

**NEW YORK STATE
GAMING COMMISSION**

MINUTES

MEETING of FEBRUARY 29, 2016

NEW YORK, NEW YORK

A meeting of the Commission was conducted in New York, New York.

1. Call to Order

Executive Director Robert Williams called the meeting to order at 1:08 p.m. Establishment of a quorum was noted by Acting Secretary Kristen Buckley. In attendance were Commissioners John Crotty, Peter Moschetti, John Poklemba, Barry Sample and Todd Snyder. Commissioner Moschetti was unanimously elected as presiding officer for the meeting.

2. Consideration of the Minutes from January 26, 2016

The Commission considered previously circulated draft minutes of the meeting conducted on January 26, 2016. The minutes were accepted as circulated.

3. Report of the Executive Director

Executive Director Williams provided a brief report on construction status of the three commercial casino licensees. Williams and Director of Education and Community Relations Carolyn Hapeman provided a presentation regarding National Problem Gambling Awareness Month and the Commission responsible gambling efforts.

4. Rulemaking

a. Adoption: SGC-52-15-00005-P, Lottery Subscription Program

The Commission considered adoption of proposed rules regarding the Lottery Subscription Program which updates the subscription program by allowing the use of newer technologies and addresses limitations imposed by older, outdated processes.

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

b. Adoption: SGC-52-15-00006-P, Lottery Prize Payment

The Commission considered adoption of a proposed regulation in relation to Lottery Prize Payment which adds flexibility in the manner in which lottery prize payments are made, simplifies payments and affords alternative means of payment.

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

c. Adoption: SGC-46-15-00007-P, Requirement of Specific Minimum Penalties for Certain Multiple Medication Violations

The Commission considered adoption of a rule to ban the use of stanozolol, discontinuing its permissive presence at threshold amounts.

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

d. Adoption: SGC-52-15-00008-P, Suspension and Revocation of a Lottery Agent's License

The Commission considered adoption of rules regarding the Suspension and Revocation of a Lottery Agent's License which requires an agent to achieve a certain level of sales or face suspension or revocation of its sales agent license.

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

e. Adoption: SGC-01-16-00006-EP, Plan of Operation for the Jockey Injury Compensation Fund

The Commission considered adoption of proposed rules regarding the Plan of Operation for the Jockey Injury Compensation Fund. The rules create a standing structure for the imposition of a default subsequent-year assessment plan in the event the JICF fails to meet the statutory deadline for plan submission and approval.

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

f. Proposed: Problem Gaming Prevention and Outreach

The Commission considered proposing a rule prescribing the contents of a problem gambling plan that each gaming facility license applicant must submit for Commission approval.

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

g. Proposed: Self-Exclusion

The Commission considered proposal of rules that sets forth a process by which a person can request to be excluded from participation in commercial casino gaming activities.

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

5. Adjudications

a. In the Matter of Joseph D'Agostino. 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 had agreed, on a 5-0 vote, to sustain the Hearing Officer's recommendation upholding a \$500 fine following the licensee's failure to conduct himself in a forthright and gentlemanly manner and for conduct detrimental to the best interests of racing.

b. In the Matter of Beautyinthepulpit

The Commission announced the owner of Beautyinthepulpit withdrew his appeal of a stewards' ruling, thus mooting consideration of the matter.

6. Old Business/New Business

No old or new business was offered for discussion.

7. Scheduling of Next Meeting

It was announced that the next meeting date would be March 28, 2016.

8. Adjournment

The meeting was adjourned at 1:51 p.m.

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