



**Massachusetts Gaming Commission
Agenda Setting
Meeting Minutes**

Date/Time: August 17, 2022 – 9:30 a.m. EST

Place: Massachusetts Gaming Commission
VIA CONFERENCE CALL NUMBER: 1-646-741-5292
MEETING ID: 112 934 1494

Call to Order

Chair Judd-Stein called to order Agenda Setting Meeting #128 of the Massachusetts Gaming Commission (“Commission”).

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

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

Approval of Prior Agenda Setting Meeting Minutes

- a. July 26, 2022, Public Meeting Minutes
- b. July 26, 2022, Public Meeting and Hearing Minutes

Commissioner Hill moved to approve the minutes from July 26, 2022’s public meetings and public hearing, 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>Commissioner Maynard</i>	<i>Abstain.</i>
<i>Chair Judd-Stein</i>	<i>Aye.</i>

Motion Passed 4-0 with one abstention.

Agenda Planning for Upcoming Commission Meetings

The Commission discussed the anticipated agendas for the upcoming meetings scheduled for August 17, 2022, September 8th, 2022, and subsequent meetings described in the attached agenda planning notice, as follows:

Items For Future Public Meetings – All Meetings

Item #1 – Administrative Update – Executive Director Wells confirmed that the Administrative Update for the August 17th meeting would include an update on casino operations from Assistant Director Bruce Band. She also confirmed that sports wagering updates would begin to occur within their own standing agenda item at future public meetings.

Item #2 – Meeting Minutes – General Counsel Grossman confirmed that the Legal Department will continue to provide minutes drafts to Secretary Hill for approval by the Commissioners.

Item #3 – Regulations – General Counsel Grossman confirmed the Legal Division will not be bringing regulations forward at the next public meeting but will likely have regulations for inclusion at the next agenda setting meeting.

Item #4 – Legislative Updates – Commissioner Hill confirmed that if his fellow Commissioners were seeking information on matters before the legislature, he would be happy to prepare an update. He added that the legislature is in informal sessions right now, and that more non-controversial bills were up for discussion and finalization. He stated that there could be an update to provide by the September 8th meeting.

Items For Public Meeting – August 17, 2022

Item #5 – Racing – Review of Application for License to Hold or Conduct a Racing Meeting– Dr. Lightbown confirmed this item was ready to go forward for presentation at the public meeting occurring later this afternoon.

Items For Public Meeting – September 8, 2022

Item #6 – Responsible Gaming – Ad Hoc Sports Wagering Paper – Executive Director Wells confirmed that Director Vander Linden will provide the Commission with a memorandum and presentation of the Sports Wagering White Paper at the September 8th meeting. Dr. Volberg from UMASS will also attend the presentation.

Item #7 – Quarterly Licensee Report – Chief Delaney confirmed that MGM Springfield will present their quarterly report at the September 8th public meeting.

Item #8 – Racing – Standardbred Owners of Massachusetts (SOM) Recognition Request as Breeders – Director of Racing, Dr. Lightbown requested an agenda item in September for recognition of the Standardbred Owners of Massachusetts as the representative group for harness horse breeders.

Item #9 – Community Mitigation Fund 2022 Boston’s Police Grant Reallocation – Chief Delaney requested an agenda item to discuss the re-allocation of a grant provided to the Boston Police department by the Community Mitigation Fund in early September.

Item #10 – Sports Wagering Preparation Update – Executive Director Wells requested that this agenda item include a budget discussion for the upcoming fiscal year, inclusive of the Chief of Sports Wagering Division position. She anticipates that there will be other Full Time Employee (FTE) positions that they will seek Commission approval for as well. Executive Director Wells confirmed that she will work with CFAO Lennon to get their materials in front of the Commission in a timely manner.

