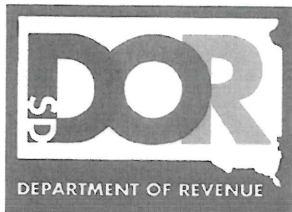
Included please find a copy of SDCG case report 25-10-074 on an illegal slot machine that was seized in Lawrence County on 10/17/2025. The device is in our possession, and we will proceed with an administrative hearing to have the device declared contraband and have it destroyed.

Upon destruction of the device, we will consider the matter closed unless you wish to proceed further. If you have any questions or want additional information, please contact me at the number above.

Regards,

Brandon Snyder  
Director of Enforcement



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**NOTICE OF RESCHEDULED HEARING**

TO: Wayne Gehring

Rapid City, SD 57703

In the matter of one slot machine listed below:

- “Emerald Rose”, themed slot machine serial number 1261966, manufactured by IGT in May of 2003.

Notice is hereby given that a hearing will be held before the South Dakota Commission on Gaming on **June 23, 2026, at 9:00 AM** in the City Commission Chambers of Deadwood City Hall, located at 102 Sherman Street, Deadwood, SD 57732.

The purpose of this hearing is to determine if the slot machine listed above, which was seized from Wayne Gehring, Deadwood, SD, on January 8, 2026, is contraband and may be destroyed pursuant to SDCL 42-7B-39.

The hearing is held by the authority of SDCL 42-7B-39 and 42-7B-39.2

The particular statutes involved are SDCL 42-7B-39, 42-7B-39.2, 22-25-13, 22-25-14 and 22-25-14.1

The matter to be asserted is that the slot machine described above is contraband and should be destroyed.

As a result of this hearing, the Commission on Gaming can order the destruction of the slot machine that was seized on January 8, 2026.

This hearing is an adversary proceeding. Any person who claims an ownership interest in the machines described above has the right to be present, to be represented by a lawyer, to call witnesses to testify on their behalf, and to question witnesses who testify against them. These and other due process rights will be forfeited if they are not exercised at the hearing.

SDCL 42-7B-39 provides that the slot machine that was seized may be destroyed after notice and without a hearing if you fail to appear at the time and place scheduled in this hearing of notice.

If the amount in the controversy exceeds two thousand five hundred dollars or if a property right may be terminated, any party to the case may require the Commission to use the Office of Hearing Examiners by giving notice to the Commission no later than ten days after service of this Notice of Hearing.

The decision of the Commission on Gaming may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Dated at Spearfish, South Dakota, the 30<sup>th</sup> day of April 2026.

A handwritten signature in black ink, appearing to read 'M. Heltzel', with a stylized flourish at the end.

Mark Heltzel  
Executive Secretary



# Pennington County Sheriff's Office

300 Kansas City Street Suite 100  
Rapid City SD 57701-2889  
Phone: 605.394.6113 Fax: 605.394.6854



MAY ADAM  
PO BOX 160  
PIERRE, SD 57501

CIRCUIT COURT

Return # 247955  
Process # CP26-003340  
Docket # 0161  
Reference # \$60.50

SOUTH DAKOTA COMMISSION ON GAMING }  
Plaintiff, }  
- vs - }  
WAYNE GEHRING }  
Defendant }

SHERIFF'S RETURN OF SERVICE

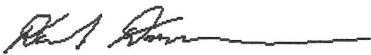
I, Brian Mueller, Sheriff of Pennington County South Dakota, hereby certify that on the **30th day of April, 2026**, a **NOTICE OF RESCHEDULED HEARING**, in the above entitled action, came into my hand for service on **WAYNE VICTOR GEHRING**

That on the **5th day of May, 2026 at 3:49 PM**, in said county served the same on: **WAYNE VICTOR GEHRING** at **5431 AVENUE A, RAPID CITY, SD 57703** by Deputy **David Douma**.

Attempt Date/Time	Deputy	Outcome
05/05/26 15:49	Douma, David	Successful Service Attempt

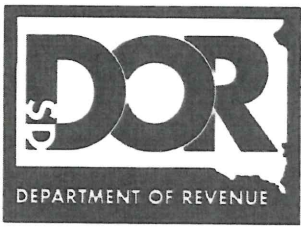
**Comments**

**Date Returned 5/5/26**

Signed 

**Date 05/06/26**

Brian Mueller  
Pennington County Sheriff  
By: Civil Deputy David Douma  
300 Kansas City St  
Rapid City, SD 57701  
Phone: (605) 394-6113



**SOUTH DAKOTA COMMISSION ON GAMING**  
120 Industrial Drive, Suite 1 • Spearfish, SD 57783  
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**Return of Service**

I, Jarle Randall, Enforcement Agent for the South Dakota Commission on Gaming, hereby certify and return that the following annexed papers **Notice of Hearing** came into my hands for service on the 26<sup>th</sup> day of March, 2026. That I served the same on **Wayne Gehring** defendant personally by delivering to and leaving a true copy thereof with Wayne Gehring in the city of Rapid City, County of Pennington, State of South Dakota, on the 26<sup>th</sup> day of March, 2026.

**ANNEXED PAPERS**

- Subpoena
- Initial Complaint
- Notice of Suspension of License
- Notice of Hearing**
- Other

Dated at 2:35 PM, South Dakota, this 26<sup>th</sup> day of March, A.D. 2026.

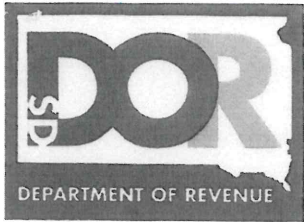
\_\_\_\_\_  
Mark Heltzel  
Executive Secretary

+ \_\_\_\_\_  
Signature of Recipient

By: \_\_\_\_\_  
Agent

\_\_\_\_\_ 3/26/26 \_\_\_\_\_  
Date

Date Ret'd \_\_\_\_\_.



**SOUTH DAKOTA COMMISSION ON GAMING**

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21

**NOTICE OF HEARING**

TO: Wayne Gehring

Deadwood, SD 57732

In the matter of one slot machine listed below:

- "Emerald Rose", themed slot machine serial number 1261966, manufactured by IGT in May of 2003.

Notice is hereby given that a hearing will be held before the South Dakota Commission on Gaming on March 17, 2026, at 9:00 AM in the City Commission Chambers of Deadwood City Hall, located at 102 Sherman Street, Deadwood, SD 57732.

The purpose of this hearing is to determine if the slot machine listed above, which was seized from Wayne Gehring \_\_\_\_\_, Deadwood, SD, on January 8, 2026, is contraband and may be destroyed pursuant to SDCL 42-7B-39.

The hearing is held by the authority of SDCL 42-7B-39 and 42-7B-39.2

The particular statutes involved are SDCL 42-7B-39, 42-7B-39.2, 22-25-13, 22-25-14 and 22-25-14.1

The matter to be asserted is that the slot machine described above is contraband and should be destroyed.

As a result of this hearing, the Commission on Gaming can order the destruction of the slot machine that was seized on January 8, 2026.

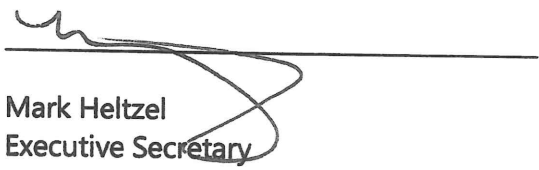
This hearing is an adversary proceeding. Any person who claims an ownership interest in the machines described above has the right to be present, to be represented by a lawyer, to call witnesses to testify on their behalf, and to question witnesses who testify against them. These and other due process rights will be forfeited if they are not exercised at the hearing.

SDCL 42-7B-39 provides that the slot machine that was seized may be destroyed after notice and without a hearing if you fail to appear at the time and place scheduled in this hearing of notice.

If the amount in the controversy exceeds two thousand five hundred dollars or if a property right may be terminated, any party to the case may require the Commission to use the Office of Hearing Examiners by giving notice to the Commission no later than ten days after service of this Notice of Hearing.

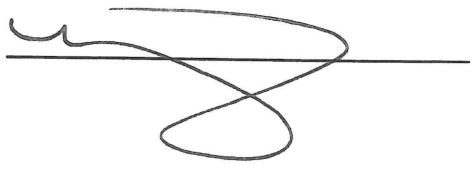
The decision of the Commission on Gaming may be appealed to the Circuit Court and the State Supreme Court as provided by law.

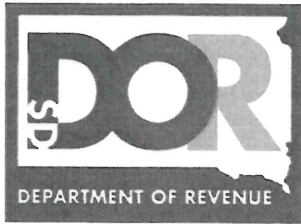
Dated at Spearfish, South Dakota, the 9<sup>th</sup> day of January 2026.

  
Mark Heltzel  
Executive Secretary

Certificate of Service

I, Mark Heltzel, do hereby certify that I served a copy of the foregoing Notice of Hering upon: By certified mail, return receipt requested with postage prepaid, there on the 9<sup>th</sup> day of January 2026.





## SOUTH DAKOTA COMMISSION ON GAMING

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

### INCIDENT REPORT

**INCIDENT:** Possession of Illegal Slot Machine

**INCIDENT NUMBER:** 26-01-002

**DATE OF INCIDENT:** 01/08/2026

**PLACE OF INCIDENT:** , Deadwood, SD 57732

**REPORTING AGENT:** S/A Nick Allender

**DATE OF REPORT:** 01/08/2026

**SUSPECT:**

**Name:** Wayne Gehring

**D.O.B.:**

**Address:** Deadwood, SD 57732

**Phone:**

#### OFFENCE(S):

#### **22-25-13. Keeping slot machines--Free play machines excepted--Misdemeanor-- Manufacture not prohibited.**

No person may have in his possession, custody, or under his control or permit to be kept in any place under his possession or control, any slot machine or device. A slot machine or device is any machine upon the action of which anything of value is staked and which is operated by placing therein or thereon any coins, checks, slugs, balls, chips, tokens, or other articles, or in any other manner as a result of such operation anything of value is won or lost by the operation of such machine, when the result of such operation is dependent upon chance. This section does not extend to coin-operated nonpayout pin tables and arcade amusements, with free play features. A violation of this section is a Class 1 misdemeanor.

This section does not prohibit the manufacture, or any act appurtenant to the manufacture, of slot machines or devices in this state for distribution and sale.

**NARRATIVE:**

On January 7<sup>th</sup>, 2025, I observed a Facebook Marketplace post for a slot machine labeled, "China slot machine". The Facebook page listing the post was a Wayne Gehring, [WWW.Facebook.com/wayne.Gehring](https://www.facebook.com/wayne.Gehring). The post stated it was located near Deadwood, SD. Using a fictitious Facebook account, I contacted Wayne stating I was interested in the slot machine. He replied a short while later and said it was sold and no longer available. I requested I would pay more if he would keep it for me, but he offered another slot machine for sale.

He sent me a video of a "Emerald Rose" with a functioning slot machine. Some of the buttons were sticking and he said they needed work. He sent me a picture of the slot machine plate which provided the serial number and information for the slot machine. The manufacture date is May of 2003 with a serial number of 1261966. It is an IGT model # 96438300.

We set up that I would come to his home at Deadwood, SD 57732 on January 8<sup>th</sup>, 2026 and 1400 hours. I performed a Facebook preservation request on his Facebook account on January 8<sup>th</sup>, 2026 at approximately 1158 hours (Case #21319988).

I contacted Lawrence County Dispatch and found that Wayne was listed in their records. They ran his South Dakota drivers license and reviewing the picture, it matches the Facebook picture of the account. I took Wayne's information and reviewed it in our gaming system and found he has never been a Licensed Gaming Employee in the State of South Dakota.

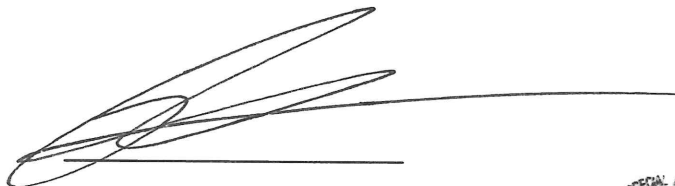
On January 8<sup>th</sup>, 2026, at approximately 1400 hours, Special Agent Randall and myself drove to Wayne's address. We wore plain clothes with our identification concealed. Our vehicle was not identified except for the South Dakota State Licenses plates showing it was a government vehicle with except tags.

Wayne welcomed us into his home and showed us to his garage where he had the slot machine which he had showed me on Facebook. He walked through it on how it works and advised everything worked the way it should. At this time, we identified ourselves as Special Agents with the South Dakota Commission on Gaming. I advised we would be seizing the slot machine, but would not be charging Wayne for the possession. I filled out a receipt of the seizure and provided the caselaw on the crime. I

also notified Wayne he would be getting a hearing notice in the mail which he would need to sign for.

SA Randall and I loaded the slot machine into our vehicle. I later placed the slot machine into our evidence room located at our office in Spearfish, SD. I took pictures of the slot machine and attached them to this case.

End of report.



Nick Allender  
Special Agent  
South Dakota Commission on Gaming



U.S. Postal Service™  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only


For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

Deadwood: SD 57732

Certified Mail Fee \$5.30 \$ Extra Services & Fees (check box, add fee as appropriate) <input type="checkbox"/> Return Receipt (hardcopy) \$ 4.40 <input type="checkbox"/> Return Receipt (electronic) \$ 0.00 <input type="checkbox"/> Certified Mail Restricted Delivery \$ 0.00 <input type="checkbox"/> Adult Signature Required \$ 0.00 <input type="checkbox"/> Adult Signature Restricted Delivery \$ 0.00	0783 05 Postmark Here 01/09/2026
Postage \$0.75 \$ Total Postage and Fees \$10.48	
Sent To <u>Wayne Gehring</u> Str _____ City, State, ZIP+4 <u>Deadwood SD 57732</u>	

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7022 1670 0002 1060 8585

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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IGT 9295 PROTOTYPE DRIVE  
775/448/7777 RENO, NEVADA 89511 USA

SERIAL NUMBER  
**1251966**

DATE OF MFG: **5/03**

GAMING EQUIPMENT 120/230V<sup>~</sup> 6/3A 50/60Hz  
FOR INDOOR USE ONLY

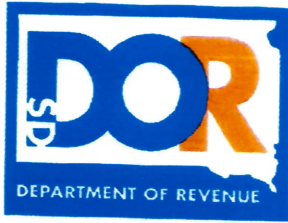
MODEL NO. **96438300** W/O NO. **100000101063**

THIS DEVICE COMPLIES WITH PART 15 OF THE FCC RULES. OPERATION IS SUBJECT TO THE FOLLOWING TWO CONDITIONS: (1) THIS DEVICE MAY NOT CAUSE HARMFUL INTERFERENCE, AND (2) THIS DEVICE MUST ACCEPT ANY INTERFERENCE RECEIVED, INCLUDING INTERFERENCE THAT MAY CAUSE UNDESired OPERATION.

THIS MACHINE AND THE COMPONENTS CONTAINED THEREIN MAY BE COVERED BY ONE OR MORE OF THE FOLLOWING PATENTS:

80742, 120000, 142000, 204002, 504224, 509629, 647003, 630005, 609309, 704005, 705017, 706000, 708724, 0744706, 1658119, 1659121, 2072321, 2070001, 2170000, 2193043, 4440010, 4775504, 4490007, 4512550, 4517654, 4510001, 4524024, 4575627, 4583002, 4506712, 4502337, 4621814, 4636007, 4656057, 4659002, 4660023, 4683477, 4711952, 4837220, 4911010, 4940130, 4970302, 05010704, 05012012, 50588304, 5167571, 5265674, 5306104, 5300007, 5435770, 5605506, 5644704, 5670231, 5737410, 5759102, 5766076, 5769716, 5779310, 5788573, 5796300, 5803277, 5803453, 5833536, 5833537, 5851100, 5855515, 5885150, 5902903, 5910044, 5931731, 5947020, 5951207, 6000131, 6003052, 6027115, 19900254, 96/09501, 96/41115, 96/46310, 98/07112, 98/07113, 98/07115, 000/1654, 000/0151, 0000507, 0001363, 0004000, 0004436, 0006615, 0016054, 0421277, OTHER PATENTS PENDING.



**SOUTH DAKOTA COMMISSION ON GAMING**

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

**NOTICE OF HEARING**

TO: Chad Gerdes

Madison, SD 57042

In the matter of :

- A sports book wager that you made which occurred at the Gold Dust Casino on April 10<sup>th</sup>, 2026, at 5:15 pm.

Notice is hereby given that a hearing will be held before the South Dakota Commission on Gaming on **June 23, 2026, at 9:00 AM** in the City Commission Chambers of Deadwood City Hall, located at 102 Sherman Street, Deadwood, SD 57732.

A hearing under ARSD 20:18:11:01, a person aggrieved by an action of the commission or the executive secretary has been requested. The purpose of this hearing is to review the information and investigation completed and determine the validity of the wager made on the San Francisco Giants vs Baltimore Orioles baseball game.

The hearing is held by the authority of ARSD 20:18:11:01

This hearing is an adversary proceeding. You have the right to be present, to be represented by a lawyer, to call witnesses to testify on their behalf, and to question witnesses who testify against them. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in the controversy exceeds two thousand five hundred dollars or if a property right may be terminated, any party to the case may require the Commission to use the Office of Hearing Examiners by giving notice to the Commission no later than ten days after service of this Notice of Hearing.

The decision of the Commission on Gaming may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Dated at Spearfish, South Dakota, the 11<sup>th</sup> day of May 2026.

A handwritten signature in blue ink, appearing to read 'M. Heltzel', with a stylized flourish at the end.

Mark Heltzel  
Executive Secretary

You can participate in the hearing via Zoom. If you would send your email address to: [mark.heltzel@state.sd.us](mailto:mark.heltzel@state.sd.us) we will send you the link to the meeting once it has been created.

If you have questions or concerns about the process, please call The Commission's legal counsel, Mr. Doug Abraham, at 605-224-8803. Mr. Abraham will be able to assist you with the process and answer any questions you may have.

