

Bureau, New York State Department of Financial Services, One Commerce Plaza, Albany, NY 12257; (518) 486-2970; Emily.Donovan@dfs.ny.gov

2. Summary of description of proposal: Amendment to 23 NYCRR 2 (Rules Governing the Procedures for Adjudicatory Proceedings Before the Department of Financial Services) to add a new section specifying that the Department of Financial Services (“Department”) may conduct administrative hearings by videoconference at the Department’s discretion so that parties and hearing officers do not have to be physically present at the same location during hearings, subject to a determination by the hearing officer upon a timely objection filed by the respondent or applicant that a hearing held by videoconference would either impinge upon the respondent’s or applicant’s due process rights, or would be fundamentally unfair or impractical, as expressed in the new section. Agency contact: Alan Lebowitz, Deputy General Counsel, Office of General Counsel, New York State Department of Financial Services, One State Street, New York, NY 10004; (212) 709-1575; Alan.Lebowitz@dfs.ny.gov

3. Summary description of proposal: Amendment to 23 NYCRR 2 (Rules Governing the Procedures for Adjudicatory Proceedings Before the Department of Financial Services), to clarify rules governing the procedures for adjudicatory proceedings before the Department of Financial Services. Agency contact: Meredith Weill, Deputy General Counsel for Consumer Protection and Financial Enforcement, Office of General Counsel, New York State Department of Financial Services, One State Street, New York, NY 10004; (212) 480-5279; Meredith.Weill@dfs.ny.gov

4. Summary of description of proposal: Amendment to 23 NYCRR 500 (Cybersecurity Requirements for Financial Services Companies) to provide updated rules governing cybersecurity, to eliminate certain outdated regulatory requirements, and to clarify language, minimum standards, and other requirements in connection with cybersecurity. Agency contact: Joanne Berman, Counsel, Cybersecurity Division, New York State Department of Financial Services, One State Street, New York, NY 10004; (212) 709-1675; Joanne.Berman@dfs.ny.gov

New York State Gaming Commission

Pursuant to subdivision 1 of section 202-d of the State Administrative Procedure Act (SAPA), the Gaming Commission presents its regulatory agenda for calendar year 2021. All section and part references are to Title 9 of the New York Code of Rules and Regulations. As indicated in SAPA section 202-d(2), the Gaming Commission is not required to propose or adopt a rule listed on the regulatory agenda and may propose or adopt a rule that is not on the agenda. The Gaming Commission may add, delete or modify without further notice, except as required by the State Administrative Procedure Act, any item or information presented in this 2022 Regulatory Agenda.

Publication of this notice is intended to further assure that small businesses, local governments and public and private interests in rural areas are given opportunity to participate in the rule making process, as provided by sections 202-b and 202-bb of SAPA. Each rule listed below may require a regulatory flexibility analysis or a rural area flexibility analysis, pursuant to SAPA sections 202-b and 202-bb, respectively.

The public may submit written comments in regard to this regulatory agenda to the agency representative indicated at the end of this agenda.

Administration

Considering the adoption of hearing rules and procedures to standardize the governance of all Gaming Commission administrative hearings.

Charitable Gaming

Considering amendments to various charitable gaming regulations to implement aspects of legislation, including regulation of internet raffle sales by authorized organizations.

Commercial Casinos

Considering the addition of a new rule requiring gaming facility licensees to notify the Commission in the event the licensee is penalized for casino-related infractions in another jurisdiction.

Considering amendments to casino licensing rules to reduce regulatory burdens on licensees.

Horse Racing

Considering the amendment of rules concerning show wagering in Thoroughbred racing.

Considering amendments to Thoroughbred jockey suspensions rule to allow for discretion to order all or a portion of the suspension to be served at the same track where the violation occurred.

Considering amendments to the claiming eligibility rules in Thoroughbred racing.

Considering amendments to harness racing rules in regard to time limits for requesting hearings and racing hearing rules to specify procedures for service of agency notices.

Considering amendments to the pick-five wagering in Thoroughbred racing.

Considering amendments to the pick-four wagering in Thoroughbred and harness racing.

Considering amendments to licensing requirements for jockey agents.

Considering amending weigh-out requirements for jockeys.

Interactive Fantasy Sports

Considering the adoption of regulations implementing Article 14 of the Racing, Pari-Mutuel Wagering and Breeding Law.

Lottery

Considering administrative fees for the processing of prize payments.

Considering regulation of advertising of lottery courier services.

Information may be obtained, and written comments may be submitted, regarding any of the above proposed amendments by contacting:

Kristen Buckley

New York State Gaming Commission

One Broadway Plaza

P.O. Box 7500

Schenectady, NY 12301-7500

(518) 388-3407

gamingrules@gaming.ny.gov

This agenda is posted on the Commission’s website at <https://www.gaming.ny.gov/proposedrules.php>