



NOTICE OF MEETING AND AGENDA

Pursuant to the Massachusetts Open Meeting Law (G.L. c. 30A, §§ 18-25), St. 2022, c. 107, and St. 2023, c. 2, notice is hereby given of a public meeting of the **Massachusetts Gaming Commission**. The meeting will take place:

Monday | October 2, 2023 | 10:00 a.m.
VIA REMOTE ACCESS: 1-646-741-5292
MEETING ID/ PARTICIPANT CODE: 112 250 0143
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 - #481

1. Call to Order – Cathy Judd-Stein, Chair

2. Minute Minutes
 - a. February 14, 2023 **VOTE**
 - b. ~~February 23, 2023~~ **VOTE**

3. Administrative Update – Todd Grossman, Interim Executive Director & General Counsel

4. Legislative Update – Commissioner Brad Hill, Grace Robinson, External Relations Manager

5. Investigations and Enforcement Bureau – Heather Hall, Interim Director of Investigations and Enforcement Bureau and Chief Enforcement Counsel
 - a. Encore Boston Harbor Request for Amendment to Beverage License –
Karalyn O'Brien, Licensing Division Chief **VOTE**



Massachusetts Gaming Commission

- b. IEB Report on Branding Relationship between Penn Sports Interactive and Barstool Sports and Barstool College Football Show – Zach Mercer, Enforcement Counsel

- I. Executive Session

VOTE

The Commission anticipates that it may meet in executive session in conjunction with its review of the Penn Sports Interactive, LLC application and its partnership with Barstool Sports in accordance with G.L. c. 30A, § 21(a)(7) and G.L. c. 23N, § 6(i) to consider information submitted by the applicant in the course of its application for an operator license that is a trade secret, competitively sensitive or proprietary and which if disclosed publicly would place the applicant at a competitive disadvantage. The public session of the Commission meeting will reconvene at the conclusion of the executive session.

- c. PENN Entertainment Inc. Presentation on Penn Sports Interactive and ESPN Partnership

- I. Executive Session

VOTE

The Commission anticipates that it may meet in executive session in conjunction with its review of the Penn Sports Interactive, LLC application and its partnership with ESPN in accordance with G.L. c. 30A, § 21(a)(7) and G.L. c. 23N, § 6(i) to consider information submitted by the applicant in the course of its application for an operator license that is a trade secret, competitively sensitive or proprietary and which if disclosed publicly would place the applicant at a competitive disadvantage. The public session of the Commission meeting will reconvene at the conclusion of the executive session.

- d. Discussion of Any Changes Needed to Penn Sports Interactive’s Application

- 6. Sports Wagering Division – Bruce Band, Director of Sports Wagering, Crystal Beauchemin, Sports Wagering Business Manager, Andrew Steffen, Interim Sports Wagering Operations Manager

- a. DraftKings Request for Waivers from 205 CMR 256.05(1)

VOTE

- 7. Community Affairs Division – Joe Delaney, Chief of Community Affairs

- a. Reappointment of Local Community Mitigation Advisory Committee and Subcommittee Members

VOTE

- 8. Finance – Derek Lennon, Chief Financial Officer

- a. FY23 Budget Close Out Report



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9. Research and Responsible Gaming – Mark Vander Linden, Director of Research and Responsible Gaming
- a. Addendum to the FY24 Gaming Research Agenda **VOTE**
10. Racing – Dr. Alexandra Lightbown, Director of Racing and Chief Veterinarian
- a. Plainridge Park Casino Request for Amendment to Previous Capital Improvement Fund Consideration (to include paddock renovation plumbing) – Chad Bourque, Financial Analyst; Steve O’Toole, Director of Racing Plainridge Park Casino **VOTE**
 - b. Plainridge Park Casino Request for Capital Improvement Fund Reimbursement (tractor/equipment) – Chad Bourque, Financial Analyst; Steve O’Toole, Director of Racing, Plainridge Park Casino **VOTE**
 - c. Plainridge Park Casino Request for Capital Improvement Fund Reimbursement (tote board) – Chad Bourque, Financial Analyst; Steve O’Toole, Director of Racing Plainridge Park Casino **VOTE**
11. Permanent Director of Investigations and Enforcement Bureau Hiring Process
- a. Selection of Screening Committee for Director of Investigations and Enforcement Bureau – All Commissioners, Mina Makarious, Partner, Anderson & Kreiger LLC **VOTE**
12. Investigations and Enforcement Bureau – Heather Hall, Interim Director of Investigations and Enforcement Bureau and Chief Enforcement Counsel
- a. MGM Resorts International Request for Extension from Letter re MGM Springfield Safety and Security **VOTE**
 - I. Executive Session **VOTE**
 The Commission anticipates that it will meet in executive session in accordance with G.L. c.30A, §21(a)(4), to discuss the use and deployment of security personnel or devices, or strategies with respect thereto at MGM Springfield, specifically with regard to firearms. The public session of the Commission meeting will not reconvene at the conclusion of the executive session.
13. MGM Cybersecurity Issue
- a. Executive Session **VOTE**
 The Commission anticipates that it will meet in executive session in accordance with G.L. c. 30A, § 21(a)(7) and G. L. c. 4, § 7(26)(n) (certain records for which the public disclosure is likely to jeopardize public safety or cyber security) and G.L. c.30A, §21(a)(4) to consider information related to cybersecurity, the disclosure of which is likely to jeopardize public safety or cyber security, and to discuss the deployment of security personnel or



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devices or strategies with respect thereto in relation to an MGM cybersecurity issue. The public session of the Commission meeting will not reconvene at the conclusion of the executive session.

14. Caesars Cybersecurity Matter

a. Executive Session

VOTE

The Commission anticipates that it will meet in executive session in accordance with G.L. c. 30A, § 21(a)(7) and G. L. c. 4, § 7(26)(n) (certain records for which the public disclosure is likely to jeopardize public safety or cyber security) and G.L. c.30A, §21(a)(4) to consider information related to cybersecurity, the disclosure of which is likely to jeopardize public safety or cyber security, and to discuss the deployment of security personnel or devices or strategies with respect thereto in relation to an Caesars cybersecurity issue. The public session of the Commission meeting will not reconvene at the conclusion of the executive session.

15. Commissioner Updates

16. 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: September 28, 2023 | 10:00 a.m. EST |

September 28, 2023

Cathy Judd-Stein

Cathy Judd-Stein, 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: February 14, 2023, 10:00 a.m.
Place: Massachusetts Gaming Commission
VIA CONFERENCE CALL NUMBER: 1-646-741-5292
PARTICIPANT CODE: 112 616 2093

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 Cathy Judd-Stein
Commissioner Eileen O'Brien
Commissioner Bradford Hill
Commissioner Nakisha Skinner
Commissioner Jordan Maynard

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

Chair Judd-Stein called to order the 435th Public Meeting of the Massachusetts Gaming Commission ("Commission"). Roll call attendance was conducted, and all five commissioners were present for the meeting.

2. [Administrative Update](#) (00:49)

Executive Director Karen Wells announced that there were two personnel updates she wanted to share with the Commissioners. Compliance Manager, Sterl Carpenter would become the Sports Wagering Operations Manager, and Special Projects Manager, Crystal Beauchemin would become the Sports Wagering Business Manager for the Sports Wagering Division.

3. [Investigations and Enforcement Bureau](#) (03:05)

a. Reports On Plainridge Park Casino's and Encore Boston Harbor's Noncompliance with Approved Massachusetts Sports Wagering Catalog

Chief Enforcement Counsel Heather Hall stated that the Investigations and Enforcement Bureau (“IEB”) had conducted a review of sports wagering noncompliance at Plainridge Park Casino (“PPC”). She explained that PPC had offered wagering on a non-approved event on February 2, 2023, where they offered wagering on Merrimack College men’s basketball. She noted that wagering was open for seven hours, that total stakes wagered were approximately \$6,848, and that there was a total winnings of \$4,270 on thirty-three bets placed across twenty-seven tickets. Chief Enforcement Counsel Hall stated that four bets were placed at cashier’s counters and that the remaining were placed at kiosks. She explained that Ryan Blake, PPC’s Sportsbook Manager, attributed the error to their vendor, Kambi, mistakenly assigning Merrimack College as a Florida school which bypassed the compliance filter prohibiting wagers on Massachusetts college teams. She noted that Kambi corrected the error within ten minutes once they were notified and had since reviewed that all other schools were labeled correctly.

Chief Enforcement Counsel Hall stated that PPC had reported that Kambi added an additional filter to block Massachusetts collegiate teams. She stated that the line manager was going to follow up with the staff member responsible for the error, and that PPC had informed its employees that there could be consequences if non-approved wagers were offered or accepted. She noted that PPC had provided a list of prohibited teams to all personnel and had rewarded the team member who identified this compliance issue.

Chair Judd-Stein inquired as to how other jurisdictions handled similar noncompliance. Chief Enforcement Counsel Hall stated that some information was available but that she would continue to review that matter. Commissioner O’Brien expressed she was satisfied that PPC lauded the teller who found the issue, and asked if a teller could override the systemic protection measures. Chief Enforcement Counsel Hall stated that tellers were required to notify a manager if there was an event that should not be offered. Director of Sports Wagering Bruce Band stated that tellers cannot override offerings in the system.

Chair Judd-Stein asked if it was typical for the teller to have the burden of compliance. Director Band stated that requiring each teller to know the schools in Massachusetts, where wagering was prohibited, could be difficult, especially if the sportsbook was busy. Director of the IEB Loretta Lillios stated that she had heard from PPC that tellers could not force a wager unavailable in the system.

Chair Judd-Stein asked if line level employees could have consequences if they fail to identify a wager as prohibited. General Manager of PPC North Grounsell stated that tellers do not have the ability to make a wager unavailable and that PPC needs to work with Kambi to do that. He stated that the discipline discussion was a reminder that the operator and its employees have responsibilities to not knowingly violate the regulations. He stated that PPC wants to ensure the employees have the tools required to remain in compliance with the regulations.

Commissioner Hill asked how the issue would be identified if all the wagers were placed through the kiosks rather than the tellers. Mr. Grounsell stated that managers look for wagers that should

not be accepted on a daily basis, and that hopefully one of them would be able to identify any issue of noncompliance.

Commissioner Maynard asked about the process for allowing wagers on Massachusetts collegiate teams for non-regular season tournaments. He expressed concern that the switch might not be turned off properly once the tournaments were over. Director Band stated that features would be controlled by the IT vendors, such as Kambi, and that he would research whether it was done automatically or manually. Chair Judd-Stein stated that it may be a combination.

Chief Enforcement Counsel Hall explained that on February 2, 2023, General Counsel for Encore Boston Harbor (“EBH”) had reported that EBH mistakenly offered wagering on an unauthorized event, the Boston College women’s basketball game. She explained that wagering was allowed for five hours, and that only one bet of \$70 was placed as part of a parlay wager. She noted that the Boston College game was removed from the parlay wager.

Chief Enforcement Counsel Hall stated that EBH and WynnBet were doing twice daily audits of Massachusetts collegiate sports, offering so that no regular season games were offered for wagering. She stated that the vendor GAN was providing system access to WynnBet so that they can do final approval of all offerings. She stated that EBH was coordinating with Director Band to ensure their list of Massachusetts schools was accurate.

Chair Judd-Stein asked for a quick recap of what other jurisdictions’ regulators had done for similar noncompliance. Chief Enforcement Counsel Hall stated that other jurisdictions levied fines in the range of \$5,000 to \$50,000; with the average fines being between \$5,000 and \$10,000. She stated that Iowa levied a \$5000 fine to an operator who had accepted twenty-five prohibited wagers. She continued that Indiana had levied a \$5,000 settlement for improper wagering on Australian football games. She noted that Mississippi had a case of impermissible wagering on collegiate football where no action was taken. She noted that New Jersey had fined \$5,000 for allowing wagering on two prohibited NCAA basketball games. She added that Indiana had fined \$13,000 for allowing wagering on eleven unapproved MMA events and that Washington D.C. had fined \$50,000 for prohibited wagers accepted on collegiate sports.

Deputy General Counsel Caitlin Monahan stated that should the Commission consider a civil administrative penalty, there were three methods to consider: (1) a full adjudicatory hearing pursuant to statutes and regulations; (2) a notice and opportunity for an adjudicatory hearing pursuant to General Law Chapter 23N § 16; or (3) have the IEB conduct an investigation and issue a recommendation pursuant to 205 CMR 232.00. She noted that the Commission could accept or reject the penalty amount recommended by the IEB, and that if it was rejected, there would be an adjudicatory hearing.

Commissioner Hill asked how penalties were handled under General Law Chapter 23K. Deputy General Counsel Monahan stated that 23K had adjudicatory hearing and IEB recommendations as options. Director Lillios stated that the Commission had conducted an adjudicatory hearing for

noncompliance with G.L. Chapter 23K in the past, and that the IEB allowed for a Gaming Licensee to present mitigating information that would influence the recommended administrative penalty.

Chair Judd-Stein sought clarification regarding the noncompliance notice process. Director Lillios specified that G.L. Chapter 23K was strict about the first violation requiring written notice, and that only subsequent violations could have fines levied. However, under G.L. Chapter 23N, there was more latitude to assess fines for serious violations without written notice. She stated that assessing a fine would be lawful here under G.L. Chapter 23N.

Commissioner Hill asked if these issues were typically worked out between the licensees and the IEB. Director Lillios stated that there had been few fines with gaming licensees, and that all fines were agreed upon amounts with the licensees waiving their right to a hearing. Commissioner O'Brien reasoned that G.L. Chapter 23K regulated a long-standing industry, and that the Commission retained more flexibility under G. L. 23N.

Commissioner Maynard stated that he wanted the Commission to have as much input as possible early in the process of regulating sports wagering and that he was opposed to deferring to an IEB recommendation without the Commission initially setting the parameters. Commissioner Skinner expressed that the Commission should gather as much information as possible prior to making any determination as to administrative penalties. She stated her preference that the IEB continue their work to ascertain more facts and provide a recommendation, as it would be beneficial to the Commission's decision-making process. She requested that more information be researched regarding administrative penalties assessed in other jurisdictions.

Chair Judd-Stein noted that the IEB's investigation would continue as part of the adjudicatory hearing process, and that their findings could be presented in the evidence. Commissioner Skinner asked if the report would be available to the Commission in advance of the adjudicatory hearing. Deputy General Counsel Monahan stated that an adjudicatory proceeding would follow the rules of 205 CMR 101, and that the IEB report would be among the exhibits.

Commissioner Skinner asked if the Commission had to affirmatively invite the IEB to be involved in the adjudicatory hearing process. Commissioner O'Brien stated her preference that the Commission be more involved due to sports wagering being a new industry and stated that there should be an open-ended request for the IEB to come forward with their report in an adjudicatory hearing setting. Chair Judd-Stein noted that the Commission could request that the IEB be included in preparing the exhibits and providing witnesses to assist in their understanding.

Commissioner Skinner reiterated her preference of the Commission receiving a recommendation from the IEB as it was unclear how many violations of this kind would occur, and it may not be an efficient use of the Commissioner's time to review each instance.

Chair Judd-Stein noted that the IEB was also busy, and that she wanted to be mindful of their resources. She suggested that the Commission could establish a policy as to which noncompliance issues would go to the IEB for recommendation. She added that she wanted to preserve the Commission's opportunity to have a hearing as well. Commissioner Skinner noted that she did not like the formal notice and public meeting option as having the information provided to operators in the public realm seemed unbalanced.

Commissioner Hill stated that his initial response was to have IEB perform the recommendation, but that the Commission should be helpful in establishing a structure at the beginning of this industry. He expressed his desire that the IEB could provide recommendations in future instances once a fine structure had been developed. Director Lillios agreed and stated that the IEB had the resources for important matters such as this.

Commissioner Skinner inquired if there was a difference in the level of commitment or resources the IEB would expend between the different methods. Director Lillios stated that any discipline matters would have resources dedicated from the IEB, but that adjudicatory hearing adds another layer where the IEB needed to provide available internal experts as witnesses.

Commissioner O'Brien stated that after the Commission decided on the scope, scale, and prioritization of enforcement, the IEB could provide recommendations, but stated that the Commission should take a more active role in deciding what should be prioritized and the range of the amount ultimately fined.

Commissioner Maynard noted that he agreed with Commissioner O'Brien and Commissioner Hill's perspectives. He also posed that the parameters should be preliminarily set by the Commission, so that the Commission could later rely upon IEB's recommendations in future settings.

Chair Judd-Stein asked if the agreement between the IEB and the operators would be presented to the Commission in a public meeting. Deputy General Counsel Monahan stated that if the operator agreed to the fine, the Commission could vote on whether they accept the recommendation. She noted that if the Commission did not accept the recommendation, there would be an adjudicatory hearing scheduled.

Chair Judd-Stein stated that with certain factual situations, the Commission could be required to discuss issues within executive sessions. Chair Judd-Stein inquired what the timeline for a hearing would be. General Counsel Todd Grossman replied that it would be between two weeks or a couple of months if further investigation was required.

