

**48:02:01:01. Definitions.** In addition to the terms defined by SDCL 42-7A-1, terms used in this article are defined as follows:

- (1) "Applicant," a person applying for any video lottery license;
- (2) "Background investigation," a security and credit check of an applicant for a video lottery license;
- (3) "Commission," the South Dakota lottery commission;
- (4) "Control," the possession of power to direct or cause the direction of the management and policies of an applicant or licensee through the ownership of voting securities, by contract or otherwise;
- (5) "Costs," sums of money charged applicants or licensees to reimburse the lottery for the actual expenses incurred in the testing and examination of video lottery machines and background investigations;
- (6) "Display," visual presentation of video lottery game features shown on the screen of a video lottery machine;
- (7) "Distributor," any individual, entity, partnership, corporation, or association that distributes or sells video lottery machines or associated equipment in the state;
- (8) "License," authorization granted by the lottery permitting an applicant to engage in the defined activities of video lottery;
- (9) "Licensed establishment" or "establishment," any establishment owned or managed by an individual, partnership, corporation, or association licensed to sell alcoholic beverages for consumption on the premises where sold;
- (10) "Manufacturer," any individual, entity, partnership, corporation, or association that assembles or produces video lottery machines or associated equipment for sale or use in this state;
- (11) "Operator," any individual, entity, partnership, corporation, or association that places video lottery machines or associated equipment for public use in this state;
- (12) "Own," any record of beneficial interest in the property or business of an applicant or licensee;
- (13) "Player," a person who participates in a video lottery game displayed on a video lottery machine;

(14) "Service agent," an operator or an employee or agent of an operator qualified as a Type II technician to perform service, maintenance, and repair on video lottery machines in the state;

(15) "Type I technician," an operator or an employee or service agent of an operator or an owner, manager, or employee of an establishment who is qualified to perform basic service, maintenance, and repair on video lottery machines in the state;

(16) "Type II technician," an operator or an employee or service agent of an operator who is qualified to perform major machine repair, enrollment, communications, and diagnostic testing on video lottery machines in the state;

(17) "Video lottery game," electronically simulated games of chance approved by the commission that are displayed and played on licensed video lottery machines;

(18) "Wager," a sum of money or thing of value risked on an uncertain occurrence.

**Source:** 16 SDR 27, effective August 18, 1989; 21 SDR 219, effective June 26, 1995; 39 SDR 220, effective June 26, 2013.

**General Authority:** SDCL 42-7A-21.

**Law Implemented:** SDCL 42-7A-1.