



STATE OF MAINE
Department of Public Safety
Gambling Control Board
87 State House Station
Augusta, Maine
04333-0087

JANET T. MILLS
GOVERNOR
MICHAEL SAUSCHUCK
COMMISSIONER

STEVEN SILVER
CHAIRMAN
MILTON CHAMPION
EXECUTIVE DIRECTOR

Gambling Control Board
Minutes of January 17, 2023, Board Meeting
Held in person at Gambling Control Conference Room and online via Zoom application

CALL TO ORDER

Chair Steven Silver called the meeting to order at 9:09 am in person and via Zoom application online - Chair Silver indicated this is the first hybrid meeting since moving to virtual in 2020 due to the coronavirus pandemic - Chair Silver further stated that this meeting is not about Sports Wagering.

MEMBERS PRESENT

Steven Silver, Board Chair
Chief Noel March

Sari Greene
Joseph Hanslip

STAFF PRESENT

Milton Champion, Executive Director
Katie Johnson, Assistant Attorney General
Det. Don Armstrong
Amanda Spencer, Auditor
Alex Joutov, Auditor

Philip Mantis, Assistant Attorney General
Jennifer Willis, Assistant Attorney General
Cami Hippler, Office Assistant II
Vicki Gardner, Inspector Supervisor

MINUTES REVIEW AND APPROVAL

December 20, 2022, Meeting Minutes approval

Board member Joseph Hanslip moved to approve the December 2022 meeting minutes. Board member Noel March seconded the motion. Moved to roll call.

Members

Sari Greene: Yea
Joseph Hanslip: Yea
Noel March: Yea
Steven Silver: Yea

The motion passed 4 in favor, motion passes.

OPERATIONS REPORT – Inspector Vicki Gardner

In December 2022 there were 11 Shipments of machines and/or associated equipment shipped to or from licensed facilities. On-site inspectors completed 705 observations and 31 checklists. There were 13 self-exclusions. There were 2 minor violations that will continue to be monitored from the Unit’s activity log. There was 1 formal complaint of a potential violation placed on the complaint dashboard.

Oxford PD was contacted by e-mail and phone; they were unable to provide the requested information regarding calls for service due to having issues with their system for tracking that information. Hollywood Casino had 22 calls for service to Bangor PD, 3 in the parking garage or outside, 8 in the hotel or lobby, including 911 hang-ups, and 11 in the casino, 6 for wanted out, fraud, lost property 2 for intoxication and trespass.

FINANCIAL REPORT – Amanda Spencer

For the month of December 2022, the Unit identified a decrease of 0.55% in total tax revenue for both facilities versus December 2021. For the entire 2022 calendar year, the unit identified an increase of 11.4% in total revenue collection versus the prior year. Total revenue collected this year was \$68,231,365.09. Oxford reported a 7.75 % win for the month of December from slots and 26.16% win from table games. Oxford’s payback percentage was 92.25%. Average gross win per slot machine was \$217.17 - Hollywood reported an 8.14% average win for the month of December from slots and 20.95% win from table games. Hollywood’s payback percentage was 91.86%. Average gross win per slot machine was \$185.15. In the area of advance deposit wagering for the month of December 2022, the Unit has identified an increase of 28.3% for total in state and out of state tax revenue collected - For the entire 2022 calendar year, the Unit identified an increase of 16.5% for total in state and out of state tax revenue collected versus last year at the same time - Total revenue collected this year was \$266,720.12.

EXECUTIVE DIRECTOR REPORT

Director Champion apologized for the technology and confirmed it will be straightened out before the next meeting - Nothing further to report due to primary focus currently being Sports Wagering rules development.

Chair Silver asked if the Director has seen any bills come across as yet regarding the Board. Director Champion advised the only bill seen so far would affect Charitable Gaming only so not under the purview of the Board.

LICENSE APPLICATIONS FOR REVIEW

None

UNFINISHED BUSINESS

Chapter 5 & Appendix A

Director Champion advised one comment was received from the last publication regarding sensitive keys being removed from the primary facility, which was rejected.

The full 65-page document has been reviewed with AAG Johnson – largest rulemaking package done since 2004. AAG Johnson confirmed that approval of the rules and basis statement are for the Board to adopt the changes in Chapter 5 and Appendix A thereto.

Chair Silver requested confirmation that the partial acceptance and partial denial were addressed. Director Champion confirmed the partial acceptance and denial were already addressed in previous versions of the statement; no changes made between this most recent version and the previous regarding the definition of premises.

Board member Sari Greene moved to finally adopt the rules and the basis statement. Board member Joseph Hanslip seconded the motion. Moved to roll call.

Members

Sari Greene: Yea

Joseph Hanslip: Yea

Noel March: Yea

Steven Silver: Yea

The motion passed 4 in favor, motion passes.

