



**MASSACHUSETTS GAMING COMMISSION
PUBLIC MEETING #235**

February 7, 2018
2:00 p.m.

Massachusetts Gaming Commission
101 Federal Street, 12th Floor
Boston, MA



Massachusetts Gaming Commission



**NOTICE OF MEETING and AGENDA
February 7, 2018**

Pursuant to the Massachusetts Open Meeting Law, G.L. c. 30A, §§ 18-25, notice is hereby given of a meeting of the Massachusetts Gaming Commission. The meeting will take place:

**Wednesday, February 7, 2018
2:00 p.m.
Massachusetts Gaming Commission
101 Federal Street, 12th Floor
Boston, MA**

PUBLIC MEETING - #235

1. Call to order
2. Approval of Minutes
 - a. January 18, 2018 – VOTE
3. Administrative Update – Ed Bedrosian, Executive Director
 - a. General Update
 - b. MGM - Opening Update
 - c. Wynn Review Update
 - d. Quarterly Budget Update – D. Lennon, Chief Financial and Accounting Officer and A. Beaulieu, Finance and Budget Office Manager
4. Ombudsman – John Ziembra
 - a. Mitigation Fund Applications
5. Racing Division – Dr. Alex Lightbown, Director and Chief Veterinarian
 - a. Payments from Suffolk Downs 2016 Out Book to individual patrons-VOTE
 - b. Recovery of unclaimed winnings (outs) for 2016 from Suffolk Downs-VOTE
 - c. Recovery of unclaimed winnings (outs) for 2016 from Wonderland-VOTE
 - d. Recovery of unclaimed winnings (outs) for 2016 from Plainridge-VOTE
 - e. Recovery of unclaimed winnings (outs) for 2016 from Raynham-VOTE
 - f. Suffolk Downs Promotional Fund Payment Request-D. O'Donnell, Senior Financial Analyst-VOTE
 - g. Local Aid Payments - D. O'Donnell, Senior Financial Analyst – VOTE



Massachusetts Gaming Commission

6. Legal Division – Catherine Blue, General Counsel
 - a. Amendments to 205 CMR 136, 138.2 and Small Business Impact Statement - Alcohol Beverage License – Begin promulgation process – **VOTE**
 - b. Amendments to 205 CMR 140 and Small Business Impact Statement - Use of the Vigorish - Begin promulgation process – **VOTE**
 - c. Small Business Impact Statement for 205 CMR 152 - Excluded Persons – **VOTE**
 - d. Small Business Impact Statement for 205 CMR 134.03 - Service Employee Registration Exempt Positions – **VOTE**
 - e. Final version of amendments and Amended Small Business Impact Statements - Complete promulgation process – **VOTES**
 - i. 205 CMR 138.28 – Gaming Day
 - ii. 205 CMR 138.33 – Removal of Slots Drop Containers; Unsecured Currency; Recording of Meter Readings for Slot Machine Drop
 - iii. 205 CMR 138.68 – Expiration of Gaming Related Obligations Owed to Patrons; Payment to the Gaming Revenue Fund
 - iv. 205 CMR 140.02 – Computation of Gross Gaming Revenue
 - f. Final version of the amendments to 205 CMR 137.02 and Amended Small Business Impact Statement - Gaming Schools – Complete promulgation process – **VOTE**
7. Commissioner’s Updates
8. Other business – reserved for matters the Chair did not reasonably anticipate at the time of posting.

I certify that on this date, this Notice was posted as “Massachusetts Gaming Commission Meeting” at www.massgaming.com and emailed to: regs@sec.state.ma.us, melissa.andrade@state.ma.us.

2/5/18
DATE


Enrique Zuniga, Commissioner

Date Posted to Website: February 5, 2018 at 2:00 p.m.



Massachusetts Gaming Commission

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Massachusetts Gaming Commission Meeting Minutes

Date/Time: January 18, 2018 – 10:00 a.m.

Place: Massachusetts Gaming Commission
101 Federal Street, 12th Floor
Boston, MA

Present: Chairman Stephen P. Crosby
Commissioner Lloyd Macdonald
Commissioner Bruce Stebbins
Commissioner Enrique Zuniga
Commissioner Gayle Cameron

**Time entries are linked to
corresponding section in
Commission meeting video**

Call to Order

See transcript page 2

[10:03 a.m.](#) Chairman Crosby called to order the 233rd Commission meeting.

Approval of Minutes

See transcript pages 2 - 3

Commissioner Macdonald requested the removal of the word “and” from a section reporting a statement made by him. Commissioner Macdonald then moved to approve the minutes of the meeting of January 10th subject to any corrections, further typographical errors, or other nonmaterial matters. Commissioner Stebbins seconded the motion. Motion passed 4 – 0 with Commissioner Cameron abstaining.

Workforce, Supplier and Diversity Development – Jill Griffin, Director

See transcript pages 4 - 27

[10:05 a.m.](#) Director Griffin presented a list of upcoming vendor opportunities provided by MGM Springfield. MGM is urging chambers and business assistance groups to

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encourage Massachusetts businesses to become vendors by signing up on their vendor portal.

Director Griffin stated that the MCCTI Gaming School is holding information sessions every other Wednesday and Saturday. The first cohort will begin on February 26th.

Cambridge College also announced their noncredit Pre-Apprentice Hospitality Program to prepare students for careers in casinos.

MGM would work with the Commonwealth's Career Centers and the United Way to host an information session on finding employment for victims of Hurricane Maria. Many have relocated to Massachusetts, and may have experience in hospitality and gaming.

Director Griffin noted that entities such as Career Centers and the Springfield Public Schools are helping people sign up for SkillSmart, which is an online skills-matching platform for job seekers and employers. Residents could sign up to be notified about job openings with casinos.

[10:22 a.m.](#) Mr. Mike Mathis, COO of MGM Springfield stated that MGM Springfield will be announcing their team next week, and over 50% of this team will be diverse and/or female. MGM Springfield would continue to build on the theme of diversity.

Mr. Mathis stated that currently, MGM has about 210 employees overall at this time. He added that MGM's staff so far is comprised of approximately 40% being diverse, 40% female, and 10% veterans.

Research and Responsible Gaming – Mark Vander Linden, Director

See transcript pages 27 - 90

[10:32 a.m.](#) Director Vander Linden presented his previously submitted memo of recommendations on PlayMyWay for Category 1 casinos. Presenting with him was MGM President and COO Mike Mathis, Senior Vice President of Development at Wynn Resorts Development Bob DeSalvio, and Senior Vice President and General Counsel of Wynn Resorts Development Jacquie Krum. MGM Springfield, Wynn Resorts Development, and the National Council on Problem Gambling all submitted comments on his recommendations.

[10:37 a.m.](#) Mr. Mathis intends to launch a version of PlayMyWay at MGM Springfield within the first year of operation. Mr. Mathis expressed that it was the intent of MGM Springfield to work closely with the Commission on its voluntary implementation of PlayMyWay.

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[10:46 a.m.](#) Commissioner Zuniga suggested drafting a Memorandum of Understanding (MOU) in lieu of a regulation on PlayMyWay.

Commissioners discussed whether it would be better to promulgate a regulation or to implement PlayMyWay through an MOU with the licensees.

[11:40 a.m.](#) *Commissioner Zuniga moved that the Commission advance the Play Management System, in cooperation with licensees through a non-regulatory path as described in memo in the Commission packet and as discussed that day. Commissioner Cameron seconded the motion. The motion was approved 5 – 0.*

11:40 a.m. The Commission took a short break.

11:46 a.m. The Commission reconvened.

Administrative Update

See transcript pages 90 - 130

[11:46 a.m.](#) **MGM – Opening Preparations – Executive Director Ed Bedrosian, Jr.**
Executive Director Ed Bedrosian and Chief Project Manager Joan Matsumoto presented on the JIRA software tool. This software is being utilized by the Commission for the organization, prioritization, and monitoring of projects for the opening of MGM Springfield.

[12:12 p.m.](#) **Massachusetts Gaming Commission Enhanced Code of Ethics – Catherine Blue, General Counsel**

Deputy General Counsel Todd Grossman presented on the updated version of the Enhanced code of ethics, as discussed in the previous meeting.

There was continued discussion on section 15B of the Code, which is the section that states that a Commissioner may not solicit funds for any educational, religious, charitable, fraternal or civic organizations. Further modifications were proposed. Counsel Grossman agreed to revise section 15B.

Counsel Grossman also presented a change in section 15C of the Code, which would enable a Commissioner or employee to accept paid travel expenses from a third-party for legitimate public purposes, with the Executive Director's approval and upon filing the required forms under c. 268A.

[12:26 p.m.](#) *Commissioner Stebbins moved to adopt the most recent version of the enhanced code of ethics, as provided in the packet with the discussed revisions. The motion was seconded by Commissioner Cameron. Motion approved 5 – 0.*

Investigations and Enforcement Bureau (IEB) – Karen Wells, Director

See transcript pages 130 - 211

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[12:27 p.m.](#) Director Karen Wells presented Mr. John Kilroy, a Qualifier for MGM International. Director Wells stated that Mr. Kilroy was going to be on the board of directors for MGM International. Director Wells stated that Mr. Kilroy demonstrated by clear and convincing evidence that he was suitable. The IEB recommended that he be found suitable as a Qualifier for MGM resorts international.

[12:30 p.m.](#) *Commissioner Cameron moved to find Mr. Kilroy was suitable as a Qualifier for MGM. Commissioner Macdonald seconded the motion. Motion passed 5 – 0.*

Director Wells presented a memo on the Preliminary Service Employee Registration process, as there has been a statutory change for gaming service employees. The amendment gives the Commission the authority to exempt certain job positions from registration with the MGC. The IEB recommended that the Commission be mindful, upon determination that if a position is exempt, that they will not have the authority to revoke that registration in the instance of an adverse action by an exempt employee. Director Wells recommended that the Commissioners also consider potential for armed robberies with all the cash moving on the casino floor, particularly in the first stages of opening MGM. Director Wells made recommendations of parameters to consider when deciding if a position should be non-exempt.

Director Wells stated that job duties in correlation to a job title may differ across casinos, so these exemptions would need to be determined on a case by case basis. Commissioner Zuniga added that he did not want the Commission to accept prior history of how the IEB handled certain things as part of the determination to exempt a position, as that could become problematic.

Commissioner Cameron suggested that the Commission start a bit conservative with factors for determining categories of exemption, which would afford them the chance to assess risk and determine if other positions could be exempt over time.

[1:00 p.m.](#) Director Wells requested that the Commission make recommendations to the IEB based on the IEB's submitted memo. Director Wells recommended that the Commission follow the first section of factors listed in the IEB's submitted memo, at a minimum. She also asked that the Commission consider the second set of factors listed in the IEB's memo.

As Director Wells had noted that the IEB wanted to keep an eye on positions that serve alcohol, Commissioner Stebbins added that he was very concerned, from a public safety standpoint, about maintaining regulatory control over positions that serve alcohol. He stated that as the Commission issues the alcohol license of the casinos, they are the Commission's responsibility. Commissioner Zuniga asked if servers would be exempt, as they just bring the

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alcohol from the bar to the table. Director Wells stated that she would review the different positions involved in serving alcohol.

[1:20 p.m.](#) Chairman Crosby asked that the IEB's criteria for exemption be edited to reflect that these criteria apply only to positions within the casino and adjacent facility (i.e. hotel and abutting restaurants), and not to positions in the entertainment block (that do not have access to the casino).

Director Wells asked if the Commission was comfortable with including employees who potentially have access to confidential or sensitive information being captured in consideration for registration.

Director Wells stated that she would work with MGM Springfield and provide a packet to the Commission with formal recommendations.

1:45 p.m. The commission took a short recess.

2:15 p.m. The commission reconvened.

Ombudsman – John Ziembra

See transcript pages 213 - 224

[2:20 p.m.](#) Ombudsman John Ziembra presented a memo outlining Saugus' Mitigation Fund Reserve Request. The request was to use the remaining unallocated funds out of the reserve, and repurpose the remainder to implement strategy recommendations made by a consultant that was previously hired in 2016.

The Town of Saugus specifically sought to use the funds help create a brochure that could focus on highlighting its open spaces and recreational opportunities. It also sought to use the remainder of funds to help develop a branding campaign that would further highlight some of the town's resources.

[2:29 p.m.](#) *Commissioner Stebbins moved to approve the 2018 Town of Saugus Community Mitigation fund reserve application, as presented in the packet, and allow them to use the balance of their reserve fund. Commissioner Macdonald seconded the motion. Motion was approved 5 – 0.*

Legal Division – Catherine Blue, General Counsel

See transcript pages 225 - 294

[2:30 p.m.](#) General Counsel Catherine Blue began a discussion on regulation 205 CMR 140 – Usage of Vigorish. Counsel Blue asked that after the discussion, should the Commissioners determine that this regulation should be amended, the Legal Division will do so.

CFOO Derek Lennon stated that when they first wrote the regulation, the concentration was on the calculation of gross gaming revenue vigorish being

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handled the same way as free play. This was because there were only slots to consider and not table games, notably Baccarat, at that time.

Regulation and Compliance Manager Sterl Carpenter asked the Commission to enforce the collection of the vigorish at the end of each shoe, for the players' protection, as this would give the player the ability to see if they are winning or losing money. Collecting at the end of each shoe would also ensure that casinos could not write off the vigorish, which is a taxable item.

Mr. Lennon and Gaming Agents Division Chief Bruce Band clarified that the main issue was that the Commission was not consistent with other jurisdictions in that the commission was allowing vigorish to be excluded from the calculation of gross gaming revenue.

Deputy General Counsel Todd Grossman stated that Mr. Lennon's and Mr. Band's comment was specifically addressed in 205 CMR 140.02(2a), regarding bank games (Baccarat). Counsel Grossman stated that reference to complimentary forms for vigorish in this section would need to be amended to take out comped vigorish forms from the calculation.

Counsel Blue stated that the regulation would be amended to remove the language that allows the casino to comp vigorish, bring it to the Commissioners, and if they approve, put it through the normal promulgation process.

[2:55 p.m.](#)

Counsel Blue addressed amendments to 205 CMR 152 – Excluded Persons List. First, the hearing process for the Excluded Persons List was amended to reflect the normal hearing process of the Commission, where both sides have the ability to appeal. Also, language was added to address how the State Police should be contacted and when, if an excluded person enters a casino. Lastly, small edits were made to section 152.03(2) regarding the standard for what injurious threat to the interests of the Commonwealth and the gaming establishment means.

Counsel Blue requested guidance from the Commission regarding how long someone should be on the list before they can petition to be removed, and when to put someone on the list in terms of where they are in the appeal process.

Chief Enforcement Counsel Loretta Lillios and Director Karen Wells stated that the IEB was looking for guidance from the Commission on the criteria listed in the regulation that determines reasons to place an individual on the Excluded Persons List.

Counsel Blue stated that the IEB could begin to build case law that, over time, could set a precedent. She also stated that there was now language in the regulation that gave the IEB the criteria from the statute to consider “without

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limitation”. Counsel Blue asked that the Commission advise as to whether or not they are comfortable that the criteria items listed in the regulation provide an adequate definition of the injurious threat to the interest of the Commonwealth and the gaming establishment.

3:11 p.m. Chairman Crosby left the meeting.

Commissioner Zuniga suggested that some language be amended in 152.03(2) to the criteria for determining an individual’s placement on the Excluded Persons List. The amendment would add “repeated or egregious behavior”.

[3:20 p.m.](#) There was discussion of potential options other than a five year term for an individual being placed on the Excluded Persons List before they could petition to be removed.

The hearing officer’s initial decision to place a person on the Excluded Persons List, and whether or not his decision should be stayed while the 30 day appeal period takes place was also discussed.

Commissioner Zuniga asked for feedback by the Commissioners regarding placing a person’s name and year of birth on the Commission’s website. One scenario had taken place where an individual felt that she would incur severe punitive damage to her reputation by being searchable on a public website. Commissioner Cameron stated that she did not oppose putting a person’s name on the website if their behavior had been determined to be egregious. Commissioner Macdonald stated that he did not oppose either. Commissioner Stebbins stated that he also did not oppose. Commissioner Zuniga stated that he did oppose placing names on the Commission’s website.

[3:32 p.m.](#) *Commissioner Macdonald moved that the Commission approve the amendments to 205 CMR 152 as included in the packet and as revised in the preceding discussion, and authorize the staff to take the steps necessary to begin the regulation promulgation. Motion was seconded by Commissioner Stebbins. The motion passed 3 – 1 with Commissioner Zuniga dissenting.*

Counsel Blue addressed an amendment to 205 CMR 134.03 – Gaming Service Employees. The regulation had been amended to say that the Commission has the ability to exempt certain gaming service employees from registration by job description and could require any information it needed from the licensees in order to make that decision.

[3:36 p.m.](#) *Commissioner Stebbins moved that the Commission approve the amendments to 205 CMR 134.03 as included in the packet, and with subsequent changes as discussed here, and authorize the staff to file the regulation on an emergency basis, pursuant to Chapter 23K, § 5(b), and further to take the steps necessary to file the regulation with the Secretary of Commonwealth, and to proceed with the*

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formal regulation promulgation process. Commissioner Cameron seconded the motion. The motion passed 4 – 0.

Commissioners' Updates

See transcript pages 294 - 316

3:38 p.m.

Commissioner Stebbins presented the White Paper on Reinvesting the Gaming Economic Development Fund. He stated that the goal of this White Paper is to offer some strategic thinking and create a conversation about how to use Class 1 licensee gaming tax revenue allocated to the Gaming Economic Development Fund to broaden the impact of gaming in Massachusetts.

Commissioner Stebbins expressed thanks to all individuals and organizations who were contributing their time and effort to the project. Commissioner Stebbins then briefed the Commission on the next items to come in the White Paper.

One critical strategy that was discussed was to extend the positive impact that the Mass Cultural Council is having in Springfield to the City of Everett and perhaps Plainridge area. Commissioner Stebbins stated that connecting the Mass Cultural Council with the Commission's licensees was a good next step.

Funding tourism strategies that sought to leverage the casino's presence was an objective of this project. Commissioner Stebbins stated that this could be achieved by collaboration between regions with the state travel and tourism office as well as with licensees.

Expanded service of the Pioneer Valley Transit Authority (PVTA) to help MGM Springfield employees get to and from work was another strategy where efforts would continue.

There was also a discussion of the creation of regional working groups that could continue to look for opportunities to extend the economic impact of the casinos.

Commissioner Stebbins recommended that the Commission commit to some next steps, such as following up and monitoring the strategies and licensees commitments.

Commissioner Stebbins asked that the Commissioners vote in support of the broad essentials of the White Paper. He stated that he was open to comments and flexible to minor edits and changes.

3:55 p.m.

Commissioner Macdonald suggested that he would like to see a statement in the White Paper reflecting that efforts were being made toward ensuring that

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regions and communities that have not directly benefited from the implementation of the Expanded Gaming Act to date receive a fair allocation of proceeds from the Gaming Economic Fund.

Commissioner Zuniga stated that he would like to see more emphasis stated regarding the level of effort that was put forth into this project. He also suggested a technical correction and other stylistic edits.

4:02 p.m.

Commissioner Cameron moved to approve the Reinvesting the Gaming Economic Development Fund White Paper subject to any further corrections, typographical errors, or other nonmaterial matters. Commissioner Macdonald seconded the motion. The motion passed 4 – 0.

Having no further business, a motion to adjourn was made by Commissioner Zuniga. The motion was seconded by Commissioner Cameron. The motion passed unanimously.

List of Documents and Other Items Used

1. Notice of Meeting and Agenda, dated January 18, 2018
2. Massachusetts Gaming Commission Meeting Minutes draft, dated January 10, 2018
3. Massachusetts Gaming Commission Enhanced Code of Ethics draft
4. Massachusetts Gaming Commission Enhanced Code of Ethics final version
5. Activity Tracking Through JIRA – Power Point presentation, dated January 18, 2018
6. PlayMyWay Recommendation Memo
7. Public Comments on Play Management Tools
8. Vendor Advisory Team Overview
9. Massachusetts Gaming Commission Workforce Opportunity Summary for Commission
10. MCCTI Gaming School Class Schedule
11. Gaming Service Employees (SER) Discussion Memo
12. 2018 Town of Saugus Community Mitigation Fund Reserve Application Memo
13. Saugus' Application for Use of Mitigation Funds
14. Mass Gaming Letter from the Town of Saugus
15. Final Report – Casino Impact Analysis – Saugus MA
16. Review of 205 CMR 140
17. 205 CMR 152 amendments draft
18. 205 CMR 134.03 amendments draft
19. Reinvesting the Gaming Economic Development Fund – Power Point presentation

/s/ Catherine Blue

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Assistant Secretary

MASSACHUSETTS GAMING COMMISSION

MEMORANDUM

To: Chairman Crosby and Commissioners Cameron, Macdonald, Stebbins and Zuniga
From: Derek Lennon, CFAO
Date: 2/7/2018
Re: Fiscal Year 2018 (FY18) Second Budget Update

Summary:

The Massachusetts Gaming Commission approved a FY18 budget for the Gaming Control Fund of \$29.15M which required an assessment of \$24.45M on licensees. After first quarter adjustments, and increases for hiring related to the opening for MGM, the MGC revised approved budget is \$29.7M requiring a \$24.15M assessment. This update is seeking approval to increase the budget by \$565.3K without a corresponding increase in the assessment.

