

**New York State
Gaming Commission**

Minutes

Meeting of June 26, 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 1:03 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 Sylvia Hamer, Marissa Shorenstein, and Jerry Skurnik. In physical attendance in Schenectady was Member Peter Moschetti. Commissioner John Crotty participated by telephone but did not count for quorum establishment or voting purposes.

2. Consideration of Minutes for Meeting of May 22, 2023

The Commission considered previously circulated draft minutes of the meeting conducted on May 22, 2023. The minutes were accepted as circulated.

3. Report of the Executive Director

The Executive Director presented an update on the conclusion of the 2023 Problem Gambling Awareness events, noting that the final event, at Turning Stone Resort Casino in Verona, marked the first ever conducted on Indian territory. He also remarked that the Horseracing Integrity and Safety Authority named the Commission's equine medical director Scott Palmer to the Advisory Committee to oversee the statutorily required three-year study on the use of furosemide on horses during the 48-hour period before the start of a horserace. Mr. Williams concluded his report by announcing that Saratoga Hospital had scheduled a dedication and ribbon cutting ceremony for July 11, 2023 to open the Saratoga Race Course Backstretch Health Clinic, which was established to serve the needs of the backstretch community.

4. Rulemaking

A. Proposal: Amend Rule Regarding Qualifications to Start in Thoroughbred Racing

The Commission considered proposal of an amendment to Rule 4007.5, which concerns qualifications to start. The proposed regulation would require a trainer's attending veterinarian to examine a horse within 72 hours before a race, as well as within 72 hours before a workout, to determine the horse's fitness to participate in the race or workout. The horse would be prohibited from entry into a race or from a workout unless such evaluation results in a determination that the horse is fit to race or work out. The evaluation of the horse's fitness to race or work out would be required to be reported in a manner the Commission directs. For clarity, the term "workout" would be defined.

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

5. New & Old Business

No New or Old Business was presented.

6. Adjournment

Before concluding, Chairman O'Dwyer noted that he intended to call a meeting this summer of Thoroughbred racing stakeholders to discuss the best manner to maximize the \$455 million investment in Belmont Park. He identified the N.Y.S. Division of Tourism, the N.Y.S. Department of Agriculture and Markets, the N.Y. Thoroughbred Horsemen's Association, Inc. New York Breeders Inc., NYRA, Finger Lakes, backstretch workers, and union representatives as potential attendees. The Chairman also remarked that he was heartened by news that several colleges and universities have rethought their relationships with mobile sports wagering operators regarding marketing. He also announced that the Thoroughbred Breeding and Development Fund would be honoring Jena Antonucci – the first female trainer to win the Belmont Stakes – at an event on September 11, 2023 at the National Museum of Racing and Hall of Fame in Saratoga Springs. He concluded by reiterating the Additional Casino License Request For Applications process would be conducted in a fair and transparent basis and that despite numerous published articles to the contrary no applicant has an objective advantage.

The meeting was adjourned at 1:23 p.m.

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