7022 1670 0002 1060 8714

## U.S. Postal Service™ CERTIFIED MAIL® RECEIPT

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Return Receipt (electronic) \$

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Adult Signature Required \$

Adult Signature Restricted Delivery \$

Postage \$


Total Postage and Fees \$

Sent To: Chad Gerdes

City, State, ZIP+4®: Madison SD 57042

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



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<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul> <p>1. Article Addressed to:</p> <p style="font-size: 1.2em;">Chad Gerdes</p> <p style="font-size: 1.2em;">Madison SD 57042</p>  <p style="text-align: center;">9590 9402 7694 2122 1311 98</p> <p>2. Article Number (Transfer from service label)</p> <p style="font-size: 1.2em;">7022 1670 0002 1060 8714</p>	<p>A. Signature</p> <p><input checked="" type="checkbox"/> <i>Chad Gerdes</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <span style="float: right;">C. Date of Delivery</span></p> <p style="font-size: 1.2em;">Chad Gerdes <span style="float: right;">5/15/26</span></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type</p> <table style="width: 100%; border: none;"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Collect on Delivery Restricted Delivery		<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
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<input type="checkbox"/> Insured Mail																	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)																	
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receipt																

**SOUTH DAKOTA COMMISSION ON GAMING**

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

**NOTICE OF HEARING**

TO:

DBA Gold Dust Casino  
688 Main Street  
Deadwood, SD 57732

In the matter of :

- A sports book wager that was made at the Gold Dust Casino on April 10<sup>th</sup>, 2026, at 5:15 pm.

Notice is hereby given that a hearing will be held before the South Dakota Commission on Gaming on **June 23, 2026, at 9:00 AM** in the City Commission Chambers of Deadwood City Hall, located at 102 Sherman Street, Deadwood, SD 57732.

A hearing under ARSD 20:18:11:01, a person aggrieved by an action of the commission or the executive secretary has been requested. The purpose of this hearing is to review the information and investigation completed and determine the validity of the wager made on the San Francisco Giants vs Baltimore Orioles baseball game.

The hearing is held by the authority of ARSD 20:18:11:01

This hearing is an adversary proceeding. You have the right to be present, to be represented by a lawyer, to call witnesses to testify on their behalf, and to question witnesses who testify against them. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in the controversy exceeds two thousand five hundred dollars or if a property right may be terminated, any party to the case may require the Commission to use the Office of Hearing Examiners by giving notice to the Commission no later than ten days after service of this Notice of Hearing.

The decision of the Commission on Gaming may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Dated at Spearfish, South Dakota, the 11<sup>th</sup> day of May 2026.

A handwritten signature in black ink, appearing to read 'M. Heltzel', with a stylized flourish at the end.

Mark Heltzel  
Executive Secretary

7022 1670 0002 1060 8721

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Deadwood SD 57732 SPEARFISH SD 57183

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Return Receipt (hardcopy) \$

Return Receipt (electronic) \$

Certified Mail Restricted Delivery \$

Adult Signature Required \$

Adult Signature Restricted Delivery \$

Postage \$


Total Postage and Fees \$

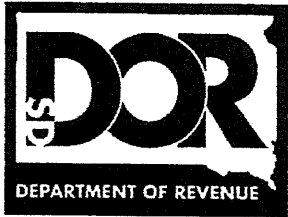
Sent To Gold Dust

City, State, ZIP+4® Deadwood SD 57732

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

MAY 12 2026  
Postmark Here  
USPS

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<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul> <p>1. Article Addressed to:</p> <p>Gold Dust</p> <p>Deadwood, SD 57732</p>  <p>9590 9402 7694 2122 1311 81</p> <p>2. Article Number (Transfer from service label) 7022 1670 0002 1060 8721</p>	<p>A. Signature <input checked="" type="checkbox"/> [Signature] <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) Tony Suter</p> <p>C. Date of Delivery 5/13/26</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p> <p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>



## SOUTH DAKOTA COMMISSION ON GAMING

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

### INCIDENT REPORT

**INCIDENT:** Dispute; Sportsbook

**INCIDENT NUMBER:** 26-04-029

**DATE OF INCIDENT:** 04/11/2026

**PLACE OF INCIDENT:** Gold Dust  
Deadwood, SD. 57772

**INVESTIGATING AGENT:** Jarle Randall

**DATE OF REPORT:** 04/11/2026

**PATRON:** Chad Gerdes  
Madison, SD 57042

**Licensee:** David Perfett  
License  
Zack Edstrom  
License

#### NARRATIVE:

On 4/11/2026 I was contacted by Lawrence County Dispatch in reference to a dispute at the Gold Dust Casino. Upon arrival at the Gold Dust Casino, I spoke with the licensee Zack Edstrom License and Patron, Chad Gerdes. I was advised on 4/10/26 Chad had attempted to place a bet on the sportsbook kiosk in room five. Chad had issues getting his bet placed and contacted an attendant for assistance. The floor supervisor that assisted was David Perfett license. I was advised the bet was made and Chad had taken his ticket and left. Later this same evening Chad believed he had won and attempted to cash his winning ticket. Chad was then advised he had not won the bet. I was advised Chad was disputing this result, stating when David had assisted him with the bet it had not been placed correctly and if it had then Chad would have won. Chad had bet on the San Francisco Giants vs Baltimore Orioles baseball game. Chad advised he had wanted to make the bet as the Giants

26-04-029

Page 1 of 3

would get a home run within the first five innings which they did. But according to the ticket the bet was made as the Giants would score a homerun within the first five innings but had to have a 4.5-point lead. The Giants did score the homerun but only had a 4-point lead, therefore the bet lost as the Giants did not have a 4.5-point lead. Chad disputed the loss stating it was David that had not entered the bet correctly. Chad stated he did not want the point lead on the bet. Chad also complained stating the law stated the casino was supposed to have someone on staff that knew how the kiosk system worked, and it was obvious to Chad that David did not know the system. Chad stated he had bet \$100.00 dollars and should have won \$200.00 dollars, and he would be fine if they just gave him in house credit. I looked at the ticket. The ticket did show "FIRST 5 INNINGS: 1H SF Giants OVER 4.5 +100 4/10/2026 17:15:00 FIRST 5 INNINGS".

I advised Chad, David came on duty later that afternoon and I would need to speak with him to get both sides. I later met with David and asked about the incident. David stated he had assisted Chad with placing a bet on the sports kiosk. David stated they both worked on the kiosk and setting Chads bet. Chad then placed the bet and took the ticket. David stated later Chad came in stating he had attempted to cash his ticket at 777's and he was told it was not a winning ticket but stated it should have been a winning ticket. David stated he checked the ticket, and it stated it was not a winning ticket. David stated he called ISI, the sportsbook company and the worker checked the bet and stated the stats on the game and stated the ticket was not a winning ticket and confirmed what was on the ticket as the bet. Again, showing the Giants did not have enough point lead for the bet to be valid. David and I then checked the surveillance camera and watched the sportsbook Kiosk. I watched as David walked up with Chad to the kiosk and started working the screen to make the bet. I observed both David and Chad pushing buttons on the screen and appeared to be discussing what they were doing. I watched as both would push buttons and point at the screen. I then observed Chad place his \$100.00 dollars into the kiosk and then hit the submit button.

I went back down to the kiosk and spoke with Chad. I advised Chad that based on the ticket, and after watching the video showing he was right there with David and was actually assisting with pushing buttons on the screen to make the bet showing he was assisting and should have been reviewing what he was doing himself. I advised Chad he had also been the one to place the money in the machine and pushed the submit himself. I advised Chad based on all this information backed by the surveillance video I would have to state the bet would have to stand. Chad became upset and stated he had asked David if that was the bet he wanted and stated David Shook his head up and down as if stating yes. Chad stated that was why he had placed the bet. I again advised Chad he was there assisting in the bet and accepted the results and placed the bet. Chad then stated if I had watched the video then the audio should verify what he was stating. I advised Chad the gaming floor cameras did not have audio, they were video only. David confirmed this. Chad became additionally upset stating when he had spoken with Zack, he was told they did have audio, and he felt David and I were not being honest and was lying to him. Chad then took out his phone and stated he wanted to record this conversation and asked if we could go somewhere quieter and have this conversation again so he could record it. I advised I was not going to go repeat this just so he could record it this time. Chad then pulled up a screen on his phone which was the administrative rules and started reading it off to us. He advised if he did not agree with the casino decision, he could contact the gaming commission and ask how he could do that. I advised Chad that's who I was, I was the Special Agent with the Commission on Gaming. Which I had done earlier when I first met Chad. Chad stated he felt he was right and asked what he could do not because he did not feel I was being honest with him and did not agree with my findings. I advised Chad I would write a report on the incident with my findings. I advised a letter would then be sent to him with those

findings. I advised if he still felt he did not agree there would be a procedure listed on the letter he could appeal the results. Chad was not happy with the result but then did leave the casino.

I did go back to the surveillance room and watched the video a second time to attempt to verify if I could see David moving his head up and down as if stating yes as Chad had stated. I watched the video several times and did not observe David move his head up and down. A copy of the video will be downloaded and placed in the case file. I asked David to complete a written statement on the events. That written statement will be placed in the case file when it is turned in. Photographs of the screen shots on the bet were taken and also placed into the file.

**END OF REPORT**



---

Jarle Randall

SPECIAL AGENT – INVESTIGATIONS / ENFORCEMENT  
SD COMMISSION ON GAMING

**SOUTH DAKOTA COMMISSION ON GAMING**  
Statement Form-Continued

I was called over to the Sportsbook kiosk to assist a customer, he already had a ticket he cashed out for cash and trying put it back in - which ~~was~~ won't work, they only take cash. He was trying to bet on a baseball game, we tapped different options that he could bet on, he chose one that had 1 homerun in 1<sup>st</sup> five innings, we both missed that it had to be a 4 1/2 point spread. He made the bet and went on his way. He came back about 1-2 hours later thought he won because there was a homerun, but the game wasn't thru the 5<sup>th</sup> inning yet so we couldn't check his ticket.

Later he came back from our 777 casino said they told him it wasn't a winner, ~~so~~ I checked it at the main casino (Gold Dust) and got the same result. I called the company ISI and had them check the bet, he said it wasn't a winner because it had to be a 4 1/2 point spread and was only a 4 point spread.

He apparently came in Saturday morning and talked Zack who then contacted Goral from Gaming Commission.

That afternoon Goral came in and talked to me about it and reviewed surveillance, the customer did push submit bet. He then explained to customer about the transaction and why it wasn't a winner.

David J. Jofet

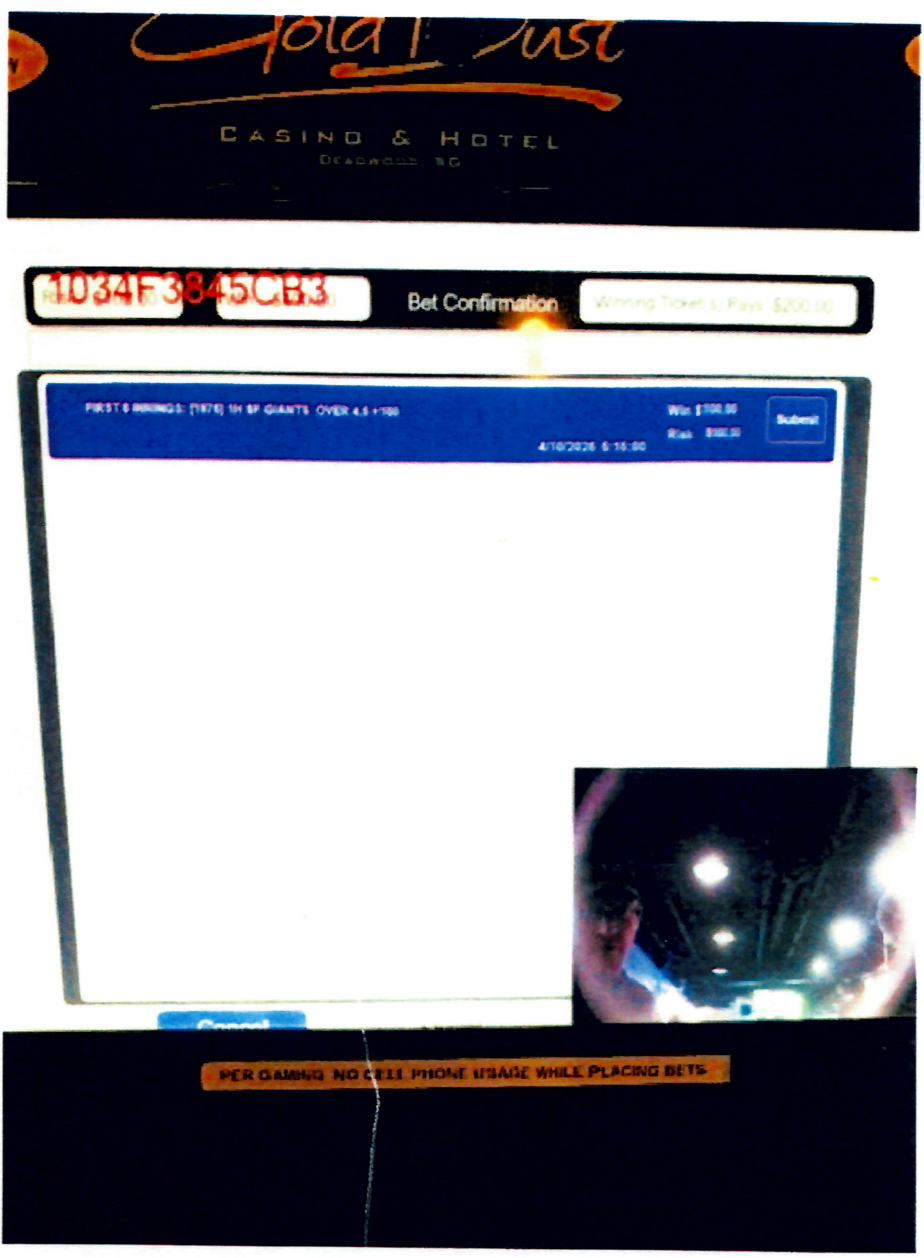
Floor Supervisor

Gold Dust 4-12-26

### Randall, Jarle

---

**From:** Randall, Jarle  
**Sent:** Sunday, April 12, 2026 4:45 PM  
**To:** Randall, Jarle  
**Subject:** Dispute



Transactions

4/12/26 14:46:21(MDT) DDW-K1-GLD

4/12/26 00:11:52(MDT) Ticket Print 10

XXXXX

Ticket Details

XXXXXXXXXX27F7

Status: Won

Risk: 100.00

RiskTax: 0.00

Purchase Price: 100.00

Win: 71.43

WinTax: 0.00

Issue Date: 4/10/2026 7:24:46 PM

Location: DDW-GLD

Issue Terminal: DDW-K1-GLD

BetType: Straight

Expiration Date: 4/10/2027

SettledDate: 4/10/2026 10:55:30 PM

PaidDate: 4/11/2026 1:30:16 PM

AmountPaid: 171.43

Paid Terminal: DDW-C1-GLD

[978] STL CARDINALS +1.5 -140

4/10/2026 8:15:00 PM

Graded: Won

VScore: 2 HScore: 3

OK

04/08/26 18:52:13(MDT) Ticket Print 10.00

XXXXXXXXXX

5 00:11:32(MDT) 10.00 credited XXXXXXXX5D  
 6 14:13:01(MDT) DDW-K1-GLD  
 6 11:24:59(MDT) DDW-K1-GLD  
 16 11:21:16(MDT) DDW-K1-GLD  
 26 11:00:50(MDT) DDW-K1-GLD  
 26 10:25:11(MDT) Ticket RePrint 100.00  
 26 10:24:45(MDT) DDW-K1-GLD XXXXXXXX5CB  
 26 17:24:47(MDT) Ticket Print 100.00 XXXXXXXX27F  
**26 17:24:43(MDT) 100.00 credited**  
 26 17:06:37(MDT) Ticket Print 100.00 XXXXXXXX5CB

04/10/26 17:24.43(MDT)  
 Bills In  
 100.00 credited  
 Amount In Kiosk 100

OK

04/08/26 17:35:31(MDT) 100.00 credited XXXXXXXX3888  
 1/08/26 16:35:46(MDT) Ticket Print 100.00 XXXXXXXX7624  
 4/08/26 16:35:17(MDT) Ticket Print 100.00  
 4/08/26 16:35:17(MDT) 100.00 credited XXXXXXXX468E  
 4/08/26 16:34:58(MDT) 100.00 credited XXXXXXXX4638  
 04/08/26 10:55:06(MDT) Ticket Print 10  
 04/08/26 10:55:01(MDT) 10.00 credited  
 04/08/26 10:53:46(MDT) Ticket Print 21.00  
 04/08/26 10:53:37(MDT) 1.00 credited XXXXXXXX4C9E  
 04/08/26 10:53:31(MDT) 20.00 credited  
 04/08/26 10:52:13(MDT) Ticket Print 30.00

PER GAMING NO CELL PHONE USAGE WHILE PLACING BETS

All Transactions

04/12/26 14:46:21(MDT) DDW-K1-GLD Cu  
 04/12/26 00:11:52(MDT) Ticket Print 10 XXXXXXXXSOBA Cu  
 04/12/26 00:11:32(MDT) 10.00 credited Cu  
 04/12/26 14:13:01(MDT) DDW-K1-GLD Cu

Ticket Details

XXXXXXXXX5CB3  
 Status Lost  
 Risk 100.00  
 RiskTax 0.00  
 Purchase Price 100.00  
 Win 0.00  
 WinTax 0.00  
 IssueDate: 4/10/2026 7:06:37 PM  
 Location: DDW-GLD  
 Issue Terminal: DDW-K1-GLD  
 BetType: Straight  
 Expiration Date: 4/10/2027  
 SettledDate: 4/10/2026 9:05:01 PM  
 FIRST 5 INNINGS: [1975] 1H SF GIANTS OVER 4.5 +100  
 4/10/2026 7:15:00 PM  
 Graded: Lost  
 VScore: 3 HScore: 1

OK

04/08/26 10:51:47(MDT) 1.00 credited  
 04/08/26 10:53:31(MDT) 20.00 credited  
 04/08/26 10:52:13(MDT) Ticket Print 10.00 XXXXXXXXSOBA Cu

PER GAMING NO CELL PHONE USAGE WHILE PLACING BETS

Sent from my iPhone

INSERT THIS SIDE UP

REPRINT

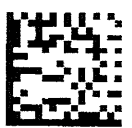
1034F3845CB3  
 TICKET COST: USD \$100.00  
 TO WIN: \$100.00  
 TO COLLECT: \$200.00

Straight

FIRST 5 INNINGS: 1975 H SF GIANTS OVER 4.5 \*100  
 4/10/2026 17:15:00 FIRST 5 INNINGS

26 14:47:59

DOW-K1-GLD



688 Main St  
 INSERT THIS SIDE UP  
 1034F3845CB3

INSERT THIS SIDE UP

REPRINT

1034F3845CB3  
 TICKET COST: USD \$100.00  
 TO WIN: \$100.00  
 TO COLLECT: \$200.00

Straight

FIRST 5 INNINGS: 1975 H SF GIANTS OVER 4.5 \*100  
 4/10/2026 17:15:00 FIRST 5 INNINGS

26 11:25:11

DOW-K1-GLD



688 Main St  
 INSERT THIS SIDE UP  
 1034F3845CB3



## SOUTH DAKOTA COMMISSION ON GAMING

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

Chad Gerdes

April 16, 2026

Madison, SD 57042

Mr. Gerdes,

This letter is in reference to the dispute you had with improper assistance and bet on the sportsbook kiosk at the Gold Dust Casino. You advised you had issues placing a bet on the sportsbook kiosk. You advised you contacted an attendant for assistance with placing the bet on the kiosk. With assistance from the attendant, you were able to place your bet. You advised when you felt you had won the bet placed, you attempted to cash in the ticket. That's when you were advised it was not a winning ticket. You then made a dispute and asked for a gaming agent stating the attendant did not place the correct bet.