FY18 Second Update:

Gaming Control Fund 1050-0001

The Massachusetts Gaming Commission currently approved FY18 budget for the Gaming Control Fund is \$29.7M. The spending is composed of the following areas:

- \$19.2M for gaming regulatory costs;
- \$1.66M assessment from the Commonwealth indirect costs;
- \$3.7M assessment for the Office of the Attorney General's (AGO) gaming operations inclusive of Massachusetts State Police (MSP) assigned to the AGO;
- \$5.05M assessment for the research and responsible gaming agenda inclusive of DPH costs which will be funded from the Public Health Trust Fund in future years; and,
- \$75K for the Alcohol and Beverage Control Commission (ABCC)

Spending Update:

Staff is requesting an overall budget increase of \$565.3K for this quarter. Below is a summary and explanation of the request, and the details behind the request can be found in appendix B:

AA Payroll: Decrease of \$58K—This decrease is a result of a delayed hiring in the supplier and workforce development office, as well as transition and open backfill positions within the investigations and enforcement bureau.

DD Pension and Insurance Related Expenses: Decrease of \$21K—This decrease is associated with the decrease in payroll.

EE Indirect Costs: Decrease of \$5.8K—This decrease is associated with the decrease in payroll.

HH Consultant Services: Increase of \$645K—This increase is to support the legal budget for on-going litigation. At the beginning of the fiscal year the legal office budgeted the minimum amount required by our insurance provider to cover litigation. The legal department is projecting an increase in that item of \$700K to cover this fiscal year's litigation costs. The \$700K increase to the litigation item is offset by some savings the legal department has found in other contracts but the overall increase in the outside counsel item is \$645K.

JJ Operational Services: Increase of \$5K—This is an increase to stenographer costs and is funded by a decrease in the item for hearings officer.

PP Grants: Decrease of \$277.00—This is due to realignment of resources between Cohort and Baseline Studies for UMASS.

Revenue Update:

The Commission's revenue is generated from a daily fee for slot machines, licensing revenues, and an assessment on licensees. Licensing revenues to date are exceeding projections. The majority of that comes from the final cost of primary gaming vendor investigations exceeding the minimum licensing fee, and on-going suitability investigations. This has resulted in an increase in revenue projections by \$91.7K.

Appendix A to this document is the budget to actual spending and revenue for each account for the MGC through the second quarter of FY18. The spending section of Appendix A has a column titled Approved Adjustments. The column references budget transfers approved in the first quarter, which did not require an increase to the FY18 budget, and the budget increases approved by the Commission in December to support the opening of the MGM facility. The proposed adjustments column on Appendix A represents the adjustments that are described above in this memorandum and are laid out in detail in Appendix B. All of the remaining appropriations on Appendix A are related to the Racing division. Appendix C shows spending compared to budget for each division within the MGC.

Assessment on Licensees:

Staff is not recommending an increase to the assessment at this time.

205 CMR 121.00 describes how the commission shall assess its operational costs on casino licensees including any increases or decreases that are the result of over or under spending. 205 CMR 121.04 paragraph (3) specifically states:

“(3) If at any time during the fiscal year the commission determines that actual costs will exceed the projected costs and projected revenue in the budget the commission will revise the Annual Assessment assessed to each gaming establishment and invoice each gaming establishment for its proportional share of such costs.”

MGC administration and finance staff cannot determine at this point whether actual costs will exceed actual revenues. The combined impact of the projected increase costs with the projected increase revenues leaves the Commission’s budget with a projected deficit of ~\$449K. However, the MGC has reverted funds in the Gaming Control Fund each year. Annually the reversions have exceeded the current projected deficit. In addition, a determination has not been made as to the source of funding for the training costs of the public safety personnel associated with the category 1 facilities.

Based on the information currently available, staff is recommending to not adjust the assessment on licensees until the close of the third or fourth quarter of FY18. The MGC office of administration and finance has discussed this approach with the three licensees responsible for the assessment and they are in agreement and would favor waiting until the close of the fourth quarter.

Conclusion:

The Massachusetts Gaming Commission approved a FY18 budget for the Gaming Control Fund of \$29.15M which required an assessment of \$24.45M on licensees. After first quarter adjustments, and increases for hiring related to the opening for MGM, the MGC revised approved budget is \$29.7M requiring a \$24.15M assessment. Staff is requesting approval to increase the Gaming Control Fund budget by \$565.3K, which coupled with current revenue projection increases would result in a projected deficit of ~\$449K in the Gaming Control Fund. However, staff is not recommending any adjustment to the assessment at this time and is recommending waiting until the close of the third or fourth quarter of FY18 when projections will be more accurate to determine if an adjustment is needed.

Appendix A: FY18 Actuals Spending and Revenue as of 1-1-2018

Appendix B: QRY Step 16A Budget Amendment Requests by Quarter by Object Class

Appendix C: QRY Step 05A Expense Budget Form

2018		Budget Projections					Actuals To Date		
Row Labels	Initial Projection	FY18 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Apvd Adjmts)	Total	%Spent	% BFY Passed	
10500001--Gaming Control Fund									
MGC Regulatory Cost									
AA REGULAR EMPLOYEE COMPENSATION	\$ 5,950,131.49		\$ 256,700.48	\$ (58,000.00)	\$ 6,206,831.97	\$ 2,690,244.61	43%	50%	
BB REGULAR EMPLOYEE RELATED EXPEN	\$ 78,400.00		\$ -	\$ -	\$ 78,400.00	\$ 27,040.55	34%	50%	
CC SPECIAL EMPLOYEES	\$ -		\$ 43,250.00	\$ -	\$ 43,250.00	\$ 2,520.00	6%	50%	
DD PENSION & INSURANCE RELATED EX	\$ 2,208,049.76		\$ 87,437.05	\$ (21,071.40)	\$ 2,295,486.81	\$ 950,216.38	41%	50%	
EE ADMINISTRATIVE EXPENSES	\$ 647,723.64		\$ 14,000.00	\$ -	\$ 661,723.64	\$ 160,917.73	24%	50%	
FF PROGRAM, FACILITY, OPERATIONAL SUPPLIES	\$ -		\$ -	\$ -	\$ -	\$ 266.07	#DIV/0!	50%	
GG ENERGY COSTS AND SPACE RENTAL	\$ 1,247,229.38		\$ -	\$ -	\$ 1,247,229.38	\$ 632,372.14	51%	50%	
HH CONSULTANT SVCS (TO DEPTS)	\$ 727,000.00		\$ 10,756.00	\$ 645,000.00	\$ 737,756.00	\$ 690,354.61	94%	50%	
JJ OPERATIONAL SERVICES	\$ 3,847,785.01		\$ 36,000.00	\$ 5,000.00	\$ 3,883,785.01	\$ 978,221.82	25%	50%	
KK Equipment Purchase	\$ 78,444.00		\$ -	\$ -	\$ 78,444.00	\$ 3,491.65	4%	50%	
LL EQUIPMENT LEASE-MAINTAIN/REPAR	\$ 32,106.80		\$ -	\$ -	\$ 32,106.80	\$ 11,830.05	37%	50%	
NN NON-MAJOR FACILITY MAINTENANCE REPAIR	\$ 1,000.00		\$ -	\$ 500.00	\$ 1,000.00	\$ 582.72	58%	50%	
PP STATE AID/POL SUB/OSD	\$ 150,000.00		\$ (35,756.00)	\$ -	\$ 114,244.00	\$ 1,530.00	1%	50%	
TT PAYMENTS & REFUNDS	\$ 175,000.00		\$ (125,000.00)	\$ -	\$ 50,000.00	\$ -		50%	
UU IT Non-Payroll Expenses	\$ 3,616,713.68		\$ 160,163.00	\$ -	\$ 3,776,876.68	\$ 1,420,613.19	38%	50%	
MGC Regulatory Cost Subtotal:	\$ 18,759,583.76	\$ -	\$ 447,550.53	\$ 571,428.60	\$ 19,207,134.29	\$ 7,570,201.52	39%	50%	
EE--Indirect Costs	\$ 1,659,949.80	\$ -	\$ -	\$ (5,800.00)	\$ 1,659,949.80	\$ 604,804.50	36%	50%	
Office of Attorney General									
ISA to AGO	\$ 2,600,000.00		\$ 33,904.66	\$ -	\$ 2,633,904.66	\$ 1,013,358.91	38%	50%	
TT Reimbursement for AGO 0810-1024	\$ -		\$ -	\$ -	\$ -	\$ 27,134.25		50%	
AGO State Police	\$ 1,068,416.98		\$ -	\$ -	\$ 1,068,416.98	\$ 264,650.38	25%	50%	
Office of Attorney General Subtotal:	\$ 3,668,416.98	\$ -	\$ 33,904.66	\$ -	\$ 3,702,321.64	\$ 1,305,143.54	35%	50%	
Research and Responsible Gaming/Public Health Trust Fund									
AA REGULAR EMPLOYEE COMPENSATION	\$ 205,317.50		\$ -	\$ -	\$ 205,317.50	101,782.04	50%	50%	
BB REGULAR EMPLOYEE RELATED EXPEN	\$ 6,000.00		\$ -	\$ -	\$ 6,000.00	2,493.36	42%	50%	
CC SPECIAL EMPLOYEES	\$ -		\$ -	\$ -	\$ -	\$ -		50%	
DD PENSION & INSURANCE RELATED EX	\$ 74,591.84		\$ -	\$ -	\$ 74,591.84	35,991.78	48%	50%	
EE ADMINISTRATIVE EXPENSES	\$ 8,000.00		\$ -	\$ -	\$ 8,000.00	5,498.06	69%	50%	
FF PROGRAMMATIC FACILITY OPERATONAL SUPPLIES	\$ 500.00		\$ -	\$ -	\$ 500.00	\$ -	0%	50%	
HH CONSULTANT SVCS (TO DEPTS)	\$ 1,380,000.00		\$ 64,351.50	\$ -	\$ 1,444,351.50	350,700.35	24%	50%	
JJ OPERATIONAL SERVICES	\$ -		\$ -	\$ -	\$ -	2,850.00	#DIV/0!	50%	
MM PURCHASED CLIENT/PROGRAM SVCS	\$ 25,000.00		\$ -	\$ -	\$ 25,000.00	\$ -	0%	50%	
PP STATE AID/POL SUB	\$ 2,075,000.00		\$ -	\$ (277.00)	\$ 2,075,000.00	\$ 313,466.16	15%	50%	
UU IT Non-Payroll Expenses	\$ 75,000.00		\$ -	\$ -	\$ 75,000.00	\$ 7,080.00	9%	50%	
ISA to DPH	\$ 1,140,197.00		\$ -	\$ -	\$ 1,140,197.00	\$ 154,020.59	14%	50%	
Research and Responsible Gaming/Public Health Trust Fund Subtotal:	\$ 4,989,606.34	\$ -	\$ 64,351.50	\$ (277.00)	\$ 5,053,957.84	\$ 973,882.34	19%	50%	
ISA to ABCC	\$ 75,000.00				\$ 75,000.00	\$ 43,881.00	59%	50%	
Gaming Control Fund Total Costs	\$ 29,152,556.88	\$ -	\$ 545,806.69	\$ 565,351.60	\$ 29,698,363.57	\$ 10,497,912.90	35%	50%	

		Revenue Projections					Actuals Total		
Revenues	Initial Projection		Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Apvd Adjmts)	Actuals Total			
Gaming Control Fund Beginning Balance 0500	\$ -		\$ 872,496.02	\$ -	\$ 872,496.02	\$ -			
Phase 1 Collections (restricted) 0500	\$ -		\$ 81,806.21	\$ -	\$ 81,806.21	\$ 81,806.21			
Phase 1 Refunds 0500	\$ -		\$ -	\$ -	\$ -	\$ -			
Phase 2 Category 1 Collections (restricted) 0500	\$ -		\$ 4,559.10	\$ -	\$ 4,559.10	\$ 4,559.10			
Region C Phase 1 Investigation Collections 0500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -			
Region C Phase 2 Category 1 Collections 0500	\$ -		\$ -	\$ -	\$ -	\$ -			
Grant Collections (restricted) 0500	\$ -		\$ -	\$ -	\$ -	\$ -			
Region A slot Machine Fee 0500	\$ 1,945,200.00		\$ -	\$ -	\$ 1,945,200.00	\$ 1,945,200.00			
Region B Slot Machine Fee 0500	\$ 1,800,000.00		\$ -	\$ -	\$ 1,800,000.00	\$ 1,800,000.00			
Slots Parlor Slot Machine Fee 0500	\$ 750,000.00		\$ -	\$ -	\$ 750,000.00	\$ 750,000.00			
Gaming Employee License Fees (GEL) 3000	\$ 30,000.00		\$ -	\$ -	\$ 30,000.00	\$ 20,900.00			
Key Gaming Executive (GKE) 3000	\$ 35,000.00		\$ -	\$ -	\$ 35,000.00	\$ 3,000.00			
Key Gaming Employee (GKS) 3000	\$ 20,000.00		\$ -	\$ -	\$ 20,000.00	\$ 8,800.00			
Non-Gaming Vendor (NGV) 3000	\$ 30,000.00		\$ -	\$ -	\$ 30,000.00	\$ 16,600.00			
Vendor Gaming Primary (VGP) 3000	\$ 45,000.00		\$ -	\$ -	\$ 45,000.00	\$ 119,986.00			
Vendor Gaming Secondary (VGS) 3000	\$ 40,000.00		\$ -	\$ -	\$ 40,000.00	\$ -			
Gaming School License (GSB)	\$ -		\$ -	\$ -	\$ -	\$ -			
Gaming Service Employee License (SER) 3000	\$ -		\$ 5,400.00	\$ -	\$ 5,400.00	\$ 5,400.00			
Subcontractor ID Initial License (SUB) 3000	\$ -		\$ -	\$ -	\$ -	\$ -			
Temporary License Initial License (TEM) 3000	\$ -		\$ -	\$ -	\$ -	\$ -			
Veterans Initial License (VET) 3000	\$ -		\$ -	\$ -	\$ -	\$ -			
Transfer of Licensing Fees to CMF 0500	\$ -		\$ -	\$ -	\$ -	\$ -			
Assessment 0500	\$ 24,457,356.87		\$ (302,073.19)	\$ -	\$ 24,155,283.68	\$ 11,356,182.42			
Misc/Bank Interest 0500	\$ -		\$ -	\$ -	\$ -	\$ 519.35			
Grand Total	\$ 29,152,556.87	\$ -	\$ 662,188.14	\$ -	\$ 29,814,745.01	\$ 16,112,953.08			

		Budget Projections					Actuals To Date		
Row Labels	Initial Projection	FY18 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Bal Fwd+Apvd Adjmts)	Total	%Spent	% BFY Passed	
10500002									
TT LOANS AND SPECIAL PAYMENTS	\$ -		\$ -	\$ -	\$ -	\$ -		50%	

Revenue Projections

Budget Projections									
Row Labels	Initial Projection	FY17 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Bal Fwd+Apvd Adjmts)	Actuals To Date Total	%Spent	% BFY Passed	
10500005									
TT LOANS AND SPECIAL PAYMENTS (Race Horse Dev Fund)	\$ 14,400,000.00	\$ -	\$ -	\$ -	\$ 14,400,000.00	\$ 6,306,476.29	44%	50%	
Revenue Projections									
Revenues	Initial Projection	FY17 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Apvd Adjmts)	Actuals Total			
Balance forward prior year 3003		\$ 13,540,128.18			\$ 13,540,128.18	\$ -			
Race Horse Development Fund assessment 3003	\$ 15,000,000.00				\$ 15,000,000.00	\$ 7,536,940.10			
Grand Total	\$ 15,000,000.00	\$ 13,540,128.18	\$ -	\$ -	\$ 28,540,128.18	\$ 7,536,940.10	\$ -		

Budget Projections									
Row Labels	Initial Projection	FY18 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Bal Fwd+Apvd Adjmts)	Actuals To Date Total	%Spent	% BFY Passed	
10500008									
Casino forfeited money MGC Trust MGL 267A S4	\$ -	\$ 6,000.00				\$ 6,652.50			
Grand Total	\$ -	\$ 6,000.00	\$ -	\$ -	\$ -	\$ 6,652.50	\$ -		

Budget Projections									
Row Labels	Initial Projection	FY18 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Bal Fwd+Apvd Adjmts)	Actuals To Date Total	%Spent	% BFY Passed	
10500012									
TT LOANS AND SPECIAL PAYMENTS	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		50%	
Revenue Projections									
Revenues	Initial Projection		Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Apvd Adjmts)	Actuals Total			
Plainridge Import Harness Horse Simulcast 0131	\$ 2,000.00		\$ -	\$ -	\$ 2,000.00	\$ 7,061.31			
Plainridge Racing Harness Horse Live 0131	\$ 7,000.00		\$ -	\$ -	\$ 7,000.00	\$ 3,144.52			
Raynham Import Plainridge Simulcast 0131	\$ 3,000.00		\$ -	\$ -	\$ 3,000.00	\$ (1,598.80)			
Suffolk Import Plainridge Simulcast 0131	\$ 22,000.00		\$ -	\$ -	\$ 22,000.00	\$ (6,816.44)			
Plainridge Racecourse Promo Fund Beginning Balance 7205	\$ -		\$ -	\$ -	\$ -	\$ -			
TVG Live 0131	\$ -		\$ -	\$ -	\$ -	\$ -			
TVG Simulcast 0131	\$ 13,000.00		\$ -	\$ -	\$ 13,000.00	\$ 7,040.01			
Twin Spires Live 0131	\$ -		\$ -	\$ -	\$ -	\$ -			
Twin Spires Simulcast 0131	\$ 13,000.00		\$ -	\$ -	\$ 13,000.00	\$ 6,803.17			
Xpress Bets Live 0131	\$ -		\$ -	\$ -	\$ -	\$ -			
Xpress Bets Simulcast 0131	\$ 3,000.00		\$ -	\$ -	\$ 3,000.00	\$ 1,742.02			
NYRA Live 0131	\$ -		\$ -	\$ -	\$ -	\$ -			
NYRA Simulcast 0131	\$ 200.00		\$ -	\$ -	\$ -	\$ 484.75			
Grand Total	\$ 63,200.00	\$ -	\$ -	\$ -	\$ 63,000.00	\$ 17,860.54	\$ -		

Budget Projections									
Row Labels	Initial Projection	FY18 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Bal Fwd+Apvd Adjmts)	Actuals To Date Total	%Spent	% BFY Passed	
10500013									
TT LOANS AND SPECIAL PAYMENTS	\$ 125,000.00	\$ -	\$ -	\$ -	\$ 125,000.00	\$ 243,950.68		50%	
Revenue Projections									
Revenues	Initial Projection		Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Apvd Adjmts)	Actuals Total			
Plainridge Import Harness Horse Simulcast 0131	\$ 25,000.00		\$ -	\$ -	\$ 25,000.00	\$ 31,344.05			
Plainridge Racing Harness Horse Live 0131	\$ 12,000.00		\$ -	\$ -	\$ 12,000.00	\$ 5,379.53			
Raynham Import Plainridge Simulcast 0131	\$ 3,000.00		\$ -	\$ -	\$ 3,000.00	\$ 4,004.32			
Suffolk Import Plainridge Simulcast 0131	\$ -		\$ -	\$ -	\$ -	\$ 3,156.29			
Plainridge Capital Improvement Fund Beginning Balance 7205	\$ 425,034.39		\$ -	\$ -	\$ 425,034.39	\$ -			
TVG Live 0131	\$ -		\$ -	\$ -	\$ -	\$ -			
TVG Simulcast 0131	\$ 40,000.00		\$ -	\$ -	\$ 40,000.00	\$ 18,954.31			
Twin Spires Live 0131	\$ -		\$ -	\$ -	\$ -	\$ -			
Twin Spires Simulcast 0131	\$ 35,000.00		\$ -	\$ -	\$ 35,000.00	\$ 17,210.74			
Xpress Bets Live 0131	\$ -		\$ -	\$ -	\$ -	\$ -			
Xpress Bets Simulcast 0131	\$ 7,000.00		\$ -	\$ -	\$ 7,000.00	\$ 6,934.79			
NYRA Live 0131	\$ -		\$ -	\$ -	\$ -	\$ -			
NYRA Simulcast 0131	\$ 200.00		\$ -	\$ -	\$ 200.00	\$ 1,393.56			
Grand Total	\$547,234.39	\$0.00	\$0.00	\$0.00	\$547,234.39	\$88,377.59			

