



NOTICE OF MEETING AND AGENDA

Pursuant to the Massachusetts Open Meeting Law, G.L. c. 30A, §§ 18-25, and Chapter 22 of the Acts of 2022, notice is hereby given of a meeting of the **Massachusetts Gaming Commission**. The meeting will take place:

Wednesday | June 15, 2022 | 11:00 a.m.
VIA CONFERENCE CALL NUMBER: 1-646-741-5292
MEETING ID/ PARTICIPANT CODE: 112 399 7421

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.

PUBLIC MEETING #125

- 1) Call to Order – Cathy Judd Stein, Chair
- 2) Review of Meeting Minutes **VOTE**
- 3) Agenda Planning for Upcoming Public Commission Meetings. (See following pages.)
- 4) Commissioner Updates
- 5) Other Business – Reserved for matters the Chair did not reasonably anticipate at the time of posting.

I certify that on this date, this Notice was posted as “Massachusetts Gaming Commission Meeting” at www.massgaming.com and emailed to: regs@sec.state.ma.us. **Date Posted to Website:** June 13, 2022 | 9:30 a.m. EST

June 9, 2022

Cathy Judd-Stein, Chair



Massachusetts Gaming Commission

MASSACHUSETTS GAMING COMMISSION AGENDA PLANNING

ALL MEETINGS

AGENDA ITEM TOPIC	MGC REPRESENTATIVE
1 Administrative Update	Wells, K.
2 Regulations: 205 CMR 133 205 CMR 115.01 (04) 205 CMR 138.02 205 CMR 138.05 205 CMR 138.07 205 CMR 138.62	Grossman, T.
3 Legislative Updates	Howard, C. Hill, B. Grossman, T.

NEXT MEETING DATE:

June 22, 2022

AGENDA ITEM TOPIC	MGC REPRESENTATIVE
1 FY23 Budget Update	Lennon, D.
2 Public Records Request Policy	Torrise, C. Jagroops-Gomes, K.
3 Community Research Paper	Vander Linden, M.
4 Community Mitigation Fund Final Applications and Budget Summary	Delaney, J. Thurlow, M.
5 Office Lease Expiry Update	Commissioner Updates

MEETING DATE:
July 12, 2022

AGENDA ITEM TOPIC	MGC REPRESENTATIVE
6 FY23 Budget Update	Lennon, D.
7 IEB Civil Penalties and Fines Process	Delaney, J. Grossman, T Hill, B.
8 Office Lease Expiry Update	Commissioner Updates

UNDER REVIEW

AGENDA ITEM TOPIC	MGC REPRESENTATIVE
9 Commissioner Research Priorities	Vander Linden, M.
10 ILEV Review Process	Delaney, J. Grossman, T Hill, B.
11 Continued Preparation for Potential Sports Wagering	Wells, K.
12 Racing Application Revisions	Lightbown, A. Grossman, T.

Assigned meeting dates are subject to change

FUTURE MEETING DATES:

June 22- Public Meeting
July 12- Public Meeting
July 20- Agenda Setting
July 28- Public Meeting

This meeting is open to all interested individuals. If there are any questions pertaining to accessibility and/or further assistance is needed, please email crystal.howard@massgaming.gov.



**Massachusetts Gaming Commission
Agenda Setting
Meeting Minutes**

Date/Time: May 18, 2022 – 9:30 a.m. EST

Place: Massachusetts Gaming Commission
VIA CONFERENCE CALL NUMBER: 1-646-741-5292
MEETING ID: 111 083 5467

Call to Order

Chair Judd-Stein called to order Agenda Setting Meeting #123 of the Massachusetts Gaming Commission (“Commission”).

The Chair confirmed a quorum for the meeting by roll call. The following Commissioners were present for the meeting:

*Chair Cathy Judd-Stein
Commissioner Eileen O’Brien
Commissioner Bradford R. Hill
Commissioner Nakisha Skinner*

Executive Session

The Commission anticipates that it will meet in executive session in accordance with G.L. c.30A, §21(a)(6) to consider the lease of real property, specifically the Commission’s office space at 101 Federal Street in Boston, as discussion at an open meeting may have a detrimental effect on the negotiating position of the Commission. Chair Judd-Stein explained that the public session of the Commission meeting would reconvene at the conclusion of the executive session, at approximately 10:15 am.

