



NOTICE OF MEETING AND AGENDA

Pursuant to the Massachusetts Open Meeting Law (G.L. c. 30A, §§ 18-25), and St. 2025, c. 2, notice is hereby given of a public meeting of the **Massachusetts Gaming Commission**. The meeting will take place:

Thursday | January 29, 2026 | 9:30 a.m.
VIA REMOTE ACCESS: 1-646-741-5292
MEETING ID/ PARTICIPANT CODE: 111 996 2599
All meetings are streamed live at www.massgaming.com.

Please note that the Commission will conduct this public meeting remotely utilizing collaboration technology. Use of this technology is intended to ensure an adequate, alternative means of public access to the Commission's deliberations for any interested member of the public. If there is any technical problem with the Commission's remote connection, an alternative conference line will be noticed immediately on www.massgaming.com.

All documents and presentations related to this agenda will be available for your review on the morning of the meeting date by visiting our website and clicking on the News header, under the Meeting Archives drop-down.

PUBLIC MEETING - #579

1. Call to Order – Jordan Maynard, Chair

2. Meeting Minutes
 - a. December 18, 2025 **VOTE**
 - b. January 8, 2026 **VOTE**

3. Racing Division – Dr. Alexandra Lightbown, Director of Racing and Chief Veterinarian
 - a. Race Horse Development Fund benefits for drivers and jockeys **VOTE**

4. Finance Division – Derek Lennon, Chief Financial and Accounting Officer
 - a. FY2026 Mid-Year Budget Update – John Scully, Budget and Procurement Manager



Massachusetts Gaming Commission

5. Sports Wagering Division – Carrie Torrisi, Division Chief of Sports Wagering
 - a. DraftKings Request for Temporary Waiver from Commission’s Amended 205 CMR 247.07(5) and 205 CMR 248.10(2) - Carrie Torrisi, Chief of Sports Wagering Division; Caitlin Monahan, Director of Investigations and Enforcement Bureau; Kathleen Kramer, Chief Enforcement Counsel and Deputy Director of Investigations and Enforcement Bureau; Justin Stempeck, Interim General Counsel **VOTE**
 - b. Updates to DraftKings House Rules – David Harrison, Compliance Officer **VOTE**

6. Caitlin Monahan – Director of Investigations and Enforcement Bureau
 - a. Plainridge Park Casino’s Request for an Amendment to the Beverage License – Richard Lawless, Licensing Manager **VOTE**

7. Legal Division – Justin Stempeck, Interim General Counsel
 - a. 205 CMR 250: Protection of Minors and Underage Youth from Sports Wagering – Discussion and Review of Regulation Amendments and Small Business Impact Statement for authorization to begin the promulgation process by Commission – Jenna Hentoff, Deputy General Counsel **VOTE**
 - b. 205 CMR 149.00: Race Horse Development Fund, specifically, 205 CMR 149.04 – Discussion and Review of Regulation and Amended Small Business Impact Statement for Authorization to send to the Clerk of Senate, and Final Review and Adoption,– Judith Young, Sr. Associate General Counsel, Derek Lennon, Chief Financial and Accounting Officer **VOTE**
 - c. Executive Session Minutes
 - i. Executive Session **VOTE**
 The Commission anticipates that it will meet in executive session to review minutes from previous executive sessions as their discussion at an open meeting may frustrate the purpose for which the executive session was convened, pursuant to G.L. c. 30A, § 21(a)(7) and c. 23N, § 6(i): **January 6, 2023**; G.L. c. 30A, § 21(a)(7), c. 4, § 7(26)(g), and c. 23N, § 6(i): **September 30, 2025**; G.L. c. 30A, § 21(a)(7) and c. 4, § 7(26)(f): **October 9, 2025 at 10:53 A.M.**; G.L. c. 30A, § 21(a)(3), (6) and (7); and c. 4, § 7(26)(f) and (n): **October 9, 2025 at 11:54 A.M.**; and G.L. c. 30A, § 21(a)(3): **October 16, 2025.**
 - January 6, 2023 **VOTE**
 - September 30, 2025 **VOTE**
 - October 9, 2025 at 10:53 A.M. **VOTE**
 - October 9, 2025 at 11:54 A.M. **VOTE**
 - October 16, 2025 **VOTE**



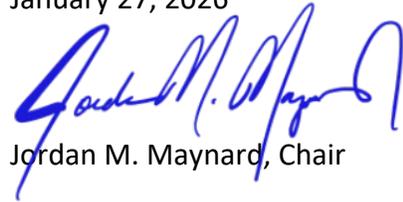
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8. Commissioner Updates

9. Other Business - Reserved for matters the Chair did not reasonably anticipate at the time of posting.

I certify that this Notice was posted as "Massachusetts Gaming Commission Meeting" at www.massgaming.com and emailed to regs@sec.state.ma.us. Posted to Website: January 27, 2026 | 9:30 a.m. EST

January 27, 2026

A handwritten signature in blue ink, appearing to read "Jordan M. Maynard".

Jordan M. Maynard, Chair

*If there are any questions pertaining to accessibility and/or further assistance is needed,
please email Grace.Robinson@massgaming.gov.*



Massachusetts Gaming Commission



Massachusetts Gaming Commission Meeting Minutes

Date/Time: December 18, 2025, 9:30 a.m.
Place: Massachusetts Gaming Commission
VIA CONFERENCE CALL NUMBER: 1-646-741-5292
PARTICIPANT CODE: 111 812 7763

The Commission conducted this public meeting remotely utilizing collaboration technology. Use of this technology was intended to ensure an adequate, alternative means of public access to the Commission's deliberations for any interested member of the public.

Commissioners Present:

Chair Jordan Maynard
Commissioner Eileen O'Brien
Commissioner Bradford Hill
Commissioner Nakisha Skinner
Commissioner Paul Brodeur

1. [Call to Order](#) (00:00)

Chair Maynard called to order the 576th Public Meeting of the Massachusetts Gaming Commission ("Commission"). Roll call attendance was conducted, and all five Commissioners were present for the meeting.

2. [Meeting Minutes](#) (00:38)

The meeting minutes for the March 18, 2024, October 20, 2024, November 12, 2025, November 13, 2025, and November 20, 2025 public meetings were included in the Commissioners' Packet on pages 5 through 35.

Commissioner Brodeur moved that the Commission approve the meeting minutes of the public meetings on March 18, 2024 and October 29, 2024 at 11:00 AM, as included in the Commissioners' Packet, subject to any necessary corrections for typographical errors or other non-material matters. Commissioner Hill seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.
Commissioner Hill: Aye.
Commissioner Skinner: Aye.
Commissioner Brodeur: Abstain.
Chair Maynard: Aye.

The motion passed, 4-0 with one abstention.

Commissioner Brodeur moved that the Commission accept the minutes for meetings held on November 12, 2025 and November 13, 2025 as included in the Commissioners' Packet, subject to any revisions for typographical errors or other non-material matters. Commissioner Skinner seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.
Commissioner Hill: Aye.
Commissioner Skinner: Aye.
Commissioner Brodeur: Aye.
Chair Maynard: Aye.

The motion passed unanimously, 5-0.

Commissioner Brodeur moved that the Commission approve the minutes for the public meeting held on November 20, 2025, as included for in the Commissioners' Packet and discussed here today, subject to any revisions for typographical errors or other non-material matters. Commissioner Skinner seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.
Commissioner Hill: Aye.
Commissioner Skinner: Aye.
Commissioner Brodeur: Aye.
Chair Maynard: Abstain.

The motion passed, 4-0 with one abstention.

3. [Administrative Update](#) (03:28)

Executive Director Dean Serpa explained that Chief of the Community Affairs Division Joseph Delaney was retiring. He commended Chief Delaney for his time with the Commission and the invaluable service he provided.

Commissioner O'Brien wished Chief Delaney luck and enjoyment in his retirement. Commissioner Brodeur stated that Chief Delaney brought a unique skillset and dedication to his position. Commissioner Skinner thanked Chief Delaney for his contributions to the agency and the Commonwealth. Commissioner Hill stated that Chief Delaney taught him a lot in the last four years and noted he had worked with Chief Delaney when Chief Delaney was with the

Department of Environmental Protection and then for four years on the Community Mitigation Fund. Chair Maynard stated that Chief Delaney was willing to do the hard work and take care of his colleagues and was leaving the agency better than he found it.

Chief Delaney stated that with the Commission he got to work on two of the largest construction projects in Massachusetts, which he appreciated as an engineer. He stated that it was the people he worked with that always set the Commission apart. He stated that the Community Mitigation Fund team was great and thanked Senior Program Manager Mary Thurlow. Senior Program Manager Thurlow stated that Chief Delaney was wonderful to work with and that she would miss him.

4. [Racing](#) (17:32)

a. Race Horse Development Fund benefits for drivers

Director of Racing and Chief Veterinarian Dr. Alexandra Lightbown explained that in accordance with G.L. c. 23K, § 60, four percent of the Race Horse Development Fund money goes towards health and welfare benefits. She stated that the Commission determines how much of that four percent amount should go from the horsemen's group to the drivers or jockeys. She noted that drivers were included in the Harness Horseman's Association of New England ("HHANE") and already received benefits, vision insurance, and retirement plans through HHANE. She stated that there was not a separate driver's organization. *A memorandum regarding the Race Horse Development Fund benefits for jockeys and drivers was included in the Commissioners' Packet on pages 128 through 130.*

Commissioner O'Brien moved that under G.L. c. 23K, § 60(c)(iii), zero dollars shall be paid by the Standardbred Horsemen's organization to the Standardbred drivers organization at the horse racing facility for health insurance, life insurance or other benefits to active and disabled thoroughbred jockeys or standardbred drivers under the rules and eligibility requirements of that organization for the reasons discussed here today and as included in the Commissioners' packet. Commissioner Brodeur seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

5. [Section 97 Update](#) (21:57)

Deputy Director of the Research and Responsible Gaming Division Bonnie Andrews explained that Section 97 of Chapter 194 of the Acts of 2011 requires gaming licensees to provide the Commission with information regarding player loyalty programs. She noted that the Commission was required to make that data available to qualified researchers to conduct analyses that

improve the understanding of how gambling addiction develops and progresses. She noted that a status update was provided to the Commission at the public meeting on November 21, 2024. She stated that since that time, the Commission has entered into an Interdepartmental Service Agreement with the University of Massachusetts Donahue Institute (“UMDI”) on January 9, 2025 and work was ongoing with UMDI, idPair and the UMass Data Science Center.

Deputy Director Andrews explained that since January, idPair has developed code to parse, hash, and upload Massachusetts casino data. She stated that UMDI and idPair have discussed the anonymization process with the Commission’s Legal Division to assist with developing data use agreements.

Interim General Counsel Justin Stempeck stated that the Commission sought external legal data privacy experts and selected counsel from Morse Law to help navigate this project. He explained that the data disclosure agreement covers how to move data between the various entities involved in this process. He stated that draft agreements were circulated to the operators in August and that agreements has been finalized with one of the three licensees. He stated that agreements with the other two licensees were in the final stages of negotiations, to be resolved in early 2026. He stated that there would be a brief testing phase to ensure the data was secure. Outside counsel from Morse Law Faith Kasparian stated that everyone from the Commission was working diligently to move this project forward.

Deputy Director Andrews stated that in parallel with finalizing the data use agreements, UMDI assessed the legal and technical needs of the Commission. She stated that UMDI worked with idPair to develop a data storage system that could be quickly and easily implemented. She stated that this system would allow researchers to analyze the data in a secure environment. She stated that UMDI had begun meeting with operators to discuss data transmission. She noted that the Commission staff were also working on data use agreements for researchers who will be analyzing the data. She also stated that the Commission staff were finalizing a policy for approval of qualified researchers and that the policy would be presented to the Commission for approval.

Chair Maynard stated that the Commission was clear with where it was on Section 97 implementation. He stated that the Commission was not holding up this process and that Commission staff had done everything they needed to do. He thanked PENN Entertainment for being the first licensee to finalize its data use agreement.

Commissioner O’Brien reiterated Chair Maynard’s statements regarding the Commission’s efforts and also thanked PENN Entertainment. She stated that she anticipated good faith from all parties involved in implementing the requirements of Section 97.

6. [Legal](#) (29:55)

- a. 205 CMR 238.30: Acceptance of Sports Wagers - Discussion and Review of Regulation and Small Business Impact Statement for authorization to begin the promulgation process

Interim General Counsel Stempeck presented two proposed options to amend to 205 CMR 238.30. He stated that Option A would require the operators to include procedures in their internal controls to provide timely notice to patrons that their sports wagering ability had been limited. He explained that Option B would require that the operators include procedures in their internal controls to provide timely notice to the patron that their sports wagering ability had been limited, identification of which markets were limited, and an explanation as to why the account was limited. He stated that a vote in this meeting would result in initial promulgation of the regulation and that there would be a public comment period before the proposed regulation returns to the Commission for final review.

A memorandum, redlined versions of each option for 205 CMR 238.30, and a Small Business Impact Statement were included in the Commissioners' Packet on pages 35 through 42.

Commissioner Hill stated that notice to the patron on why their account was limited was the least the Commission could do and stated that Option B was appropriate. Commissioner Brodeur agreed. He stated that providing notice that the account was limited would beg the question as to why it was limited and that providing additional information made sense for the purposes of full disclosure and transparency.

Commissioner Skinner stated that she supported Option B but questioned whether that would be sufficient. She expressed an interest in continued conversation and public comment. She stated that the goal of this amendment was transparency which was met by Option B.

Commissioner O'Brien agreed. She stated that Option B was a minimum. She noted that the amendment was not just about transparency but also about fundamental fairness.

Chair Maynard stated that Massachusetts was the first jurisdiction to take up this issue and that the Commission would continue to study sports wagering account limiting. He stated that he agreed with Option B. He noted that as the operators indicated they were not limiting many people, if the number of limited accounts was small, the operators should be able to explain why patrons were being limited.

Commissioner Hill moved that the Commission approve the Small Business Impact Statement and the draft of 205 CMR 238.30 as included in the Commissioners' packet and discussed here today, and further that staff be authorized to take the steps necessary to file the required documentation with the Secretary of the Commonwealth to begin the regulation promulgation process. Commissioner Skinner seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

b. 205 CMR 116.10: Interim Authorization - Discussion and Review of Regulation and Small Business Impact Statement for authorization to begin the promulgation process (37:57)

Interim General Counsel Stempeck presented a proposed amendment to 205 CMR 116.10. He noted that this amendment was coming forward due to some transfer of interest issues that occurred in the prior year involving Bally's. He stated that the changes would provide the Commission with additional flexibility in its review of transfers of interest.

A memorandum, redlined copy of 205 CMR 116.10, and Small Business Impact Statement were included in the Commissioners' Packet on pages 43 through 52.

Commissioner O'Brien moved that the Commission approve the Small Business Impact Statement and the draft of 205 CMR 116.10 as included in the Commissioners' packet and discussed here today, and further that staff be authorized to take the steps necessary to file the required documentation with the Secretary of the Commonwealth to begin the regulation promulgation process. Commissioner Hill seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

c. 205 CMR 234.09: Term of Sports Wagering Vendor License or Registration; Renewal - Discussion and Review of Regulation and Amended Small Business Impact Statement for Final Review and Adoption (40:46)

Associate General Counsel Melanie Foxx presented an amendment to 205 CMR 234.09 for final review and approval. She noted that the regulation was filed by emergency on October 24, 2025 and then went through the normal promulgation process. She stated that a hearing was held on December 2, 2025, and no public comments were received.

A memorandum, redlined copy of 205 CMR 234.09, and Amended Small Business Impact Statement were included in the Commissioners' Packet on pages 53 through 56.

Commissioner Hill moved that the Commission approve the Amended Small Business Impact Statement and the draft of 205 CMR 234.09 as included in the Commissioners' Packet and discussed here today, and further, that staff be authorized to take the steps necessary to file the required documentation with the Secretary of the Commonwealth to finalize the regulation promulgation process. Commissioner O'Brien seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.
Commissioner Skinner: Aye.
Commissioner Brodeur: Aye.
Chair Maynard: Aye.

The motion passed unanimously, 5-0.

7. Investigations and Enforcement Bureau (43:43)

a. Briefing on noncompliance related to Category 3 Sports Wagering Operator, American Wagering, Inc., d/b/a Caesars Sportsbook, and discussion regarding next steps. Alleged noncompliance relates to the acceptance of wagers funded by credit card in violation of G.L. 23N, §13(d), 205 CMR 247.07(7), and 205 CMR 248.10(3) –

Senior Enforcement Counsel Zachary Mercer presented on an alleged noncompliance matter related to American Wagering, Inc., d/b/a Caesars Sportsbook’s (“Caesars”) acceptance of wagers funded by credit card. He explained that 88 wagers funded by credit card were placed by 35 patrons for a total sum of \$1,356.07. He explained that patrons made deposits in jurisdictions where credit cards were permitted between October 15, 2025 and October 28, 2025 due to an internal configuration error on Caesars’ platform. He explained that Caesars had notified the Commission and disabled wagering in Massachusetts until a remedy was implemented on October 28, 2025.

A memorandum regarding this alleged noncompliance matter was included in the Commissioners’ Packet on page 57.

Commissioner Skinner inquired about the configuration error. Counsel Mercer stated that Caesars had indicated in its initial report that there was a software update involving player account management that led to an error in the filtering of funds. He stated that he would get more details from Caesars regarding the technical process. Commissioner Skinner asked if the noncompliance was self-reported by Caesars. Counsel Mercer confirmed that it was self-reported.

Commissioner Skinner asked about how confident Caesars was that the extent of noncompliance was limited to the stated period of time in October. Counsel Mercer stated that Caesars reported that the remedy they implemented on October 28, 2025 was successful but that he could not speak to anything prior to October 15, 2025.

Commissioner Brodeur stated that this was an extremely serious violation because the prohibition on credit card funding is statutory. He asked whether an adjudicatory hearing would be beneficial to the Commission or whether the matter could be referred to the Investigation and Enforcement Bureau (“IEB”) for a recommendation.

Commissioner O’Brien stated that she shared the concerns and questions raised by her fellow Commissioners. She reiterated that this was a statutory violation. She stated that in the past, operators had made representations that they were confident a problem was fixed only to discover that they had not completed a fruitful assessment of their systems.

Commissioner O'Brien stated that if this matter was referred to the IEB, she would want to ensure that the investigation followed the same outline that was used in regard to the other licensee that had undergone a multi-day adjudicatory hearing on similar subject matter. She stated that she would also want testing to be conducted to ensure that this problem would not recur and confirmation that there were no issues before the reported date of October 15, 2025. She expressed that if this was referred back to the IEB, she would want any sanction to be proportionate to the offense and constitute deterrence. She stated that she would be willing to refer this matter to the IEB under these conditions or have an adjudicatory hearing before the Commission.

