NEW YORK RACING AND BREEDING

LAW SECTION 102 PROVIDES THAT
THE NEW YORK STATE GAMING
COMMISSION SHALL CONSIST OF
SEVEN MEMBERS APPOINTED BY THE
GOVERNOR BY AND WITH THE ADVICE
AND CONSENT OF THE SENATE.
SIX MEMBERS HAVING BEEN
CONFIRMED BY THE NEW YORK STATE
SENATE AFFORDS THE COMMISSION AN
ABILITY TO ESTABLISH QUORUM AND
UNDERTAKE ACTION.

THIS PRESENT MEETING OF THE
COMMISSION IS NOW CALLED TO
ORDER.

MISS SECRETARY, WILL YOU PLEASE
CALL THE ROLL.

>> JOHN CROTTY?
>> HERE.

>> MARK GEARAN.
PETER MOSCHETTI.
>> HERE.

>> JOHN POKLEMB.

> HERE.

>> PAT SNYDER.

> MISS SECRETARY, PLEASE HAVE
THE RECORD REFLECT THAT A QUORUM
OF QUALIFIED MEMBERS ARE PRESENT
THUS ENABLING TRANSACTION OF
BUSINESS.

THE RECORD SHOULD ALSO REFLECT
THAT THERE IS TWO-WAY AUDIO AND
VISUAL CONNECTIONS ESTABLISHED
BETWEEN THE TWO MING LOCATIONS.
CHAIRMAN GEARAN IS UNAVAILABLE
FOR TODAY'S MEETING.

IN HIS ABSENCE THE
COMMISSIONER'S PRESENT SHOULD
SELECT ONE MEMBER TO ACT AS
PRESIDING OFFICER FOR THIS
MEETING.

>> I NOMINATE JOHN CROTTY.

> SECOND.

>> ANYONE ELSE?

MR. CROTTY, THE FLOOR IS YOURS.

> THANK YOU VERY MUCH.

LET'S TRY TO MAKE IT BRIEF.

THE FIRST THING UP FOR
CONSIDERATION, THE CONSIDERATION
OF MINUTES FOR THE MEETING ON
THE MINUTES OF THE COMMISSION MEETING CONDUCTED ON THE 25th HAVE BEEN PROVIDED TO THE MEMBERS.

AT THIS TIME I WOULD LIKE TO ASK THE MEMBERS FOR ANY OTHER COMMENTS.

>> NO.

>> THERE BEING NONE, I WOULD LIKE TO MOVE TO ADOPT THE MINUTES, PLEASE.

>> MADAM SECRETARY, CAN YOU PLEASE LET THE RECORD REFLECT THAT THE MINUTES WERE ADOPTED AND CIRCULATED?

>> NEXT UP, I GUESS WE'LL HAVE A REPORT FROM OUR EXECUTIVE DIRECTOR.

>> THANK YOU, COMMISSIONER CROTTY.

I WOULD LIKE TO DISCUSS A FEW ITEMS OF POTENTIAL INTEREST.

FIRST, BY CLOSE OF BUSINESS THIS WEDNESDAY, BARRING UNFORESEEN TECHNOCAL ISSUES LIKE WE EXPERIENCED TODAY, THE FULL SUBMISSIONS OF EACH GAMING FACILITY APPLICANT WILL BE UPLOADED TO THE GAMING FACILITY'S GAMING BOARD'S WEB PAGE. THIS MATERIAL WILL CONTAIN REDACTIONS COMMITTED UNDER THE FREE MOVE INFORMATION LAW AND WILL INCLUDE ALL RESPONSES TO THE REQUESTS FOR APPLICATION. THE MATERIALS WILL NOT INCLUDE EITHER THE ENTITY DISCLOSURE NOR THE INDIVIDUAL PERSONAL HISTORY DISCLOSURE ENTITY PRINCIPLES AND OFFICERS. EACH OF THOSE ARE HEAVY WITH INFORMATION, SUBJECT TO PUBLIC WITHHOLDING UNDER BOTH THE NEW YORK FREEDOM OF INFORMATION LAW AND THE NEW YORK PERSONAL PRIVACY PROTECTION LAW. THESE DOCUMENTS REMAIN UNDER REVIEW.