Chair Judd-Stein asked if anything further was required from IEB at this juncture. Commissioner Skinner requested the IEB provide additional information from other jurisdictions. Deputy General Counsel Monahan stated that adjudicatory hearings typically required that the information be about the specific violation, and that evidence about other situations would not be

evidence. She clarified that the Commission could request that information as part of its general business. Commissioner Skinner agreed with this explanation; and stated that she would defer to the Legal Division as to how the information would be distributed to the Commission.

The Commissioners reached a consensus to handle administrative penalties with an adjudicatory hearing. Commissioner Maynard sought clarification as to whether the Commission would receive a recommendation from the IEB. Commissioner O'Brien stated that the information regarding the ranges from other jurisdictions would be helpful but stated that she was not looking for a recommendation from the IEB. Commissioner Hill agreed. Commissioner Maynard stated that he would want to reserve the final decision for the Commission. Commissioner Skinner stated she would want a recommendation from the IEB.

Commissioner Skinner expressed an interest in getting a recommendation regarding the number of penalties as it would be valuable information. Chair Judd-Stein stated that having no recommendation would allow for the Commission to reach its own conclusion after a full discussion and that having a recommendation may limit the discussion. Commissioner O'Brien stated that the Commission should set the tone, parameter, and range of any administrative penalties and that she did not like the idea of IEB giving a recommendation at this time.

Chair Judd-Stein stated that this process would be to establish policy, and that it may evolve as the Commission establishes how the industry operates. Director Lillios stated that for gaming fines, the IEB invites the licensee to present mitigating information, which protects the process on further review. She noted that the purpose of a hearing was to hear both sides and review the evidence; and that IEB would not be able to provide a recommendation before a hearing.

Chair Judd-Stein asked if the IEB could give a recommendation at the conclusion of a hearing. Deputy General Counsel Monahan stated that it was not directly included in the statute or regulation, but that it may be possible to request input from the IEB after the hearing. She stated that she would review the Commission's options, and provide additional context later.

Chair Judd-Stein expressed an interest in holding the adjudicatory hearing promptly. She noted that the Commission had received a third report of noncompliance from MGM Springfield ("MGM") which would be addressed when the Commission had more information. Director Band confirmed that MGM had reported an incident of betting on a Massachusetts collegiate basketball game and that it was currently being investigated.

4. [Sports Wagering Implementation](#) (1:36:40)

a. Determination of Massachusetts Boundaries for Category 3 Sports Wagering Geolocation Purposes

Executive Director Wells explained that 205 CMR 243.01 required that all wagers be placed within the Commonwealth. She noted that the geolocation vendors had requested the

Commissioner's definition of the "boundaries of the Commonwealth," and added that the state's border defined the permissible location of wagering. She further reported that the border extended three miles into the ocean; off the shores of the Commonwealth. She added that the sovereign tribal lands of the Mashpee and Aquinnah would be geofenced off, for the purpose of mobile sports wagering. She noted that lines of communication were open with the tribe.

Commissioner Skinner asked if there were any materials relative to this issue. General Counsel Grossman explained that the Supreme Court case, *United States v. Maine*, 420 U.S. 515, (1975), found that the boundary of the Commonwealth extended three miles into the water. Commissioner Skinner requested that the case citation be sent to the Commission.

b. [Review by the Commission of scope of authorized wagers in accordance G.L. 23N \(1:54:06\)](#)

Director of Sports Wagering Bruce Band presented inquiries the Sports Wagering Division received related to what wagers could be offered pursuant to General Law Chapter 23N and the approved Sports Wagering Catalog. The list of questions and proposed answers were included in the Commissioner's Packet on pages 3 through 6.

Deputy General Counsel Monahan stated that the statute was clear that sports wagering operators could not offer wagers on Massachusetts collegiate teams not involved in a tournament. She elaborated that sports wagering operators could not offer wagers on Massachusetts collegiate teams, if the outcome was based solely on regular season results. She stated that the team must be involved in a collegiate tournament, consisting of four or more teams. She stated that sports wagering operators could offer wagers on collegiate teams from outside of Massachusetts, based upon their regular season results.

Deputy General Counsel Monahan stated that until a Massachusetts collegiate team qualified for a tournament, bets could not be placed on that team. She noted that if a Massachusetts team was automatically qualified for a tournament, such as *The Beanpot*, future wagers were allowed.

Commissioner Hill asked if this would be the same with the Atlantic Coast Conference where every team qualified. Deputy General Counsel Monahan stated that was correct, and that the distinction was for tournaments where there was a chance the team may not qualify.

Commissioner Maynard asked if the bets would be placed once the team was announced as a participant. Sports Wagering Operations Manager Carpenter stated that the operator would need to correct their input to allow for wagering to take place, following the announcement. Commissioner Hill sought clarification as to whether bets could be placed immediately, once the operator flipped the switch. Deputy General Counsel Monahan stated that his categorization was correct.

Deputy General Counsel Monahan stated that wagering was permitted on collegiate tournaments that occurred in Massachusetts and explained that the prohibition was based on where the teams were from and not on the location of the tournament. She stated that it was proposed that operators should not offer wagers on awards given to individual college athletes as they were based on the performance of an individual athlete in a collegiate sport which was prohibited by G.L. Chapter 23N, § 3. She stated that it could be interpreted differently, but this was the recommendation.

Commissioner Skinner sought clarification regarding the definitions of collegiate sport or athlete event. Deputy General Counsel Monahan stated that the awarding of a trophy was an outcome dependent upon an individual athlete's performance in college sports, which was not permitted under G.L. Chapter 23N.

Chair Judd-Stein asked if specific awards could be added to the sports wagering catalogue, and if there was room for interpretation. Deputy General Counsel Monahan stated that the provision on wagering on high school and youth used the same language as the provision being discussed, and that wagering on those events was expressly prohibited.

Commissioner O'Brien expressed hesitancy in expanding the Sports Wagering Catalogue, as the prohibition being discussed was to protect collegiate athletes from pressure and repercussions. She stated that she did not want to subvert the intent of that ban. Chair Judd-Stein agreed. The Chair stated that she wanted to have discretion when there was room for interpretation of the statute. Commissioner Skinner noted that the advertising regulations prohibited the endorsement of college athletes to protect the athletes, and that the proposed answer was consistent with the objectives.

Commissioner Maynard explained to his fellow Commissioners that the Heisman Trophy had six sections, and that a wager could be based on the selection process, and external factors rather than performance. He noted his dissent on the proposed answer. Commissioner Hill stated that he agreed with Commissioner Skinner and Commissioner O'Brien. He noted, however, that this issue could be revisited later by the Commission.

Chair Judd-Stein asked if memorializing these questions in a FAQ was sufficient. Deputy General Counsel Monahan stated that the document would be posted on the Commission website and sent to the operators. Chair Judd-Stein asked if the FAQ should be included in the Sports Wagering Catalog. Director Band stated that he did not see a need to include it in the catalog.

Deputy General Counsel Monahan clarified for the final question that per regulation, sports wagering employees, subcontractors, directors, owners, officers, and qualifiers, and those within the same household cannot place wagers through their operator or any other operator tethered to their operator. Commissioner Hill asked if they could wager through another operator. Deputy General Counsel Monahan stated that was correct.

Deputy General Counsel Monahan concluded her presentation and noted that the FAQ would be finalized and posted on the Commission website, so that the Commission staff did not continue to receive the same questions.

5. [Executive Session](#) (2:27:57)

General Counsel Grossman explained that the Commission had received written correspondence from the Department of Labor Relations stating that the Gaming Agents Division had sought to organize with a union, SEIU Local 888. He stated that in strategic preparation for collective bargaining discussions, it would be beneficial for the Commission to be briefed on the status of the situation and be presented with some decision points for how to move forward. He noted that the Legal Division was working with outside counsel on this issue, and that executive sessions were permitted under G.L. Chapter 30A to discuss this subject matter.

Chair Judd Stein read the following statement into the record, “the Commission anticipates that it will meet in executive session in accordance with G.L. c. 30A, §21(a)(3), to discuss strategy with respect to collective bargaining considering the January 20, 2023, Department of Labor Relations decisions in case WMAS-22-9563, where discussion of this subject at an open meeting could have a detrimental effect on the Commission’s bargaining position.

Commissioner O’Brien moved that the Commission enter executive session for the reasons stated by General Counsel Grossman and Chair Judd-Stein on the record. The motion was seconded by Commissioner Hill.

Roll call vote:

Commissioner O’Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Maynard: Aye.

Chair Judd-Stein: Aye.

The motion passed unanimously, 5-0.

Chair Judd-Stein stated that the public session of the Commission meeting would not reconvene at the conclusion of the executive session.

List of Documents and Other Items Used

1. Revised Notice of Meeting and Agenda dated February 13, 2023
2. [Commissioner’s Packet](#) from the February 14, 2023, meeting (posted on massgaming.com)



Division of Licensing

TO: Chair Cathy Judd-Stein
Commissioner Eileen O'Brien
Commissioner Bradford Hill
Commissioner Nakisha Skinner
Commissioner Jordan Maynard

FROM: David MacKay, Licensing Division Manager, IEB

CC: Kara O'Brien, Licensing Division Chief, IEB
Burke Cain, Gaming Agent Division Chief, IEB
Heather E. Hall, Interim Director/Chief Enforcement Counsel, IEB
Todd Grossman, Interim Executive Director/General Counsel, MGC

DATE: September 28, 2023

RE: Encore Boston Harbor's Gaming Beverage License Amendment Application

OVERVIEW

Encore Boston Harbor has applied for an amendment of its gaming beverage license to update the licensed area description for Red 8 to include the addition of a portable bar. The Division of Licensing has reviewed the application and recommends its approval.

DISCUSSION

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." The Division of Licensing has reviewed the amendment application submitted by the licensee and has determined that it is complete and in conformance with all regulatory requirements.

The scope of the review included:

- Sufficient information regarding the description of the licensed area, floor plan, and storage of the alcoholic beverages.
- Confirming that the license area manager, Chelsea Brewster, holds a valid certification from a recognized alcoholic beverage server training program properly licensed by the Commission, and is in good standing (RSER19-0148).

Luis Lozano, Casino Regulatory Manager has conducted a walkthrough inspection to confirm the accuracy of the reported information, the licensed area's surveillance and security, and the posting required by 205 CMR 136.07(5)(b).



Division of Licensing

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.”

RECOMMENDATION OF THE LICENSING DIVISION

After reviewing the amendment application and performing the on-site inspection, the Licensing Division recommends that the Commission approve Encore Boston Harbor’s amendment application to update the Red 8 licensed area for the inclusion of a portable bar.



GAMING BEVERAGE LICENSE AMENDMENT APPLICATION FORM

REASON FOR FILING AMENDMENT REQUEST

NAME OF GAMING LICENSEE

ADDRESS OF GAMING ESTABLISHMENT

NAME OF CONTACT INDIVIDUAL FOR PURPOSES OF THE PROCESS

CONTACT INDIVIDUAL TELEPHONE NUMBER AND EMAIL ADDRESS

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

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

- | | |
|---|---|
| <input type="checkbox"/> NEW LICENSED AREA | <input 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

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:

HOURS OF OPERATION

CAPACITY OF LICENSE AREA

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).

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

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 _____, 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

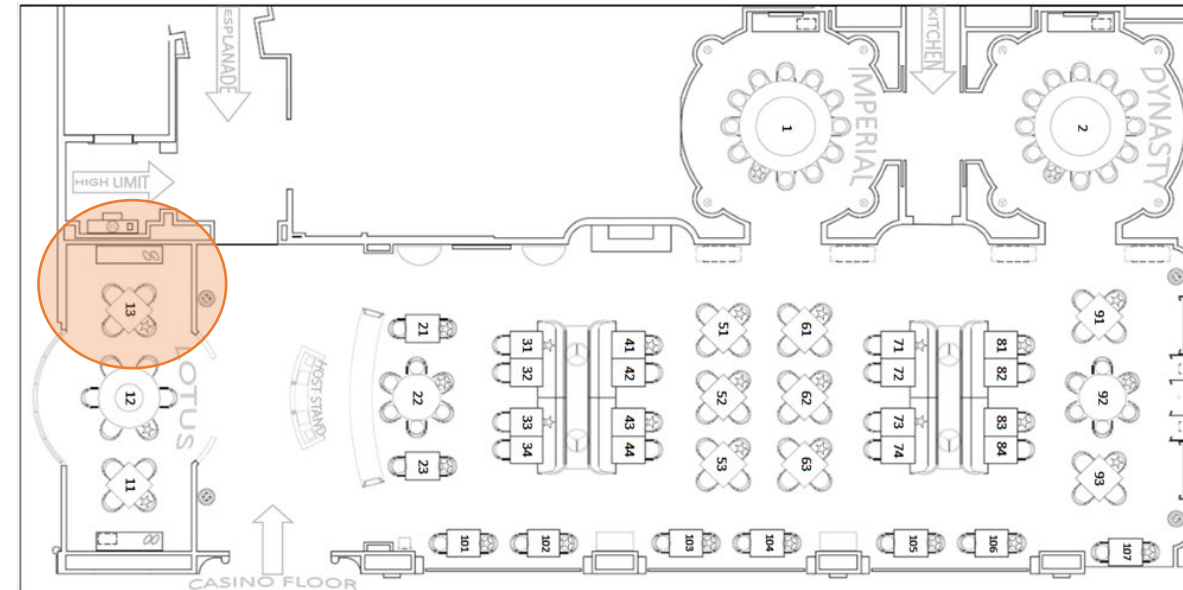
Print Name

Title

Date

RED 8 (Additional Bar)

- **BUSINESS CONCEPT:** Chinese casual dining.
- **DESCRIPTION:** Casual dining restaurant adjacent to the casino floor.
- **NORMAL HOURS OF OPERATION:** Dinner Monday through Thursday 5:00 p.m. - 11:00 p.m. and Friday through Sunday 5:00 p.m. – 12:00 a.m.; lunch Saturday and Sunday 12:00 p.m. - 5:00 p.m.
- **HOURS OF PERMITTED ALCOHOL SERVICE:** 8:00 a.m. - 2:00 a.m.
- **CAPACITY:** Total (145).
- **ALCOHOL DISPENSING AREA:** Distributed by bartenders to guests or to servers to be served to guests in the dining room.
- **BOTTLE SERVICE:** Yes – Private Events Only.
- **STORAGE and SECURITY:** All liquor, beer and wine will be locked in back-of-house behind the service bar. Tap locks will be deployed for draft towers. The point-of-sale system automatically disables alcoholic beverage buttons at 2:00 a.m. All areas are under 24-hour camera surveillance.
- **MANAGER OF LICENSED AREA:** Chelsea Brewster (MGC Lic # RSER19-0148).





TO: Chair Cathy Judd-Stein
Commissioner Eileen O'Brien
Commissioner Brad Hill
Commissioner Nakisha Skinner
Commissioner Jordan Maynard

FROM: Crystal Beauchemin, Sports Wagering Business Manager
Bruce Band, Director of Sports Wagering

DATE: September 29, 2023

RE: DraftKings Request for Waivers from 205 CMR 256.05(1)

SUMMARY:

As requested during the September 21, 2023 Commission meeting, Draft Kings has submitted additional detail regarding their waiver requests for stadium/event venue signage related to 205 CMR 256.05 (1): Sports Wagering Marketing:

256.05: Advertising to Youth

(1) Advertising, marketing, branding, and other promotional materials published, aired, displayed, disseminated, or distributed by or on behalf of any Sports Wagering Operator shall state that patrons must be 21 years of age or older to participate; provided that branding consisting only of a display of an Operator's logo or trademark related to Sports Wagering shall not be required to comply with 205 CMR 256.05(1) unless it is, or is intended to be, displayed on signage or a fixed structure at a sports venue where it is likely to be viewed by persons younger than 21 years old.

The request, which is included, outlines the three different logos for which they are requesting waivers, the specific implementation dates and times the request for waivers are through, impacts to the sporting venues where relevant, and additional details.

A permanent waiver is requested for one item, the DraftKings Sports Zone Bar/Grille signage.

SUPPORTING DOCUMENTS:

The operator's waiver request is included, providing significant detail, including images of the logos/locations requested by the waivers. DraftKings has also provided a PDF of the various stadium assets that have already been updated to include a 21+ decal, demonstrating compliance on many other components. (They note, however, that several of these implementations won't actually take effect until NHL/NBA pre-season begins so they could not currently provide live images.)

In addition, they've provided a letter for the Commission that details their position and reasoning as to why the DK Master logo should be exempt from this regulatory requirement. They've articulated that the waiver request is provided in the case that the Commissioners determine that all operators must include a 21+ decal on master branding within stadiums.



6/

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: 9/29/2023

NAME OF LICENSEE / OPERATOR (REQUESTING ENTITY): Crown MA Gaming d/b/a
DraftKings

NAME OF INDIVIDUAL COMPILING REQUEST: Kevin Nelson

TITLE OF INDIVIDUAL COMPILING REQUEST: Senior Manager, Regulatory Operations

CONTACT EMAIL ADDRESS: knelson@draftkings.com

CONTACT PHONE NUMBER: 518-727-4624

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

REGULATION INFORMATION

SPECIFIC REGULATION (#) FOR WHICH WAIVER IS REQUESTED:

REGULATION SECTION TITLE: 256.05(1)

REGULATION LANGUAGE/TEXT:

Advertising, marketing, branding, and other promotional materials published, aired, displayed, disseminated, or distributed by or on behalf of any Sports

Wagering Operator shall state that patrons must be twenty-one years of age or older to participate; provided that branding consisting only of a display of an Operator's logo or trademark related to Sports Wagering shall not be required to comply with this provision unless it is, or is intended to be, displayed on signage or a fixed structure at a sports venue where it is likely to be viewed by persons under 21 years of age.