Budget Projections									
Row Labels	Initial Projection	FY18 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Bal Fwd+Apvd Adjmts)	Actuals To Date Total	%Spent	% BFY Passed	
10500021									
TT LOANS AND SPECIAL PAYMENTS	\$ 146,000.00	\$ -	\$ -	\$ -	\$ 146,000.00	\$ -	0%	50%	
Revenue Projections									
Revenues	Initial Projection		Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Apvd Adjmts)	Actuals Total			
Plainridge Import Suffolk Simulcast 0131	\$ 25,000.00		\$ -	\$ -	\$ 25,000.00	\$ 16,190.47			
Raynham Import Suffolk Simulcast 0131	\$ 16,000.00		\$ -	\$ -	\$ 16,000.00	\$ 7,615.85			
Suffolk Import Running Horse Simulcast 0131	\$ 50,000.00		\$ -	\$ -	\$ 50,000.00	\$ 29,372.17			

Suffolk Racing Running Horse Live 0131	\$ 2,000.00	\$ -	\$ -	\$ 2,000.00	\$ 1,448.23
Suffolk Promotional Fund Beginning Balance 7205	\$ 75,776.00	\$ -	\$ -	\$ 75,776.00	\$ -
TVG Live 0131	\$ 200.00	\$ -	\$ -	\$ 200.00	\$ 281.66
TVG Simulcast 0131	\$ 55,000.00	\$ -	\$ -	\$ 55,000.00	\$ 29,169.39
Twin Spires Live 0131	\$ 100.00	\$ -	\$ -	\$ 100.00	\$ 96.47
Twin Spires Simulcast 0131	\$ 30,000.00	\$ -	\$ -	\$ 30,000.00	\$ 14,914.76
Xpress Bets Live 0131	\$ 50.00	\$ -	\$ -	\$ 50.00	\$ 97.44
Xpress Bets Simulcast 0131	\$ 13,000.00	\$ -	\$ -	\$ 13,000.00	\$ -
NYRA Live 0131	\$ 3.00	\$ -	\$ -	\$ 3.00	\$ -
NYRA Simulcast 0131	\$ 3,000.00	\$ -	\$ -	\$ 3,000.00	\$ 4,964.66
Grand Total	\$270,129.00	\$0.00	\$0.00	\$0.00	\$270,129.00

Budget Projections									
Row Labels	Initial Projection	FY18 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Bal Fwd+Apvd Adjmts)	Actuals To Date Total	%Spent	% BFY Passed	
10500022									
TT LOANS AND SPECIAL PAYMENTS	\$ 525,500.00	\$ -	\$ -	\$ -	\$ 525,500.00	\$ 155,516.73	30%	50%	
Revenue Projections									
Revenues	Initial Projection		Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Apvd Adjmts)	Actuals Total			
Plainridge Import Suffolk Simulcast 0131	\$ 100,000.00		\$ -	\$ -	\$ 100,000.00	\$ 63,358.47			
Raynham Import Suffolk Simulcast 0131	\$ 50,000.00		\$ -	\$ -	\$ 50,000.00	\$ 24,678.47			
Suffolk Import Running Horse Simulcast 0131	\$ 200,000.00		\$ -	\$ -	\$ 200,000.00	\$ 118,251.11			
Suffolk Racing Running Horse Live 0131	\$ 9,000.00		\$ -	\$ -	\$ 9,000.00	\$ 4,276.15			
Suffolk Capital Improvement Fund Beginning Balance 7205	\$ 848,696.04		\$ -	\$ -	\$ 848,696.04	\$ -			
TVG Live 0131	\$ 600.00		\$ -	\$ -	\$ 600.00	\$ 844.69			
TVG Simulcast 0131	\$ 200,000.00		\$ -	\$ -	\$ 200,000.00	\$ 113,419.99			
Twin Spires Live 0131	\$ 400.00		\$ -	\$ -	\$ 400.00	\$ 299.36			
Twin Spires Simulcast 0131	\$ 120,000.00		\$ -	\$ -	\$ 120,000.00	\$ 60,157.63			
Xpress Bets Live 0131	\$ 1,000.00		\$ -	\$ -	\$ 1,000.00	\$ 279.21			
Xpress Bets Simulcast 0131	\$ 45,000.00		\$ -	\$ -	\$ 45,000.00	\$ -			
NYRA Live 0131	\$ 3.00		\$ -	\$ -	\$ 3.00	\$ -			
NYRA Simulcast 0131	\$ 10,000.00		\$ -	\$ -	\$ 10,000.00	\$ 17,859.45			
Grand Total	\$1,584,699.04	\$0.00	\$0.00	\$0.00	\$1,584,699.04	\$403,424.53			

Budget Projections									
Row Labels	Initial Projection	FY18 Balance Forward	Approved Adjustments	Proposed Adjustments	Current Budget (Initial+Bal Fwd+Apvd Adjmts)	Actuals To Date Total	%Spent	% BFY Passed	
10500140									
TT LOANS AND SPECIAL PAYMENTS	\$ 721,350.00	\$ -	\$ -	\$ -	\$ 721,350.00	\$ -	0%	50%	

QRY--Step 16A Budget Amendment Requests by Qtr and Object Class

Amendments for Quarter: **3**

Approp	Type	Obj Class	Division	Obj Code	Description of Change	Date Requested	Apvrd	Denied	Date Approved	Approved Denied By	Comments	Change Amount
10500001	Amendment	AA										
			1600	A01	Salaries --Delayed Hires	2/2/2018	<input type="checkbox"/>	<input type="checkbox"/>				(\$8,000.00)
			5000	A01	Salaries- Delayed Hires	2/2/2018	<input type="checkbox"/>	<input type="checkbox"/>				(\$50,000.00)
Apvd/Pending Subtotal												(\$58,000.00)
Obj Class Totals												(\$58,000.00)
		DD										
			1600	D09	Delayed Hires	2/2/2018	<input type="checkbox"/>	<input type="checkbox"/>				(\$2,906.40)
			5000	D09	Fringe Delayed Hires	2/2/2018	<input type="checkbox"/>	<input type="checkbox"/>				(\$18,165.00)
Apvd/Pending Subtotal												(\$21,071.40)
Obj Class Totals												(\$21,071.40)
		EE										
			2000	E16	Indirect on Delayed Hires	2/2/2018	<input type="checkbox"/>	<input type="checkbox"/>				(\$5,800.00)
Apvd/Pending Subtotal												(\$5,800.00)
Obj Class Totals												(\$5,800.00)
		HH										
			1200	H09	Labor Employment	12/12/2017	<input type="checkbox"/>	<input type="checkbox"/>				(\$20,000.00)
			1200	H09	General Practice Regulations	12/12/2017	<input type="checkbox"/>	<input type="checkbox"/>				(\$30,000.00)
			1200	H09	Attorneys/Legal Services Litigation Contract	11/8/2017	<input type="checkbox"/>	<input type="checkbox"/>				\$700,000.00
			1200	H19	Hearing Officer Net Zero Change	1/3/2018	<input type="checkbox"/>	<input type="checkbox"/>				(\$5,000.00)
Apvd/Pending Subtotal												\$645,000.00
Obj Class Totals												\$645,000.00
		JJ										
			1200	JJ2	Stenographer Net Zero Change	1/3/2018	<input type="checkbox"/>	<input type="checkbox"/>				\$5,000.00
Apvd/Pending Subtotal												\$5,000.00
Obj Class Totals												\$5,000.00
		NN										
			1800	N50	Gaffers Tape Net Zero Change	11/28/2017	<input type="checkbox"/>	<input type="checkbox"/>				\$500.00
Apvd/Pending Subtotal												\$500.00
Obj Class Totals												\$500.00
		PP										

Amendments for Quarter: 3

Approp	Type	Obj Class	Division	Obj Code	Description of Change	Date Requested	Aprvd	Denied	Date Approved	Approved Denied By	Comments	Change Amount
			1700	P01	Seigma/Umass core--Baseline Study on-going	11/2/2017	<input type="checkbox"/>	<input type="checkbox"/>				\$355,766.00
			1700	P01	Magic Core/Optional--Cohort Study	11/2/2017	<input type="checkbox"/>	<input type="checkbox"/>				(\$356,043.00)
Apvd/Pending Subtotal											(\$277.00)	
Obj Class Totals											(\$277.00)	
Type Totals											\$565,351.60	
Appropriation Totals											\$565,351.60	

QRY--Step 05A Expense Budget Form

BFY	Appropriation	Division	Obj Clas	Object Class Name	Obligation Ceiling	Accrued Expenses	Cash Expenses	Total Expenses	Encumbered	Committed	Uncommitted	% Spent	% Comtd	% BFY Passed
2018														
	10500001													
		1000		Division of Finance and Administration										
			AA	REGULAR EMPLOYEE COMPENSATION	\$364,080.20	\$0.00	\$193,050.32	\$208,050.32	\$15,000.00	\$223,050.32	\$141,029.88	57.14%	61.26%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$3,000.00	\$0.00	\$827.59	\$827.59	\$0.00	\$827.59	\$2,172.41	27.59%	27.59%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$132,270.33	\$0.00	\$64,382.93	\$64,382.93	\$0.00	\$64,382.93	\$67,887.40	48.68%	48.68%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$175,940.66	\$0.00	\$69,056.54	\$69,056.54	\$60,925.81	\$129,982.35	\$45,958.31	39.25%	73.88%	56.44%
			GG	ENERGY COSTS AND SPACE RENTAL	\$1,219,149.38	\$0.00	\$708,084.94	\$708,084.94	\$511,025.72	\$1,219,110.66	\$38.72	58.08%	100.00%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$125,000.00	\$0.00	\$126,751.44	\$126,751.44	\$6,885.12	\$133,636.56	(\$8,636.56)	101.40%	106.91%	56.44%
			JJ	OPERATIONAL SERVICES	\$950.00	\$0.00	\$580.54	\$580.54	\$859.19	\$1,439.73	(\$489.73)	61.11%	151.55%	56.44%
			KK	EQUIPMENT PURCHASE	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
			LL	EQUIPMENT LEASE-MAINTAIN/REPAR	\$32,106.80	\$0.00	\$9,259.22	\$9,259.22	\$12,216.65	\$21,475.87	\$10,630.93	28.84%	66.89%	56.44%
			NN	INFRASTRUCTURE:	\$1,000.00	\$0.00	\$975.42	\$975.42	\$24.58	\$1,000.00	\$0.00	97.54%	100.00%	56.44%
			UU	IT Non-Payroll Expenses	\$4,500.00	\$0.00	\$5,571.29	\$5,571.29	\$7,228.71	\$12,800.00	(\$8,300.00)	123.81%	284.44%	56.44%
			Total:	Division of Finance and Administration	\$2,057,997.37	\$0.00	\$1,178,540.23	\$1,193,540.23	\$614,165.78	\$1,807,706.01	\$250,291.36	58.00%	87.84%	56.44%
		1100		Human Resources										
			AA	REGULAR EMPLOYEE COMPENSATION	\$279,651.50	\$0.00	\$100,430.25	\$100,430.25	\$0.00	\$100,430.25	\$179,221.25	35.91%	35.91%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$1,000.00	\$0.00	\$313.75	\$313.75	\$0.00	\$313.75	\$686.25	31.38%	31.38%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$151,597.38	\$0.00	\$35,907.81	\$35,907.81	\$77,121.86	\$113,029.67	\$38,567.71	23.69%	74.56%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$64,818.15	\$0.00	\$16,834.17	\$16,834.17	\$14,485.26	\$31,319.43	\$33,498.72	25.97%	48.32%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$5,000.00	\$0.00	\$770.86	\$770.86	\$0.00	\$770.86	\$4,229.14	15.42%	15.42%	56.44%
			JJ	OPERATIONAL SERVICES	\$17,000.00	\$0.00	\$2,140.00	\$2,140.00	\$2,460.00	\$4,600.00	\$12,400.00	12.59%	27.06%	56.44%
			Total:	Human Resources	\$519,067.03	\$0.00	\$156,396.84	\$156,396.84	\$94,067.12	\$250,463.96	\$268,603.07	30.13%	48.25%	56.44%
		1200		Office of the General Counsel										
			AA	REGULAR EMPLOYEE COMPENSATION	\$479,248.37	\$0.00	\$245,921.23	\$245,921.23	\$0.00	\$245,921.23	\$233,327.14	51.31%	51.31%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$9,000.00	\$0.00	\$384.71	\$384.71	\$0.00	\$384.71	\$8,615.29	4.27%	4.27%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$174,110.93	\$0.00	\$79,333.03	\$79,333.03	\$0.00	\$79,333.03	\$94,777.90	45.56%	45.56%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$128,374.84	\$0.00	\$95,241.06	\$95,241.06	\$11,883.88	\$107,124.94	\$21,249.90	74.19%	83.45%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$532,000.00	\$0.00	\$622,723.91	\$622,723.91	\$354,276.09	\$977,000.00	(\$445,000.00)	117.05%	183.65%	56.44%

BFY	Appropriation	Division	Obj Clas	Object Class Name	Obligation Ceiling	Accrued Expenses	Cash Expenses	Total Expenses	Encumbered	Committed	Uncommitted	% Spent	% Comtd	% BFY Passed
2018														
	10500001													
		1200		Office of the General Counsel										
			JJ	OPERATIONAL SERVICES	\$2,500.00	\$0.00	\$4,310.81	\$4,310.81	\$3,189.12	\$7,499.93	(\$4,999.93)	172.43%	300.00%	56.44%
			Total:	Office of the General Counsel	\$1,325,234.14	\$0.00	\$1,047,914.75	\$1,047,914.75	\$369,349.09	\$1,417,263.84	(\$92,029.70)	79.07%	106.94%	56.44%
		1300		Executive Director										
			AA	REGULAR EMPLOYEE COMPENSATION	\$589,524.27	\$0.00	\$323,228.92	\$323,228.92	\$0.00	\$323,228.92	\$266,295.35	54.83%	54.83%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$8,000.00	\$0.00	\$2,467.57	\$2,467.57	\$0.00	\$2,467.57	\$5,532.43	30.84%	30.84%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$214,174.19	\$0.00	\$106,745.49	\$106,745.49	\$0.00	\$106,745.49	\$107,428.70	49.84%	49.84%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$87,952.43	\$0.00	\$33,533.17	\$33,533.17	\$24,149.74	\$57,682.91	\$30,269.52	38.13%	65.58%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$40,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$40,000.00	0.00%	0.00%	56.44%
			Total:	Executive Director	\$939,650.89	\$0.00	\$465,975.15	\$465,975.15	\$24,149.74	\$490,124.89	\$449,526.00	49.59%	52.16%	56.44%
		1400		Information Technology										
			AA	REGULAR EMPLOYEE COMPENSATION	\$560,397.81	\$0.00	\$274,503.31	\$274,503.31	\$0.00	\$274,503.31	\$285,894.50	48.98%	48.98%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$6,000.00	\$0.00	\$1,775.74	\$1,775.74	\$0.00	\$1,775.74	\$4,224.26	29.60%	29.60%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$203,592.53	\$0.00	\$89,060.30	\$89,060.30	\$0.00	\$89,060.30	\$114,532.23	43.74%	43.74%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$459,364.15	\$0.00	\$140,629.52	\$140,629.52	\$95,009.81	\$235,639.33	\$223,724.82	30.61%	51.30%	56.44%
			GG	ENERGY COSTS AND SPACE RENTAL	\$28,080.00	\$0.00	\$19,685.19	\$19,685.19	\$14,060.85	\$33,746.04	(\$5,666.04)	70.10%	120.18%	56.44%
			UU	IT Non-Payroll Expenses	\$3,600,213.68	\$0.00	\$1,628,514.01	\$1,628,514.01	\$1,582,848.40	\$3,211,362.41	\$388,851.27	45.23%	89.20%	56.44%
			Total:	Information Technology	\$4,857,648.17	\$0.00	\$2,154,168.07	\$2,154,168.07	\$1,691,919.06	\$3,846,087.13	\$1,011,561.04	44.35%	79.18%	56.44%
		1500		Commissioners										
			AA	REGULAR EMPLOYEE COMPENSATION	\$558,769.76	\$0.00	\$296,510.54	\$296,510.54	\$0.00	\$296,510.54	\$262,259.22	53.06%	53.06%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$10,000.00	\$0.00	\$3,442.93	\$3,442.93	\$0.00	\$3,442.93	\$6,557.07	34.43%	34.43%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$203,001.05	\$0.00	\$99,590.00	\$99,590.00	\$0.00	\$99,590.00	\$103,411.05	49.06%	49.06%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$117,536.98	\$0.00	\$41,129.56	\$41,129.56	\$33,654.49	\$74,784.05	\$42,752.93	34.99%	63.63%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
			JJ	OPERATIONAL SERVICES	\$54,600.00	\$0.00	\$14,934.10	\$14,934.10	\$25,265.90	\$40,200.00	\$14,400.00	27.35%	73.63%	56.44%
			Total:	Commissioners	\$943,907.79	\$0.00	\$455,607.13	\$455,607.13	\$58,920.39	\$514,527.52	\$429,380.27	48.27%	54.51%	56.44%
		1600		Office of Workforce, Supplier and Diversity Development										
			AA	REGULAR EMPLOYEE COMPENSATION	\$187,317.58	\$0.00	\$73,547.30	\$73,547.30	\$0.00	\$73,547.30	\$113,770.28	39.26%	39.26%	56.44%

BFY	Appropriation	Division	Obj Clas	Object Class Name	Obligation Ceiling	Accrued Expenses	Cash Expenses	Total Expenses	Encumbered	Committed	Uncommitted	% Spent	% Comtd	% BFY Passed
2018														
	10500001													
		1600		Office of Workforce, Supplier and Diversity Development										
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$4,000.00	\$0.00	\$3,810.05	\$3,810.05	\$0.00	\$3,810.05	\$189.95	95.25%	95.25%	56.44%
			CC	SPECIAL EMPLOYEES	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$68,052.47	\$0.00	\$23,887.65	\$23,887.65	\$0.00	\$23,887.65	\$44,164.82	35.10%	35.10%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$62,731.76	\$0.00	\$11,917.23	\$11,917.23	\$19,658.08	\$31,575.31	\$31,156.45	19.00%	50.33%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$0.00	\$0.00	\$35,202.88	\$35,202.88	\$0.00	\$35,202.88	(\$35,202.88)	#Div/0!	#Div/0!	56.44%
			PP	STATE AID/POL SUB	\$150,000.00	\$0.00	\$0.00	\$0.00	\$54,000.00	\$54,000.00	\$96,000.00	0.00%	36.00%	56.44%
			Total:	Office of Workforce, Supplier and Diversity D	\$472,101.81	\$0.00	\$148,365.11	\$148,365.11	\$73,658.08	\$222,023.19	\$250,078.62	31.43%	47.03%	56.44%
		1700		Office of Research and Problem Gambling										
			AA	REGULAR EMPLOYEE COMPENSATION	\$205,317.50	\$0.00	\$109,587.31	\$109,587.31	\$0.00	\$109,587.31	\$95,730.19	53.37%	53.37%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$6,000.00	\$0.00	\$2,769.45	\$2,769.45	\$0.00	\$2,769.45	\$3,230.55	46.16%	46.16%	56.44%
			CC	SPECIAL EMPLOYEES	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$74,591.84	\$0.00	\$35,991.78	\$35,991.78	\$0.00	\$35,991.78	\$38,600.06	48.25%	48.25%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$174,031.75	\$0.00	\$51,031.33	\$51,031.33	\$11,855.47	\$62,886.80	\$111,144.95	29.32%	36.14%	56.44%
			FF	FACILITY OPERATIONAL EXPENSES	\$500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$500.00	0.00%	0.00%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$1,380,000.00	\$0.00	\$504,438.89	\$504,438.89	\$711,340.97	\$1,215,779.86	\$164,220.14	36.55%	88.10%	56.44%
			JJ	OPERATIONAL SERVICES	\$0.00	\$0.00	\$5,350.00	\$5,350.00	\$9,650.00	\$15,000.00	(\$15,000.00)	#Div/0!	#Div/0!	56.44%
			MM	PURCHASED CLIENT/PROGRAM SVCS	\$25,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$25,000.00	0.00%	0.00%	56.44%
			PP	STATE AID/POL SUB	\$3,215,197.00	\$0.00	\$448,090.16	\$448,090.16	\$1,796,397.87	\$2,244,488.03	\$970,708.97	13.94%	69.81%	56.44%
			UU	IT Non-Payroll Expenses	\$75,000.00	\$0.00	\$7,080.00	\$7,080.00	\$3,600.00	\$10,680.00	\$64,320.00	9.44%	14.24%	56.44%
			Total:	Office of Research and Problem Gambling	\$5,155,638.09	\$0.00	\$1,164,338.92	\$1,164,338.92	\$2,532,844.31	\$3,697,183.23	\$1,458,454.86	22.58%	71.71%	56.44%
		1800		Office of Communications										
			AA	REGULAR EMPLOYEE COMPENSATION	\$197,428.90	\$0.00	\$105,757.51	\$105,757.51	\$0.00	\$105,757.51	\$91,671.39	53.57%	53.57%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$3,900.00	\$0.00	\$1,867.26	\$1,867.26	\$0.00	\$1,867.26	\$2,032.74	47.88%	47.88%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$71,725.92	\$0.00	\$34,736.90	\$34,736.90	\$0.00	\$34,736.90	\$36,989.02	48.43%	48.43%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$53,867.89	\$0.00	\$25,172.57	\$25,172.57	\$19,772.99	\$44,945.56	\$8,922.33	46.73%	83.44%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$25,000.00	\$0.00	\$6,610.00	\$6,610.00	\$18,390.00	\$25,000.00	\$0.00	26.44%	100.00%	56.44%
			JJ	OPERATIONAL SERVICES	\$30,000.00	\$0.00	\$5,500.00	\$5,500.00	\$17,500.00	\$23,000.00	\$7,000.00	18.33%	76.67%	56.44%
			KK	EQUIPMENT PURCHASE	\$0.00	\$0.00	\$247.00	\$247.00	\$424.90	\$671.90	(\$671.90)	#Div/0!	#Div/0!	56.44%