Commissioner O’Brien moved to enter executive session. Commissioner Skinner seconded the motion.

Roll Call Vote:

<i>Commissioner O’Brien</i>	<i>Aye.</i>
<i>Commissioner Hill</i>	<i>Aye.</i>
<i>Commissioner Skinner</i>	<i>Aye.</i>
<i>Chair Judd-Stein</i>	<i>Aye.</i>

Motion Passed Unanimously 4-0.

The Commission then closed the public session and entered executive session.

The agenda meeting reconvened at 10:15 AM.

Approval of Prior Agenda Setting Meeting Minutes

Agenda Planning for Upcoming Commission Meetings

The Commission discussed the anticipated agendas for the upcoming meetings scheduled for May 25th, 2022; June 2nd, 2022; June 9th, 2022, and subsequent meetings described in the attached agenda planning notice, as follows:

Items For Public Meeting – May 25, 2022

Item # 1 – Administrative Update – Executive Director Wells confirmed the May 25th Administrative Update would include an update on gaming establishment operations from Assistant Director Band. Next, Executive Director Wells and Commissioners discussed the option of discussing the MGC Travel Policy that Chair Judd-Stein, Commissioner Skinner, and Executive Director Wells were working on, but ultimately decided the matter should go forward at a meeting in the future.

Item # 2 – Regulations – Associate Counsel Torrisi confirmed she would bring forward 205 CMR 116.03 before the Commission on May 25th for a vote to begin the promulgation process. Attorney Torrisi added that 205 CMR 133 pertaining to Voluntary Self Exclusion would go forward for a final vote of approval at the June 22nd public meeting.

Item # 3 – Legislative Updates – Commissioner Hill and Ms. Beauchemin anticipate that an update will be ready to provide to the Commission on May 25th. A memorandum will be placed in the Commissioners packet in advance of the meeting for their review.

Item # 4 – Community Affairs Division – Licensee Quarterly Reports – Chief Delaney confirmed presentation of the quarterly reports from all three licensees, MGM Springfield, Encore Boston Harbor, and Plainridge Park Casino would go forward on May 25th. Commissioner O'Brien confirmed that Encore Boston Harbor would be joined by a guest speaker from the Commission for the Blind for a portion of their quarterly report. Both MGM Springfield and Encore Boston Harbor will include updates on their poker rooms as well.

Item # 5 – Community Mitigation Fund – Community Planning Applications – Chief Delaney confirmed that the Division would likely have the remainder of their Community Planning applications, as well as a three Specific Impact grants for review and approval by the Commission on May 25th.

Item # 6 – MGM Community Research Project – Director Vander Linden confirmed presentation of the report, authored by Dr. Vega, titled: “MGM Impact on Springfield: Community Based Participatory Research” at the May 25th meeting.

Transcribers note: Chair Judd-Stein asked Ms. Beauchemin for an estimate on the length of the meeting, given the agenda items listed. It was estimated that the existing meeting, with Items 1 through 6 would span approximately 3.5 hours. Commissioners agreed that certain items may need to be moved to future meetings to accommodate for timing.

Item # 7 – Responsible Gaming – Gambling Advertising White Paper– Director Vander Linden confirmed that Gambling Advertising White Paper has been finalized, and is ready for presentation on May 25th, after receiving feedback from licensees and community members. He confirmed that the document also contains considerations the Commission may wish to adopt and implement in the form of regulations or measures in the future.

Note: After some discussion and evaluating the length of the May 25th agenda, it was decided that this item will go forward at a future public meeting, due to time constraints.

Item # 8 – Review of IEB Casino Non-Compliance Penalties – Chief Enforcement Counsel Hall confirmed this item is ready to be presented on May 25th, with a finalized memo and supplemental policy process being circulated to the Commissioners in advance of the meeting.