Commissioner Hill expressed that he philosophically believed that noncompliance matters should be referred to the IEB for recommendation but that this instance raised red flags and requested that this matter be addressed via adjudicatory hearing. He stated that this incident stands out due to the severity of allowing credit card funds.

Chair Maynard stated that he agreed with everything his colleagues said. He noted that the Commission levied the harshest penalty in the United States on an operator for allowing prohibited credit card funds to be used on its platform. He noted that the operator that was fined stopped accepting credit card funding on their platform nationwide. He stated that he would be comfortable with referring this matter to the IEB or having an adjudicatory hearing.

Commissioner Skinner stated that Commissioner Hill convinced her that the matter should be brought to an adjudicatory hearing. She stated that Commissioner O'Brien's conditions would be helpful if the matter was going to be referred to the IEB for recommendation but that she wanted to have this matter come before the Commission as an adjudicatory hearing.

Commissioner O'Brien stated that she was torn but ultimately would like to have an adjudicatory hearing for this matter. She noted that the time period was isolated, but it was a statutory violation.

Noting that the Commission strives to be equitable and fair, Chair Maynard stated that he was in agreement that an adjudicatory hearing should be held. He noted that the noncompliance was self-reported by the operator and expressed his expectation that the operator would provide additional information if any was found before the hearing.

The Commission reached a consensus to hold an adjudicatory hearing regarding this matter.

b. [Update on amendment to Encore Boston Harbor floorplan](#) (56:14)

Gaming Agents Division Chief Burke Cain presented an amendment to Encore Boston Harbor's ("EBH") floorplan. He explained that in accordance with 205 CMR 138.07(3), the IEB was responsible for regulatory oversight, inspection, and approval of any amendments to the licensees' gaming floor layouts. He explained that in April of 2025, EBH submitted a request seeking approval to expand its total gaming area, and the IEB granted preliminary approval for

the expansion. He stated that the final regulatory inspection of this area would occur on December 19, 2025 and December 22, 2025.

A presentation regarding EBH's floorplan was included in the Commissioners' Packet on pages 58 through 62.

c. [Encore Boston Harbor's Request for an Amendment to the Beverage License](#) (1:01:50)

Licensing Manager Richard Lawless presented EBH's request for an amendment to its beverage license. He explained that the former On Deck Burger Bar space was being converted to an area for slot machines and that EBH was looking to add a service bar in that area. He stated that Gaming Agents conducted an inspection and found no issues. He stated that the Licensing Division recommended approval of the proposed amendments to EBH's liquor license. *A memorandum and EBH's request to amend its beverage license were included in the Commissioners' Packet on pages 63 through 78.*

Commissioner Brodeur moved that the Commission approve the request submitted by Encore Boston Harbor to amend the Casino Beverage Service Licensed Area to include Service Bar #9 in accordance with the terms outlined in the submission contained in the Commissioners' Packet. Commissioner Skinner seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

8. [Sports Wagering Division](#) (1:05:44)

a. House Rules Update – PENN

Compliance Officer David Harrison presented a proposed update to Plainridge Park Casino's ("PPC") house rules. He stated that the Sports Wagering Division recommended approval of the proposed update. *The proposed update to PPC's house rules was included in the Commissioners' Packet on page 79.*

Commissioner Hill moved that the Commission approve the updates to Plainville Gaming and Redevelopment LLC's (d/b/a Plainridge Park Casino's) House Rules, as included in the Commissioners' Packet and discussed here today. Commissioner Brodeur seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.
Chair Maynard: Aye.
The motion passed unanimously, 5-0.

b. DraftKings Void Request (1:07:41)

Sports Wagering Compliance and Operations Manager Andrew Steffen presented a request to void wagers from DraftKings. He explained that a Massachusetts patron placed parlay wagers with correlated legs. He explained that on October 15, 2025, DraftKings experienced an internal configuration error that bypassed safeguards that prevented players from placing wagers that combined correlated player prop markets. He explained that 27 separate parlay wagers were placed with a total stake of \$12,590 and that if not voided, \$944,000 would be paid out on 24 wagers. *DraftKings' request to void wagers was included in the Commissioners' Packet on pages 80 through 86.*

Manager Steffen explained that DraftKings identified the issue, removed the affected markets, and notified the Sports Wagering Division the next day. He noted that similar wagers were placed in other jurisdictions. He explained that Pennsylvania allowed the wagers to be voided based on obvious error as correlated markets should not have been offered. He explained that New Jersey required that the wagers be paid out. He noted that DraftKings did not request that the parlays be voided entirely, but rather, they only wanted to void the lesser correlated legs of the wager. He stated that if all other legs of the parlay were paid out, it would result in \$84,000 in winnings paid to the patron and \$11,000 returned to the patron.

DraftKings' Director of Legal Peter Harrington stated the patron's selections included correlated markets that the player would have 5 hits, 6 hits, 7 hits, and 8 hits. He stated that the patron obtained higher odds with no additional risk which raised the issue of fundamental fairness. He noted that the patron's deposit and wagering activity greatly deviated from his standard behavior. He stated that DraftKings identified a relative of the patron who bet on the same error in New Jersey. He stated that the patrons' actions were purposeful efforts to evade controls.

Mr. Harrington stated that DraftKings' believed that the patron was engaging in fraud and that this behavior should not be rewarded or encouraged. He acknowledged that DraftKings was not without fault regarding the error and was willing to pay out the wager while voiding only the lesser included correlated markets.

Commissioner Brodeur stated that he would not vote to void or partially void the waivers. He stated that the bets were made available to patrons and that they were wagered on. He noted that the patron could have lost a substantial amount based upon his wagers and questioned whether DraftKings would have requested to void the wagers if the patron's bets were unsuccessful.

Commissioner Skinner asked if the wager and stakes data from Pennsylvania and New Jersey was available. Manager Steffen stated that the Pennsylvania matter involved a small stake with a payout under \$10,000 for a single patron. Attorney Harrington explained that there were six patrons in New Jersey who placed 92 wagers with a stake of \$42,000. He stated that the payout

in New Jersey was \$1.8 million. Commissioner Skinner noted that New Jersey denied the request to void wagers which Attorney Harrington confirmed.

Commissioner Skinner explained that she was trying to find similarity between this void request and DraftKings' prior void request. She noted that the previous void request involved a third party whereas this instance was due to an internal misconfiguration of the system. She stated that DraftKings should not be unjustly enriched due to an obvious error, but she also understands the importance of holding operators responsible. She stated that it was the cost of business to be diligent in oversight of its offerings. She stated what DraftKings sees as an obvious error may not be as obvious to patrons.

Commissioner Skinner stated that in-house controls should have caught this error. She stated that the independence of a single trader making determinations could get an operator in situations like this. She stated that the Commission did not have all facts regarding the configuration error, but DraftKings should bear some responsibility. She stated that she wanted DraftKings to pay out this wager as it would pay out any other and further expressed an interest in learning about what DraftKings was willing to offer in way of customer service and whether DraftKings was willing to accept additional monetary responsibility.

Commissioner O'Brien stated that she believed an obvious error is a factual impossibility and that she did not believe this instance involved one. She stated that she took issue with the allegation that the patron acted dishonestly as no such evidence was not presented to the Sports Wagering Division. She stated that she wanted to give voice to the consumer and get the patron's half of the story. She stated that she did not want to rely upon information that was not provided to the Sports Wagering Division. She stated that she would not approve voiding these wagers. Commissioner Hill stated that he agreed with Commissioner O'Brien.

Commissioner Brodeur stated that he appreciated Commissioner Skinner's concern regarding what is fair. He stated that if DraftKings wanted to take additional action regarding customer relations, that is something that could be worked out between the operator and the patron. He noted that the Commission's role was allow the void of these wagers or not and not to create some kind of settlement that exceeds the Commission's regulatory role.

Chair Maynard noted that he saw a distinction between this void request and prior void requests. He asked if DraftKings would not have paid out the patron if his wager was not successful. He expressed that he did not want to put a patron at a disadvantage in the Commonwealth.

Mr. Harrington explained that DraftKings notified the customer of the error before knowing the results of the wager. He stated that DraftKings had requested that wagers be voided in the past for similar circumstances regardless of whether the patron won or lost the wager. He stated that the decisions were not made one-sidedly and that DraftKings had requested returning the stake to the patron in the past.

Mr. Harrington stated that DraftKings' house rules should allow it to void the entirety of the wager as the patron repeated bets by adding a high probability market and wagered on correlated markets. He reiterated that DraftKings' request would only remove the legs of the bet that

created the error and would allow the customer to receive a partial payout which was the fairest outcome.

Commissioner Skinner asked if New Jersey provided a rationale for denying the void request. Mr. Harrington stated that it was New Jersey's position that errors do not exist and that despite its house rules, New Jersey was unwilling to honor the void request. He noted that Pennsylvania took the opposite approach and followed the house rules.

Commissioner Skinner stated that it was incumbent on the operators to provide the Commission with all available information to assist the Commission in making a thoughtful decision on the request. She stated that the language in the house rules would have been helpful. She stated that evidence that there may have been malfeasance by the patron and patrons in other jurisdictions would have been helpful to consider. She stated that DraftKings missed the mark on making its case and that there appeared to be a consensus to deny the void request. She stated that DraftKings should use this as a learning opportunity.

Commissioner O'Brien stated that she did not want her position to be construed to mean it was impossible to void a wager but that she did align with New Jersey's position that legal and factual errors are impossibilities. She stated that input from the consumer would have been helpful as well as full information being provided to the Sports Wagering Division prior to the Commission's review.

Chair Maynard stated that he would not speculate on what the Sports Wagering Division was not presented with. Commissioner O'Brien stated that there were several queries and that the Sports Wagering Division did not appear to have all of the information presented at this meeting.

Commissioner O'Brien moved that the Commission deny Crown MA Gaming, LLC's (d/b/a DraftKings') request to void wagers as included in the Commissioners' Packet and discussed here today and authorize staff to issue a written order pursuant to 205 CMR 238.35(4). Commissioner Brodeur seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

c. [Review and Approval of Sports Wagering Operators' Third-Party Auditors Pursuant to 205 CMR 238.19](#) (1:49:13)

Compliance and Operations Manager Tom Lam presented the sports wagering operators' third-party auditor choices for Commission approval. *A memorandum and the third-party auditor submission forms were included in the Commissioners' Packet on pages 87 through 107.*

Commissioner Skinner moved that the Commission approve the sports wagering operators' third-party auditors pursuant to 205 CMR 238.19, as included in the Commissioners' Packet and discussed here today. Commissioner O'Brien seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

9. [Research and Responsible Gaming](#) (1:52:14)

a. Recommendations from FY2025 Research Agenda

Director of Research and Responsible Gaming Mark Vander Linden presented a wrap-up of Fiscal Year 2025's research agenda. He explained that the Commission collaborated with Gambling Research Exchange Ontario ("GREO") to synthesize findings and recommendations from the delivered research results in Fiscal Year 2025. He provided a broad overview of the findings of the eight studies published from the Commission's research framework. *The report titled "Summary of Key Findings and Recommendations from the Massachusetts Gaming Commission FY25 Research Agenda" was included in the Commissioners' Packet on pages 108 through 127.*

10. [Racing](#) (2:11:04)

a. Race Horse Development Fund benefits for jockeys

Director of Racing and Chief Veterinarian Dr. Alexandra Lightbown presented discussion on the Race Horse Development Fund benefits for jockeys and how much the Commission would approve to be given to them. She explained that in order to give more funds to the jockeys, the funds would have to be taken from something else as the need outweighed what was available. *A memorandum and comments from stakeholders were included in the Commissioners' Packet on pages 128 through 136.*

Commissioner Skinner stated that this was the fourth year where the Commission's recommendation for \$1,000 remained the same. She expressed concern about the number remaining the same and asked if there was room to revisit that amount. She asked if there was some way to incorporate a cost-of-living adjustment ("COLA").

Director Lightbown explained that drivers for standardbred horses were included in horsemen's groups and were receiving benefits. She stated that if jockeys were included in the horsemen's benevolent protection association, the most they would be eligible for would be old-age assistance, which would be \$4,000. She noted that they received the \$4,000 from the G.L. c.

128A payment earlier this year. Commissioner Skinner recommended a 2.5% to 3% increase based on COLA.

Commissioner Hill stated that he was sympathetic to Commissioner Skinner's request but that he did not know where to take that money from. He noted that a small percentage for a COLA could add up. He stated that the Commission did not have the facts before it to determine where to take money from in order to provide a raise here. He stated that the Commission could keep the amount at \$1,000 for the year and meet with the Harness Horsemen's Association of New England ("HHANE") to determine how it could be increased for the next year.

Commissioner Skinner stated that the Commission had similar discussions last year and had yet to reach a satisfactory number. She stated that she was not comfortable postponing an increase for a second time. Commissioner Hill expressed concern that there may not be sufficient funds to increase the payment without taking away from another line item that was being funded.

Transcriber's Note: The Commissioners took a five minute break, reconvening at 12:05 P.M.

Chair Maynard stated that both Commissioner Skinner and Commissioner Hill were correct. He noted that it was a zero-based budgeting and that funds would have to be removed from one item to fund another. Executive Director Serpa stated that according to Chief Financial and Accounting Officer Derek Lennon this decision did not need to be made at this meeting. He stated that he would get more information regarding the budget and distribute it to the Commission.

Dr. Lightbown stated that this was an annual requirement and that the Commission was acting in good faith in addressing it annually. Interim General Counsel Stempeck stated that this item could be brought back in early January with the decision to remain relative to 2025. The Commission reached a consensus to review this topic at a meeting in January.

b. [Plainridge Park Casino Requests](#) (2:34:52)

I. Amendment of 2025 Plainridge Racing Meeting License (no. of race days)

Dr. Lightbown presented a request to amend PPC's racing meeting license to adjust the number of race days for the 2025 season due to a storm. *A memorandum and PPC's request to amend the 2025 racing schedule were included in the Commissioners' Packet on pages 137 through 139.*

Commissioner Hill moved that the Commission approve the request of Plainville Gaming and Redevelopment LLC's (d/b/a Plainridge Park Casino's) to amend their 2025 racing schedule from 110 days to 109 days for the reasons set forth in the Commissioners' packet and as discussed here today. Commissioner O'Brien seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.
Chair Maynard: Aye.
The motion passed unanimously, 5-0.

II. [Request for Approval of 2026 Simulcast Export Signals](#) 2:37:44)

Dr. Lightbown presented PPC's request for approval of 2026 simulcast export signals. *A memorandum and PPC's request were included in the Commissioners' Packet on pages 140 through 158.*

Commissioner Hill moved that the Commission approve Plainville Gaming and Redevelopment LLC's (d/b/a Plainridge Park Casino's) request for approval of 2026 simulcast export signals as included in the Commissioners' Packet and discussed here today. Commissioner Skinner seconded the motion.

Roll call vote:
Commissioner O'Brien: Aye.
Commissioner Hill: Aye.
Commissioner Skinner: Aye.
Commissioner Brodeur: Aye.
Chair Maynard: Aye.
The motion passed unanimously, 5-0.

III. [Request for Approval of 2026 Simulcast Import Signals](#) (2:38:55)

Dr. Lightbown presented PPC's request for approval of 2026 simulcast import signals. *A memorandum and PPC's request were included in the Commissioners' Packet on pages 159 through 163.*

Commissioner Skinner moved that the Commission approve Plainville Gaming and Redevelopment LLC's (d/b/a Plainridge Park Casino's) request for approval of 2026 simulcast import signals as included in the Commissioners' Packet and discussed here today. Commissioner Hill seconded the motion.

Roll call vote:
Commissioner O'Brien: Aye.
Commissioner Hill: Aye.
Commissioner Skinner: Aye.
Commissioner Brodeur: Aye.
Chair Maynard: Aye.
The motion passed unanimously, 5-0.

IV. [Request for 2026 Premium Free Period](#) (2:40:03)

Dr. Lightbown presented PPC's request for its 2026 premium free period. *A memorandum and PPC's request were included in the Commissioners' Packet on pages 164 through 165.*

Commissioner Skinner moved that the Commission approve Plainville Gaming and Redevelopment LLC's (d/b/a Plainridge Park Casino's) request for a 2026 premium free period from January 14, 2026 to September 5, 2026, as included in the Commissioners' Packet and discussed here today. Commissioner O'Brien seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

V. [Request for Approval of 2026 Account Wagering Provider](#) (2:41:38)

Dr. Lightbown presented PPC's request for approval of its 2026 account wagering provider. *A memorandum and PPC's request were included in the Commissioners' Packet on pages 166 through 167.*

Commissioner Skinner moved that the Commission approve Plainville Gaming and Redevelopment LLC's (d/b/a Plainridge Park Casino's) request for approval of Penn ADW, LLC, d/b/a Hollywood Races, using the eBet Technologies platform, as its 2026 account wagering provider as included in the Commissioners' Packet and discussed here today. Commissioner Hill seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

c. [Raynham Park Requests](#) (2:43:29)

I. Request for Approval of 2025 Simulcast Import Signals

Dr. Lightbown presented Massasoit Greyhound Association d/b/a Raynham Park's ("Raynham") request for approval of 2026 simulcast import signals. She noted that there was a typo on the agenda and confirmed that this request was for 2026. *A memorandum and Raynham's request were included in the Commissioners' Packet on pages 168 through 174.*

Commissioner Hill moved that the Commission approve Massasoit Greyhound Association's and Taunton Dog Track's requests for approval of 2026 simulcast import signals, as included in the Commissioners' Packet and discussed here today. Commissioner O'Brien seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

II. Request for Approval of 2025 Account Wagering Provider (2:45:29)

Dr. Lightbown presented Raynham's request for approval of its 2026 account wagering providers, again noting the typo on the agenda as to the year. *A memorandum and PPC's request were included in the Commissioners' Packet on pages 175 through 177.*

Commissioner Skinner moved that the Commission approve Massasoit Greyhound Association's and Taunton Dog Track's requests for approval of Dial2Bet and US Off-Track, LLC as their 2026 account wagering provider, as included in the Commissioners' Packet and discussed here today. Commissioner O'Brien seconded

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

d. Suffolk Downs Requests (2:47:09)

I. Request for Approval of 2026 Simulcast Import Signals

Dr. Lightbown presented Sterling Suffolk Racecourse LLC d/b/a Suffolk Downs' ("Suffolk Downs") request for approval of 2026 simulcast import signals. *A memorandum and Suffolk Downs' request were included in the Commissioners' Packet on pages 178 through 181.*

Commissioner Skinner moved that the Commission approve Sterling Suffolk Racecourse, LLC's (Suffolk Downs') request for approval of 2026 simulcast import signals as included in the Commissioners' Packet and discussed here today. Commissioner O'Brien seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.
Commissioner Brodeur: Aye.
Chair Maynard: Aye.

