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## Massachusetts Gaming Commission Agenda Setting Meeting Minutes

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**Date/Time:** June 15, 2022 – 11:00 a.m. EST

**Place:** Massachusetts Gaming Commission  
VIA CONFERENCE CALL NUMBER: 1-646-741-5292  
MEETING ID: 112 399 7421

### Call to Order

Chair Judd-Stein called to order Agenda Setting Meeting #125 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 Bradford R. Hill  
Commissioner Nakisha Skinner*

*Prior to the start of the meeting’s agenda, Chair Judd-Stein, Commissioners, Executive Director Wells and IEB Director Lillios all expressed their gratitude to Captain Mike Banks for his service to the Massachusetts Gaming Commission and commended his service and dedication to the Commission over the years.*

### ***Approval of Prior Agenda Setting Meeting Minutes***

- a. May 18, 2022
- b. June 01, 2022

Commissioner Hill moved to approve the minutes from: May 18, 2022, and June 1, 2022, subject to necessary edits for typographical errors or non-material matters. Commissioner Skinner seconded.

#### *Roll Call Vote:*

*Commissioner Hill                      Aye.*

*Commissioner Skinner                Aye.*

*Chair Judd-Stein                        Aye.*

*Motion Passed Unanimously 3-0.*

## **Agenda Planning for Upcoming Commission Meetings**

*The Commission discussed the anticipated agendas for the upcoming meetings scheduled for June 22, 2022, and July 12, 2022, and subsequent meetings described in the attached agenda planning notice, as follows:*

### **Items For Future Public Meetings – June 22, 2022, and July 12, 2022**

Item # 1 – Administrative Update – Executive Director Wells confirmed the Administrative Update would include a presentation detailing onsite gaming establishment operations from Assistant Director Band. Executive Director Wells stated that there may be a brief update on the MGC office, provided on July 12th, but that she would confirm at the next scheduled agenda meeting.

Item # 2 – Regulations – Deputy General Counsel Torrisi 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*; and 205 CMR 115.01(4), *Continuing Duty*; Additionally, Attorney Torrisi stated that she 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 at 9:30am.

Associate Counsel Young requested the following regulations be moved to July 12th meeting: 205 CMR 138.02, *Licensee's System of Internal Controls*; 205 CMR 138.05, *Systems for Ensuring Employee Licensing*; 205 CMR 138.07, *Floor Plans*; and 205 CMR 138.62, *Payment of Table Game Progressive Payout Wagers*.

Item # 3 – Legislative Updates – Commissioner Hill and Ms. Beauchemin stated that they do not anticipate having a lengthy presentation at the June 22nd meeting as they are still waiting upon updates from the Conference Committee discussing the two approved sports wagering bills in the legislature. They anticipate having an update to provide at a public meeting in July.

### **Items For Public Meeting – June 22, 2022**

Item #1 – Fiscal 2023 Budget Discussion – Chief Financial Officer Lennon confirmed that the second discussion of the 2023 budget would take place June 22nd, after a period of public comment. Commissioners can vote to approve the 2023 budget at this meeting, depending on the amount of public comment received.

Item # 2 – 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 22nd meeting.

Item #3 – MGM Community Research Paper – Director Vander Linden confirmed that the report, “MGM Impact on Springfield: Community Based Participatory Research” was ready to go forward on June 22nd. Dr. Vega will be present for discussion and to answer any questions the Commissioners may have.

Item # 4 – Community Mitigation Fund – Final Grant Applications and Budget Summary– Chief Delaney anticipates that the Division will present the final nine applications received by the Community Mitigation Fund, as well as an amendment to an existing grant. Chief Delaney confirmed that Commissioners will be provided with a supplemental memo in advance of the meeting.

Item # 5 – Commissioner Updates – Office Lease Expiry Update (Anticipated Executive Session)– Executive Director Wells requested that this matter be moved to the July 12th meeting.

Add-on Item – Community Affairs Division – East of Broadway Development – Chief Delaney requested an agenda item for an update from Encore Boston Harbor (“EBH”) team regarding the East Broadway project and related designs, specifically the pedestrian bridge. EBH is seeking a vote of approval from the Commission for an extension of the design plans of the pedestrian bridge as they require additional preparation.

Add-on Item – Continued Preparation for Potential Sports Wagering – Executive Director Wells asked that this agenda item be utilized for the discussion of GFSI standards for technical compliance by licensees as well as discussion of testing approaches in anticipation of the legalization of Sports Wagering at the June 22nd meeting.

#### Items For Public Meeting – July 12, 2022

Item #6 – Fiscal 2023 Budget Discussion – Chief Financial Officer Lennon requested this item be a place holder for additional discussion of the 2023 budget, depending on the outcome of the budget discussion on June 22nd.

Item # 7 – IEB Civil Penalties and Fines Process – Chief Enforcement Counsel Hall confirmed this item was ready to go forward July 12th.

Item # 8 – 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 July 12th public meeting.

Add-on Item – Play My Way Update – Research and Responsible Gaming – Director Vander Linden requested an agenda item for a brief update on the roll-out of Play My Way program on July 12th.

Add-on Item – Racing Dates 2022 – Dr. Lightbown requested to provide a presentation during the Administrative Update on upcoming racing dates in the Commonwealth.

#### Items Under Review for Future Meetings:

Item # 9 – Responsible Gaming – Commissioner Research Priorities – Director Vander Linden is asked that this item remain under review for the time being.

Item # 10 – ILEV Review Process – Chief Delaney requested that this matter go forward in July but remain under review until the second meeting in July.

Item # 11– Continued Preparation for Potential Sports Wagering – Executive Director Wells asked that this agenda item be utilized for necessary discussions in anticipation of the legalization of Sports Wagering in the Commonwealth.

Item # 12– Racing Application Revisions – General Counsel Grossman informed Commissioners that a public hearing had been scheduled for July 26th to receive public input on the new application for racing licensees.

Add-on Item – IEB – Realty Income Trust Discussion – Chief Enforcement Counsel Hall requested that this item be added under review and would update the Commissioners with a desired date in the future.

Add-on Item – Responsible Gaming – Sports Wagering White Paper – Director Vander Linden is seeking a date for presentation in the July or August time frame, given the pending sports wagering legalization.

Commissioner Updates – Chair Judd-Stein shared that the Commission is holding an Adjudicatory Hearing regarding the Renewal of Encore Boston Harbor’s Gaming Beverage License on Thursday June 16th at 10 am. Chair Judd-Stein requested that the public portions of the adjudicatory sessions be streamed, so that there is broader public access to the proceedings. Director Lillios and the Legal Department confirmed they are ready for the hearing to take place on the 16th.

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

*Roll Call Vote:*

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|-----------------------------|-------------|
| <i>Commissioner Hill:</i>   | <i>Aye.</i> |
| <i>Commissioner Skinner</i> | <i>Aye.</i> |
| <i>Chair Judd-Stein:</i>    | <i>Aye.</i> |

*The motion passed unanimously. Meeting adjourned.*

### **List of Documents and Other Items Used**

1. Massachusetts Gaming Commission, Notice of Meeting & Agenda, dated June 13, 2022
2. Agenda Setting Minutes – May 18, 2022, and June 01, 2022