Add-on Item – Sports Wagering Regulation Discussion– Executive Director Wells also requested an agenda item for discussion of regulations for sports wagering implementation. She confirmed that she will work with General Counsel Grossman and the Legal Department to provide the Commissioners with an analysis of emergency regulation promulgation, regulation promulgation and the Commission’s rule-making abilities as well.

Items For Public Meeting – September 15, 2022

Item # 11 – Racing - Revisions to Application for Renewal – General Counsel Grossman stated that this matter would not be ready for discussion by the Commission by September 15th. He recommended that the existing application for renewal be utilized for the 2023 applicants, but confirmed that the Legal Department would review the application to see if there are any areas that need to be brought forward for discussion or correction.

Items Under Review for Future Meetings:

Item #12 – Community Mitigation Fund Draft Policy Questions– Chief Delaney requested an agenda item to bring the Draft Policy Questions forward to the Commissioners preferably at the September 15th meeting.

Item #13– MGC Officer Succession Planning – Commissioner O’Brien requested an agenda item to discuss succession planning for MGC Officers at a public meeting in early October.

Item # 14 – Responsible Gaming – Commissioner Research Priorities – Director Vander Linden requested that this item remain under review.

Item #15 – Public Records Request Policy and IT – This matter will remain under review.

Item # 16 – ILEV Review Process – Chief Delaney requested that this item remain under review.

Item # 17 – Racing Application for Renewal Revisions – This item will remain under review.

Item # 18 – Realty Income Trust Discussion – Chief Enforcement Counsel Hall requested that this item remain under review, but anticipated that a presentation would be ready for the Commissioners at a public meeting in early October. She clarified that the first presentation of the transaction would occur at a public meeting, with the authorization of the transaction taking place at an adjudicatory proceeding thereafter.

Item # 19 – VICI REIT– Suitability of Successor Trustee– Chief Enforcement Counsel Hall requested that this item be removed for the time being, given that the matter has not been transferred from the Licensing Division, which will need to first clear the matter through their standards. From there, the Licensing Division will submit the application to the IEB to begin their investigation under the GKE criteria. Once the investigation is completed, the IEB would then come before the Commission to discuss the results. She clarified that the approval would be incumbent upon the Commission to approve the substitution itself, and the new trustee. Commissioners discussed the matter and decided to keep the item under review as a reminder to the Commission.

Item # 20 – CMF Subcommittee Renewal and Commission Representative – Chief Delaney requested an agenda item to introduce the members of the Community Mitigation Local Advisory Committees, and Subcommittees on Community Mitigation. He explained that members serve on an annual basis, and the CMF team has begun outreach to inquire if the individuals still want to serve on their respective committees and subcommittees. He confirmed that a meeting in late September or early October would be preferable.

Item #21 – Community Mitigation Fund Draft Guidelines– Chief Delaney requested an agenda item for the presentation of the guidelines developed by the Community Mitigation team in October; with the date dependent on the outcome of policy questions presented at a prior meeting.

Item # 22– MGC Compliance Committee – Commissioner O’Brien requested this item remain under review.

Item #23 – Office Lease Expiry Update – Executive Director Wells requested that discussion of this item occur after the Sports Wagering Budget Discussion, as it will likely impact the Full Time Employee (FTE) count at the Commission.

Having no further business, Commissioner O’Brien moved to adjourn. Commissioner Skinner seconded.

Roll Call Vote:

<i>Commissioner Hill:</i>	<i>Aye.</i>
<i>Commissioner O’Brien</i>	<i>Aye.</i>
<i>Commissioner Skinner</i>	<i>Aye.</i>
<i>Commissioner Maynard</i>	<i>Aye.</i>

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 August 11, 2022
2. Public Meeting Minutes, July 26, 2022
3. Public Meeting and Hearing Minutes, July 26, 2022,

FUTURE SCHEDULED MEETING DATES:

September 21 – Agenda Setting
September 29 – Public Meeting
October 5 – Agenda Setting
October 13 – Public Meeting
October 19 – Agenda Setting
October 27 – Public Meeting