After reviewing the agent's report, video surveillance, witness statements, and the steps taken during the investigation, it was discovered the attendant/floor supervisor had assisted you in placing the bet. It was observed on video surveillance, both you and the attendant/floor supervisor had reviewed and pushed buttons on the screen to set the wager. At the conclusion you had placed your cash into the machine and pushed the submit button yourself. Accepting the wager made. Based on these findings Special Agent Randall found the wager was valid.

Upholding the integrity of gaming in Deadwood is our priority and we will always investigate any complaints brought to our attention.

If you have any other questions regarding this complaint, please contact Special Agent Jarle Randall at the address and phone number above.

Sincerely,

**Mark Heltzel**

EXECUTIVE SECRETARY  
SD COMMISSION ON GAMING

MH:JR

**20:18:11:01. Petition for hearing.** A person aggrieved by an action of the commission or the executive secretary that was taken without a hearing may, within 30 days following the date of the action, petition the commission for a hearing. The hearing must be held at a time and place convenient for the commission and the petitioner. The hearing is a contested case.

A petition for hearing should be mailed to: Executive Secretary  
South Dakota Commission on Gaming  
221 W. Capitol, Suite 101  
Pierre, SD 57501

MT Series

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Sincerely,

  
Mark Heltzel

EXECUTIVE SECRETARY  
SD COMMISSION ON GAMING

*I would like to file a  
Petition for a hearing*

MH:JR

**20:18:11-01. Petition for hearing.** A person aggrieved by an action of the commission or the executive secretary that was taken without a hearing may, within 30 days following the date of the action, petition the commission for a hearing. The hearing must be held at a time and place determined by the commission.

**20:04:27:12. Penalty for medication violations.** If a urine, saliva, or blood specimen taken under the supervision of the commission veterinarian from a horse entered in a race, is analyzed by the official chemist and indicates the presence of a drug, chemical, medicine, analgesic, or injectable, which is not specifically authorized by these rules or is authorized but detected at a threshold in excess of the thresholds stated in the Association of Racing Commissioners International Controlled Therapeutic Medication Schedule for Horses Version 4.2.1 dated December, 2020, or the Uniform Classification Guidelines for Foreign Substances and Recommended Penalties Model Rule Version ~~19-0~~ 19.1 dated ~~May~~ December 2025, any of the following penalties may be imposed:

- (1) The purse for the race is redistributed;
- (2) A track record established by the horse in the race is declared void;
- (3) The trainer or owner-trainer of the horse receives:
  - (a) A fine of up to five hundred dollars; and
  - (b) A suspended or revoked license;
- (4) The horse is suspended from racing for a period equal to any suspension given to the horse's trainer or owner-trainer for the same incident; and
- (5) In a claiming race, if the urine, saliva, or blood specimen is from a claimed horse, the stewards at their discretion may void the claim.

Each time a trainer or an owner-trainer has been fined or has had a license suspended or revoked in South Dakota or any other racing jurisdiction for violation of rules prohibiting the use of illegal substances or regulating the use of controlled therapeutic medications in horse racing constitutes an offense.

**Source:** 5 SDR 87, effective April 15, 1979; 6 SDR 77, effective February 3, 1980; 7 SDR 70, effective January 27, 1981; 8 SDR 94, effective February 14, 1982; transferred from § 20:04:05:20, 9 SDR 122, effective March 31, 1983; 11 SDR 177, effective July 2, 1985; 12 SDR 108, effective January 8, 1986; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 17 SDR 113,

effective February 5, 1991; 23 SDR 126, effective February 13, 1997; 33 SDR 63, effective October 18, 2006; 38 SDR 101, effective December 5, 2011; 43 SDR 150, effective June 1, 2017; 49 SDR 9, effective August 9, 2022; 50 SDR 15, effective August 13, 2023; 51 SDR 16, effective August 18, 2024; 52 SDR 25, effective September 10, 2025.

**General Authority:** SDCL 42-7-56(4)(13), 42-7-96.

**Law Implemented:** SDCL 42-7-67, 42-7-96.

**References:** Association of Racing Commissioners International (ARCI), ARCI Controlled Therapeutic Medication Schedule for Horses Version 4.2.1 dated December 2020, and Uniform Classification Guidelines for Foreign Substances and Recommended Penalties Model Rule Version ~~19.0~~ 19.1 dated ~~May~~ December 2025. Copies of both documents may be obtained from the ARCI website at [www.arci.com](http://www.arci.com) free of charge.

**20:04:27:14. Restrictions on use of authorized medications.** Therapeutic medications authorized by the Association of Racing Commissioners International Controlled Therapeutic Medication Schedule for Horses Version 4.2.1 dated December 2020, and the Uniform Classification Guidelines for Foreign Substances and Recommended Penalties Model Rule Version ~~19-0~~ 19.1 dated ~~May~~ December 2025, may only be used under the following conditions:

- (1) A licensed veterinarian administers a medication in injectable form;
- (2) A trainer may administer a medication other than with an injection if a veterinarian licensed by this state or another racing jurisdiction has prescribed or approved the use of the medication;
- (3) Medications, except furosemide and phenylbutazone, are not administered to a horse on the day the horse is scheduled to run;
- (4) A veterinarian administering furosemide shall submit a written report to the commission veterinarian or the state steward on forms provided by the commission. The use of furosemide or phenylbutazone must be declared at the time of entry. Failure to submit the report may subject the veterinarian and the trainer of the horse involved to disciplinary actions by the stewards or the commission;
- (5) A horse may be tested if it is noted on the veterinarian list as using an authorized medication but is suspected to be racing without that medication. If a urine or blood sample from the horse fails to disclose the presence of furosemide or phenylbutazone, the horse and its trainer may be subject to disciplinary actions by the stewards or the commission;
- (6) For a horse being shipped into a licensed track in this state, a report from a licensed veterinarian of another racing jurisdiction certifying that the horse has been treated with an authorized medication in accordance with the provisions of this section may be accepted by the

stewards. The report must be filed with the presiding steward or the commission veterinarian before 10:00 a.m. on the day of the race; and

(7) Notice of use of furosemide or phenylbutazone must be given to the public.

**Source:** 4 SDR 85, effective June 15, 1978; 5 SDR 87, effective April 15, 1979; 6 SDR 77, effective February 3, 1980; transferred from § 20:04:05:37, 9 SDR 122, effective March 31, 1983; 12 SDR 151, 12 SDR 155, effective July 1, 1986; 16 SDR 129, effective February 4, 1990; 17 SDR 113, effective February 5, 1991; 21 SDR 98, effective November 30, 1994; 37 SDR 70, effective October 20, 2010; 43 SDR 150, effective June 1, 2017; 49 SDR 9, effective August 9, 2022; 50 SDR 15, effective August 13, 2023; 51 SDR 16, effective August 18, 2024; 52 SDR 25, effective September 10, 2025.

**General Authority:** SDCL 42-7-56(4).

**Law Implemented:** SDCL 42-7-47.

**References:** Association of Racing Commissioners International (ARCI), ARCI Controlled Therapeutic Medication Schedule for Horses Version 4.2.1 dated December 2020 and Uniform Classification Guidelines for Foreign Substances and Recommended Penalties Model Rule Version ~~19.0~~ 19.1 dated ~~May~~ December 2025. Copies of both documents may be obtained from the ARCI website at [www.arci.com](http://www.arci.com) free of charge.

## CHAPTER 20:18:16

## POKER

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**Declaratory Ruling:**

The table game known as Casino War meets the definition of poker pursuant to SDCL 42-7B-4(18) and is an authorized variation of the game of poker pursuant to that statute and that the game may be played in Deadwood provided that a licensee requests approval of the rules for the play of the game and that the rules are legally promulgated and adopted. South Dakota Commission on Gaming Declaratory Ruling dated April 6, 2006.

20:18:16:15.25 Variations of the play -- Three Card Prime Three Card Prime is a house-banked, poker-based card game played with a standard 52-card deck. The object of the game is for the player to have a higher ranking three-card poker hand than the dealer. Three Card Prime also contains optional bonus wagers that are not dependent on the base game's outcome. Three Card Prime is played according to the following rules:

- (1) Standard, 52-Card deck used.
- (2) To begin, each player must place an Ante wager and may place any available optional bonus wagers.
- (3) Each player and the dealer receive three cards.
- (4) After the player examines their hand, the player must decide whether to fold, and lose their Ante wager, or make a Play wager equal to their Ante. If the player folds, their hand is still used to determine the outcome of any bonus wagers made.
- (5) After all players have acted on their hands, the dealer reveals their hand to compare against each player's hand. The dealer qualifies with a Queen-high or better.
- (6) If the dealer qualifies and:
  - (a) The player beats the dealer, the Ante and Play wagers win and pay 1 to 1.
  - (b) The player ties the dealer, the Ante and Play wagers push.
  - (c) The player loses to the dealer, the Ante and Play wagers lose.
- (7) If the dealer does not qualify, the Ante wager wins and pays 1 to 1 and the Play wager pushes, regardless of the player's hand.
- (8) Regardless of the outcome of the Ante and Play wagers, each player (that has placed a Play wager) is eligible to receive an Ante Bonus pay, in addition to any other applicable Ante

and Play pays, based on their hand and is paid according to the corresponding pay table below. All pays are “to 1”:

Ante Bonus Pay Table

<u>Hand</u>	<u>PT-FLT-TCPR-AB-01</u>
<u>Straight Flush</u>	<u>5</u>
<u>Three-of-a-Kind</u>	<u>4</u>
<u>Straight</u>	<u>1</u>

- (9) Three Card Prime also contains optional bonus wagers that are not dependent on the base game’s outcome.
- (10) Operators choose which optional bonus wager(s) they will offer and set all minimum and maximum wagering limits, all following bonus wager(s) are won according to the following rules:

- (a) Prime -- Players win if the three cards in their hand are the same color (red or black). The payout is larger if the dealer’s three cards are the same color as the player’s three cards, as shown on the corresponding pay table(s) below. All pays are “to 1”:

Prime Pay Table

<u>Winning Event</u>	<u>PT-FLT-TCPR-PM-01</u>
<u>Same Color Player and Dealer Hands</u>	<u>4</u>
<u>Same Color Player Hand</u>	<u>3</u>

- (b) Pair Bonus -- Players win if their three-card hand achieves a winning event as shown on the corresponding pay table(s) below. All pays are “to 1”:

Pair Bonus Pay Table

<u>Hand</u>	<u>PT- FLT- TCPR- PB-02</u>	<u>PT- FLT- TCPR- PB-03</u>	<u>PT- FLT- TCPR- PB-04</u>	<u>PT- FLT- TCPR- PB-05</u>	<u>PT- FLT- TCPR- PB-06</u>
<u>Mini-Royal Flush</u>	<u>40</u>	<u>35</u>	<u>50</u>	<u>40</u>	<u>100</u>
<u>Straight Flush</u>	<u>40</u>	<u>35</u>	<u>50</u>	<u>40</u>	<u>50</u>
<u>Three-of-a-Kind</u>	<u>30</u>	<u>33</u>	<u>30</u>	<u>30</u>	<u>25</u>
<u>Straight</u>	<u>6</u>	<u>6</u>	<u>6</u>	<u>6</u>	<u>6</u>
<u>Flush</u>	<u>4</u>	<u>4</u>	<u>3</u>	<u>3</u>	<u>3</u>
<u>Pair</u>	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>

- (c) All-Six -- Players win if their six-card hand, formed by combining the player's three cards with the dealer's three cards, achieves a winning event as shown on the corresponding pay table(s) below. All pays are "to 1":

All-Six Pay Table

<u>Hand</u>	<u>PT-FLT- A6-01</u>	<u>PT- FLT- A6-02</u>	<u>PT- FLT- A6-03</u>	<u>PT- FLT- A6-04</u>	<u>PT- FLT- A6-05</u>
<u>Six-Card Royal Flush (Suit Specific)</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>200,000</u>
<u>Six-Card Royal Flush (Other)</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>20,000</u>
<u>Five-Card Royal Flush</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>
<u>Five-Card Straight Flush</u>	<u>200</u>	<u>200</u>	<u>200</u>	<u>200</u>	<u>200</u>
<u>Four-of-a-Kind</u>	<u>50</u>	<u>50</u>	<u>100</u>	<u>100</u>	<u>50</u>
<u>Full House</u>	<u>25</u>	<u>25</u>	<u>20</u>	<u>20</u>	<u>20</u>
<u>Five-Card Flush</u>	<u>20</u>	<u>15</u>	<u>15</u>	<u>15</u>	<u>15</u>
<u>Five-Card Straight</u>	<u>10</u>	<u>10</u>	<u>9</u>	<u>10</u>	<u>10</u>
<u>Three-of-a-Kind</u>	<u>5</u>	<u>5</u>	<u>8</u>	<u>7</u>	<u>5</u>

- (d) Mini-Royal Progressive -- Players win if their three-card hand achieves a winning event as shown on the corresponding payable(s) below. All pays are "for 1" and the progressive wager is not returned:

Mini-Royal Progressive Pay Table

<u>Hand</u>	<u>PT-BJS-TCPR-MR-01</u>	<u>PT-BJS-TCPR-MR-E01</u>		<u>PT-BJS-TCPR-MR-E02</u>	
	<u>Pays</u>	<u>Pays</u>	<u>Envy</u>	<u>Pays</u>	<u>Envy</u>
<u>Mini-Royal Flush (Suit Specific)</u>	<u>100%</u>	<u>100%</u>	<u>\$100</u>	<u>100%</u>	<u>\$100</u>
<u>Mini-Royal Flush (Other)</u>	<u>\$500</u>	<u>\$500</u>	<u>\$25</u>	<u>\$500</u>	<u>\$25</u>
<u>Straight Flush</u>	<u>\$75</u>	<u>\$100</u>	<u>=</u>	<u>\$70</u>	<u>=</u>
<u>Three-of-a-Kind</u>	<u>\$50</u>	<u>\$90</u>	<u>=</u>	<u>\$60</u>	<u>=</u>
<u>Straight</u>	<u>\$5</u>	<u>Loss</u>	<u>=</u>	<u>\$6</u>	<u>=</u>

- (e) Mini-Royal Dynamic Progressive -- Players win if their three-card hand achieves a winning event as shown on the corresponding pay table(s) below. All pays are “for 1” and the progressive wager is not returned. In addition, for the applicable dynamic progressive payable option, each round, one to three of the four fixed-pays will be randomly selected, and their default pays will be replaced with one of their ten Dynamic Pay options. The Dynamic Pays will be reset to default after each round:

Mini-Royal Dynamic Progressive Pay Table

<u>Hand</u>	<u>PT-PRG-TCPR-MR-D01</u>										
	<u>Default Pays</u>	<u>Dynamic Pays</u>									
<u>Mini Royal Flush (Suit Specific)</u>	<u>100%</u>										
<u>Mini Royal Flush (Suited)</u>	<u>\$200</u>	<u>\$300</u>	<u>\$400</u>	<u>\$600</u>	<u>\$800</u>	<u>\$1000</u>	<u>\$1200</u>	<u>\$1400</u>	<u>\$1600</u>	<u>\$1800</u>	<u>\$2000</u>
<u>Straight Flush</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$60</u>	<u>\$80</u>	<u>\$100</u>	<u>\$120</u>	<u>\$140</u>	<u>\$160</u>	<u>\$180</u>	<u>\$200</u>
<u>Three-of-a-Kind</u>	<u>\$10</u>	<u>\$15</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$50</u>	<u>\$60</u>	<u>\$70</u>	<u>\$80</u>	<u>\$90</u>	<u>\$100</u>
<u>Straight</u>	<u>\$2</u>	<u>\$3</u>	<u>\$4</u>	<u>\$6</u>	<u>\$8</u>	<u>\$10</u>	<u>\$12</u>	<u>\$14</u>	<u>\$16</u>	<u>\$18</u>	<u>\$20</u>

- (f) 5-Card Royal Progressive -- Players win if the initial six cards dealt (player and dealer 3-card hand) achieves a winning event as shown on the corresponding

paytable(s) below. All pays are “for 1” and the progressive wager is not returned. In addition, for the PT-PRG-TCP-5RF-D01a/b dynamic progressive payable option, each round, one to three of the four fixed-pays will be randomly selected, and their default pays will be replaced with one of their ten Dynamic Pay options. The Dynamic Pays will be reset to default after each round:

<u>Hand</u>	<u>PT-PRG-TCP-5RF-01</u>	<u>PT-PRG-TCP-5RF-02</u>
	<u>Pays</u>	<u>Pays</u>
<u>5-Card Royal Flush</u>	<u>100%</u>	<u>100%</u>
<u>Mini-Royal (Diamonds)</u>	<u>\$1000</u>	<u>\$1000</u>
<u>Mini-Royal (Other)</u>	<u>\$500</u>	<u>\$750</u>
<u>Straight Flush</u>	<u>\$75</u>	<u>\$100</u>
<u>Three-of-a-Kind</u>	<u>\$50</u>	<u>\$75</u>
<u>Straight</u>	<u>\$5</u>	<u>-</u>

<u>Hand</u>	<u>PT-PRG-TCP-5RF-D01a/b</u>										
	<u>Default Pays</u>	<u>Dynamic Pays</u>									
<u>5-Card Royal Flush</u>	<u>100%</u>										
<u>Mini Royal</u>	<u>\$150</u>	<u>\$225</u>	<u>\$300</u>	<u>\$450</u>	<u>\$600</u>	<u>\$750</u>	<u>\$900</u>	<u>\$1050</u>	<u>\$1200</u>	<u>\$1350</u>	<u>\$1500</u>
<u>Straight Flush</u>	<u>\$25</u>	<u>\$38</u>	<u>\$50</u>	<u>\$75</u>	<u>\$100</u>	<u>\$125</u>	<u>\$150</u>	<u>\$175</u>	<u>\$200</u>	<u>\$225</u>	<u>\$250</u>
<u>Three-of-a-Kind</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$60</u>	<u>\$80</u>	<u>\$100</u>	<u>\$120</u>	<u>\$140</u>	<u>\$160</u>	<u>\$180</u>	<u>\$200</u>
<u>Straight</u>	<u>\$2</u>	<u>\$3</u>	<u>\$4</u>	<u>\$6</u>	<u>\$8</u>	<u>\$10</u>	<u>\$12</u>	<u>\$14</u>	<u>\$16</u>	<u>\$18</u>	<u>\$20</u>

- (g) Five-Card Linked Progressive -- Players win if their 5-card hand, using the player’s three-card hand and two pre-determined dealer cards or the separate drawn two Five-Card Linked Progressive community cards, achieves a winning event based on the following payable(s) below. All pays are “for 1” and the progressive wager is not returned. In addition, for the applicable dynamic progressive payable options

(D01 and D02), each round, a minimum of one to a max of one less than the max amount of fixed-pay hands will be randomly selected, and their default pays will be replaced with one of their ten Dynamic Pay options. The Dynamic Pays will be reset to default after each round:

- i. This progressive can be used: as a standalone jackpot, to link jackpots between multiple Three Card Prime tables, and to link jackpots between Three Card Prime and other approved games that contain the Five Card Linked Progressive.

<u>Hand</u>	<u>PT- BJS- 5CL-01</u>	<u>PT- BJS- 5CL-02</u>	<u>PT- BJS- 5CL-03</u>	<u>PT- BJS- 5CL-04</u>	<u>PT- BJS- 5CL-05</u>	<u>PT- BJS- 5CL-09</u>	<u>PT- BJS- 5CL-10</u>
<u>Royal Flush</u>	<u>100%</u>	<u>100%</u>	<u>100%</u>	<u>100%</u>	<u>-</u>	<u>100%</u>	<u>-</u>
<u>Straight Flush</u>	<u>\$1,500</u>	<u>\$2,500</u>	<u>\$1,000</u>	<u>\$2,000</u>	<u>100%</u>	<u>\$1,500</u>	<u>100%</u>
<u>Four-of-a-Kind</u>	<u>\$250</u>	<u>\$250</u>	<u>\$200</u>	<u>\$250</u>	<u>\$250</u>	<u>\$250</u>	<u>\$200</u>
<u>Full House</u>	<u>\$100</u>	<u>\$100</u>	<u>\$100</u>	<u>\$75</u>	<u>\$75</u>	<u>\$75</u>	<u>\$75</u>
<u>Flush</u>	<u>\$50</u>	<u>\$50</u>	<u>\$75</u>	<u>\$50</u>	<u>\$50</u>	<u>\$50</u>	<u>\$50</u>
<u>Straight</u>	<u>\$25</u>	<u>\$25</u>	<u>\$20</u>	<u>\$20</u>	<u>\$20</u>	<u>\$20</u>	<u>\$30</u>
<u>Three-of-a-Kind</u>	<u>\$5</u>	<u>\$5</u>	<u>\$5</u>	<u>\$5</u>	<u>\$5</u>	<u>\$10</u>	<u>\$5</u>
<u>Two Pair</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>\$3</u>	<u>N/A</u>	<u>\$3</u>

<u>Hand</u>	<u>PT- BJS- 5CL-06</u>	<u>PT- BJS- 5CL-07</u>	<u>PT- BJS- 5CL-08</u>	<u>PT- BJS- 5CL-11</u>
<u>5-Card Royal Flush</u>	<u>100%</u>	<u>100%</u>	<u>100%</u>	<u>100%</u>
<u>5-Card Straight Flush</u>	<u>\$500</u>	<u>\$1,000</u>	<u>\$2,500</u>	<u>\$500</u>
<u>4-Card Straight Flush</u>	<u>\$200</u>	<u>\$200</u>	<u>\$150</u>	<u>\$200</u>
<u>5-Card Flush</u>	<u>\$50</u>	<u>\$50</u>	<u>\$75</u>	<u>\$75</u>
<u>4-Card Flush</u>	<u>\$5</u>	<u>\$5</u>	<u>\$5</u>	<u>\$5</u>

<u>Hand</u>	<u>PT-BJS- 5CL-12</u>	<u>PT- BJS- 5CL-13</u>	<u>PT- BJS- 5CL-14</u>	<u>PT- BJS- 5CL-15</u>
<u>Royal Flush</u>	<u>100%</u>	<u>100%</u>	<u>100%</u>	<u>100%</u>
<u>Straight Flush</u>	<u>\$2,000</u>	<u>\$2,500</u>	<u>\$2,000</u>	<u>10%</u>
<u>Four-of-a-Kind</u>	<u>\$250</u>	<u>\$250</u>	<u>\$300</u>	<u>\$300</u>

<u>Full House</u>	<u>\$75</u>	<u>\$100</u>	<u>\$50</u>	<u>\$50</u>
<u>Flush</u>	<u>\$50</u>	<u>\$50</u>	<u>\$40</u>	<u>\$40</u>
<u>Straight</u>	<u>\$25</u>	<u>\$20</u>	<u>\$30</u>	<u>\$30</u>
<u>Three-of-a-Kind</u>	<u>\$5</u>	<u>\$10</u>	<u>\$10</u>	<u>\$10</u>
<u>Two Pair</u>	<u>\$2</u>	<u>Loss</u>	<u>Loss</u>	<u>Loss</u>

<u>Hand</u>	<u>PT-BJS-5CL-E01</u>		<u>PT-BJS-5CL-E02</u>		<u>PT-BJS-5CL-E03</u>	
	<u>Pays</u>	<u>Envy</u>	<u>Pays</u>	<u>Envy</u>	<u>Pays</u>	<u>Envy</u>
<u>Royal Flush</u>	<u>100%</u>	<u>\$1,000</u>	<u>100%</u>	<u>\$5,000</u>	<u>100%</u>	<u>\$1,000</u>
<u>Straight Flush</u>	<u>10%</u>	<u>\$300</u>	<u>10%</u>	<u>\$1,500</u>	<u>10%</u>	<u>\$250</u>
<u>Four-of-a-Kind</u>	<u>\$300</u>	<u>-</u>	<u>\$300</u>	<u>-</u>	<u>\$250</u>	<u>-</u>
<u>Full House</u>	<u>\$50</u>	<u>-</u>	<u>\$50</u>	<u>-</u>	<u>\$75</u>	<u>-</u>
<u>Flush</u>	<u>\$40</u>	<u>-</u>	<u>\$40</u>	<u>-</u>	<u>\$50</u>	<u>-</u>
<u>Straight</u>	<u>\$30</u>	<u>-</u>	<u>\$30</u>	<u>-</u>	<u>\$25</u>	<u>-</u>
<u>Three-of-a-Kind</u>	<u>\$9</u>	<u>-</u>	<u>\$9</u>	<u>-</u>	<u>\$10</u>	<u>-</u>

<u>Hand</u>	<u>PT-PRG-5CL-TTP-01</u>	<u>PT-PRG-5CL-TTP-E01</u>		<u>PT-PRG-5CL-TTP-E02</u>	
	<u>Pays</u>	<u>Pays</u>	<u>Envy</u>	<u>Pays</u>	<u>Envy</u>
<u>Royal Flush</u>	<u>100% Lv.1</u>	<u>100% Lv.1</u>	<u>\$1.00</u> <u>0</u>	<u>100% Lv.1</u>	<u>\$1.00</u> <u>0</u>
<u>Straight Flush</u>	<u>100% Lv. 2</u>	<u>100% Lv. 2</u>	<u>\$300</u>	<u>100% Lv. 2</u>	<u>\$300</u>
<u>Four-of-a-Kind</u>	<u>\$300</u>	<u>\$300</u>	<u>-</u>	<u>100% Lv. 3</u>	<u>-</u>
<u>Full House</u>	<u>\$50</u>	<u>\$50</u>	<u>-</u>	<u>\$50</u>	<u>-</u>
<u>Flush</u>	<u>\$40</u>	<u>\$40</u>	<u>-</u>	<u>\$40</u>	<u>-</u>
<u>Straight</u>	<u>\$30</u>	<u>\$30</u>	<u>-</u>	<u>\$30</u>	<u>-</u>
<u>Three-of-a-Kind</u>	<u>\$10</u>	<u>\$9</u>	<u>-</u>	<u>\$10</u>	<u>-</u>

<u>Hand</u>	<u>PT-PRG-5CL-TTP-E03</u>		<u>PT-PRG-5CL-TTP-E04</u>	
	<u>Pays</u>	<u>Envy</u>	<u>Pays</u>	<u>Envy</u>
<u>Royal Flush (Suit Specific)</u>	<u>100% Lv.1</u>	<u>\$1.00</u> <u>0</u>	<u>100% Lv.1</u>	<u>\$1.00</u> <u>0</u>

<u>Royal Flush</u>	<u>100% Lv. 2</u>	<u>\$400</u>	<u>100% Lv. 2</u>	<u>\$400</u>
<u>Straight Flush</u>	<u>100% Lv. 3</u>	<u>\$200</u>	<u>100% Lv. 3</u>	<u>\$200</u>
<u>Four-of-a-Kind</u>	<u>\$300</u>	<u>-</u>	<u>\$300</u>	<u>-</u>
<u>Full House</u>	<u>\$50</u>	<u>-</u>	<u>\$100</u>	<u>-</u>
<u>Flush</u>	<u>\$40</u>	<u>-</u>	<u>\$50</u>	<u>-</u>
<u>Straight</u>	<u>\$30</u>	<u>-</u>	<u>\$25</u>	<u>-</u>
<u>Three-of-a-Kind</u>	<u>Loss</u>	<u>-</u>	<u>\$5</u>	<u>-</u>

<u>Hand</u>	<u>PT-BJS-5CL-D01</u>										
	<u>Default Pays</u>	<u>Dynamic Pays</u>									
<u>Royal Flush</u>	<u>100%</u>	<u>-</u>									
<u>Straight Flush</u>	<u>\$500</u>	<u>\$750</u>	<u>\$1000</u>	<u>\$1500</u>	<u>\$2000</u>	<u>\$2500</u>	<u>\$3000</u>	<u>\$3500</u>	<u>\$4000</u>	<u>\$4500</u>	<u>\$5000</u>
<u>Four-of-a-Kind</u>	<u>\$100</u>	<u>\$150</u>	<u>\$200</u>	<u>\$300</u>	<u>\$400</u>	<u>\$500</u>	<u>\$600</u>	<u>\$700</u>	<u>\$800</u>	<u>\$900</u>	<u>\$1000</u>
<u>Full House</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$60</u>	<u>\$80</u>	<u>\$100</u>	<u>\$120</u>	<u>\$140</u>	<u>\$160</u>	<u>\$180</u>	<u>\$200</u>
<u>Flush</u>	<u>\$10</u>	<u>\$15</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$50</u>	<u>\$60</u>	<u>\$70</u>	<u>\$80</u>	<u>\$90</u>	<u>\$100</u>
<u>Straight</u>	<u>\$6</u>	<u>\$9</u>	<u>\$12</u>	<u>\$18</u>	<u>\$24</u>	<u>\$30</u>	<u>\$36</u>	<u>\$42</u>	<u>\$48</u>	<u>\$54</u>	<u>\$60</u>
<u>Three-of-a-Kind</u>	<u>\$4</u>	<u>\$6</u>	<u>\$8</u>	<u>\$12</u>	<u>\$16</u>	<u>\$20</u>	<u>\$24</u>	<u>\$28</u>	<u>\$32</u>	<u>\$36</u>	<u>\$40</u>

<u>Hand</u>	<u>PT-BJS-5CL-D02</u>										
	<u>Default Pays</u>	<u>Dynamic Pays</u>									
<u>Royal Flush</u>	<u>100%</u>	<u>-</u>									
<u>Straight Flush</u>	<u>\$500</u>	<u>\$750</u>	<u>\$1000</u>	<u>\$1500</u>	<u>\$2000</u>	<u>\$2500</u>	<u>\$3000</u>	<u>\$3500</u>	<u>\$4000</u>	<u>\$4500</u>	<u>\$5000</u>
<u>Four-of-a-Kind</u>	<u>\$50</u>	<u>\$75</u>	<u>\$100</u>	<u>\$150</u>	<u>\$200</u>	<u>\$250</u>	<u>\$300</u>	<u>\$350</u>	<u>\$400</u>	<u>\$450</u>	<u>\$500</u>
<u>Full House</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$60</u>	<u>\$80</u>	<u>\$100</u>	<u>\$120</u>	<u>\$140</u>	<u>\$160</u>	<u>\$180</u>	<u>\$200</u>
<u>Flush</u>	<u>\$10</u>	<u>\$15</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$50</u>	<u>\$60</u>	<u>\$70</u>	<u>\$80</u>	<u>\$90</u>	<u>\$100</u>
<u>Straight</u>	<u>\$6</u>	<u>\$9</u>	<u>\$12</u>	<u>\$18</u>	<u>\$24</u>	<u>\$30</u>	<u>\$36</u>	<u>\$42</u>	<u>\$48</u>	<u>\$54</u>	<u>\$60</u>
<u>Three-of-a-Kind</u>	<u>\$4</u>	<u>\$6</u>	<u>\$8</u>	<u>\$12</u>	<u>\$16</u>	<u>\$20</u>	<u>\$24</u>	<u>\$28</u>	<u>\$32</u>	<u>\$36</u>	<u>\$40</u>

- (h) Seven-Card Stud Linked Progressive -- Players win if their best 5-card hand, using the player's three-card hand and the four Stud Linked Progressive community cards, achieves a winning event based on the following payable(s) below. All pays

are “for 1” and the progressive wager is not returned:

<u>Hand</u>	<u>PT-BJS-7CL-01</u>	<u>PT-BJS-7CL-02</u>	<u>PT-BJS-7CL-03</u>	<u>PT-BJS-7CL-04</u>	<u>PT-BJS-7CL-05</u>
<u>Royal Flush</u>	<u>100%</u>	<u>100%</u>	<u>100%</u>	<u>100%</u>	<u>100%</u>
<u>Straight Flush</u>	<u>\$500</u>	<u>\$250</u>	<u>\$1000</u>	<u>\$500</u>	<u>\$250</u>
<u>Four-of-a-Kind</u>	<u>\$100</u>	<u>\$75</u>	<u>\$50</u>	<u>\$75</u>	<u>\$125</u>
<u>Full House</u>	<u>\$5</u>	<u>\$10</u>	<u>\$5</u>	<u>\$5</u>	<u>\$7</u>
<u>Flush</u>	<u>\$2</u>	<u>\$1</u>	<u>\$1</u>	<u>\$2</u>	<u>\$2</u>

<u>Hand</u>	<u>PT-BJS-7CL-E01</u>		<u>PT-BJS-7CL-E02</u>		<u>PT-BJS-7CL-E03</u>	
	<u>Pay</u>	<u>Envy</u>	<u>Pay</u>	<u>Envy</u>	<u>Pay</u>	<u>Envy</u>
<u>Royal Flush</u>	<u>100%</u>	<u>\$250</u>	<u>100%</u>	<u>\$250</u>	<u>100%</u>	<u>\$100</u>
<u>Straight Flush</u>	<u>\$500</u>	<u>=</u>	<u>\$250</u>	<u>=</u>	<u>\$500</u>	<u>=</u>
<u>Four-of-a-Kind</u>	<u>\$100</u>	<u>=</u>	<u>\$75</u>	<u>=</u>	<u>\$75</u>	<u>=</u>
<u>Full House</u>	<u>\$5</u>	<u>=</u>	<u>\$10</u>	<u>=</u>	<u>\$5</u>	<u>=</u>
<u>Flush</u>	<u>\$2</u>	<u>=</u>	<u>\$1</u>	<u>=</u>	<u>\$2</u>	<u>=</u>

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

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

**20:18:15:30.03. Variations of the play -- 21+3.** ~~21+3 is a copyrighted, trademarked, and patent pending variation of blackjack with optional three card poker. 21+3 must be dealt and played following the standards rules of blackjack in this chapter, except as follows:~~

- ~~———— (1) 21+3 may only be played with either six decks or two decks;~~
- ~~———— (2) 21+3 may be played only on tables displaying the 21+3 layout. At the beginning of each round, in addition to the regular 21 bet the player may also place an optional "3" bet;~~
- ~~———— (3) The cards are dealt according to regular blackjack procedures noting that both player cards must be dealt face up. One of the dealer's cards is dealt face up;~~
- ~~———— (4) The dealer's up card and the first two cards of each player with a wager on the "3" bet form a three card poker hand;~~
- ~~———— (5) Each player "3" bet is resolved from dealer's right to left. Losing "3" bets are taken, winning "3" bets are paid and removed from the play area immediately;~~
- ~~———— (6) After all "3" bets are resolved standard blackjack procedures apply. Insurance and hold card peek after "3" bets resolved;~~
- ~~———— (7) The table "3" bet limits must be posted at each table;~~
- ~~———— (8) Tip bets may be placed by any bet (21 or "3" or both ). Tip "3" bet may not be more than the player's "3" bet and may also be limited by posted house policy;~~
- ~~———— (9) Tip bets are paid at the same time as player bet and wins are taken immediately; and~~
- ~~———— (10) 21+3 wagers shall be paid in accordance with the following paytables:~~

	Paytables for 2 or 6 decks	
	Classic	Xtreme
Straight Flush	9	30
3 of a Kind	9	20

Straight	9	10
Flush	9	5
Pair	-1	-1

	Paytables for 2 decks		
	1	2	3
Straight Flush	2.5	7	9
3-of-a-Kind	2.5	7	9
Straight	2.5	7	9
Flush	2.5	7	9
Pair	2.5	0	-1

(All payouts are "to 1.")