Item # 9 – Commissioner Updates – Office Lease Expiry Update Anticipated Executive Session– Executive Director Wells anticipates the potential for discussion of the MGC lease in an Executive Session at the end of the public meeting on May 25th.

Items For Public Meeting – June 2, 2022

Item # 10 – Review of Racing License Application – General Counsel Grossman and Dr. Lightbown will present a draft of the Racing application for new applicants and discussion of relevant laws, with Commissioners able to provide feedback on June 2nd at 10am.

Items For Public Meeting – June 9, 2022

Add-on Item – Responsible Gaming – Gambling Advertising White Paper– *This item will be moved from the May 25th meeting (above) to the June 9th agenda.*

Add-on Item – Commissioner Updates – Office Lease Expiry Update (tentative) – *Commissioners and Executive Director Wells anticipate discussing the Office lease in executive session at the June 9th meeting or at an earlier date, if possible.*

Item #11 – EBH Beverage License Renewal – IEB Assistant Director Hall is seeking an agenda item for review of the Encore Boston Harbor’s beverage license.

Item # 12 – Community Mitigation Fund – Chief Delaney anticipates presentation of Public Safety grants and Specific Impact grants will go forward at the first meeting in June. A stand-alone public meeting has been scheduled for June 21st for Commission to vote on the remaining applications, but Chief Delaney will confirm at the next agenda meeting if the meeting is still necessary.

Add-on Item– Public Records Request Policy – Associate Counsel Torrisi confirmed that the second portion of the Public Records Policy discussion, which details the electronic search processes and discussion of a third-party vendor, is ready to go forward at the June 9th meeting.

Item #13 – Fiscal 2023 Budget Discussion – Chief Financial Officer Lennon confirmed the first half of the Budget Discussion, will be ready for inclusion on the June 9th agenda.

Items For Public Meeting – June 21, 2022

Item # 14 – Community Mitigation Fund Final Grant Review – Chief Delaney anticipates that June 21st would be an ideal date for a stand-alone meeting to review the remaining Community Mitigation Fund applications. He will confirm if this date is necessary at the next agenda setting meeting.

Items For Public Meeting – June 22, 2022

Item #15 – Fiscal 2023 Budget Discussion – Chief Financial Officer Lennon confirmed that June 22nd would be the date of the second Fiscal Year 2023 budget discussion, with a vote occurring after a two-week comment period.

Item #16 – Responsible Gaming– Commissioner Research Priorities – Director Vander Linden requested that discussion of the Commissioner’s Research Priorities be moved Under Review for the time being.

Items Under Review for Future Meetings:

Item # 19 – ILEV Review Process – Chief Delaney requested that this matter go forward in July, but remain under review for the time being.

Add-on Item –Sports Wagering – Chair Judd-Stein asked that this item be placed Under Review so that there is continual preparation for the potential of sports wagering in the Commonwealth if a public discussion becomes necessary. Commissioners engaged in discussion and ultimately decided it would be best to be prepared and take a proactive posture, given the status of the sports betting in the legislature.

Other Business:

The Commission has scheduled the following meeting dates:

- May 25 (Wednesday) – Public Meeting
- June 1 (Wednesday) – Agenda Setting
- June 9 (Thursday) – Public Meeting
- June 15 (Wednesday) – Agenda Setting
- June 22 (Wednesday) – Public Meeting
- July 12 (Tuesday) – Public Meeting
- July 20 (Wednesday) – Agenda Setting
- July 28 (Thursday) – Public Meeting

Having no further business, Commissioner Skinner moved to adjourn. Commissioner Hill seconded the motion.

Roll Call Vote:

Commissioner Hill: Aye.

Commissioner Skinner Aye.

Commissioner O'Brien: Aye.

Chair Judd-Stein: Aye.

The motion passed unanimously, meeting adjourned.

