

## **MINUTES**

### **NEW YORK STATE RACING AND WAGERING BOARD**

#### **SPECIAL MEETING OF FEBRUARY 4, 2003**

A special meeting of the New York State Racing and Wagering Board was held on Tuesday, February 4, 2003 at 12:00 p.m. at the Racing & Wagering Board's Albany Office located at 1 Watervliet Avenue Extension, Albany, New York.

The meeting was called to order at 12:00 p.m.

In Attendance Were:

Michael J. Hoblock, Jr., Chairman

Cheryl Buley, Member

Ed Martin, Executive Director

Sheila Osterhout, Secretary to the Board

Robert Feuerstein, General Counsel

Joe Lynch, Chief of Racing Operations

Also in Attendance Were:

Dianne Landor, NYSR&WB

Mark Stuart, NYSR&WB

Bill Heller, Thoroughbred Times

Paul D'Onofrio, Monticello Raceway

Ed Draves, Bolton St. Johns

Bill Crowell, Hinman Straub

Keith Jacques, Hinman Straub

#### **D. ITEMS TO BE APPROVED, DENIED OR DEFERRED BY THE BOARD**

**1. EMERGENCY AND PROPOSED RULE MAKING -  
EXCLUSION OF PERSONS FROM RACE TRACKS AND OTBS  
& VOLUNTARY LIMITS ON ACCOUNT WAGERS**

The Board adopted Rules (Parts 4044, 4123, 4237, 5212) for Exclusion of Persons from Race Tracks and OTBs and Voluntary Limits on Account Wagers by emergency rulemaking to be effective on February 16, 2003. The Board also approved the proposal of these Rules. These Rules implement amendments to Section 108 of the Racing, Pari-Mutuel Wagering and Breeding Law.

This law requires the Board to promulgate rules to establish a procedure whereby persons may voluntarily exclude themselves from entering the premises of thoroughbred and harness racetracks, simulcast theaters and off-track betting simulcast facilities. The operators of such tracks or facilities would not be liable to any self-excluded person as a result of such person's gambling activity while on the list of self-excluded persons. The Board is also required to promulgate rules to implement a procedure so that a person with a telephone wagering account may voluntarily place limits on the amounts of his or her potential wagers on a daily or weekly basis. The above exclusions and limitations would remain effective until seven days after the individual removes the voluntary order or limitation. The self-exclusion provisions do not apply to non-simulcast off-track betting facilities, which may operate pursuant to Articles V and V-a of the Racing, Pari-Mutuel Wagering and Breeding Law.

**The meeting was adjourned at 12:10 p.m.**