



**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 Torrasi 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