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**Massachusetts Gaming Commission**  
**Agenda Setting**  
**Meeting Minutes**

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**Date/Time:** July 24, 2024 – 10:00 a.m. EST

**Place:** Massachusetts Gaming Commission  
VIA CONFERENCE CALL NUMBER: 1-646-741-5292  
MEETING ID: 111 499 7304

The Commission conducted this public meeting remotely utilizing collaboration technology. The 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.

**1. Call to Order**

Interim Chair Jordan Maynard called to order Agenda Setting Meeting #174 of the Massachusetts Gaming Commission (“Commission”) at 10:03 AM.

*Quorum was confirmed for the meeting by roll call. The following Commissioners were present for the meeting:*

*Interim Chair Jordan Maynard  
Commissioner Eileen O’Brien  
Commissioner Bradford R. Hill  
Commissioner Nakisha Skinner*

**2. Approval of Meeting Minutes**

- a. July 10, 2024

Interim Chair Maynard moved to approve the minutes from the July 10, 2024, Agenda Setting meeting, as included in the Commissioners Packet and discussed today, subject to necessary edits for typographical errors and non-material matters. Commissioner Skinner seconded the motion.

*Roll Call Vote:*

<i>Commissioner O’Brien</i>	<i>Abstain.</i>
<i>Commissioner Hill</i>	<i>Aye.</i>
<i>Commissioner Skinner</i>	<i>Aye.</i>
<i>Interim Chair Maynard</i>	<i>Aye.</i>

*The motion passed unanimously 3-0. One Abstention.*

### 3. Agenda Planning for Upcoming Commission Meetings

*The Commission discussed the anticipated agendas for the upcoming meetings scheduled and additional agenda items for subsequent meetings described in the attached agenda planning notice, as follows:*

#### Items For Public Meeting – August 1, 2024 – 10:00 AM EST

Item #1 – Administrative Update – Executive Director Serpa confirmed that an administrative update would come forward.

Item #2 – Meeting Minutes – Commissioner Skinner confirmed minutes would come forward on August 1, 2024.

Item #3 – Legislative Update – Commissioner Hill confirmed this item.

Item #4 – Regulations – Associate General Counsel Young confirmed that the Legal Division would bring forward three racing regulations for final approval on August 1, 2024. The regulations are 205 CMR 3.13: *Judges*, 205 CMR 3.29: *Medications and Prohibited Substances*, and 205 CMR 6.24: *Deposits*. Deputy General Counsel Torrisi also requested an agenda item for review and discussion of 205 CMR 219.04, to begin the promulgation process.

Item #5 – Sports Wagering – Chief Band confirmed a void request from Draft Kings. Compliance Manager Steffen also requested time for a House Rule amendment discussion from Draft Kings.

Item #6 – Executive Session Minutes – Associate General Counsel Young confirmed the executive session to approve prior sets of executive session minutes and stated that she would provide the dates of the minutes to Ms. Robinson for the meeting's agenda.

Item #7 – Responsible Gaming – National VSE Discussion – Research Manager Bonnie Andrews confirmed this item would go forward on August 1st, with a presentation from the President of ID Pair.

Item #8– All Commissioners – Wager Limitation by Operator Follow-up – Chair Maynard confirmed this item for the August 1st agenda and stated that he anticipated approximately 30 minutes for discussion. Commissioners engaged in a brief discussion regarding the materials that would be helpful to aid in the discussion.

Item #9 – Responsible Gaming – Massachusetts Model for Research Presentation & Discussion – Program Manager Banh requested this item go forward on August 1st, with a short presentation from Research Manager, Dr. Bonnie Andrews. He estimated 20 minutes for this item.

Item #10 – GameSense Year End Review – Program Manager Banh confirmed this item for the August 1st meeting agenda. He estimated 30 to 35 minutes for this discussion.

Item #11 – Independent Monitor Follow up – Commissioner O'Brien inquired whether an adjudicatory hearing would be required to lift this condition given that the condition has been

completed but the condition remained on EBH's license until September 2024. General Counsel Grossman stated that he did not think the hearing would be necessary given the decision was issued on April 30, 2019. Commissioner Maynard noted that he deferred to Commissioner O'Brien on this matter given her tenure on the Commission. Commissioner O'Brien posited that public discussion could precede any additional hearing or work necessary to remove the condition. Commissioners agreed, and this item was confirmed for the August 1st meeting.

Item #12 – IEB – Sports Wagering Noncompliance Matters – IEB Director Monahan confirmed an agenda item for discussion of two noncompliance matters.

Item #13 – IEB – Recommendation of Assessments of Civil Admin Penalties – MGM – IEB Director Monahan confirmed discussion of two civil administrative penalties for Licensee, MGM Springfield.

Item #14 – Final License Seal of Approval Design – Chief of the Communications Division, Tom Mills confirmed this item was ready for review on August 1st. Chair Maynard thanked Chief Mills for his fast work on the design.

### Items For Public Meeting – August 15, 2024 – 10:00 AM EST

Item #1 – Administrative Update – Executive Director Serpa confirmed that an administrative update would come forward.

Item #2 – Meeting Minutes – Associate General Counsel Young confirmed that minutes would come forward for approval on August 15, 2024.