List of Documents and Other Items Used

1. Massachusetts Gaming Commission, Notice of Meeting & Agenda dated May 13, 2022



**Massachusetts Gaming Commission
Agenda Setting
Meeting Minutes**

Date/Time: June 1, 2022 – 10:00 a.m. EST

Place: Massachusetts Gaming Commission
VIA CONFERENCE CALL NUMBER: 1-646-741-5292
MEETING ID: 111 473 2313

Call to Order

Chair Judd-Stein called to order Agenda Setting Meeting #124 of the Massachusetts Gaming Commission (“Commission”).

The Chair confirmed a quorum for the meeting by roll call. The following Commissioners were present for the meeting:

*Chair Cathy Judd-Stein
Commissioner Eileen O’Brien
Commissioner Bradford R. Hill
Commissioner Nakisha Skinner*

Approval of Prior Agenda Setting Meeting Minutes

a. May 04, 2022

Commissioner Hill moved to approve the minutes from: May 04, 2022, subject to necessary edits for typographical errors or non-material matters. Commissioner Skinner seconded.

Roll Call Vote:

<i>Commissioner O’Brien</i>	<i>Aye.</i>
<i>Commissioner Hill</i>	<i>Aye.</i>
<i>Commissioner Skinner</i>	<i>Aye.</i>
<i>Chair Judd-Stein</i>	<i>Aye.</i>

Motion Passed Unanimously 4-0.

Agenda Planning for Upcoming Commission Meetings

The Commission discussed the anticipated agendas for the upcoming meetings scheduled for June 2nd, 2022; June 9th, 2022; June 22, 2022; and subsequent meetings described in the attached agenda planning notice, as follows:

Items For Public Meeting – June 2, 2022

Review of Racing License Application for Opening a New Racetrack – General Counsel Grossman confirmed that the Commission’s discussion and review of the new license application will occur on June 2nd at 10:00 AM for approximately two hours.

Items For Public Meeting – June 9, 2022

Item # 1 – Administrative Update

Executive Director Wells confirmed the Administrative Update would include an update on gaming establishment operations from Assistant Director Band. Executive Director Wells requested an Executive Session be added to the June 9th meeting to accommodate discussion of the lease for the Commission’s offices.

Item # 2 – Regulations – General Counsel Grossman stated that the Legal Division will bring forward regulations at the June 9th meeting.

Item # 3 – Legislative Updates – Commissioner Hill and Ms. Beauchemin do not expect to have a lengthy presentation at the June 9th meeting but will provide a short update on racing bills in the legislature, and the progress of the remote access law, which the Commission submitted a letter in support of last month.

Item #4 – EBH License Renewal – IEB Chief Enforcement Counsel Hall and Project Manager McKay will discuss the Encore Boston Harbor beverage license renewal application before the Commission on June 9th.

Item # 5– Responsible Gaming – Gambling Advertising White Paper– Director Vander Linden confirmed that Gambling Advertising White Paper is ready for presentation after receiving feedback from licensees and community members. Director Vander Linden will provide the Commissioners with a red-lined version of the document to highlight the significant changes to the finalized White Paper.

Item # 6 – Community Mitigation Fund – Community Planning Applications – Chief Delaney confirmed that the Division would likely have eight Public Safety or Specific Impact applications for review before the Commission on June 9th.

Item # 7 – Fiscal 2023 Budget Discussion – Chief Financial Officer Lennon confirmed the initial Budget presentation was ready for presentation June 9th. A second discussion will occur on June 22nd with the Commission being able to vote to approve the budget; after a comment period of two weeks between the meetings.

Item # 8 – Public Records Request Policy – Associate Counsel Torrisi confirmed that the second portion of the Public Records Policy discussion, which details the electronic search processes and third-party vendor usage, is ready to go forward at the June 9th meeting, or could be moved to occur on June 22nd to accommodate timing.

Item # 9 – Commissioner Updates – Office Lease Expiry Update Anticipated Executive Session– As noted above, Executive Director Wells anticipates the need for discussion of this agenda item in an Executive Session during the June 9th public meeting.