BFY	Appropriation	Division	Obj Clas	Object Class Name	Obligation Ceiling	Accrued Expenses	Cash Expenses	Total Expenses	Encumbered	Committed	Uncommitted	% Spent	% Comtd	% BFY Passed
2018														
	10500001													
		1800		Office of Communications										
			Total:	Office of Communications	\$381,922.71	\$0.00	\$179,891.24	\$179,891.24	\$56,087.89	\$235,979.13	\$145,943.58	47.10%	61.79%	56.44%
		1900		Ombudsman										
			AA	REGULAR EMPLOYEE COMPENSATION	\$313,488.00	\$0.00	\$167,880.51	\$167,880.51	\$0.00	\$167,880.51	\$145,607.49	53.55%	53.55%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$4,000.00	\$0.00	\$10.50	\$10.50	\$0.00	\$10.50	\$3,989.50	0.26%	0.26%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$113,890.19	\$0.00	\$55,542.05	\$55,542.05	\$0.00	\$55,542.05	\$58,348.14	48.77%	48.77%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$42,348.80	\$0.00	\$15,683.43	\$15,683.43	\$4,985.00	\$20,668.43	\$21,680.37	37.03%	48.81%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
			JJ	OPERATIONAL SERVICES	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
			PP	STATE AID/POL SUB	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
			Total:	Ombudsman	\$473,726.99	\$0.00	\$239,116.49	\$239,116.49	\$4,985.00	\$244,101.49	\$229,625.50	50.48%	51.53%	56.44%
		5000		Investigations Enforcement										
			AA	REGULAR EMPLOYEE COMPENSATION	\$2,022,550.36	\$0.00	\$922,492.71	\$922,492.71	\$0.00	\$922,492.71	\$1,100,057.65	45.61%	45.61%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$23,000.00	\$0.00	\$10,707.49	\$10,707.49	\$0.00	\$10,707.49	\$12,292.51	46.55%	46.55%	56.44%
			CC	SPECIAL EMPLOYEES	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$731,159.55	\$0.00	\$299,700.39	\$299,700.39	\$0.00	\$299,700.39	\$431,459.16	40.99%	40.99%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$799,228.54	\$0.00	\$240,631.10	\$240,631.10	\$104,309.40	\$344,940.50	\$454,288.04	30.11%	43.16%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
			JJ	OPERATIONAL SERVICES	\$3,907,735.01	\$0.00	\$944,345.02	\$944,345.02	\$2,095,924.95	\$3,040,269.97	\$867,465.04	24.17%	77.80%	56.44%
			KK	EQUIPMENT PURCHASE	\$68,444.00	\$0.00	\$3,244.65	\$3,244.65	\$47.33	\$3,291.98	\$65,152.02	4.74%	4.81%	56.44%
			UU	IT Non-Payroll Expenses	\$12,000.00	\$0.00	\$0.00	\$0.00	\$750.00	\$750.00	\$11,250.00	0.00%	6.25%	56.44%
			Total:	Investigations Enforcement	\$7,564,117.46	\$0.00	\$2,421,121.36	\$2,421,121.36	\$2,201,031.68	\$4,622,153.04	\$2,941,964.42	32.01%	61.11%	56.44%
		7000		Licensing										
			AA	REGULAR EMPLOYEE COMPENSATION	\$397,674.74	\$0.00	\$185,247.63	\$185,247.63	\$0.00	\$185,247.63	\$212,427.11	46.58%	46.58%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$6,500.00	\$0.00	\$2,241.17	\$2,241.17	\$0.00	\$2,241.17	\$4,258.83	34.48%	34.48%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$144,475.23	\$0.00	\$61,329.83	\$61,329.83	\$0.00	\$61,329.83	\$83,145.40	42.45%	42.45%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$69,267.48	\$0.00	\$19,190.68	\$19,190.68	\$25,603.17	\$44,793.85	\$24,473.63	27.71%	64.67%	56.44%
			JJ	OPERATIONAL SERVICES	\$10,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$10,000.00	0.00%	0.00%	56.44%

BFY	Appropriation	Division	Obj Clas	Object Class Name	Obligation Ceiling	Accrued Expenses	Cash Expenses	Total Expenses	Encumbered	Committed	Uncommitted	% Spent	% Comtd	% BFY Passed
2018														
	10500001													
		7000		Licensing										
			KK	EQUIPMENT PURCHASE	\$10,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$10,000.00	0.00%	0.00%	56.44%
		Total:		Licensing	\$637,917.45	\$0.00	\$268,009.31	\$268,009.31	\$25,603.17	\$293,612.48	\$344,304.97	42.01%	46.03%	56.44%
		9000		AGO State Police										
			EE	ADMINISTRATIVE EXPENSES	\$0.00	\$0.00	\$26,465.05	\$26,465.05	\$0.00	\$26,465.05	(\$26,465.05)	#Div/0!	#Div/0!	56.44%
			JJ	OPERATIONAL SERVICES	\$0.00	\$0.00	\$264,650.38	\$264,650.38	\$552,627.79	\$817,278.17	(\$817,278.17)	#Div/0!	#Div/0!	56.44%
		Total:		AGO State Police	\$0.00	\$0.00	\$291,115.43	\$291,115.43	\$552,627.79	\$843,743.22	(\$843,743.22)	#Div/0!	#Div/0!	56.44%
	Total:	10500001			\$25,328,929.90	\$0.00	\$10,170,560.03	\$10,185,560.03	\$8,299,409.10	\$18,484,969.13	\$6,843,960.77	40.21%	72.98%	56.44%
	10500003													
		1000		Division of Finance and Administration										
			AA	REGULAR EMPLOYEE COMPENSATION	\$163,926.80	\$0.00	\$84,989.05	\$84,989.05	\$0.00	\$84,989.05	\$78,937.75	51.85%	51.85%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$59,554.61	\$0.00	\$28,193.52	\$28,193.52	\$0.00	\$28,193.52	\$31,361.09	47.34%	47.34%	56.44%
		Total:		Division of Finance and Administration	\$223,481.41	\$0.00	\$113,182.57	\$113,182.57	\$0.00	\$113,182.57	\$110,298.84	50.65%	50.65%	56.44%
		1100		Human Resources										
			AA	REGULAR EMPLOYEE COMPENSATION	\$83,782.66	\$0.00	\$40,413.95	\$40,413.95	\$0.00	\$40,413.95	\$43,368.71	48.24%	48.24%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$30,438.24	\$0.00	\$13,619.99	\$13,619.99	\$0.00	\$13,619.99	\$16,818.25	44.75%	44.75%	56.44%
		Total:		Human Resources	\$114,220.90	\$0.00	\$54,033.94	\$54,033.94	\$0.00	\$54,033.94	\$60,186.96	47.31%	47.31%	56.44%
		1200		Office of the General Counsel										
			AA	REGULAR EMPLOYEE COMPENSATION	\$36,509.62	\$0.00	\$17,695.27	\$17,695.27	\$0.00	\$17,695.27	\$18,814.35	48.47%	48.47%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$13,263.95	\$0.00	\$5,693.62	\$5,693.62	\$0.00	\$5,693.62	\$7,570.33	42.93%	42.93%	56.44%
		Total:		Office of the General Counsel	\$49,773.57	\$0.00	\$23,388.89	\$23,388.89	\$0.00	\$23,388.89	\$26,384.68	46.99%	46.99%	56.44%
		1300		Executive Director										
			AA	REGULAR EMPLOYEE COMPENSATION	\$35,911.23	\$0.00	\$12,859.85	\$12,859.85	\$0.00	\$12,859.85	\$23,051.38	35.81%	35.81%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$13,046.54	\$0.00	\$4,314.16	\$4,314.16	\$0.00	\$4,314.16	\$8,732.38	33.07%	33.07%	56.44%
		Total:		Executive Director	\$48,957.77	\$0.00	\$17,174.01	\$17,174.01	\$0.00	\$17,174.01	\$31,783.76	35.08%	35.08%	56.44%
		1400		Information Technology										
			AA	REGULAR EMPLOYEE COMPENSATION	\$34,287.81	\$0.00	\$9,871.57	\$9,871.57	\$0.00	\$9,871.57	\$24,416.24	28.79%	28.79%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$12,456.75	\$0.00	\$3,197.21	\$3,197.21	\$0.00	\$3,197.21	\$9,259.54	25.67%	25.67%	56.44%

BFY	Appropriation	Division	Obj Clas	Object Class Name	Obligation Ceiling	Accrued Expenses	Cash Expenses	Total Expenses	Encumbered	Committed	Uncommitted	% Spent	% Comtd	% BFY Passed
2018														
10500003														
		1400		Information Technology										
	Total:			Information Technology	\$46,744.56	\$0.00	\$13,068.78	\$13,068.78	\$0.00	\$13,068.78	\$33,675.78	27.96%	27.96%	56.44%
		1500		Commissioners										
			AA	REGULAR EMPLOYEE COMPENSATION	\$53,893.50	\$0.00	\$28,093.55	\$28,093.55	\$0.00	\$28,093.55	\$25,799.95	52.13%	52.13%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$19,579.51	\$0.00	\$9,422.90	\$9,422.90	\$0.00	\$9,422.90	\$10,156.61	48.13%	48.13%	56.44%
	Total:			Commissioners	\$73,473.01	\$0.00	\$37,516.45	\$37,516.45	\$0.00	\$37,516.45	\$35,956.56	51.06%	51.06%	56.44%
		1800		Office of Communications										
			AA	REGULAR EMPLOYEE COMPENSATION	\$11,272.11	\$0.00	\$6,078.22	\$6,078.22	\$0.00	\$6,078.22	\$5,193.89	53.92%	53.92%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$4,095.15	\$0.00	\$1,968.73	\$1,968.73	\$0.00	\$1,968.73	\$2,126.42	48.07%	48.07%	56.44%
	Total:			Office of Communications	\$15,367.26	\$0.00	\$8,046.95	\$8,046.95	\$0.00	\$8,046.95	\$7,320.31	52.36%	52.36%	56.44%
		3000		Racing Division										
			AA	REGULAR EMPLOYEE COMPENSATION	\$293,177.00	\$0.00	\$150,097.58	\$150,097.58	\$0.00	\$150,097.58	\$143,079.42	51.20%	51.20%	56.44%
			BB	REGULAR EMPLOYEE RELATED EXPEN	\$12,000.00	\$0.00	\$1,067.08	\$1,067.08	\$0.00	\$1,067.08	\$10,932.92	8.89%	8.89%	56.44%
			CC	SPECIAL EMPLOYEES	\$360,000.00	\$0.00	\$312,216.78	\$312,216.78	\$0.00	\$312,216.78	\$47,783.22	86.73%	86.73%	56.44%
			DD	PENSION & INSURANCE RELATED EX	\$112,523.21	\$0.00	\$53,969.86	\$53,969.86	\$50,000.00	\$103,969.86	\$8,553.35	47.96%	92.40%	56.44%
			EE	ADMINISTRATIVE EXPENSES	\$197,953.45	\$0.00	\$106,650.30	\$106,650.30	\$15,397.95	\$122,048.25	\$75,905.20	53.88%	61.66%	56.44%
			FF	FACILITY OPERATIONAL EXPENSES	\$2,000.00	\$0.00	\$4,784.00	\$4,784.00	\$1,900.00	\$6,684.00	(\$4,684.00)	239.20%	334.20%	56.44%
			HH	CONSULTANT SVCS (TO DEPTS)	\$25,000.00	\$0.00	\$0.00	\$0.00	\$34,400.00	\$34,400.00	(\$9,400.00)	0.00%	137.60%	56.44%
			JJ	OPERATIONAL SERVICES	\$815,300.00	\$0.00	\$321,691.45	\$321,691.45	\$339,593.49	\$661,284.94	\$154,015.06	39.46%	81.11%	56.44%
			KK	EQUIPMENT PURCHASE	\$0.00	\$0.00	\$400.00	\$400.00	\$100.00	\$500.00	(\$500.00)	#Div/0!	#Div/0!	56.44%
			LL	EQUIPMENT LEASE-MAINTAIN/REPAR	\$2,000.00	\$0.00	\$358.12	\$358.12	\$134.57	\$492.69	\$1,507.31	17.91%	24.63%	56.44%
			MM	PURCHASED CLIENT/PROGRAM SVCS	\$85,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$85,000.00	0.00%	0.00%	56.44%
			UU	IT Non-Payroll Expenses	\$43,000.00	\$0.00	\$3,394.61	\$3,394.61	\$16,679.84	\$20,074.45	\$22,925.55	7.89%	46.68%	56.44%
	Total:			Racing Division	\$1,947,953.66	\$0.00	\$954,629.78	\$954,629.78	\$458,205.85	\$1,412,835.63	\$535,118.03	49.01%	72.53%	56.44%
Total:	10500003				\$2,519,972.14	\$0.00	\$1,221,041.37	\$1,221,041.37	\$458,205.85	\$1,679,247.22	\$840,724.92	48.45%	66.64%	56.44%
10500013														
		3000		Racing Division										
			TT	LOANS AND SPECIAL PAYMENTS	\$0.00	\$0.00	\$243,950.68	\$243,950.68	\$60,512.50	\$304,463.18	(\$304,463.18)	#Div/0!	#Div/0!	56.44%

BFY	Appropriation	Division	Obj Clas	Object Class Name	Obligation Ceiling	Accrued Expenses	Cash Expenses	Total Expenses	Encumbered	Committed	Uncommitted	% Spent	% Comtd	% BFY Passed	
2018															
	10500013														
		3000		Racing Division											
				Total: Racing Division	\$0.00	\$0.00	\$243,950.68	\$243,950.68	\$60,512.50	\$304,463.18	(\$304,463.18)	#Div/0!	#Div/0!	56.44%	
Total:	10500013				\$0.00	\$0.00	\$243,950.68	\$243,950.68	\$60,512.50	\$304,463.18	(\$304,463.18)	#Div/0!	#Div/0!	56.44%	
	10500021														
		3000		Racing Division											
			TT	LOANS AND SPECIAL PAYMENTS	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
				Total: Racing Division	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
Total:	10500021				\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	#Div/0!	#Div/0!	56.44%
	10500022														
		3000		Racing Division											
			TT	LOANS AND SPECIAL PAYMENTS	\$0.00	\$0.00	\$205,347.93	\$205,347.93	\$377,493.69	\$582,841.62	(\$582,841.62)	#Div/0!	#Div/0!	56.44%	
				Total: Racing Division	\$0.00	\$0.00	\$205,347.93	\$205,347.93	\$377,493.69	\$582,841.62	(\$582,841.62)	#Div/0!	#Div/0!	56.44%	
Total:	10500022				\$0.00	\$0.00	\$205,347.93	\$205,347.93	\$377,493.69	\$582,841.62	(\$582,841.62)	#Div/0!	#Div/0!	56.44%	

Worksheet 1: Discretionary Budget and Spending Benchmark Calculation

Dept Name: Massachusetts Gaming Commission

Instructions: The tables below are populated automatically based on data entered on Worksheets 3-6.

Dept. Total By Sources of Funding	Fiscal Year 2018 - Department Total				
	Appropriation Amount	Exempted Amount	IE Amount	ISA Amount	Discretionary Amount
State	\$0	\$0	\$0	\$0	\$0
Federal	\$0	\$0	\$0	\$0	\$0
Trust	\$12,972,101	\$3,113,014	\$5,208,483	\$761,892	\$3,888,712
Capital	\$0	\$0	\$0	\$0	\$0
FY2018 Total	\$12,972,101	\$3,113,014	\$5,208,483	\$761,892	\$3,888,712

Column 1	Column 2	Column 3		
MINORITY-OWNED BUSINESS BENCHMARK				
Budget	FY17 Benchmark	Benchmark	Spending	Encumbered
3,888,712	7%	272,210	74,240	50,944
WOMEN-OWNED BUSINESS BENCHMARK				
Budget	FY17 Benchmark	Benchmark		
3,888,712	13%	505,533	121,319	343,296
SMALL BUSINESS BENCHMARK				
Budget	FY17 Benchmark	Benchmark		
3,888,712	3.3%	128,328	548,131	782,899
SERVICE-DISABLED VETERAN-OWNED BUSINESS BENCHMARK				
Budget	FY17 Benchmark	Benchmark		
3,888,712	3.0%	116,661		

Revised 10/07/2015



TO: Commissioners
FROM: John S. Ziemba
CC: Edward R. Bedrosian
DATE: February 5, 2018
RE: 2018 Community Mitigation Fund Applications

In December 2017, the Commission issued the 2018 Community Mitigation Fund Guidelines for the Community Mitigation Fund under M.G.L. c. 23K, §61. In order to access funding from the Community Mitigation Fund, communities and governmental entities were required to submit an application by February 1, 2018.

This memorandum summarizes the Community Mitigation Fund applications received by the February 1, 2018 deadline. These applications will be put on our website for comment and sent to the licensees for their input pursuant to the Guidelines. If the Commission or Commission staff determines that additional information and detail is required to make a decision on any of these applications, the applicants will be notified. The staff's goal is to have the Commission determine the status of the grants before the fiscal year begins to enable communities to do their fiscal year planning.

[Summary of the Community Mitigation Funds:](#)

In sum, a total of \$17.5 million from the current licensees was deposited in the Community Mitigation Fund for use until Category 1 gross gaming revenues are generated, or thereafter (if all such funds are not used prior to that date). After the deduction of purposes approved in 2015, 2016 and 2017, the fund has approximately \$10 million available after accounting for potential future awards of previously authorized grants.¹ Because any lease assistance granted to the Hampden County Sheriff's Department has already been accounted, any such assistance granted by the Commission does not need to be counted against the remaining \$10 million. Similarly, any Commission award for Tribal Gaming Technical Assistance, awarded in 2017 but not used as of this date due to uncertainties with the project, and Wrentham's Reserve application also do not need to be counted against the remaining \$10 million.

¹In 2016 the Commission awarded the Hampden County Sheriff Department ("HCSD") lease assistance of \$280,000 for the first year and specified that it would fund no more than \$2,000,000 for no more than five years of the lease. The Commission also specified that the HCSD would need to annually re-apply for lease assistance. The Commission has received an application from the HCSD for lease assistance in 2018 and 2019.



Massachusetts Gaming Commission

The following chart shows the anticipated spending targets in the 2018 Guidelines compared to the funding requests received by the deadline:

	Guidelines Targeted Spending	Applications
Specific Impact (not including public safety training)*	No Target Set	\$1,774,464.04
Transportation Planning (\$200,000 per application plus any regional planning incentive)	\$1,000,000.00	\$1,748,000.00
Workforce Development (2 Regional pilots programs of \$300,000)	\$600,000.00	\$900,000.00
Non-Transportation Planning (\$50,000 per application plus any regional planning incentive)	No Target Set	\$250,000.00
Public Safety Training	\$2,500,000.00	\$3,261,107.84
Totals:	<u>\$6,00,000.00.00</u>	<u>\$7,933,571.88</u>

	Anticipated Spending	Applications
Hampden County Sheriff Lease Assistance	\$800,000.00	\$800,000.00
Tribal Technical Assistance Grant	\$200,000.00	\$200,000.00
Wrentham Reserve		\$40,000.00

*While the Commission established a \$6.0 million target for overall awards in the 2018 Fund, there is no specified target for specific impact applications or non-transportation planning in the 2018 Guidelines. The Guidelines do specify that no more than \$500,000 Category 2 operational impacts may be funded unless otherwise determined by the Commission.

Below please find further detail on the applications by Category: Tribal Gaming Technical Assistance; Specific Impact, Transportation Planning, Non-Transportation Planning, Workforce Development Pilot Project and Reserve Applications.

TRIBAL GAMING TECHNICAL ASSISTANCE

Applicant	Description	Amount Requested
Southeastern Regional Planning and Economic Development District ("SRPEDD")	Tribal technical assistance planning studies to assist communities surrounding Taunton	\$200,000.00

SRPEDD anticipates planning requests for studies to assist communities in geographic proximity to the potential Tribal Gaming facility in Taunton with regard to traffic capacity and operational impacts should the construction of the Tribal Gaming facility move forward.

2018 SPECIFIC IMPACT APPLICATION

The 2018 Guidelines established that no application for a specific impact grant shall exceed \$500,000, unless a waiver has been granted by the Commission. Below are descriptions of the applications for a Specific Impact Grant. In 2018, the Commission authorized the use of Specific Impact Funding for public safety training. Public Safety Training applications are noted in the below chart.