21+3 is an optional bonus and progressive wager for standard Blackjack and Blackjack-variant games and can be played with 1-8 standard, 52-card decks. The object of 21+3 is for the 3-card hand, formed from the player's first two cards and the dealer's up-card, to achieve a poker hand based on the corresponding payable(s). The outcome of the 21+3 is not dependent on the base game's outcome.

- (1) To begin each round, players must place a standard base game wager and may also place an optional 21+3 Bonus and/or Progressive wager.
- (2) After all wagers have been placed, two cards are dealt to each player, face-up, and two cards are dealt to the dealer, one face-up and one face-down, as per standard blackjack dealing procedures.

(3) The dealer then follows house procedures to reconcile the 21+3 Bonus and/or Progressive wagers based on the corresponding tables listed below.

(4) The primary game is now played to completion.

Paytables are listed below:

(a) 21+3 Classic – Players win if their 3-card hand, formed from the player’s first two cards and the dealer’s up-card, to achieve a poker hand based on the corresponding payable(s) below. All pays are “to 1” and the dealer will receive a fixed Dealer Envy pay if the player’s 21+3 hand achieves a triggering event that includes a Dealer Envy award:

<u>Hand</u>	<u>PT-FLT-213-01</u>	<u>PT-FLT-213-03</u>
	<u>2 Decks</u>	<u>6 Decks</u>
<u>Straight Flush</u>	<u>2.5</u>	<u>9</u>
<u>Three-of-a-Kind</u>	<u>2.5</u>	<u>9</u>
<u>Straight</u>	<u>2.5</u>	<u>9</u>
<u>Flush</u>	<u>2.5</u>	<u>9</u>
<u>Pair</u>	<u>2.5</u>	<u>Loss</u>

<u>Hand</u>	<u>PT-FLT-213-E01</u>		<u>PT-FLT-213-E02</u>		<u>PT-FLT-213-E03</u>		<u>PT-FLT-213-E04</u>	
	<u>8 Decks</u>						<u>1, 2, or 6 Decks</u>	
	<u>Pays</u>	<u>Envy</u>	<u>Pays</u>	<u>Envy</u>	<u>Pays</u>	<u>Envy</u>	<u>Pays</u>	<u>Envy</u>
<u>Straight Flush</u>	<u>8</u>	<u>\$1</u>	<u>25</u>	<u>\$10</u>	<u>25</u>	<u>\$10</u>	<u>25</u>	<u>\$10</u>
<u>Three-of-a-Kind</u>	<u>8</u>	<u>\$1</u>	<u>15</u>	<u>\$5</u>	<u>15</u>	<u>\$5</u>	<u>15</u>	<u>\$5</u>
<u>Straight</u>	<u>8</u>	<u>\$1</u>	<u>8</u>	<u>\$2</u>	<u>10</u>	<u>\$2</u>	<u>10</u>	<u>\$2</u>
<u>Flush</u>	<u>8</u>	<u>\$1</u>	<u>5</u>	<u>\$1</u>	<u>5</u>	<u>-</u>	<u>5</u>	<u>\$1</u>

(b) 21+3 Xtreme – Players win if their 3-card hand, formed from the player’s first two cards and the dealer’s up-card, to achieve a poker hand based on the corresponding payable(s) below. All pays are “to 1”:

<u>Hand</u>	<u>PT-FLT-213XT-01</u>	<u>PT-FLT-213XT-03</u>	<u>PT-FLT-213XT-04</u>
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	<u>1,2,4,5,6,8 Decks</u>	<u>4,5,6,8 Decks</u>	
<u>Suited Three-of-a-Kind</u>	<u>=</u>	<u>100</u>	<u>100</u>
<u>Straight Flush</u>	<u>30</u>	<u>40</u>	<u>30</u>
<u>Three-of-a-Kind</u>	<u>20</u>	<u>25</u>	<u>20</u>
<u>Straight</u>	<u>10</u>	<u>10</u>	<u>10</u>
<u>Flush</u>	<u>5</u>	<u>5</u>	<u>5</u>

(c) 21+3 Progressive – Players win if their 3-card hand, formed from the player’s first two cards and the dealer’s up-card, to achieve a poker hand based on the corresponding payable(s) below. All pays are “for 1” and the progressive wager is not returned:

<u>Hand</u>	<u>PT-BJS- 213-01</u>	<u>PT-BJS- 213-04</u>	<u>PT-BJS- 213-07a/b</u>	<u>PT-BJS- 213-10</u>
<u>3 Aces or 3 Kings (Suit Specific)</u>	<u>=</u>	<u>=</u>	<u>100%</u>	<u>100%</u>
<u>3 Aces or 3 Kings (Suited)</u>	<u>100%</u>	<u>100%</u>	<u>\$2000</u>	<u>\$3000</u>
<u>Three-of-a-Kind (Suited)</u>	<u>\$125</u>	<u>\$150</u>	<u>\$150</u>	<u>\$200</u>
<u>Straight Flush</u>	<u>\$25</u>	<u>\$40</u>	<u>\$40</u>	<u>\$30</u>
<u>Three-of-a-Kind</u>	<u>\$20</u>	<u>\$20</u>	<u>\$20</u>	<u>\$20</u>
<u>Straight</u>	<u>\$7</u>	<u>\$7</u>	<u>\$5</u>	<u>\$10</u>
<u>Flush</u>	<u>\$3</u>	<u>\$3</u>	<u>\$3</u>	<u>=</u>

<u>Hand</u>	<u>PT-BJS- 213-02</u>	<u>PT-BJS- 213-05</u>	<u>PT-BJS- 213-08a/b</u>
<u>3 Aces, 3 Kings, or 3 Queens (Suit Specific)</u>	<u>=</u>	<u>=</u>	<u>100%</u>
<u>3 Aces, 3 Kings, or 3 Queens (Suited)</u>	<u>100%</u>	<u>100%</u>	<u>\$2000</u>
<u>Three-of-a-Kind (Suited)</u>	<u>\$125</u>	<u>\$150</u>	<u>\$125</u>
<u>Straight Flush</u>	<u>\$25</u>	<u>\$40</u>	<u>\$40</u>
<u>Three-of-a-Kind</u>	<u>\$20</u>	<u>\$20</u>	<u>\$20</u>
<u>Straight</u>	<u>\$6</u>	<u>\$7</u>	<u>\$6</u>
<u>Flush</u>	<u>\$2</u>	<u>\$2</u>	<u>\$2</u>

<u>Hand</u>	<u>PT-BJS-213-03a/b</u>	<u>PT-BJS-213-06</u>	<u>PT-BJS-213-09a/b</u>	<u>PT-BJS-213-11</u>
<u>3 Aces (Suit Specific)</u>	=	=	100%	100%
<u>3 Aces (Suited)</u>	100%	100%	\$2000	\$3000
<u>Three-of-a-Kind (Suited)</u>	\$125	\$150	\$150	\$200
<u>Straight Flush</u>	\$25	\$40	\$40	\$30
<u>Three-of-a-Kind</u>	\$20	\$20	\$20	\$20
<u>Straight</u>	\$7	\$7	\$5	\$10
<u>Flush</u>	\$3	\$3	\$3	=

<u>Hand</u>	<u>PT-BJS-TCPR-MR-01</u>	<u>PT-PRG-213-14</u>	<u>PT-PRG-213-15</u>	<u>PT-PRG-213-16</u>
<u>Mini Royal Flush (Suit Specific)</u>	100%	100%	100%	100%
<u>Mini Royal Flush</u>	\$500	\$200	\$200	\$500
<u>Straight Flush</u>	\$75	\$50	\$40	\$75
<u>Three-of-a-Kind</u>	\$50	\$30	\$20	\$30
<u>Straight</u>	\$5	\$5	\$5	\$5
<u>Flush</u>	=	\$3	\$3	=

<u>Hand</u>	<u>PT-PRG-213-17</u>
<u>3 Aces (Suited)</u>	100%
<u>Must-Hit-By \$250</u>	100%
<u>Three-of-a-Kind (Suited)</u>	\$125
<u>Straight Flush</u>	\$25
<u>Three-of-a-Kind</u>	\$20
<u>Straight</u>	\$7
<u>Flush</u>	\$3

<u>Hand</u>	<u>PT-PRG-213-18</u>
<u>3 Aces, 3 Kings, or 3 Queens (Suited)</u>	100%

<u>Must-Hit-By \$250</u>	<u>100%</u>
<u>Three-of-a-Kind (Suited)</u>	<u>\$150</u>
<u>Straight Flush</u>	<u>\$40</u>
<u>Three-of-a-Kind</u>	<u>\$20</u>
<u>Straight</u>	<u>\$7</u>
<u>Flush</u>	<u>\$2</u>

(d) 21+3 Multi-Level Progressive – Players win if their 3-card hand, formed from the player’s first two cards and the dealer’s up-card, to achieve a poker hand based on the corresponding payable(s) below. All pays are “for 1” and the progressive wager is not returned:

<u>Hand</u>	<u>PT-PRG-213-MLP-01</u>	<u>PT-PRG-213-MLP-02</u>
<u>3 Aces (Suit Specific)</u>	<u>100% Lv.1</u>	<u>100% Lv.1</u>
<u>3 Aces (Suited)</u>	<u>100% Lv.2</u>	<u>100% Lv.2</u>
<u>Three-of-a-Kind (Suited)</u>	<u>100% Lv.3</u>	<u>\$300</u>
<u>Straight Flush</u>	<u>\$40</u>	<u>\$40</u>
<u>Three-of-a-Kind</u>	<u>\$20</u>	<u>\$20</u>
<u>Straight</u>	<u>\$5</u>	<u>\$5</u>
<u>Flush</u>	<u>\$3</u>	<u>\$3</u>

<u>Hand</u>	<u>PT-PRG-213-MLP-03</u>
<u>3 Aces (Suit Specific)</u>	<u>100% Lv.1</u>
<u>3 Aces (Suited)</u>	<u>100% Lv.2</u>
<u>3 Aces (Same Color)</u>	<u>100% Lv.3</u>
<u>Three-of-a-Kind (Suited)</u>	<u>\$200</u>
<u>Straight Flush</u>	<u>\$40</u>
<u>Three-of-a-Kind</u>	<u>\$20</u>
<u>Straight</u>	<u>\$10</u>

<u>Hand</u>	<u>PT-PRG-213-MLP-04</u>
<u>3 Aces (Suit Specific)</u>	<u>100% Lv.1</u>

<u>3 Aces (Suited)</u>	<u>100% Lv.2</u>
<u>Three-of-a-Kind (Suited)</u>	<u>100% Lv.3</u>
<u>Must-Hit-By \$250</u>	<u>100%</u>
<u>Straight Flush</u>	<u>\$25</u>
<u>Three-of-a-Kind</u>	<u>\$20</u>
<u>Straight</u>	<u>\$5</u>
<u>Flush</u>	<u>\$3</u>

<u>Hand</u>	<u>PT-PRG-213-MLP-05</u>
<u>3 Aces (Suit Specific)</u>	<u>100% Lv.1</u>
<u>3 Aces (Suited)</u>	<u>100% Lv.2</u>
<u>Must-Hit-By \$250</u>	<u>100%</u>
<u>Three-of-a-Kind (Suited)</u>	<u>\$150</u>
<u>Straight Flush</u>	<u>\$25</u>
<u>Three-of-a-Kind</u>	<u>\$20</u>
<u>Straight</u>	<u>\$6</u>
<u>Flush</u>	<u>\$3</u>

<u>Hand</u>	<u>PT-PRG-213-MLP-06</u>	
	<u>Pays</u>	<u>Envy</u>
<u>3 Aces or 3 Kings (Suited)</u>	<u>100% Lv.1</u>	<u>\$50</u>
<u>Three-of-a-Kind (Suited)</u>	<u>100% Lv.2</u>	<u>-</u>
<u>Straight Flush</u>	<u>\$25</u>	<u>-</u>
<u>Three-of-a-Kind</u>	<u>\$20</u>	<u>-</u>
<u>Straight</u>	<u>\$7</u>	<u>-</u>
<u>Flush</u>	<u>\$3</u>	<u>-</u>

(e) s

<u>Hand</u>	<u>PT-PRG-213-D07a/b/c/d</u>
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	Default Pays	Dynamic Pays									
	3 Aces (Suited)	100%									
Three-of-a-Kind (Suited)	\$100	\$150	\$200	\$300	\$400	\$500	\$600	\$700	\$800	\$900	\$1000
Straight Flush	\$20	\$30	\$40	\$60	\$80	\$100	\$120	\$140	\$160	\$180	\$200
Three-of-a-Kind	\$10	\$15	\$20	\$30	\$40	\$50	\$60	\$70	\$80	\$90	\$100
Straight	\$2	\$3	\$4	\$6	\$8	\$10	\$12	\$14	\$16	\$18	\$20

Hand	PT-PRG-213-D08										
	Default Pays	Dynamic Pays									
3 Aces (Suited)	100%	-									
Must-Hit-By \$250	100%										
Three-of-a-Kind (Suited)	\$100	\$150	\$200	\$300	\$400	\$500	\$600	\$700	\$800	\$900	\$1000
Straight Flush	\$20	\$30	\$40	\$60	\$80	\$100	\$120	\$140	\$160	\$180	\$200
Three-of-a-Kind	\$10	\$15	\$20	\$30	\$40	\$50	\$60	\$70	\$80	\$90	\$100
Straight	\$2	\$3	\$4	\$6	\$8	\$10	\$12	\$14	\$16	\$18	\$20

Hand	PT-PRG-213-D09a/b										
	Default Pays	Dynamic Pays									
3 Aces or 3 Kings (Suited)	100%										
Three-of-a-Kind (Suited)	\$100	\$150	\$200	\$300	\$400	\$500	\$600	\$700	\$800	\$900	\$1000
Straight Flush	\$20	\$30	\$40	\$60	\$80	\$100	\$120	\$140	\$160	\$180	\$200
Three-of-a-Kind	\$10	\$15	\$20	\$30	\$40	\$50	\$60	\$70	\$80	\$90	\$100
Straight	\$2	\$3	\$4	\$6	\$8	\$10	\$12	\$14	\$16	\$18	\$20

Hand	PT-PRG-213-D10a/b										
	Default Pays	Dynamic Pays									
3 Aces, 3 Kings, or 3 Queens (Suited)	100%										
Three-of-a-Kind (Suited)	\$100	\$150	\$200	\$300	\$400	\$500	\$600	\$700	\$800	\$900	\$1000
Straight Flush	\$20	\$30	\$40	\$60	\$80	\$100	\$120	\$140	\$160	\$180	\$200
Three-of-a-Kind	\$10	\$15	\$20	\$30	\$40	\$50	\$60	\$70	\$80	\$90	\$100
Straight	\$2	\$3	\$4	\$6	\$8	\$10	\$12	\$14	\$16	\$18	\$20

<u>Hand</u>	<u>PT-PRG-213-D11</u>										
	<u>Default Pays</u>	<u>Dynamic Pays</u>									
<u>3 Aces (Suit Specific)</u>	<u>100%</u>	-									
<u>3 Aces (Suited)</u>	<u>\$500</u>	<u>\$750</u>	<u>\$1000</u>	<u>\$1500</u>	<u>\$2000</u>	<u>\$2500</u>	<u>\$3000</u>	<u>\$3500</u>	<u>\$4000</u>	<u>\$4500</u>	<u>\$5000</u>
<u>Three-of-a-Kind (Suited)</u>	<u>\$100</u>	<u>\$150</u>	<u>\$200</u>	<u>\$300</u>	<u>\$400</u>	<u>\$500</u>	<u>\$600</u>	<u>\$700</u>	<u>\$800</u>	<u>\$900</u>	<u>\$1000</u>
<u>Straight Flush</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$60</u>	<u>\$80</u>	<u>\$100</u>	<u>\$120</u>	<u>\$140</u>	<u>\$160</u>	<u>\$180</u>	<u>\$200</u>
<u>Three-of-a-Kind</u>	<u>\$10</u>	<u>\$15</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$50</u>	<u>\$60</u>	<u>\$70</u>	<u>\$80</u>	<u>\$90</u>	<u>\$100</u>
<u>Straight</u>	<u>\$2</u>	<u>\$3</u>	<u>\$4</u>	<u>\$6</u>	<u>\$8</u>	<u>\$10</u>	<u>\$12</u>	<u>\$14</u>	<u>\$16</u>	<u>\$18</u>	<u>\$20</u>

<u>Hand</u>	<u>PT-PRG-213-D12</u>										
	<u>Default Pays</u>	<u>Dynamic Pays</u>									
<u>3 Aces or 3 Kings (Suit Specific)</u>	<u>100%</u>	-									
<u>3 Aces or 3 Kings (Suited)</u>	<u>\$500</u>	<u>\$750</u>	<u>\$1000</u>	<u>\$1500</u>	<u>\$2000</u>	<u>\$2500</u>	<u>\$3000</u>	<u>\$3500</u>	<u>\$4000</u>	<u>\$4500</u>	<u>\$5000</u>
<u>Three-of-a-Kind (Suited)</u>	<u>\$100</u>	<u>\$150</u>	<u>\$200</u>	<u>\$300</u>	<u>\$400</u>	<u>\$500</u>	<u>\$600</u>	<u>\$700</u>	<u>\$800</u>	<u>\$900</u>	<u>\$1000</u>
<u>Straight Flush</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$60</u>	<u>\$80</u>	<u>\$100</u>	<u>\$120</u>	<u>\$140</u>	<u>\$160</u>	<u>\$180</u>	<u>\$200</u>
<u>Three-of-a-Kind</u>	<u>\$10</u>	<u>\$15</u>	<u>\$20</u>	<u>\$30</u>	<u>\$40</u>	<u>\$50</u>	<u>\$60</u>	<u>\$70</u>	<u>\$80</u>	<u>\$90</u>	<u>\$100</u>
<u>Straight</u>	<u>\$2</u>	<u>\$3</u>	<u>\$4</u>	<u>\$6</u>	<u>\$8</u>	<u>\$10</u>	<u>\$12</u>	<u>\$14</u>	<u>\$16</u>	<u>\$18</u>	<u>\$20</u>

**Source:** 28 SDR 24, effective August 28, 2001; 43 SDR 131, effective April 17, 2017; 44 SDR 151, effective April 30, 2018.