The motion passed unanimously, 5-0.

II. Request for 2026 Premium Free Period (2:48:59)

Dr. Lightbown presented Suffolk Downs' request for approval of its 2026 premium free period. *A memorandum and Suffolk Downs' request were included in the Commissioners' Packet on pages 182 through 183.*

Commissioner O'Brien moved that the Commission approve Sterling Suffolk Racecourse, LLC's (Suffolk Downs') request for a 2026 premium free period from October 9, 2026 to December 31, 2026, as included in the Commissioners' Packet and discussed here today. Commissioner Hill seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.
Commissioner Hill: Aye.
Commissioner Skinner: Aye.
Commissioner Brodeur: Aye.
Chair Maynard: Aye.

The motion passed unanimously, 5-0.

III. Request for Approval of 2026 Account Wagering Providers (2:50:15)

Dr. Lightbown presented Suffolk Downs' request for approval of its 2026 account wagering providers. *A memorandum and Suffolk Downs' request were included in the Commissioners' Packet on pages 183 through 185.*

Commissioner Hill moved that the Commission approve Sterling Suffolk Racecourse, LLC's (Suffolk Downs') request for approval of XpressBet LLC and its affiliate 1/ST Bet, TVG, Twin Spires, FanDuel Racing, NYRA Bets, BetMGM, Caesars Racebook, DK Horse, and AmWest Entertainment and its ADW platform AmWager, as its 2026 account wagering providers, as included in the Commissioners' Packet and discussed here today. Commissioner Skinner seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.
Commissioner Hill: Aye.
Commissioner Skinner: Aye.
Commissioner Brodeur: Aye.
Chair Maynard: Aye.

The motion passed unanimously, 5-0.

11. Public Health Advocacy Institute Litigation Update (2:52:47)

a. Executive Session (2:54:04)

Transcriber's Note: The Commission addressed Agenda Items 13 and 14 before returning to Agenda Item 11(a).

Chair Maynard stated that the Commission anticipated that it would convene in an Executive Session pursuant to G.L. c. 30A, § 21(a)(3) in conjunction with its review of litigation strategy with respect to Public Health Advocacy Institute v. Massachusetts Gaming Commission, as discussion at an open meeting may have a detrimental effect on the litigation position of the Commission.

Commissioner Brodeur moved that the Commission go into an Executive Session on the matters and for the reasons articulated by the Chair. The motion was seconded by Commissioner O'Brien.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

12. Meeting Minutes (2:55:03)

a. Executive Session

Chair Maynard stated that the Commission anticipated that it would meet in executive session to review minutes from previous executive sessions as their discussion at an open meeting may frustrate the intended purpose for which the executive session was convened, pursuant to G.L. c. 30A, § 21(a)(3): September 4, 2025 at 11:20 AM, 12:07 PM, and 12:26 PM; G.L. c. 30A, § 21(a)(7) and G.L. c. 4, § 7(26)(d): September 4, 2025 at 12:39 PM; and G.L. c. 30A, § 21(a)(3), (4) and (7) and G.L. c. 4, § 7(26)(f): September 4, 2025 at 1:36 PM.

Commissioner Brodeur moved that the Commission go into an Executive Session on the matters and for the reasons articulated by the Chair. The motion was seconded by Commissioner O'Brien.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 5-0.

13. [Commissioner Updates](#) (2:53:50)

Chair Maynard asked if there were any Commissioner updates and received no response.

14. [Other Business](#) (2:53:55)

Hearing no other business, the Commission returned to Agenda Items 11 and 12 and entered into executive session.

Transcriber's Note: The Commission did not reconvene the public meeting session and adjourned in executive session.

List of Documents and Other Items Used

1. [Notice of Meeting and Agenda dated December 15, 2025](#)
2. [Commissioners' Packet](#) from the December 18, 2025, meeting (posted on massgaming.com)



Massachusetts Gaming Commission
Meeting Minutes

Date/Time: January 8, 2026, 10:00 a.m.
Place: Massachusetts Gaming Commission
VIA CONFERENCE CALL NUMBER: 1-646-741-5292
PARTICIPANT CODE: 112 943 2288

The Commission conducted this public meeting remotely utilizing collaboration technology. Use of this technology was intended to ensure an adequate, alternative means of public access to the Commission’s deliberations for any interested member of the public.

Commissioners Present:

Chair Jordan Maynard
Commissioner Eileen O’Brien
Commissioner Bradford Hill
Commissioner Paul Brodeur

1. [Call to Order](#) (00:00)

Chair Maynard called to order the 577th Public Meeting of the Massachusetts Gaming Commission (“Commission”). Roll call attendance was conducted, and four Commissioners were present for the meeting. Chair Maynard noted that Commissioner Nakisha Skinner was not available for this meeting.

2. [Sports Wagering Division](#) (00:40)

a. Presentation of Sports Wagering Operators Q3 Quarterly Reports

I. Bally’s

Bally’s Corporate Director of North American Interactive Kim McAllister, Bally’s Executive Director of Diversity, Equity, and Inclusion (“DEI”) Tracey Wiley, Bally’s VP of Global Procurement Collin Bailey, Bally’s Director of Gaming Finance Frank Mosconi, and Bally’s Responsible Gaming Manager David Sousa presented Bally’s quarterly report with topics including the following: revenue, workforce diversity, supplier diversity, workforce development, compliance, responsible gaming, and customer satisfaction. Ms. McAllister also

noted that Bally's Senior Vice President and Chief Compliance Officer Elia Trowbridge was also on the call. *Bally's quarterly report presentation was included in the Commissioners' Packet on pages 5 through 14.*

Chair Maynard asked if it was a significant challenge to rebrand the problem gambling phone number from 1-800-GAMBLER. Mr. Sousa stated that operators had a responsibility to do their part in ensuring resources are available to the public. He stated that the only challenge was transitioning to something new.

Commissioner Hill sought clarification regarding the responsible gaming curricula available to young people. Mr. Sousa stated that the Rhode Island Council on Problem Gambling approached Bally's and asked if they could collaborate on a responsible gaming curriculum. He explained that the project is in its beginning stages and that Bally's would share milestones on this project with the Commission. Commissioner Hill recommended that Bally's reach out to the Massachusetts Council on Gaming and Health's Executive Director Marlene Warner. Chair Maynard stated that other Bally's employees may be able to offer insight based on involvement in the Massachusetts Attorney General's Youth Sports Wagering Initiative. Commissioner Brodeur recommended that Mr. Sousa reach out to the Association of Independent Colleges and Universities in Massachusetts regarding this project.

II. BetMGM (20:24)

BetMGM's Senior Director of Compliance Sarah Brennan, BetMGM's Director of Responsible Gaming Richard Taylor, and BetMGM's Senior Director of DEI Jazmin Polite presented BetMGM's quarterly report with topics including the following: revenue, workforce diversity, vendor diversity, strategy update, compliance, responsible gaming, industry engagement, employee engagement, and community engagement. *BetMGM's quarterly report presentation was included in the Commissioners' Packet on pages 15 through 36.*

Commissioner Brodeur asked why BetMGM was rebranding its DEI team to the Culture and Belonging Team. Ms. Polite explained that BetMGM wanted to be clear regarding the function of that team while maintaining BetMGM's commitment to inclusion. She stated that the intention of the rebrand was to ensure that the team resonated with BetMGM's employees. Commissioner Brodeur stated that it was a challenging time to be doing such work, but the Commission was committed to DEI.

Chair Maynard asked if there was a software change that could have resulted in decreased usage of BetMGM's cool-off feature. Mr. Taylor explained that BetMGM promoted the cool-off feature during Responsible Gaming Education Month and that there had not been a change to the platform. He stated that he was unsure why the change in usage occurred but that there is usually higher usage of responsible gaming features in Q4. Chair Maynard stated that he hoped the responsible gaming campaign helped.

Commissioner Brodeur commended BetMGM for using Connor McDavid in a responsible gaming campaign and asked how operators could get more support for responsible gaming from star players in other leagues. Mr. Taylor explained that the best way to get the attention of other

leagues was to be successful. He stated that once Connor McDavid's first responsible gaming advertisement brought more attention to his story, other stakeholders wanted to participate. He stated that BetMGM would welcome the opportunity to work with other sports leagues to promote responsible gaming.

III. [Caesars Sportsbook](#) (46:12)

Caesars' Digital Compliance Manager Curtis Lane Jr., Caesars' VP of Compliance and Licensing Lisa Rankin, Caesars' Director of DEI Greg Shinbur, Caesars' SVP of Corporate Social Responsibility and Internal Communications Kierstin Flint, Caesars' VP of Procurement David Schulte, and Caesars' Director of Responsible Gaming Carolene Layugan presented Caesars' quarterly report with topics including the following: revenue, workforce diversity, vendor diversity, compliance, responsible gaming, commitment to sustainability, and lottery engagement. *Caesars' quarterly report presentation was included in the Commissioners' Packet on pages 37 through 52.*

Chair Maynard commended Caesars for holding its vendors to the same sustainability standards as Caesars. Commissioner Brodeur noted that the landscape for investing in green technology was changing dramatically and asked if that would affect Caesars' environmental efforts. Mr. Shinbur stated that Caesars was committed to achieving its goals. Ms. Flint added that Caesars made decisions based on what was best for business. She stated that Caesars would continue to monitor external circumstances and provide updates. Mr. Schulte noted that a program was implemented in the Las Vegas region which resulted in a 25% reduction in oil usage.

Chair Maynard asked how the changing hotline number would affect national advertisements. Ms. Layugan noted that Caesars operated in 30 jurisdictions and that any time a phone number was updated Caesars would update the tagline with marketers to ensure compliance in all jurisdictions.

IV. [DraftKings](#) (1:12:55)

DraftKings' VP of Global Compliance and Risk David Foppert, DraftKings' VP of Inclusion, Equity, and Belonging Cristina Ackas, DraftKings Senior Manager of Responsible Gaming Julie Hynes, and DraftKings' Director of Communications Jared Hess presented DraftKings' quarterly report with topics including the following: revenue, workforce diversity, vendor diversity, compliance, responsible gaming, community outreach, workforce connections and development, and social media partnerships. *DraftKings' quarterly report presentation was included in the Commissioners' Packet on pages 53 through 80.*

In response to Mr. Foppert's review of numbers related to underage youth and minor access to the DraftKings platform, including the elevated number of registration attempts associated with the beginning of the NFL season, Chair Maynard expressed that DraftKings' work to prevent access reinforces the work that the Commission was doing regarding early intervention with underage individuals.

Commissioner Hill noted that influencers seemed to be getting more airtime than paid talent and asked if DraftKings was receiving better results by using influencers in connection with responsible gaming advertisements. Ms. Hynes stated that influencers were more successful in reaching a variety of people and reached people on the platforms they use more frequently

V. [Fanatics Betting and Gaming](#) (1:52:33)

Fanatics' Senior Regulatory Counsel Michael Levine, Fanatics' HR Director Stephanie Althouse, and Fanatics' Senior Manager of Responsible Gaming Anthony D'Angelo presented Fanatics' quarterly report with topics including the following: revenue, workforce diversity, vendor diversity, compliance, responsible gaming, and community outreach. *Fanatics' quarterly report presentation was included in the Commissioners' Packet on pages 81 through 92.*

VI. [FanDuel](#) (2:10:21)

FanDuel's Director of Regulatory Strategy and Engagement Christina Vanderveer, FanDuel's Senior Director of DEI Keita Young, FanDuel's Responsible Gaming Senior Manager Cameron Zuckert, FanDuel's Head of Inclusion, Learning, and Engagement JJ Jelks, and FanDuel's Associate of Regulatory Communications Josh Heister presented FanDuel's quarterly report with topics including the following: revenue, workforce diversity, vendor diversity, compliance, responsible gaming, community impact, the VIP program, and supplier relations. *FanDuel's quarterly report presentation was included in the Commissioners' Packet on pages 93 through 111.*

Chair Maynard thanked FanDuel's overview of work in their VIP programs, noting the Commission's interest and that it would be doing more work on that topic in 2026. He stated that the operators should speak to Director of Research and Responsible Gaming Mark Vander Linden.

Commissioner Brodeur sought clarification regarding the term "secondment" as it pertained to workforce inclusivity. Ms. Jelks explained that it referred to employees that came to FanDuel with experience from other areas, such as Flutter.

VII. [Penn Sports Interactive](#) (2:42:13)

Penn Sports Interactive's ("PSI") Senior Director of Partnerships and Business Development Adam Kates presented PSI's quarterly report with topics including the following: revenue, workforce diversity, vendor diversity, compliance, responsible gaming, and community outreach. *PSI's quarterly report presentation was included in the Commissioners' Packet on pages 113 through 126.*

3. [Commissioner Updates](#) (2:48:45)

Chair Maynard asked if there were any Commissioner Updates and received no response

4. [Other Business](#) (2:48:49)

Hearing no other business, Chair Maynard requested a motion to adjourn.

Commissioner Brodeur moved to adjourn. The motion was seconded by Commissioner O'Brien.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Brodeur: Aye.

Chair Maynard: Aye.

The motion passed unanimously, 4-0.

List of Documents and Other Items Used

1. [Revised Notice of Meeting and Agenda dated January 7, 2026](#)
2. [Commissioners' Packet from the January 8, 2026, meeting](#) (posted on massgaming.com)



Division of Racing

MEMORANDUM

TO: Jordan Maynard, Chairman
Eileen O'Brien, Commissioner
Bradford Hill, Commissioner
Nakisha Skinner, Commissioner
Paul Brodeur, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Dean Serpa, Executive Director
Justin Stempeck, Interim General Counsel

DATE: December 18, 2025

RE: Race Horse Development Fund Benefits for Jockeys and Drivers

Regarding benefits from the Race Horse Development Fund for jockeys and drivers, G.L. c.23K, §60(c)iii states the following (emphasis added):

“4 per cent shall be used to fund health and pension benefits for the members of the horsemen's organizations representing the owners and trainers at a horse racing facility for the benefit of the organization's members, their families, employees and others under the rule and eligibility requirements of the organization, as approved by the commission; provided, however, that this amount shall be deposited within 5 business days of the end of each month into a separate account to be established by each respective horsemen's organization at a banking institution of its choice; and provided further, that of this amount, the commission shall determine how much shall be paid annually by the horsemen's organization to the thoroughbred jockeys or standardbred drivers organization at the horse racing facility for health insurance, life insurance or other benefits to active and disabled thoroughbred jockeys or standardbred drivers under the rules and eligibility requirements of that organization”.

Today the items before the Commission are: (1) how much shall be paid this year by the Thoroughbred horsemen's organization to the thoroughbred jockeys organization, and (2) how much shall be paid this year by the Standardbred horsemen's organization to the Standardbred drivers organization at the horse racing facility for health insurance, life insurance or other benefits to active and disabled thoroughbred jockeys or standardbred drivers under the rules and eligibility requirements of that organization. Alice Tisbert, Managing Director of the Harness Horseman's Association of Massachusetts, Inc.; Paul Umbrello, Executive Director of the New England Horsemen's Benevolent and Protective Association, Inc.; and Mindy Coleman, Counsel,



Massachusetts Gaming Commission

Jockeys' Guild, Inc. are at today's meeting to answer any questions you may have. The MGC posted a request for public comments this fall. Those comments can be found in the Meeting Materials.

In 2023, the Massachusetts Gaming Commission posted a request for public comments and discussed this issue at two MGC meetings. This is the link to the September 7, 2023 meeting: [MGC Open Meeting – September 7, 2023 - Massachusetts Gaming Commission](#).

This is the link to the November 2, 2023 meeting: [MGC Open Meeting – November 2, 2023 - Massachusetts Gaming Commission](#). The Commissioners voted for the reasons discussed during the meetings and outlined in the documentation in the Commissioner's packets in accordance with Chapter 23K, § 60(c)(iii), that the Commission direct that the NEHBPA pay \$1,000 for each disabled jockey to the Jockeys Guild for 2022 and 2023 for a total of \$8,000, and that the HHANE be directed to pay \$0 those years for such purposes. The NEHBPA did pay the money to the Jockeys' Guild, and they dispersed the money to the four disabled jockeys. These were the same amounts the MGC decided on in 2021. In 2024, the number of disabled jockeys increased from four to five. At \$1000 each jockey, this came to a total of \$5,000.

Here are some points that may be helpful:

- It is an unfortunate fact that money given to one group means less money for another group, and that the need for funds is larger than the funds available.
- The Harness Horseman's Association of New England, Inc. (HHANE) provides a Retirement Savings Plan (RSP), vision benefits, third party liability insurance, etc. to all members, which includes drivers.
- There is no separate standardbred drivers' organization for the commission to "determine how much shall be paid annually by the horsemen's organization to the thoroughbred jockeys or standardbred drivers organization at the horse racing facility for health insurance...".
- The New England Horsemen's Benevolent and Protective Association, Inc. (NEHBPA) is an organization of Thoroughbred trainers and owners that provides benefits such as old age assistance, life insurance, benevolence, and eyeglasses to its members. Jockeys are not members of this Association.
- Jockeys benefit from G.L. c. 128A §5(h)(4). The MGC has approved \$65,000 annually to be dispersed to disabled and retired jockeys. Once this is divided among qualifying jockeys, it is around \$4,000 each. There isn't a similar fund for standardbred drivers.



Massachusetts Gaming Commission

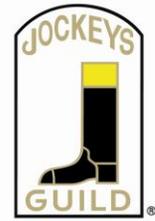
A few options have been discussed. The Commission could determine a dollar amount to go to the Guild to disperse to the 5 jockeys who would qualify as a disabled jockey. (Recall that the language in section 60 does not include retired jockeys, only disabled and active). Another option is to have this issue discussed at the Race Horse Committee meetings, and perhaps a slight increase in the amount of money the NEHBPA receives could be targeted towards the jockeys. This decision on the split would of course be a decision made by the Horse Racing Committee, not the Gaming Commission.



Massachusetts Gaming Commission

November 30, 2025

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



Sent via email mgccomments@massgaming.gov

RE: Public Comment Regarding RHDF Jockey and Driver Benefits

Dear Commissioners,

On behalf of the Jockeys' Guild ("the Guild"), and our members who regularly rode in Massachusetts, we are submitting this public comment regarding Race Horse Development Fund ("RHDF") Jockey and Driver benefits. On behalf of the qualifying jockeys, we respectfully requested the Massachusetts Gaming Commission's consideration for distribution of the funds pursuant to G.L. c.23K, §60(c)(iii) which states that the Commission must determine what portion, if any, of the 4% health and pension distribution from the Race Horse Development Fund shall be paid by the respective horsemen's organizations to the thoroughbred jockeys' organization for health insurance, life insurance or other benefits for active or disabled thoroughbred jockeys.