Director Champion and Lori Manson from Adcare provided an update on the self-exclusion and reinstatement processes. The Unit will be contracting with Adcare for assistance in the self-exclusion reinstatement process.

Lori Manson noted that reinstatement sessions will be ready to go once they receive the reinstatement form from the Unit. She went on to note that virtual self-exclusion services will be offered during normal working hours Monday – Friday at this time and she will see what kind of volume they receive before deciding if more access hours are needed.

Letters to individuals on Casinos’ self-exclusion lists (the lists that pre-date the State self-exclusion list – a/k/a “legacy lists”) are ready to be mailed. Adcare will meet with people on the legacy lists who wish to be added to the State’s list.

Director Champion confirmed nothing is needed from the Board at this time - Information from Ms. Manson was an update on the status of the program - Confirmed AAGs have also reviewed forms for virtual options - Website will indicate virtual options being available and Adcare will also advertise.

NEW BUSINESS

Consent Agreement MGCB – 2022-65

AAG Jennifer Willis presented a consent agreement to resolve a complaint against Oxford Casino involving a patron on the lifetime self-exclusion list. The Casino staff did not check the patron's ID and they wagered \$450.00 in slot machine before being identified as self-excluded and asked to leave. Oxford Casino wishes to enter the consent agreement and admits to two violations – failure to refuse access to the premises and failure to refuse wager from someone on the self-exclusion list.

Oxford Casino has previous self-exclusion discipline including 4 consent agreements during 2021 for similar violations of the self-exclusion rules - The agreement terms are admission of the facts and of these 2 violations and a civil penalty in the amount of \$4,500 per violation.

Chair Silver raised the issue about what happens to the amount wagered by the self-excluded individual and potentially wanting to address that issue in the future. Director Champion confirmed no money was paid back to the patron and that rules can be changed to address this type of situation in the future - Chair Silver suggested that this is a discussion that the Board may wish to have - Board Member March requested that there be options given to address the concerns at a future meeting.

Board member Sari Greene moved to approve consent agreement. Board member Noel March seconded the motion. Moved to roll call.

Members

Sari Greene:	Yea
Joseph Hanslip:	Yea
Noel March:	Yea
Steven Silver:	Yea

The motion passed 4 in favor, motion passes.

Internal Control Change – Oxford Casino

GM Matt Gallagher requesting an organizational change for the cage and count area to allow for alignment under one director - Currently, there is a Senior Director of Finance with a Cage Director reporting to him and a Count Room Manager reporting to him as well - Change would allow a secondary subject matter expert that would create initial oversight and training to create a Senior Director of Finance, a Director of Cage and Count with independent managers for cage and count - This is done in many other jurisdictions including 5 other Churchill Downs properties.

Chair Silver asked if Director Champion had reviewed the request. Director Champion confirmed the request had been reviewed and he is okay with it. Chair Silver asked if the change would be adding staff or repositioning of existing staff. GM Gallagher confirmed it will be repositioning of current staff and creating an additional key badge. Chair Silver confirmed there were no other questions from the Board & indicated he would entertain a motion.

Board member Sari Greene moved to approve the requested internal control change. Board member Chair Steven Silver seconded the motion. Moved to roll call.

Members

Sari Greene: Yea
Joseph Hanslip: Yea
Noel March: abstain
Steven Silver: Yea

The motion passed 3 in favor, motion passes.

Annual Report – Director Champion

On March 15th of each year the report is submitted to Governor’s Office and VLA Committee - Most of the report does not change much from one year to the next except for the numbers and statistics.

Board member Greene noted that on page 13 there was a missing comma was in the dollar amount that needs to be changed.

Board member Joseph Hanslip moved to annual report for distribution pending the correction noted. Board member Noel March seconded the motion. Moved to roll call.

Members

Sari Greene: Yea
Joseph Hanslip: Yea
Noel March: Yea
Steven Silver: Yea

The motion passed 4 in favor, motion passes.

BOARD BUSINESS –

None other than the mention of the public hearing for Sport Wagering on January 31st.

PUBLIC COMMENT –

N/A

ADJOURNMENT

Board member Noel March moved to adjourn the Gambling Control Board meeting. Board member Sari Greene seconded the motion. Motion moves to roll call.

Members

Sari Greene: Yea
Joseph Hanslip: Yea
Noel March: Yea
Steven Silver: Yea

The motion passed 4 in favor, motion passes.

The meeting was adjourned at 10:00 AM. The next Board meeting will be held on March 21, 2023, at 9:00am. Chair Silver will confirm the format prior to that date.

Respectfully submitted by:

Cami Hippler

Office Assistant II

Board approved: March 21, 2023