REASON FOR REQUEST OF WAIVER

DATE(S)/ TIMEFRAME WAIVER IS REQUESTED THROUGH:

Fenway Park

Should DraftKings be required to update the corporate branding logo to include a 21+ disclaimer DraftKings respectfully requests until November 20th to come into full compliance. This will ensure the logo is taken down or updated accordingly prior to the high school football games currently scheduled to take place at Fenway on November 21st and 22nd.

TD Garden – Celtics

Should DraftKings be required to update the corporate branding on the Celtics floor to include a 21+ disclaimer, DraftKings respectfully requests until December 1st, 2023, to come into full compliance. DraftKings is continuing to hold discussions with the Celtics on this topic, however, adding a temporary 21+ decal on the floor would not be permitted. For reasons of player safety, NBA rules prohibit the use of decals on the court surface, including baseline apron signage.

The Celtics have informed DraftKings that, contrary to the information originally provided to DraftKings, changes to the branding on the floor would not require the replacement of the entire playing surface and instead individual panels could be sanded, painted, and re-installed.

The Celtics have informed us that the period of November 14th-25th is the first opportunity it would be available to make these updates.

Gillette Stadium

Should DraftKings be required to update the branding on the DraftKings Sports Zone to include a 21+ disclaimer, DraftKings respectfully requests a permanent waiver. The Sport Zone is a bar/grill area within the concourse of Gillette stadium and isn't strictly a 21+ environment to enter. Including a 21+ disclaimer would lead to consumer confusion regarding requirements to enter the bar/restaurant area.



Separate from the Sports Zone, DraftKings has digital signage outside of the bar/restaurant area facing the stadium playing field. DraftKings has updated this space to include a 21+ disclaimer and does not require an additional waiver.

Per 205 CMR 102.03(4)(b)

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

Please reference the additional submitted document titled DK Branding on 21+.

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:

In all cases, if a waiver is not granted by the Commission it would result in these specific areas being non-compliant regarding CMR 256.05(1). DraftKings has continued to hold discussions with both the Commission and league/stadium partners over the past few months to mitigate any potential non-compliance.

ADDITIONAL JUSTIFICATION/EXPLANATION FOR REQUEST:

Please reference the additionally submitted documents.

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.



Waiver Requested for:

Fenway:



TD Garden – Celtics:



Gillette Stadium:





THE CROWN
IS YOURS

SEPTEMBER 2023

SP MA 21+ SIGNAGE





THE CROWN
IS YOURS

AGENDA



1. Celtics



2. Bruins



3. Patriots



THE CROWN
IS YOURS

CELTICS

Basket Stanchion

PREVIOUSLY



CURRENTLY (live picture not available until 10/9)



Court Sideline

PREVIOUSLY



CURRENTLY (live picture not available until 10/9)



Courtside

PREVIOUSLY

CURRENTLY (live picture not available until 10/9)





THE CROWN
IS YOURS

BRUINS

LEDs

PREVIOUSLY



CURRENTLY (live picture not available until 10/10)



DEDs & Dashers

PREVIOUSLY



CURRENTLY (live picture not available until
10/10)



Between the Bench

PREVIOUSLY



CURRENTLY (live picture not available until
10/10)



In-Stadium TVs

PREVIOUSLY



CURRENTLY (live picture not available until 10/10)

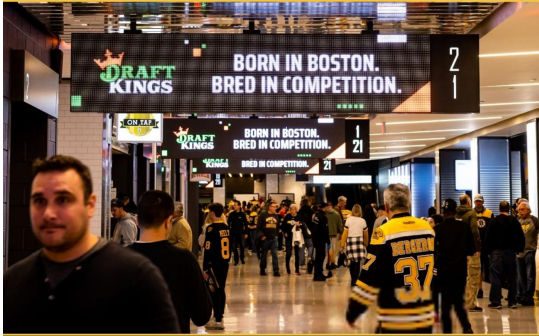
DRAFT KINGS | **BOSTON BRUINS**
Official Sports Betting Partner of the Boston Bruins.

DOWNLOAD THE APP

The MA Problem Gambling Helpline **Helpline** Hope is here: (800)-327-5050 or gamblinghelplinema.org.
Must be 21+. GameSense **Play it Smart from the Start. GameSenseMA.com.**
Physically present in MA. Eligibility restrictions apply. See terms at <http://draftkings.com/ma>.

In-Stadium TVs

PREVIOUSLY



CURRENTLY (live picture not available until
10/10)





THE CROWN
IS YOURS

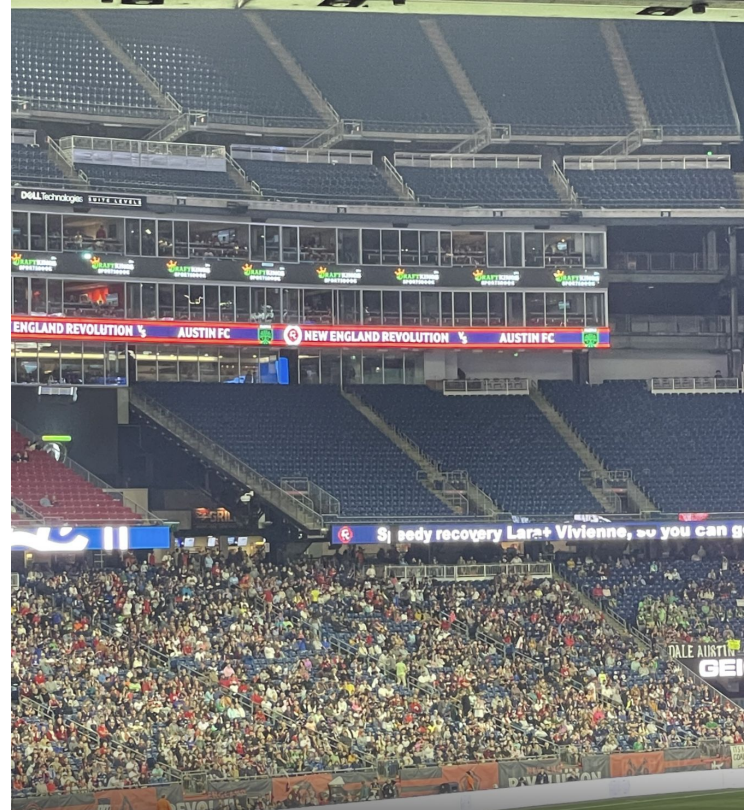
PATRIOTS

LEDs

PREVIOUSLY



CURRENTLY



SOUTH END ZONE

PREVIOUSLY



CURRENTLY (live picture not available until
10/8)





September 29, 2023

Via E-Mail to bruce.band@massgaming.gov

Mr. Bruce Band
Director, Sports Wagering Division
Massachusetts Gaming Commission
101 Federal St., 12th Floor
Boston, MA 02110

RE: SPORTS WAGERING ADVERTISING, 205 CMR 256.05(1)

Dear Director Band:

DraftKings writes to the Massachusetts Gaming Commission (“the Commission”) today regarding 205 CMR 256.05(1), which requires that age limitation information be presented with sports wagering operator advertising, marketing, and in limited circumstances, branding. Our comments today are limited only to branding.

When applying for waivers from 256.05(1), DraftKings previously argued that DraftKings' master brand should not be subject to this section, as it is not “related to sports wagering” under the Commission’s prior interpretation of the requirements. The Commission questioned this interpretation, and the intent of this letter is to provide clarity to the argument.

DraftKings’ argument that the DraftKings master brand is not required to carry age limitation information is based on the Commission’s adoption of amendments to 256.05(1) on June 29, 2023. In that meeting, Commissioners requested language be added to the branding requirement so it only applies to branding “related to sports wagering.” The discussion was centered around concerns of other sports wagering operators that operate multiple business lines under a master brand. Those operators argued that their master brand should not have to carry age limitation information, as not all of the business lines captured by the master brand are restricted to individuals that are 21 years of age or older. The Commission agreed that clarification was appropriate.

DraftKings also operates multiple businesses under a master brand, including: DraftKings Fantasy Sports, DraftKings Marketplace, DraftKings Network, and DK Horse. Additionally, DraftKings is based in Boston and is a recognizable employment brand and charitable partner in the Commonwealth. As such, DraftKings has argued that the DraftKings master brand should not be required to carry age limitation information, as it is not “related to sports wagering” any more than any other Massachusetts sports wagering operator’s master brand is “related to sports wagering.” DraftKings understands the Commission’s reasons for drafting this provision, but believes that operators should be provided an exemption for a bona fide use of their brand

First, DraftKings is only arguing for a limited exemption for uses of the master brand, and will use the DraftKings Sportsbook brand where appropriate. The DraftKings master brand has been the primary logo of use in Massachusetts since the company was founded, and branding present throughout Massachusetts sports venues has until recently consisted primarily of the master brand. As sports wagering was not legal



in the Commonwealth until March 10, 2023, there was no reason to use the DraftKings Sportsbook brand in Massachusetts before that date. However, since sports wagering went live, DraftKings has been preparing to refurbish its in-stadium branding where necessary in preparation for upcoming seasons. Beginning this year, DraftKings' in-stadium branding has changed significantly. Where DraftKings intends to advertise sports wagering, DraftKings will use the DraftKings Sportsbook branding and will include the appropriate age limitation information. Where DraftKings advertises at a sports venue, it is clear that the legal age to place a sports wager is 21 (see the .pdf delivered with the September 29 waiver request).

Second, DraftKings' focus is on branding. The Commission's requirements for the inclusion of age limitation information (and responsible gaming information) still apply to anything that offers a call to action or an enticement to visit an operator, including but not limited to advertising, marketing, and other promotional materials.

Finally, DraftKings and other operators have no incentive to attract individuals under the legal wagering age. That is contrary to our stance on responsible gaming and preventing underage gaming. In the event a person under the legal wagering age were to visit the DraftKings website or app, that person would be unable to create an account or place wagers. DraftKings complies with the laws and regulations in every jurisdiction we operate and would not intentionally attract persons below the legal wagering age.

Thank you for your consideration of DraftKings' limited request to exempt its master brand, not related to sports wagering, from age limitation information. Please feel free to reach out should you or anyone else at the Commission have any questions about our submission.

Sincerely,

DraftKings Inc.



TO: Chair Cathy Judd-Stein and Commissioners

FROM: Joe Delaney, Chief of Community Affairs
Mary Thurlow, Senior Program Manager
Lily Wallace, Program Manager

CC: Todd Grossman, Interim Executive Director and
General Counsel

DATE: October 2, 2023

RE: Reappointment Recommendations for Local Community Mitigation Advisory
Committee and Subcommittee Members under the Gaming Policy Advisory
Committee

Pursuant to M.G.L. c. 23K, Section 68, the Commission is required to make appointments to several committees under the Gaming Policy Advisory Committee ("GPAC"). Last year the Commission made several one-year appointments to the Local Community Mitigation Advisory Committee which will expire on October 7, 2023. We are recommending that the Commission consider reappointing these members for an additional one-year term. We also recommend that these appointees continue to serve at the pleasure of the Commission.

Local Community Mitigation Advisory Committees ("LCMAC")

The purpose of these advisory committees is to provide information and develop recommendations for the Community Mitigation Advisory Subcommittee on issues related to the gaming facilities in each region and present information to the Commission on any issues related to the gaming establishment located in each region. Below are the biographies of the members that were presented to the Commission last year.

Region A LCMAC

Vincent Panzini - Chamber of Commerce Representative

Mr. Panzini was born and raised in Everett and graduated Everett High school. He began working right out of high school in the banking and related technical areas and did so for 21 years. He was educated at Bentley University with a bachelor's degree in Management.

In 1987 Mr. Panzini opened a Financial Advisor practice in Everett and began a 31-year career in that field while becoming very active in community organizations. He later moved his office to Danvers MA as his client base was moving north of Boston. He has been particularly active in the Everett Chamber of Commerce and this year he is the President.

Mr. Panzini has a keen interest in the Everett area and the effects of gaming and is interested



Massachusetts Gaming Commission

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in participating in activities that will make this a successful venture for the community.

David Bancroft – Regional Economic Development Organization

David Bancroft is the Senior Vice President of Community Development for MassDevelopment. In this position he works in the Agency's Greater Boston region. He is responsible for the Agency's Brownfields, Predevelopment, Co-Working and Transformative Development initiatives.

He joined MassDevelopment in July 1999. He has worked with many for-profit, non-profit and municipal agencies involved in economic and transformative development issues. This includes the development of affordable housing, environmental assessment and clean-up, re-development and expansion of many of cultural and tourism institutions as well as the local community and neighborhood-based projects in many of the gateway cities and neighborhoods in the region.

Prior to joining MassDevelopment, he was employed for eight years with the Massachusetts Department of Housing and Community Development where he managed the Housing Innovations Fund and Facilities Consolidation Fund. He was also a Financial Analyst for Bank of Boston.

He graduated from Northeastern University in Boston with a degree in Business Administration & Finance. In 1996, he was chosen for the Commonwealth Fellowship Award from Suffolk University and earned a Master's in Public Administration in 1998.

He has served in the past as the President of the Board of Victory Programs, a non-profit human service provider that provides housing and support services to homeless individuals and families impacted by substance abuse and chronic illnesses like HIV/AIDS. Victory Programs also operates one the largest urban farms in the City of Boston.

For the Region A LCMAC to be complete, it needs to fill two positions of a Human Service provider position. Commission staff are investigating potential members.

Region B LCMAC

Joan Kagan Levine - Human Service Provider (New!)

Joan joined Square One as the organization's President and CEO in 2003, retiring in 2021. She has over 40 years of experience and is a recognized leader in the fields of child welfare, mental health and early education and care. Immediately prior to assuming her position at Square One, Joan served as the Western Massachusetts Director for the Massachusetts Society for the Prevention of Cruelty to Children (MSPCC) covering 4 counties. Before beginning at MSPCC, Joan had served for 17 years with Brightside for Families and Children, leaving as Vice President of Community Services.

In her career, Joan advocated at the local, state and regional levels to influence policies and legislation that impacted children and families. She was a resource to legislators, often informing them of how a particular legislative bill would affect their constituents or of some unintended consequences. Joan received several community awards which recognized her work to improve the lives of children and families, particularly those most at risk and for her contributions to the health and well-being of the community.

As a leader of several nonprofit organizations, Joan was known for her collaborative spirit and her ability to work well with others. She demonstrated strong fiscal and administrative management, policy and program development and writing and securing contracts and grants. Writing grants and responding to RFPs was an integral part of her responsibilities at Brightside and MSPCC. While serving at Square One as President and CEO, she oversaw the grant writing. She also took pride in creating strong leadership teams and promoting an organizational culture that responded to the changing needs of families within the community.

Joan received her Bachelor of Arts degree from Washington University in St. Louis and her master's degree in social work from Columbia University in New York. She is a licensed independent clinical social worker in Massachusetts. She was a trustee at Elms College and past chair of the Springfield College Social Work Advisory Board and the Human Service Forum. She served on the Board of Directors for many organizations, including the Springfield Chamber of Commerce, the Human Services Provider's Council, the Public Health Institute of Western Massachusetts, the Children's Investment Fund and the Massachusetts Association for Day Care Agencies. Joan was also a member of the Early Education for All Advisory Committee, the Cherish Every Child Advisory Board and the Early Literacy Panel for the Commonwealth of Massachusetts. She is a member and past president of the Holyoke Rotary Club.

Diana Szynal - Chamber of Commerce Representative

Diana brings over 20 years of state and local government experience, community outreach, a deep understanding of the legislative process, and workforce advocacy to her role. Prior to becoming Chamber President, Diana served as the Executive Director of the Franklin County Chamber of Commerce for over three years.

A lifelong Hampshire County resident, Diana spent her formative years in Hatfield and attended the University of Massachusetts Amherst. Her breadth of experience working with local governments and the state legislature began in Hampshire County where she served as the Municipal Specialist to the Hampshire Council of Governments. Diana went on to gain elected experience completing three full terms as a member of the Hatfield Select Board, including six years as Board Chair, and she was recently re-elected for her fourth three-year term. Like many elected officials serving in small towns, Diana also serves on other town boards such as the Capital Planning Committee and serves as the Selectboard liaison to the School Department, Police Department and Council on Aging.

Before joining the Franklin County Chamber of Commerce as Executive Director, Diana spent 16 years as the district director for the late state Representative Peter Kocot in the 1st Hampshire District. Having served in various legislative roles, Diana has developed a deep passion for community and constituent services, helping to solidify her understanding of how the government works to benefit both large and small local businesses.

Diana has served on the Board of Directors for MassHIRE Franklin and Hampshire Counties, as well as the Opioid Task Force of Franklin County, the Franklin Regional Economic Development Initiative, and the Comprehensive Economic Development Strategy Committee which helped develop the Franklin County Recovery and Resiliency Plan. Much of her work impacted all areas of Western Massachusetts, providing Diana with a deep understanding of the strengths and challenges of the businesses, communities, and organizations in our tri-county area.