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

**Law Implemented:** SDCL 42-7B-4(3), 42-7B-7, 42-7B-15.

**20:18:15:30.20. Variations of the play -- Double Down Madness.** Double Down Madness is a variant of blackjack with the following rules:

- (1) Six or eight standard, fifty-two-card decks are used;
- (2) Each player makes an initial bet in the amount specified at the table by the retail licensee and may place an optional or mandatory progressive Push 22 wager based on the operator's discretion, per house policy;
- (3) The player receives a single face-up card, and the dealer receives a face-up card and a face-down card. Before the player takes any action, the dealer peeks for a blackjack when they have an ace, ten, jack, queen, or king as the up-card. If they have a blackjack, the game immediately ends and the main wager is lost, regardless of the player's card. Otherwise, the player chooses to hit, stand, or double down;
- (4) The following basic blackjack rules and exceptions apply to this game:
  - (a) Hit: The player receives an additional card;
  - (b) Stand: The player indicates their actions are complete;
  - (c) Double down: The player places an additional wager of value less than or equal to their current wager amount. Note that the player can continue taking actions after doubling down. The player can double down even with three or more cards. The only exception is if they double down with a single ace, in which case the player is dealt a single card and is forced to stand; and
  - (d) Note that surrendering and splitting are not available;
- (5) The player repeatedly chooses from the actions above until they choose to stand, or the player's hand busts with a score of over twenty-one. If the player busts, the player's main wager and any additional wagers made from doubling down are lost. If the player has a blackjack from hitting or doubling down, the player immediately wins;

(6) The dealer then reveals the dealer's face-down card. The dealer hits until the dealer's hard-total is seventeen or higher; dealer hits on soft-seventeen. If the dealer ends up with a total of twenty-two points, then all non-bused wagers push. Otherwise, the dealer and player hands are compared as in conventional blackjack;

(7) If the dealer's up-card is an ace, an insurance wager is offered to the player at half of the amount of the main wager. The dealer proceeds to peek at the dealer's face-down card to check for a blackjack. If there is a blackjack, the insurance wager wins two to one. Otherwise, the insurance wager is lost. Note - no even money is allowed;

(8) The Push 22 side wager wins if the dealer ends with a total of twenty-two. If the player busts or obtains a blackjack, the dealer will still draw cards for the purpose of resolving the Push 22 side wager; and

(9) Paytables are as follows:

(a) Table 1. Blackjack:

<b>Event</b>	<b>Paytable 1</b>	<b>Paytable 2</b>	<b>Paytable 3</b>	<b><u>Paytable 4</u></b>	<b><u>Paytable 5</u></b>
Suited Blackjack	2 to 1	3 to 2	3 to 1	<u>2 to 1</u>	<u>3 to 1</u>
Non-Suited BlackJack	3 to 2	3 to 2	1 to 1	<u>6 to 5</u>	<u>6 to 5</u>

(b) Table 2a. Push 22:

<b>Event</b>	<b>Paytable 1</b>	<b>Paytable 2</b>
Dealer Suited 22	50 to 1	50 to 1
Dealer Colored 22	20 to 1	20 to 1
Dealer 22	8 to 1	7 to 1

(c) Table 2b. Push 22 (cont'd):

<b>Event</b>	<b>Paytable 3</b>
Dealer 22	11 to 1

(10) The Matchmaker Madness side wager is resolved based on the player's first card and the dealer's face-up card. If the two cards are of the same suit, and/or create a pair, the wager is

paid out according to the paytables, otherwise the wager loses. Please note this side wager is not available when using a 1-deck shoe.

(a) Table 3 Matchmaker Madness

<u>Event</u>	<u>Paytable 1</u>	<u>Paytable 2</u>	<u>Paytable 3</u>	<u>Paytable 4</u>
<u>Suited Aces</u>	<u>20 to 1</u>	<u>25 to 1</u>	<u>30 to 1</u>	<u>50 to 1</u>
<u>Suited Pair</u>	<u>10 to 1</u>	<u>10 to 1</u>	<u>10 to 1</u>	<u>10 to 1</u>
<u>Pair</u>	<u>3 to 1</u>	<u>3 to 1</u>	<u>3 to 1</u>	<u>3 to 1</u>
<u>Suited</u>	<u>1 to 1</u>	<u>1 to 1</u>	<u>1 to 1</u>	<u>1 to 1</u>

(11) The War is Madness side wager is resolved based on the player's first card and the dealer's face-up card. If the player's card is of a higher rank than the dealer's card it pays out 1 to 1, otherwise the wager loses. The ranks for this side wager from lowest to highest are 2, 3, 4, 5, 6, 7, 8, 9, 10, J, Q, K, A.

(12) The Progressive Madness side wager is resolved based on the player's first card, the dealer's face-up card, and the dealer's hole card. If these 3 cards form a winning combination, the player is paid out according to Table 4; otherwise, the wager loses. The 'Dealer AK Spades, Player Q Spades', when won, pays out the full contents of the progressive meter which is then reset to its seed value.

(a) Table 4 Progressive Madness

<u>Outcome</u>	<u>Paytable 1</u>	<u>Paytable 2</u>	<u>Paytable 3</u>	<u>Paytable 4</u>
<u>Dealer AK Spades, Player Q Spades</u>	<u>100% Prog</u>	<u>100% Prog</u>	<u>100% Prog</u>	<u>100% Prog</u>
<u>Dealer AK Suited, Player Q Suited</u>	<u>100 for 1</u>	<u>100 for 1</u>	<u>250 for 1</u>	<u>250 for 1</u>
<u>Dealer AK, Player Q</u>	<u>25 for 1</u>	<u>25 for 1</u>	<u>25 for 1</u>	<u>25 for 1</u>
<u>Dealer AQ, Player K</u>	<u>25 for 1</u>	<u>25 for 1</u>	<u>25 for 1</u>	<u>25 for 1</u>
<u>Dealer BJ</u>	<u>10 for 1</u>	<u>10 for 1</u>	<u>10 for 1</u>	<u>10 for 1</u>
<u>Dealer Ace Up</u>	<u>5 for 1</u>	<u>5 for 1</u>	<u>5 for 1</u>	<u>5 for 1</u>

(b) Table 5 Progressive Madness Progressive Settings

<u>Outcome</u>	<u>Paytable 1</u>	<u>Paytable 2</u>	<u>Paytable 3</u>	<u>Paytable 4</u>
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<u>Progressive Reset Value</u>	<u>\$5000</u>	<u>\$5000</u>	<u>\$5000</u>	<u>\$5000</u>
<u>Progressive Increment Rate</u>	<u>2%</u>	<u>5%</u>	<u>5%</u>	<u>2%</u>

(13) The House Money side wager is resolved based on the player's first card and the dealer's face-up card. If the two cards form a winning combination the player is paid out according to Table 6, otherwise the wager loses. The paytables are all limited to certain deck configurations, which are noted in Table 6.

(a) The House Money side wager gets resolved immediately after the deal, before any other actions, as the player has the option to roll any House Money winnings into their main wager. If the player rolls their winnings forwards and doubles down during the main wager, they double up to the combined value of their original bet and House Money winnings. This combined wager would then win or lose according to the outcome of the main wager.

(b) Table 6 House Money

	<u>2+ Decks</u>	<u>2+ Decks</u>	<u>1 Deck</u>
<u>Outcome</u>	<u>Paytable 1</u>	<u>Paytable 2</u>	<u>Paytable 3</u>
<u>Suited A-K</u>	<u>10 to 1</u>	<u>4 to 1</u>	<u>5 to 1</u>
<u>Suited Pair</u>	<u>5 to 1</u>	<u>4 to 1</u>	<u>N/A</u>
<u>2-Card Straight Flush</u>	<u>3 to 1</u>	<u>4 to 1</u>	<u>5 to 1</u>
<u>Pair</u>	<u>2 to 1</u>	<u>N/A</u>	<u>N/A</u>
<u>Flush</u>	<u>1 to 1</u>	<u>2 to 1</u>	<u>2 to 1</u>

**Source:** 51 SDR 111, effective May 6, 2025.

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

**Law Implemented:** SDCL 42-7B-4(6), 42-7B-7, 42-7B-15.

## CHAPTER 20:18:15

## BLACKJACK

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**Declaratory Ruling:** The Commission on Gaming does declare and determine that Monopoly Black Jack meets the statutory definition of "black jack" as defined in SDCL 42-7B-4(3). The Commission does further declare and determine that Monopoly Black Jack does not meet the statutory definition of a "slot machine" as defined in SDCL 42-7B-4(21). The Commission does further declare and determine that the Monopoly Black Jack game constitutes one "gaming device" as defined by SDCL 42-7B-4(6A) for purposes of compliance with SDCL 42-7B-16 and 42-7B-23. The Commission does further declare and determine that as Monopoly Black Jack is one "gaming device" the initial wager on standard black jack and the side bet on the Monopoly bonus game together cannot exceed more than \$100 and that petitioner will be entitled to offer the game of Monopoly Black Jack in Deadwood after the proper promulgation of rules authorizing Monopoly Black Jack as a variation of the game of black jack. South Dakota Commission on Gaming Declaratory Ruling dated October 1, 2002.

**20:18:15:30.21. Variations of the play – TriLux Blackjack Progressive TriLux Blackjack**

Progressive is an optional progressive wager that may be configured for use with Trilux Blackjack games. The Progressive wager is resolved based on the three cards formed by the player's initial two cards and the dealer's up card. If the three cards form a Flush or better, then the wager is paid according to configured payable.

- (1) TriLux Blackjack Progressive may be played with six, or eight standard 52- card decks
- (2) The Progressive wager is a minimum \$1 wager that the player may place at the beginning of the game

(a) Table 1 Paytable 6

<u>Scenario</u>	<u>Pay</u>
<u>Three Aces (Suited)</u>	<u>100% Progressive</u>
<u>Three of a Kind (Suited)</u>	<u>125 for 1</u>
<u>Straight Flush</u>	<u>25 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>7 for 1</u>
<u>Flush</u>	<u>3 for 1</u>

(b) Table 2 Paytable 7

<u>Scenario</u>	<u>Pay</u>
<u>Mini-Royal (Spades) — AK/Q</u>	<u>100% Progressive</u>
<u>Mini-Royal (Other) — AK/Q</u>	<u>10% Progressive</u>
<u>Mini-Royal (Any Order)</u>	<u>300 for 1</u>
<u>Straight Flush</u>	<u>50 for 1</u>
<u>Three of a Kind</u>	<u>25 for 1</u>
<u>Straight</u>	<u>5 for 1</u>
<u>Flush</u>	<u>2 for 1</u>

(c) Table 3 Paytable 8

<u>Scenario</u>	<u>Pay</u>
<u>Three Aces (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces (Suited)</u>	<u>10% Progressive</u>
<u>Three of a Kind (Suited)</u>	<u>125 for 1</u>
<u>Straight Flush</u>	<u>25 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>7 for 1</u>
<u>Flush</u>	<u>3 for 1</u>

(d) Table 4 Paytable 8-01

<b>Scenario</b>	<b>Pay</b>
<u>Three Aces (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces (Suited)</u>	<u>10% Progressive</u>
<u>Three of a Kind (Suited)</u>	<u>150 for 1</u>
<u>Straight Flush</u>	<u>40 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>7 for 1</u>
<u>Flush</u>	<u>3 for 1</u>

(e) Table 5 Paytable 8-02

<b>Scenario</b>	<b>Pay</b>
<u>Three Aces (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces (Suited)</u>	<u>2000 for 1</u>
<u>Three of a Kind (Suited)</u>	<u>150 for 1</u>
<u>Straight Flush</u>	<u>40 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>5 for 1</u>
<u>Flush</u>	<u>3 for 1</u>

(f) Table 6 Paytable 8-03

<b>Scenario</b>	<b>Pay</b>
<u>Three Aces (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces (Suited)</u>	<u>3000 for 1</u>
<u>Three of a Kind (Suited)</u>	<u>200 for 1</u>
<u>Straight Flush</u>	<u>30 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>10 for 1</u>

(g) Table 7 Paytable 9

<b>Scenario</b>	<b>Pay</b>
<u>Three Aces, Kings, or Queens (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces, Kings, or Queens (Suited)</u>	<u>10% Progressive</u>
<u>Three of a Kind (Suited)</u>	<u>125 for 1</u>
<u>Straight Flush</u>	<u>25 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>6 for 1</u>
<u>Flush</u>	<u>2 for 1</u>

(h) Table 8 Paytable 9-01

<u>Scenario</u>	<u>Pay</u>
<u>Three Aces, Kings, or Queens (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces, Kings, or Queens (Suited)</u>	<u>10% Progressive</u>
<u>Three of a Kind (Suited)</u>	<u>150 for 1</u>
<u>Straight Flush</u>	<u>40 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>7 for 1</u>
<u>Flush</u>	<u>2 for 1</u>

(i) Table 9 Paytable 9-02

<u>Scenario</u>	<u>Pay</u>
<u>Three Aces, Kings, or Queens (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces, Kings, or Queens (Suited)</u>	<u>2000 for 1</u>
<u>Three of a Kind (Suited)</u>	<u>125 for 1</u>
<u>Straight Flush</u>	<u>40 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>6 for 1</u>
<u>Flush</u>	<u>2 for 1</u>

(j) Table 10 Paytable 10

<u>Scenario</u>	<u>Pay</u>
<u>Three Aces or Kings (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces or Kings (Suited)</u>	<u>10% Progressive</u>
<u>Three of a Kind (Suited)</u>	<u>125 for 1</u>
<u>Straight Flush</u>	<u>25 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>7 for 1</u>
<u>Flush</u>	<u>3 for 1</u>

(k) Table 11 Paytable 10-01

<u>Scenario</u>	<u>Pay</u>
<u>Three Aces, or Kings (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces or Kings (Suited)</u>	<u>10% Progressive</u>
<u>Three of a Kind (Suited)</u>	<u>150 for 1</u>
<u>Straight Flush</u>	<u>40 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>7 for 1</u>
<u>Flush</u>	<u>3 for 1</u>

(l) Table 12 Paytable 10-2

<u>Scenario</u>	<u>Pay</u>
<u>Three Aces, or Kings (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces or Kings (Suited)</u>	<u>2000 for 1</u>
<u>Three of a Kind (Suited)</u>	<u>150 for 1</u>
<u>Straight Flush</u>	<u>40 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>5 for 1</u>
<u>Flush</u>	<u>3 for 1</u>

(m) Table 13 Paytable 10-03

<u>Scenario</u>	<u>Pay</u>
<u>Three Aces or Kings (Suit Specific)</u>	<u>100% Progressive</u>
<u>Three Aces or Kings (Suited)</u>	<u>3000 for 1</u>
<u>Three of a Kind (Suited)</u>	<u>200 for 1</u>
<u>Straight Flush</u>	<u>30 for 1</u>
<u>Three of a Kind (Offsuit)</u>	<u>20 for 1</u>
<u>Straight</u>	<u>10 for 1</u>

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

**Law Implemented:** SDCL 42-7B-4(6), 42-7B-15.

## CHAPTER 20:04:33

## MULTI-JURISDICTIONAL HUBS

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**20:04:33:01. Definitions.** Words and phrases defined in §§ 20:04:31:01 and 20:04:32:01 have the same meaning when used in this chapter. Terms used in this article mean:

(1) "Account," an account for account wagering with a specific identifiable record of deposits, wagers, and withdrawals established by an account holder and managed by a hub licensee or advance deposit wagering licensee;

(2) "Account application," the form or forms and other required submissions received from an applicant with the intent of opening an account;

(3) "Account holder," a natural person who successfully completed an application and for whom a hub licensee has opened an account;

(4) "Account wagering," a process of making pari-mutuel wagers in which a natural person may deposit money in an account with a hub licensee and then uses the current balance to pay for pari-mutuel wagering conducted by the hub licensee;

(5) "Advance deposit wagering licensee" means a licensed operator, route operator, or sports wagering services provider who manages wagering accounts in which an eligible individual may deposit money into an account and use the balance to pay for bets as allowed and regulated by the commission;

(6) "Advance deposit pari-mutuel wagering" means wagering offered online or via a mobile application by a totalizator hub licensee who has taken a deposit by an account holder in advance of online or mobile application wagering on horse or greyhound racing;

(~~57~~) "Batch betting," a process where the wagering information for more than six wagering transactions is accumulated and sent in one data packet from the account holder's computer or other electronic device to the multi-jurisdictional totalizator hub's wager processing server or to the totalizator providing service to the multi-jurisdictional totalizator hub with a single or no human transmittal action;

