



Meeting Minutes

Date/Time: December 18, 2014 – 10:38 a.m.

Place: Boston Convention and Exhibition Center
415 Summer Street, Room 102B
Boston, Massachusetts

Present: Chairman Stephen P. Crosby
Commissioner Gayle Cameron
Commissioner James F. McHugh
Commissioner Bruce Stebbins
Commissioner Enrique Zuniga

Call to Order

See transcript page 2

10:30 a.m. Chairman Crosby called to order the 141st Commission Meeting.

Approval of the Minutes

See transcript page 2

10:30 a.m. *Commissioner McHugh moved for the approval of the December 4, 2014 minutes. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*

Administration

See transcript pages 3-106

10:31 a.m. Director Day presented the Commission with an administrative update.

10:32 a.m. CFAO Derek Lennon, CIO John Glennon, Deputy Director of Licensing Kathy Baertsch, Deputy Director of Investigations and Enforcement Bureau Bruce Band, Financial Investigator Vanessa Orso, and Matt Cedor and Jackie Mancini from GTECH presented an update on the Central Management proposal.

12:23 p.m. Commission recessed for lunch.

1:33 p.m. Meeting resumed.

Other Business Not Reasonably Anticipated

Transcript pages 106-121

1:33 p.m. Upon a request from the New England Horsemen Benevolent and Protective Association, the Chair allowed the New England Horsemen Benevolent and Protective Association to address the Commission regarding requests related to simulcasting and the transfer the one day license granted to the New England Horsemen Benevolent and Protective Association.

Ombudsman Report

Transcript pages 121-140

1:52 p.m. Ombudsman Ziemba presented an update on the Gaming Policy Advisory Committee meetings.

2:10 p.m. *Commissioner Stebbins moved the Commission to approve the set-aside figure of \$100,000 for each of the communities contained in the proposals for their reserve. Motion seconded by Commissioner Zuniga. Motion passed four-to-one with Commissioner McHugh dissenting.*

Legal Division

See transcript pages 140-158

2:13 p.m. General Counsel Blue presented a delegation of authority to Commissioner Cameron to act on certain racing track matters during the period when there are no judges and stewards seated.

2:17 p.m. *Commissioner Zuniga moved the Commission delegates the authority to Commissioner Cameron to handle certain racing matters as discussed. Motion seconded by Commissioner McHugh. Motion passed unanimously with Commissioner Cameron abstaining.*

2:18 p.m. General Counsel Blue presented on the Section 61 findings for the Plainridge facility.

2:20 p.m. *Commissioner Zuniga moved that the Commission authorize staff to file the Springfield Gaming and Redevelopment Section 61 findings with MEPA for publication. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*

2:21 p.m. Attorney Holmes presented the Small Business Impact Statements for filing for 205 CMR 14, 134, 138 and 149

- 2:22 p.m. *Commissioner Stebbins moved that the Commission approve the Small Business Impact Statements as provided in the packet for the corresponding regulations. Motion seconded by Commissioner McHugh. Motion passed unanimously.*
- 2:22 p.m. Deputy General Counsel Grossman asked the Commission to approve the submission of a request for a ruling to the Department of Revenue seeking clarification of a letter they issued previously discussing a tax withholding issue.
- 2:32 p.m. *Commissioner Stebbins moved that the Commission give Chairman Crosby the authority to sign the appropriate letter to the Department of Revenue as drafted by the staff. Motion seconded by Commissioner Cameron. Motion passed unanimously.*

Investigations and Enforcement Bureau

See transcript pages 159-184

- 2:33 p.m. Director Wells presented the qualifier report for Anton Nicodemus with MGM Resorts International.
- 2:36 p.m. *Commissioner Cameron moved that the Commission approve Mr. Anton Nicodemus for licensure as an MGM employee. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*
- 2:37 p.m. CFO Lennon and Deputy General Counsel Grossman presented draft regulations on financial and tax reporting requirements.
- 2:55 p.m. Director Wells, and Frank Chesky, Vice President and General Counsel of Sportech, presented a petition by Penn National Gaming to grant the company Sportech a temporary gaming vendor primary license.
- 3:00 p.m. *Commissioner Cameron moved that the Commission authorize the Licensing Division to issue a temporary license to Sportech once the appropriate paperwork is in place and deemed complete by the Licensing Division. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*
- 3:02 p.m. Commission took a short recess.
- 3:15 p.m. Meeting resumed.

Research and Problem Gaming

See transcript pages 184- 236

- 3:15 p.m. Director Vander Linden, Lance George of Penn National, and Marlene Warner from the Mass. Council on Compulsive Gambling presented a proposal for the Massachusetts Gaming Commission to adopt GameSense
- 3:51 p.m. *Commissioner Stebbins moved that the Commission enter into the license agreement presented by the British Columbia Lottery Corporation, subject to review by the legal department, for the purposes of using their GameSense marketing campaign. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*
- 3:52 p.m. *Commissioner Stebbins moved that the Commission staff take the necessary steps to procure services of a marketing company to further develop the GameSense brand strategy and implement such a plan in Massachusetts. Motion seconded by Commissioner Cameron. Motion passed unanimously.*
- 3:53 p.m. Director Vander Linden presented a recommendation for play management.
- 4:14 p.m. Commissioner Zuniga moved the Commission approve the recommendations for the 2015 annual research agenda as outlined in the packet. Motion seconded by Commissioner McHugh. Motion passed unanimously.
- 4:15 p.m. Motion made by Commissioner Cameron adjourn the meeting. Motion seconded by Commissioner McHugh. Motion passed unanimously.
- 4:15 p.m. Meeting adjourned

List of Documents and Other Items Used

1. Massachusetts Gaming Commission December 18, 2014 Notice of Meeting and Agenda.
2. Massachusetts Gaming Commission December 4, 2014 Meeting Minutes.
3. Massachusetts Gaming Commission presentation on Central Management/Monitoring System (CMS)
4. Massachusetts Gaming Commission 2015 Community Mitigation Fund Guidelines and Application
5. Massachusetts Gaming Commission December 18, 2014 Memorandum Regarding Delegation of Authority to Commissioner Cameron to handle racing matters
6. Massachusetts Gaming Commission December 18, 2014 Memorandum regarding Section 61 findings- Springfield Gaming and Redevelopment, LLC.
7. Massachusetts Gaming Commission Small Business Impact Statements for 205 CMR 138.00, 149.00, 14.00, 134.00.
8. Massachusetts Gaming Commission December 15, 2014 IEB Qualifier Report of Applicant Blue Tarp/MGM for Qualifier Anton David Nicodemus
9. 205 CMR 139.01 through 139.12; 205 CMR 138.13 through 138.14 Draft Regulations

10. 205 CMR 140.02 through 140.05 Draft Regulations.
11. Proposal for Massachusetts Gaming Commission to adopt GameSense
12. Massachusetts Gaming Commission December 18, 2014 Memorandum regarding Play Management recommendation
13. Massachusetts Gaming Commission December 18, 2014 Memorandum regarding recommendation for the Annual Gaming Research Agenda.

/s/ Catherine Blue
Catherine Blue
Assistant Secretary