Diana resides in Hatfield with her husband, Jim. When Diana is not serving her community or spending time with her family, she enjoys cooking, baking, and the quiet living amidst the beautiful farm fields in Hatfield.

Ellen Patashnick – Human Service Provider

Ellen received her undergraduate degree at Northeastern University and her master's degree in counseling from Suffolk University. Early in her career Ellen worked at the Department of Youth Services in Boston with delinquent and pre-delinquent youth and their families. Before moving out to the western part of the state, she worked as a social worker in Roxbury with the Department of Public Welfare and was then promoted to a supervisory position in the Division of Child Guardianship (now the Department of Children and Families). She has held several management positions including Director of the Holyoke and Robert Van Wart DCF offices.

Now retired, Ellen is a volunteer disaster responder and instructor for the American Red Cross for both local and national events. Her husband is a retired adoption supervisor.

Richard K. Sullivan, Jr. – Regional Economic Development Organization

Richard K. Sullivan, Jr. is the President & Chief Executive Officer of the Economic Development Council of Western Massachusetts, a private non-profit corporation that provides resources and information to businesses operating in or entering the region by aiding in expansion, relocation and networking.

Before he became President & CEO of the EDC he was Governor Deval Patrick's Chief of Staff and worked with all members of the Cabinet to advance the Administration's agenda.

Prior to being named Patrick's Chief of Staff, Rick served as Secretary of the Executive Office of Energy and Environmental Affairs, overseeing the Commonwealth's six environmental, natural resource and energy regulatory agencies: the Departments of Environmental Protection, Public Utilities, Energy Resources, Conservation & Recreation, Agriculture, and Fish & Game. He also served as Chairman of the Massachusetts Water Resources Authority, the Energy Facilities Siting Board, and the Massachusetts Clean Energy Center.

Under his leadership, Massachusetts is the first state in the nation to combine energy and environmental agencies under one Cabinet secretary with the shared mission of bringing clean energy technology to market, curbing greenhouse gas emissions and cutting energy costs. Governor Patrick's land conservation initiative is the largest in the Commonwealth's history, with protection of more than 75,000 acres of land from 2007 to 2010.

Prior to his appointment to the cabinet post at Energy and Environmental Affairs, Secretary Sullivan served as the commissioner of the Department of Conservation and Recreation (DCR). Appointed in June 2007, he ushered in a new era of transparency and accountability at DCR, with posted maintenance schedules for DCR properties and public meetings for all significant DCR initiatives and policies. Under his leadership, DCR completed several large-scale capital improvements in parks statewide, including a two-year, \$21.3 million project at Mt. Greylock State Reservation in Lanes borough that featured rehabilitation of the 13.5-mile Mt. Greylock Road, and a \$9 million renovation of the visitor center at Georges Island in

Boston, a facility that includes a concession area, children's playground and a state-of-the-art solar-powered maintenance building. DCR also conducted a Forest Futures Visioning Process to engage residents across the Commonwealth in a discussion of forestry practices in state forests, leading to dramatic expansion of forest reserves that are protected from commercial logging.

Secretary Sullivan served as the mayor of Westfield from 1994 to 2007 and, in that capacity, chairman of the Westfield School Committee. In 2005, Sullivan was recognized by the New England Association of School Superintendents with its annual President Award for Exemplary Contributions to Education.

He is a past president of the Massachusetts Mayors Association, past chairman of the Turnpike Advisory Board, and a past member of the Governor's Local Advisory Committee. He also served as founding president of the Winding River Land Conservancy, which has protected 1,700 acres in western Hampden County.

Sullivan graduated from Westfield High School and holds degrees from Bates College, and Western New England School of Law.

Other GPAC Subcommittees

In addition to the appointment of non-commission members of the LCMACs, the Commission also made internal appointments to GPAC Subcommittees.

Community Mitigation Advisory Subcommittee - Vote

The Community Mitigation Advisory Subcommittee develops recommendations to address community mitigation issues. The Commission has the authority to choose one representative of the Commission to be on the Subcommittee. This representative could be a member of the Commission, the Executive Director, or a staff member. Last year, the Commission determined that it would designate Brad Hill for that Subcommittee. MGC staff has been working with the Boards of Commissions on filling the governor appointees.

Public Safety Subcommittee:

The Public Safety Subcommittee develops recommendations for regulations to be considered by the Commission to address public safety issues. Last year the Commission designated Commissioner O'Brien as its representative on the Public Safety Subcommittee.

Addiction Services Subcommittee:

The Addiction Services Subcommittee develops recommendations for regulations to be considered by the Commission to address issues related to addiction services. The members voted Mark Vander Linden, Director of Research and Responsible Gambling, as its representative to this Subcommittee.

MASSACHUSETTS GAMING COMMISSION

To: Chair Judd-Stein and Commissioners Hill, Maynard, O'Brien, and Skinner
From: Derek Lennon, Douglas O'Donnell, and John Scully
Date: 10/13/2022
Re: Fiscal Year 2022 (FY22) Budget Closeout

Summary:

The Massachusetts Gaming Commission approved an FY23 budget for the Gaming Control Fund of \$35.7M, which required an initial assessment of \$30.5M on licensees. After three quarters of adjustments, the MGC's revised budget was \$35.97M, which required a \$29.88M assessment on licensees. Included in both the final spending and revenue figures are the costs for the independent monitor at Encore Boston Harbor (EBH).

Actual spending for FY23 in the gaming control fund was \$34.98M, and revenues were \$36.39M. Again, in FY23, there were expenses for the central monitor, which are a direct cost to EBH. However, due to timing issues, this revenue was realized in FY24. This is because the Commonwealth operates on a modified cash basis of accounting. Therefore, while the credit to the licensee's assessments in FY24 is the difference between FY23 spending and revenue, the surplus must also consider the ~\$6.3K in EBH independent monitoring expenses paid in FY23 and reimbursed in FY24.

The Commission approved an initial FY23 Budget for the Sports Wagering Control Fund of \$2.19M that was reliant on the initial sports wagering suitability fees. After three quarters of adjustments, the MGC's revised budget was \$4.74M, which required an assessment of \$2.23M on licensees.

Actual spending for FY23 in the sports wagering control fund was \$3.97M, and revenues were \$6.65M. While the credit to licensee's assessments in FY24 is the difference between FY23 spending and revenues, the surplus must also consider the balance of \$296.8K in initial suitability fees paid by applicants for sports wagering licenses.

FY23 Closeout:

Gaming Control Fund 1050-0001

The most recently approved FY23 budget for the Massachusetts Gaming Commission's Gaming Control Fund was \$35.97M. The budget was composed of the following areas:

- \$29.61M for gaming regulatory costs
- \$2.42M assessment from the Commonwealth for indirect costs
- \$3.87M assessment for the Office of the Attorney General's (AGO) gaming operations, inclusive of Massachusetts State Police (MSP) assigned to the AGO
- \$75K for the Alcohol and Beverage Control Commission (ABCC).

FY23 Final Spending:

The Gaming Control Fund spending for FY23 was \$34.98M, which was \$985.15K (2.74%) less than the approved spending level. MGC Regulatory costs underspent by \$146.2K (0.5%), while Indirect underspent by \$115.6K (4.78%), the Office of the Attorney General underspent by \$723K (18.7%), and ABCC spent almost all its allocated budget. The table below shows final spending and variances to budgeted amounts by budget areas of the Gaming Control Fund, as well as brief explanations for large variances.

2023		Budget Projections				
Row Labels	Initial Projection	Revised Budget	Final Spending	Variance (Final Spending-Revised Budget)	%	Variance Explanation
10500001--Gaming Control Fund						
MGC Regulatory Cost						
AA REGULAR EMPLOYEE COMPENSATION	\$ 7,982,768.03	\$ 8,110,391.80	\$ 8,187,467.12	77,075.32	0.95%	Carryforward of the pay fairness exercise from June of FY22
BB REGULAR EMPLOYEE RELATED EXPEN	\$ 81,197.00	\$ 81,197.00	\$ 27,202.48	(53,994.52)	-66.50%	Less travel than anticipated
CC SPECIAL EMPLOYEES	\$ 248,022.52	\$ 248,022.52	\$ 251,894.08	3,871.56	1.56%	
DD PENSION & INSURANCE RELATED EX	\$ 3,198,108.43	\$ 3,251,570.03	\$ 3,377,599.74	126,029.71	3.88%	Carryforward of the pay fairness exercise from June of FY22
EE ADMINISTRATIVE EXPENSES	\$ 634,974.92	\$ 634,974.92	\$ 465,958.80	(169,016.12)	-26.62%	Less travel and training in all divisions, and HR did not utilize all of its partnership and sponsoring budget.
FF PROGRAM, FACILITY, OPERATIONAL SUPPLIES	\$ 20,000.00	\$ 20,000.00	\$ 18,170.51	(1,829.49)	-9.15%	
GG ENERGY COSTS AND SPACE RENTAL	\$ 1,347,958.08	\$ 1,347,958.08	\$ 1,364,459.80	16,501.72	1.22%	
HH CONSULTANT SVCS (TO DEPTS)	\$ 818,500.00	\$ 901,880.20	\$ 1,582,389.51	680,509.31	75.45%	Additional independent monitor costs that hit after the 3rd update (\$604.6K).
JJ OPERATIONAL SERVICES	\$ 10,510,400.56	\$ 10,510,400.56	\$ 9,943,219.53	(567,181.03)	-5.40%	Vacancies in GEU
KK Equipment Purchase	\$ 62,000.00	\$ 62,000.00	\$ 16,336.49	(45,663.51)	-73.65%	Need for office repairs was minimal in FY23
LL EQUIPMENT LEASE-MAINTAIN/REPAIR	\$ 41,707.90	\$ 41,707.90	\$ 37,285.57	(4,422.33)	-10.60%	
NN NON-MAJOR FACILITY MAINTENANCE REPAIR	\$ 25,000.00	\$ 25,000.00	\$ 10,014.64	(14,985.36)	-59.94%	Need for office repairs was minimal in FY23
PP STATE AID/POL SUB/OSD	\$ 150,000.00	\$ 150,000.00	\$ 25,020.00	(124,980.00)	-83.32%	LEAF Grant was executed for FY24.
TT PAYMENTS & REFUNDS	\$ -	\$ -	\$ -			
UU IT Non-Payroll Expenses	\$ 4,222,914.03	\$ 4,222,914.03	\$ 4,154,797.12	(68,116.91)	-1.61%	
MGC Regulatory Cost Subtotal:	\$ 29,343,551.47	\$ 29,608,017.04	\$ 29,461,815.39	(146,201.65)	-0.49%	
EE--Indirect Costs	\$ 2,419,852.48	\$ 2,419,852.48	\$ 2,304,290.17	(115,562.31)	-4.78%	Underspending in GEU
Office of Attorney General						
ISA to AGO	\$ 2,927,384.00	\$ 2,927,384.00	\$ 2,040,703.26	(886,680.74)	-30.29%	Actually a 12.8% underspend as we combine the state reimbursed appropriation with this ISA.
TT Reimbursement for AGO 0810-1024	\$ -	\$ -	\$ 510,930.00	510,930.00	#DIV/0!	
AGO State Police	\$ 939,113.12	\$ 939,113.12	\$ 591,791.78	(347,321.34)	-36.98%	GEU Vacancies
Office of Attorney General Subtotal:	\$ 3,866,497.12	\$ 3,866,497.12	\$ 3,143,425.04	(723,072.08)	-18.70%	
ISA to ABCC	\$ 75,000.00	\$ 75,000.00	\$ 74,682.70	(317.30)	-0.42%	
Gaming Control Fund Total Costs	\$ 35,704,901.07	\$ 35,969,366.64	\$ 34,984,213.30	(985,153.34)	-2.74%	

Final FY23 Revenue:

The Commission’s revenue is generated from a daily fee for slot machines, licensing fees, and an assessment on licensees. Initial revenue projections for FY23 were \$35.7M. After revising the assessment for a credit of \$638.36K, related to surplus revenue from FY22 and three quarters of adjustments, to reflect better licensing revenues and account for the revenue associated with the billings for the independent monitor, the most recent revenue projections were \$35.79M, relying on an assessment of \$29.88M. FY23 final revenue received was \$36.39M, and variances between estimates and final amounts are included in the chart below.

Revenue Projections						
Revenues	Initial Projection	Revised Projection	Final Revenue	Variance	% Variance	Variance Explanation
Gaming Control Fund Beginning Balance	\$ -	\$ 1,437,053.08	\$ 1,437,053.08	-	0%	
EBH Security fees 0500/Independent Monitor	\$ 1,200,000.00	\$ 83,380.20	\$ 718,241.28	634,861.08	761%	Additional independent monitor bills and revenue of \$598K after the 3rd update. There is also \$6K additional revenue received in FY24 that represents the June independent monitor bills that we did not bill for and collect until after June 30th.
ENHANCED EBH Security fees	\$ -	\$ -	\$ 62,840.15	62,840.15	0%	These are billed as the costs are incurred
Category/Region Collection Fees 0500	\$ -	\$ -	\$ -	-	0%	
Prior Year Independent Monitory Fees 500	\$ -	\$ 401,316.12	\$ 401,316.09	(0.03)	0%	
IEB background / investigative collections 0500	\$ 125,000.00	\$ 125,000.00	\$ 341,116.60	216,116.60	173%	Many of these costs are the fees in addition to the initial \$15K fee. This is combined with the Vendor Primary investgatory costs below.
Phase 1 Refunds 0500	\$ -	\$ -	\$ -	-	0%	
Phase 2 Category 1 Collections (restricted) 0500	\$ -	\$ -	\$ -	-	0%	
Region C Phase 1 Investigation Collections 0500	\$ -	\$ -	\$ -	-	0%	
Region C Phase 2 Category 1 Collections	\$ -	\$ -	\$ -	-	0%	
Grant Collections (restricted) 0500	\$ -	\$ -	\$ -	-	0%	
Region A slot Machine Fee 0500	\$ 1,596,600.00	\$ 1,596,600.00	\$ 1,650,000.00	53,400.00	3%	Fees were from initial projections and varied. This reconciles with variance in assessment
Region B Slot Machine Fee 0500	\$ 912,600.00	\$ 912,600.00	\$ 930,000.00	17,400.00	2%	Fees were from initial projections and varied. This reconciles with variance in assessment
Slots Parlor Slot Machine Fee 0500	\$ 542,400.00	\$ 542,400.00	\$ 615,000.00	72,600.00	13%	Fees were from initial projections and varied. This reconciles with variance in assessment
Gaming Employee License Fees (GEL) 3000	\$ 300,000.00	\$ 300,000.00	\$ 250,800.00	(49,200.00)	-16%	
Key Gaming Executive (GKE) 3000	\$ 10,000.00	\$ 10,000.00	\$ 5,000.00	(5,000.00)	-50%	
Key Gaming Employee (GKS) 3000	\$ 50,000.00	\$ 50,000.00	\$ 91,000.00	41,000.00	82%	
Non-Gaming Vendor (NGV) 3000	\$ 50,000.00	\$ 50,000.00	\$ 39,100.00	(10,900.00)	-22%	
Vendor Gaming Primary (VGP) 3000	\$ 225,000.00	\$ 225,000.00	\$ 31,600.00	(193,400.00)	-86%	See note on invests above
Vendor Gaming Secondary (VGS) 3000	\$ 15,000.00	\$ 15,000.00	\$ 25,000.00	10,000.00	67%	
Gaming School License (GSB)/LIQ	\$ 15,000.00	\$ 15,000.00	\$ 300.00	(14,700.00)	-98%	
Gaming Service Employee License (SER)	\$ 75,000.00	\$ 75,000.00	\$ 31,125.00	(43,875.00)	-59%	
Subcontractor ID Initial License (SUB) 3000	\$ 15,000.00	\$ 15,000.00	\$ -	(15,000.00)	-100%	
Temporary License Initial License (TEM)	\$ 10,000.00	\$ 10,000.00	\$ -	(10,000.00)	-100%	
Assessment for PHTF	\$ 5,000,000.00	\$ 5,000,000.00	\$ 5,000,000.00	-	0%	
Tranfer PHTF Assessment to PHTF	\$ (5,000,000.00)	\$ (5,000,000.00)	\$ (5,000,000.00)	-	0%	
Veterans Initial License (VET) 3000	\$ -	\$ -	\$ -	-	0%	
Transfer of Licensing Fees to CMF 0500	\$ -	\$ -	\$ -	-	0%	
Assessment 0500	\$ 30,523,901.07	\$ 29,885,531.87	\$ 29,742,131.88	(143,399.99)	0%	See notes on slot fees above
Misc/MCC Grant	\$ 25,000.00	\$ 25,000.00	\$ -	(25,000.00)	-100%	Grant ended in FY22
Miscellaneous 0500	\$ 11,000.00	\$ 11,000.00	\$ 12,845.66	1,845.66	17%	
Bank Interest 2700	\$ 3,400.00	\$ 3,400.00	\$ 6,310.53	2,910.53	86%	
Grand Total	\$ 35,704,901.07	\$ 35,788,281.27	\$ 36,390,780.27	602,499.00	1.68%	

FY23 Surplus: Credit to FY24 Assessment on Licensees:

Final spending in the Gaming Control Fund of \$34.98M, combined with final revenue in the Gaming Control Fund of \$36.39M, resulted in revenue exceeding spending by \$1.41M. There was a portion of the independent monitoring fees that were paid in FY23 (June invoice only), and the corresponding revenue was not received until FY24 (\$6.3K). Because Encore Boston Harbor should pay the independent monitor fees, that \$6.3K is added to the surplus revenue of \$1.41M. The amount in the table below will be credited to the licensees' FY24 assessment.