Add-on Item – MGM Community Research Project – Director Vander Linden requested that presentation of the report, authored by Dr. Vega, titled: “MGM Impact on Springfield: Community Based Participatory Research” be scheduled for a June meeting, if possible.

Items For Public Meeting – June 21, 2022

Item # 10 – Community Mitigation Fund – Final Grant Review– Chief Delaney anticipates that the Division will present the remaining 7 to 8 Public Safety and Specific Impact applications received by the Community Mitigation Fund. After some discussion, the Commissioners and Chief Delaney agreed it would be optimal to move this agenda item to the June 22nd meeting.

Items For Public Meeting – June 22, 2022

Add-on Item – Community Mitigation Fund – Final Grant Review– *This item will be moved from June 21, 2022. The public meeting on June 21st will be cancelled.*

Item #15 – Fiscal 2023 Budget Discussion – Chief Financial Officer Lennon confirmed that the second meeting and discussion of the 2023 budget would take place June 22nd. Commissioners could vote to approve the 2023 budget at this time.

Add-on Item – Regulations– Associate Counsel Torrisi and Associate Counsel Young confirmed that the legal division will be bringing forward the following regulations for votes to begin the promulgation process on June 22nd, 2022: 205 CMR 103, *Access to and Confidentiality of Commission Records*; 205 CMR 115.01(4), *Continuing Duty*; and four sections within 205 CMR 138.00: 138.02, *Licensee's System of Internal Controls*; 138.05, *Systems for Ensuring Employee Licensing*; 138.07, *Floor Plans*; and 138.62, *Payment of Table Game Progressive Payout Wagers*. Additionally, Attorney Torrisi will be seeking a vote of finalization for 205 CMR 133, *Voluntary Self Exclusion*. A public hearing for this regulation is scheduled to precede the public meeting on June 22nd.

Items Under Review for Future Meetings:

Item #12 – Responsible Gaming- Research Priorities – Director Vander Linden is seeking an agenda item for discussion of the Commissioner’s Research Priorities but asked that it remain under review for the time being. This item will occur after the adoption of the fiscal year 2023

research agenda and provide opportunity to discuss the Research Agenda can inform the Commission's ability to enact gaming policies in the Commonwealth.

Item # 13 – ILEV Review Process – Chief Delaney requested that this matter go forward in July but remain under review for the time being.

Item #14 – Continued Preparation for Potential Sports Wagering –Executive Director Wells asked that this item remain under review but be utilized in the event the Commission needs to provide an update or discussion regarding Sports Wagering in the Commonwealth.

Item #15 – Racing Application Revisions – Executive Director Wells anticipated that this item will be necessary for revisions to the existing racing application the Commission utilizes for current licensees.

Add-on Item – Casino Non-Compliance Penalties – Chief Enforcement Counsel Hall requested this matter go forward on June 22nd or July 12th depending on the length of the June 22nd meeting. After some discussion, the Commission agreed this matter should go forward on July 12th.

Commissioner Updates: Executive Session- Lease Expiry Update

The Commission anticipates that it will meet in executive session in accordance with G.L. c.30A, §21(a)(6) to consider the lease of real property, specifically the Commission's office space at 101 Federal Street in Boston, as discussion at an open meeting may have a detrimental effect on the negotiating position of the Commission. The public portion of the meeting will not reconvene.

Having no further business, Commissioner O'Brien made a motion to enter an executive session and adjourn the public session of the meeting thereafter. Commissioner Skinner seconded the motion.

Roll Call Vote:

<i>Commissioner Hill:</i>	<i>Aye.</i>
<i>Commissioner Skinner</i>	<i>Aye.</i>
<i>Commissioner O'Brien:</i>	<i>Aye.</i>
<i>Chair Judd-Stein:</i>	<i>Aye.</i>

The motion passed unanimously. Commissioners entered Executive Session and the meeting did not reconvene in a public setting.

List of Documents and Other Items Used

1. Massachusetts Gaming Commission, Notice of Meeting & Agenda dated May 25, 2022
2. Agenda Setting Minutes – May 04, 2022