Item #3 – Legislative Update – Commissioner Hill confirmed this item.

Item #4 – Regulations – General Counsel Grossman and Deputy General Counsel Torrissi confirmed that no regulations would come forward on August 15th.

Item #5– Sports Wagering – Chief Band requested an agenda item to provide a presentation on the Sports Wagering Governing Bodies. He confirmed that Commissioners would receive a briefing in advance of the presentation.

Item #6 – Community Mitigation Fund – Chief Delaney confirmed that this item would discuss policy questions pertaining to the Community Mitigation Fund, including consensus from the Region A and Region B LCMAC groups, and the Commonwealth's Budget on August 15th.

Item #7 – AI Working Group Update – Chair Maynard confirmed this item for the August 15<sup>th</sup> meeting on behalf of Director Vander Linden.

Item #8 – Multi-Factorial Authentication Regulation (Ohio Example) – Deputy General Counsel Torrissi requested that this item be moved to the August 29th agenda.

Item #9 – Gaming Licensee Quarterly Reports – Chief Delaney confirmed presentation of the three gaming Licensee’s quarterly reports. He estimated that all three reports would take approximately 90 minutes.

Add-on Item – 2023 Online Panel Survey – Research and Responsible Gaming Division – Research Director Andrews requested an agenda item for the presentation of the 2023 Online Panel Survey with Dr. Rachel Volberg from UMass Amherst. She stated that given the anticipated length of the meeting, she could move the item to the August 29th meeting.

### Items For Public Meeting – August 29, 2024 – 10:00 AM EST

Item #1 – Administrative Update – This item was tentatively confirmed.

Item #2 – Meeting Minutes – This item was tentatively confirmed by Associate General Counsel Young.

Item #3 – Regulations – General Counsel Grossman stated that no regulations would be brought forward on August 29, 2024.

Item #4– Sports Wagering – An agenda item was tentatively confirmed by Chief Band, given how close the NFL season would be.

Item #5– Recognition of the Standardbred Owners of Massachusetts – Director of Racing, Dr. Alexandra Lightbown confirmed the presentation for recognition of the Standardbred Owners of Massachusetts for the August 29, 2024, public meeting.

Add-on Item – Multi-Factorial Authentication Regulation (Ohio Example) – Deputy General Counsel Torrisi requested that this item be moved to the August 29th agenda.

### Items Under Review for Future Meetings:

Item #1 – Compliance Committee – Commissioner O’Brien confirmed that this agenda item would remain under review.

Item #2 – HCA Compliance Update (All Properties) – Chief Delaney requested that this item remain under review.

Item #3 – EBH – East Broadway; Process & Ultimate Action – Chief Delaney stated that this agenda item would remain under review.

Item #4 – DPH Report – Equity Pillars & Problem Gambling – Commissioner O’Brien confirmed that this item would remain under review. She stated that she and Executive Director Serpa were working on bringing this forward at a public meeting sometime in the fall.

Item # 5 – Procurement Threshold Discussion Review – Executive Director Serpa confirmed that this item would remain under review.

Item #6 – Licensee Diversity Audit – Commissioner Skinner requested that this item go forward at the September 26, 2024 public meeting.

Item #7 – Discussion of Illegal Markets – Commissioner Skinner noted that a follow up meeting with the Attorney General’s Office would occur soon. She noted that the overall goal would be to discuss this on August 15th but noted that timing may be subject to change. Commissioner O’Brien requested that she be included on this agenda item. Commissioner Skinner confirmed this request.

Item #8 – Review of Potential Partnership with GamBan – This item will remain under review.

Item #9 – 2023 Online Panel Survey – Research and Responsible Gaming Division – This item was tentatively scheduled for August 15<sup>th</sup>.

Item #10 – Sports Wagering Kiosk Report – Research and Responsible Gaming Division – Research Manager Andrews confirmed that this item would remain under review.

Item #11 – Technical Security Control Audit of 2024 – Gaming Technical Compliance Manager, Christian Tavares requested that this item be removed from under review given how much time was necessary to complete the Audit and for the Division to review the findings. He stated that the Division would return this item to under review once the presentation date drew nearer.

Item #12 – Bally’s 90 Day Audit – IT Division – Compliance Manager Tavares anticipated that this item would be ready for presentation in mid-October.

#### **4. Commissioner Updates**

Commissioners had no updates to share at this meeting.

#### **5. Other Business**

*Having no further business, Commissioner O’Brien moved to adjourn. Commissioner Hill 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>Interim Chair Maynard</i>	<i>Aye.</i>

*The motion passed unanimously 4-0. Meeting adjourned.*

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

1. [Notice of Meeting & Agenda](#), dated July 22, 2024
2. Agenda Setting Minutes, dated July 10, 2024

#### **FUTURE SCHEDULED MEETING DATES:**

July 30 (Adjudicatory Hearing)  
August 1 (Public)  
August 7 (Agenda Setting)  
August 8 (Adjudicatory Hearing)  
August 15 (Public)  
August 21 (Agenda Setting)  
August 29 (Public)  
September 4 (Agenda Setting)  
September 12 (Public)  
September 18 (Agenda Setting)  
September 26 (Agenda Setting)  
September 27 (Adjudicatory Hearing)