

**NEW YORK STATE  
GAMING COMMISSION MEETING**

**MINUTES**

**MEETING of AUGUST 21, 2014**

**GENEVA, NEW YORK  
SARATOGA SPRINGS, NEW YORK**

A meeting of the N.Y.S. Gaming Commission was conducted at the Gideon Putnam Resort, Saratoga Springs, New York and Hobart and William Smith Colleges, Geneva, New York. Two-way audio and visual communication was established and maintained between the two meeting locations.

**1. Call to Order**

The meeting was called to order at 11:12 a.m. by Executive Director Robert Williams. Establishment of a quorum was noted by Acting Secretary Kristen Buckley. In physical attendance were Chairman Mark Gearan and Commissioners John Crotty, Peter Moschetti, John Poklemba and Barry Sample.

**2. Approval of the Minutes from July 28, 2014**

The Commission considered draft minutes of the meeting conducted on July 28, 2014. The minutes were accepted as offered.

**3. Report of Executive Director**

Mr. Williams provided an update on the commercial casino development process, disqualification of one of the applicants, Lottery at the State Fair and certain proposed national uniform drug rules in horse racing.

**4. Rulemaking**

**a. SGC-28-14-00006-EP, Rules Pertaining to Gaming Facility Request for Application and Gaming Facility License Application (Re-Adoption)**

Chairman Gearan asked Mr. Williams to introduce for consideration the re-proposal of an emergency rule prescribing the forms for the Request for Application to Develop and Operate a Gaming Facility and related license application forms. Mr. Williams explained that the

emergency rule was first adopted on March 31, 2014, to date no public comments have been received and the text of the rules has not changed since the initial emergency adoption.

ON A MOTION BY: Commissioner Moschetti  
APPROVED: 5-0

**b. SGC-24-14-00001-EP, Rules Pertaining to Sanctions for the Unlawful Acceptance of Public Assistance Benefits at Certain Facilities (Adoption)**

Mr. Williams introduced for consideration the adoption of a set of rules that had been adopted as emergency rules on May 27, 2014 to restrict the acceptance of federal public assistance benefits distributed by the State, as required by the federal Middle Class Tax Relief and Job Creation Act of 2012. The federal law requires states to put in place policies and procedures to prevent federal public assistance benefits from being used in any electronic benefits transaction at designated types of businesses, including liquor stores, adult entertainment establishments, casinos, racetracks, off-track betting facilities and bingo facilities.

ON A MOTION BY: Commissioner Crotty  
APPROVED: 5-0

**c. SGC-24-14-00001-EP, Rulemaking on Restrictions on Acceptance of Public Assistance (Re-Adoption)**

The Commission considered the re-adoption of emergency rules described in item 4b of these minutes, which were set to expire before the rule will become effective, which would occur at the earliest on September 10, 2014.

ON A MOTION BY: Commissioner Poklemba  
APPROVED: 5-0

**5. Adjudication**

**a. In the Matter of Cash Me Out**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it adopted the Hearing Officer's Report and Recommendations.

**b. In the Matter of Hurrikanekeelynora**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it adopted the Hearing Officer's Report and Recommendations.

**6. New Business/Old Business**

No new or old business was offered for discussion.

**7. Scheduling of Next Meeting**

It was determined the next meeting scheduled for September 22, 2014 will need to be changed to either September 29 or 30.

**8. Adjournment**

The meeting was adjourned at 11:29 a.m.

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