

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 6—[Operation of the Riverboat] Safety and Environment Standards and Inspections

PROPOSED AMENDMENT

11 CSR 45-6.010 Safety and Environment. The commission is amending sections (1) and (2), and adding section (3).

PURPOSE: This amendment modifies requirements for safety and environment.

[Editor's Note: The secretary of state has determined that the publication of this rule in its entirety would be unduly cumbersome or expensive. The entire text of the material referenced has been filed with the secretary of state. This material may be found at the Office of the Secretary of State or at the headquarters of the agency and is available to any interested person at a cost established by state law.]

(1) The licensee shall maintain the excursion gambling boat in a physically safe and environmentally sound manner so as to protect the health and welfare of all employees and passengers as well as the environment and water quality. *[The minimum standards for safety and environment shall be those provided by the United States Coast Guard, United States Army Corp of Engineers, United States Environmental Protection Agency and Chapter 306, RSMo.]*

(2) The licensee shall provide **annually to** the commission *[annually with]* a safety *[and environmental]* plan for the operation of the excursion gambling boat. The **safety** plan shall *[include the following:]*

[(A) Compliance] **comply** with all applicable federal, *[and]* state, **and local** laws, **and shall include the following:** *[including, but not limited to, the United States Coast Guard safety rules and Chapter 306, RSMo;]*

[(B)] (A) Training of *[all crew members]* **designated employees** to *[insure]* **ensure** the life safety of the public, *[and the protection of the environment and water quality;]* **to include:**

- 1. A description of the training;**
- 2. The frequency of the training; and**
- 3. Documentation of all training;**

[(C)] (B) Self-inspection procedures to *[insure]* **ensure** compliance with *[public]* **life** safety *[and the environmental]* standards;

[(D)] (C) Procedures to *[insure]* **ensure** disabled persons access to the boat; and

(D) An Emergency Operations/Response Plan (EOP) that ensures the safety and, when applicable, evacuation of excursion gambling boat employees and guests, to include the disabled, in the event of an emergency within or immediately around the excursion gambling boat. The EOP shall include, but not be limited to, response plans to the following:

- 1. Medical emergency;**
- 2. Fire;**
- 3. Explosion;**
- 4. Elevator failure;**

5. Chemical/biological threat;
6. Person overboard;
7. Tornado and/or severe weather;
8. Flooding;
9. Earthquake;
10. Power failure;
11. Civil disturbance;
12. Bomb threat;
13. Armed intruders/robbery/hostage situations; and
14. Terrorism.

(3) The licensee shall provide annually to the commission an environmental plan for the operation of the excursion gambling boat. The environmental plan shall comply with all applicable federal, state and local laws, and shall include the following:

(A) Training of designated employees to ensure the protection of the environment and water quality;

(B) Self-inspection procedures to ensure compliance with environmental and water quality standards; and

[(E)] (C) Procedures to [insure] ensure safe methods for sewage treatment and discharge and disposal of solid waste.

AUTHORITY: sections 313.004, 313.805 and 313.824, RSMo [1994] 2016. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. Amended: Filed March 18, 1996, effective Oct. 30, 1996. Amended: Filed April 26, 2018.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. A public hearing is scheduled for Tuesday, July 10, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.*