



TO: Chairman Crosby, Commissioner Cameron, Commissioner O'Brien,
Commissioner Stebbins, Commissioner Zuniga

FROM: Paul Connelly, Director of Licensing

DATE: June 19, 2018

RE: Gaming Beverage License Application: MGM Springfield

SUMMARY

The Division of Licensing is forwarding to the Commission the attached application for a Gaming Beverage License from MGM Springfield. The Division of Licensing has determined that the application contains all of the elements required in accordance with 205 136.04 and is recommending that it be approved pending the submission of information regarding jointly responsible parties, as well as any conditions that the Commission deem appropriate. A version of this application was presented to the Commission at the May 24, 2018 meeting. Since that time the commission has received public comment regarding MGM'S request to serve until 4AM on the gaming floor. Additionally, this application has been supplemented – as discussed at the May 24th meeting – with information regarding layout and monitoring of the outdoor plaza.

BACKGROUND

MGM Springfield submitted an application for a Gaming Beverage License pursuant to 205 CMR 136. The application is substantially complete, and contains requests for 22 licensed areas (18 on the ground floor and 4 on the second floor). Generally, each of these areas contains a request for alcohol service between the hours of 8AM – 2AM. For the Gaming Floor however, MGM Springfield has requested alcohol service between the hours of 8AM and 4AM, which is newly allowed under Section 116 of HB3800 – An Act making appropriations for fiscal year 2018, signed by Governor Baker in July of 2017. This section reads as follows:

SECTION 116. Notwithstanding any general or special law or regulation to the contrary, in issuing a gaming beverage license pursuant to section 26 of chapter 23K of the General Laws, the Massachusetts gaming commission shall describe the scope of the particular license and any restrictions and limitations, provided, however, that a gaming beverage license may permit the sale or distribution of alcoholic beverages beyond the hour of 2 a.m. only to patrons who are actively engaged in gambling as defined in section 2 of said chapter 23K; and provided, further, that a gaming beverage license



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shall not permit the sale or distribution of alcoholic beverages between the hours of 4 a.m. and 8 a.m.

While the Commission may condition any part of the gaming beverage license if it determines that the application may in some way compromise the integrity of gaming and/or public health, welfare, or safety, please note that Section 116 itself conditions the sale or distribution of alcohol only to those patrons actively engaged in gambling.

Though substantially complete, MGM Springfield will be required to submit the following additional information regarding jointly responsible parties (these deficiencies are highlighted in the application):

- **Section 16** - Third Party Retail: Name; Business Concept; Description; Alcohol Distribution Area; Bottle Service; Storage and Security; and Jointly Responsible Person
- **Section 17** - Kringle Candle: Alcohol Distribution Area; Storage and Security; and Jointly Responsible Person
- **Section 22** - Movie Theater: Name; Alcohol Distribution Area; Storage and Security and Jointly Responsible Person

MGM has committed to submit the outstanding information as programming and operations of those third-party spaces are finalized.



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