



NOTICE OF MEETING AND AGENDA

Pursuant to the Massachusetts Open Meeting Law (G.L. c. 30A, §§ 18-25), St. 2022, c. 107, and St. 2023, c. 2, notice is hereby given of a public meeting of the **Massachusetts Gaming Commission**. The meeting will take place:

Tuesday | May 23, 2023 | 12:00 p.m.
VIA REMOTE ACCESS: 1-646-741-5292
MEETING ID/ PARTICIPANT CODE: 111 007 3445
All meetings are streamed live at www.massgaming.com.

Please note that the Commission will conduct this public meeting remotely utilizing collaboration technology. Use of this technology is intended to ensure an adequate, alternative means of public access to the Commission's deliberations for any interested member of the public. If there is any technical problem with the Commission's remote connection, an alternative conference line will be noticed immediately on www.massgaming.com.

All documents and presentations related to this agenda will be available for your review on the morning of the meeting date by visiting our website and clicking on the News header, under the Meeting Archives drop-down.

PUBLIC MEETING - #455

1. Call to Order – Cathy Judd-Stein, Chair

2. Meeting Minutes
 - a. December 5, 2022 **VOTE**

3. Research and Responsible Gaming – Mark Vander Linden, Director of Research and Responsible Gaming
 - a. Responsible Gaming Considerations in Promo Play Taxation

4. RSM US LLP Presentation: US Online Sports Betting – Promotional Play and Financial Performance Overview – Connor Loughlin – Director, Financial Consulting (RSM), Theresa Merlino – Consulting Principal (RSM)
 - a. Executive Session **VOTE**

The Commission anticipates that it may meet in executive session in accordance with G.L. c. 30A, § 21(a)(7) and G.L. c. 23N, § 6(i), in order to review financial projections, including revenue and handle, provided by category 1 and category 3 sports wagering licensees as part of the respective applications for an operator license, as analyzed by RSM US LLP in the context of the taxation of promotional play, as such information is competitively-sensitive and if disclosed publicly would place the respective applicant, now temporary licensee, at a



Massachusetts Gaming Commission

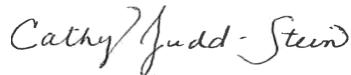
competitive disadvantage. The open session of the Commission meeting will reconvene at the conclusion of the executive session.

5. Sports Wagering – Bruce Band, Director of Sports Wagering; Carrie Torrissi, Deputy General Counsel
 - a. **Requests for Temporary Waiver from Provisions of 205 CMR 255: Play Management**
 - I. BetMGM Request for Waiver **VOTE**
 - II. Betr Request for Waiver **VOTE**
 - III. DraftKings Request for Waiver **VOTE**
 - IV. Fanatics Request for Waiver **VOTE**
 - V. FanDuel Request for Waiver **VOTE**
 - VI. **Penn Sports Interactive Request for Waiver** **VOTE**
 - VII. WynnBET Request for Waiver **VOTE**

6. Other Business - Reserved for matters the Chair did not reasonably anticipate at the time of posting.

I certify that this Notice was posted as “Massachusetts Gaming Commission Meeting” at www.massgaming.com and emailed to regs@sec.state.ma.us. Posted to Website: May 19, 2023 | 12:00 p.m. EST | Reposted: May 19, 2023 4:00 p.m.

May 19, 2023



Cathy Judd-Stein, Chair

If there are any questions pertaining to accessibility and/or further assistance is needed, please email Grace.Robinson@massgaming.gov.



Massachusetts Gaming Commission