The Guild has been, and continues to be, recognized as the organization representing the majority of the Massachusetts jockeys for decades, with the exception of the years of reorganization, which began in October of 2007. In 2012, we regained the majority of the membership in Massachusetts and were once again recognized by the Commission as the representative of the jockeys. Although there is currently no live Thoroughbred racing in Massachusetts the Commission has continued to recognize the Guild in that capacity.

According to the G.L. c.23K §60(c)(iii), distribution of funds is applicable to the active and permanently disabled jockeys for "health insurance, life insurance, and other benefits." Unfortunately, due to the fact no live racing has been conducted since 2019, nor any scheduled to be conducted, there is currently not a qualification standard for active jockeys. Additionally, unlike MLGA 128A §5(h)(4), the language of §60(c)(iii), does not include retired jockeys. Therefore, the potential benefits would only be available to disabled jockeys.

Based on the qualifications previously presented to Commission for qualifying members who, after 2008, are disabled as a result of an on-track accident in Massachusetts OR achieved the "retired Massachusetts jockey" qualification and became disabled as result of an on-track accident in another jurisdiction, there would be five (5) individuals who would qualify for funds in the event that the Commission deems distribution appropriate. Please note, any funds received by the Guild under the RHDF would be provided to qualifying individuals to be used in addition to the funds that have been distributed under MLGA 128A §5(h)(4). While the distribution by the Commission for fiscal year 2023 was most appreciated, there are always additional needs for those qualifying permanently disabled Massachusetts jockeys.

In light of the current circumstances with no live thoroughbred racing being conducted since 2019, the Guild recognizes that there are many factors that must be considered by the Commission pertaining to the amount of funds, if any, New England HBPA should contribute for the benefits of the Thoroughbred jockeys in Massachusetts. While we have respectfully requested that the Commission consider designating an amount from the RHDF to be used for the disabled jockeys based on the need and under the premise of the possibility for additional benefits for those individuals, the Guild recognizes that there has been a substantial decrease in the funds going to the New England HBPA due to no live Thoroughbred racing in Massachusetts, with the majority being distributed to the Standardbred organizations. The Guild continues to appreciate the needs of those who have committed their lives and careers to racing in Massachusetts, including those trainers who receive benefits from the New England HBPA. Please note, our request for the consideration of funds for the qualifying permanently disabled jockeys is not with the intent of being at a detriment to the horsemen. Furthermore, we would like to express our appreciation for the New England HBPA and the commitment they have had to the Massachusetts' jockeys over the past several decades.

The Guild sincerely appreciates the Commission's consideration of our request. If you have any additional questions or concerns, I will be available for during the agenda item pertaining to the RHDF to be discussed at the Commission meeting scheduled for December 18, 2025. In the event you have a question or concern that needs to be addressed prior to the Commission meeting, please feel free to contact me in the office at (859) 523-5625 or via email at mcoleman@jockeyguild.com.

Sincerely,



Mindy L. Coleman
Counsel

CC: Dr. Alex Lightbown, MGC, Director of Racing
Terence Meyocks, Jockeys' Guild, President & CEO

New England Horsemen's Benevolent and Protective Association, Inc

A National Organization



P.O. Box 550247 Waltham, MA. 02455 617-744-3603

www.newenglandhbpa.com

President – Anthony Spadea

Executive Director – Paul Umbrello

Directors Owners- Shirley Dullea, Chris Trakas Joseph DiRico and Al Tassone

Directors Trainers – Matthew Clarke, Kevin McCarthy, Leona McKanas George Saccardo and Robert Manning

December 4th, 2025

Dear Commissioners,

Discussion regarding the distribution to Jockeys from the RHDF

Thank you for the opportunity to provide feedback on the MGC's current evaluation of future funding for permanently disabled jockeys that were members of the jockey guild.

First a little background.

The NEHBPA was the first and only Horsemen's Organization to offer Jockey Insurance for New England Jockeys since the early 1990's right up to the last year of racing at Suffolk Downs. Since the creation of the NEHBPA over 85 years ago the NEHBPA and our sister organizations have only represented Owners and Trainers

The NEHBPA - through its agreements with Suffolk Downs - paid over five million dollars in insurance premiums to provide insurance for those jockeys who had raced in New England. Over those years, that policy resulted in over eighteen million dollars in payments to those jockeys. Some jockeys, including those currently within the Guild, have received more than \$100,000 dollars in benefit payments, far more than any of our trainers have, or ever will receive. In addition, As I am sure you are aware, under 128A Section 5 (h)(4) and 128C Section 2, the Guild already receives a \$65,000 yearly payment.

In closing the NEHBPA supports any decisions that the MGC may have to make but the only request we make is that if any funding is awarded, that it stays within the same amount as prior years because any increase in payments could impact the funding of all our programs for our Trainers.

Thank you for your consideration.

Sincerely,

Paul Umbrello,

Executive Director of the NEHBPA

| | Amount | Help |
|--|----------------|---|
| H/W RDHF Income thru November 2025 | \$ 439,702.00 | |
| Health and Welfare Expenses thru Nov 2025 | | |
| Old Age Assistance | \$ 458,650.00 | 100 Trainers numbers up from 2024 average \$41400 per month |
| Benevolence | \$ 33,392.00 | 15 Trainers |
| Life Insurance Premium | \$ - | 95 Trainers plus 30 spouses - 125 Total Had to make adjustments (down from 2024) to stay within our budget Benefits paid by Boston Mutual |
| Jockey Guild | \$ 5,000.00 | Estimate from last year |
| Eyeglasses | \$ 1,200.00 | 8 Trainers |
| Burial | \$ 2,900.00 | |
| Total | \$ 501,142.00 | |
| Estimated Loss for 2025 YTD | \$ (61,440.00) | We dip into reserves |
| H/W RDHF Income for 2024 | \$ 465,644.00 | |
| Health and Welfare Expenses For 2024 | | |
| Old Age Assistance | \$ 450,212.00 | 94 Trainers avg \$37,650 per month |
| Benevolence | \$ 24,272.00 | |
| Life Insurance Premium | \$ 21,600.00 | |
| Jockey Guild | \$ 4,000.00 | |
| Eyeglasses | \$ 1,200.00 | |
| Bank Fees | \$ 200.00 | |
| Total | \$ 501,484.00 | |
| Loss for 2024 | \$ (35,840.00) | We dip into reserves |
| H/W RDHF Income for 2023 | \$ 417,093.00 | |
| Health and Welfare Expenses 2023 | | |
| Old Age Assistance | \$ 432,605.00 | 85 Trainers Avg \$36,950/month |



MASSACHUSETTS GAMING COMMISSION

To: Jordan Maynard, Chair
 Paul Brodeur, Commissioner
 Brad Hill, Commissioner
 Eileen O'Brien, Commissioner
 Nakisha Skinner, Commissioner

From: Dean Serpa, Executive Director
 Derek Lennon, CFAO
 John Scully, Budget and Procurement Manager

Date: 1/29/2026

Re: Fiscal Year 2026 (FY26) Mid-Year (2nd Q) Budget Update

Summary:

The Massachusetts Gaming Commission (MGC) approved an FY26 budget of \$63.96M for Gaming, Racing, Community Mitigation, Sports Wagering, and Research & Responsible Gaming.

In the first quarter (Q1) update, the Commission did not increase assessments for licensees. In Q1 the Commission decreased the FY26 Gaming Control Fund assessment by \$1.97M, and the Sports Wagering Control Fund by \$1.37M, as a result of FY25 carryforward savings.

In this quarterly update, staff recommend the following:

- Increase the UU IT Non-Payroll Expenses by \$188,725.04 in a budget neutral way
- Decrease AA Regular Employee Compensation by \$139,654.76
- Decrease DD Pension & Insurance Related Expenses tied to payroll by \$49,070.28
- Revise the assessment percentages for the Gaming Control Fund for the second half of the fiscal year 2026.

Gaming Control Fund

Spending Update:

After two quarters of activity, the Commission's Gaming Control Fund has an approved budget of \$40.8M. In a public meeting on 11/20/25, staff updated the Commission regarding a 2-year extension to the Central



Massachusetts Gaming Commission

Monitoring System (CMS) contract. The CMS is a critical service that provides the Commission with instantaneous real-time tracking of Commonwealth slot revenue, daily monitoring of approved machine software, compliance with GLI revocation notices, money laundering alerts, jackpot verification, etc. across the three licensee properties: Plainridge Park Casino, MGM, and Encore Boston Harbor.

The CMS provides major efficiencies for the Commonwealth by reducing costs for monitoring the thousands of machines at each property and enhancing data accuracy. As reported on 11/20/25, the contract extension necessitated an increase in the monthly cost of the system. The cost escalation was driven by inflation in hardware and software used to run the CMS. The initial procurement was ten years ago. For FY26 we need to increase the CMS budget-item by \$188,725.04. Staff have identified employee turnover savings in payroll, and associated pension and insurance related expenses, to mitigate the CMS increase and avoid an additional assessment on licensees.

Assessment Update:

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 underspending. 205 CMR 121.05, paragraph (2) specifically states:

“(2) In the event that actual revenues exceed actual costs for a given fiscal year, the commission, in its sole discretion may either return any excess revenue (Excess Assessment) in the same manner in which Excess Assessment was assessed or the commission may credit such Excess Assessment to the Annual Assessment due for the next fiscal year.”

The Commission has determined that once a year, on or about January 1, it will revise the number of gaming positions used to determine a licensee’s proportional share of the assessment and use that percentage for billing the second half of the annual assessment. The tables below show the reported gaming positions at each facility on July 1, 2025, and January 1, 2026. The change in gaming positions impacts each licensee’s proportional share of the second half assessment. The tables below illustrate each licensee’s anticipated assessments for both the Gaming Control Fund and the Public Health Trust Fund for FY26:

| | |
|-------------------------------------|------------------|
| PHTF Assessment | \$ 5,000,000.00 |
| | |
| FY26 Initial Assessment | \$ 36,970,747.84 |
| 1/2 of Assessment | \$ 18,485,373.92 |
| Less FY25 Surplus | \$ 1,976,189.90 |
| Revised First 1/2 Assessment | \$ 16,509,184.02 |
| Second Half Assessment | \$ 18,485,373.92 |
| FY26 Revised Assessment | \$ 34,994,557.94 |



Massachusetts Gaming Commission

FY26 Gaming Control Fund Assessment

Actual Gaming Positions as of July 1, 2025

| Licensee | Slot Machines | Table Games | Table Gaming Positions | Total Gaming Positions | Percentage of Gaming Positions |
|--------------|---------------|-------------|------------------------|------------------------|--------------------------------|
| MGM | 1,525 | 60 | 386 | 1,911 | 27.82% |
| Encore | 2,686 | 196 | 1,298 | 3,984 | 58.01% |
| Penn | 914 | | | 973 | 14.17% |
| TOTAL | 5,125 | 256 | 1,684 | 6,868 | 100.00% |

FY26 Gaming Positions 1/1/2026 for Second Half Year Assessment

| Licensee | Slot Machines | Table Games | Table Gaming Positions | Total Gaming Positions | Percentage of Gaming Positions |
|--------------|---------------|-------------|------------------------|------------------------|--------------------------------|
| MGM | 1,538 | 60 | 394 | 1,932 | 27.79% |
| Encore | 2,714 | 196 | 1,298 | 4,012 | 57.72% |
| PPC | 948 | | | 1,007 | 14.49% |
| TOTAL | 5,200 | 256 | 1,692 | 6,951 | 100.00% |

| Licensee | FY26 1st Half Year % of Assessment | FY26 1st Half Year Assessment | FY25 Surplus | FY26 Revised First Half Assessment | FY26 2nd Half Year % of Assessment | FY26 2nd Half Year Assessment | FY26 Total Assessment |
|--------------|------------------------------------|-------------------------------|---------------------|------------------------------------|------------------------------------|-------------------------------|-----------------------|
| MGM | 27.82% | 5,143,498.77 | 553,596.24 | 4,589,902.53 | 27.79% | 5,137,928.70 | 9,727,831.23 |
| Encore | 58.01% | 10,723,024.13 | 1,143,650.92 | 9,579,373.21 | 57.72% | 10,669,446.15 | 20,248,819.35 |
| PPC | 14.17% | 2,618,851.02 | 278,942.74 | 2,339,908.28 | 14.49% | 2,677,999.07 | 5,017,907.35 |
| Total | 100.00% | 18,485,373.92 | 1,976,189.90 | 16,509,184.02 | 100.00% | 18,485,373.92 | 34,994,557.94 |

FY26 Public Health Trust Fund Assessment on Gaming Operators

| Licensee | FY26 1st Half Year % of Assessment | FY26 1st Half Year Assessment | FY26 2nd Half Year % of Assessment | FY26 2nd Half Year Assessment | FY26 Total PHTF |
|--------------|------------------------------------|-------------------------------|------------------------------------|-------------------------------|---------------------|
| MGM | 27.82% | 695,617.36 | 27.79% | 694,864.05 | 1,390,481.40 |
| Encore | 58.01% | 1,450,203.84 | 57.72% | 1,442,957.85 | 2,893,161.69 |
| PPC | 14.17% | 354,178.80 | 14.49% | 362,178.10 | 716,356.90 |
| Total | 100.00% | 2,500,000.00 | 100.00% | 2,500,000.00 | 5,000,000.00 |



Massachusetts Gaming Commission

Sports Wagering Control Fund

Spending Update:

After two quarters of activity, the Commission's Sports Wagering Control Fund has an approved budget of \$13.91M. Staff will continue to monitor sports wagering spending for any potential exposures related to larger ongoing initiatives such as suitability reviews with RSM. There is no need to increase the FY26 operator assessment as we are projecting to underspend on the RSM project for this fiscal year.

Conclusion:

Staff will make budget neutral changes to the Commission's FY26 Budget for the Gaming Control Fund only. Since attrition savings have been identified this adjustment can be made without necessitating additional assessments to licensees. These changes will increase the IT Expenses by \$188,725.04. Correspondingly, staff is reducing the budget for payroll, and related pension and insurance costs, by a total of \$188,725.04.

Staff are also revising licensees' proportional share of the second half assessment consistent with 205 CMR 121.05 based on actual gaming positions as of January 1, 2026.

These adjustments require no additional FY26 Operator assessment.

Attachment A: FY 26 Actuals Spending and Revenue as of 1/1/2026.



Massachusetts Gaming Commission

| 2026 | | Budget Projections | | | | Current Budget (Initial+Apvd Adjmts) | Actuals To Date | | % Spent | % BFY Passed |
|---|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|--|-----------------|------------|---------|-----------------|
| Row Labels | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Total | | %Spent | | | |
| 10500001--Gaming Control Fund | | | | | | | | | | |
| MGC Regulatory Cost | | | | | | | | | | |
| AA REGULAR EMPLOYEE COMPENSATION | \$ 8,773,670.66 | | | \$ (139,654.76) | \$ 8,634,015.90 | \$ 6,043,938.64 | 70% | 50% | | |
| BB REGULAR EMPLOYEE RELATED EXPEN | \$ 85,993.75 | | | \$ - | \$ 85,993.75 | \$ 16,974.71 | 20% | 50% | | |
| CC SPECIAL EMPLOYEES | \$ 198,419.20 | | | \$ - | \$ 198,419.20 | \$ 125,929.87 | 63% | 50% | | |
| DD PENSION & INSURANCE RELATED EX | \$ 3,082,783.90 | | | \$ (49,070.28) | \$ 3,033,713.62 | \$ 2,221,628.05 | 73% | 50% | | |
| EE ADMINISTRATIVE EXPENSES | \$ 696,991.92 | | | \$ - | \$ 696,991.92 | \$ 307,464.33 | 44% | 50% | | |
| FF PROGRAM, FACILITY, OPERATIONAL SUPPIES | \$ 20,000.00 | | | \$ - | \$ 20,000.00 | \$ 3,416.94 | 17% | 50% | | |
| GG ENERGY COSTS AND SPACE RENTAL | \$ 1,142,798.06 | | | \$ - | \$ 1,142,798.06 | \$ 125,680.85 | 11% | 50% | | |
| HH CONSULTANT SVCS (TO DEPTS) | \$ 939,450.00 | | | \$ - | \$ 939,450.00 | \$ 202,092.43 | 22% | 50% | | |
| JJ OPERATIONAL SERVICES | \$ 12,671,596.82 | | | \$ - | \$ 12,671,596.82 | \$ 3,208,859.03 | 25% | 50% | | |
| KK Equipment Purchase | \$ 62,000.00 | | | \$ - | \$ 62,000.00 | \$ 8,756.50 | 14% | 50% | | |
| LL EQUIPMENT LEASE-MAINTAIN/REPAR | \$ 70,607.90 | | | \$ - | \$ 70,607.90 | \$ 11,412.99 | 16% | 50% | | |
| NN NON-MAJOR FACILITY MAINTENANCE REPAIR | \$ 30,000.00 | | | \$ - | \$ 30,000.00 | \$ 25,833.03 | 86% | 50% | | |
| PP STATE AID/POL SUB/OSD | \$ 90,000.00 | | | \$ - | \$ 90,000.00 | \$ 6,270.00 | 7% | 50% | | |
| TT PAYMENTS & REFUNDS | | | | \$ - | \$ - | \$ - | | 50% | | |
| UU IT Non-Payroll Expenses | \$ 4,424,888.27 | | | \$ 188,725.04 | \$ 4,613,613.31 | \$ 1,812,036.68 | 39% | 50% | | |
| MGC Regulatory Cost Subtotal: | \$ 32,289,200.48 | | | \$ - | \$ 32,289,200.48 | \$ 14,120,294.05 | 44% | 50% | | |
| EE--Indirect Costs | \$ 2,757,091.25 | | | \$ - | \$ 2,757,091.25 | \$ 1,632,343.55 | 59% | 50% | | |
| Office of Attorney General | | | | | | | | | | |
| ISA to AGO | \$ 4,600,000.00 | | | \$ - | \$ 4,600,000.00 | \$ 1,743,282.91 | 38% | 50% | | |
| TT Reimbursement for AGO 0810-1024 | \$ - | | | \$ - | \$ - | \$ 122,859.10 | | 50% | | |
| AGO State Police | \$ 1,085,056.11 | | | \$ - | \$ 1,085,056.11 | \$ 189,991.77 | | 18% | 50% | |
| Office of Attorney General Subtotal: | \$ 5,685,056.11 | \$ - | \$ - | \$ - | \$ 5,685,056.11 | \$ 2,056,133.78 | 36% | 50% | | |
| ISA to ABCC | \$ 75,000.00 | \$ - | \$ - | \$ - | \$ 75,000.00 | | 0% | 50% | | |
| Gaming Control Fund Total Costs | \$ 40,806,347.84 | \$ - | \$ - | \$ - | \$ 40,806,347.84 | \$ 17,808,771.38 | 44% | 50% | | |