Applicant	Description	Amount Requested
Everett	Operation of a pilot shuttle service between downtown Everett and the new Chelsea Silver Line Station.	\$400,000.00
Hampden County District Attorney	The requested funding would be used "to hire additional assistant district attorneys, victim and witness advocates, and administrative staff to handle additional burdens in caseloads that are created directly and indirectly by the influx of people, money, and entertainment that this gaming project will bring. Furthermore, some staff hired with the mitigation funds would also be assigned to the Hampden District Attorney's Community Safety and Outreach Unit."	\$475,000.00 (plus \$475,000 for the next ten years (totaling \$5.225 million))
Hampden County Sheriff's Department	Lease Assistance for the Western Mass. Correctional Alcohol Center for 2018 and 2019	\$800,000.00
Lynn	Review of Traffic Improvements (Route 1A widening study, Boston Street business corridor traffic review, Route 1A traffic review, pothole repair)	\$100,000.00

Mass. State Police (Public Safety Training)	Hiring, Training, and Compensation of Troopers for the Expansion of the Gaming Enforcement Unit	\$2,516,948.00
Springfield Police Department (Public Safety Training)	Training and Equipment for Recruit Officers to Attend Police Training Academy, and additional personnel costs.	\$744,159.84
Springfield	Relocation Costs of Focus Springfield	\$555,925.00
Springfield	Continuation of Valet Program until 2019	\$243,539.04
Total:		\$5,835,571.88

2018 TRANSPORTATION PLANNING APPLICATION

The Commission made funding available for certain transportation planning activities. The Guidelines' budget for 2018 Transportation Planning Grants is targeted not to exceed \$1,000,000. No application for a Transportation Planning Grant shall exceed \$200,000. However, the Commission authorized a Regional Incentive Award of up to \$50,000 for joint applications. The Commission received the following applications:

Community	Description	Amount Requested
Attleboro	Traffic Study of Route 1, Route 1A, and Route 123 to Identify Improvements	\$100,000.00
Boston	Sullivan Square/Rutherford Avenue Design	\$200,000.00
Chelsea	25% Design / Engineering of Beacham / Williams Street Corridor	\$200,000.00
Everett /Somerville	Joint Application for Design & Permitting of Station Enhancements / a Weather Protected Connecting Structure to Provide Enhanced Access to Assembly Square MBTA Station	\$425,000.00
Medford	Survey, Completion of Documents and Permitting for the South Medford Connector	\$198,600.00
Revere/Saugus	Joint Application for Continued Salary Support for Transportation Planner and for Preliminary Traffic Designs for Elements Within Phase 1 of the Route 1 Improvement Project	\$425,000.00
West Springfield	Professional engineering consultant to collect data, analyze and design improvements to portions of both Park Street (Route 20) and Park Avenue (Route 20) between the intersections of Elm Street (Route 20) and Union Street, easterly to the North End Bridge Rotary at Route 5 to mitigate transportation impacts associated with additional casino traffic	\$200,000.00
Total:		\$1,748,000.00

2018 NON-TRANSPORTATION PLANNING APPLICATION

The Commission made funding available for certain non- transportation planning activities. No application for a Transportation Planning Grant shall exceed \$50,000. However, the Commission authorized a Regional Incentive Award of up to \$10,000 for joint applications. The Commission received the following applications:

Community	Description	Amount Requested
Everett	Planning and Design of a Wayfinding System	\$50,000.00
Malden	The funds would be used to engage a planning consultant to assist in the completion of a Broadway Corridor Framework Plan to study existing physical and economic conditions, project gaming facility related impacts on the Corridor, provide recommendations relating to land use, economic development, and the public realm, and provide an action plan to implement these recommendations.	\$50,000.00
Revere	The City of Revere would utilize \$42,000 of a \$50,000 grant to continue the services of an economic development consultant to perform duties over an additional period of 6 months. The balance of the grant, \$8,000, would be used to undertake marketing and promotional efforts about these development opportunities and the potential linkage with the Wynn Casino.	\$50,000.00
Saugus	Development of a bike path connecting the Northern Strand Community Trail to the future location of the Saugus RiverWalk.	\$50,000.00
West Springfield	The funds would be used to hire an architectural and engineering consultant to conduct a Police Facility Needs Assessment and Location Study	\$50,000.00
Total:		\$250,000.00

2018 WORKFORCE DEVELOPMENT PILOT PROGRAM GRANT

The total funding target specified in the Guidelines for the 2018 Workforce Development Pilot Program Grants is \$600,000. No application for a grant in each Region may exceed \$300,000. One grant will be considered for each Region. Each governmental entity applying for workforce development funds will also need to provide detail on what it will contribute to the workforce development project such as in-kind services or workforce development funds.

Applicant	Description	Amount Requested
Boston Private Industry Council	Creation of a pipeline of interested job seekers to resolve the backfill needs of local hotels and restaurants as talent migrates to Wynn. The Greater Boston Casino Pipeline Initiative would serve residents in Boston and the neighboring towns of Chelsea, Everett, and Somerville	\$300,000.00
Holyoke Community College	Culinary Arts training, Gaming School Scholarships, and Year Two of Ahead of the Game and Hampden Prep Workforce Pilot Programs	\$300,000.00
MetroNorth Regional Employment Board	Consortium to address workforce needs; job training programs (Year Two)	\$300,000.00
	Total	\$900,000.00

COMMUNITY THAT FILED TO USE ITS RESERVE GRANT

In order to access funding from the Community Mitigation Reserve Fund, communities are required to submit an application describing the anticipated use and receive Commission approval. This reserve can be used to cover impacts that may arise in 2017 or thereafter. It may also be used for planning, either to determine how to achieve further benefits from a facility or to avoid or minimize any adverse impacts. Reserve applications are not required to be filed by the February 2018 deadline. However, one was. The below is under review by the Commission staff.

Applicant	Description	Amount Requested
Wrentham	Creation of New Route 1 Zoning Regulations	\$40,000.00
	Total	\$40,000.00



Division of Racing

TO: Stephen Crosby, Chairman
Gayle Cameron, Commissioner
Lloyd Macdonald, Commissioner
Bruce Stebbins, Commissioner
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director
Catherine Blue, General Counsel

DATE: February 1, 2018

RE: Sterling Suffolk Racecourse Unclaimed Ticket
("Outs") Payments for 2016

Dear Commissioners:

Massachusetts Gaming Commission Senior Financial Analyst Doug O'Donnell has reviewed the Sterling Suffolk Racecourse request for ticket payments from 2016 with James Alcott, Director of Pari-Mutuel Operations for Sterling Suffolk Racecourse. Mr. O'Donnell has validated the tickets for a total payment of \$407.00.

Recommendation: That the Commission approve the request of Sterling Suffolk Racecourse for ticket payments from 2016 for a total of \$407.00.



Massachusetts Gaming Commission



TO: Dr. Alex Lightbown, Director of Racing
FROM: Doug O'Donnell, Senior Financial Analyst
CC:
DATE: 01/11/2018
RE: Review of Suffolk Downs payments from 2016 Outs Book

Alex:

I met with James Alcott, Director of Pari-Mutuel Operations at Suffolk Downs on 01/10/2018 to review the request for ticket payments from the 2016 Outs Book. After review of the records I believe that these ticket requests are valid.

The total amount of the request is \$407.00. This does require Commissions approval.

If you have any questions regarding this matter please let me know.

Thank you,


Doug O'Donnell



Massachusetts Gaming Commission

101 Federal Street, 12th Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | www.massgaming.com



To: Dr. Alexandra Lightbown
Director of Racing
Massachusetts Gaming Commission
101 Federal Street, 12th Floor
Boston, MA 02110

From: James R. Alcott
Director of Pari-Mutuel Operations

Date: January 10, 2018

Re: Commission Ruling

I request the Massachusetts Gaming Commission approval of payment from the 2016 Outs Book to pay the following individuals and as an FYI both Wadman gentleman are different people:

<u>NAME:</u>	<u>AMOUNT:</u>	<u>TICKET #:</u>	<u>DATE:</u>
William P. Wadman 300 Medford Street Apt 1 Charlestown, MA 02129-1951	\$150.00	63309860361376	5/26/16
William P. Wadman 9 Walden Pond Circle Saugus, MA 01906	\$67.70	13988905075998	6/3/16
Carlton, Paul 39 Kenwood Street. Dorchester, MA 02124-2211	\$122.20	07108051711155	9/1/16
Jose D. Flores 94 Trenton Street Apt H2 East Boston, MA 02128-2535	\$45.10 \$22.00	38268629954115 91355008924999	10/1/16 10/1/16

Total: \$407.00

Sincerely,

James R. Alcott

C/C: Chip Tuttle, Chief Operating Officer,
John Rizzo, Consultant
Dave Lanzilli, Controller



Division of Racing

TO: Stephen Crosby, Chairman
Gayle Cameron, Commissioner
Lloyd Macdonald, Commissioner
Bruce Stebbins, Commissioner
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director
Catherine Blue, General Counsel

DATE: February 1, 2018

RE: Recovery of 2016 Unclaimed Winnings from
Sterling Suffolk Racecourse

Dear Commissioners:

In accordance with Massachusetts General Law Chapter 128A Section 5, Senior Financial Analyst Doug O'Donnell has reviewed the unclaimed winnings from calendar year 2016 at Sterling Suffolk Racecourse and determined that \$217,714.67 (\$218,121.67 total outs-\$407.00 approved ticket payments) is payable to the Commonwealth of Massachusetts.

Recommendation: That the Commission approve the payment of \$217,714.67 from Sterling Suffolk Racecourse to the Commonwealth of Massachusetts for 2016 unclaimed winnings ("Outs").



Massachusetts Gaming Commission



Division of Racing

TO: Stephen Crosby, Chairman
Gayle Cameron, Commissioner
Lloyd Macdonald, Commissioner
Bruce Stebbins, Commissioner
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director
Catherine Blue, General Counsel

DATE: February 1, 2018

RE: Recovery of 2016 Unclaimed Winnings from
Wonderland Greyhound Park

Dear Commissioners:

In accordance with Massachusetts General Law Chapter 128A Section 5, Senior Financial Analyst Doug O'Donnell has reviewed the unclaimed winnings from calendar year 2016 for Wonderland Greyhound Park and determined that \$20,514.54 is payable to the Commonwealth of Massachusetts.

Recommendation: That the Commission approve the payment of \$ 20,514.54 from Wonderland Greyhound Park to the Commonwealth of Massachusetts for 2016 unclaimed winnings ("Outs").



Massachusetts Gaming Commission



Division of Racing

TO: Stephen Crosby, Chairman
Gayle Cameron, Commissioner
Lloyd Macdonald, Commissioner
Bruce Stebbins, Commissioner
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director
Catherine Blue, General Counsel

DATE: February 1, 2018

RE: Recovery of 2016 Unclaimed Winnings from
Plainridge Racecourse

Dear Commissioners:

In accordance with Massachusetts General Law Chapter 128A Section 5, Senior Financial Analyst Doug O'Donnell has reviewed the unclaimed winnings from calendar year 2016 at Plainridge Racecourse and determined that \$174,558.68 is payable to the Commonwealth of Massachusetts.

Recommendation: That the Commission approve the payment of \$174,558.68 from Plainridge Racecourse to the Commonwealth of Massachusetts for 2016 unclaimed winnings ("Outs").



Massachusetts Gaming Commission



Division of Racing

TO: Stephen Crosby, Chairman
Gayle Cameron, Commissioner
Lloyd Macdonald, Commissioner
Bruce Stebbins, Commissioner
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director
Catherine Blue, General Counsel

DATE: February 1, 2018

RE: Recovery of 2016 Unclaimed Winnings from
Raynham/Taunton/Massasoit Greyhound
Associations

Dear Commissioners:

In accordance with Massachusetts General Law Chapter 128A Section 5, Senior Financial Analyst Doug O'Donnell has reviewed the unclaimed winnings from calendar year 2016 at Raynham/Taunton/Massasoit Greyhound Associations and determined that \$168,414.50 is payable to the Commonwealth of Massachusetts.

Recommendation: That the Commission approve the payment of \$168,414.50 from Raynham/Taunton/Massasoit Greyhound Associations to the Commonwealth of Massachusetts for 2016 unclaimed winnings ("Outs").



Massachusetts Gaming Commission



Division of Racing

MEMORANDUM

TO:	Massachusetts Gaming Commission / State Racing Division
FROM:	Doug O'Donnell, Senior Financial Analyst – Racing Division
SUBJECT:	Request for Reimbursement, Suffolk Downs Promotional Trust Fund
DATE:	February 7, 2018

In accordance with General Laws of Massachusetts, Chapter 128A, Section 5g. The trustees may expand without appropriation all or any part of the promotional trust funds to the appropriate track licensee in proportion to the amount deposited in each fund for use in promotional marketing. The following promotional fund requests have been reviewed.

- Project # SPT 2011-1
- Request for reimbursement \$185,219.60
- Balance due on project \$0
- Current promotional trust fund balance (1/25/18) \$187,587.14
- Balance in fund after request \$2,367.54

This reimbursement will complete and close out project # SPT 2011-1

All financial statements required under section 6 shall be accompanied by a statement signed under the pains and penalties of perjury by the manager of the licensee setting forth the promotions completed with funds obtained under this section.

After review and confirmation of request, with your authorization, we will make payment to the track from the appropriate trust fund.



Massachusetts Gaming Commission



DEC - 1 2017

November 28, 2017

Derek Lennon, Chief Financial and Accounting Officer
Massachusetts Gaming Commission
101 Federal Street, 12th Floor
Boston, MA 02110

Dear Mr. Lennon:

At your earliest convenience kindly forward any and all amounts due representing the following Suffolk Downs Promotional Trust Fund projects:

SPT 2011-1 - \$185,219.60
SPT 2012-1 - \$326,684.24
SPT 2013-1 - \$194,523.01

Should you have any questions regarding the above, please feel free to call me.

Thank you for your consideration in this matter.

Very truly yours,

Chip Tuttle
Chief Operating Officer

Telephone: 617-567-3900
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts



Division of Racing

MEMORANDUM

TO:	Massachusetts Gaming Commission / State Racing Division
FROM:	Douglas A. O'Donnell, Senior Financial Analyst
SUBJECT:	Local Aid Distribution
DATE:	February 7, 2018

In accordance with Section 18D of Chapter 58, local aid is payable to each city and town within which racing activities are conducted. Amounts are computed at .35 percent times amounts wagered during the quarter ended six months prior to the payment.

- Local Aid Quarterly Payment – December 31, 2017 \$245,768.79

With the Commission's authorization payments will be made to the appropriate cities and towns.



Massachusetts Gaming Commission

Massachusetts Gaming Commission / State Racing Division

Computation of Local Aid Distributions

Qtr ending 12/31/2017

	Total handles			Local Aid @ .0035	Pay to
	April	May	June		
Suffolk Downs -					
On track			14,289,741		
Exports					
TVG			14,940,913		
Xpress Bets			3,590,321		
Twin Spires			9,581,189		
NYRA Bets			1,542,052		
Total			<u>43,944,216</u>	<u>153,804.76</u>	Boston (2/3) & Revere (1/3)
Plainridge -					
On track			9,183,850		
Exports			7,656,295		
Hollywood Bets			1,174,924		
Total			<u>18,015,069</u>	<u>63,052.74</u>	Plainville
Raynham-Taunton					
On track			7,782,093		
Exports					
Total			<u>7,782,093</u>	<u>27,237.33</u>	Raynham
Wonderland - @ Suffolk Location					
On track			478,276		
Exports					
Total			<u>478,276</u>	<u>1,673.97</u>	Boston (2/3) & Revere (1/3)
Grand total			<u>70,219,654</u>	<u>245,768.79</u>	

<u>Distributions -</u>		
City of Boston (line 1)	102,537.02	On Suffolk
City of Revere (line 1)	51,267.74	On Suffolk
City of Boston (line 2)	1,115.98	On Wonderland @ Suffolk Location
City of Revere (line 2)	557.98	On Wonderland @ Suffolk Location
Town of Plainville	63,052.74	On Plainridge
Town of Raynham	27,237.33	On Raynham-Taunton
Total	<u>245,768.79</u>	
Payments should be made to the above communities for the amounts indicated.		
Reference	Racing local aid q/e 12/17	dao

In accordance with Section 18D of Chapter 58, local aid is payable to each city and town within which racing activities are conducted. Amounts are computed at .35 percent times amounts wagered during the quarter ended six months prior to the payment.

Plainridge Billing Report

Period Reviewed: 4/1/2017 to 6/30/2017

	Out of State Running Horse Signal	Out of State Harness Horse Signal	Import of Out of State Greyhound Signal	Intra-State Simulcast of Suffolk Signal	Intra-State Simulcast of Plainridge	Live Racing	Period Totals
Breaks	\$35,551.29	\$5,989.96	\$2,617.69			\$3,750.96	\$47,909.90
WPS	\$2,675,793.00	\$391,917.00	\$130,866.00			\$201,497.00	\$3,400,073.00
Exotics	\$4,285,248.30	\$1,002,318.59	\$1,245,666.07			\$425,471.11	\$6,958,704.07
Total Handle	\$6,961,041.30	\$1,394,235.59	\$1,376,532.07			\$626,968.11	\$10,358,777.07

Fees to the Commission

Commission	\$26,103.90	\$5,228.38	\$5,162.00			\$4,702.26	\$41,196.54
Daily Open Licensing Days	91	Multiplied by	\$300.00			Total Open Licensing Fee	\$27,300.00
Daily Assessment Days	91	Multiplied by	\$326.29			Total Daily Assessment Fee	\$29,692.39
Total Fees to Commission							\$98,188.93

Trust Fund Fees

Running Horse Cap Improvement Fund	\$35,551.29						\$35,551.29
Running Horse Promotional Fund	\$8,701.30						\$8,701.30
Harness Cap Improvement Fund		\$11,001.55				\$8,005.67	\$19,007.22
Harness Promotional Fund		\$5,011.59				\$4,254.71	\$9,266.30
Greyhound Cap Improvement Fund			\$3,441.33				\$3,441.33
Greyhound Promotional Fund			\$3,441.33				\$3,441.33
Racing Stabilization Fund							
Total Trust Fund Fees							\$79,408.78

Total Paid to the Commission \$177,597.71

Export SUMMARY REPORT

Originating Location **Plainridge**

Reporting Dates: 4/1/2017 through 6/30/2017

Race Type: **Harness**

Broadcasting Track/Hub	Net_Sales	Commission	Breakage +	Breakage -	Breakage Total	Settlement	Payout
All Exports Grand Totals	\$7,656,295.53	\$1,838,450.86	\$42,844.97	\$14,937.43	\$27,907.54	\$7,156.40	

Raynham Billing Report

Period Reviewed: 4/1/2017 to 6/30/2017

	Out of State Running Horse Signal	Out of State Harness Horse Signal	Import of Out of State Greyhound Signal	Intra-State Simulcast of Suffolk Signal	Intra-State Simulcast of Plainridge	Live Racing	Period Totals
Breaks	\$14,928.07	\$639.01	\$6,464.62		\$71.16		\$22,102.86
WPS	\$1,153,809.00	\$33,730.00	\$276,575.00		\$3,360.00		\$1,467,474.00
Exotics	\$2,623,828.70	\$148,144.00	\$3,523,192.50		\$19,454.60		\$6,314,619.80
Total Handle	\$3,777,637.70	\$181,874.00	\$3,799,767.50		\$22,814.60		\$7,782,093.80

Fees to the Commission

Commission	\$14,166.14	\$682.03	\$14,249.13		\$85.55		\$29,182.85
Daily Open Licensing Days	90	Multiplied by	\$300.00		Total Open Licensing Fee		\$27,000.00
Daily Assessment Days	91	Multiplied by	\$343.15		Total Daily Assessment Fee		\$31,226.65
Total Fees to Commission							\$87,409.50

Trust Fund Fees

Running Horse Cap Improvement Fund	\$14,928.07						\$14,928.07
Running Horse Promotional Fund	\$4,722.05						\$4,722.05
Harness Cap Improvement Fund		\$1,379.73			\$168.43		\$1,548.16
Harness Promotional Fund		\$740.72			\$97.27		\$837.99
Greyhound Cap Improvement Fund			\$9,499.42				\$9,499.42
Greyhound Promotional Fund			\$9,499.42				\$9,499.42
Racing Stabilization Fund			\$6,464.62				\$6,464.62
Total Trust Fund Fees							\$47,499.73

Total Paid to the Commission **\$134,909.23**

Suffolk Downs Billing Report

Period Reviewed: 4/1/2017 to 6/30/2017

	Out of State Running Horse Signal	Out of State Harness Horse Signal	Import of Out of State Greyhound Signal	Intra-State Simulcast of Suffolk Signal	Intra-State Simulcast of Plainridge	Live Racing	Period Totals
Breaks	\$71,398.31	\$1,225.51	\$1,765.02		\$71.95		\$74,460.79
WPS	\$5,394,243.00	\$60,385.00	\$80,373.00		\$3,108.00		\$5,538,109.00
Exotics	\$7,967,710.40	\$168,027.70	\$604,457.00		\$11,437.50		\$8,751,632.60
Total Handle	\$13,361,953.40	\$228,412.70	\$684,830.00		\$14,545.50		\$14,289,741.60