Gaming Control Fund FY23		
Revenue		36,390,780.27
Less Spending	34,984,213.30	
Plus FY23 Independent Monitor Expense Reimbursement Received in FY24		6,317.66
Total FY23 Surplus to be Credited to FY24 Assessment		1,412,884.63

205 CMR 121.00 describes how the Commission shall assess its operational costs on casino licensees, including any increases or decreases that are the result of over or under-spending. 205 CMR 121.05, 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 tables below depict each licensee’s approved gaming positions, utilized to determine their proportional share of the FY23 assessment. By combining the two halves of the year, the Commission can determine the amount each licensee is to be credited in FY24.

FY23 Gaming Positions 7/1/2022 for First Half Year Assessment					
Licensee	Slot Machines	Table Games	Table Gaming Positions	Total Gaming Positions	Percentage of Gaming Positions
MGM	1,521	42	261	1,782	26.22%
Encore	2,661	253	1,404	4,065	59.81%
PPC	904			950	13.98%
TOTAL	5,086	295	1,665	6,797	100.00%

FY23 Gaming Positions 1/1/2023 for Second Half Year Assessment					
Licensee	Slot Machines	Table Games	Table Gaming Positions	Total Gaming Positions	Percentage of Gaming Positions
MGM	1,509	56	388	1,897	27.80%
Encore	2,432	261	1,561	3,993	58.51%
PPC	894			934	13.69%
TOTAL	4,835	317	1,949	6,824	100.00%

FY23 Annual Percentage Share of Gaming Positions for Credit to FY24 Assessment					
Licensee	1st Half FY 23 Gaming Position	2nd Half FY23 Gaming Positions	Gaming Positions (1st + 2nd)	% of Gaming Positions	Credit to FY24 Assessment
MGM	1,782	1,897	3,679	27.01%	381,616.81
Encore	4,065	3,993	8,058	59.16%	835,843.50
PPC	950	934	1,884	13.83%	195,424.32
TOTAL	6,797	6,824	13,621	100%	1,412,884.63

Sports Wagering Control Fund 1050-1384

In September of 2022, the Commission approved a preliminary budget for the Sports Wagering Control Fund of \$2.193M. After three quarterly updates, the FY23 projected budget for sports wagering increased to \$4.747M. The MGC received \$3.2M in initial background investigation fees from applicants. ~\$2.54M of the anticipated FY23 Sports Wagering Control Fund budget would be funded by the fees, and the remaining ~\$2.2M would be assessed on the sports wagering licensees.

FY23 Final Spending:

The Sports Wagering Control Fund spending for FY23 was \$3.97M, \$779.1K (16.4%) less than the approved spending level. The table below shows final spending and variances to budgeted amounts by budget areas of the Sports Wagering Control Fund, as well as brief explanations for large variances.

Row Labels	Budget Projections		Final Spending	Variance (Final Spending-Revised Budget)	% Variance	Variance Explanation
	Initial Projection	Revised Budget				
10501384						
AA REGULAR EMPLOYEE COMPENSATION	\$ 794,970.77	\$ 794,970.77	\$ 578,299.20	\$ (216,671.57)	-27.26%	Delays in Hiring
BB REGULAR EMPLOYEE RELATED EXPEN	\$ -	\$ -	\$ 78.10	\$ 78.10	#DIV/0!	
CC SPECIAL EMPLOYEES	\$ 393,600.00	\$ 393,600.00	\$ 67,375.00	\$ (326,225.00)	-82.88%	Did not bring on 5 contracted investigators but rather 2
DD PENSION & INSURANCE RELATED EX	\$ 336,002.01	\$ 336,002.01	\$ 116,852.13	\$ (219,149.88)	-65.22%	
EE ADMINISTRATIVE EXPENSES	\$ -	\$ -	\$ 8,163.73	\$ 8,163.73	#DIV/0!	
FF PROGRAMMATIC FACILITY OPERATIONAL SUPPLIES	\$ -	\$ -	\$ -	\$ -	0.00%	
HH CONSULTANT SVCS (TO DEPTS)	\$ 500,000.00	\$ 2,230,000.00	\$ 2,442,815.62	\$ 212,815.62	9.54%	Additional costs of establishing regulatory framework
JJ OPERATIONAL SERVICES	\$ -	\$ -	\$ -	\$ -	0.00%	
KK EQUIPMENT PURCHASES	\$ -	\$ -	\$ -	\$ -	0.00%	
LL EQUIPMENT LEASE-MAINTAIN/REPAR	\$ -	\$ -	\$ -	\$ -	0.00%	
NN INFRASTRUCTURE:	\$ -	\$ -	\$ -	\$ -	0.00%	
TT LOANS AND SPECIAL PAYMENTS	\$ -	\$ -	\$ -	\$ -	0.00%	
						Delays in opening of a few operators and review of internal controls submissions.
UU IT Non-Payroll Expenses	\$ -	\$ 592,100.00	\$ 406,501.78	\$ (185,598.22)	-31.35%	
EE --Indirect Costs	\$ 168,857.08	\$ 401,067.08	\$ 348,566.85	\$ (52,500.23)	-13.09%	Under spending in employees
Grand Total	\$ 2,193,429.86	\$ 4,747,739.86	\$ 3,968,652.41	\$ (779,087.45)	-16.41%	

Final FY23 Revenue:

The Commission’s operational revenue for sports wagering is generated from vendor and employee licensing fees, background suitability fees, and an assessment on licensees. Initial revenue projections for FY23 were \$5.43M, comprising \$3.2M in suitability licensing fees and an assessment of \$2.23M. FY23 final revenue received was \$6.65M. We received \$1.15M

in vendor and employee licensing fees not included in initial projections. Variances between estimates and final amounts are included in the chart below.

Revenue Projections						
Revenues*	Initial Projection	Revised Projection	Final Revenue	Variance	% Variance	Variance Explanation
CATERGORY 1	\$ 600,000.00	\$ 600,000.00	\$ 600,000.00	\$ -	0%	
CATERGORY 2	\$ 200,000.00	\$ 200,000.00	\$ 200,000.00	\$ -	0%	
CATEROGRY 3 (TETHERED)	\$ 1,200,000.00	\$ 1,200,000.00	\$ 1,200,000.00	\$ -	0%	
CATERGORY 3 (UNTETHERED)	\$ 1,200,000.00	\$ 1,200,000.00	\$ 1,200,000.00	\$ -	0%	
SW GAMING CONTROL FUND BALANCE 05	\$ -	\$ -	\$ -	\$ -	0%	
EMPLOYEE LICENSING FEES 3000	\$ -	\$ -	\$ 175,000.00	\$ 175,000.00	#DIV/0!	No projections were initially made
VENDOR SW FEES 3000	\$ -	\$ -	\$ 976,931.00	\$ 976,931.00	#DIV/0!	No projections were initially made
FANTASY FEES 3000	\$ -	\$ -	\$ -	\$ -	0%	
ASSESSMENT 0500	\$ -	\$ 2,236,453.60	\$ 2,277,926.51	\$ 41,472.91	2%	Overpayment by one operator and underpayment by another.
FINES & PENALTIES 2700	\$ -	\$ -	\$ -	\$ -	0%	
MISC 0500	\$ -	\$ -	\$ 18,000.02	\$ 18,000.02	#DIV/0!	
IEB BACKGROUND/INVESTIGATIVE FEES 30	\$ -	\$ -	\$ -	\$ -	0%	
BANK INTEREST SW	\$ -	\$ -	\$ 3,780.38	\$ 3,780.38	#DIV/0!	
Grand Total	\$3,200,000.00	\$5,436,453.60	\$6,651,637.91	\$ 1,215,184.31		

FY23 Surplus: Credit to FY24 Assessment on Licensees:

Final spending in the Sports Wagering Control Fund of \$3.96M, combined with final revenue of \$6.65M, resulted in revenue exceeding spending by \$2.68M. However, of the initial \$3.2M background suitability fees, \$296.8K (see attachment B) was not spent and must reduce the excess revenue, resulting in an FY23 surplus of \$2.38M. The amount in the table below will be credited to the licensees' FY24 assessment.

Sports Wagering Control Fund FY23		
Revenue		6,651,637.91
Less Spending	3,968,652.41	
Less FY23 Suitability Revenue Carry Forward	296,809.44	
Total FY23 Surplus to be Credited to FY24 Assessment		2,386,176.06

205 CMR 221.00 describes how the commission shall assess its operational costs on sports wagering licensees, including any increases or decreases that are the result of over or under-spending. 205 CMR 121.03, paragraph (4) specifically states:

(4) In the event that actual revenues exceed actual costs for a given fiscal year, the Commission in its sole discretion shall credit such Excess Assessment to the Annual Assessment due for the next fiscal year.

The \$2.38M credit to licensees' FY24 assessment will reflect a full refund of their FY23 assessments (FY23 assessment collections were \$2.27M), and the amount in excess of the assessment (\$108.2K) will be distributed back to licensees in proportion to their share of the \$2.27M assessment. The table for that distribution has been intentionally omitted from this

memo, as the initial assessment table was redacted from public materials due to projections covered in an Executive Session.

Attachment A to this document is the budget to actual spending and revenue for the Gaming Control and Sports Wagering Control Funds for FY23. Attachment B summarizes sports wagering applicants' background suitability deposits and costs incurred in FY23.

Conclusion:

After the third quarterly update for FY23, the Gaming Control fund was estimated to spend \$35.97M, requiring a \$29.88M assessment on licensees. The Gaming Control Fund's final spending for FY23 was \$34.98M, which was \$985.15K (2.74%) less than the approved budget. The Gaming Control Fund's final revenue for FY23 was \$36.39M. The net impact of spending under budget, revenue exceeding projections, and reimbursements for FY23 invoices for the independent monitor received in FY24 resulted in a \$1.41M FY23 surplus in the Gaming Control Fund. The surplus will be credited to licensees' FY24 assessments.

The Sports Wagering Control fund was estimated to spend \$4.74M, requiring a \$2.23M assessment on licensees. Final spending for the fund in FY23 was \$3.96M, which was \$779.1K (16.4%) less than the approved budget. The Sports Wagering Control Fund's final revenue for FY23 was \$6.65M. The net impact of spending under budget, revenue exceeding projections, and carryforward of suitability investigation deposits resulted in a \$2.38M FY23 surplus in the fund. The surplus will be credited to sports wagering licensees' FY24 assessments.

Attachment A: FY23 Spending and Revenue Final

Attachment B: Sports Wagering Suitability Deposits and Costs

2023		Budget Projections				
Row Labels	Initial Projection	Revised Budget	Final Spending	Variance (Final Spending-Revised Budget)	% Variance	Variance Explanation
10500001--Gaming Control Fund						
MGC Regulatory Cost						
AA REGULAR EMPLOYEE COMPENSATION	\$ 7,982,768.03	\$ 8,110,391.80	\$ 8,187,467.12	77,075.32	0.95%	Carryforward of the pay fairness exercise from June of FY22
BB REGULAR EMPLOYEE RELATED EXPEN	\$ 81,197.00	\$ 81,197.00	\$ 27,202.48	(53,994.52)	-66.50%	Less travel than anticipated
CC SPECIAL EMPLOYEES	\$ 248,022.52	\$ 248,022.52	\$ 251,894.08	3,871.56	1.56%	
DD PENSION & INSURANCE RELATED EX	\$ 3,198,108.43	\$ 3,251,570.03	\$ 3,377,599.74	126,029.71	3.88%	Carryforward of the pay fairness exercise from June of FY22
EE ADMINISTRATIVE EXPENSES	\$ 634,974.92	\$ 634,974.92	\$ 465,958.80	(169,016.12)	-26.62%	Less travel and training in all divisions, and HR did not utilize all of its partnership and sponsoring budget.
FF PROGRAM, FACILITY, OPERATIONAL SUPPIES	\$ 20,000.00	\$ 20,000.00	\$ 18,170.51	(1,829.49)	-9.15%	
GG ENERGY COSTS AND SPACE RENTAL	\$ 1,347,958.08	\$ 1,347,958.08	\$ 1,364,459.80	16,501.72	1.22%	
HH CONSULTANT SVCS (TO DEPTS)	\$ 818,500.00	\$ 901,880.20	\$ 1,582,389.51	680,509.31	75.45%	Additional independent monitor costs that hit after the 3rd update (\$604.6K).
JJ OPERATIONAL SERVICES	\$ 10,510,400.56	\$ 10,510,400.56	\$ 9,943,219.53	(567,181.03)	-5.40%	Vacancies in GEU
KK Equipment Purchase	\$ 62,000.00	\$ 62,000.00	\$ 16,336.49	(45,663.51)	-73.65%	Need for office repairs was minimal in FY23
LL EQUIPMENT LEASE-MAINTAIN/REPAR	\$ 41,707.90	\$ 41,707.90	\$ 37,285.57	(4,422.33)	-10.60%	
NN NON-MAJOR FACILITY MAINTENANCE REPAIR	\$ 25,000.00	\$ 25,000.00	\$ 10,014.64	(14,985.36)	-59.94%	Need for office repairs was minimal in FY23
PP STATE AID/POL SUB/OSD	\$ 150,000.00	\$ 150,000.00	\$ 25,020.00	(124,980.00)	-83.32%	LEAF Grant was executed for FY24.
TT PAYMENTS & REFUNDS	\$ -	\$ -	\$ -	-	-	
UU IT Non-Payroll Expenses	\$ 4,222,914.03	\$ 4,222,914.03	\$ 4,154,797.12	(68,116.91)	-1.61%	
MGC Regulatory Cost Subtotal:	\$ 29,343,551.47	\$ 29,608,017.04	\$ 29,461,815.39	(146,201.65)	-0.49%	
EE--Indirect Costs	\$ 2,419,852.48	\$ 2,419,852.48	\$ 2,304,290.17	(115,562.31)	-4.78%	Underspending in GEU
Office of Attorney General						
ISA to AGO	\$ 2,927,384.00	\$ 2,927,384.00	\$ 2,040,703.26	(886,680.74)	-30.29%	Actually a 12.8% underspend as we combine the state reimbursed appropriation with this ISA.
TT Reimbursement for AGO 0810-1024	\$ -	\$ -	\$ 510,930.00	510,930.00	#DIV/0!	
AGO State Police	\$ 939,113.12	\$ 939,113.12	\$ 591,791.78	(347,321.34)	-36.98%	GEU Vacancies
Office of Attorney General Subtotal:	\$ 3,866,497.12	\$ 3,866,497.12	\$ 3,143,425.04	(723,072.08)	-18.70%	
ISA to ABCC	\$ 75,000.00	\$ 75,000.00	\$ 74,682.70	(317.30)	-0.42%	
Gaming Control Fund Total Costs	\$ 35,704,901.07	\$ 35,969,366.64	\$ 34,984,213.30	(985,153.34)	-2.74%	

Revenue Projections						
Revenues	Initial Projection	Revised Projection	Final Revenue	Variance	% Variance	Variance Explanation
Gaming Control Fund Beginning Balance 0500	\$ -	\$ 1,437,053.08	\$ 1,437,053.08	-	0%	
EBH Security fees 0500/Independent Monitor	\$ 1,200,000.00	\$ 83,380.20	\$ 718,241.28	634,861.08	761%	Additional independent monitor bills and revenue of \$598K after the 3rd update. There is also \$6K additional revenue received in FY24 that represents the June independent monitor bills that we did not bill for and collect until after June 30th.
ENHANCED EBH Security fees	\$ -	\$ -	\$ 62,840.15	62,840.15	0%	These are billed as the costs are incurred
Prior Year Independent Monitory Fees 500	\$ -	\$ 401,316.12	\$ 401,316.09	(0.03)	0%	
IEB background / investigative collections 0500	\$ 125,000.00	\$ 125,000.00	\$ 341,116.60	216,116.60	173%	Many of these costs are the fees in addition to the initial \$15K fee. This is combined with the Vendor Primary investigatory costs below.
Region A slot Machine Fee 0500	\$ 1,596,600.00	\$ 1,596,600.00	\$ 1,650,000.00	53,400.00	3%	Fees were from initial projections and varied. This reconciles with variance in assessment
Region B Slot Machine Fee 0500	\$ 912,600.00	\$ 912,600.00	\$ 930,000.00	17,400.00	2%	Fees were from initial projections and varied. This reconciles with variance in assessment
Slots Parlor Slot Machine Fee 0500	\$ 542,400.00	\$ 542,400.00	\$ 615,000.00	72,600.00	13%	Fees were from initial projections and varied. This reconciles with variance in assessment
Gaming Employee License Fees (GEL) 3000	\$ 300,000.00	\$ 300,000.00	\$ 250,800.00	(49,200.00)	-16%	
Key Gaming Executive (GKE) 3000	\$ 10,000.00	\$ 10,000.00	\$ 5,000.00	(5,000.00)	-50%	
Key Gaming Employee (GKS) 3000	\$ 50,000.00	\$ 50,000.00	\$ 91,000.00	41,000.00	82%	
Non-Gaming Vendor (NGV) 3000	\$ 50,000.00	\$ 50,000.00	\$ 39,100.00	(10,900.00)	-22%	
Vendor Gaming Primary (VGP) 3000	\$ 225,000.00	\$ 225,000.00	\$ 31,600.00	(193,400.00)	-86%	See note on invests above
Vendor Gaming Secondary (VGS) 3000	\$ 15,000.00	\$ 15,000.00	\$ 25,000.00	10,000.00	67%	