| | | Revenue Projections | | | | Current Budget (Initial+Apvd Adjmts) | Actuals To Date | | % Spent | % BFY Passed |
|--|-------------------------|-------------------------|--------------------------|-------------------------|-------------------------|--|-----------------|--|---------|-----------------|
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Total | | %Spent | | | |
| Gaming Control Fund Beginning Balance 0500 | | \$ 1,976,189.90 | | \$ - | \$ 1,976,189.90 | \$ 1,976,189.90 | | | | |
| EBH Security fees 0500/Independent Monitor | | | | \$ - | \$ - | \$ - | | | | |
| ENHANCED EBH Security fees | \$ 75,000.00 | | | \$ - | \$ 75,000.00 | \$ 14,880.33 | | | | |
| Category/Region Collection Fees 0500 | | | | \$ - | \$ - | \$ - | | | | |
| Prior Year Independent Monetary Fees 500 | | | | \$ - | \$ - | \$ - | | | | |
| IEB background / investigative collections 0500 | \$ 75,000.00 | | | \$ - | \$ 75,000.00 | \$ 43,333.64 | | | | |
| Phase 1 Refunds 0500 | | | | \$ - | \$ - | \$ - | | | | |
| Phase 2 Category 1 Collections (restricted) 0500 | | | | \$ - | \$ - | \$ - | | | | |
| 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 | \$ 1,629,600.00 | | | \$ - | \$ 1,629,600.00 | \$ 1,611,600.00 | | | | |
| Region B Slot Machine Fee 0500 | \$ 915,600.00 | | | \$ - | \$ 915,600.00 | \$ 915,000.00 | | | | |
| Slots Parlor Slot Machine Fee 0500 | \$ 551,400.00 | | | \$ - | \$ 551,400.00 | \$ 548,400.00 | | | | |
| Gaming Employee License Fees (GEL) 3000 | \$ 200,000.00 | | | \$ - | \$ 200,000.00 | \$ 102,600.00 | | | | |
| Key Gaming Executive (GKE) 3000 | \$ 20,000.00 | | | \$ - | \$ 20,000.00 | \$ 6,000.00 | | | | |
| Key Gaming Employee (GKS) 3000 | \$ 75,000.00 | | | \$ - | \$ 75,000.00 | \$ 41,000.00 | | | | |
| Non-Gaming Vendor (NGV) 3000 | \$ 40,000.00 | | | \$ - | \$ 40,000.00 | \$ 12,900.00 | | | | |
| Vendor Gaming Primary (VGP) 3000 | \$ 150,000.00 | | | \$ - | \$ - | \$ - | | | | |
| Vendor Gaming Secondary (VGS) 3000 | | | | \$ - | \$ - | \$ 20,000.00 | | | | |
| Gaming School License (GSB)/LJQ | | | | \$ - | \$ - | \$ 200.00 | | | | |
| Gaming Service Employee License (SER) 3000 | \$ 75,000.00 | | | \$ - | \$ 75,000.00 | \$ 15,750.00 | | | | |
| Subcontractor ID Initial License (SUB) 3000 | \$ 15,000.00 | | | \$ - | \$ 15,000.00 | | | | | |
| Temporary License Initial License (TEM)/LAB FEE 3000 | \$ 2,000.00 | | | \$ - | \$ 2,000.00 | | | | | |
| Assessment for PHTF | \$ 5,000,000.00 | | | \$ - | \$ 5,000,000.00 | | | | | |
| Transfer PHTF Assessment to PHTF | \$ (5,000,000.00) | | | \$ - | \$ (5,000,000.00) | | | | | |
| Veterans Initial License (VET) 3000 | | | | \$ - | \$ - | | | | | |
| Transfer of Licensing Fees to CMF 0500 | | | | \$ - | \$ - | | | | | |
| Assessment 0500 | \$ 36,970,747.84 | | | \$ (1,976,189.90) | \$ 34,994,557.94 | \$ 17,818,609.53 | | | | |
| Misc/MCC Grant | | | | \$ - | \$ - | \$ - | | | | |
| Miscellaneous 0500 | \$ 5,000.00 | | | \$ - | \$ 5,000.00 | | | | | |
| Bank Interest 2700 | \$ 7,000.00 | | | \$ - | \$ 7,000.00 | \$ 3,331.49 | | | | |
| Grand Total | \$ 40,806,347.84 | \$ 1,976,189.90 | \$ (1,976,189.90) | \$ - | \$ 40,656,347.84 | \$ 23,129,794.89 | | | | |

| 2025 | | Budget Projections | | | | Current Budget (Initial+Apvd Adjmts) | Actuals To Date | | % Spent | % BFY Passed |
|---|--------------------|-------------------------|-------------------------|-------------------------|---------------|--|-----------------|-----|---------|-----------------|
| Row Labels | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Total | | %Spent | | | |
| 4000-1101 Research and Responsible Gaming/Public Health Trust Fund | | | | | | | | | | |
| AA REGULAR EMPLOYEE COMPENSATION | \$ 552,320.64 | | | \$ - | \$ 552,320.64 | \$ 146,342.81 | 26% | 50% | | |
| BB REGULAR EMPLOYEE RELATED EXPEN | \$ 10,500.00 | | | \$ - | \$ 10,500.00 | \$ 3,245.76 | 31% | 50% | | |
| CC SPECIAL EMPLOYEES | | | | \$ - | \$ - | \$ - | | 0% | 50% | |
| DD PENSION & INSURANCE RELATED EX | \$ 204,512.00 | | | \$ - | \$ 204,512.00 | \$ 55,332.20 | 27% | 50% | | |
| EE ADMINISTRATIVE EXPENSES | \$ 457,946.38 | | | \$ - | \$ 457,946.38 | \$ 248,601.86 | 54% | 50% | | |
| FF PROGRAMMATIC FACILITY OPERATONAL SUPPLIES | \$ 1,000.00 | | | \$ - | \$ 1,000.00 | | | 0% | 50% | |

| | | | | | | | |
|----------------------------------|-----------------|------|------|-----------------|-----------------|---------|-----|
| HH CONSULTANT SVCS (TO DEPTS) | \$ 3,758,570.00 | \$ - | \$ - | \$ 3,758,570.00 | \$ 1,455,586.83 | 39% | 50% |
| JJ OPERATIONAL SERVICES | \$ 15,000.00 | \$ - | \$ - | \$ 15,000.00 | | 0% | 50% |
| KK Equipment Purchase | | | | | | #DIV/0! | 50% |
| MM PURCHASED CLIENT/PROGRAM SVCS | | \$ - | \$ - | \$ - | | 0% | 50% |
| PP STATE AID/POL SUB | \$ 1,522,000.00 | \$ - | \$ - | \$ 1,522,000.00 | \$ 166,050.28 | 11% | 50% |
| UU IT Non-Payroll Expenses | \$ 100,000.00 | \$ - | \$ - | \$ 100,000.00 | | 0% | 50% |
| ISA to DPH | \$ - | \$ - | \$ - | \$ - | \$ - | #DIV/0! | 50% |

| | | | | | | | |
|---|------------------------|-------------|-------------|-------------|------------------------|------------------------|----------------|
| Research and Responsible Gaming/Public Health Trust Fund | | | | | | | |
| Subtotal: | \$ 6,621,849.02 | \$ - | \$ - | \$ - | \$ 6,621,849.02 | \$ 2,075,159.74 | 31% 50% |

| Revenue Projections | | | | | | | |
|------------------------------|--------------------|----------------------|----------------------|----------------------|--------------------------------------|-----------------------|--|
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | |
| Public Health Trust Fund ISA | \$ 6,875,000.00 | \$4,621,618.80 | \$ - | | \$ 11,496,618.80 | \$ 11,496,618.80 | |

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

| Revenue Projections | | | | | | | | |
|--|--------------------|----------------------|----------------------|----------------------|--------------------------------------|-----------------------|--------|--------------|
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | %Spent | % BFY Passed |
| Greyhound Balance Forward Simulcast 7200 | | \$ 274,619.57 | \$ - | \$ - | \$ 274,619.57 | \$ 274,619.57 | | |
| Unclaimed from Raynham and Wonderland | | | | | \$ - | \$ 120,536.17 | | |
| Plainridge Greyhound Import Simulcast 7200 | | | \$ - | \$ - | \$ - | | | |
| Raynham Greyhound Import Simulcast 7200 | | | \$ - | \$ - | \$ - | | | |
| Suffolk Greyhound Import Simulcast 7200 | | | \$ - | \$ - | \$ - | | | |
| TVG Greyhound Import Simulcast 7200 | | | \$ - | \$ - | \$ - | | | |
| TWS Greyhound Import Simulcast 7200 | | | \$ - | \$ - | \$ - | | | |
| Wonderland Greyhound Import Simulcast 7200 | | | \$ - | \$ - | \$ - | | | |
| Sweep Per MGL C29S13A | \$ - | \$ 274,619.57 | \$ - | \$ - | \$ 274,619.57 | \$ 395,155.74 | | |

| Budget Projections | | | | | | | | |
|--|------------------------|----------------------|----------------------|----------------------|--|-----------------------|------------|--------------|
| Row Labels | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Bal Fwd+Apvd Adjmts) | Actuals To Date Total | %Spent | % BFY Passed |
| 10500003 | | | | | | | | |
| AA REGULAR EMPLOYEE COMPENSATION | \$ 603,157.16 | | \$ - | \$ - | \$ 603,157.16 | \$ 277,710.02 | 46% | 50% |
| BB REGULAR EMPLOYEE RELATED EXPEN | \$ 6,000.00 | | \$ - | \$ - | \$ 6,000.00 | \$ 210.13 | 4% | 50% |
| CC SPECIAL EMPLOYEES | \$ 487,360.00 | | \$ - | \$ - | \$ 487,360.00 | \$ 269,538.03 | 55% | 50% |
| DD PENSION & INSURANCE RELATED EX | \$ 240,138.31 | | \$ - | \$ - | \$ 240,138.31 | \$ 110,958.87 | 46% | 50% |
| EE ADMINISTRATIVE EXPENSES | \$ 27,060.00 | | \$ - | \$ - | \$ 27,060.00 | \$ 19,975.80 | 74% | 50% |
| FF PROGRAMMATIC FACILITY OPERATONAL SUPPLIES | \$ 12,000.00 | | \$ - | \$ - | \$ 12,000.00 | | 0% | 50% |
| HH CONSULTANT SVCS (TO DEPTS) | \$ 10,000.00 | | \$ - | \$ - | \$ 10,000.00 | | 0% | 50% |
| JJ OPERATIONAL SERVICES | \$ 391,000.00 | | \$ - | \$ - | \$ 391,000.00 | \$ 164,925.25 | 42% | 50% |
| KK EQUIPMENT PURCHASES | | | \$ - | \$ - | \$ - | | #DIV/0! | 50% |
| LL EQUIPMENT LEASE-MAINTAIN/REPAR | \$ 915.00 | | \$ - | \$ - | \$ 915.00 | | 0% | 50% |
| MM PURCHASED CLIENT/PROGRAM SVCS | \$ 85,000.00 | | \$ - | \$ - | \$ 85,000.00 | | 0% | 50% |
| NN INFRASTRUCTURE: | | | \$ - | \$ - | \$ - | | #DIV/0! | 50% |
| TT LOANS AND SPECIAL PAYMENTS | | | \$ - | \$ - | \$ - | | #DIV/0! | 50% |
| UU IT Non-Payroll Expenses | \$ 4,000.00 | | \$ - | \$ - | \$ 4,000.00 | \$ 1,227.18 | 31% | 50% |
| EE --Indirect Costs | \$ 150,137.40 | | \$ - | \$ - | \$ 150,137.40 | \$ 106,825.96 | 71% | 50% |
| ISA to DPH | \$ 70,000.00 | | \$ - | \$ - | \$ 70,000.00 | \$ - | 0% | 50% |
| Grand Total | \$ 2,086,767.87 | \$ - | \$ - | \$ - | \$ 2,086,767.87 | \$ 951,371.24 | 46% | 50% |

| Revenue Projections | | | | | | | | |
|--|--------------------|----------------------|----------------------|----------------------|--------------------------------------|-----------------------|--------|--------------|
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | %Spent | % BFY Passed |
| Racing Oversight and Development Balance Forward 0131 | \$ - | \$ 671,070.10 | | \$ - | \$ 671,070.10 | \$ 671,070.10 | | |
| Amount of Unclaimed Greyhound Revenue to transfer Racing Stabilization Trust | \$ - | \$ - | | | \$ - | \$ - | | |
| Transfer of Unclaimed Greyhound Revenue to Racing Stabilization Trust | | \$ (120,536.23) | | | | \$ (120,536.23) | | |
| Plainridge Assessment 4800 | \$ 70,000.00 | | \$ - | \$ - | \$ 70,000.00 | \$ 33,140.11 | | |
| Plainridge Daily License Fee 3003 | \$ 110,000.00 | | \$ - | \$ - | \$ 110,000.00 | \$ 54,900.00 | | |
| Plainridge Occupational License 3003/3004 | \$ 50,000.00 | | \$ - | \$ - | \$ 50,000.00 | \$ 16,330.00 | | |
| Plainridge Racing Development Oversight Live 0131 | \$ 15,000.00 | | \$ - | \$ - | \$ 15,000.00 | \$ 5,931.24 | | |
| Plainridge Racing Development Oversight Simulcast 0131 | \$ 60,000.00 | | \$ - | \$ - | \$ 60,000.00 | \$ 35,573.64 | | |
| Raynham Assessment 4800 | \$ 40,000.00 | | \$ - | \$ - | \$ 40,000.00 | \$ 30,412.02 | | |
| Raynham Daily License Fee 3003 | \$ 63,000.00 | | \$ - | \$ - | \$ 63,000.00 | \$ 61,500.00 | | |
| Raynham Racing Development Oversight Simulcast 0131 | \$ 25,000.00 | | \$ - | \$ - | \$ 25,000.00 | \$ 29,020.84 | | |
| Suffolk Assessment 4800 | \$ 650,000.00 | | \$ - | \$ - | \$ 650,000.00 | \$ 212,465.98 | | |
| Suffolk Commission Racing Development Oversight Simulcast 0131 | \$ 60,000.00 | | \$ - | \$ - | \$ 60,000.00 | \$ 24,074.13 | | |
| Suffolk Daily License Fee 3003 | \$ 63,000.00 | | \$ - | \$ - | \$ 63,000.00 | \$ 26,400.00 | | |
| Suffolk Occupational License 3003/3004 | | | \$ - | \$ - | \$ - | | | |

| | | | | | | | | | | |
|--|-----------|---------------------|-----------|-------------------|-----------|----------|-----------|---------------------|-----------|---------------------|
| Suffolk Racing Development Oversight Live 0131 | | | \$ | - | \$ | - | \$ | - | | |
| Suffolk TVG Commission Live 0131 | | | \$ | - | \$ | - | \$ | - | \$ | 149,985.43 |
| Suffolk TVG Commission Simulcast 0131 | \$ | 375,000.00 | \$ | - | \$ | - | \$ | 375,000.00 | | |
| Suffolk Twin Spires Commission Live 0131 | | | \$ | - | \$ | - | \$ | - | \$ | 87,267.49 |
| Suffolk Twin Spires Commission Simulcast 0131 | \$ | 175,000.00 | \$ | - | \$ | - | \$ | 175,000.00 | | |
| Suffolk Xpress Bet Commission Live 0131 | | | \$ | - | \$ | - | \$ | - | | |
| Suffolk Xpress Bet Commission Simulcast 0131 | \$ | 65,000.00 | \$ | - | \$ | - | \$ | 65,000.00 | \$ | 22,332.26 |
| Suffolk NYRA Bet Commission Live 0131 | | | \$ | - | \$ | - | \$ | - | | |
| Suffolk NYRA Bet Commission Simulcast 0131 | \$ | 90,000.00 | \$ | - | \$ | - | \$ | 90,000.00 | \$ | 36,108.45 |
| AMWEST Commission Simulcast 0131 | | | | | | | | | \$ | 1,710.03 |
| Transfer to General Fund 10500140 0000 | | | \$ | - | | | \$ | - | | |
| Wonderland Assessment 4800 | | | \$ | - | \$ | - | \$ | - | \$ | 2.73 |
| Wonderland Daily License Fee 3003 | | | \$ | - | \$ | - | \$ | - | | |
| Wonderland Racing Development Oversight Simulcast 0131 | \$ | 40,000.00 | \$ | - | \$ | - | \$ | 40,000.00 | | |
| Plainridge fine 2700 | | | \$ | - | \$ | - | \$ | - | \$ | 15,700.00 |
| Suffolk Fine 2700 | | | \$ | - | \$ | - | \$ | - | | |
| Plainridge Unclaimed wagers 5009 | \$ | - | \$ | - | \$ | - | \$ | - | | |
| Suffolk Unclaimed wagers 5009 | \$ | - | \$ | - | \$ | - | \$ | - | | |
| Raynham Unclaimed wagers 5009 | \$ | - | \$ | - | \$ | - | \$ | - | | |
| Wonderland Unclaimed wagers 5009 | \$ | - | \$ | - | \$ | - | \$ | - | | |
| Return of Unclaimed wagers | \$ | - | \$ | - | \$ | - | \$ | - | | |
| Misc/Bank Interest 0131 | \$ | 500.00 | \$ | - | \$ | - | \$ | 500.00 | \$ | 200.00 |
| Grand Total | \$ | 1,951,500.00 | \$ | 550,533.87 | \$ | - | \$ | 2,622,570.10 | \$ | 1,393,588.22 |

