

**New York State
Gaming Commission**

Minutes

Meeting of January 17, 2023

A meeting of the Commission was conducted in New York, New York and Schenectady, New York. Two-way audio and video communications were maintained between locations for the duration of the meeting.

1. Call to Order and Establishment of Quorum

Executive Director Robert Williams called the meeting to order at 1:36 p.m. Establishment of a quorum was noted by Acting Secretary Kristen Buckley. In physical attendance in Manhattan were Chairman Brian O'Dwyer, and Members John Crotty, Christopher Riaño, Marissa Shorenstein, and Jerry Skurnik. In physical attendance in Schenectady was Member Peter Moschetti.

2. Consideration of Minutes for Meeting of December 12, 2022

The Commission considered previously circulated draft minutes of the meeting conducted on December 12, 2022. The minutes were accepted as circulated.

3. Report of the Executive Director

The Executive Director discussed the December 28, 2022, opening in Newburgh of Resorts World Hudson Valley.; the Request for Application issued on January 3, 2023 by the Gaming Facility Location Board; the recent statutory amendments to the Horseracing Integrity and Safety Act and an optimistic timeline when their Anti-Doping and Medication Program might be implemented; and the success of the full year of mobile sports wagering operation.

4. Rulemaking

a. Proposed Rulemaking for Casino Application (9 NYCRR § 5301.1 and 5301.2)

The Commission considered amendments to rules governing the content of casino license applications, to conform existing rules with

the changes in State law that enabled the commercial casino additional license process and the issued Request For Application.

ON A MOTION BY: Commissioner Skurnik
APPROVED: 6-0

5. Consideration of Employment Restriction Waiver

The Commission unanimously found that there were no other qualified candidates with the desired experience and flexibility for the position of Supervising Racing Veterinarian and thusly waived for good cause the pre-employment restrictions for Anthony N. Verderosa, D.V.M. to be employed in such position.

ON A MOTION BY: Commissioner Crotty
APPROVED ON A ROLL CALL: 6-0

6. New & Old Business

a. New Business

i. Request For Application Restricted Period

Chairman O'Dwyer noted that the Commission members and employees are in a Procurement Lobbying Law restricted period which imposes certain restrictions on communications during the procurement and award process. The Chairman request staff circulate a list of all known interested parties and their legislative and legal representatives to best inform Members of potential concerns.

ii. Mobile Sports Wagering

Chairman O'Dwyer reiterated his concern, first raised during the December Meeting, regarding casino and sports wagering promotions being directed towards university and college students. He stated that he extended until February his request that the General Counsel provide a memorandum regarding possible actions the Commission might take.

iii. Fund Update

Chairman O'Dwyer also provided an update regarding the New York State Thoroughbred and Breeding Development Fund

Corporation's contributions to qualified Thoroughbred horse retirement organizations. He noted that the Thoroughbred Fund was holding a reception to award the contributions on February 21, 2023 at the National Museum of Racing in Saratoga Springs and invited all his fellow Commissioners to attend.

iv. NYRA Backstretch

Chairman O'Dwyer announced his intention to visit the Belmont backstretch during this season to examine worker housing conditions. He acknowledged that NYRA's capital plans will include a new dormitory at Belmont Park, and he noted that approval has already been received for a new dormitory at Saratoga Race Course, but suggested he will seek additional concrete worker housing improvement proposals.

v. Facility Visits

Chairman O'Dwyer announced that he had recently visited the Resorts World New York City at Aqueduct Racetrack and was favorably impressed by the facility. He also suggested further visitations to other gaming facilities would be scheduled in the springtime.

b. Old Business

No old business was presented.

7. Adjournment

The meeting was adjourned at 2:03 p.m.

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