Gaming School License (GSB)/LIQ	\$ 15,000.00	\$ 15,000.00	\$ 300.00	(14,700.00)	-98%
Gaming Service Employee License (SER) 3000	\$ 75,000.00	\$ 75,000.00	\$ 31,125.00	(43,875.00)	-59%
Subcontractor ID Initial License (SUB) 3000	\$ 15,000.00	\$ 15,000.00		(15,000.00)	-100%
Temporary License Initial License (TEM) 3000	\$ 10,000.00	\$ 10,000.00		(10,000.00)	-100%
Assessment for PHTF	\$ 5,000,000.00	\$ 5,000,000.00	\$ 5,000,000.00	-	0%
Tranfer PHTF Assessment to PHTF	\$ (5,000,000.00)	\$ (5,000,000.00)	\$ (5,000,000.00)	-	0%
Assessment 0500	\$ 30,523,901.07	\$ 29,885,531.87	\$ 29,742,131.88	(143,399.99)	0% See notes on slot fees above
Misc/MCC Grant	\$ 25,000.00	\$ 25,000.00		(25,000.00)	-100% Grant ended in FY22
Miscellaneous 0500	\$ 11,000.00	\$ 11,000.00	\$ 12,845.66	1,845.66	17%
Bank Interest 2700	\$ 3,400.00	\$ 3,400.00	\$ 6,310.53	2,910.53	86%
Grand Total	\$ 35,704,901.07	\$ 35,788,281.27	\$ 36,390,780.27	602,499.00	1.68%

Budget Projections						
Row Labels	Initial Projection	Revised Budget	Final Spending	Variance (Final Spending-Revised Budget)	% Variance	Variance Explanation
10501384						
AA REGULAR EMPLOYEE COMPENSATION	\$ 794,970.77	\$ 794,970.77	\$ 578,299.20	\$ (216,671.57)	-27.26%	Delays in Hiring
BB REGULAR EMPLOYEE RELATED EXPEN	\$ -	\$ -	\$ 78.10	\$ 78.10	#DIV/0!	
CC SPECIAL EMPLOYEES	\$ 393,600.00	\$ 393,600.00	\$ 67,375.00	\$ (326,225.00)	-82.88%	Did not bring on 5 contracted investigators but rather 2
DD PENSION & INSURANCE RELATED EX	\$ 336,002.01	\$ 336,002.01	\$ 116,852.13	\$ (219,149.88)	-65.22%	
EE ADMINISTRATIVE EXPENSES	\$ -	\$ -	\$ 8,163.73	\$ 8,163.73	#DIV/0!	
FF PROGRAMMATIC FACILITY OPERATONAL SUPPLIES	\$ -	\$ -	\$ -	\$ -	0.00%	
HH CONSULTANT SVCS (TO DEPTS)	\$ 500,000.00	\$ 2,230,000.00	\$ 2,442,815.62	\$ 212,815.62	9.54%	Additional costs of establishing regulatory framework
JJ OPERATIONAL SERVICES	\$ -	\$ -	\$ -	\$ -	0.00%	
KK EQUIPMENT PURCHASES	\$ -	\$ -	\$ -	\$ -	0.00%	
LL EQUIPMENT LEASE-MAINTAIN/REPAR	\$ -	\$ -	\$ -	\$ -	0.00%	
NN INFRASTRUCTURE:	\$ -	\$ -	\$ -	\$ -	0.00%	
TT LOANS AND SPECIAL PAYMENTS	\$ -	\$ -	\$ -	\$ -	0.00%	
UU IT Non-Payroll Expenses	\$ -	\$ 592,100.00	\$ 406,501.78	\$ (185,598.22)	-31.35%	Delays in opening of a few operators and review of internal controls submissions.
EE --Indirect Costs	\$ 168,857.08	\$ 401,067.08	\$ 348,566.85	\$ (52,500.23)	-13.09%	Under spending in employees
Grand Total	\$ 2,193,429.86	\$ 4,747,739.86	\$ 3,968,652.41	\$ (779,087.45)	-16.41%	

Revenue Projections						
Revenues*	Initial Projection	Revised Projection	Final Revenue	Variance	% Variance	Variance Explanation
CATERGORY 1	\$ 600,000.00	\$ 600,000.00	\$ 600,000.00	\$ -	0%	
CATERGORY 2	\$ 200,000.00	\$ 200,000.00	\$ 200,000.00	\$ -	0%	
CATEROGRY 3 (TETHERED)	\$ 1,200,000.00	\$ 1,200,000.00	\$ 1,200,000.00	\$ -	0%	
CATERGORY 3 (UNTETHERED)	\$ 1,200,000.00	\$ 1,200,000.00	\$ 1,200,000.00	\$ -	0%	
SW GAMING CONTROL FUND BALANCE 050C	\$ -	\$ -	\$ -	\$ -	0%	
EMPLOYEE LICENSING FEES 3000	\$ -	\$ -	\$ 175,000.00	\$ 175,000.00	#DIV/0!	No projections were initially made
VENDOR SW FEES 3000	\$ -	\$ -	\$ 976,931.00	\$ 976,931.00	#DIV/0!	No projections were initially made
FANTASY FEES 3000	\$ -	\$ -	\$ -	\$ -	0%	
ASSESSMENT 0500	\$ -	\$ 2,236,453.60	\$ 2,277,926.51	\$ 41,472.91	2%	Overpayment by one operator and underpayment by another.
FINES & PENALTIES 2700	\$ -	\$ -	\$ -	\$ -	0%	
MISC 0500	\$ -	\$ -	\$ 18,000.02	\$ 18,000.02	#DIV/0!	
IEB BACKGROUND/INVESTIGATIVE FEES 300C	\$ -	\$ -	\$ -	\$ -	0%	
BANK INTEREST SW	\$ -	\$ -	\$ 3,780.38	\$ 3,780.38	#DIV/0!	
Grand Total	\$3,200,000.00	\$5,436,453.60	\$6,651,637.91	\$ 1,215,184.31		

B--SW Suitability Cost and Rev

Budget							
Fiscal Year	Appropriation	Appropriation Name	Name	Initial Deposit	FY23 Costs	Balance	Category
2023	10501384	Sports Wagering Control Fund					
			SW Encore Boston Harbor	200,000.00	\$ 162,960.33	37,039.67	1
			SW MGM Springfield	200,000.00	\$ 171,792.11	28,207.89	1
			SW Plainridge Park Casino	200,000.00	\$ 181,349.04	18,650.96	1
		<i>Category 1 Subtotal</i>		<i>600,000.00</i>	<i>516,101.48</i>	<i>83,898.52</i>	
			SW Raynham Park	200,000.00	\$ 172,595.27	27,404.73	2
		<i>Category 2 Subtotal</i>		<i>200,000.00</i>	<i>172,595.27</i>	<i>27,404.73</i>	
			SW bet365	200,000.00	\$ 123,919.15	76,080.85	3T
			SW BetMGM	200,000.00	\$ 191,279.06	8,720.94	3T
			SW Caesars Sportsbook	200,000.00	\$ 209,027.58	(9,027.58)	3T
			SW Fanatics	200,000.00	\$ 164,169.22	35,830.78	3T
			SW Penn Sports Interactive	200,000.00	\$ 201,608.80	(1,608.80)	3T
			SW WynnBet	200,000.00	\$ 214,425.07	(14,425.07)	3T
		<i>Category 3 Tethered Subtotal</i>		<i>1,200,000.00</i>	<i>1,104,428.88</i>	<i>95,571.12</i>	
			SW Bally Bet	200,000.00	\$ 175,694.96	24,305.04	3U
			SW Betr	200,000.00	\$ 205,045.99	(5,045.99)	3U
			SW Betway	200,000.00	\$ 176,093.95	23,906.05	3U
			SW Draftkings	200,000.00	\$ 208,686.31	(8,686.31)	3U
			SW Fanduel sportsbook	200,000.00	\$ 195,921.40	4,078.60	3U
			SW PointsBet	200,000.00	\$ 148,622.32	51,377.68	3U
		<i>Category 3 Untethered Subtotal</i>		<i>1,200,000.00</i>	<i>1,110,064.93</i>	<i>89,935.07</i>	
Total:				3,200,000.00	2,903,190.56	296,809.44	



TO: Chairwoman Judd-Stein, Commissioners O'Brien, Hill, Skinner, Maynard

FROM: Mark Vander Linden, Director of Research and Responsible Gaming,
Bonnie Andrews, Research Manager

CC: Todd Grossman, Interim Executive Director

DATE: October 2, 2023

RE: Addendum to FY2024 Gaming Research Agenda

Background:

The Expanded Gaming Act enshrines the role of research in understanding the social and economic effects and mitigating the negative consequences of casino gambling in Massachusetts. To this end, with the advice of the Gaming Policy Advisory Committee, the Commission is charged with carrying out an annual research agenda to comprehensively assess the impacts of casino gambling in Massachusetts. Specifically, [M.G.L. Chapter 23K §71](#) directs the research agenda to examine the social and economic effects of expanded gambling and to obtain scientific information relative to the neuroscience, psychology, sociology, epidemiology, and etiology of gambling. [M.G.L. Chapter 23N, §23](#) extends the scope of the research agenda to include an understanding of the effects of sports wagering in the commonwealth.

The process for developing and finalizing the FY24 research agenda included an initial presentation to the Commission on March 30, 2023, a meeting with the Gaming Research Advisory Committee on April 4, 2023, a meeting with the Gaming Policy Advisory Committee (GPAC) for advice and discussion as required by [M.G.L. Chapter 23K §71](#) on May 4, 2023, and presentation and finalizing the research agenda for the Commission on May 8, 2023.

Due to emerging priorities and opportunities for research partnerships, we propose the following additions to the FY24 research agenda:

Additions to FY24:

1. New approaches to advance pre-commitment: Assessing whether a mandatory (versus voluntary) limit adherence feature and reward facilitates responsible gambling

The purpose of pre-commitment tools (such as, for example, PlayMyWay) is to minimize gambling-related harms by cultivating responsible, positive gambling habits (for example, setting a budget before playing; adherence to that pre-set limit should it be reached). This study would build on researchers' previous findings that a "hard lock" option (where players cannot continue playing once their limit is reached) is more effective in reducing the number of visits and gambling expenditures over time compared to the standard, "soft lock option" (where players can continue playing after their limit is reached). Across two prospective studies and two experiments, this study will evaluate attitudes towards pre-commitment tools (including PlayMyWay), determine the characteristics of players who choose the "hard lock" option, and assess the influence of the "hard lock" option on behavior.

Another issue is that operators have been challenged to spark interest in these tools. This research will also investigate whether incentivizing use of a pre-commitment tool such as PlayMyWay and/or limit adherence increases the uptake of a pre-commitment tool and limit adherence.

This research will build evidence to assist with informed decisions about the strengths and weaknesses of play management systems, as well as contribute to the development of effective responsible gambling initiatives.

This proposed study will be conducted in collaboration with Carleton University. The MGC would facilitate recruitment of players enrolled in PlayMyWay, as well as connection between the research team and a casino partner to obtain player data. Total funding for this study in the amount of \$171,925 will be provided by the [International Center for Responsible Gaming](#) (ICRG).

2. Study on Artificial Intelligence (AI) and Gambling

This study would focus on current and possible uses of AI in the gaming industry, with a particular focus on marketing, player acquisition, game integrity, and responsible gaming initiatives, as well as implications for problem gambling and player health.

3. Ad hoc economic study topic selected at Commission meeting on August 17, 2023: Early impacts of sports betting

This topic will address the interest of the MGC in understanding the early economic impacts of sports betting. This early analysis will assess impacts from currently licensed operators of retail sports betting, including the three Massachusetts casinos (Category 1 licensees) and two racetracks, Raynham Park and Suffolk Downs (Category 2 licensees). Following the same data collection process used for casino operator studies, the team will closely collaborate with the

Division of Research and Responsible Gaming at the MGC to obtain the data needed for this study. The work will also involve gathering and analyzing revenue data available from the MGC, as well as recent patron behavior data related to sports betting activities from SEIGMA's Online Panel Survey from 2023. The data collected will be used as inputs for economic modeling, allowing the analysis of impacts generated from the introduction of retail sports betting to the state. The team will calibrate the model using a recent SEIGMA literature review on cannibalization in sports betting as well as any relevant findings about patron behavior in from recent behavioral surveys. The work could be revisited in FY25 when a patron origins study has been completed using GPS location data, and additional year of behavioral data has been collected, allowing us to update the economic impact analysis. With advance planning, the team could coordinate with the MGC to obtain operator data from Category 3 licensees to expand the analysis to examine online sports betting operators.

Delay to FY25

In order to allow for adequate resources to explore topics in the current research agenda and review findings from the forthcoming MGC study, *Impacts of Advertising on Gambling Behavior and Harms in Massachusetts*, we propose delaying the following study to be conducted as part of the FY25 research agenda:

Sports wagering advertising study: Study on different existing marketing affiliate payment structures and impact on players.

Budget Impact

The current FY24 Gaming Research Agenda is estimated to be \$1,865,000. We estimate that the budget implications for the changes noted above would be adding \$25,000 to the current budget, which would result in a revised budget of \$1,890,000 for the FY24 research agenda.



Division of Racing

MEMORANDUM

TO:	Massachusetts Gaming Commission
FROM:	Chad Bourque, Financial Analyst
SUBJECT:	Request for Consideration Harness Horse Capital Improvement Trust Fund
DATE:	September 27, 2023

In accordance with General Laws of Massachusetts, Chapter 128A, Section 5g.

The trustees may expend without appropriation all or any part of the capital trust fund to the appropriate track licensee in proportion to the amount deposited in each fund for use of a capital expenditure for alterations, additions, replacements, changes, improvements, or major repairs to or upon the property owned or leased by the licensee and used by it for the conduct of racing, but not for the cost of maintenance or of other ordinary operations. The trustees shall hire the services of the architectural/engineering consultants as they deem appropriate to advise them and to evaluate proposed capital improvements. The following capital fund request has been reviewed.

Revised HHCITF 2023-01 Request for Consideration:

- Additional funds for renovations and expansion to the horse paddock & barn building

Approved amount requested for consideration on 01/12/2023: \$95,000

Additional amount requested for consideration: \$12,500

Total Amount: \$107,500

All financial statements shall be accompanied by a statement signed under the pains and penalties of perjury by the chief financial officer of the licensee setting forth the capital improvements completed with funds obtained under this section. All documentation has been submitted and reviewed.

After review and confirmation of the request, with your authorization, we will approve the scope of work to be completed at the licensee facility.

Encl. plainridge_rfc_hhcitf_2023_01_phase_01_revised

Cdb



Massachusetts Gaming Commission



Wayne O. Salo, Founder
Neil R. Dixon, Founder
Jessa G. Hilgenberg, Principal

September 21, 2023

Mr. Chad Bourque, Senior Financial Analyst
Massachusetts Gaming Commission/Racing Division
101 Federal Street
Boston, MA 02110

RE: Plainville Gaming & Redevelopment, LLC d/b/a Plainridge Racecourse
Project Plainridge HHCITF 2023-01, Phase 1 Preconstruction Design – Amendment No. 1
Plumbing Design
Race Paddock Renovations and Expansion
Request for Consideration

Dear Mr. Bourque:

Attached please find one copy of a Request for Consideration from Plainville Gaming & Redevelopment, LLC to the Massachusetts Gaming Commission/Racing Division in the amount of \$12,500.00 for Phase 1, amendment No. 1 Pre-Construction Design for the Race Paddock Renovations and Expansion at Plainridge Racecourse for the design of a plumbing system.

This first Amendment No. 1 is required for a building permit for the plumbing work and is part of the project involves the Pre-Construction Design services for the proposed Race Paddock Renovations and Expansion at the Plainridge Racecourse.

Currie Building Systems, Inc., who are a Massachusetts Gaming Commission/Racing Division approved contractor have been selected to assist Plainridge Racecourse in preparing supporting data for this Request. Currie Building Systems, Inc. have satisfactory in the past completed numerous projects at Plainridge Racecourse.

Attached please find the following supporting data for this request:

1. Plainridge Racecourse Project HHCITF 2002-4 Phase 1, Request for Consideration, (1 page)
2. Currie Building Systems, Inc., Outline of services to be included in this amendment No. 1 Preconstruction Design (3 pages)
3. Fleshman Architects Exterior Elevations and Proposed Floor Plan (2 pages)

Based upon the above, it is the opinion of this office that the project is an appropriate Capital Improvement Trust Fund Project, and we recommend that this Phase 1, amendment No. 1 Request for Consideration be approved by the Massachusetts Gaming Commission/Racing Division in the amount of 12,500.00.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,
DIXON SALO ARCHITECTS, INC.