| Budget Projections | | | | | | | Current Budget | Actuals To Date | | |
|-----------------------------------|-------------------------|----------------------|----------------------|----------------------|--|------------------------|----------------|-----------------|--|--|
| Row Labels | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Bal Fwd+Apvd Adjmts) | Actuals To Date Total | %Spent | % BFY Passed | | |
| 10500004 | | | | | | | | | | |
| AA REGULAR EMPLOYEE COMPENSATION | \$ 325,132.75 | \$ - | \$ - | \$ - | \$ 325,132.75 | \$ 80,828.00 | 25% | 50% | | |
| BB REGULAR EMPLOYEE RELATED EXPEN | \$ 5,000.00 | \$ - | \$ - | \$ - | \$ 5,000.00 | \$ 475.98 | 10% | 50% | | |
| DD PENSION & INSURANCE RELATED EX | \$ 119,352.13 | \$ - | \$ - | \$ - | \$ 119,352.13 | \$ 30,561.06 | 26% | 50% | | |
| EE ADMINISTRATIVE EXPENSES | \$ 34,066.27 | \$ - | \$ - | \$ - | \$ 34,066.27 | \$ 12,124.19 | 36% | 50% | | |
| GG ENERGY COSTS AND SPACE RENTAL | \$ - | \$ - | \$ - | \$ - | \$ - | | #DIV/0! | 50% | | |
| JJ OPERATIONAL SERVICES | \$ - | \$ - | \$ - | \$ - | \$ - | | #DIV/0! | 50% | | |
| KK EQUIPMENT PURCHASES | \$ - | \$ - | \$ - | \$ - | \$ - | | #DIV/0! | 50% | | |
| HH CONSULTANT SVCS (Grant) | \$ - | \$ - | \$ - | \$ - | \$ - | | #DIV/0! | 50% | | |
| PP STATE AID/GRANTS | \$ 16,000,000.00 | \$ - | \$ - | \$ - | \$ 16,000,000.00 | \$ 3,857,873.28 | 24% | 50% | | |
| UU IT Non-Payroll Expenses | \$ 50,000.00 | \$ - | \$ - | \$ - | \$ 50,000.00 | | 0% | 50% | | |
| Grand Total | \$ 16,533,551.15 | \$ - | \$ - | \$ - | \$ 16,533,551.15 | \$ 3,981,862.51 | 24% | 50% | | |

| Revenue Projections | | | | | | | Current Budget | Actuals To Date | | |
|----------------------------|--------------------|-------------------------|----------------------|----------------------|--------------------------------------|-------------------------|----------------|-----------------|--|--|
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | %Spent | % BFY Passed | | |
| Balance forward prior year | \$ - | \$ 52,663,337.54 | \$ - | \$ - | \$ - | \$ 52,663,337.54 | | | | |
| Grand Total | \$ - | \$ 52,663,337.54 | \$ - | \$ - | \$ - | \$ 52,663,337.54 | | | | |

| Budget Projections | | | | | | | Current Budget | Actuals To Date | | |
|---|--------------------|----------------------|----------------------|----------------------|--|-----------------------|----------------|-----------------|--|--|
| Row Labels | Initial Projection | FY25 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) | \$ - | \$ - | \$ - | \$ - | \$ - | \$ 9,738,398.91 | #DIV/0! | 50% | | |

| Revenue Projections | | | | | | | Current Budget | Actuals To Date | | |
|---|--------------------|----------------------|----------------------|----------------------|--------------------------------------|-----------------------|----------------|-----------------|--|--|
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | %Spent | % BFY Passed | | |
| Balance forward prior year 3003 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | | | | |
| Race Horse Development Fund assessment 3003 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | | | | |
| Grand Total | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | | | | |

| Budget Projections | | | | | | | Current Budget | Actuals To Date | | |
|--|---------------------|-------------------------|----------------------|----------------------|--|-----------------------|----------------|-----------------|--|--|
| Row Labels | Initial Projection | FY25 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 | \$ 25,000.00 | \$ 25,755,085.83 | \$ - | \$ - | \$ 25,780,085.83 | \$ 25,755,085.83 | 100% | 50% | | |
| Grand Total | \$ 25,000.00 | \$ 25,755,085.83 | \$ - | \$ - | \$ 25,780,085.83 | | | | | |

| Budget Projections | | | | | | | Current Budget | Actuals To Date | | |
|-------------------------------|--------------------|----------------------|----------------------|----------------------|--|-----------------------|----------------|-----------------|--|--|
| Row Labels | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Bal Fwd+Apvd Adjmts) | Actuals To Date Total | %Spent | % BFY Passed | | |
| 10500012/ P promo | | | | | | | | | | |
| TT LOANS AND SPECIAL PAYMENTS | \$ - | \$ - | \$ - | \$ - | \$ - | | #DIV/0! | 50% | | |

| Revenue Projections | | | | | | | Current Budget | Actuals To Date | | |
|--|--------------------|----------------------|----------------------|----------------------|--------------------------------------|-----------------------|----------------|-----------------|--|--|
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | %Spent | % BFY Passed | | |
| Plainridge Import Harness Horse Simulcast 0131 | \$ 12,000.00 | \$ - | \$ - | \$ - | \$ 12,000.00 | \$ 5,396.13 | | | | |
| Plainridge Racing Harness Horse Live 0131 | \$ 10,000.00 | \$ - | \$ - | \$ - | \$ 10,000.00 | \$ 5,125.64 | | | | |
| Raynham Import Plainridge Simulcast 0131 | \$ 5,000.00 | \$ - | \$ - | \$ - | \$ 5,000.00 | \$ 2,868.65 | | | | |

| | | | | | | |
|---|----------------------|--------------|-------------|-------------|----------------------|----------------------|
| Suffolk Import Plainridge Simulcast 0131 | \$ 2,000.00 | | \$ - | \$ - | \$ 2,000.00 | \$ 559.22 |
| Plainridge Racecourse Promo Fund Beginning Balance 7205 | \$ 350,000.00 | \$349,310.48 | \$ - | \$ - | \$ 350,000.00 | \$349,310.48 |
| TVG Live 0131 | | | \$ - | \$ - | \$ - | |
| TVG Simulcast 0131 | \$ 25,000.00 | | \$ - | \$ - | \$ 25,000.00 | \$ 8,489.45 |
| Twin Spires Live 0131 | | | \$ - | \$ - | \$ - | |
| Twin Spires Simulcast 0131 | \$ 10,000.00 | | \$ - | \$ - | \$ 10,000.00 | \$ 3,134.36 |
| Xpress Bets Live 0131 | | | \$ - | \$ - | \$ - | |
| Xpress Bets Simulcast 0131 | \$ 2,500.00 | | \$ - | \$ - | \$ 2,500.00 | \$ 1,132.22 |
| AMWEST Simulcast | \$ 5,000.00 | | | | | \$ 338.44 |
| NYRA Live 0131 | | | \$ - | \$ - | \$ - | |
| NYRA Simulcast 0131 | | | \$ - | \$ - | \$ - | \$ 1,046.72 |
| Grand Total | \$ 421,500.00 | | \$ - | \$ - | \$ 416,500.00 | \$ 377,401.31 |

| Budget Projections | | | | | | | |
|--|---------------------|----------------------|----------------------|----------------------|--|-----------------------|----------------------|
| Row Labels | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Bal Fwd+Apvd Adjmts) | Actuals To Date Total | % Spent % BFY Passed |
| 10500013/ P Cap | | | | | | | |
| TT LOANS AND SPECIAL PAYMENTS | \$ - | \$ - | \$ - | \$ - | \$ - | | #DIV/0! 50% |
| Revenue Projections | | | | | | | |
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | |
| Plainridge Import Harness Horse Simulcast 0131 | \$ 25,000.00 | | \$ - | \$ - | \$ 25,000.00 | \$ 10,311.06 | |
| Plainridge Racing Harness Horse Live 0131 | \$ 15,000.00 | | \$ - | \$ - | \$ 15,000.00 | \$ 9,351.08 | |
| Raynham Import Plainridge Simulcast 0131 | \$ 5,000.00 | | \$ - | \$ - | \$ 5,000.00 | \$ 4,623.31 | |
| Suffolk Import Plainridge Simulcast 0131 | \$ 5,000.00 | | \$ - | \$ - | \$ 5,000.00 | \$ 1,102.44 | |
| Plainridge Capital Improvement Fund Beginning Balance 7205 | \$ 150,000.00 | \$92,408.98 | \$ - | \$ - | \$ 150,000.00 | \$92,408.98 | |
| TVG Live 0131 | | | \$ - | \$ - | \$ - | | |
| TVG Simulcast 0131 | \$ 75,000.00 | | \$ - | \$ - | \$ 75,000.00 | \$ 19,999.46 | |
| Twin Spires Live 0131 | | | \$ - | \$ - | \$ - | | |
| Twin Spires Simulcast 0131 | \$ 30,000.00 | | \$ - | \$ - | \$ 30,000.00 | \$ 9,477.01 | |
| Xpress Bets Live 0131 | | | \$ - | \$ - | \$ - | | |
| Xpress Bets Simulcast 0131 | \$ 7,500.00 | | \$ - | \$ - | \$ 7,500.00 | \$ 2,016.72 | |
| AMWEST Simulcast | \$ 5,000.00 | | | | | \$ 697.98 | |
| NYRA Live 0131 | | | \$ - | \$ - | \$ - | | |
| NYRA Simulcast 0131 | \$ 10,000.00 | | \$ - | \$ - | \$ 10,000.00 | \$ 2,674.18 | |
| Grand Total | \$327,500.00 | | \$0.00 | \$0.00 | \$322,500.00 | \$152,662.22 | |

| Budget Projections | | | | | | | |
|---|-----------------------|-----------------------|----------------------|----------------------|--|-----------------------|----------------------|
| Row Labels | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Bal Fwd+Apvd Adjmts) | Actuals To Date Total | % Spent % BFY Passed |
| 10500021/ S promo | | | | | | | |
| TT LOANS AND SPECIAL PAYMENTS | \$ - | \$ - | \$ - | \$ - | \$ - | | #DIV/0! 50% |
| Revenue Projections | | | | | | | |
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | |
| Plainridge Import Suffolk Simulcast 0131 | \$ 20,000.00 | | \$ - | \$ - | \$ 20,000.00 | \$ 10,176.30 | |
| Raynham Import Suffolk Simulcast 0131 | \$ 10,000.00 | | \$ - | \$ - | \$ 10,000.00 | \$ 8,826.41 | |
| Suffolk Import Running Horse Simulcast 0131 | \$ 25,000.00 | | \$ - | \$ - | \$ 25,000.00 | \$ 7,851.93 | |
| Suffolk Racing Running Horse Live 0131 | | | \$ - | \$ - | \$ - | | |
| Suffolk Promotional Fund Beginning Balance 7205 | \$ 2,000,000.00 | \$1,575,903.06 | \$ - | \$ - | \$ 2,000,000.00 | \$1,575,903.06 | |
| TVG Live 0131 | | | \$ - | \$ - | \$ - | | |
| TVG Simulcast 0131 | \$ 120,000.00 | | \$ - | \$ - | \$ 120,000.00 | \$ 46,571.71 | |
| Twin Spires Live 0131 | | | \$ - | \$ - | \$ - | | |
| Twin Spires Simulcast 0131 | \$ 60,000.00 | | \$ - | \$ - | \$ 60,000.00 | \$ 27,546.42 | |
| Xpress Bets Live 0131 | | | \$ - | \$ - | \$ - | | |
| Xpress Bets Simulcast 0131 | \$ 20,000.00 | | \$ - | \$ - | \$ 20,000.00 | \$ 6,972.00 | |
| AMWEST Simulcast | \$ 5,000.00 | | | | | \$ 461.29 | |
| NYRA Live 0131 | | | \$ - | \$ - | \$ - | | |
| NYRA Simulcast 0131 | \$ 30,000.00 | | \$ - | \$ - | \$ 30,000.00 | \$ 11,601.86 | |
| Grand Total | \$2,290,000.00 | \$1,575,903.06 | \$0.00 | \$0.00 | \$2,285,000.00 | \$1,695,910.98 | |

| Budget Projections | | | | | | | |
|---|--------------------|----------------------|----------------------|----------------------|--|-----------------------|----------------------|
| Row Labels | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Bal Fwd+Apvd Adjmts) | Actuals To Date Total | % Spent % BFY Passed |
| 10500022/ S Cap | | | | | | | |
| TT LOANS AND SPECIAL PAYMENTS | \$ - | \$ - | \$ - | \$ - | \$ - | \$ 552,832.82 | #DIV/0! 50% |
| Revenue Projections | | | | | | | |
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | |
| Plainridge Import Suffolk Simulcast 0131 | \$ 60,000.00 | | \$ - | \$ - | \$ 60,000.00 | \$ 306,964.07 | |
| Raynham Import Suffolk Simulcast 0131 | \$ 25,000.00 | | \$ - | \$ - | \$ 25,000.00 | | |
| Suffolk Import Running Horse Simulcast 0131 | \$ 60,000.00 | | \$ - | \$ - | \$ 60,000.00 | | |
| Suffolk Racing Running Horse Live 0131 | | | \$ - | \$ - | \$ - | | |
| Suffolk Capital Improvement Fund Beginning Balance 7205 | \$ 7,500,000.00 | \$7,457,903.11 | \$ - | \$ - | \$ 7,500,000.00 | \$7,457,903.11 | |
| TVG Live 0131 | | | \$ - | \$ - | \$ - | | |

| | | | | | |
|----------------------------|-----------------------|-----------------------|---------------|---------------|-----------------------|
| TVG Simulcast 0131 | \$ 300,000.00 | \$ - | \$ - | \$ 300,000.00 | |
| Twin Spires Live 0131 | | \$ - | \$ - | \$ - | |
| Twin Spires Simulcast 0131 | \$ 150,000.00 | \$ - | \$ - | \$ 150,000.00 | |
| Xpress Bets Live 0131 | | \$ - | \$ - | \$ - | |
| Xpress Bets Simulcast 0131 | \$ 50,000.00 | \$ - | \$ - | \$ 50,000.00 | |
| AMWEST Simulcast | \$ 10,000.00 | | | | |
| NYRA Live 0131 | | \$ - | \$ - | \$ - | |
| NYRA Simulcast 0131 | \$ 100,000.00 | \$ - | \$ - | \$ 100,000.00 | |
| Grand Total | \$8,255,000.00 | \$7,457,903.11 | \$0.00 | \$0.00 | \$8,245,000.00 |

| Budget Projections | | | | | | | |
|-------------------------------|--------------------|----------------------|----------------------|----------------------|--|-----------------------|------------------------|
| Row Labels | Initial Projection | FY25 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 | \$ - | \$ - | \$ - | \$ - | \$ - | | #DIV/0! 50% |

| Budget Projections | | | | | | | |
|--|-------------------------|----------------------|----------------------|----------------------|--|------------------------|------------------------|
| Row Labels | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Bal Fwd+Apvd Adjmts) | Actuals To Date Total | % Spent / % BFY Passed |
| 10501384 | | | | | | | |
| AA REGULAR EMPLOYEE COMPENSATION | \$ 4,868,926.07 | | | \$ - | \$ 4,868,926.07 | \$ 642,029.44 | 13% 50% |
| BB REGULAR EMPLOYEE RELATED EXPEN | \$ 41,500.00 | | | \$ - | \$ 41,500.00 | \$ 1,176.94 | 3% 50% |
| CC SPECIAL EMPLOYEES | \$ 182,289.40 | | | \$ - | \$ 182,289.40 | | 0% 50% |
| DD PENSION & INSURANCE RELATED EX | \$ 1,784,666.87 | | | \$ - | \$ 1,784,666.87 | \$ 240,584.75 | 13% 50% |
| EE ADMINISTRATIVE EXPENSES | \$ 184,300.00 | | | \$ - | \$ 184,300.00 | \$ 72,466.02 | 39% 50% |
| FF PROGRAMMATIC FACILITY OPERATONAL SUPPLIES | | | | \$ - | \$ - | | #DIV/0! 50% |
| GG ENERGY COSTS AND SPACE RENTAL | \$ 450,936.69 | | | \$ - | \$ 450,936.69 | \$ 473,411.09 | 105% 50% |
| HH CONSULTANT SVCS (TO DEPTS) | \$ 2,415,386.00 | | | \$ - | \$ 2,415,386.00 | \$ 438,484.93 | 18% 50% |
| JJ OPERATIONAL SERVICES | \$ 1,372,694.00 | | | \$ - | \$ 1,372,694.00 | \$ 455,230.31 | 33% 50% |
| KK EQUIPMENT PURCHASES | | | | \$ - | \$ - | \$ 7,587.06 | #DIV/0! 50% |
| LL EQUIPMENT LEASE-MAINTAIN/REPAR | | | | \$ - | \$ - | \$ 1,395.16 | #DIV/0! 50% |
| NN INFRASTRUCTURE: | | | | \$ - | \$ - | \$ 6,097.76 | #DIV/0! 50% |
| OO ALL SPENDING CATEGORIES | | | | \$ - | \$ - | | #DIV/0! 50% |
| OO--ISA AGO | \$ 500,000.00 | | | \$ - | \$ 500,000.00 | \$ 204,706.77 | 41% 50% |
| TT LOANS AND SPECIAL PAYMENTS | | | | \$ - | \$ - | | #DIV/0! 50% |
| UU IT Non-Payroll Expenses | \$ 1,095,265.46 | | | \$ - | \$ 1,095,265.46 | \$ 301,336.19 | 28% 50% |
| EE --Indirect Costs | \$ 1,001,721.91 | | | \$ - | \$ 1,001,721.91 | \$ 246,938.56 | 25% 50% |
| Grand Total | \$ 13,897,686.40 | | \$ - | \$ - | \$ 13,897,686.40 | \$ 3,091,444.98 | 22% 50% |

| Revenue Projections | | | | | | | |
|--|------------------------|-----------------------|-------------------------|----------------------|--------------------------------------|-----------------------|--|
| Revenues | Initial Projection | FY25 Balance Forward | Approved Adjustments | Proposed Adjustments | Current Budget (Initial+Apvd Adjmts) | Actuals To Date Total | |
| BALANCE FORWARD PRIOR YEAR | \$ - | \$ 1,375,147.45 | | \$ - | \$ 1,375,147.45 | \$ 1,375,147.45 | |
| SUITABILITY COSTS BALANCE FORWARD | \$ - | \$ 683,269.98 | | \$ - | \$ 683,269.98 | \$ 683,269.98 | |
| CATERGORY 1 | \$ - | | \$ - | \$ - | \$ - | | |
| CATERGORY 2 | \$ - | | \$ - | \$ - | \$ - | | |
| CATEROGRY 3 (TETHERED) | \$ - | | \$ - | \$ - | \$ - | \$ 50,000.00 | |
| CATERGORY 3 (UNTETHERED) | \$ - | | \$ - | \$ - | \$ - | | |
| SW GAMING CONTROL FUND BALANCE 0500 | \$ - | | \$ - | \$ - | \$ - | | |
| REGISTRANT LICENSING FEES 3000 | \$ 300,000.00 | | \$ - | \$ - | \$ 300,000.00 | \$ 50,000.00 | |
| VENDOR SW FEES 3000 | \$ 100,000.00 | | \$ - | \$ - | \$ 100,000.00 | \$ 50,000.00 | |
| FANTASY FEES 3000 | | | \$ - | \$ - | \$ - | | |
| ASSESSMENT 0500 | \$ 12,867,686.40 | | \$ (1,375,147.45) | \$ - | \$ 11,492,538.95 | \$ 4,789,560.76 | |
| FINES & PENALTIES 2700 | | | \$ - | \$ - | \$ - | | |
| MISC 0500 | \$ 25,000.00 | | \$ - | \$ - | \$ 25,000.00 | | |
| IEB BACKGROUND/INVESTIGATIVE/SUITABILITY FEES 3000 | \$ 600,000.00 | | \$ - | \$ - | \$ 600,000.00 | \$ 28,745.10 | |
| BANK INTEREST SW | \$ 5,000.00 | | \$ - | \$ - | \$ 5,000.00 | \$ 1,527.42 | |
| Grand Total | \$13,897,686.40 | \$2,058,417.43 | (\$1,375,147.45) | \$0.00 | \$14,580,956.38 | \$7,028,250.71 | |



Sports Wagering Division

TO: Chair Jordan Maynard
Commissioner Eileen O'Brien
Commissioner Brad Hill
Commissioner Nakisha Skinner
Commissioner Paul Brodeur

FROM: David Harrison – Compliance Officer I, Sports Wagering
Andrew Steffen – Compliance Operations Manager, Sports Wagering

MEMO: 1/9/2026
MEETING: 1/29/2026

RE: Update to DraftKings Sportsbook House Rules

REGULATION BACKGROUND:

Pursuant to [205 CMR 247.02\(4\)](#), a Sports Wagering Operator shall not change or modify the House Rules without prior written approval of the Commission.