Fees to the Commission

Commission	\$50,107.33	\$856.55	\$2,568.11		\$54.55		\$53,586.53
Daily Open Licensing Days	65	Multiplied by	\$300.00		Total Open Licensing Fee		\$19,500.00
Daily Assessment Days	91	Multiplied by	\$1,338.72		Total Daily Assessment Fee		\$121,823.52
Total Fees to Commission							\$194,910.05

Trust Fund Fees

Running Horse Cap Improvement Fund	\$71,398.31						\$71,398.31
Running Horse Promotional Fund	\$16,702.44						\$16,702.44
Harness Cap Improvement Fund		\$2,065.65			\$129.14		\$2,194.79
Harness Promotional Fund		\$840.14			\$57.19		\$897.33
Greyhound Cap Improvement Fund			\$1,712.08				\$1,712.08
Greyhound Promotional Fund			\$1,712.08				\$1,712.08
Racing Stabilization Fund							
Total Trust Fund Fees							\$94,617.01
Total Paid to the Commission							\$289,527.06

Wonderland Billing Report

Period Reviewed: 4/1/2017 to 6/30/2017

	Out of State Running Horse Signal	Out of State Harness Horse Signal	Import of Out of State Greyhound Signal	Intra-State Simulcast of Suffolk Signal	Intra-State Simulcast of Plainridge	Live Racing	Period Totals
Breaks			\$1,351.48				\$1,351.48
WPS			\$66,133.00				\$66,133.00
Exotics			\$412,143.10				\$412,143.10
Total Handle			\$478,276.10				\$478,276.10

Fees to the Commission

Commission			\$1,793.54				\$1,793.54
Daily Open Licensing Days	64	Multiplied by	\$300.00		Total Open Licensing Fee		\$19,200.00
Daily Assessment Days	91	Multiplied by	\$46.63		Total Daily Assessment Fee		\$4,243.33
Total Fees to Commission							\$25,236.87

Trust Fund Fees

Running Horse Cap Improvement Fund							
Running Horse Promotional Fund							
Harness Cap Improvement Fund							
Harness Promotional Fund							
Greyhound Cap Improvement Fund			\$1,195.69				\$1,195.69
Greyhound Promotional Fund			\$1,195.69				\$1,195.69
Racing Stabilization Fund			\$1,351.48				\$1,351.48
Total Trust Fund Fees							\$3,742.86

Total Paid to the Commission \$28,979.73

5/1/2017
5/31/2017

Out of State Running Horse Signal	Out of State Harness Horse Signal	Import of State Greyhound Signal (NA Suffolk)	Out of State Intra-State Simulcase of Suffolk (NA Suffolk)	Intra-State Simulcast of Plainridge	Live Racing Suffolk	Live Racing Plainridge	<i>Mo.</i> Weekly Total
\$5,128,455.00	\$498,557.00			\$21,371.00	\$0.00		\$5,648,383.00
\$23,542.43	\$2,193.16			\$135.21			\$25,870.80
\$2,051,382.00	\$199,422.00			\$9,797.00			\$2,260,601.00
\$3,077,073.00	\$299,135.00			\$11,574.00			\$3,387,782.00
tribution to Different Funds							Distrib
\$0.00							\$0.00
\$0.00							\$0.00
\$19,231.71	\$1,869.59			\$80.14	\$0.00		\$21,181.44
\$23,542.43					\$0.00		\$23,542.43
\$6,410.57					\$0.00		\$6,410.57
	\$3,688.84			\$193.08			\$3,881.92
	\$1,495.68			\$57.87			\$1,553.55
\$0.00	\$49,184.71	\$0.00	\$0.00	\$331.09	\$0.00	\$0.00	\$56,569.90

TVG

6/1/2017
6/30/2017

Out of State Running Horse Signal	Out of State Harness Horse Signal	Import of Out of State Greyhound Signal (NA Suffolk)	Intra-State Simulcase of Suffolk (NA Suffolk)	Intra-State Simulcast of Plainridge	Live Racing Suffolk	Live Racing Plainridge	<i>Mo.</i> Weekly Total
\$4,411,644.00	\$429,447.00			\$17,954.00	\$0.00		\$4,859,045.00
\$22,245.46	\$2,210.17			\$101.87			\$24,557.50
\$1,808,744.00	\$171,778.00			\$7,867.00			\$1,988,389.00
\$2,602,900.00	\$257,669.00			\$10,087.00			\$2,870,656.00
Contribution to Different Funds							Distrib
\$0.00							\$0.00
\$0.00							\$0.00
\$16,543.67	\$1,610.43			\$67.33	\$0.00		\$18,221.42
\$22,245.46					\$0.00		\$22,245.46
\$5,514.56					\$0.00		\$5,514.56
	\$3,498.52			\$152.31			\$3,650.82
	\$1,288.35			\$50.44			\$1,338.78
							\$0.00
\$0.00	\$44,303.68	\$0.00	\$0.00	\$270.07	\$0.00	\$0.00	\$50,971.03

4/1/2017
4/30/2017

Out of State Running Horse Signal	Out of State Harness Horse Signal	Import of Out of State Greyhound Signal (NA Suffolk)	Intra-State Simulcase of Suffolk (NA Suffolk)	Intra-State Simulcast of Plainridge	Live Racing Suffolk	Live Racing Plainridge	<i>month</i> Weekly Total
\$4,034,472.00	\$386,562.00			\$12,451.00	\$0.00		\$4,433,485.00
\$20,267.39	\$1,915.54			\$88.58			\$22,271.51
\$1,613,788.00	\$154,625.00			\$5,054.00			\$1,773,467.00
\$2,420,684.00	\$231,937.00			\$7,397.00			\$2,660,018.00
tribution to Different Funds							Distrib
\$0.00							\$0.00
\$0.00							\$0.00
\$15,129.27	\$1,449.61			\$46.69	\$0.00		\$16,625.57
\$20,267.39					\$0.00		\$20,267.39
\$5,043.09					\$0.00		\$5,043.09
	\$3,075.23			\$125.57			\$3,200.79
	\$1,159.69			\$36.99			\$1,196.67
\$0.00	\$40,439.75	\$0.00	\$0.00	\$209.24	\$0.00	\$0.00	\$46,333.51

TWIN SPIRES

4/1/2017

4/30/2017

Out of State Running Horse Signal	Out of State Harness Horse Signal	Import of Out of State Greyhound Signal (NA Suffolk)	Intra-State Simulcase of Suffolk (NA Suffolk)	Intra-State Simulcast of Plainridge	Live Racing Suffolk	Live Racing Plainridge	<i>MO</i> Weekly Total
\$2,202,830.00	\$369,061.00			\$19,673.00	\$0.00		\$2,591,564.00
\$10,073.40	\$1,713.65			\$64.00			\$11,851.05
\$881,132.00	\$147,624.00			\$7,697.00			\$1,036,453.00
\$1,321,698.00	\$221,437.00			\$11,976.00			\$1,555,111.00
ution to Different Funds							Distrib
\$0.00							\$0.00
\$0.00							\$0.00
\$8,260.61	\$1,383.98			\$73.77	\$0.00		\$9,718.37
\$10,073.40					\$0.00		\$10,073.40
\$2,753.54					\$0.00		\$2,753.54
	\$2,820.84			\$123.88			\$2,944.72
	\$1,107.19			\$59.88			\$1,167.07
							\$0.00
\$0.00	\$21,087.55	\$0.00	\$0.00	\$257.53	\$0.00	\$0.00	\$26,657.08



Legal Division

AMENDED SMALL BUSINESS IMPACT STATEMENT

The Massachusetts Gaming Commission (“Commission”) hereby files this amended Small Business Impact Statement in accordance with G.L. c.30A, §5 relative to the proposed amendment in **205 CMR 137.02: Responsible Gaming Curriculum**, for which a public hearing was held on February 2, 2018. This amendment was developed as part of the process of promulgating regulations governing the operation of gaming establishments in the Commonwealth. This amendment clarifies the mandate pertaining to the responsible gaming component of a gaming school curriculum. This regulation is largely governed by G.L. c.23K, §§2, 4(37), and 5.

This amendment currently applies to gaming schools, many of which will be operated by community colleges which are not small businesses. In the future, some may be operated by small businesses. It also impacts students of these schools. Accordingly, this amendment is currently unlikely to have any impact on small businesses.

In accordance with G.L. c.30A, §5, the Commission offers the following responses on whether any of the following methods of reducing the impact of the proposed amendment on small businesses would hinder achievement of the purpose of the proposed regulation:

1. Establishing less stringent compliance or reporting requirements for small businesses:

No small businesses will be affected by this amendment at this time. This amendment simply clarifies a requirement in the gaming school course curriculum and will not create any reporting requirements for small businesses at this time.

2. Establishing less stringent schedules or deadlines for compliance or reporting requirements for small businesses:

There currently are no schedules or deadlines for compliance or reporting requirements for small businesses created by this amendment.

3. Consolidating or simplifying compliance or reporting requirements for small businesses:

As this amendment only clarifies a course curriculum requirement that currently does not affect small businesses, there are currently no compliance or reporting requirements for small businesses.

4. Establishing performance standards for small businesses to replace design or operational standards required in the proposed regulation:



Massachusetts Gaming Commission

There are no design or operational standards for small businesses in the proposed amendment.

5. An analysis of whether the proposed amendment is likely to deter or encourage the formation of new businesses in the Commonwealth:

The proposed amendment is clarification of a course curriculum requirement. Therefore, it is unlikely to deter or encourage the formation of new businesses in the Commonwealth.

6. Minimizing adverse impact on small businesses by using alternative regulatory methods:

This amendment does not create any adverse impact on small businesses.

Massachusetts Gaming Commission
By:

Shara Bedard
Paralegal

Dated: February 7, 2018



Massachusetts Gaming Commission

205 CMR: MASSACHUSETTS GAMING COMMISSION
205 CMR 136.00: SALE AND DISTRIBUTION OF ALCOHOLIC BEVERAGES AT
GAMING ESTABLISHMENTS

136.03: Issuance of License and Permit

(4) The commission shall review the application **at a hearing conducted in accordance with 205 CMR 101.01** upon receipt from the Division of Licensing and may approve the application, or parts thereof, and issue the gaming beverage license if it meets all of the requirements of 205 CMR 136.00 and M.G.L. c. 23K, § 26, or deny or condition the gaming beverage license, or parts thereof, if it determines that the application does not meet all of the requirements of 205 CMR 136.00 and M.G.L. c. 23K, § 26 or ~~would~~ **may** in some way compromise the integrity of gaming and/or public health, welfare, or safety.

136.04: Gaming Beverage License Application

(2) Licensed Area Application. A gaming licensee shall file, as part of its application for a gaming beverage license, as part of a renewal of a gaming beverage license, or as an independent application to amend a licensed area of a gaming beverage license, a licensed area application on a form prescribed by the commission, which application form must contain at least the following information:

(h) (for the gaming area) **At the election of the gaming licensee, a request to serve alcoholic beverages between the hours of 2 a.m. to 4 a.m. The request shall be accompanied by a copy of the applicable provisions of the submission required in accordance with 205 CMR 138.12, and any other information requested by the Division of Licensing.**

136.07: Practices and Conditions of License

(7) Prohibited Distribution. A gaming beverage licensee, jointly responsible person, and their respective agents and employees, except as otherwise provided by 205 CMR 136.07:

- (a) may not offer or deliver more than two drinks to one individual at a time (except that a bottle of wine may be served to one or more patrons);
- (b) may not sell, offer to sell or deliver to any person an unlimited number of drinks during any set period of time for a fixed price (i.e. open bar), except at invitation-only private functions not open to the public;
- (c) may not increase the volume of alcoholic beverages contained in a drink without increasing proportionately the price regularly charged for such drink during the same calendar week;
- (d) may not offer or deliver malt beverages or mixed drinks by the pitcher except to two or more persons at any one time;

- (e) may not encourage or permit any game or contest which involves drinking alcoholic beverages or the awarding of alcoholic beverages as prizes;
- (f) may not serve an alcoholic beverage to any person who is visibly intoxicated;
- (g) may not serve an alcoholic beverage to any person who is younger than 21 years old; ~~and~~
- (h) may not serve or distribute alcoholic beverages at the gaming establishment between 2:00 A.M. and 8:00 A.M. **subject to 205 CMR 136.07(7)(i); and**
- (i) **may, with the commission's approval, serve alcoholic beverages between the hours of 2 a.m. and 4 a.m. to patrons of the gaming establishment who are actively engaged in gambling, as defined by M.G.L. c.23K, § 2, in the gaming area. Such service shall be conducted in accordance with the procedures approved in accordance with 205 CMR 138.12.**

DRAFT

205 CMR: MASSACHUSETTS GAMING COMMISSION
205 CMR 138: UNIFORM STANDARDS OF ACCOUNTING PROCEDURES AND
INTERNAL CONTROLS

138.12: Alcoholic Beverage Control

A system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall include policies and procedures designed to ensure compliance with 205 CMR *136.00: Sale and Distribution of Alcoholic Beverages at Gaming Establishments* including, at a minimum, procedures designed to ensure proper training of employees involved in the service of alcoholic beverages, procedures designed to prevent serving alcoholic beverages to underage or visibly intoxicated individuals, procedures to ensure that visibly intoxicated or impaired patrons are not permitted to play slot machines or table games (as further detailed in 205 CMR 138.14), and procedures to ensure that alcohol is properly secured and stored. *If the gaming licensee intends to serve alcoholic beverages between the hours of 2 a.m. and 4 a.m. it shall include policies and procedures in its alcoholic beverage control submission designed to ensure that such service is only provided to patrons who are in the gaming area and actively engaged in gambling as defined by M.G.L. c.23K, § 2.*



Legal Division

AMENDED SMALL BUSINESS IMPACT STATEMENT

The Massachusetts Gaming Commission (“Commission”) hereby files this amended Small Business Impact Statement in accordance with G.L. c.30A, §5 relative to the proposed amendments of **205 CMR 138.28, 205 CMR 138.33, 205 CMR138.68, and 205 CMR 140.02**, for which a public hearing was held on February 2, 2018. These amendments were developed as part of the process of promulgating regulations governing the operation of gaming establishments in the Commonwealth. The amendments address such things as the establishment of a gaming day by the gaming licensee, and procedures to ensure that all funds located inside a slot machine are properly accounted for. These regulations are authorized by G.L. c.23K, §§2, 4(37), and 5.

These amendments primarily apply to gaming licensees of gaming establishments, but also apply to patrons in a more limited fashion. Accordingly, these amendments are unlikely to have an impact on small businesses.

In accordance with G.L. c.30A, §5, the Commission offers the following responses on whether any of the following methods of reducing the impact of the proposed regulation on small businesses would hinder achievement of the purpose of the proposed regulation:

1. Establishing less stringent compliance or reporting requirements for small businesses:

As these amendments pertain primarily to licensees of gaming establishments, there are no reporting requirements for small businesses.

2. Establishing less stringent schedules or deadlines for compliance or reporting requirements for small businesses:

There are no schedules or deadlines for compliance or reporting requirements for small businesses created by these amendments.

3. Consolidating or simplifying compliance or reporting requirements for small businesses:

These amendments address gaming establishment operations and the handling of funds, so there are no compliance or reporting requirements for small businesses.

4. Establishing performance standards for small businesses to replace design or operational standards required in the proposed regulation:



Massachusetts Gaming Commission

There are no design or operational standards for small businesses required in the proposed amendments. These amendments are directed solely at the licensee, and patrons in a limited capacity.

5. An analysis of whether the proposed regulation is likely to deter or encourage the formation of new businesses in the Commonwealth:

The proposed amendment does not deter or encourage the formation of new businesses in the Commonwealth, as it addresses the handling of funds in gaming establishments only.

6. Minimizing adverse impact on small businesses by using alternative regulatory methods:

This amendment does not create any adverse impact on small businesses.

Massachusetts Gaming Commission
By:

Shara Bedard
Paralegal

Dated: February 7, 2018



Massachusetts Gaming Commission

205 CMR: MASSACHUSETTS GAMING COMMISSION
205 CMR 140.00: GROSS GAMING REVENUE TAX REMITTANCE AND REPORTING

140.02: Computation of Gross Gaming Revenue

(2) Table Games. Gross gaming revenue from table games shall be the sum of that for each banked table game, poker and other non-banked table game, and contest or tournament calculated as follows:

(a) Banked Table Games. Gross gaming revenue for banked table games equals the closing table inventory including chips, plaques, and coin, plus chip credits, plus drop, minus the opening table inventory, any chip fills, ~~complimentary vigorish forms~~, and table game payout slips. For purposes of 205 CMR 140.02(2), drop means the total value of currency, coin, and counter checks in the table drop box.



Legal Division

SMALL BUSINESS IMPACT STATEMENT

The Massachusetts Gaming Commission (“Commission”) hereby files this small business impact statement in accordance with G.L. c. 30A, § 2 relative to the proposed amendment in **205 CMR 134.03: Gaming Service Employees**; notice of which was filed this day with the Secretary of the Commonwealth. This amendment was developed as part of the process of promulgating regulations governing the operation of gaming establishments in the Commonwealth. The amendment will give the Commission discretion to exempt certain gaming service employees from the registration requirement, as determined by its classification of job positions. This regulation is largely governed by G.L. c. 23K §§ 4, 5, 12, 16, 26, and 30.

These amendments apply directly to gaming licensees and service employees. Accordingly, there are no small businesses impacted. In accordance with G.L. c. 30A, § 2, the Commission offers the following responses:

1. Estimate of the number of small businesses subject to the proposed regulation:

Given the nature of this amendment, no small businesses will be impacted.

2. State the projected reporting, recordkeeping and other administrative costs required for compliance with the proposed regulation:

Projected reporting, recordkeeping and other administrative costs may be reduced for compliance with the proposed amendment, in that there will be less individuals subject to the registration requirement.

3. State the appropriateness of performance standards versus design standards:

Licensing necessarily requires design standards so people know who is to be licensed or registered, and what information has to be submitted.

4. Identify regulations of the promulgating agency, or of another agency or department of the commonwealth, which may duplicate or conflict with the proposed regulation:

There are no conflicting regulations in 205 CMR, and the Commission is unaware of any conflicting or duplicating regulations of any other agency or department of the Commonwealth.

5. State whether the proposed regulation is likely to deter or encourage the formation of new businesses in the commonwealth:



Massachusetts Gaming Commission

This amendment will most likely not affect small businesses in an administrative capacity, and is unlikely to deter or encourage the formation of new businesses in the Commonwealth at this time.

Massachusetts Gaming Commission
By:

Shara Bedard
Paralegal
Legal Division

Dated: February 7, 2018



Massachusetts Gaming Commission

205 CMR: MASSACHUSETTS GAMING COMMISSION

205 CMR 152.00: INDIVIDUALS EXCLUDED FROM A GAMING ESTABLISHMENT

Section

152.01: Scope and Authority

152.02: Maintenance and Distribution of List

152.03: Criteria for Exclusion

152.04: Investigation and Initial Placement of Names on the List

152.05: ~~Notice and Proceedings Before the Commission~~ **Placement on the Exclusion List Pursuant to M.G.L. c. 23K, section 45(i)**

152.06: Duty of Gaming Licensee

152.07: Petition to Remove Name From Exclusion List

152.08: Forfeiture of Winnings

152.01: Scope and Authority

The provisions of 205 CMR 152.00 shall provide for the establishment and maintenance of a list, and associated protocols and procedures, for exclusion of individuals from gaming establishments in accordance with M.G.L. c. 23K, §§ 45(a) through (e) and 45(j). Such list shall be maintained separately from that established and maintained in accordance with M.G.L. c. 23K, § 45(f) through (h).

152.02: Maintenance and Distribution of List

- (1) The Commission shall maintain a list of persons to be excluded or ejected from a gaming establishment and whose names and year of birth shall be posted on the commission's website (www.massgaming.com).
- (2) The Bureau shall promptly notify each gaming licensee of the placement of an individual on the list. The notification to each gaming licensee shall include:
 - a. The full name and all aliases the individual is believed to have used;
 - b. A description of the individual's physical appearance, including height, weight, type of build, color of hair and eyes, and any other physical characteristics which may assist in the identification of the individual;
 - c. The individual's date of birth;
 - d. The effective date of the order mandating the exclusion of the individual;
 - e. A photograph, if obtainable, and the date thereof; and
 - f. Such other information deemed necessary by the commission for the enforcement of 205 CMR 152.00.