Neil R. Dixon
Neil R. Dixon,
Founder/Architect



Massachusetts Gaming Commission
Harness Horse Capital Improvement Trust Fund
Harness Horse Promotional Trust Fund

1. Date: 9/8/2023
2. Association: Plainville Gaming & Redevelopment, LLC d/b/a/ Plainridge Racecourse
3. Project #: Plainridge HHCITF 2023-1 Phase 1 amended
4. Project Description: Race Paddock Renovations and Expansion
Phase 1 Pre-Construction Design
Addition of Plumbing Design
5. Type of Request: RFC - HHCITF
 - Request for Consideration / RFC
 - Request for Reimbursement / RFR
 - Harness Horse Capital Improvement Fund / HHCIF
 - Harness Horse Promotional Trust Fund / HHPTF
6. Total Project Amount: \$95,000 RFC + \$12,500 = \$107,500
 - Estimate / RFC - Adjusted to \$107,500
 - Actual / RFR -
7. RFC – Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack:
Capital Improvement – Design stage for upgrades and expansion to the existing Race Paddock. (see project description submitted by Currie Building Systems, Inc.) additional plumbing design required for permitting.

RFR – Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and cancelled check must support each expenditure.
8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.
9. By Track Official: Steve O'Toole Title: Director of Racing Date: 9/8/2023
Steve O'Toole
10. Trustee Approval and Date:



June 30, 2023

Steve O'Toole
Plainridge Park Casino
301 Washington Street
Plainville, MA 02762

RE: Horse Paddock and Barn Renovations
Phase 1 Pre-Construction Services – Additional Design

Dear Steve,

We are pleased to submit our proposal to provide Additional Design for the Phase 1 Pre-Construction Services for the design and cost estimating for the proposed renovations of the existing 16,000 SF Horse Paddock and 7,000 SF Horse Barn buildings located at the Plainridge Park Casino. The original proposal for the Pre-Construction Services dated 12/28/23 included consulting with design build MEP subcontractors to develop scopes of work for the MEP trades including fire protection, plumbing, HVAC, fire alarm and electrical to be used for estimating and budgeting purposes. The final design for permitting and construction for the MEP trades was to be included in the Phase 2 Final Design and Construction Phase. It was determined during the MEP review process that the full design of the plumbing scope of work is necessary to complete the estimating for this work due to the complexity of the plumbing systems. The Plumbing Design scope of work and associated costs are outlined as follows:

- Review existing conditions of the paddock and barn facilities to confirm all existing plumbing systems and proposed modifications and upgrades for the renovations of both facilities
- Provide professionally engineered stamped design drawings for the following plumbing systems:
 1. New trench drain systems in paddock and barn buildings. Trench drains to be located in new paddock stalls per the architectural drawings. Drain lines to connect to existing underground sanitary piping systems in both buildings.
 2. New sanitary and vent underground and above ground piping for proposed restroom renovations in main paddock building. Connect new piping to existing underground sanitary piping system
 3. New cold and hot water piping and fixtures for the proposed restroom renovations in main paddock building. Connect new water piping to existing potable water system
 4. Modify existing non potable and potable water piping and hose bibs for paddock stalls and test stalls. Connect new piping to existing non potable and potable water systems
 5. Relocate existing LP tank and associated piping at location of proposed new OHD on existing barn at connector building between main paddock and barn buildings. Reconnect existing LP piping to relocated tank.

Total Additional Cost for Plumbing Design: \$12,500.00



Page 2
Plainridge Park Casino – Paddock/Barn Renovations
6/30/23

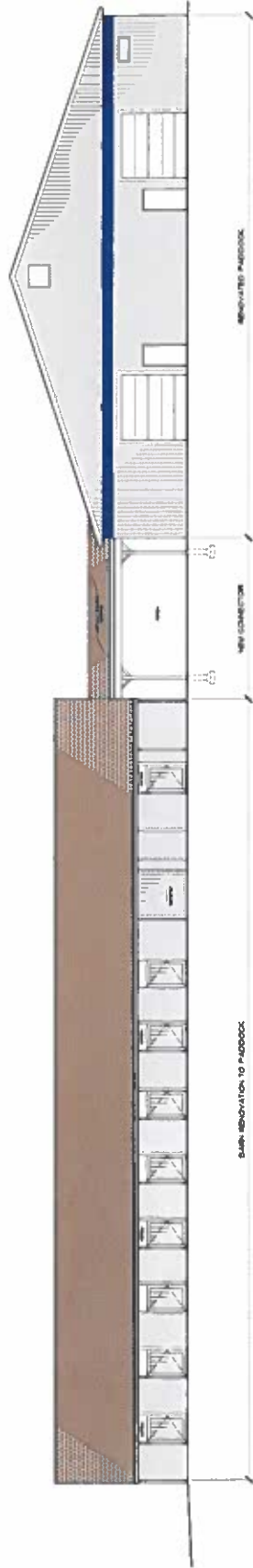
We have proceeded with the plumbing design and we will provide stamped drawings for permit and construction upon completion. We will utilize the plumbing design drawings for estimating purposes to complete the Phase 1 Pre-Construction Services.

We greatly appreciate the opportunity to submit our proposal for this work. Please advise if there are any questions.

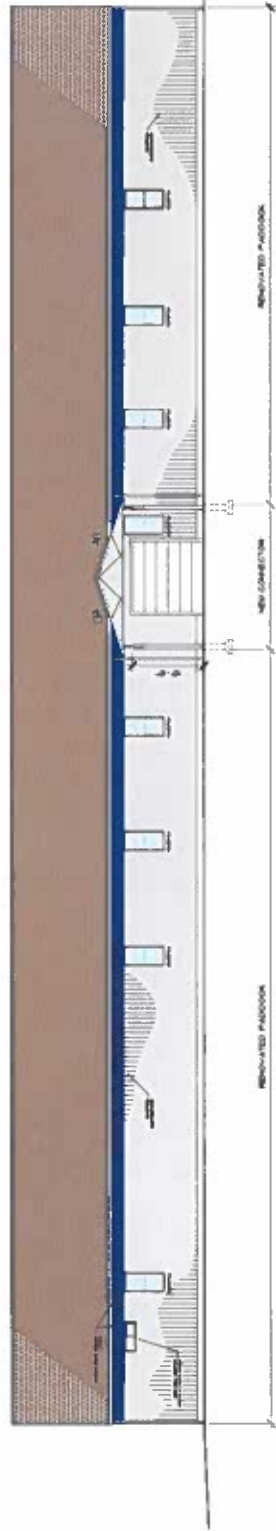
Respectfully Submitted,

William T. Currie, Jr
President

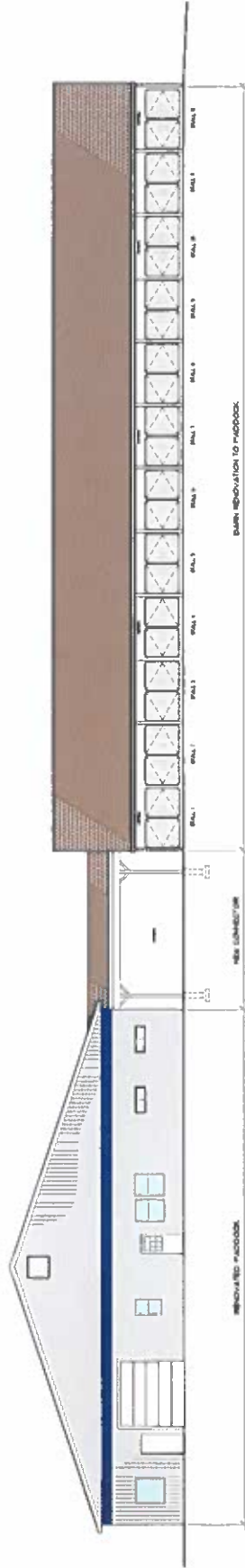
Enclosures:



A WEST ELEVATION
10/23/19



B SOUTH ELEVATION
10/23/19



C EAST ELEVATION (TRAMCODE)
10/23/19

EXTERIOR ELEVATIONS



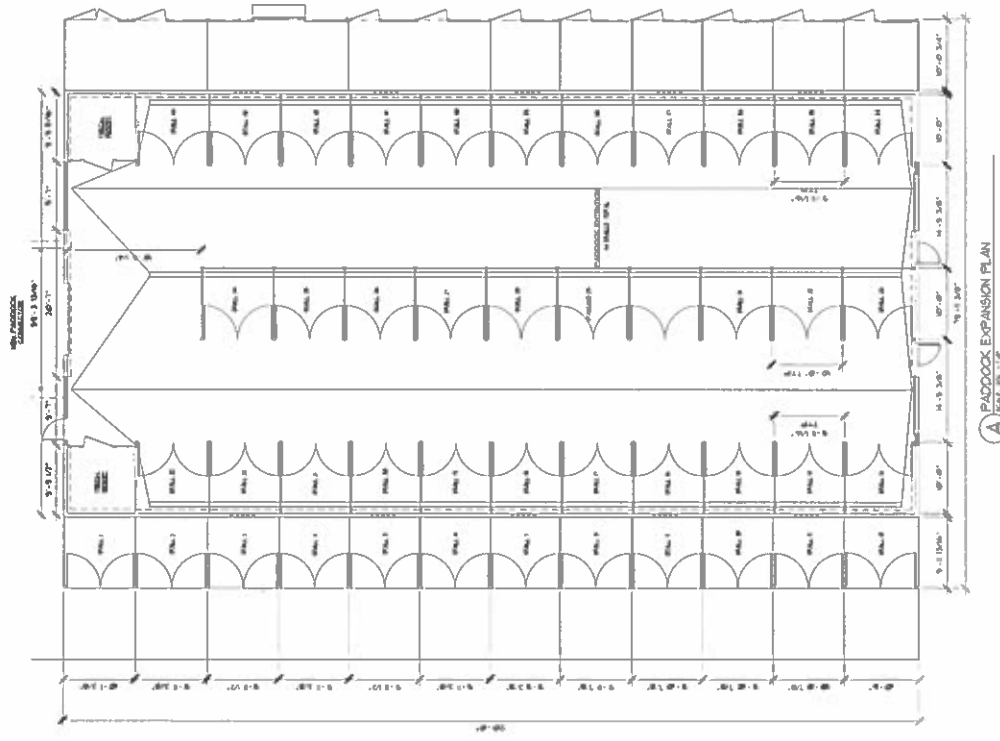
**STEPHEN FLESHMAN
ARCHITECT, llc**

95 Apple Road
Plainridge Park
P 508.317.7148
F 508.317.6325
E Plainridge@sfainc.com



**CURRIE
BUILDING
SYSTEMS, INC.**
DESIGNER & GENERAL CONTRACTING
CONSTRUCTION MANAGEMENT





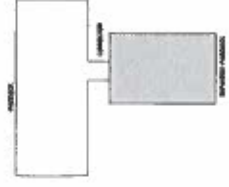
PROPOSED FLOOR PLAN



**STEPHEN FLESHMAN
ARCHITECT, LLC**
 99 Apple Road
 Farmington, CT 06030
 P 860.347.1148
 F 860.347.8338
 E stephen@sf-a.com

C
**CURRIE
BUILDING
SYSTEMS, INC.**
 DESIGN-BUILD • GENERAL CONTRACTING
 CONSTRUCTION MANAGEMENT

P
**PLAINRIDGE PARK
CASINO**



Original request was approved on 1.12.23
RFC submitted 1.3.23



MEMORANDUM

TO:	Massachusetts Gaming Commission
FROM:	Chad Bourque, Financial Analyst
SUBJECT:	Request for Consideration Harness Horse Capital Improvement Trust Fund
DATE:	January 5, 2023

In accordance with General Laws of Massachusetts, Chapter 128A, Section 5g. The trustees may expend without appropriation all or any part of the capital trust fund to the appropriate track licensee in proportion to the amount deposited in each fund for use of a capital expenditure for alterations, additions, replacements, changes, improvements, or major repairs to or upon the property owned or leased by the licensee and used by it for the conduct of racing, but not for the cost of maintenance or of other ordinary operations. The trustees shall hire the services of the architectural/engineering consultants as they deem appropriate to advise them and to evaluate proposed capital improvements. The following capital fund request has been reviewed.

HHCITF 2023-01 Request for Consideration:

- Pre-construction services for the proposed renovations to the horse paddock & barn building

Total amount requested for consideration: \$95,000.00

All financial statements required under section 6 shall be accompanied by a statement signed under the pains and penalties of perjury by the chief financial officer of the licensee setting forth the capital improvements completed with funds obtained under this section. All documentation has been submitted and reviewed.

After review and confirmation of the request, with your authorization, we will approve the scope of work to be completed at the licensee facility. The current balance of the HHCITF is \$855,445.

Encl. plainridge_rfc_hhcitf_2023_01_phase_01

Cdb

95,000⁰⁰ APPR.
12,500⁰⁰ Additional
107,500



Massachusetts Gaming Commission



Division of Racing

MEMORANDUM

TO:	Massachusetts Gaming Commission
FROM:	Chad Bourque, Financial Analyst
SUBJECT:	Request for Reimbursement Harness Horse Capital Improvement Trust Fund
DATE:	September 27, 2023

In accordance with the General laws of Massachusetts, Chapter 128A, Section 5g. The trustees may expend without appropriation all or any part of the capital improvement trust funds to the appropriate track licensee in proportion to the amount deposited in each said fund by the track licensee for use as all or part of a capital expenditure for alterations, additions, replacements, changes, improvements or major repairs to or upon the property owned or leased by the licensee and used by it for the conduct of racing, but not for the cost of maintenance or of other ordinary operations. The trustees shall hire the services of architectural/engineering consultants as they deem appropriate to advise them and to evaluate proposed capital improvements. The following capital fund requests have been reviewed and approved by the architectural/engineering consultant.

HHCITF Request for Reimbursement: 2022-02

- Purchase of tractor \$81,706.00

All financial statements shall be accompanied by a statement signed under the pains and penalties of perjury by the chief financial officer of the licensee setting forth the capital improvements completed with funds obtained under this section.

The request for consideration was approved by the Commission on 10/13/2022. After review and confirmation of the request for reimbursement, with your authorization, we will make payment to the licensee.

Encl. plainridge_rfr_hhcitf_2022_02

Cdb



Massachusetts Gaming Commission



Wayne O. Salo, Founder
Neil R. Dixon, Founder
Jesse G. Hilgenberg, Principal

September 19, 2023

Mr. Chad Bourque, Senior Financial Analyst
Massachusetts Gaming Commission/Racing Division
101 Federal Street
Boston, MA 02110

RE: Plainville Gaming & Redevelopment, LLC
Project Plainridge HHCITF 2022-02
Tractor and Equipment
Request for Reimbursement

Dear Mr. Bourque:

Attached please find one copy of a Request for Reimbursement from Plainville Gaming & Redevelopment, LLC to the Massachusetts Gaming Commission/Racing Division in the amount of \$81,706.00 for the Purchase of a tractor and a track and equipment for use at Plainridge Racecourse.

The project involved the purchase of a new tractor and new equipment to aid in the maintenance of the race track in a safe and consistent racing surface.

This equipment has been provided by a vendor who is approved by the Massachusetts Gaming Commission and therefore Plainville Gaming & Redevelopment, LLC purchased the New Holland tractor and equipment from Kahn Tractor and equipment, Inc.

Enclosed please find the following:

- Request from Plainville Gaming & Redevelopment, LLC (1)
- Invoices from Kahn Tractor & Equipment, Inc. (2)
- Photo of New Holland Tractor (1)

Based upon the above, it is the of this office that these project is an appropriate Capital Improvement Trust Fund Project and we recommend that this Request for Reimbursement be approved by the Massachusetts Gaming Commission/Racing Division in the amount of \$81,706.00.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,
DIXON SALO ARCHITECTS, INC.

Neil R. Dixon,
Principal/Architect
NRD/hs



Massachusetts Gaming Commission
Harness Horse Capital Improvement Trust Fund
Harness Horse Promotional Trust Fund

- 1. Date: 9/29/2023
2. Association: Plainville Gaming & Redevelopment, LLC
3. Project #: Plainridge HHCITF 2022-2
4. Project Description: Tractor
5. Type of Request: RFR - HHCITF
6. Total Project Amount: RFR - Tractor
\$ 76,900 - Kahn Tractor & Equipment
4,806 - Mass Sales Tax 6.25%
\$ 81,706

7. RFC - Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack:

RFR - Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and cancelled check must support each expenditure: The New Holland Tractor provided by Kahn Tractor & Equipment is presently in service for track maintenance. Invoice and payment information attached. The final amount being requested is \$81,706

8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.

9. All funds being requested will be treated as capital expenditures for accounting and tax purposes.

10. Signed under the pains and penalties of perjury

11. By Track Official: Steve O'Toole Title: Director of Racing Date: 9/29/2023

By CFO: Heidi Yates-Akbaba Date: 9/29/2023

12. Trustee Approval and Date:

KAHN TRACTOR & EQUIPMENT, INC.

