

NEW YORK STATE  
GAMING COMMISSION

MINUTES

MEETING of JULY 25, 2016

SCHENECTADY, NEW YORK

A meeting of the Commission was conducted in Schenectady, New York. A video-conference location was maintained in Harlem, New York.

**1. Call to Order**

Executive Director Robert Williams called the meeting to order at 2:39 p.m. Establishment of a quorum was noted by Acting Secretary Kristen Buckley. In attendance in Schenectady, New York were Commissioners Peter Moschetti, John Poklemba and Barry Sample. Commissioner John Crotty attended in Harlem, New York. Bi-lateral audio and visual communications were maintained between locations. Commissioner Moschetti was unanimously elected as presiding officer for the meeting.

**2. Consideration of the Minutes from June 27, 2016**

The Commission considered previously circulated draft minutes of the meeting conducted on June 27, 2016. The minutes were accepted as circulated.

**3. Report of the Executive Director**

Executive Director Williams provided a brief report on construction status of the three commercial casino licensees. Williams also provided an overview of the Saratoga thoroughbred racing meet and forthcoming commercial casino regulatory proposals.

**4. Rulemaking**

**a. Adoption: SGC-39-15-00005-RP, Thoroughbred Restricted Time Periods for Various Drugs**

The Commission considered adoption of a proposed regulation that would amend the Thoroughbred racing restricted time periods for the limited permissible use of two drugs, dimethyl sulphoxide and diclofenac.

ON A MOTION BY: Commissioner Sample  
APPROVED: 4-0

**b. Adoption: SGC-22-16-00004-P, Standardbred Use of Hopples**

The Commission considered adoption of a proposed regulation regarding the use or removal of hopples for Standardbred horses.

ON A MOTION BY: Commissioner Poklemba  
APPROVED: 4-0

**c. Adoption: SGC-22-16-00005-P, Decoupling of Harness Horses in Major Stakes Races**

The Commission considered adoption of a revision to the coupled entries rule for certain Standardbred races.

ON A MOTION BY: Commissioner Poklemba  
APPROVED: 4-0

**d. Adoption: SGC-23-16-00006-P, Voidable Claims Based on Race Day Samples**

The Commission considered adoption of a proposed regulation to amend Standardbred claiming rules to permit a claimant to void a claim when samples collected the day of the claiming race test positive for an impermissible drug administration, conditioned on no substantive comment being received by close of business on July 25, 2016.

ON A MOTION BY: Commissioner Crotty  
APPROVED: 4-0

**e. Adoption: SGC-23-16-00014-P, Criteria for the Licensing, Conduct and Operation of Independent Testing Laboratories**

The Commission considered adoption of a proposed regulation regarding Independent Testing Laboratories to be used in commercial casino gambling, conditioned on no substantive comment being received by close of business on July 25, 2016.

ON A MOTION BY: Commissioner Sample  
APPROVED: 4-0

f. **Proposed Commercial Casino Rulemaking: Licensing and Registration of Employees & Vendors**

The Commission considered proposed amendments to the existing rules governing the licensing and registration of gaming facility employees and vendors.

ON A MOTION BY: Commissioner Poklemba  
APPROVED: 4-0

5. **Adjudications**

a. **In the Matter of Loyal Order of the Moose Lodge #1407**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 4-0 vote, to accept the Hearing Officer's recommendation that the Lodge be fined \$200.00 for each of 15 violations of the obligation to timely file a Quarterly Statement of Bell Jar Operations for a total fine of \$3,000.00 and that the fine be paid within 60 days.

6. **Old Business/New Business**

No old or new business was offered for discussion.

7. **Scheduling of Next Meeting**

It was announced that the next meeting date would be August 30, 2016 with the location being the Humphrey S. Finney Pavilion at the offices of Fasig-Tipton Co. at 415 East Avenue in Saratoga Springs.

8. **Adjournment**

The meeting was adjourned at 3:05 p.m.

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