(~~68~~) "Bet streaming," a process where the wagering information for more than six wagering transactions is accumulated and sent as a data flow from the account holder's computer or other electronic device to a multi-jurisdictional totalizator hub's wager processing server or to the totalizator providing service to the multi-jurisdictional totalizator hub with a single or no human transmittal action;

(~~79~~) "Confidential account information," includes:

(a) The amount of money credited to, debited from, withdrawn from, or present in any particular account holder's account;

(b) The amount wagered by a particular account holder on any race or series of races;

(c) The account number and secure personal identification code or codes of a particular account holder;

(d) The identities of the particular entries on which the account holder is wagering or has wagered; and

(e) Unless otherwise authorized by the account holder the disclosure of the name, address, and other information in the possession of a hub licensee that identifies the account holder to anyone other than a representative of the commission;

(~~8~~10) "Closed-loop subscriber based system," a device or combination of inter-connected devices authorized and operated exclusively for the purpose of receiving wagering information, placing, receiving, or otherwise making a wager; and to which a person must subscribe to be able to send wagering information to and have that information used to place, receive, or otherwise make a wager;

(~~9~~11) "Computer robotic betting," a computerized process used to send the wagering information for more than six wagering transactions to a multi-jurisdictional totalizator hub's wager processing server or to the totalizator providing service to a multi-jurisdictional hub with a single or no human transmittal action;

(~~10~~12) "Credits," all positive inflows of money to an account;

(~~11~~13) "Debits," all negative outflow of money from an account;

(~~12~~14) "Deposit," a payment of money by cash, check, money order, credit card, debit card, or electronic funds transfer made by an account holder to the account holder's account;

(~~13~~15) "Hub," a multi-jurisdictional totalizator hub;

(~~14~~16) "Hub contract," for the purposes of this chapter, a hub contract is any contract:

(a) Between licensees;

(b) Between a licensee and a nonlicensee that relates to the employment of licensed personnel;

(c) Between a licensee and a nonlicensee that relates to the acquisition or use of capital assets used by the licensee in the business of pari-mutuel wagering;

(d) Between a licensee and a nonlicensee that relates to the earnings or profits of the licensee from the business of pari-mutuel wagering;

(e) With a pari-mutuel facility; or

(f) Any other contract which affects the proprietary or financial interest of the licensee's business or license;

~~(1517)~~ "Hub employee," any person employed by a multi-jurisdictional totalizator hub licensee;

~~(1618)~~ "Independent real time monitoring system," a system approved by the commission for the purpose of immediate and continuous analysis of wagering and other pari-mutuel systems data in order to detect suspect wagering transactions or other activity indicating a possible problem relating to the integrity of the pari-mutuel system and which transmits transactional level data to a wagering security database;

~~(1719)~~ "Initial system audit," is a review both pre-installation and post-installation of the audio and visual simulcasting and wagering system proposed to be used by a multi-jurisdictional hub licensee;

~~(1820)~~ "Key employee," any executive, employee, or agent of a multi-jurisdictional totalizator hub licensee having the power to exercise a significant influence over decisions concerning any part of the operation of a hub licensee;

(21) "Location detection process" means a process to reasonably detect the location of an account holder when the account holder is attempting to access the system and place an advance deposit wager;

~~(1922)~~ "Multi-jurisdictional totalizator hub," any business through which a wager can be placed and entered into an intrastate or interstate pari-mutuel pool that is carried on the business's wagering menu, by an individual who sends wagering transaction information either telephonically or by other electronic means directly to the business without using the facilities or equipment of a simulcast site and who has deposited funds into an account with the business prior to sending the wagering transaction information;

~~(2023)~~ "Natural person," any person at least 18 years of age, but does not include any corporation, partnership, limited liability company, trust, or estate;

(24) "Online pari-mutuel wagering system" means an internet or mobile application based betting platform including all hardware and components where wagers of the same type are grouped into a common pool by a multi-jurisdictional totalizator hub using advance deposit wagering;

~~(2125)~~ "Pari-mutuel facility," any racetrack, off-site location, account wagering company, or other location at which pari-mutuel wagers are accepted, made, paid, or processed;

~~(2226)~~ "Pari-mutuel ticket," a printed document or other electronic record which contains information pertaining to a pari-mutuel wager or wagers that have been authorized and accepted for purposes of participation in a pari-mutuel pool;

~~(2327)~~ "Principal residence address," that place where the natural person submitting an application for an account resides at least fifty percent of the time during the calendar year;

~~(2428)~~ "Proper identification," a form of identification accepted in the normal course of business establishing the identity of a person;

(~~2529~~) "Rebating," a practice of crediting an account with money or sending an account holder money or funds in any manner based upon the amount of money the account holder wagers or accepting less than the full price of any wager placed;

(~~2630~~) "Secure personal identification code," an alpha-numeric character code chosen by an account holder as a means of verification that a wager or account transaction is authorized by the account holder;

(31) "Suspended account" means a wagering account that has been temporarily disabled from engaging in wagering activity;

(~~2732~~) "Wager processing server," a computer or an inter-connected group of computers through which all wagering transaction information is received, recorded, and routed to the totalizator and secondary recording devices for processing and combining with approved pari-mutuel pools;

(~~2833~~) "Wagering transaction," a single wager stating the amount of money to be wagered, the type of wager, and the runner or runners to be wagered on. Each "win," "place," or "show" wager is considered one wagering transaction. Multiple runners in "daily doubles," "quinellas," "exactas," "trifectas," "pick-N," or other multi-horses or multi-greyhounds or multi-leg wagers can be "wheeled" or "boxed" into a single wagering transaction;

(~~2934~~) "Withdrawal," a payment of money from an account ~~by the hub licensee~~ to the account holder when properly requested by the account holder;

~~(3035)~~ "Withdrawal slip," a form provided by a hub licensee for use by an account holder to withdraw funds from an account.

**Source:** 32 SDR 32, effective August 30, 2005; 34 SDR 200, effective January 29, 2008; 38 SDR 172, effective April 23, 2012.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**Cross References:**

Definitions, § 20:04:31:01.

Definitions, § 20:04:32:01.

~~**20:04:33:06. Take-out rates for non-merged pools.** The multi-jurisdictional totalizator hub licensee as part of the operating plan, or an update to the plan, may define a wagering pool not to be merged with the wagering pools of the race track where the race is being run live and set the take-out rate for the pool, subject to approval of the commission. Repealed.~~

~~—— **Source:** 32 SDR 32, effective August 30, 2005.~~

~~—— **General Authority:** SDCL 42-7-56(15)(16).~~

~~—— **Law Implemented:** SDCL 42-7-56(15)(16), 42-7-58.1, 42-7-102.~~

**20:04:33:25. Application for multi-jurisdictional totalizator hub license.** The application for a "multi-jurisdictional totalizator hub license" must be submitted on a form provided by the commission, and in addition must have the following information included in attachments:

(1) If the applicant is a corporation, the names, addresses, and dates of birth of its shareholders, directors, and officers and if a shareholder is a corporation the date of incorporation, the place of incorporation and the names, addresses, and dates of birth of its shareholders, directors, and officers must be provided;

(2) If the applicant is a partnership the names, addresses, and dates of birth of the partners and if a partner is a corporation the date of incorporation, the place of incorporation and the names, addresses, and dates of birth of its shareholders must be provided;

(3) If the applicant is a corporation ultimately owned by a not-for-profit entity without any shareholders, or is a publicly traded corporation, the information required in subdivisions (2) and (3) of this section shall be required from the directors of the membership organization, or the directors and officers of the publicly traded corporation, in lieu of the shareholders;

(4) The names of the racetracks the applicant, or its agent, has contracts with that allow the applicant to provide the simulcast signals and pari-mutuel wagering on the product;

(5) A statement of the beginning and ending dates of the applicant's business year;

(6) A detailed budget showing anticipated revenue, expenditures, and cash flows by month, from the hub's operation during the license period;

(7) The number of days that the applicant is planning to operate the hub during the year in which the applicant is seeking to be licensed;

(8) Financial information from the applicant that demonstrates the applicant has the financial resources to install and operate a hub; and

(9) A detailed operating plan; and

(10) A description of internal controls including controls and reasonable methods for the following:

a. Automated and manual risk management procedures;

b. Employee management, including user access controls for all online wagering personnel and segregation of duties;

c. Identifying and reporting fraud and suspicious conduct, including identifying unusual wagering activity and reporting such activity to an independent integrity monitoring provider;

d. Ensuring regulatory compliance;

e. Anti-money laundering compliance standards;

f. Accepting wagers and issuing payouts, plus any additional controls for issuing payouts in excess of \$10,000;

g. Accepting multiple wagers from one patron in a 24-hour cycle, including a process to identify patron structuring of wagers to circumvent recording and reporting requirements;

h. All software applications that comprise the online wagering system;

i. Submitting and receiving approval of all types of wagers available to be offered by the system;

j. Accounting for all integrated third-party systems;

k. Issuance and acceptance of promotional funds and free bets for pari-mutuel wagering;

l. Identifying and preventing wagering by prohibited persons;

m. Preventing past-post wagers from being placed;

n. Paying winning wagers, in the event of a failure of the online wagering system's ability to pay winning wagers;

o. Filing an incident report with the commission for each online wagering system failure and documenting the date, time, and reason for the failure along with the date and time the system is restored; and

p. Any other information which may be required by the commission.

**Source:** 32 SDR 32, effective August 30, 2005.

**General Authority:** SDCL 42-7-56(15)(16).

**Law Implemented:** SDCL 42-7-56(15)(16), 42-7-58.1, 42-7-58.7.

20:04:33:81 Patron protection information.

A multi-jurisdictional totalizator hub licensee shall provide patron protection information to individuals and patrons on demand. The patron protection information must include:

- (1) Information about potential risks associated with excessive wagering, and contract information for an organization based in South Dakota or the United States, approved by the commission, dedicated to helping people with potential gambling problems;
- (2) Notification that underage gambling is a criminal offense and that anyone who facilitates an individual under the age of 18 to place a pari-mutuel wager has committed a criminal offense and must be prohibited from pari-mutuel wagering;
- (3) A list of the available patron protection measures that can be invoked by the patron, such as self-exclusion and information on how to invoke those measures;
- (4) For wagering accounts, mechanisms in place for patrons to detect unauthorized use;
- (5) Information on how disputes can be filed with the licensee, multi-jurisdiction hub or online wagering platform. and
- (6) The method for filing with the commission an unresolved dispute after all reasonable means to resolve the dispute with the licensee, multi-jurisdiction hub or online waging platform.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**20:04:33:82 Internal controls -- Third party involvement.** To the extent a third party is involved in or provides any of the internal controls required in these rules, the multi-jurisdictional totalizator hub licensee controls must document the roles and responsibilities of the third party and must include procedures to evaluate the adequacy of and monitor compliance with the third party's internal control procedures.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**20:04:33:83. Wagering rules.** A multi-jurisdictional totalizator hub licensee shall adopt comprehensive wagering rules, that must be approved by the commission to be effective.

The wagering rules, together with any other information the commission considers appropriate, must be conspicuously displayed on the multi-jurisdictional totalizator hub licensee's digital platform or mobile application, included in the terms and conditions of wagering accounts, and copies must be made readily available to individuals and patrons.

The wagering rules must address the following items regarding pari-mutuel bets:

- (1) Types of bets accepted;
- (2) Minimum and maximum bets;
- (3) Description of the process for handling incorrectly posted events, odds, pari-mutuel bets, or results;
- (4) Method for calculation and payment of winning pari-mutuel bets;
- (5) Effect of schedule changes;
- (6) Method of notifying patrons of odds or proposition changes;
- (7) Acceptance of pari-mutuel bets at other than posted terms;
- (8) Procedures related to pending, winning pari-mutuel bets;
- (9) Method of contacting the licensee for questions and disputes;
- (11) Methods of funding a wager;
- (12) A policy that the licensee can cancel pari-mutuel bets for obvious errors pursuant to the licensee's internal controls, that must include a definition and procedures for obvious errors;
- (13) Rules and procedures for communicating with patrons;
- (14) What is to occur when a race or any component of a race on which pari-mutuel bets are accepted is canceled; and

(15) Any other wagering rule-related information the commission determines necessary.  
Amendments to the wagering rules must be approved by the commission to be effective.  
Failure by a licensee to act in accordance with the wagering rules may result in disciplinary  
action.

**General Authority: SDCL 42-7-56(13)(15)(16).**

**Law Implemented: SDCL 42-7-56(13)(15)(16), 42-7-58.1.**

**20:04:33:84. Setting -- Display of available wagers.** Available wagers must be displayed to the patrons. The display must include the odds and a brief description of the event and wagering proposition.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**20:04:33:85 Allowable bets.** Pari-mutuel bets may only be made by patrons using the following:

- (a) Cash or vouchers;
- (b) Cash equivalent;
- (c) Bonus or promotional credit;
- (d) Winning tickets or credit from prior races
- (e) Funds within a wagering account; and
- (f) Any other means approved by the commission.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

20:04:33:86 Refusing bets. A multi-jurisdictional totalizator hub licensee may refuse any pari-mutuel bet at any time for what the licensee considers good and sufficient reason. Such action must be logged and made available to the commission upon request.

A licensee may not accept a pari-mutuel bet on a race not posted.

General Authority: SDCL 42-7-56(13)(15)(16).

Law Implemented: SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**20:04:33:87 Prohibited persons.** A multi-jurisdictional totalizator hub licensee shall make reasonable efforts to prevent a prohibited person from placing a pari-mutuel bet. If a licensee detects or is notified of an individual suspected of being a prohibited person who had engaged or is engaging in prohibited wagering, the licensee shall use reasonable measures to verify whether the individual is prohibited or not. If the licensee cannot establish by reasonable measures that the individual is prohibited, the individual is presumed to not be a prohibited person for the purposes of this section.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**20:04:33:88. Bonus or promotional wagering.** A multi-jurisdictional totalizator hub licensee may conduct pari-mutuel wagering, bonus or promotional offers subject to the following:

(1) A licensee shall maintain a record of the following information for all bonus or promotional offers related to pari-mutuel wagering:

- (A) The unique ID for each bonus or promotional offer;
- (B) The date and time the bonus or promotional offer was or is scheduled to be available;
- (C) The terms of the bonus or promotional offer; and
- (D) The date and time the bonus or promotional offer was or is scheduled to be decommissioned;

(2) All bonus or promotional offers must be stated in clear and unambiguous terms and must be accessible by the patron after the offer is accepted and before completion. Offer terms and the record of all offers must include all of the following:

- (A) The date and time presented;
- (B) The date and time the offer is active and expires;
- (C) Patron eligibility, including any limitations on participation;
- (D) Any restriction on withdrawals of funds;
- (E) Wagering requirements and limitations on events or wager types;
- (F) How the patron is notified when they have received an award;
- (G) The order in which funds are used for wagers;
- (H) Eligible events or wager types; and
- (I) Rules regarding cancellation;

(3) A licensee or online pari-mutuel wagering services provider shall provide a clear and conspicuous method for a patron to cancel the patron's participation in a bonus or promotional

offer that utilizes restricted wagering credits that cannot be cashed out until a wagering requirement or other restrictions associated with the credits is met;

(4) Upon request for cancellation, the licensee or online pari-mutuel wagering services provider shall inform the patron of the amount of unrestricted funds that will be returned upon cancellation and the value of restricted wagering credits that will be removed from the wagering account;

(5) If a patron elects to proceed with cancellation, unrestricted funds remaining in a patron's wagering account must be returned according to the terms of the bonus or promotional offer; and

(6) Once a patron has met the terms of a bonus or promotional offer, a licensee may not limit winnings earned by the patron while participating in the offer.

**General Authority: SDCL 42-7-56(13)(15)(16).**

**Law Implemented: SDCL 42-7-56(13)(15)(16), 42-7-58.1.**

**20:04:33:89. Taxation requirements.** Each multi-jurisdictional totalizator hub licensee shall, at all times, comply with Internal Revenue Service (IRS) requirements for reporting and withholding proceeds from pari-mutuel bets by patrons and shall send to patrons subject to IRS reporting or withholding a Form W2-G summarizing the information for tax purposes following a winning wager being paid out to the patron. Upon written request, the licensee shall provide patrons with summarized tax information on pari-mutuel wagering activities.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

20:04:33:90. Bank secrecy act compliance. A multi-jurisdictional totalizator hub licensee shall comply with all applicable provisions of the Bank Secrecy Act of 1970, 31 U.S.C. §§ 5311 to 5332.

A multi-jurisdictional totalizator hub licensee must, with regard to its online wagering operation, maintain records related to its compliance with the Bank Secrecy Act of 1970, 31 U.S.C. §§ 5311 to 5332, including all currency transaction reports, suspicious activity reports, and any supporting documentation, for a minimum of five years. The licensee must provide the records to the commission and any appropriate law enforcement agencies on request, consistent with the authorization prescribed in the Bank Secrecy Act of 1970 and applicable regulations.

A multi-jurisdictional totalizator hub licensee shall provide a written notice to the commission as soon as the licensee becomes aware of a compliance review that is conducted by the Internal Revenue Service under the Bank Secrecy Act of 1970 and involves or impacts the licensee. The licensee shall provide a copy of the compliance review report or the equivalent to the commission within ten days after receipt of the report by the licensee.

General Authority: SDCL 42-7-56(13)(15)(16).

