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**Massachusetts Gaming Commission  
Agenda Setting  
Meeting Minutes**

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**Date/Time:** August 3, 2022 – 10:00 a.m. EST

**Place:** Massachusetts Gaming Commission  
VIA CONFERENCE CALL NUMBER: 1-646-741-5292  
MEETING ID: 112 742 1111

**Call to Order**

Chair Judd-Stein called to order Agenda Setting Meeting #127 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 20, 2022

Commissioner Hill moved to approve the minutes from July 20, 2022, subject to necessary edits for typographical errors or non-material matters. Commissioner O’Brien 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 4, 2022, August 11, 2022, September 1st, 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 4th meeting would include an update on the recently passed sports wagering legislation, that was awaiting signature by Governor Baker. Executive Director Wells confirmed she would also be seeking approval from the Commission of a revised sports wagering organizational chart, and have the Commissioners approve the Division of Sports Wagering within the agency. Lastly, she will be bringing forward a draft job description for the Chief of Sports Wagering Division. She clarified however, that because Sports Wagering has not yet been signed into law, the vote would be conditional. Commissioners were welcome to discuss the organizational chart, job description, and the associated duties of the position. Executive Director Wells added that a draft application for potential licensees had been circulating to Commissioners and that would be brought forward for review at the August 4th meeting, as well.

Moving forward to the August 11th open meeting, Executive Director Wells offered that this meeting date could be utilized as a roundtable meeting for the Commissioners to receive comments and feedback from external stakeholders, including existing licensees on sports wagering. Commissioners, Ms. Beauchemin, and Executive Director Wells discussed scheduling conflicts, and tentatively agreed that the meeting would take place on the 11th.

Item #2 – Meeting Minutes – General Counsel Grossman confirmed that the Legal Department will continue to provide minutes drafts to Secretary Hill, and then coordinate with Ms. Beauchemin for placement into the meeting packets for approval by the Commissioners.

Item #3 – Regulations – General Counsel Grossman confirmed the Legal Division will be seeking a vote to finalize the promulgation process for 205 CMR 116.03. General Counsel Grossman explained that the change will place the regulation in alignment with the statute.

Item #4 – Legislative Updates – Commissioner Hill noted that there were currently no legislative updates to provide, given the close of the session on July 31. He noted that legislative matters were likely to be discussed at future open meetings as a formal session would reconvene in November.

### **Items For Public Meeting – August 11, 2022**

Item #5 – Play My Way Update – Research and Responsible Gaming – Director Vander Linden requested an agenda item for an update on the technical and communications plans associated with roll-out of the Play My Way Program at Encore Boston Harbor, and to share an update on the Play My Way programming at PPC and MGM Springfield. After some discussion, it was determined this matter would go forward at the September 1st meeting or at another meeting in September.

Item #6 – Public Records Request Policy and IT – Chief Information Officer Jagroop-Gomes requested that this matter be added under review until they have more information, and after the Legal Division receives a demonstration of a potential e-search tool and concludes a e-discovery training on August 31st.

Item #7 – Quarterly Licensee Reports – Chief Delaney confirmed that a quarterly license report for PPC would go forward on August 11th and the quarterly report for MGM Springfield would take place either September 1st or September 8th.

Item #8 – Sports Wagering Presentation Update – Executive Director Wells requested that a standing agenda item be added for use in future public meetings to provide the Commissioners with updates as to what is going on within the agency, and to receive feedback from the Commissioners on all matters. Chair Judd-Stein clarified that the agenda item would be added, but that it was contingent upon the Governor signing the Sports Wagering Act into law.

Add-on Item – IEB/Licensing Division – IEB Director Lillios requested an agenda item to discuss employee exemption requests from Encore Boston Harbor.

Add-on Item – IEB Civil Administrative Penalty – IEB Director Lillios requested an agenda item for an update from Chief Enforcement Counsel Heather Hall regarding Memoire at the Encore Boston Harbor.

#### Items For Public Meeting – September 1, 2022

Item #9 – Responsible Gaming – Sports Wagering Paper – Director Vander Linden will provide the Commission with a memorandum and presentation of the Sports Wagering White Paper in September, given the document's finalization and publication.

Item #10 – Quarterly Licensee Reports – Chief Delaney confirmed that MGM Springfield will present their quarterly report at the September public meeting.

Item #11 – Office Lease Expiry Update – Executive Director Wells confirmed that Lead Executive Assistant Dooley is working on this item and will provide an update to the Commission when more information becomes available. Executive Director Wells confirmed that no update would be necessary for the September 1 meeting, so this matter could be moved under review.

Add-on Item – Racing – 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.

#### Items Under Review for Future Meetings:

Item #12 – Responsible Gaming – Commissioner Research Priorities – Director Vander Linden requested that this item remain under review.

Item #13 – ILEV Review Process – Chief Delaney requested that this matter go forward in later this fall but remain under review.

Item #14 – Continued Preparation for Potential Sports Wagering – This item will be removed given the addition of the Standing Item #8 above.

Item #15 – Racing Application Revisions – General Counsel Grossman and Dr. Lightbown confirmed that this item be utilized for discussion and finalization of the racing application for new licensees in preparation for the racing application deadline on October 1st; with a decision deadline from the Commission being November 15th.

Item # 16 – Realty Income Trust Discussion – Chief Enforcement Counsel Hall requested that this item remain under review. She confirmed that the IEB would update the Commissioners with a desired adjudicatory hearing date - separate from existing public meetings - in mid to late August.

Item # 17 – VICI REIT Successor Trustee Suitability – Chief Enforcement Counsel Hall requested this item remain under review for the time being, as the IEB investigation is still ongoing and would likely require several weeks to complete the investigation and then present their findings to the Commission.

Item #18 – MGC Compliance Committee – Commissioner O’Brien requested this item remain under review item to discuss the establishment of the MGC Compliance Committee at a future public meeting.

Item #19 – MGC Officer Succession Planning – Commissioner O’Brien requested an agenda item to discuss succession planning for MGC Officers at a future public meeting, but requested it remain under review.

Add-on Item – Community Mitigation Guideline Process – Chief Delaney requested an agenda item for the presentation of the guidelines developed by the Community Mitigation team in the fall. He anticipates that this would occur over at series of three meetings for the Commission to examine: policy questions; draft guidelines; and final guidelines across the months of September, October, and November.

Commissioner Updates – (none)

*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>
<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 July 29, 2022
2. Agenda Setting Minutes – July 20, 2022

**FUTURE SCHEDULED MEETING DATES:**

August 11 – Public Meeting  
August 17 – Agenda Setting  
August 17, 2022 – Public Meeting (TBD)  
September 1 – Public Meeting  
September 7 – Agenda Setting  
September 15 – Public Meeting  
September 21 – Agenda Setting  
September 29 – Public Meeting  
October 5 – Agenda Setting  
October 13 – Public Meeting  
October 19 – Agenda Setting  
October 27 – Public Meeting