EXECUTIVE SUMMARY:

DraftKings Sportsbook has requested changes to their Massachusetts online sportsbook house rules. A full detailed summary of changes can be found in the attached redline exhibit.

The summary of changes is as follows:

1. **Basketball:** Clarifies settlement rules for player prop wagers when a player is injured before halftime and does not return.
2. **Football:** Clarifies settlement rules for player prop wagers when a player is injured before halftime and does not return.

CONCLUDING STATEMENT:

The Sports Wagering Division confirms all requirements have been met under 205 CMR 247.02 and recommends approving these changes.

Basketball

General Basketball Settlement Rules

- Except for bets on the “Under” Selection and except for bets where settlement is already Unconditionally Determined, bets on a single National Basketball Association (“NBA”) regular season, NBA Cup, or NBA playoff Game that are accepted by DraftKings prior to the end of the first half of such Game and that are settled on the statistics recorded by a player based on the full time (including any overtime) of such Game will be voided if: (i) the player bet on does not Participate in the 2nd half of the Game, including any overtime, due to an injury; and (iii) before the end of the applicable Game, such player’s team or the NBA releases an official statement stating that such player was injured during the Game. For clarity, this paragraph does not apply to bets with Selection(s) that are settled on the statistics recorded by players participating in different Games.

Football

General Football Settlement Rules

- Except for bets on the “Under” Selection and except for bets where settlement is already Unconditionally Determined, bets on a single NFL regular season or NFL playoff Game that are accepted by DraftKings prior to the end of the first half of such Game and that are settled on the statistics recorded by a player based on the full time (including any overtime) of such Game will be voided if: (i) the player bet on does not Participate in the 2nd half of the Game, including any overtime, due to an injury; and (iii) before the end of the applicable Game, such player’s team or the NFL releases an official statement stating that such player was injured during the Game. For clarity, this paragraph does not apply to bets with Selection(s) that are settled on the statistics recorded by players participating in different Games.



TO: Jordan Maynard, Chair
Eileen O'Brien, Commissioner
Brad Hill, Commissioner
Nakisha Skinner, Commissioner
Paul Brodeur, Commissioner

FROM: Carrie Torrasi, Chief of Sports Wagering Division
Caitlin Monahan, Director, Investigations and Enforcement Bureau
Kathleen Kramer, Chief Enforcement Counsel/Assistant Director of the IEB
Justin Stempeck, Interim General Counsel

DATE: January 29, 2026

RE: DraftKings Waiver Request

DraftKings has submitted a request for a temporary waiver from the recently amended versions of 205 CMR 247.07(5) and 205 CMR 248.10(2) which removed cryptocurrency converted to cash as a permissible funding source for sports wagering accounts.

Background and Request

The Commission's regulations previously permitted sports wagering accounts to be funded with cryptocurrency converted to cash. Following review by the Commission's Investigations and Enforcement Bureau and Gaming Enforcement Unit, staff recommended that such language be removed from the regulations. The Commission approved such removal, and those amendments went into effect on December 19, 2025. The Commission also advised that cryptocurrency converted to cash and deposited into accounts in other jurisdictions would need to be segregated from a patron's Massachusetts wallet so as not to run afoul of the regulatory removal.

Prior to the removal of the regulation language, DraftKings had been working towards the launch of a new deposit method that would allow patrons to convert digital currency into US dollars through a third-party platform, with the converted US dollars deposited into the patron's DraftKings wallet. While DraftKings will no longer be launching that deposit method in Massachusetts given the regulatory changes, they intend to launch in New Hampshire, Vermont, Kentucky, and Illinois, with the first launch occurring in late January or early February.

DraftKings is currently working on the technology and testing necessary to segregate funds deposited in other jurisdictions using this new funding method. Given the Commission's guidance regarding the need for such segregation and the timing of this planned launch in other jurisdictions, DraftKings is seeking a waiver through **May 1, 2026**, to implement such



Massachusetts Gaming Commission

technology, perform all necessary testing, and ensure that the funds are appropriately segregated.

Recommendation

Given that this funding source was, until December 19, 2025, an approved method in Massachusetts and that DraftKings is currently working towards implementing the required technology to segregate funds deposited via this method in other jurisdictions, we recommend that the Commission approve DraftKings request for a temporary waiver through May 1, 2026, from the amended versions of 205 CMR 247.07(5) and 205 CMR 248.10(2) which prohibit a sports wagering account being indirectly funded via cryptocurrency converted to cash.

Where there are still existing concerns regarding indirect funding via cryptocurrency converted to cash, we recommend this approval on the condition that DraftKings provide a full reporting of any transactions in which a Massachusetts account received cryptocurrency converted to cash indirectly from an authorized jurisdiction during the waiver period. We also recommend that staff conduct a six-month audit after the segregation tool has been finalized to ensure that no such funds have been indirectly added to any Massachusetts patron wallets after the waiver expires.



Massachusetts Gaming Commission



MASSACHUSETTS GAMING COMMISSION WAIVER/VARIANCE REQUEST FORM

In accordance with 205 CMR 202.03; 205 CMR 102.03(4)

Please fill out and address all areas of the form with blue section headers. If a specific line does not apply to the request, please place 'NA' in the response field. Each section will extend to accommodate large answers.

CONTACT INFORMATION

DATE: 1/15/2026

NAME OF LICENSEE / OPERATOR (REQUESTING ENTITY): Crown Gaming MA

NAME OF INDIVIDUAL COMPILING REQUEST: David Foppert

TITLE OF INDIVIDUAL COMPILING REQUEST: Vice President, Global Compliance & Risk

CONTACT EMAIL ADDRESS: D.Foppert@DraftKings.com

CONTACT PHONE NUMBER: 908-328-9104

EMAIL/PHONE NUMBER FOR PROVIDING DECISION (IF DIFFERENT FROM CONTACT):

rgc@draftkings.com

REGULATION INFORMATION

SPECIFIC REGULATION (#) FOR WHICH WAIVER IS REQUESTED:

205 CMR 247.07(5)

&

205 CMR 248.10(2)

REGULATION SECTION TITLE:

Acceptance of Sports Wagers

&

Account Deposits

REGULATION LANGUAGE/TEXT:

205 CMR 247.07(5)

Acceptance of Sports Wagers

(5) Sports wagers within a Sports Wagering Facility or Sports Wagering Area may only be conducted with chips, tokens, electronic cards, or:

(a) Cash or cash equivalents;

(b) Foreign currency and coin converted to U.S. currency;

(c) Electronic funds transfers (EFTs), including online and mobile payment systems;



- (d) Debit instruments, including debit cards and prepaid access instruments;
- (e) Promotional gaming credits;
- (f) Winning sports wagering tickets or vouchers;
- (g) Sports Wagering Accounts; or
- (h) Any other means approved by the Commission or its designee.

&

205 CMR 248.10(2)

Account Deposits

(2) Approved methods for funding Sports Wagering Accounts include:

- (a) Cash or cash equivalents;
- (b) Foreign currency and coin converted to U.S. currency;
- (c) Electronic funds transfers (EFTs), including online and mobile payment systems;
- (d) Debit instruments, including debit cards and prepaid access instruments;
- (e) Promotional Gaming Credits;
- (f) Sports Wager Payouts;
- (g) Adjustments made by the Sports Wagering Operator with documented notification to the patron; and
- (h) Any other means approved by the Commission or its designee

REASON FOR REQUEST OF WAIVER

DATE(S)/ TIMEFRAME WAIVER IS REQUESTED THROUGH: 05/01/2026

Per 205 CMR 102.03(4)(b)

PLEASE EXPLAIN THE BASIS FOR THE PROPOSED WAIVER/VARIANCE SOUGHT:

DraftKings intends to launch a new deposit method in jurisdictions outside of Massachusetts that will allow patrons to convert digital currency into U.S. dollars through a third-party platform, ZeroHash, with the converted USD subsequently deposited into the patron's DraftKings wallet. DraftKings anticipates offering this deposit function initially in New Hampshire, Vermont, Kentucky, and Illinois.

In light of forthcoming regulatory changes in Massachusetts governing deposits of digital, crypto and virtual currencies converted to cash, DraftKings is requesting this waiver to ensure its technology and compliance teams have sufficient time to design, test, and deploy the necessary controls to prevent the use of cash deposits derived from cryptocurrency conversions via this new payment processing partner on the DraftKings platform while a patron is physically located within the Commonwealth of Massachusetts.

Approval of this waiver will allow DraftKings to responsibly implement the required technical safeguards in a controlled and compliant manner, while continuing to uphold the Commonwealth's regulatory objectives and standards.

Per 205 CMR 102.03 (4)(a)(4)

PLEASE INDICATE THE SUBSTANTIAL HARDSHIP/IMPACT YOUR ENTITY WOULD INCUR IF WAIVER/VARIANCE IS NOT APPROVED BY COMMISSION:



Absent approval of this waiver, DraftKings would face a substantial operational and compliance hardship. Specifically, patrons could deposit cash derived from converted cryptocurrency in another jurisdiction and potentially access or use those funds while in Massachusetts before the required infrastructure is fully implemented. This would create a risk of inadvertent non-compliance despite DraftKings' good-faith efforts to align its systems with the updated regulatory requirements.

ADDITIONAL JUSTIFICATION/EXPLANATION FOR REQUEST:

DETERMINATION

Pursuant to 205 CMR 102.03(4)(a), and 205 CMR 202.03(2), the Commission may waive or grant a variance if the Commission finds that:

1. Granting the waiver or variance is consistent with the purposes of M.G.L. c. 23K and c. 23N;
2. Granting the waiver or variance will not interfere with the ability of the commission or the bureau to fulfill its duties;
3. Granting the waiver or variance will not adversely affect the public interest; and
4. Not granting the waiver or variance would cause a substantial hardship to the person requesting the waiver or variance.

Pursuant to 205 CMR 102.03 (4)(c), any waiver request not acted on by the Commission within 60 days of filing shall be deemed denied.





Division of Licensing

TO: Chair Maynard and Commissioners O'Brien, Hill, Skinner, and Brodeur
FROM: Richard Lawless, Licensing Manager
CC: Kara O'Brien, Licensing Division Chief and Caitlin Monahan, IEB Director
DATE: January 29, 2026
RE: Plainridge Park Casino's Application for Amendment of Gaming Beverage License

Overview: Plainridge Park Casino (PPC) has applied for an amendment of its gaming beverage license to add two beverage carts for serving alcohol on the casino gaming floor. The floorplan and licensed beverage areas of the casino will remain otherwise unchanged.

Standard: Under G.L. c. 23K, § 26, and 205 CMR 136.03 and 136.04, the Commission is authorized to amend the license for the sale and distribution of alcoholic beverages to be drunk on the premises of the gaming establishment.

Pursuant to 205 CMR 136.03(3), the Division of Licensing "shall review the application to determine whether it contains all of the elements required in accordance with 205 CMR 136.04."

Accordingly, "[i]f the Division of Licensing is satisfied that the application meets the requirements of 205 CMR 136.04 and M.G.L. c. 23K, § 26, and that any modifications requested in accordance with 205 CMR 136.03(2) have been satisfactorily addressed, it shall forward the application to the [C]ommission with a recommendation that it be approved."

Discussion: The Division of Licensing has reviewed the amendment application and has determined that it is complete and in conformance with all regulatory requirements. It is the opinion of the Division that there is sufficient information regarding the description of the beverage carts, and the areas they will serve¹.

RECOMMENDATION OF THE LICENSING DIVISION

After reviewing the amendment application and performing the on-site inspection, the Licensing Division recommends that the Commission approve Plainridge Park Casino's amendment application to add two beverage carts to Plainridge Park Casino's gaming beverage license.

¹ The licensed area application must contain "a description of the licensed area including the ... number and location of alcoholic beverage dispensing areas." 205 CMR 136.04(2)(b).



GAMING BEVERAGE LICENSE AMENDMENT APPLICATION FORM

REASON FOR FILING AMENDMENT REQUEST

NAME OF GAMING LICENSEE

Plainville Gaming and Redevelopment, LLC., d/b/a Plainridge Park Casino (PPC)

ADDRESS OF GAMING ESTABLISHMENT

Plainridge Park Casino
301 Washington Street,
Plainville, MA, 02762

NAME OF CONTACT INDIVIDUAL FOR PURPOSES OF THE PROCESS

Lisa McKenney, Compliance Mgr.

CONTACT INDIVIDUAL TELEPHONE NUMBER AND EMAIL ADDRESS

508-576-4409, (M) 860-235-3009, lisa.mckenney@pennentertainment.com

NAME AND LICENSE NUMBER OF LICENSED AREA YOU ARE REQUESTING TO AMEND

Casino Gaming Floor MGCGBL1-R3

REASON FOR FILING AMENDMENT REQUEST (PLEASE CHECK THE APPLICABLE BOX)

- | | |
|---|--|
| <input type="checkbox"/> NEW LICENSED AREA | <input checked="" type="checkbox"/> DESCRIPTION OF LICENSED AREA |
| <input type="checkbox"/> CHANGE IN CAPACITY | <input type="checkbox"/> ALCOHOL STORAGE |
| <input type="checkbox"/> JOINTLY RESPONSIBLE PERSON | <input type="checkbox"/> CHANGE OF HOURS |

FEE

The fee for an application to amend a gaming beverage license is **\$100.00**

LICENSED AREAS

A licensed area is a specific, limited, and defined space within a gaming establishment wherein the sale, distribution, or storage of alcoholic beverages to be drunk on the premises is permitted pursuant to a gaming beverage license. A licensed area amendment application must be submitted for each area of the gaming establishment that the gaming licensee desires to have designated as a licensed area and/or storage area.

A floor plan of the gaming establishment indicating the location of each licensed area identified below, and a diagram of each licensed area, must accompany the submission of this amendment application. If alcoholic beverages will be stored outside of a licensed area, storage areas must be identified on the floor plan.

IMPORTANT INFORMATION

The Massachusetts Public Records Law (Law), <http://www.sec.state.ma.us/pre/preidx.htm> found in Chapter 66, Section 10 of the Massachusetts General Laws, applies to records made or received by a Massachusetts governmental entity. Unless the requested records fall under an exemption to the Law, the responsive documents must be made available to the requester. A list of exemptions may be found in Chapter 4, Section 7(26) of the Massachusetts General Laws.

LICENSED AREA

NAME OF LICENSED AREA

Casino Gaming Floor

DESCRIPTION OF AMENDED LICENSED AREA

DESCRIPTION OF THE AMENDED LICENSED AREA INCLUDING BUT NOT LIMITED TO: BUSINESS CONCEPT, DESCRIPTION OF AREA INCLUDING WHETHER THE AREA IS CLOSED OR OPEN SPACE, NUMBER AND LOCATION OF ALCOHOLIC BEVERAGE DISPENSING AREAS, AND PLACEMENT OF EXITS.

(NOTE: A FLOOR PLAN OF THE LICENSED AREA DEPICTING THESE INDIVIDUAL ELEMENTS SHALL BE ATTACHED).

NUMBER AND/OR COLOR OF AREA ON FLOOR PLAN: #1 Casino Gaming Floor (Yellow) & High Limit/VIP Lounge

This amendment seeks to add two mobile beverage carts to the gaming floor without altering the existing licensed footprint. We intend to assign 1 cocktail beverage server to each cart who will walk through their assigned casino gaming floor section(s) with the cart to sell beverages. The server(s) will remain with their beverage cart at all times. The carts will initially offer a selection of beer, wine, pre-mixed cocktails, and non-alcoholic refreshments. PPC intends to expand this offering to include the preparation of mixed drinks at the cart at a later date. When the beverage cart is running low on product, the cocktail beverage server will restock their cart with the assistance of a barback via existing approved beverage storage locations (i.e., restocking will be through the walk in coolers located near our Revolution Lounge or The Sportsbook Restaurant. If a few items such as 6 beers are needed, they can also be replenished out our existing approved beverage server wells). All beverages will be rung in a point-of-sale system available at the cart(s) just as the cocktail/ beverage servers currently execute at the service wells. When the beverage cart(s) are not in use, the cart(s) will be locked in the referenced walk-in coolers and the point-of-sale system(s) devices will be placed in a designated location in the beverage office so batteries can recharge.

Overall the procedure for the cart(s) and regular beverage service is the same, the primary difference is the speed of service, the server can serve the customer and and tender the check on the cart(s) without having to return to a service well.

HOURS OF OPERATION

8am to 1am

CAPACITY OF LICENSE AREA

3750 Occupants /43,800 sq ft

WILL YOU PROVIDE BOTTLE SERVICE? YES NO IF YES, PLEASE ELABORATE

ALCOHOL STORAGE

DESCRIBE THE MANNER IN WHICH ALCOHOLIC BEVERAGES WILL BE STORED AND SECURED WHEN LICENSED AREA IS NOT IN USE. (IF STORAGE AREA IS OUTSIDE OLF LICENSED AREA, THIS STORAGE AREA SHALL BE DEPICTED ON THE FLOOR PLAN).

When a beverage cart is running low on product, the cocktail/beverage server will restock their cart with the assistance of a barback via PPC's existing approved beverage storage locations: restocking will be through the walk in storage coolers located near the Revolution Lounge or The Sportsbook Restaurant or if few items are needed (such as 6 beers), the cocktail/beverage server can replenish the items via our existing approved beverage server wells.