Law Implemented: SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**20:04:33:91. Commission access to information.** A multi-jurisdictional totalizator hub

Licensee shall detail the controls that are in place to ensure that all information the commission requires to be maintained under ARSD 20:04:33 or this chapter is appropriately segregated and controlled to prevent unauthorized access. Licensees must provide the commission with access to all such information and the equipment and facilities on which or within which the information is maintained in a manner approved by the commission pursuant to internal control procedures. All information necessary for the commission to conduct any investigation must be provided to the commission immediately upon request.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**20:04:33:92. Anti-money laundering monitoring.** The multi-jurisdictional totalizator hub licensee shall develop and implement anti-money laundering procedures and policies that adequately address the risks posed by online wagering for the potential of money laundering and terrorist financing. Additional requirements for anti-money laundering procedures and policies may be specified by the commission through internal control procedures.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**20:04:33:93. Reports of online pari-mutuel wagering operations.** The multi-jurisdictional totalizator hub licensee shall prepare reports supporting wagering revenue, wagering liability, winnings, and any other reports required by the internal controls. Additional reporting requirements may be specified by the internal controls. Any information provided under this section is confidential and proprietary and is exempt from disclosure.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**20:04:33:94. Retention of records.** Unless otherwise expressed, all records required by this chapter must be maintained for three years.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

20:04:33:95. Internal control procedures audit. A multi-jurisdictional totalizator hub licensee shall have internal control procedures independently audited at least once every two years with the results documented in a written report, which shall be maintained and available to the commission. This requirement includes internal control procedures conducted by a third party online pari-mutuel wagering services provider on behalf of the licensee. The following apply to independent audits:

(1) Independent audits may be conducted by the commission, or a commission approved third-party auditor.

(2) The commission, or third-party auditor shall be responsible for auditing the licensee's compliance with ARSD 20:04:33, including those adopted in appendix A of GLI-33, the internal control system, and any other applicable rules and regulations;

(3) Documentation, including checklist, programs, reports, corrective actions, and other items, must be prepared to evidence all independent audit work performed as it relates to the requirements of this section, including all instances of noncompliance;

(4) Independent audit reports must include objectives, procedures and scope, findings and conclusions, and recommendations;

(5) Independent audit findings must be reported to management. Management shall respond to the independent audit findings and shall state the corrective measures to be taken to avoid recurrence of the audit exception. Such management responses must be included in the final independent audit report;

(6) Follow-up observation and examinations must verify that corrective action has been taken regarding all instances of noncompliance cited by the independent audits, or by the commission. The verification must be performed within six months following the date of notification; and

(7) Where approved by the commission, a licensee may leverage the results of prior audits conducted within the two-year period by the same third-party auditor in another online pari-mutuel wagering jurisdiction. Such leveraging must be noted in the audit report. This leveraging does not include any internal control procedures unique to the state, which require new audits.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16), 42-7-58.1.

**Reference:** GLI-33 Standards for Event Wagering Systems, v1.1, May 14, 2019, Gaming Laboratories International, LLC. Copies may be obtained without charge from Gaming Laboratories International, LLC, at 600 Airport Road, Lakewood, New Jersey, 08701 (732) 942-3999 and online at [Gaminglabs.com/gli-standards](http://Gaminglabs.com/gli-standards).

20:04:33:96. Annual financial audit. A financial audit of the wagering operations of the multi-jurisdictional totalizator hub licensee shall be conducted by duly licensed certified public accountant and provided to the commission each year within 120 days of the licensee's fiscal year that meets the following requirements:

- (1) Inclusion of an audited balance sheet and audited profits-and-losses statement and breakdown of expenditures and subsidiaries of advance deposit pari-mutuel wagering activities;
- (2) Inclusion of a supplement schedule indicating financial activities on a calendar-year basis if the licensee's fiscal year does not correspond to the calendar year;
- (3) Report of any material errors, and irregularities that may be discovered during the audit, or notice of any audit adjustments;
- (4) Availability, upon request, of an engagement letter for the audit between the licensee and the auditing firm; and
- (5) Inclusion of a supplemental schedule for South Dakota operations and a breakdown of online pari-mutuel wagering activities by each South Dakota licensee.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16).

20:04:33:97. Self-exclusion plan. A multi-jurisdictional totalizator hub licensee conducting wagering on pari-mutuel events shall develop a self-exclusion plan or voluntary exclusion plan to prevent any person who informs the licensee of that person's desire to participate in a self-exclusion or voluntary exclusion program from participating in wagering. This plan must be submitted to the executive secretary for review and approval. The plan must include monthly reporting of voluntarily excluded persons.

General Authority: SDCL 42-7-56(13)(15)(16).

Law Implemented: SDCL 42-7-56(13)(15)(16).

**20:04:33:98. Online wagering system.** A multi-jurisdictional totalizator hub licensee shall use an online pari-mutuel wagering system to offer, conduct, or operate pari-mutuel wagering in accordance with applicable laws and this chapter. Only a multi-jurisdictional totalizator hub licensee may process, accept, offer, or solicit pari-mutuel bets.

**General Authority:** SDCL 42-7-56(13)(15)(16).

**Law Implemented:** SDCL 42-7-56(13)(15)(16).

**20:04:33:99. Licensee's duty to report criminal or disciplinary proceeding--Commission may share information.**

A multi-jurisdictional totalizator hub licensee shall promptly report to the commission any criminal or disciplinary proceeding commenced against the licensee or any of its employees, where applicable, relating to online pari-mutuel wagering.

The commission may report any information received pursuant to this section to a governing body if sharing the information will not interfere with an ongoing criminal investigation.

**General Authority: SDCL 42-7-56(13)(15)(16).**

**Law Implemented: SDCL 42-7-56(13)(15)(16).**

**20:04:33:100. Certain persons prohibited from betting.**

A multi-jurisdictional totalizator hub licensee may not knowingly accept a bet on an event taking place from any of the following persons:

- (1) Any person who is participating in the pari-mutuel event or who is a member of any group participating in or overseeing the pari-mutuel event on which the bet is placed;
- (2) Any person who holds a position of authority or influence sufficient to exert influence over the outcome of the pari-mutuel race/event on which the bet is placed, including a manager, a trainer, a jockey, a steward, or any event official;
- (3) An owner, officer, director, or employee of a multi-jurisdictional hub license
- (4) An agent or proxy for any person for the purposes of placing or redeeming the bet; or
- (5) Any person who uses false identification when placing or redeeming a bet.

**General Authority: SDCL 42-7-56(13)(15)(16).**

**Law Implemented: SDCL 42-7-56(13)(15)(16).**

**20:04:33:101. Location detection requirements.** All wagers placed through an advance deposit online wagering account must be initiated and received or otherwise made by an account holder located in the permitted boundaries of the state of South Dakota, pursuant to SDCL 42-7B-79.

A multi-jurisdictional totalizator hub licensee using an online pari-mutuel wagering system shall use location detection procedures to reasonably detect and dynamically monitor the location of an account holder attempting to place any advance deposit wager and to monitor and block unauthorized attempts to place a wager. An account holder outside the permitted boundary shall be rejected, and the account holder shall be notified. The commission shall approve technical specifications and requirements related to location detection.

**General Authority: SDCL 42-7-56(13)(15)(16).**

**Law Implemented: SDCL 42-7-56(13)(15)(16).**

20:04:33:102. Location of wager. Each wager made through a licensed multi-jurisdictional totalizator hub pursuant to this chapter and SDCL 42-7 by an account holder physically present in the State of South Dakota is deemed to be made within the State of South Dakota.

General Authority: SDCL 42-7-56(13)(15)(16).

Law Implemented: SDCL 42-7-56(13)(15)(16).

**20:04:33:103. System errors.** The hub key employee or manager shall determine the cause of an error in the totalizator operation or the independent monitoring system and make the necessary repairs or adjustments. Notification of any discrepancy or error identified pursuant to this section shall be made to the executive secretary no later than 24 hours after each occurrence.

**General Authority: SDCL 42-7-56(13)(15)(16).**

**Law Implemented: SDCL 42-7-56(13)(15)(16).**

20:04:33:104. Bond. At the time of final approval of the applicant's system and multi-jurisdictional totalizator hub license, shall give to the commission a bond in an amount and form set by the commission, that guarantees all payments to the commission, payments for winning tickets, and the payment of account balances of account holders who are residents of the State of South Dakota not to exceed \$10,000 per account. The bond must be made payable to the South Dakota Commission on Gaming.

General Authority: SDCL 42-7-56(13)(15)(16).

Law Implemented: SDCL 42-7-56(13)(15)(16).

20:04:33:105. Confidentiality. The following information is considered confidential and is not subject to public disclosure except pursuant to a court order:

(1) Tax statements and information received by the commission during the licensing process or otherwise received at the request of the commission or executive secretary;

(2) The account information of individual account holders;

(3) Any account holder information or information submitted in the operating plan required by § 20:04:33:26 the disclosure of which may be harmful to the competitive position of the hub operation;

(4) Communications between the commission and the executive secretary relating to licensing, disciplining of licensees, or violations by licensees which are privileged, if made lawfully and in the course of and in furtherance of the business of the commission on gaming. The executive secretary, the commission, or any member of the commission may claim this privilege.

The confidentiality provisions do not apply to requests for such information or records made by the governor; attorney general; the state's attorney of the county in which the hub is located; officers, employees, or legal representatives of the Department of Revenue and Regulation for the purpose of and only to the extent necessary in the investigation and audit procedures authorized by Title 10; law enforcement officers of any other municipality, county, or state or federal agency or department for a law enforcement activity if the head of that agency or department requesting such information makes a written request to the executive secretary specifying the particular information requested and specifying the law enforcement activity for which the information is sought; the confidentiality provisions do not apply to the use of such information or records by the executive secretary or commission for official purposes.

This section may not be construed to make confidential the aggregate tax collections during any reporting period, the names and business of any license, figures showing the aggregate amount of money wagered during any reporting period, or requests by host tracks for information which the hub licensee is required by contract to provide to the host tracks.

**General Authority: SDCL 42-7-56(13)(15)(16).**

**Law Implemented: SDCL 42-7-56(13)(15)(16).**

**20:04:33:106. Manner of wagers approved by commission.** Account wagers may only be accepted during times when the wagering pools of the host track are open for such wagers.

**General Authority: SDCL 42-7-56(13)(15)(16).**

**Law Implemented: SDCL 42-7-56(13)(15)(16).**

## CHAPTER 20:04:34

## INTEGRITY AND PENETRATION TESTING

## Section

- 20:04:34:01. Integrity monitoring -- Suspicious behavior.
- 20:04:34:02. Integrity monitoring -- Suspension of wagering.
- 20:04:34:03. Integrity monitoring -- Evaluation.
- 20:04:34:04. Integrity monitoring -- Maintaining records.
- 20:04:34:05. Integrity monitoring -- Sharing of information.
- 20:04:34:06. Integrity monitoring -- Registration of independent integrity provider.
- 20:04:34:07. Integrity monitoring -- Personnel and notification.
- 20:04:34:08. Technical Standards.
- 20:04:34:09. Integrity and security assessment.
- 20:04:34:10. Certification testing.
- 20:04:34:11. Integrity and security assessment -- Scope.
- 20:04:34:12. Integrity and security assessment -- Report.
- 20:04:34:13. Information security management system (ISMS).

**General Authority: SDCL 42-7-56(13)(15)(16)(17).**

**Law Implemented: SDCL 42-7-56(13)(15)(16)(17).**

**20:04:34:01. Integrity monitoring -- Suspicious behavior.** A multi-jurisdictional totalizator hub licensee shall have internal controls in place to identify and report unusual wagering activity to the commission.

**General Authority:** SDCL 42-7-56(13)(15)(16)(17).

**Law Implemented:** SDCL 42-7-56(13)(15)(16)(17).

**20:04:34:02. Integrity monitoring -- Suspension of wagering.** A multi-jurisdictional totalizator hub licensee receiving a report of suspicious wagering activity must be permitted to suspend wagering on events or wager types related to the report but may only cancel bets related to the report after receiving approval from the commission.

**General Authority:** SDCL 42-7-56(13)(15)(16)(17).

**Law Implemented:** SDCL 42-7-56(13)(15)(16)(17).

**20:04:34:03. Integrity monitoring -- Evaluation.** The commission may require a multi-jurisdictional totalizator hub licensee to provide any hardware or software necessary to the commission or to an independent gaming laboratory approved by the commission for evaluation of its online wagering offering or to conduct further monitoring of data provided by its online wagering system.

**General Authority: SDCL 42-7-56(13)(15)(16)(17).**

**Law Implemented: SDCL 42-7-56(13)(15)(16)(17).**

**20:04:34:04. Integrity monitoring -- Maintaining records.** A multi-jurisdictional totalizator hub licensee shall maintain records of all event integrity monitoring services and activities for a minimum of three years and must provide such records to the commission on request.

**General Authority: SDCL 42-7-56(13)(15)(16)(17).**

**Law Implemented: SDCL 42-7-56(13)(15)(16)(17).**

**20:04:34:05. Integrity monitoring -- Sharing of information.** If the commission receives information regarding the integrity of a race on which bets are made, the commission may, to the extent allowed in SDCL chapter 42-7 and this chapter, share such information with a licensee, independent integrity monitoring provider, governing body, law enforcement entity, regulatory agency, or other person the commission considers appropriate.

**General Authority:** SDCL 42-7-56(13)(15)(16)(17).

**Law Implemented:** SDCL 42-7-56(13)(15)(16)(17).

**20:04:34:06. Integrity monitoring -- Registration of independent integrity provider.** A multi-jurisdictional totalizator hub licensee may contract with an independent integrity monitoring provider to assist with the identification and reporting. An independent integrity monitoring provider shall register as a vendor with the commission before providing event integrity monitoring services to a licensee or online pari-mutuel wagering services provider under SDCL chapter 42-7B and this chapter.

**General Authority:** SDCL 42-7-56(13)(15)(16)(17).

**Law Implemented:** SDCL 42-7-56(13)(15)(16)(17).

20:04:34:07. Integrity monitoring -- Personnel and notification. A multi-jurisdictional totalizator hub licensee must employ or retain person responsible for ensuring the operation and integrity of online wagering and reviewing all reports of suspicious behavior. Unless otherwise directed by the commission, a licensee must promptly notify the commission upon detecting or becoming aware of any of the following:

- (1) Any person participating in wagering who is engaging in or attempting to engage in, or who is reasonably suspected of, cheating, theft, embezzlement, collusion, use of funds derived from illegal activity, money laundering, or any other illegal activities;
- (2) Any person who is reasonably suspected of misrepresenting their identity or using false identification to establish or attempt to establish a wagering account;
- (3) Suspected criminal activity related to any aspect of pari-mutuel wagering;
- (4) Any criminal or disciplinary proceedings commenced against the licensee or online wagering services provider in connection with its online wagering operations; or
- (5) Any pari-mutuel bets that violate any applicable state or federal law.

An online wagering services provider must promptly notify any affected licensees of any issues impacting the integrity of online wagering.

**General Authority: SDCL 42-7-56(13)(15)(16)(17).**

**Law Implemented: SDCL 42-7-56(13)(15)(16)(17).**

**20:04:34:08. Technical Standards.** All equipment and systems integral to the conduct of advance deposit pari-mutuel wagering must meet the specifications set forth in this chapter or other technical specifications as prescribed by the commission through internal control procedures. Failure to comply with the approved specifications, internal controls, or technical specifications may result in disciplinary action by the commission. Multi-jurisdictional totalizator hub Licensees and online pari-mutuel wagering systems must comply with, and the commission adopts and incorporates by reference, the following Gaming Laboratories International, LLC (GLI) standards:

1. GLI-33: Standards for Event Wagering Systems, v1.1, and its Appendices. The GLI-33 standards are intended to supplement rather than supplant other technical standards and requirements under these rules.
2. GLI Gaming Security Framework (GLI-GSF-1).
3. GLI Gaming Information Security (GIS) Controls Audit v1.1.
4. GLI Gaming Technical Security (GTS) Assessment v1.0.
5. Gaming Information Security (GIS) Landbased Audit v1.0.

**General Authority:** SDCL 42-7-56(13)(15)(16)(17).

**Law Implemented:** SDCL 42-7-56(13)(15)(16)(17).

**Reference:** GLI-33 Standards for Event Wagering Systems, v1.1, May 14, 2019, Gaming

Laboratories International, LLC. Copies may be obtained without charge from Gaming

Laboratories International, LLC, at 600 Airport Road, Lakewood, New Jersey, 08701. (732) 942-3999, and online at [Gaminglabs.com/gli-standards](http://Gaminglabs.com/gli-standards).

**GLI Gaming Security Framework Module 1 (GLI-GSF-1) v1.1: Gaming Information**

**Security (GIS) Controls Audit – Common Controls Core Security Framework**

Gaming Laboratories International, LLC. Copies may be obtained without charge from Gaming Laboratories International, LLC, at 600 Airport Road, Lakewood, New Jersey, 08701. (732) 942-3999, and online at [Gaminglabs.com/gli-standards](http://Gaminglabs.com/gli-standards).

**GLI-GSF-2 (GLI-GSF-2) v1.1: Gaming Technical Security (GTS) Assessment**

**Benchmark for Conducting a Gaming Enterprise’s GPE**

Gaming Laboratories International, LLC. Copies may be obtained without charge from Gaming Laboratories International, LLC, at 600 Airport Road, Lakewood, New Jersey, 08701. (732) 942-3999, and online at [Gaminglabs.com/gli-standards](http://Gaminglabs.com/gli-standards).

**GLI Gaming Security Framework Module 3 (GLI-GSF-3) v1.0: Gaming Information**

**Security (GIS) Controls Audit – Vendor Controls Non-Gaming Vendor Integration**

Gaming Laboratories International, LLC. Copies may be obtained without charge from Gaming Laboratories International, LLC, at 600 Airport Road, Lakewood, New Jersey, 08701. (732) 942-3999, and online at [Gaminglabs.com/gli-standards](http://Gaminglabs.com/gli-standards).

**GLI Gaming Security Framework Module 4 (GLI-GSF-4) v1.0: Gaming Information**

**Security (GIS) Controls Audit – Land-based Gaming Controls Land-Based Gaming**

**Operations**

Gaming Laboratories International, LLC. Copies may be obtained without charge from Gaming Laboratories International, LLC, at 600 Airport Road, Lakewood, New Jersey, 08701. (732) 942-3999, and online at [Gaminglabs.com/gli-standards](http://Gaminglabs.com/gli-standards).

**GLI Gaming Security Framework Module 5 (GLI-GSF-5) v1.0: Gaming Information**

**Security (GIS) Controls Audit – Online Gaming Controls Online Gaming Operations**