



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board

January 19, 2006 Minutes

A meeting of the Pennsylvania Gaming Control Board was held on January 19, 2006 in Hearing Room 1 of the North Office Building. The meeting began at 10 a.m.

Members in attendance were:

Thomas Decker, Chairman
Mary DiGiacomo Colins
William P. Conaboy
Jeffrey W. Coy
Joseph W. Marshall, III
Kenneth W. McCabe
Sanford Rivers

Ex-officio members in attendance were:

Robert P. Casey, Jr., State Treasurer
Gregory C. Fajt, Secretary of Revenue

Staff who appeared officially before the Board:

Anne LaCaour Neeb – bureau update
Mike Walsh – administration update
LaMonte Williams – diversity initiatives
Michael Edmiston – public input hearings
Dale Miller – public input hearings
Susan Hensel – licensing
Nan Horner – regulations
Maureen Williamson – regulations

A quorum being present Chairman Decker called the meeting to order.

Transcript

On a motion by Board Member Marshall, seconded by Board Member Conaboy, the transcripts of the December 15, 2005 and January 5, 2006 meetings were unanimously approved.

Administration

PGCB MOTION NO. 2006-2 HR – Employment

Motion Made: Board Member Marshall
Seconded: Board Member Rivers

Resolved, the Board hereby promotes Denyse Miskin from Acting Director of the Bureau of Corporate Compliance and Internal Controls to permanent Director.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2006-3 HR – Employment

Motion Made: Board Member Rivers
Seconded: Board Member Conaboy

New hires:

Nicholas Rodriguez-Cayro, Senior Counsel, Office of Chief Counsel
Kathleen Zerfuss, Administrative Assistant, Office of Legislative Liaisons
James Buck, Director of Information Technology, Bureau of Administration
William J. Simmons, Hearings Officer, Bureau of Hearings and Appeals
William Bonner, Investigator, BIE, Western Regional Office
Theresa Beebe, Investigator, BIE, Western Regional Office
Suzanne Gaines Pearson, Investigator, BIE, Western Regional Office
Katherine Thomas, Investigator, BIE, Western Regional Office
John Kasmark, Investigator, BIE, Central Regional Office
Kathy Filbey, Support Specialist, BIE, Central Regional Office
Deborah Davis, Support Staff, BIE, Eastern Regional Office
Victoria Krystopa, Support Staff, BIE, Eastern Regional Office
Barbara Kaylor, Licensing Support Specialist, Bureau of Licensing
Melanie Drewencki, Licensing Analyst, Bureau of Licensing
Judith Schell, Licensing Analyst, Bureau of Licensing

Resolved, the Board hereby approves the hiring of all the above candidates for employment. Permanent status will be contingent upon a satisfactory background check.

Board Decision: Passed by unanimous vote

Hearings and Appeals

PGCB MOTION NO. 2006-4 BHA – Public Input Hearings

Motion Made: Board Member Colins
Seconded: Board Member Marshall

Resolved, the Board hereby will hold public input hearings pursuant to Section 441.12 of the Pennsylvania Gaming Control Board Temporary Regulations.

Board Decision: Passed by unanimous vote

Regulations

PGCB MOTION NO. 2006-5 REG - Adoption of the Responses to the Public Comment for Management Companies Regulations and Adopt the Temporary Management Companies Regulations

Motion Made: Board Member Colins
Seconded: Board Member Marshall

Resolved, the Board hereby adopts the responses to the Public Comment for Management Companies Regulations and also adopts the Temporary Management Companies Regulations. These regulations will be posted to the Board's website and published by the Pennsylvania Bulletin. These regulations are effective as of January 19, 2006.

Board Decision: Passed by unanimous vote

PGCB RESOLUTION NO. 2006-1 LIC – Amendments to Temporary Regulations

Motion Made: Board Member Colins
Seconded: Board Member Marshall

Whereas On July 5, 2004, the Pennsylvania General Assembly enacted the Pennsylvania Race Horse Development and Gaming Act, establishing the Pennsylvania Gaming Control Board as the primary regulatory agency charged with the responsibility of implementing and overseeing slot machine gaming in the Commonwealth; and

Whereas The Act authorizes the Board to adopt "temporary" regulations in order to facilitate the prompt implementation of the Act during the two years following the Act's effective date; and

Whereas The Board has adopted temporary regulations pursuant to Resolution No. 2005-3 REG, entitled Adoption of Temporary Regulations and Resolution No. 2005-4, entitled Adopting of Draft Regulations as Temporary Regulations for the General Licensing Standards for Slot Machine License Applicants Temporary Regulations, dated July 21, 2005; and

Whereas The Board has the authority to amend the temporary regulations as it deems necessary in accordance with the purpose of the act and in order to further the intent of the act; and

Whereas The Board has determined to make editorial changes to the following temporary regulations:

- Subpart A. General Provisions, specifically section 401.4
- Subpart B. Licensing, Registering, Certifying and Permitting, specifically section 423.4
- Subpart C. Slot Machine Licensing, specifically sections 441.10 – 441.12;

Whereas Upon adoption these amendments to the temporary regulations are effective on January 19, 2006 but apply retroactively to July 21, 2005; be it

RESOLVED That the Board adopts the amendments to the regulations as its final temporary regulations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2006-6 REG – Adoption of Amendments to Temporary Regulations

Motion Made: Board Member Colins

Seconded: Board Member Conaboy

Resolved, the Board hereby adopts the amendments to 58 Pa. Code §§ 423.4, 441.10, 441.11 and 441.12. The amendments will be posted to the Board's website and published by the Pennsylvania Bulletin. The amendments are effective as of January 19, 2006.

Board Decision: Passed by unanimous vote

Adjournment

There being no further business before the Board, on a motion by Board Member Conaboy, the meeting was adjourned.