

## **GAMING POLICY ADVISORY COMMITTEE**

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### **MINUTES OF September 12, 2019 GAMING POLICY ADVISORY COMMITTEE MEETING**

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#### **OPEN SESSION**

1. Call to Order and Welcome – Stacey Luna Baxter, Executive Director

Executive Director Stacey Luna Baxter called the September 12, 2019 meeting of the Gaming Policy Advisory Committee (GPAC), to order at 1:30 p.m.

2. Roll Call of GPAC Members

Roll call of the Committee Members was taken. David Fried, Tom Hallinan, Luis Jaramillo, Haig Kelegian, Jr., Cyndi Maivia, Yolanda Morrow, Keith Sharp, and Art Van Loon were present. William Liu and Darrell Miers were absent.

3. Review and Approval of July 11, 2019 Meeting Minutes

By consensus, the Committee Members approved the minutes with no corrections.

4. Review and Discussion on the Proposed Regulations on Incident Reports

Joshua Rosenstein presented to GPAC proposed draft regulations concerning incident reporting. Below is a summary of the discussion that occurred concerning the draft regulations.

Section 12395(1) GPAC members expressed concerns that this section is too onerous due to insufficient staffing. David Fried suggested a revision to require “direction” of a key employee rather than “supervision.” Discussion by members of desire to use unlicensed security staff to supervise in restricted areas and limiting restricted areas to rooms where cash, chips, cards, etc. are kept. Commission staff will revise and distribute for further comment.

Section 12395(3): David Fried expressed concerns with language requiring reporting of any incident that could be a sex crime and requirement of reporting off-site conduct. There was a general consensus that a requirement to report off-site, suspected misconduct is too broad. Commission staff will revise and distribute for further comment.

Section 12395(4): GPAC discussion about narrowing options down to 3 and then presenting them to the Commission. David Fried, Keith Sharp, and Haig Kelegian

expressed preference for option 7 and expressed concern that option 1 will be burdensome on industry due to time required to report all petty thefts. Keith Sharp expressed concern that requiring a monthly break down will be difficult. Joshua Rosenstein and Nate DaValle expressed that numerical totals enable more analysis. David Fried suggested presenting option 3 with a modification requiring reporting every 6 months with aggregate numbers for employee and patron thefts and possibly financial crimes. Commission staff will modify.

Section 12395(7): Discussion about the possibility of allowing cardrooms to submit the SAR or SAR number to the Bureau instead of a separate incident report. Members will attempt to confirm with FINCEN whether this is permissible.

Section 12395(8): David Fried suggested changing the word “that” to “the.” Commission staff will revise.

Stacey indicated that Joshua will be making revisions to the draft regulation based on this meeting and other comments and the draft regulation may possibly be brought back to GPAC for further review.

#### 5. Review and Discussion on the GPAC Outreach Letter and Flyer

Review by GPAC of materials used for GPAC recruitment. Recruitment will start at the end of this month. Yolanda Morrow suggested flipping “DOJ” with “BGC” on flyer.

#### 6. Update and Discussion of Current Projects:

##### A. Marketing Group Review (Sub-Committee members: Keith Sharp and Yolanda Morrow)

GPAC members discussed their proposed Marketing Group regulations. After discussion, there was agreement to replace “External Promoter” with “Independent Promoter” and to use numbers instead of “X” for sections. David Fried suggested revising paragraph 12 of the External Promoter Services Contract Criteria to clarify that any increase in compensation must be approved by the Bureau when cumulative increases result in compensation that is 25% more than in the original contract. Yolanda and Keith will submit revised language to Stacey. GPAC will present to the Commission at a public meeting for feedback. Keith Sharp volunteered to present.

##### B. Modification to Selection Criteria (Sub-Committee Members: Sergeant Luis Jaramillo and William Liu)

Stacey presented this item. GPAC members were notified that revised documents are in their materials and will be posted on the Commission website. GPAC members will vote at the next meeting to approve the currently seated members that are eligible and wish to apply for an additional term.

C. Licensing Renewal (Sub-Committee Members: David Fried and Art Van Loon)

David Fried and Art Van Loon presented a document proposing options for amending the Gambling Control Act concerning the licensing renewal process, work permits, and enforcement. The document included a summary of the renewal process in states with mature gaming jurisdictions. There was discussion regarding the difficulty in providing sufficient oversight with no renewal or a longer renewal period. Stacey expressed concern with extending or eliminating renewals because the only hearing process would be through an accusation under the APA, which is a lengthy process and not under the control of the Commission.

The possibility of having Owner portable licenses was discussed.

There were discussions regarding the proposed citation and fine process and the possibility for applicants to contest fines before the Commission.

There were discussions on work permits and whether they can be issued administratively and should require such an extensive background and fees.

Stacey suggested putting this item on the next agenda for discussion when more members are present. Stacey also requested that the sub-committee consider retitling the project since it encompassed more than just licensing renewal.

7. Discussion of Possible New GPAC Projects

- i. Open Discussion for Committee Members to Propose Project Topics

None

8. Next Meeting

November 7, 2019 at 1:30 pm.

9. Public Comment

None

**ADJOURNMENT**

GPAC adjourned at 4:41p.m.