

ORDER 2011-205

AN ORDER REGARDING HORSESHOE HAMMOND, LLC'S PROPOSAL FOR CONVERSION TO A PERMANENTLY MOORED VESSEL

On July 1, 2011, Senate Enrolled Act 47 went into effect. This law, among other things, contains a provision that allows riverboat licensees to submit to the Commission a plan to convert a "self-propelled" riverboat into a "permanently moored craft" and gives the Commission the authority to approve submitted plans.

Permanently moored vessels may disable propulsion and navigation equipment that is required to be maintained as a self-propelled riverboat. In addition, permanently moored vessels are not required to employ personnel that are necessary in order to operate as a self-propelled vessel.

On July 1, 2011, Horseshoe Hammond, LLC ("Horseshoe Hammond") submitted its plan in accordance with the new law. Commission staff sent the plan to ABS Group, which is the Commission's marine structural and life safety contractor. ABS Group has recommended approval of Horseshoe Hammond's plan based on its analysis of how the plan addresses structural and safety standards.

The proposal submitted on behalf of Horseshoe Hammond reflects a staff reduction of fifteen from the Facilities and Marine Department. The plan would retain forty-five (45) people as crew members, with four (4) of those people receiving promotions. The person with responsibility for the boat will be the newly-created Director of Facilities. This position oversees the Facilities and Marine Department, and reports directly to the Vice President/AGM. Horseshoe Hammond will not be testing or maintaining their navigation or propulsion systems, and have adopted a lock out procedure to keep them secure. No changes are being made to mooring either, as the boat is already mechanically fastened to mooring towers.

The Commission has consulted with the United States Army Corps of Engineers as required under IC 4-33-4-13, notified both the United States Coast Guard and Indiana Department of Homeland Security of the plans, and provided an opportunity to comment.

COMMISSION ACTION

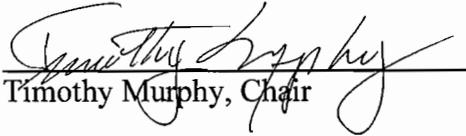
After reviewing the foregoing and in accordance with IC 4-33-4-13(b), and conditioned upon successful completion of emergency drills as described under an amended Emergency Response Plan within thirty (30) days from this date, which may be extended by Commission staff with good cause shown, and pending compliance with any United States Army Corps of Engineers requests, the Commission hereby:

APPROVES

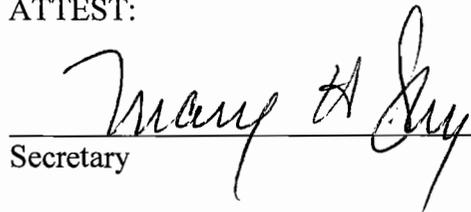
the plan submitted by Horseshoe Hammond, LLC to convert its self-propelled riverboat into a permanently moored craft.

IT IS SO ORDERED THIS THE 15TH DAY OF SEPTEMBER, 2011.

THE INDIANA GAMING COMMISSION:


Timothy Murphy, Chair

ATTEST:


Secretary