SECONDLY, THE GAMING FACILITY LOCATION BOARD HAS ESTABLISHED THE DATES OF BOTH APPLICANT PRESENTATIONS AND PUBLIC EVENTS. THE APPLICANT PRESENTATIONS WILL
TAKE PLACE IN ALBANY AT THE EMPIRE STATE PLAZA ON SEPTEMBER 8th AND SEASON SEPTEMBER 9th. IT IS MY UNDERSTANDING THAT THE LOCATION BOARD WILL SOON ISSUE A GUIDANCE DOCUMENT OUTLINING WHAT IS EXPECTED BY EACH OF THE APPLICANTS.

THE PUBLIC COMMENT EVENTS HAVE ALSO BEEN SCHEDULED, HOWEVER, LOCATIONAL DETAILS ARE BEING FINALIZED.

THE DATES OF THESE REGIONAL EVENTS WILL BE SEASON SEPTEMBER 22nd, 23rd AND 24th.

THE GAMING FACILITY'S LOCATION BOARD FULLY ANTICIPATES EACH OF THE PUBLIC COMMENT EVENTS TO EXTEND ALL DAY AND INTO THE EVENING TO ACCOMMODATE INDIVIDUALS WHO OTHERWISE MIGHT BE UNABLE TO ATTEND DURING THE WORKING DAY.

FOR THOSE UNABLE OR UNWILLING TO ATTEND, THE BOARD WILL ACCEPT WRITTEN COMMENTS.

I THINK IT'S ALSO IMPORTANT TO NOTE THAT EACH OF THE FIVE DAYS OF PRESENTATIONS AND HEARINGS WILL BE OPEN TO THE PUBLIC AND WILL BE WEB STREAMED AND ARCHIVED ON THE BOARD'S WEB PAGE.

FOR ANY MEMBER WHO INTENDS TO VISIT SARATOGA RACE COURSE, THE NEXT MAJOR DAY OF RACING WILL OCCUR THIS SATURDAY, AUGUST 2nd WITH THE GRADE ONE WHITNEY STAKES HEAD LIKE A CARD THAT INCLUDES FIVE OTHER STAKES.


MR. CROWD?

[INAUDIBLE]

MR. WILLIAMS, CAN YOU PRESENT THE NEXT ITEM UP, PLEASE?

>> CERTAINLY.

NEW YORK WAGERING AND BREEDING LAW SECTION 109^A SUBDIVISION 1 WITH THE CHAIR FROM AMONG THE FIVE BOARD MEMBERS.

IT IS MY UNDERSTANDING THAT KEVIN LAW IS THE LONE MEMBER TO HAVE SERVED IN SUCH CAPACITY.

>> THERE IS A DEDICATION THERE.

WE HAVE THE MOTION TO NAME HIM AS CHAIRMAN OF THE GAMING FACILITY.

>> I PUT FORTH THE MOTION.

>> SECOND?

>> SECOND.

>> I'LL SECOND.

>> OKAY.

ANY DISCUSSION OF THE MOTION?

THERE BEING NONE, I BELIEVE WE SHOULD VOTE.

AYE.

>> AYE.

>> AYE.

>> THE MOTION CARRIES.

OUR FIFTH ITEM IS RULE MAKING.

SECTION 104^AUTHORIZES THE COMMISSION OF RULES AND REGULATIONS NECESSARY TO CARRY OUT RESPONSIBILITIES.

THE COMMISSION WILL FROM TIME TO TIME PROMULGATE RULES PURSUANT TO THE STATE ADMINISTRATIVE PROCEDURE ACT AND THERE ARE TWO ITEMS FOR CONSIDERATION.

>> CERTAINLY.

FOR COMMISSION CONSIDERATION AS A DRAFT REGULATION GOVERNING THE NEW MULTI-STATE LOTTERY GAME TO BE LAUNCHED BY SELECT STATE LOTTERIES FROM THE POWERBALL CONSORTIA.
The new game called Monopoly Millionaires' Club will afford a member three options to win the ticket. In a secondary drawing and combinations may earn chances for further prizes. For each wager, a player may select five numbers out of field of 52 where the player may allow the computer terminals to generate random numbers for such selections. Additionally, the computer terminal producing the wager will generate one random number out of a field of one through 28.

