

ORDER 2019-175
AN ORDER OF THE INDIANA GAMING COMMISSION REGARDING
GAMING ENTERTAINMENT (INDIANA), LLC'S REQUEST TO MOVE CERTAIN
ELECTRONIC GAMING DEVICES INLAND PURSUANT TO IND. CODE § 4-33-6-24

Ind. Code § 4-33-6-24 allows a casino owner licensee to submit a plan to the Commission to relocate the casino owner licensee's gaming operation from a docked riverboat to an inland casino.

In order to relocate inland, a casino owner licensee must satisfy the four conditions set forth in Ind. Code § 4-33-6-24(c). First, the casino must be located on property that the casino owner licensee owned or leased and used in the conduct of gaming operations on February 1, 2015. Second, the new inland casino must be located on property adjacent to the riverboat dock site. Third, the casino must comply with all building codes and safety requirements imposed by the Commission. Fourth, the Commission must approve relocation.

In addition to the above requirements, the number of gambling games to be offered at the inland casino cannot exceed the greatest number of gambling games the casino owner licensee offered at the docked riverboat casino since January 1, 2007. Ind. Code § 4-33-6-24(f).

On July 25, 2019, Gaming Entertainment (Indiana), LLC d/b/a Rising Star Casino & Resort ("Rising Star") submitted its request to offer approximately twenty (20) electronic gaming devices ("EGDs") at its planned inland sports wagering lounge, specifically, the area currently known as Big Vic's Pub (the "Sports Wagering Lounge"). The Sports Wagering Lounge is located adjacent to the riverboat dock site. The Sports Wagering Lounge is located on property that currently is and was owned by Rising Star as of February 1, 2015. The additional EGDs will not exceed Rising Star's gambling game cap.

COMMISSION ACTION

The Commission hereby **APPROVES** Rising Star's request to offer approximately twenty (20) EGDs at its planned inland Sports Wagering Lounge, subject to the conditions that follow.

The Commission's approval of the request is conditioned upon Rising Star meeting all conditions contained in Ind. Code § 4-33-6-24. As an additional requirement imposed pursuant to Ind. Code § 4-33-6-24(e), Rising Star must receive plan approval. The details of what the plan must include and approval authority of the plan are hereby delegated to the Executive Director.


EFFECTIVE DATE

This Order shall be effective once it becomes a final Order upon the occurrence of the passage of fifteen (15) days following the receipt of the Order from the Indiana Gaming Commission as set forth in Ind. Code § 4-21.5-3-5.


IT IS SO ORDERED THIS 28th DAY OF AUGUST, 2019.

THE INDIANA GAMING COMMISSION:

ATTEST:



Michael McMains, Chair



Joseph Svetanoff, Secretary