

Part 2 Chapter 1: APPLICATIONS

Rule 1.2 Other Commission Considerations for Licensing

- (a) In General. This chapter sets forth some criteria which the Commission will consider when deciding whether to issue a license to conduct gaming on an establishment, vessel, or cruise vessel on Mississippi jurisdiction bodies of water. The various criteria set forth may not have the same importance in each instance and other factors may present themselves in the consideration of an application for a license. The criteria are not listed in any order of priority.
- (b) Revenue provided by facility. The Commission will consider the amount of revenue to be provided by the proposed facility to the state and local communities through direct taxation on its operation indirect revenues from tourism, ancillary businesses, creation of new industry, and taxes on employees and patrons.
- (c) Establishment, vessel, or cruise vessel viable and properly financed. The Commission will consider whether the proposed establishment, vessel, or cruise vessel is economically viable and properly financed.
- (d) Adequate security. The Commission will consider whether the proposed establishment, vessel, or cruise vessel is planned in a manner which provides adequate security for all aspects of its operation and for the people working, visiting, or traveling on the establishment, vessel, or cruise vessel.
- (e) Efficient and safe operation. The Commission will consider whether the proposed establishment, vessel, or cruise vessel is planned in a manner which promotes efficient and safe operation of all aspects of its facility including, but not limited to, docking facilities, all areas of establishment, vessel, or cruise vessel concession areas, and management areas.
- (f) Efficient, safe and enjoyable for patrons. The Commission will consider whether the proposed establishment, vessel, or cruise vessel is planned in a manner which promotes efficient, safe, and enjoyable use by patrons including, but not limited to, establishment, vessel, or cruise vessel structure, parking facilities, concessions, the casino, access to cashier windows, and rest rooms.
- (g) Compliance with applicable state and local laws. The Commission will consider whether the proposed establishment, vessel, or cruise vessel is in compliance with applicable state and local laws regarding fire, health, construction, zoning, and other similar matters.
- (h) Employ appropriate persons. The Commission will consider whether the applicant will employ the persons necessary to operate the establishment, vessel, or cruise vessel in a manner consistent with the needs, safety, and interests of all persons who will be on the establishment, vessel, or cruise vessel.
- (i) Population of area establishment, vessel, or cruise vessel will serve. The Commission will consider the population of the area to be served by an establishment, vessel, or cruise vessel together with location of other establishments, vessels, or cruise vessels within and without the state of whatever nature.
- (j) Character and reputation. The Commission will consider the character and reputation of all persons identified with the ownership and operation of the establishment, vessel, or cruise vessel or licensed business, and their capability to comply with the rules of the Commission and the Mississippi Code.
- (k) Economic development. The Commission will consider whether the proposed operation will maximize economic development. The operation should exhibit a good faith effort to ensure that preferential treatment is given to Mississippi businesses and residents in the awarding of contracts for goods, services and entertainment. The applicant shall demonstrate to the

Commission all efforts made to comply with this regulation at the time of the initial licensing and all subsequent licensures.

(l) Tourism. The Commission will consider whether the proposed operation is beneficial to Mississippi tourism.

(m) Employment opportunities. The Commission will consider the number and quality of employment opportunities for Mississippians created and promoted by the proposed operation. The applicant shall demonstrate to the Commission all efforts made to comply with this regulation at the time of the initial licensing and all subsequent licensures.

(n) Shore development. The Commission will consider the amount and type of shore developments associated with the gaming establishment, vessel, or cruise vessel project.

(o) Miscellaneous. The Commission will consider such other factors as may arise in the circumstances presented by a particular application.

(Adopted: 09/25/1991; Amended: 02/23/2006.)

Source: *Miss. Code Ann.* §§ 75-76-63, 75-76-34, 75-76-3

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