152.03: Criteria for Exclusion

(1) In the commission's discretion, an individual may be placed on the exclusion list if the commission determines that the individual meets one or more of the following criteria:

- (a) the individual has been convicted of a criminal offense under the laws of any state or the United States that is punishable by more than six months in a state prison, a house of correction or any comparable incarceration, a crime of moral turpitude or a violation of the gaming laws of any state;
- (b) the individual has violated or conspired to violate M.G.L. c. 23K or any laws related to gaming;
- (c) the individual has a notorious or unsavory reputation which would adversely affect public confidence and trust that the gaming industry is free from criminal or corruptive elements;
- (d) the individual is an associate of an individual who falls into a category identified in 205 CMR 152.03(1)(a) through (c);
- (e) **the individual's presence in a gaming establishment presents** ~~there exists~~ the potential of injurious threat to the interests of the commonwealth ~~if the individual is permitted~~ in a gaming establishment.

(2) In determining whether there exists the potential of injurious threat to the interests of the commonwealth ~~if an individual is permitted~~ in a gaming establishment in accordance with 205 CMR 152.03(1)(e), the commission may consider, **without limitation**, the following:

- (a) Whether the individual is a known cheat;
- (b) Whether the individual has had a license or registration issued in accordance with 205 CMR 134.00: Licensing and Registration of Employees, Vendors, Junket Enterprises and Representatives, and Labor Organizations, or a like license or registration issued by another jurisdiction, suspended or revoked or has been otherwise subjected to adverse action;
- (c) Whether the individual's **egregious or repeated conduct** poses a **clear** threat to the safety of the patrons, ~~or~~ employees **or others on or near the premises** of a gaming establishment;
- (d) Whether the individual has a documented history of conduct involving the undue disruption of gaming operations in any jurisdiction;
- (e) Whether the individual is subject to a no trespass order at any casino or gaming establishment in any jurisdiction.

(3) The commission shall not base a finding to place an individual on the excluded list on an individual's race, color, religion, religious creed, national origin, ancestry, sexual orientation, gender identity or expression, age (other than minimum age requirements), marital status, veteran status, genetic information, disability or sex.

152.04: Investigation and Initial Placement of Names on the List

(1) The Bureau shall investigate any individual who may meet one or more criterion for inclusion on the list in accordance with 205 CMR 152.03 upon referral by the

commission, the Gaming Enforcement Division of the Office of the Attorney General, or a gaming licensee. The Bureau may investigate any individual on its own initiative.

(2) If, upon completion of an investigation, the Bureau determines **to place** ~~that an individual meets one or more criterion contained in 205 CMR 152.03 and should be placed on the exclusion list,~~ the Bureau shall prepare **an preliminary** order that identifies the individual and sets forth a factual basis as to why ~~the Bureau believes~~ the individual meets one or more criterion for inclusion on the list in accordance with 205 CMR 152.03.

(3) The Bureau shall serve the ~~preliminary~~ order prepared in accordance with 205 CMR 152.04(2) upon the named individual advising them that it intends to place the individual's name on the exclusion list. The ~~preliminary~~ order shall **serve to also** notify the individual that placement of their name on the exclusion list will result in their prohibition from being present in a gaming establishment and shall offer them an opportunity to request a hearing before a hearing officer to **review the Bureau's order** ~~determine whether the individual meets one or more criterion for inclusion on the list in accordance with 205 CMR 152.03.~~ The ~~preliminary~~ order shall be sent by **either first class mail to the individual's last ascertainable address, email, publication in a daily newspaper of general circulation for one week, or via any practicable means reasonably calculated to provide the individual with actual notice. registered or certified mail return receipt requested either first class mail to the individual's last ascertainable or by publication in a daily newspaper of general circulation for one week.** The individual shall have 30 days from the date of the **service of the order** ~~notice~~ to request a hearing, except for notice provided by publication in a newspaper in which case the individual shall have 60 days from the last publication. Alternatively, the Bureau may provide an individual with in hand service of the preliminary order in which case the individual shall have ten days from the date of service to request a hearing.

(4) If a request for a hearing is received from the individual, a hearing shall be scheduled before a hearing officer **in accordance with 205 CMR 101** and notice of such, including the date, time, and issue to be presented, shall be sent to the individual. The hearing shall be conducted in accordance with 205 CMR 101.03: Review of Orders Issued by the Bureau or the Racing Division. ~~If the hearing officer finds that the individual meets one or more criterion for inclusion on the list in accordance with 205 CMR 152.03 the individual's name shall be placed on the exclusion list. If the hearing officer finds that the individual does not meet any criterion for inclusion on the list, the individual's name shall not be placed on the list and the matter closed.~~

(5) If no request for a hearing is received within the applicable timeline provided in 205 CMR 152.04(3), the individual's name shall be placed on the exclusion list.

(6) In accordance with 205 CMR 101, a decision of the hearing officer may be appealed to the commission. A request for appeal to the commission shall not operate as a stay of the decision of the hearing officer.

152.05: Notice and Proceedings Before the Commission Placement on the Exclusion List Pursuant to M.G.L. c. 23K, section 45(i)

~~(1) Whenever an individual's name is placed on the list of excluded persons in accordance with 205 CMR 152.04, the Bureau shall promptly serve written notice upon that individual by personal service, registered or certified mail return receipt requested to the last ascertainable address or by publication in a daily newspaper of general circulation for one week. The notice shall contain a description of the cause for the exclusion, notice that the individual is prohibited from being present at and gambling in a gaming establishment, and an explanation of the hearing process and manner in which the individual may request a hearing in accordance with 205 CMR 152.05(2).~~

~~(2) (a) Within 30 days of receipt of service of notice by mail or 60 days after the last publication under 205 CMR 152.05(1), an individual placed on the list of excluded persons may request an adjudicatory hearing before the commission under M.G.L. c. 30A and show cause as to why the individual should be removed from the list of excluded persons. Such request shall be made by the individual in writing. Failure to demand a hearing within the time allotted in 205 CMR 152.05(2)(a) shall preclude the individual from having an administrative hearing, but shall not affect the individual's right to petition for judicial review.~~

~~(b) Upon receipt of a demand for hearing, the commission shall set a time and place for the hearing. This hearing shall be held not later than 30 days after receipt of the demand for the hearing, unless the time of the hearing is changed by agreement of the commission and the individual demanding the hearing. The hearing shall be conducted in accordance with 205 CMR 101.00: M.G.L. c. 23K Adjudicatory Proceedings. Where applicable, the administrative record of the hearing conducted in accordance with 205 CMR 152.04(4) shall be made part of the hearing record.~~

~~(c) If upon completion of the hearing the commission determines that the individual was wrongfully placed on the list of excluded persons, the commission shall remove the individual's name from the list of excluded persons and notify all gaming licensees. (d) A person aggrieved by a final decision of the commission in an adjudicatory proceeding under 205 CMR 152.05 may petition for judicial review under M.G.L. c. 30A, § 14.~~

~~(3) Upon receipt of notice from a district court that an individual has been prohibited from gaming in gaming establishments in accordance with M.G.L. c. 23K, § 45(i) the commission shall place the name of an individual on the excluded list.~~

152.06: Duty of Gaming Licensee

(1) Each gaming licensee shall ensure that it accesses and reviews the list on a regular basis and that the list is made available to employees of the gaming licensee in a manner designed to assist them in identifying and inhibiting excluded individuals from entering the gaming establishment.

(2) Upon identification, a gaming licensee shall ~~exclude or eject from its gaming establishment any individual who has been placed on the list in accordance with 205 CMR 152.00~~ immediately notify the Massachusetts State Police Gaming Enforcement Unit, the Surveillance Department and the Security Department of any individual who is present in the gaming establishment and is an individual who has been placed on the list in accordance with 205 CMR 152.04.

(3) ~~If an excluded individual enters, attempts to enter, or is in a gaming establishment and is recognized by the gaming licensee, the gaming licensee shall immediately notify the Bureau and discuss the matter in advance of ejecting the individual~~ The Surveillance Department shall track the individual who has been placed on the list while that individual is present in the gaming establishment and the Security Department shall coordinate with the Massachusetts State Police Gaming Enforcement Unit regarding removing the individual from the gaming establishment .

(4) It shall be the continuing duty of a gaming licensee to refer to the Bureau in writing individuals whom it wishes to be placed on the exclusion list and to promptly notify the Bureau in writing of no trespass orders which it issues.

(5) A gaming licensee shall submit a written policy for compliance with the exclusion list program for approval by the executive director. The executive director shall review the plan for compliance with 205 CMR 152.00. If approved, notice shall be provided to the commission and the plan shall be implemented and followed by the gaming licensee. The plan for compliance with the exclusion list program shall include at a minimum procedures to:

(a) Prevent an individual on the exclusion list from entering the gaming establishment;

(b) Identify and coordinate with the Massachusetts State Police Gaming Enforcement Unit to eject individuals on the list from the gaming establishment if they are able to enter;

(c) Remove individuals on the exclusion list from marketing lists and refrain from sending or transmitting to them any advertisement, promotion, or other direct marketing mailing from the gaming establishment more than 30 days after receiving notice from commission that the individual has been placed on the exclusion list;

(d) Prevent an individual on the exclusion list from having access to credit, cashless wagering program access, or from receiving complimentary services, check-cashing services, junket participation and other benefits from the gaming establishment;

(e) Train employees relative to the exclusion list and the licensee's program.

(6) The commission may revoke, limit, condition, suspend or fine a gaming licensee if it knowingly or recklessly fails to ~~exclude or~~ **identify or coordinate with the Massachusetts State Police Gaming Enforcement Unit** to eject from its gaming establishment any individual placed by the commission on the list of excluded persons.

152.07: Petition to Remove Name from Exclusion List

(1) An individual who has been placed on the list in accordance with 205 CMR 152.00 may petition the ~~commission~~ **Bureau** in writing to request that their name be removed from the list. Except in extraordinary circumstances, such a petition may not be filed sooner than five years from the date an individual's name is initially placed on the list.

(2) The individual shall state with particularity in the petition the reason why the individual believes they no longer satisfy one or more criterion for inclusion on the list in accordance with 205 CMR 152.03. **Following an investigation, the Bureau shall prepare a written determination whether to remove the individual from the list and setting forth a factual basis as to why the individual does or does not continue to satisfy one or more of the criterion for inclusion on the list.**

(3) **The individual shall have 30 days from the date of service of the Bureau's determination to request a hearing before a hearing officer in accordance with 205 CMR 101.** The commission shall schedule a hearing on any properly filed petitions and provide written notice to the petitioner identifying the time and place of the hearing. Such a hearing shall be conducted in accordance with 205 CMR 101.00: M.G.L. c. 23K Adjudicatory Proceedings.

(4) **In accordance with 205 CMR 101, a decision of the hearing officer may be appealed to the commission. Removal of an individual's name from the list shall not occur until all agency appeals have been exhausted or the time for such appeals has run.**

(4) An individual who was placed on the excluded list by virtue of an order of the district court in accordance with M.G.L. c. 23K, § 45(i) may not petition for removal in accordance with 205 CMR 152.08.

152.08: Forfeiture of Winnings

(1) An individual who is on the excluded list shall not collect any winnings or recover losses arising as a result of prohibited gaming in a gaming establishment and such winnings shall be forfeited to the commission and deposited into the Gaming Revenue Fund pursuant to M.G.L. c. 23K, §§ 45(j) and 59.

(2) Upon verification that an individual who is present in its gaming establishment is on the excluded list, a gaming licensee shall take steps to:

(a) **In accordance with 205 CMR 152.06(2) and 152.06(3), coordinate with the Massachusetts State Police Gaming Enforcement Unit to r**Remove the individual from the gaming establishment;

~~(b) Where reasonably possible, confiscate from the individual in a lawful manner or notify~~ **Notify** the Bureau who shall lawfully confiscate, or **cause to be refused** to pay any winnings or things of value obtained from engaging in a gaming transaction including:

1. gaming chips, gaming plaques, slot machine tokens and vouchers, and gaming vouchers;
2. any electronic gaming device or slot machine jackpot won by the individual;
3. any cashable credits remaining on an electronic gaming device or slot machine credit meter played by the individual.

(c) Deliver any winnings or things of value obtained from the individual to the cashiers' cage and transmit the cash value to the commission for deposit in the Gaming Revenue Fund.

~~(d) In conjunction with a forfeiture of winnings or things of value, a gaming licensee shall prepare a form known as a Notice of Forfeiture, which shall include, without limitation, the name of the individual on the list and the manner in which the individual's identity was established, the total value of the forfeited winnings or things of value, the date, time, and a description of the incident leading to the forfeiture. The Notice of Forfeiture shall be signed and attested to by the prohibited individual, unless the individual refuses to sign or is unknown, the employee delivering the winnings or things of value to the cashiers' cage, and the cashiers' cage employee who received the winnings or things of value.~~

(3) If an individual wishes to contest the forfeiture of winnings or things of value, the individual may request a hearing in writing with the commission within 15 days of the date of the forfeiture. The request shall identify the reason why the winnings or things of value should not be forfeited. The commission shall schedule a hearing on such request and provide notice to the petitioner.

REGULATORY AUTHORITY

205 CMR 152.00: M.G.L. c. 23K, §§ 4(28), 4(37), and 45.



Legal Division

SMALL BUSINESS IMPACT STATEMENT

The Massachusetts Gaming Commission (“Commission”) hereby files this Small Business Impact Statement in accordance with G.L. c. 30A, §2 relative to the proposed amendments to **205 CMR 136.03, 136.04, 136.07: Sale and Distribution of Alcoholic Beverages at Gaming Establishments**, and **138.12: Alcoholic Beverage Control**; notice of which was filed with the Secretary of the Commonwealth. These amendments were developed as part of the process of promulgating regulations governing the operation of gaming establishments in the Commonwealth. These amendments outline the protocol for licensees to file an application to serve alcoholic beverages between the hours of 2 a.m. and 4 a.m. They also implement the statutory requirement that patrons being served alcohol between these hours are in the gaming area and actively engaged in gambling. These regulations are largely governed by G.L. c. 23K §§ 2, 4(37), 5, and 26.

These amendments apply to licensees and individuals, but may impact some small businesses in the transportation and food & beverage industries. In accordance with G.L. c.30A, §2, the Commission offers the following responses to the statutory questions:

1. Estimate of the number of small businesses subject to the proposed regulation:

Some small businesses may be impacted by these amendments, as the amendments would allow for extended service by licensees in certain circumstances.

2. State the projected reporting, recordkeeping and other administrative costs required for compliance with the proposed regulation:

These amendments are unlikely to have direct impact on reporting, recordkeeping or administrative costs that are in place at some small businesses.

3. State the appropriateness of performance standards versus design standards:

A performance standard is necessary to add flexibility to achieve optimal results.

4. Identify regulations of the promulgating agency, or of another agency or department of the Commonwealth, which may duplicate or conflict with the proposed regulation:

There are no conflicting regulations in 205 CMR, and the Commission is unaware of any conflicting or duplicating regulations of any other agency or department of the Commonwealth.



Massachusetts Gaming Commission

5. State whether the proposed regulation is likely to deter or encourage the formation of new businesses in the Commonwealth:

There exists a possibility that allowing this service may deter and/or encourage the formation of new businesses in the transportation and food & beverage industries within the Commonwealth. However, the proposed amendments merely implement existing state law.

Massachusetts Gaming Commission

By:

Shara Bedard

Paralegal

Dated: February 7, 2018



Massachusetts Gaming Commission

134.03: Gaming Service Employees

(1) (a) An individual employed by a gaming licensee who is not classified as a key gaming employee in accordance with 205 CMR 134.01, or a gaming employee in accordance with 205 CMR 134.02, shall be designated as a gaming service employee and shall register in accordance with 205 CMR 134.09 prior to engaging in the provision of employment services. An individual employed by a vendor of a gaming establishment for work in a gaming establishment shall be considered a gaming service employee unless otherwise specified in 205 CMR 134.02.

(b) Pursuant to St. 2017, c. 110, § 3, the commission may, in its discretion, exempt certain gaming service employees by job position from the registration requirement. The commission, or its designee, may require a gaming licensee to produce any information deemed necessary to evaluate the essential functions of a job position. The commission may at any time, in its discretion, revisit any job position.

(2) During the pre-opening phase of a gaming establishment, and continuing for up to 30 days from the date an Operation Certificate is issued in accordance with 205 CMR, a gaming licensee may temporarily allow an individual(s) who is employed at a gaming property which is owned and/or operated by it, its parent, or an affiliated company to assist with gaming establishment employee training and related purposes for up to 60 days without those individuals having to become licensed or registered in accordance with 205 CMR 134.00, provided that the gaming licensee does the following:

- (a) Supplies the Bureau a reasonable time in advance of arrival with the name of the individual, name of the gaming property at which they are employed, the position at the gaming property at which they are employed, a description of the reason for the individual being at the gaming establishment including the services to be performed, the anticipated duration of their stay, and any other information requested by the Bureau;
- (b) Ensures all individuals performing services under 205 CMR 134.03(2) carry identification and wear a badge issued by the gaming licensee that is distinguishable from those that are issued to employees of the gaming establishment and that is clearly visible at all times while at the gaming establishment;
- (c) If the individual is licensed, certified, or otherwise approved for employment by the jurisdiction which the gaming property in which they are employed is located, an individual licensed as a key gaming employee in accordance with 205 CMR 134.00 shall attest in writing that the individual is in good standing in that jurisdiction; and
- (d) Ensures that the individual is accompanied by an individual who is licensed or registered in accordance with 205 CMR 134.00 anytime they are in a restricted area of the gaming establishment.

REGULATORY AUTHORITY

205 CMR 134: M.G.L. c. 23K, §§ 3, 12, 16, 30 and 31; M.G.L. c. 6, § 172(o)



Legal Division

SMALL BUSINESS IMPACT STATEMENT

The Massachusetts Gaming Commission (“Commission”) hereby files this Small Business Impact Statement in accordance with G.L. c. 30A, §2 relative to the proposed amendment to **205 CMR 140.02: Computation of Gross Gaming Revenue**; notice of which was filed with the Secretary of the Commonwealth. This amendment was developed as part of the process of promulgating regulations governing the operation of gaming establishments in the Commonwealth. This amendment requires complimentary vigorish to be included in a licensee’s gross gaming revenue. This regulation is authorized by G.L. c. 23K §§ 4, 5, and 26.

This amendment applies solely to licensees, and it is unlikely that these amendments will impact any small businesses. In accordance with G.L. c.30A, §2, the Commission offers the following responses to the statutory questions:

1. Estimate of the number of small businesses subject to the proposed amendment:

There are no small businesses that will be impacted by this amendment, as it applies to licensees only.

2. State the projected reporting, recordkeeping and other administrative costs required for compliance with the proposed regulation:

There are no reporting, recordkeeping or administrative costs created by this amendment that do not already exist at this time.

3. State the appropriateness of performance standards versus design standards:

The amendment changes an accounting procedure for licensees. A performance standard is necessary to ensure the proper calculation of gross gaming revenue.

4. Identify regulations of the promulgating agency, or of another agency or department of the Commonwealth, which may duplicate or conflict with the proposed regulation:

There are no conflicting regulations in 205 CMR, and the Commission is unaware of any conflicting or duplicating regulations of any other agency or department of the Commonwealth.

5. State whether the proposed regulation is likely to deter or encourage the formation of new businesses in the Commonwealth:



Massachusetts Gaming Commission

Given its limited audience, this amendment is unlikely to deter or encourage the formation of new businesses in the Commonwealth.