NAME AND EMPLOYEE LICENSE/REGISTRATION NUMBER OF MANAGER OF LICENSED AREA

Matthew Carey- Food and Beverage Director- GKS23-0074

JOINTLY RESPONSIBLE PERSON

IDENTIFY THE JOINTLY RESPONSIBLE PERSON (IF ANY) FOR THE LICENSED AREA BY NAME, CONTACT INFORMATION, VENDOR LICENSE OR REGISTRATION NUMBER, AND ATTACH EVIDENCE THAT THE LICENSEE MAINTAINS AUTHORITY OVER THE JOINTLY RESPONSIBLE PERSON.

ATTESTATION

I, Matthew Carey, hereby affirm under the pains and penalties of perjury that the information contained in this application, including all attachments, is true and accurate to the best of my knowledge and understanding.



Signature

Matthew Carey

Print Name

F&B Director

Title

12/9/25

Date



Legal Division

TO: Chair Jordan Maynard
Commissioner Eileen O'Brien
Commissioner Bradford Hill
Commissioner Nakisha Skinner
Commissioner Paul Brodeur

FROM: Jenna Hentoff, Deputy General Counsel

CC: Carrie Torrisi, Chief of Sports Wagering
Mark Vander Linden, Director of Research and Responsible Gaming

RE: 205 CMR 250: *Protection of Minors and Underage Youth from Sports Wagering*

DATE: January 29, 2026

205 CMR 250: *Protection of Minors and Underage Youth from Sports Wagering*, last promulgated in February 2023, places obligations on sports wagering operators to establish and implement policies, procedures and practices to prevent minors and underage youth from engaging in sports wagering, whether in a gaming establishment, in a facility or via a sports wagering account. The regulation is intended to mirror the requirements found in 205 CMR 150 which governs the protection of minors and underage youth in gaming.

Upon review of this regulation, in addition to identifying necessary corrections for typographical errors, a discrepancy was identified between the language in 205 CMR 250 as compared to 205 CMR 150. Specifically, while 205 CMR 150 directs that winnings or losses arising from prohibited wagering by those under 21 years old be deposited in the Gaming Revenue Fund, the language in 205 CMR 250 currently only directs sports wagering operators on the handling of losses that result from such prohibited sports wagering.

In order to clear up this discrepancy, the Legal Division recommends that language be added to 205 CMR 250 which mirrors the language contained in 205 CMR 150 to require sports wagering operators to deposit any winnings or losses into the Sports Wagering Fund. This change will align both regulations and provide clarity to the sports wagering operators with regard to the handling of any funds that result from prohibited sports wagering by minors and underage youth. As such, the Legal Division is seeking approval to begin the promulgation process.



Massachusetts Gaming Commission

205 CMR: MASSACHUSETTS GAMING COMMISSION

205 CMR 250: PROTECTION OF MINORS AND UNDERAGE YOUTH FROM SPORTS WAGERING

Section

- 250.01: Preventing Sports Wagering by Underage Persons
- 250.02: Monitoring the Premises for Unattended Minors
- 250.03: Preventing the Service of Alcohol to Underage Persons
- 250.04: Reporting Requirements Related to Minors and Underage Persons

250.01: Preventing Sports Wagering by Underage Persons

(1) Each Sports Wagering Operator shall implement policies, procedures and practices designed to prevent Persons younger than 21 years old, except for an employee 18 years of age or older solely acting in the performance of the employee's duties, from:

- (a) Entering a Sports Wagering Area or Sports Wagering Facility;
- (b) Placing a bet at a Sports Wagering Kiosk; or
- (c) Holding a Sports Wagering Account.

(2) Each Sports Wagering Operator shall submit a written policy that includes the policies, procedures and practices described in 205 CMR 250.01(1) and (5) including, but not limited to, measures to prevent minors and underage youth from placing a Sports Wager at a Sports Wagering Kiosk, for Commission approval at least 30 days before the Sports Wagering Operator begins accepting bets from individuals participating in Sports Wagering from Massachusetts. The Commission shall review the plan, and if approved, the plan shall be implemented and followed by the Sports Wagering Operator. If the plan is not approved, the Commission may withhold issuance of an Operations Certificate until the Sports Wagering Operator has submitted a new policy that is approved by the Commission.

(3) The Commission shall review each Sports Wagering Operator's written policy at least once a year.

(4) If a Sports Wagering Operator amends its written policy prior to the Commission's annual review, the Sports Wagering Operator shall submit an amended written policy for Commission approval within 30 days of amending the written policy. The Sports Wagering Operator shall not implement the amended written policy until the Commission approves the amended written policy. While the Commission reviews the amended written policy, the Sports Wagering Operator shall continue to implement the written policy most recently approved by the Commission.

(5) The policies, procedures and practices shall include but not be limited to an ongoing program of training for personnel at the gaming establishment or Sports Wagering Facility, or for personnel who are responsible for regulating access to a Sports Wagering Platform, that emphasizes the responsibility of those personnel for identifying and preventing Sports Wagering by persons younger than 21 years old.

(6) In cooperation with the Commission, and where reasonably possible, the Sports Wagering Operator shall determine the amount wagered ~~and lost~~ by a Person younger than 21 years old. The monetary value of the identifiable winnings or losses arising as a result of such prohibited Sports Wagering shall be paid to the Commission for deposit into the Sports Wagering Fund within 45 days established in M.G.L. c. 23N, § 17.

205 CMR: MASSACHUSETTS GAMING COMMISSION

250.02: Monitoring the Premises for Unattended Minors

Sports Wagering Operators shall be subject to the same responsibilities regarding the monitoring of parking areas and the safety of minors on the premises of a gaming establishment or Sports Wagering Facility as gaming licensees as set forth in 205 CMR 150.02: *Monitoring the Premises for Unattended ~~Minors~~ Minors*.

250.03: Preventing the Service of Alcohol to Underage Persons

Each Sports Wagering Operator shall implement policies, procedures and practices in accordance with 205 CMR 138.12: *~~Alcoholic~~ Alcoholic Beverage Control* to prevent the service of alcoholic beverages to underage Persons upon the premises of the gaming establishment or Sports Wagering Facility.

250.04: Reporting Requirements Related to Minors and Underage Persons

Each Sports Wagering Operator shall submit an underage Person report to the bureau by the tenth day of each month reporting the following information for the previous month, as applicable to either in-person or mobile Sports Wagering operators:

- (1) The number of Persons younger than 21 years old found in the Sports Wagering Facility;
- (2) The number of Persons younger than 21 years old found Sports Wagering or attempting to Sports Wager in the Sports Wagering Area, including but not limited to, wagering on a Sports Wagering Kiosk;
- (3) The number of Persons younger than 21 years old found Sports Wagering or attempting to Sports Wager on a Sports Wagering Platform;
- (4) The number of Persons younger than 21 years old found consuming or attempting to consume alcohol in the Sports Wagering Area or Sports Wagering Facility;
- (5) The number of Persons younger than 21 years old turned over to the proper law enforcement authority by the Sports Wagering Operator; and
- (6) The number of Persons younger than 21 years old escorted from the Sports Wagering Area.



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 250: Protection of Minors and Underage Youth from Sports Wagering**. This regulation was developed as part of the process of promulgating regulations governing sports wagering in the Commonwealth. The amendments to the regulation clarify the handling of funds resulting from prohibited sports wagering by those under 21 years of age and make corrections to typographical errors. The regulation amendments are authorized by G.L. c. 23N, §§ 4 and 13(d).

The amendments apply directly to licensed Sports Wagering Operators in the Commonwealth. Accordingly, these proposed amendments are not likely to have an impact on small businesses. 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:

There are no small businesses that would be impacted by the amendments to this regulation.

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

There are no projected reporting, recordkeeping and other administrative costs created by the amendments to this regulation that would affect small businesses.

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

The amendments to this regulation utilize performance standards to ensure licensee compliance with the requirements outlined in the regulation.

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

The amendments to this regulation are unlikely to deter or encourage the formation of new businesses in the Commonwealth.

Massachusetts Gaming Commission

By:



Jemma Hentoff
Deputy General Counsel

Dated: January 29, 2026



Massachusetts Gaming Commission

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



Legal Division

TO: Jordan Maynard, Chair
Eileen O'Brien, Commissioner
Bradford Hill, Commissioner
Nakisha Skinner, Commissioner
Paul Brodeur, Commissioner

FROM: Judith A. Young, Sr. Associate General Counsel
Derek Lennon, CFAO, Finance Division

CC: Justin Stempeck, Interim General Counsel

RE: Final Approval of Amendments to 205 CMR 149.00, specifically 205 CMR 149.04: *Race Horse Development Fund: Distributions; Escrow Accounts*

DATE: January 29, 2026

Introduction / Overview:

Code of Massachusetts Regulations (“CMR”) Chapter 149.00 was initially promulgated by the Commission to codify the distributions from the Race Horse Development Fund (“RHDF”) as described within in G.L. c. 23K § 60; and to create a process if the potential need for escrowing funds arose.

Amendments to 205 CMR 149.04: *Race Horse Development Fund: Distributions; Escrow Accounts*, were presented and approved for promulgation by the Commission on November 20, 2025. The regulations were promulgated in the regular course and posted for public comment on the Commission’s website on December 19, 2025. A public hearing was convened on January 13, 2026, at 9:30AM. There were two attendees, however, neither party provided comments. No written comments regarding the amendments were received during the comment period.

In accordance with G.L. c. 128A, § 9B, any regulations pertaining to horse racing are to be filed with the Senate and House Clerks for a 60-day period prior to their finalization with the Secretary of State. The Legal Division is seeking authorization from the Commission to file the proposed final draft of the regulation with the Legislature for 60 days; and a vote of finalization for the regulation and Amended Small Business Impact Statement (ASBIS) to be filed with the Secretary’s office thereafter.

The proposed final draft of the regulation and ASBIS are enclosed for the Commissioners’ review. No additional amendments have been made to the regulations since their initial presentation and discussion at the November 20, 2025, public meeting.



Massachusetts Gaming Commission

Proposed Amendments:

205 CMR 149.04(1) has been updated to include relevant citations and references to the Commission requiring authorization from the Office of the Treasurer and Receiver General, at the outset of the escrow process:

- (1) If the commission determines pursuant to 205 CMR 149.03(2)(a) that monies due to a harness racing association or horse racing association from the race horse development fund should be placed in an escrow account the commission shall request authorization from the Office of the Treasurer and Receiver General pursuant to M.G.L. c. 29, §§ 23 and 34.

The second portion of 149.04(1) has been moved into a new subsection, 149.04(2). This subsection contains language that makes it clear that the escrow process would not be able to be initialized without authorization from the Treasurer.

- (2) If the commission receives authorization from the Office of the Treasurer and Receiver General, the commission shall establish a race horse development fund escrow account to hold such funds and any interest thereon for distribution in accordance with M.G.L. c. 23K, § 60(c), the recommendations of the horse racing committee, and 205 CMR 149.00.

The numbers of the remaining subsections within 205 CMR 149.04 have been updated to reflect the above formatting change.



Massachusetts Gaming Commission

149.03 : Notice to Commission of Intent to Discontinue Racing

- (1) A harness racing association or horse racing association shall provide the commission at least 30 days prior written notice of its intent to take any of the following actions:
 - (a) To discontinue harness races or horse races for the remainder of a harness meeting or horse meeting;
 - (b) To permanently discontinue harness races or horse races;
 - (c) To close a race track used for harness races or horse races;
 - (d) To abandon or relinquish a license;
 - (e) To not apply for the renewal of a license; or
 - (f) To transfer a race track to any other entity.

- (2) Upon receipt of a written notice of intent pursuant to 205 CMR 149.03(1), or upon learning that the harness racing association or horse racing association has failed to timely notify the commission pursuant thereto or that any event described in 205 CMR 149.03(1)(a) through (f) has occurred or will occur, the commission may take one or more of the following actions:
 - (a) Hold a public hearing to determine:
 1. whether monies from the race horse development fund which the harness racing association or horse racing association would have received pursuant to M.G.L. c. 23K, § 60, should be placed in a racing escrow account for distribution pursuant to 205 CMR 149.04;
 2. whether to transfer monies from the race horse development fund which the harness racing association or horse racing association would have received pursuant to M.G.L. c. 23K, § 60 to a different harness racing association or horse racing association;
 3. whether to transfer the harness racing association's or horse racing association's license to a different harness racing association or horse racing association;
 4. whether to take any other action within its authority to protect:
 - a. the interests of the commonwealth;
 - b. employees or former employees of the harness racing association or horse racing association;
 - c. harness racing horsemen and horse racing horsemen; and
 - d. the intended beneficiaries of the race horse development fund, any other fund established pursuant to M.G.L. c. 23K, 128A or 128C, and any other fund to which the harness racing association or horse racing association was required to contribute.
 - (b) Require the harness racing association or horse racing association to pay to the commission any amounts required pursuant to the terms of its license, M.G.L. c. 23K, 128A, and 128C, and 205 CMR 149.00 including, without limitation, all unclaimed winnings and breaks, assessments, taxes, and fees.

149.04 : Race Horse Development Fund: Distributions; Escrow Accounts

- (1) If the commission determines pursuant to 205 CMR 149.03(2)(a) that monies due to a harness racing association or horse racing association from the race horse development fund should be placed in an escrow account the commission shall request authorization from the Office of the Treasurer and Receiver General in accordance with M.G.L. c. 29, §§ 23 and 34.

- (2) If the commission receives authorization from the Office of the Treasurer and Receiver General, the commission shall establish a race horse development fund escrow account to hold such funds and any interest thereon for distribution in accordance with M.G.L. c. 23K, § 60(c), the recommendations of the horse racing committee, and 205 CMR 149.00.

- (3) The commission shall establish a separate race horse development fund escrow account concerning each harness racing association or horse racing association for which it determines such an account is necessary pursuant to 205 CMR 149.03(2)(a)

- (4) The commission shall hold funds in such race horse development fund escrow accounts subject to the following requirements: Monies held in a race horse development fund escrow account shall be held in escrow for no more than three years from the date of the Commission's determination to hold the funds in escrow. After three years, any monies remaining in such race horse development fund escrow accounts shall be transferred or distributed by the commission in accordance with the recommendations of the horse racing committee.

149.04: continued

(5) (a) The commission shall make distributions from the race horse development fund, or from a race horse development fund escrow account created under 205 CMR 149.03, in the distribution percentage(s) approved by the commission upon a recommendation of the horse racing committee between thoroughbred and standardbred racing as follows, in accordance with M.G.L. c. 23K, § 60, and 205 CMR 149.00:

1. 80% of the funds approved by the commission shall be paid weekly into separate, interest bearing purse accounts in accordance with M.G.L. c. 23K, § 60(c)(i). If there is more than one racing association within a particular breed, the funds allocated to that breed shall be divided between the associations at the discretion of the commission. The earned interest on those accounts shall be credited to the respective purse accounts and shall be combined with revenues from existing purse agreements to fund purses for live races consistent with those agreements, with the advice and consent of the applicable horsemen.

2. 16% of the funds approved by the commission shall be deposited by the Commission in accordance with M.G.L. c. 23K, § 60(c)(ii) for the benefit of the respective breeding programs authorized by the commission.

3. 4% of the funds approved by the commission shall be used to fund health and pension benefits for the members of the horsemen's organizations representing the owners and trainers at a horse racing facility for the benefit of the organization's members, their families, employees and others under the rules and eligibility requirements of the organization, as approved by the commission in accordance with M.G.L. c. 23K, § 60(c)(iii), provided, however, that if there is more than one horsemen's organization within a particular breed, the funds allocated to that breed shall be divided at the discretion of the commission. This amount shall be deposited by the Commission within five business days of the end of each month into a separate account to be established by each respective horsemen's organization at a banking institution of its choice. Of this amount, the commission shall determine how much shall be paid annually by the horsemen's organization to the thoroughbred jockeys or standardbred drivers' organization at the horse racing facility for health insurance, life and/or accident insurance or other benefits to active and disabled thoroughbred jockeys or standardbred drivers under the rules and eligibility requirements of that organization.

(b) The commission may distribute less than the entire amount of the funds in 205 CMR 149.04(5)(a)1 if the commission determines in its sole discretion that such distribution shall be beneficial or if a lesser amount is requested by the harness racing association or the horse racing association. Funds under 205 CMR 149.04(5)(a)1 that remain after payment by the commission under 205 CMR 149.04 shall remain in the race horse development fund and shall be available for payment in future years in the commission's discretion, after applying the distribution percentage recommendation of the horse racing committee.

(6) If the commission awards a license to a harness racing association after placing the funds in escrow pursuant to 205 CMR 149.03, the commission may transfer funds to that harness racing association, for use in accordance with M.G.L. c. 23K § 60, and 205 CMR 149.00, from any race horse development fund escrow account then in existence that was created under 205 CMR 149.03.

(7) If the commission awards a license to a horse racing association after placing the funds in escrow pursuant to 205 CMR 149.03, the commission may transfer funds to that horse racing association, for use in accordance with M.G.L. c. 23K § 60, and 205 CMR 149.00, from any race horse development fund escrow account then in existence that was created under 205 CMR 149.03.

(8) The commission may, upon the recommendation of the horse racing committee, transfer all or a portion of the funds held in a race horse development fund escrow account to any one or more harness racing associations or horse racing associations for distribution in accordance with M.G.L. c. 23K, § 60, and 205 CMR 149.00.

REGULATORY AUTHORITY

205 CMR 149.00: M.G.L. c. 23K, §§ 2, 4(37), 4(38), 5, 7, 60; M.G.L. c. 128A, §§ 1, 2, 3, 9 and 9B



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 promulgation of **CMR 149.00, specifically, 205 CMR 149.04: Race Horse Development Fund: Distributions; Escrow Accounts**. A public hearing was held on January 13, 2026, discussing this proposed regulation.

The proposed regulation applies directly to all members of the Standardbred and Thoroughbred racing industry, including racing associations who are licensed by the Commission. Accordingly, this regulation may have an impact upon small businesses. The proposed amendments, however, will not subject small businesses to any additional impacts. This regulation is governed by G.L. c. 128A, §§ 1,2,3, 9 and 9(B); and G.L. c. 23K, §§ 4(37), 4(38) and 60.

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:

Presently, there are no less stringent compliance or reporting requirements for small businesses.

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

The proposed regulation does not impose any reporting requirements for small businesses. Accordingly, there are no less stringent schedules of deadlines for compliance or reporting requirements for small businesses.

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

This regulation does not impose any reporting requirements for small businesses.

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

There are no performance standards for small businesses to replace design or operational standards required in the proposed regulations.



Massachusetts Gaming Commission