520 Pond Road, P.O. Box 38
 North Franklin, CT 06254
 Phone:(860) 642-7596 Fax:(860) 642-6364
 Toll Free:800-327-5246
 www.kahntractor.com



SOLD TO
 P22796 PENN ENTERTAINMENT

SHIP TO
 PLAINRIDGE PARK CASINO
 301 WASHINGTON ST
 PLAINVILLE, MA 02762

Sold By: RW PG #: C1200531 Date 3/16/23 EQUIP SALE ES41782
 Ship By: Tax #: 16:33:53 PRT: 3 Open

Tax	D	Qty	Description	Price	Amount
G			WG NH TRACTOR N53398 N HOLLAND PWRSTR120 TRACTOR SER#:VNLE50228 WAR:04 EXP: 3/16/23		76900.00

TERMS:Net 30 days.A finance charge of 1 1/2% will be added to all past due balances.This is an ANNUAL PERCENTAGE RATE of 18%
 FARM PLAN:This purchase is subject to the terms of the FARM PLAN CREDIT AGREEMENT 27100-001.

** SUBTOTAL 76900.00

X _____ Charge Sale

PAY THIS AMOUNT \$76900.00

Invoices Paid

Supplier	Check Number	Paid Amount	Payment Document	Invoice Business Unit	Invoice Number	Invoice Date	Invoice Type	Due Date	Invoice Amount	Invoice Currency	Paid Status
Kahn Tractor & Equipment Inc	2255	76,900.00	PNG WF ACH Format	USD BU	ES41782	3/16/23	Standard	4/15/23	76,900.00	USD	Fully paid
Grand Total		76,900.00							76,900.00		

76900

+ 6.25% MATax

4806.25

81,706.25







Division of Racing

MEMORANDUM

TO:	Massachusetts Gaming Commission
FROM:	Chad Bourque, Financial Analyst
SUBJECT:	Request for Reimbursement Harness Horse Capital Improvement Trust Fund
DATE:	September 27, 2023

In accordance with the General laws of Massachusetts, Chapter 128A, Section 5g. The trustees may expend without appropriation all or any part of the capital improvement trust funds to the appropriate track licensee in proportion to the amount deposited in each said fund by the track licensee for use as all or part of a capital expenditure for alterations, additions, replacements, changes, improvements or major repairs to or upon the property owned or leased by the licensee and used by it for the conduct of racing, but not for the cost of maintenance or of other ordinary operations. The trustees shall hire the services of architectural/engineering consultants as they deem appropriate to advise them and to evaluate proposed capital improvements. The following capital fund requests have been reviewed and approved by the architectural/engineering consultant.

HHCITF Request for Reimbursement: 2022-03

- Purchase of new digital tote board \$121,161.99

All financial statements shall be accompanied by a statement signed under the pains and penalties of perjury by the chief financial officer of the licensee setting forth the capital improvements completed with funds obtained under this section.

The request for consideration was approved by the Commission on 10/13/2022. After review and confirmation of the request for reimbursement, with your authorization, we will make payment to the licensee.

Encl. plainridge_rfr_hhcitf_2022_03

Cdb



Massachusetts Gaming Commission



DIXON SALO
ARCHITECTS
INCORPORATED

Wayne O. Salo, Founder
Neil R. Dixon, Founder
Jesse G. Hilgenberg, Principal

September 19, 2023
Revised September 26, 2023

Mr. Chad Bourque, Senior Financial Analyst
Massachusetts Gaming Commission/Racing Division
101 Federal Street
Boston, MA 02110

RE: Plainville Gaming & Redevelopment, LLC
Project Plainridge HHCITF 2022-03
Digital Tote Board Display
Request for Reimbursement

Dear Mr. Bourque:

Attached please find one copy of a Request for Reimbursement from Plainville Gaming & Redevelopment, LLC to the Massachusetts Gaming Commission/Racing Division in the amount of \$121,161.99 for the Purchase of a Digital Tote Board Display for use at Plainridge Racecourse.

The project involved the purchase of a new Digital tote Board Display to provide a display of pre-race and post-race results.

This equipment has been provided by a vendor who is approved by the Massachusetts Gaming Commission and therefore Plainville Gaming & Redevelopment, LLC. The installation of the tote was performed by Bristol Construction. Technical configuration was provided by Racing Systems International.

Enclosed please find the following:

Supporting data from Plainville Gaming & Redevelopment, LLC and invoices from the two vendors. (7 pages total).

Photo of Digital Tote Board Display Unit

Based on the above, it is the opinion of this office that this project is an appropriate Capital Improvement Trust Fund Project, and we recommend that this Request for Reimbursement be approved by the Massachusetts Gaming Commission/Racing Division in the amount of \$121,161.99.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,
DIXON SALO ARCHITECTS, INC.

Neil R. Dixon

Neil R. Dixon,
Founder/Architect
NRD/hs

cc: Steve O'Toole, Plainville Gaming & Redevelopment, LLC
Enclosure: Project Plainridge HHCITF 2022- 02 (RFR),
photo of tote board



Massachusetts Gaming Commission
Harness Horse Capital Improvement Trust Fund
Harness Horse Promotional Trust Fund

- 1. Date: 9/29/2023
2. Association: Plainville Gaming & Redevelopment, LLC
3. Project #: Plainridge HHCITF 2022-3
4. Project Description: Digital Tote Board Display
5. Type of Request: RFR - HHCITF
6. Total Project Amount: RFR - Digital Tote Board Display
Estimate / RFC
Actual / RFR \$99,347.50 - Racing Systems International
6,209.22 - Mass Sales Tax 6.25%
15,605.27 - Bristol Construction (installation)
\$121,161.99

7. RFC - Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack:

RFR - Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and cancelled check must support each expenditure: The digital tote display was supplied by Racing Systems International as quoted and the physical installation performed by Bristol Construction. Technical configuration was provided by racing Systems International, and they also provide support. The digital display has been operational for the 2023 racing season. Invoice and payment information attached. The final amount being requested is \$121,161.99

8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.

9. All funds being requested will be treated as capital expenditures for accounting and tax purposes.

10. Signed under the pains and penalties of perjury.

11. By Track Official: Steve O'Toole Title: Director of Racing Date: 9/29/2023

By CFO: Heidi Yates-Akbaba Date: 9/29/2023

12. Trustee Approval and Date:



Racing Systems International, Inc.
 419 3rd Ave.
 Melbourne Beach, FL 32951
 954-243-8337

INVOICE

121322-02

DATE: April 8, 2023

PO NUMBER #C1125328

TO:
 Penn National Gaming
 825 Berkshire Blvd.
 Wyomissing, PA 19610

SHIP TO:
 Plainridge Racecourse
 301 Washington Street
 Plainville, MA 02762

PROJECT:
 Infield Tote Board

DELIVERY:
 Delivered

CONTACT: Steve O'Toole

TERMS:
 75% with PO
 Balance at installation

SHIPPING:
 Sea/Truck

ITEM	QTY	DESCRIPTION	UNIT	TOTAL
1	24	15" Single Digit Indicator (Amber Epistar LED) - 4 for spare	\$155.00	\$3,720.00
2	12	15" Double Digit Odds Indicator (Amber/Red Epistar LED)	\$389.00	\$4,668.00
3	46	10' Indicator Cable - 2 for spare	\$16.50	\$759.00
4	13	H-Segment Cable - 1 for spare	\$7.50	\$97.50
5	6	Controller-16 - 1 for spare	\$668.00	\$4,008.00
6	7	Power Supply for Controller-16 - 2 for spare	\$85.00	\$595.00
7	1	22.05' x 8.4' 16mm Video Display with spare parts	\$43,000.00	\$43,000.00
9	1	Graphics system for video portion of tote board	\$31,500.00	\$31,500.00
8	1	Installation, Setup, testing, training	\$11,000.00	\$11,000.00

Owner responsibilities:
 modifications to board to include steel support for video display
 Disposal of old displays
 Power connections

SUB-TOTAL	\$99,347.50
FL SALES TAX (7%)	Out-Of-State
SHIPPING	INCLUDED
TOTAL	\$99,347.50
AMOUNT PAID (75%)	\$74,510.63
BALANCE DUE	\$24,836.88



Bristol Remodeling & Construction

25 Messenger St
 Suite 5
 Plainville, MA 02762
 774-643-0130

Invoice

Date	Invoice #
4/5/2023	2052010

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

P.O. No.	Terms	Project
C1207360	Due on receipt	

Quantity	Description	Rate	Req. by Code	Amount
	Subject Property: 301 Washington St Plainville, MA			
	Fabricate Steel for new tote board			
	Assist with install of steel frame			
	Frame wood partition around new displays			
	Repair sign board on roof			
	Paint out building			
	Remove wooden flag pole			
	Install new vinyl lettering on board			
4	Carpenter Per Hour to assist with install of new steel frame on 03/20/2023	75.00		300.00
1	Steel frame work including materials, fabrication, welding.	4,826.00		4,826.00
1	Labor - Delivery	550.00		550.00
21	Carpenter Per Hour to frame in track board and exterior forward facing walls on 03/28-29/2023	75.00		1,575.00
6	Carpenter Per Hour to make repair on roof and repair advertising frame on 03/30/2023	75.00		450.00
1	Materials for finish work on exterior on sign area	515.07		515.07
1	Painting Service to paint front and back of track sign board buildings as outlined by client	5,288.20		5,288.20
1	Custom made replacement Vinyl decals for Racing Sign board	450.00		450.00

All work is complete!

Payments/Credits

Total
Customer Total Balance



Bristol Remodeling & Construction

25 Messenger St
Suite 5
Plainville, MA 02762
774-643-0130

Invoice

Date	Invoice #
4/5/2023	2052010

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

P.O. No.	Terms	Project
C1207360	Due on receipt	

Quantity	Description	Rate	Req. by Code	Amount
1	Labor to reinstall new sign board decals	1,651.00		1,651.00

All work is complete!

Payments/Credits	\$0.00
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Total	\$15,605.27
Customer Total Balance	\$52,760.23

Invoices Paid

Supplier	Check Number	Paid Amount	Payment Document	Invoice Business Unit	Invoice Number	Invoice Date	Invoice Type	Due Date	Invoice Amount	Invoice Currency	Paid Status
Racing Systems International Inc	1962	74,510.63	PNG WF ACH Format	USD BU	081822-01 DEPOSIT	12/13/22	Standard	1/12/23	74,510.63	USD	Fully paid
Grand Total		74,510.63							74,510.63		

12.13.22 74510.⁶³
 4.8.23 24836.⁸⁸

 99,347.51 Total
 x 6.25% Tax

 6209.22

105556.72
 + 15605.77 preconstruction

121,161.⁹⁹ ✓

Invoices Paid

Supplier	Check Number	Paid Amount	Payment Document	Invoice Business Unit	Invoice Number	Invoice Date	Invoice Type	Due Date	Invoice Amount	Invoice Currency	Paid Status
Racing Systems International Inc	2291	24,836.88	PNG WF ACH Format	USD BU	121322-02	4/8/23	Standard	5/8/23	24,836.88	USD	Fully paid
Grand Total		24,836.88							24,836.88		



Commercial Electronic Office - Transaction Search
Date Printed:09/07/2023 09:47 AM PT

Check 2024663 - 15,605.27 USD

Plainville Gaming and Redevelopment, LLC 825 Berkshire Blvd Wyomissing, PA 19610		DATE 05/18/2023	2024663 56-382/412
PAY TO THE ORDER OF Bristol Construction & Remodeling 25 Messenger St Suite 5 Plainville, MA 02762			\$*****15,605.27
Fifteen Thousand Six Hundred Five Dollars And Twenty-Seven Cents****			VOID AFTER 90 DAYS
WELLS FARGO BANK, N.A.			<i>From & Honor</i> <i>Account Number</i>
DOCUMENT CONTAINS A COLORED PANTOGRAPH & MICROPRINTING. BACK HAS THE RHOCHROMIC INK & A WATERMARK. HOLD AT AN ANGLE TO VIEW. VOID IF NOT PRESENT.			
⑆02024663⑆ ⑆041203824⑆ 9665451846⑆			

3 Hold printing part that disappears when exposed to light by holding at oblique angle.

Security Features
 - Colorful Background
 - Microprinting
 - Colorful Pantograph
 - RhoChromic Ink
 - Watermark
 - Security Thread
 - Security Hologram
 - Security Strip
 - Security Window
 - Security Markings
 - Security Symbols
 - Security Text

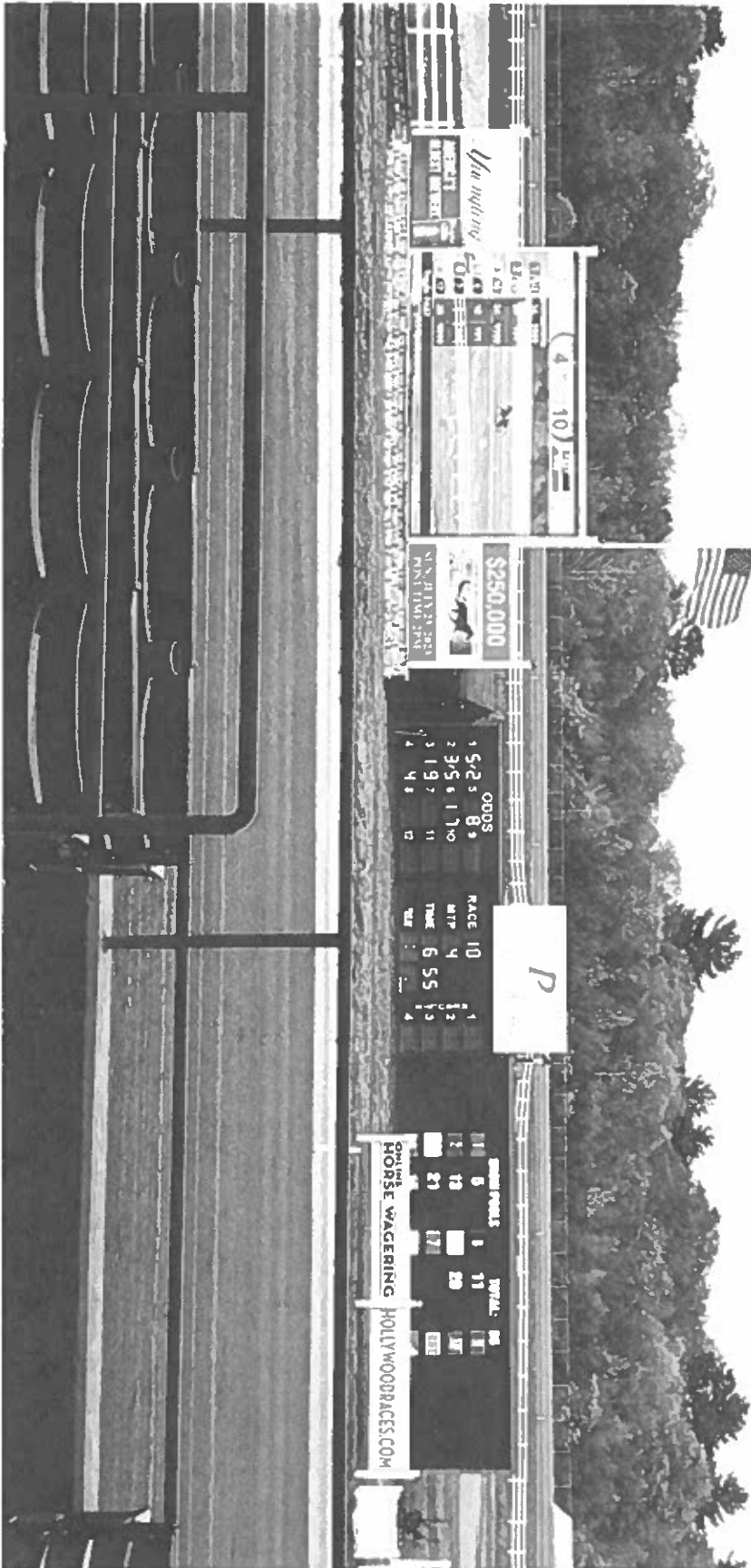
Webster Bank
 Waterbury, CT
 >211170101<
 4371 6/29/2023
 ATM:932127 DIN: 8580000000000345

ENDORSE HERE
 X *Miss Ellen only: C. C. C.*

CHECK HERE IF MOBILE DEPOSIT
 DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE
 RESERVED FOR FINANCIAL INSTITUTION USE

Item Details

Account Number	9665451846	Item Sequence Number	008686670383
Account Name	Plainridge AP PPPV	Bank Id	241253823
Check	2024663	As Of Date	06/30/2023
Amount	15,605.27 USD Debit		
Status	Check Paid		
Posting Date	06/30/2023		
Additional Item Details:	PHL REF#: 000000866670383 0000023 -000000054284335		



Winning
4 10
\$100,000
\$250,000
SINCE 1958
MONTELEONE

1 5:23 89
2 3:55 170
3 1:97 11
4 4:8 11
ODDS
RACE 10
M/P 4
TIME 6:55
1 1
2 2
3 3
4 4

P

ODDS
1 11
2 10
3 17
4 17
TOTAL: 11
HOLLYWOODRACES.COM