The additional randomly generated number from the field of 28 will be represented on the player's ticket both as a number and a corresponding Monopoly property from the traditional Monopoly game board. The top prize of the game will be in the new ties aim between 15 and $25 million, depending upon the results of the previous drawing. If the top prize winning ticket is sold, lump summarizes of $1 million will be awarded in secondary drawings. The number of secondary winners selected at each drawing will not be less than ten and may increase dependent upon sales.

Today we have with us Garner Gurney who is the director of lottery should there be any specific questions regarding the proposal.

>> There being none-- are there any further questions or comments?

>> No.

>> There being none, can I get a motion to propose the rules of the Monopoly Millionaires Lottery draw game?

>> I vote.

>> Second.

>> Second.
SECOND.

AND THE DISCUSSION OF THE
MATTER?

COUNCIL SHOULD VOTE.

ALL IN THE AFFIRMATIVE?

AYE.

AYE.

ANY OPPOSED?

THERE BEING NONE THE MOTION
CARRIES.

THE NEXT ITEM UP IS AN
AMENDMENT FOR PROPOSAL TO ALLOW
THE GAMING.

FOR THE DRAFT REGULATION
AMENDMENT TO CONFORM COMMISSION
RULES TO RECENTLY ENACT
LEGISLATION ALLOWING AN EXCHANGE
IN HOURS FROM VIDEO LOTTERY GAME
FACILITIES.

FORMER LEGAL LAW REQUIRED
FACILITIES TO CLOSE NO LATER
THAN 4:00 A.M. AND THIS WAS
ALTERED DURING THE LAST
LEGISLATIVE SESSION AND VIDEO
GAMING FACILITIES ARE NOW
AUTHORIZED TO STAY UP OPEN UNTIL
6:00 A.M.

THE NUMBER OF HOURS THE FACILITY
MAY REMAIN OPEN IS UNCHANGED.
THEY CONTINUE TO BE LIMITED TO
20 CONSECUTIVE HOURS OF
OPERATION.

THE NEW AMENDMENT WOULD REMOVE
THE 4:00 A.M. RESTRICTION NOW
SUPERSEDED BY NEW SUBDIVISION B
OF SECTION 1,617A OF THE NEW
YORK TAX LAW AND REPLACE IT WITH
A REFERENCE TO STATUTE SO THAT
REGULATION ALTERATION NEED NOT
OCUR IN THE FUTURE SHOULD THE
STATUTE BE AMENDED LATER.

OTHER MINOR TECHNICAL CHANGES
ARE ALSO PROPOSED.

ARE THERE ANY QUESTIONS ON
THE AMENDMENT OR RULES?

JUST ONE OUT OF CURIOSITY.
ARE THERE ANY CERTAIN TIMEFRAMES
WHEN THEY GET MOST OF THEIR
TRAFFIC?

MR. GARNER, WOULD YOU LIKE TO
ANSWER THAT?

PROBABLY THE BEST HOURS ARE
TYPICALLY BETWEEN SAY 3:00 IN
THE AFTERNOON AND MIDNIGHT.
I IMAGINE THAT MOST OF THESE FACILITIES SOME WILL NOT CHANGE THEIR HOURS AT ALL AND SOME WILL, PRIMARILY THE DOWNSTATE FACILITIES.
TYPICALLY, THE BEST HOURS, LIKE I SAID ARE AFTER 3:00 IN THE AFTERNOON AND PROBABLY RUNS UNTIL ABOUT 1:00 IN THE MORNING AND IT STARTS TRAILING OFF PRETTY HEAVILY AFTER THAT.
>> IF I CAN FOLLOW UP ON WHAT GARNER SAID THAT THEY WILL NOT BE AVAILING THEMSELVES TO CHANGE.
>> SO IT IS MY UNDERSTANDING THAT THIS PROPOSAL IS NEARLY AMENDING OUR RULES TO COMPLY WITH EXISTING LAW?
>> THAT IS ACCURATE.
>> OKAY.
CAN I HAVE A MOTION FOR AMENDMENT, PLEASE?
>> SO MOVED.
>> SECOND.
OKAY.
I THINK WE SHOULD VOTE.
AYE.
>> AYE.
AYE.
>> MOTION CARRIES.
>> ITEM NUMBER SIX FROM THE AGENDA.
FIRST, IS THERE ANY NEW BUSINESS TO CONSIDER HERE?
THERE BEING NONE, ARE THERE NEW TO CONSIDER?
OKAY.
FAIR ENOUGH.
WE'LL MOVE ON TO THE SEVENTH ITEM AND AT THE PREVIOUS MEETING THE CHAIRMAN POSED TO ESTABLISH-- THIS WOULD MAKE THE NEXT MEETING AUGUST 23rd.
UNLESS THERE IS AN APPARENT CONFLICT, PLEASE LET ME KNOW.
WE ALSO DISCUSSED THE EXPERIENCE TO CORRESPOND IT.
[^INAUDIBLE^]
>> I'M IN FAVOR OF THAT, TOO, JOHN, BECAUSE IT'S VERY DIFFICULT ON SHORT NOTICE FOR ME.
SO IF I KNOW WELL IN ADVANCE I CAN CLEAR MY CALENDAR, YOU KNOW?

