



Legal Division

Notice of Public Hearing

Notice is hereby provided that in accordance with G.L. c. 30A, § 2, the Massachusetts Gaming Commission (“Commission”) will convene a public hearing for purposes of gathering comments, ideas, and information relative to the proposed adoption of a regulation. The regulation was promulgated pursuant to G.L. c. 23N, § 4 as part of the Commission’s regulatory process, and concerns the following regulation:

205 CMR 238.33: *Prohibited Persons*

The amendments pertain to 205 CMR 238.33(3) and propose to add language directing the sports wagering operator, where it is reasonably possible, to confiscate, in a lawful manner, any funds confiscated as a result of wagering by a prohibited person. The proposed amendments further direct the operator to deposit such funds into the Sports Wagering Fund within 45 days. This language will provide clarity to the sports wagering operators as to where the confiscated funds must be deposited.

Scheduled hearing date and time:

Tuesday, September 22, 2026, at 9:30 AM EST

Pursuant to chapter 2 of the session acts of 2025, Governor Healey extended a limited relief from certain provisions of the Open Meeting Law to protect the health and safety of the public and individuals interested in attending public meetings during the global Coronavirus pandemic. In keeping with the guidance provided, the Commission will conduct this hearing utilizing remote collaboration technology.

**MICROSOFT TEAMS MEETING ID: 275 626 174 937 076 PASSCODE: gZ9WW2E7
DIAL IN BY PHONE: (213) 631-9908 PHONE CONFERENCE ID: 943 968 246#**

A complete copy of the draft regulation referenced above may be downloaded by visiting www.massgaming.com, clicking on ‘Regulations and Compliance’ and selecting the [Proposed Rulemaking](#) section. Anyone wishing to offer comments can email autumn.birarelli@massgaming.gov and request the virtual hearing link to appear and speak. Alternatively, written comments may also be submitted to the same email address with ‘Regulation Comment’ in the subject line. **Written comments must be received by 5:00 PM EST on September 21, 2026.**



Massachusetts Gaming Commission

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