Massachusetts Gaming Commission
By:

Shara Bedard
Paralegal

Dated: February 7, 2018



Massachusetts Gaming Commission

205 CMR: MASSACHUSETTS GAMING COMMISSION

205 CMR 138: UNIFORM STANDARDS OF ACCOUNTING PROCEDURES
AND INTERNAL CONTROLS

138.28: Gaming Day

A system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall specify ~~what~~ the hours of operation for the gaming establishment and ~~what the~~ incorporate a 'gaming day' ~~will be~~ for accounting purposes **that begins at 6:00:00 a.m. and ends the following day at 5:59:59 a.m.** ~~Each gaming licensee may establish a gaming day for slot machines which is different from its gaming day for table games; provided, however, that no gaming day shall be longer than 24 hours.~~

138.33: Removal of Slot Drop Containers: Unsecured Currency Funds; Recording of Meter Readings for Slot Machine Drop

A system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall include procedures and protocols relative to the removal of slot drop containers, unsecured currency, and the recording of meter readings for slot machine drop that, at a minimum, incorporates the following requirements:

(7) Whenever currency, a gaming voucher, or a coupon is found inside a ~~bill-changer slot machine~~ but outside of the slot ~~cash-storage drop box (unsecured drop)~~ during the collection of slot ~~cash-storage drop~~ boxes **it shall be deemed "unsecured funds."** **When unsecured funds are located,** a count team member and a member of the casino security department shall complete and sign an **unsecured funds** form which includes the asset number in which the unsecured ~~drop funds~~ **was were** found, the date the unsecured ~~drop funds~~ **was were** found, and the total value of the unsecured ~~drop funds~~. The unsecured ~~drop funds~~ and the original **unsecured funds** form shall be transported to the ~~count room~~ **cashier's cage**. A determination shall be made as to whether the unsecured funds registered on the coin-in meter of the slot machine from which they were retrieved. If the unsecured funds registered on the coin-in meter of the slot machine, the funds shall be recorded as part of the gross gaming revenue for the slot machine and ~~counted and~~ recorded with the contents removed from the corresponding slot ~~cash-storage drop~~ box. **If it is determined that the unsecured funds did not register on the coin-in meter of the slot machine, the funds shall be processed as unclaimed cash in accordance with 205 CMR 138.68(1)(b).** ~~If after a count of the contents of a slot drop box it is determined that the total value of currency, gaming vouchers, and coupons is greater than the corresponding value indicated on the coin-in meter for the subject slot machine, the excess value shall be considered unsecured funds and the value shall be reflected on an unsecured funds form and processed as unclaimed cash in accordance with 205 CMR 138.68(1)(b).~~

The duplicate of the **unsecured funds** form shall be placed in a locked accounting box. Upon completion of the count, the original **unsecured funds** form **relative to funds that registered on the coin-in meter** shall be placed in a locked accounting box located in the count room. The accounting department ~~will~~ **shall** retrieve the original form and reconcile it to the duplicate. **A copy of the form shall be provided to the IEB.**

(8) Whenever unsecured ~~drop funds is~~ **are** found **inside a slot machine but outside of the slot drop box** at times other than the collection of slot ~~cash storage~~ **drop** boxes, a slot department member shall notify the surveillance department and complete and sign the **unsecured funds** form referenced in 205 CMR 138.33(7). The unsecured ~~drop funds~~ and the original form shall be transported by the slot department member, escorted by a security department member, to the cashiers' cage where a cashier shall sign the form **acknowledging receipt**. The unsecured ~~drop funds~~ and original ~~form~~ shall be ~~retained by the cashier, and the slot department member shall place the duplicate form in a locked accounting box. The accounting department shall reconcile the original form to the duplicate.~~ **handled in accordance with the process described in 205 CMR 138.33(7).**

(9) Upon receipt of an unsecured gaming voucher or coupon, the cage cashier in the presence of the slot department member shall deface **or otherwise deactivate** the gaming voucher or coupon, to the extent necessary, so as to prevent subsequent redemption.

(10) At the end of the gaming day, at a minimum, the original unsecured ~~drop funds~~ forms and as applicable, gaming vouchers and coupons, shall be forwarded to the accounting department. The accounting department shall reconcile the original and duplicate forms and record the appropriate amount on the Slot Win Report **or unclaimed cash report, as applicable. Reconciliation of unsecured funds shall be completed by the end of the gaming day on which the count of the slot machine drop for the machine in which the unsecured funds were located is performed.**

(11) In conjunction with the removal of any slot drop ~~container~~ **box**, a gaming licensee shall manually read, or cause an approved slot monitoring system to record, **the slot machine's accounting meters that are used to calculate gross gaming revenue, as described by GLI-11, 5.4.1 Electronic Accounting and Occurrence Meters, including** the in-meter, drop meter, out-meter, attendant paid jackpots meter, attendant paid cancelled credits meter, bill meters and handle pull meter. In addition, the following meters shall be read and recorded:

- (a) If the slot machine accepts gaming vouchers, the numerical and value cashable gaming voucher meters, and the numerical and value non-cashable gaming voucher meters;
- (b) If the slot machine accepts coupons enrolled in the gaming voucher system, the numerical and value cashable coupon meters and numerical and value non-cashable coupon meters;
- (c) If the slot machine accepts promotional credits, the electronic cashable credit meter and the electronic non-cashable credit meter; and
- (d) If the slot machine accepts funds from an account based wagering system, the wagering account transfer-in meter and the wagering account transfer out meter.

(12) The slot monitoring system shall provide a report to the accounting department for a comparison of the meter readings to the count room reports and the calculation of each slot machine's payout percentage. **In the event it is determined after a count that a shortage or overage exists between the total registered on a slot machine's accounting meters that are used to calculate gross gaming revenue, as described by GLI-11, 5.4.1 *Electronic Accounting and Occurrence Meters*, and the total value of the contents of the drop box, the licensee shall investigate to determine the cause and record the findings.** Only members of the accounting department shall have the authority to adjust meter readings subsequent to the count, **provided that notification is provided to the IEB and the commission's finance office if the shortage or overage was caused by a technical malfunction. The IEB and/or finance office may take any action necessary to ensure the integrity of the adjustment prior to the month end reconciliation and public reporting of gross gaming revenue.**

(13) Nothing in 205 CMR 138.00 or a gaming licensee's internal controls shall preclude the IEB from requiring a gaming licensee to read a slot machine meter manually as a remedial measure in the event of a malfunction or as it may otherwise deem necessary to ensure the integrity of gaming and the accurate reporting of gross revenue.

138.68: Expiration of Gaming-related Obligations Owed to Patrons: Payment to the Gaming Revenue Fund

(1) The system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall include provisions governing the expiration of gaming-related obligations, **and unclaimed cash and prizes** that provide, at a minimum, that:

(a) Any money that is owed to a patron by a gaming licensee as a result of a gaming transaction must be claimed within one year of the date of the gaming transaction or the obligation of the gaming licensee to pay the patron will expire. Upon expiration of the obligation, the involved funds must be transferred to the Gaming Revenue Fund in accordance with M.G.L. c. 23K, §§ 53 and 59-;

(b) Any unsecured funds that did not register on a slot machine's coin-in meter, as described in 205 CMR 138.33(7), must be claimed by the owner within one year of the date the funds are located or the obligation of the gaming licensee to pay the patron will expire. Provided, verification procedures designed to prevent fraudulent claims shall be included in the provision. Upon expiration of the obligation, the cash or equivalent cash value of the subject funds shall be transferred to the Gaming Revenue Fund in accordance with M.G.L. c. 23K, §§ 53 and 59; and

~~(b)~~ **(c) A gaming licensee shall maintain a record of all unclaimed cash and prizes and gaming-related obligations that have expired.**

205 CMR: MASSACHUSETTS GAMING COMMISSION

205 CMR 140: GROSS GAMING REVENUE TAX REMITTANCE AND REPORTING

140.02: Computation of Gross Gaming Revenue

(3) Slot Machines and Other Electronic Gaming Devices. For purposes of complying with 205 CMR 140.01 relative to the gross gaming revenue payment for slot machine and other electronic gaming device gross gaming revenue, a gaming licensee shall pay the amount calculated by the commission. Disputed amounts shall be reconciled on a monthly basis as described in 205 CMR 140.04(1). Gross gaming revenue equals *drop*, minus jackpot payouts, including vouchers issued by the gaming device, and any hopper fills to the machine, subject to the following:

- (a) For purposes of 205 CMR 140.02(3), *drop* means the total value of coins, slot tokens, and foreign slot tokens in a slot drop bucket or a slot drop box, plus the value of currency, and gaming vouchers in a slot cash storage box, **unsecured funds located inside a slot machine but outside the slot drop box that registered on the coin-in meter**, and electronic credits withdrawn from a patron's account.
- (b) The initial hopper load, if any, shall not be considered a fill.
- (c) A gaming licensee shall not include the cash equivalent value of any merchandise or thing of value as part of the sum paid out as winnings or a jackpot.



January 26, 2018

Massachusetts Gaming Commission
101 Federal Street, 12th Floor
Boston, MA 02110

RE: Blue Tarp reDevelopment Comments on Proposed 138.28

To Whom It May Concern:

Blue Tarp reDevelopment, LLC (“MGM Springfield”) submits the following comments in connection with the Massachusetts Gaming Commission’s (the “Commission”) proposed amendments to 205 CMR 138.28, *Uniform Standards of Accounting Procedures and Internal Controls, Gaming Day*. The Commission’s proposed change to its Uniform Standards of Accounting Procedures and Internal Control regulations to mandate a gaming day that begins at 6:00:00 AM and ends the following day at 5:59:59 AM deprives the gaming licensees of the flexibility to align the 24-Hour Gaming Day with its accounting practices and will result in an undue hardship to MGM Springfield and MGM Resorts International (“MGMRI”). The Commission’s regulation should allow a licensee the flexibility to propose a 24-Hour Gaming Day to meet its specific needs as part of its Internal Controls, which are subject to Commission approval.

As the Commission is aware, the daily gaming audit process for almost all MGMRI properties across the U.S. is completed by the Las Vegas-based MGMRI Financial Shared Services Center (“MGMRI FSSC”), a shared services division of MGM Resorts International Operations, Inc., which is a wholly owned subsidiary of MGMRI. MGMRI FSSC provides various casino audit and accounting support services from Las Vegas to a majority of MGMRI’s operating subsidiaries across the U.S., including MGM Springfield. To accommodate the competing gaming gross revenue tax filing deadlines in multiple jurisdictions and meet MGMRI FSSC work flow demands, including the 3-hour time difference between Massachusetts and Nevada, the flexibility to designate its gaming day is critical. A 6:00 AM – 5:59 AM Eastern Standard Time Gaming Day fixed by regulation will not allow the MGMMRI FSSC to effectively integrate MGM Springfield into its operations, creating a one off from its other properties and eviscerating the benefits, efficiencies and economies of the FSSC.

MGM Springfield
One MGM Way
Springfield, MA 01103
413-273-5000

Any perceived benefit from a uniform Gaming Day the Commission may gain through a regulatory mandate is greatly outweighed by the negative business and operational impact on MGM Springfield and MGMRI FSSC as set forth above. With the opening of MGM Springfield in the fall of 2018 and Wynn Boston in June 2019, Massachusetts will have 3 casinos to manage (with a possibility for a 4th in Region C), all with state of the art accounting systems in addition to the Commission's own monitoring systems. Gaming Day uniformity among gaming licensees will not in any manner further enhance or ensure that all revenue is properly accounted and all taxes remitted. Further, MGMRI has relied upon the existing regulation, which has been in place since 2015, in integrating MGM Springfield in the FSSC over the past year.

Finally, the Gaming Day for each casino should be confidential as part of the internal controls, not published as part of the Commission's regulations. Consistent with its Title 31 compliance practices, MGM Springfield would not typically publicly disclose the parameters of its Gaming Day.

Thank you in advance for your thoughtful consideration of these comments. Please do not hesitate to contact us with further comments or questions in this regard.

Sincerely,



Seth N. Stratton

Vice President & Legal Counsel

cc: Patrick Madamba, Esq.
Jed M. Nosal, Esq.

205 CMR: MASSACHUSETTS GAMING COMMISSION

205 CMR 138: UNIFORM STANDARDS OF ACCOUNTING PROCEDURES AND INTERNAL CONTROLS

138.28: Gaming Day

A system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall specify what the hours of operation for the gaming establishment and ~~what the~~ incorporate a 'gaming day' ~~will be~~ for accounting purposes that begins at 6:00:00 a.m. and ends the following day at 5:59:59 a.m. ~~Each gaming licensee may establish a gaming day for slot machines which is different from its gaming day for table games; provided, however, that no gaming day shall be longer than 24 hours.~~

138.33: Removal of Slot Drop Containers: Unsecured Currency Funds; Recording of Meter Readings for Slot Machine Drop

A system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall include procedures and protocols relative to the removal of slot drop containers, unsecured currency, and the recording of meter readings for slot machine drop that, at a minimum, incorporates the following requirements:

(7) Whenever currency, a gaming voucher, or a coupon is found inside a bill changer slot machine but outside of the slot ~~cash storage~~ drop box (~~unsecured drop~~) during the collection of slot ~~cash storage~~ drop boxes it shall be deemed "unsecured funds." When unsecured funds are located, a count team member and a member of the casino security department shall complete and sign an unsecured funds form which includes the asset number in which the unsecured ~~drop~~ funds ~~was~~ were found, the date the unsecured ~~drop~~ funds ~~was~~ were found, and the total value of the unsecured ~~drop~~ funds. The unsecured ~~drop~~ funds and the original unsecured funds form shall be transported to the ~~count room~~ cashier's cage. A determination shall be made as to whether the unsecured funds registered on the coin-in meter of the slot machine from which they were retrieved. If the unsecured funds registered on the coin-in meter of the slot machine, the funds shall be recorded as part of the gross gaming revenue for the slot machine and ~~counted and~~ recorded with the contents removed from the corresponding slot ~~cash storage~~ drop box. If it is determined that the unsecured funds did not register on the coin-in meter of the slot machine, the funds shall be processed as unclaimed cash in accordance with 205 CMR 138.68(1)(b). ~~If after a count of the contents of a slot drop box it is determined that the total value of currency, gaming vouchers, and coupons is greater than the corresponding value indicated on the coin in meter for the subject slot machine, the excess value shall be considered unsecure funds and the value shall be reflected on an unsecured funds form and processed as unclaimed cash in accordance with 205 CMR 138.68(1)(b).~~

The duplicate of the unsecured funds form shall be placed in a locked accounting box. Upon completion of the count, the original unsecured funds form relative to funds that registered on the coin-in meter shall be placed in a locked accounting box located in the count room. The accounting department will shall retrieve the original form and reconcile it to the duplicate. A copy of the form shall be provided to the IEB.

(8) Whenever unsecured drop funds is are found inside a slot machine but outside of the slot drop box at times other than the collection of slot cash storage drop boxes, a slot department member shall notify the surveillance department and complete and sign the unsecured funds form referenced in 205 CMR 138.33(7). The unsecured drop funds and the original form shall be transported by the slot department member, escorted by a security department member, to the cashiers' cage where a cashier shall sign the form acknowledging receipt. The unsecured drop funds and original form shall be retained by the cashier, and the slot department member shall place the duplicate form in a locked accounting box. The accounting department shall reconcile the original form to the duplicate. handled in accordance with the process described in 205 CMR 138.33(7).

(9) Upon receipt of an unsecured gaming voucher or coupon, the cage cashier in the presence of the slot department member shall deface or otherwise deactivate the gaming voucher or coupon, to the extent necessary, so as to prevent subsequent redemption.

(10) At the end of the gaming day, at a minimum, the original unsecured drop funds forms and as applicable, gaming vouchers and coupons, shall be forwarded to the accounting department. The accounting department shall reconcile the original and duplicate forms and record the appropriate amount on the Slot Win Report or unclaimed cash report, as applicable. Reconciliation of unsecured funds shall be completed by the end of the gaming day on which the count of the slot machine drop for the machine in which the unsecured funds were located is performed.

(11) In conjunction with the removal of any slot drop container box, a gaming licensee shall manually read, or cause an approved slot monitoring system to record, the slot machine's accounting meters that are used to calculate gross gaming revenue, as described by GLI-11, 5.4.1 Electronic Accounting and Occurrence Meters, including the in-meter, drop meter, out-meter, attendant paid jackpots meter, attendant paid cancelled credits meter, bill meters and handle pull meter. In addition, the following meters shall be read and recorded:

- (a) If the slot machine accepts gaming vouchers, the numerical and value cashable gaming voucher meters, and the numerical and value non-cashable gaming voucher meters;
- (b) If the slot machine accepts coupons enrolled in the gaming voucher system, the numerical and value cashable coupon meters and numerical and value non-cashable coupon meters;
- (c) If the slot machine accepts promotional credits, the electronic cashable credit meter and the electronic non-cashable credit meter; and
- (d) If the slot machine accepts funds from an account based wagering system, the wagering account transfer-in meter and the wagering account transfer out meter.

(12) The slot monitoring system shall provide a report to the accounting department for a comparison of the meter readings to the count room reports and the calculation of each slot machine's payout percentage. In the event it is determined after a count that a shortage exists between the total registered on a slot machine's accounting meters that are used to calculate gross gaming revenue, as described by GLI-11, 5.4.1 Electronic Accounting and Occurrence Meters, the licensee shall investigate to determine the cause and record the findings. Only members of the accounting department shall have the authority to adjust meter readings subsequent to the count, provided that notification is provided to the IEB and the commission's finance office if the shortage was caused by a technical malfunction. The IEB and/or finance office may take any action necessary to ensure the integrity of the adjustment prior to the month end reconciliation and public reporting of gross gaming revenue.

(13) Nothing in 205 CMR 138.00 or a gaming licensee's internal controls shall preclude the IEB from requiring a gaming licensee to read a slot machine meter manually as a remedial measure in the event of a malfunction or as it may otherwise deem necessary to ensure the integrity of gaming and the accurate reporting of gross revenue.

138.68: Expiration of Gaming-related Obligations Owed to Patrons: Payment to the Gaming Revenue Fund

(1) The system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall include provisions governing the expiration of gaming-related obligations, and unclaimed cash and prizes that provide, at a minimum, that:

(a) Any money that is owed to a patron by a gaming licensee as a result of a gaming transaction must be claimed within one year of the date of the gaming transaction or the obligation of the gaming licensee to pay the patron will expire. Upon expiration of the obligation, the involved funds must be transferred to the Gaming Revenue Fund in accordance with M.G.L. c. 23K, §§ 53 and 59.;

(b) Any unsecured funds that did not register on a slot machine's coin-in meter, as described in 205 CMR 138.33(7), must be claimed by the owner within one year of the date the funds are located or the obligation of the gaming licensee to pay the patron will expire. Provided, verification procedures designed to prevent fraudulent claims shall be included in the provision. Upon expiration of the obligation, the cash or equivalent cash value of the subject funds shall be transferred to the Gaming Revenue Fund in accordance with M.G.L. c. 23K, §§ 53 and 59; and

~~(b)~~ (c) A gaming licensee shall maintain a record of all unclaimed cash and prizes and gaming-related obligations that have expired.

205 CMR: MASSACHUSETTS GAMING COMMISSION

205 CMR 140: GROSS GAMING REVENUE TAX REMITTANCE AND REPORTING

140.02: Computation of Gross Gaming Revenue

(3) Slot Machines and Other Electronic Gaming Devices. For purposes of complying with 205 CMR 140.01 relative to the gross gaming revenue payment for slot machine and other electronic gaming device gross gaming revenue, a gaming licensee shall pay the amount calculated by the commission. Disputed amounts shall be reconciled on a monthly basis as described in 205 CMR 140.04(1). Gross gaming revenue equals drop, minus jackpot payouts, including vouchers issued by the gaming device, and any hopper fills to the machine, subject to the following:

- (a) For purposes of 205 CMR 140.02(3), drop means the total value of coins, slot tokens, and foreign slot tokens in a slot drop bucket or a slot drop box, plus the value of currency, and gaming vouchers in a slot cash storage box, unsecured funds located inside a slot machine but outside the slot drop box that registered on the coin-in meter, and electronic credits withdrawn from a patron's account.
- (b) The initial hopper load, if any, shall not be considered a fill.
- (c) A gaming licensee shall not include the cash equivalent value of any merchandise or thing of value as part of the sum paid out as winnings or a jackpot.



Legal Division

SMALL BUSINESS IMPACT STATEMENT

The Massachusetts Gaming Commission (“Commission”) hereby files this Small Business Impact Statement in accordance with G.L. c. 30A, §2 relative to the proposed amendment of **205 CMR 152.00: Individuals Excluded from a Gaming Establishment**; notice of which was filed with the Secretary of the Commonwealth. These amendments were developed as part of the process of promulgating regulations governing the operation of gaming establishments in the Commonwealth. These amendments address the process by which an individual will be placed on the Excluded Persons List, and clarifies protocol for enforcement.

This amendment applies solely to licensees and individuals. Therefore, it is unlikely that these amendments will impact any small businesses. In accordance with G.L. c.30A, §2, the Commission offers the following responses to the statutory questions:

1. Estimate of the number of small businesses subject to the proposed amendment:

There are no small businesses that will be impacted by this amendment, as it applies to licensees and individuals only.

2. State the projected reporting, recordkeeping and other administrative costs required for compliance with the proposed regulation:

There are no reporting, recordkeeping or administrative costs created by these amendments that do not already exist at this time.

3. State the appropriateness of performance standards versus design standards:

These amendments are intended to address processes and protocols for compliance with the regulation. A performance standard is necessary to describe the intent of the amendments.

4. Identify regulations of the promulgating agency, or of another agency or department of the Commonwealth, which may duplicate or conflict with the proposed regulation:

There are no conflicting regulations in 205 CMR, and the Commission is unaware of any conflicting or duplicating regulations of any other agency or department of the Commonwealth.

5. State whether the proposed regulation is likely to deter or encourage the formation of new businesses in the Commonwealth:



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As these amendments are directed at licensees and individuals, it is unlikely that they will deter or encourage the formation of new businesses in the Commonwealth.

Massachusetts Gaming Commission
By:

Shara Bedard
Paralegal

Dated: February 7, 2018



Massachusetts Gaming Commission

205 CMR: MASSACHUSETTS GAMING COMMISSION
205 CMR 137.00: GAMING SCHOOLS

137.02: Curriculum

(3) Training relative to responsible gaming shall be for minimum of 90 minutes **in addition to the minimum training hours required in accordance with 205 CMR 137.02(4) and (5). A student need only complete the responsible gaming training once even if the student elects to receive training on more than one game. The responsible gaming training shall ~~and~~** address the following topics:

- (a) Gambling in Massachusetts;
- (b) Definition of problem gambling and gambling disorder, including how this has changed over time;
- (c) Levels of gambling involvement;
- (d) Identifying and responding to persons exhibiting problem gambling behaviors; and
- (e) Responsible gambling strategies.