>> THE ODDS GREATLY GO UP.

I APPRECIATE THAT, PETER, AND I WILL GIVE YOU.

>> WE ESTABLISH IT AS THE FOURTH MONDAY OF EVERY MONTH?

>> THAT'S FINE WITH ME.

AS LONG AS I KNOW ABOUT IT FAR ENOUGH IN ADVANCE.

>> DO WE WANT TO LOCK IN A TIME ALSO, TENTATIVELY?

>> A LOT OF THAT IS DEPENDENT UPON WHETHER WE CAN HAVE VIDEO

AVAILABILITY.

>> I SEE.

>> AT LEAST THAT WILL LOCK IN THE DATE.

>> OKAY.

DO WE WANT TO DISCUSS HAVING THE MEETING IN SARATOGA NOW?

>> YEAH.

LET'S DISCUSS IT.

THAT'S A MONDAY.

WE JUST VOTED ON THE REST OF THE MEETING AND WE SHOULD CHECK IT AND THEY'RE NOT HERE NOW AND WOULD YOU RATHER DO IT ON A FRIDAY?

OR A THURSDAY JUST FOR THE ONE SARATOGA MEETING?

>> THAT WOULD BE FINE WITH ME.

THURSDAY OR FRIDAY OBVIOUSLY WOULD BE A LITTLE MORE INTERESTING.

>> YEAH.

>> THURSDAY, THE WEEK BEFORE SO WE'D BE TALKING THE 21st?

YEAH.

>> AUGUST 21st?

>> PARDON?

>> THAT'S FINE.

>> AUGUST 21st?

>> 21.

>> AND THEN THOSE MONDAYS GOING FORWARD, I THINK IF YOU CAN SEND THOSE DATES TO EVERYONE UNLESS THEY HAVE A REASON TO PROTEST IT NOW.

>> AND THE 21st IS A THURSDAY, THAT'S WHAT YOU'RE SAYING?

OKAY.

>> YES, SIR.

>> AND ACTUALLY JUST ABOUT IT
BEING WORK LOG.

>> THE 22nd.

>> I'M NOT LOOKING AT THE CALENDAR, BUT I'M JUST ASSUMING.

>> THAT'S GOOD FOR ME.

>> AS LONG AS WE DON'T HAVE TO BE IN THE SAME LOCATION.

IF THE WEATHER IS BAD UP HERE WE CAN BE IN THE CITY.

>> I HAVE TO TREK OUT TO THIS PLACE FROM BROOKLYN.

>> ON THE SUBWAY.

>> NOBODY GOES TO BROOKLYN ANYMORE.

>> WE'LL CIRCULATE THAT DAY UNLESS THERE IS A MAJOR PROBLEM TO LOCK IT IN, AND IT'S ON THE OTHER COMMISSION.

THAT WOULD BE GREAT.

AS FAR AS I CAN TELL, THAT CONCLUDES TODAY'S PUBLISHED AGENDA.

ARE THERE ANY OTHER ITEMS FOR CONSIDERATION?

>> NO.

>> THANK YOU.

>> OKAY.

>> HEARING NONE.

THIS IS THE CONCLUSION OF THE NEW YORK STATE COMMISSION.

>> THANK YOU ALL.

>> HAVE A GOOD DAY.