



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board

June 15, 2006 Minutes

A meeting of the Pennsylvania Gaming Control Board was held on June 15, 2006 in Hearing Room 1 of the North Office Building. The meeting began at 10:35 a.m.

Members in attendance were:

Thomas Decker, Chairman
Raymond S. Angeli
Mary DiGiacomo Colins
Jeffrey W. Coy
Joseph W. Marshall, III (via teleconference)
Kenneth W. McCabe
Sanford Rivers

Ex-officio members in attendance were:

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

Individuals who appeared officially before the Board:

Anne LaCour Neeb – agency update
Michael Walsh – administration update
Michael Edmiston – petitions for withdrawal
Frank Donaghue – regulations
Richard Sandusky – regulations
Michelle Afragola – regulations
Melinda Morris Tucker – regulations
Michael Schwoyer – regulations
Maureen Williamson – regulations
Susan Hensel – licensing

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

Transcript

On a motion by Board Member Angeli, seconded by Board Member McCabe, the transcript of the May 19, 2006 meeting was unanimously approved.

Minutes

On a motion by Board Member Colins, seconded by Board Member Rivers, the minutes of the Jan. 5, Jan 19, Feb. 2, Feb. 13, Feb. 28, March 16, May 4 and May 19, 2006 meetings were unanimously approved.

Administration

PGCB MOTION NO. 2006-47 HR – Employment

Motion Made: Board Member Rivers
Seconded: Board Member Coy

New Hires:

Linda Lloyd, attorney, Office of Chief Counsel
Shaun Kovach, administrative assistant, Office of Chief Counsel

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

Board Decision: Passed by unanimous vote

Hearings and Appeals

PGCB MOTION NO. 2006-48 BHA – Petitions to Withdraw

Motion Made: Board Member Coy
Seconded: Board Member Colins

Resolved, the Board hereby approves the Orders granting withdrawal of the applications of Giesecke & Devrient America, Inc., Keystone Game Supply, Joseph Bailo and Alter Company.

Board Decision: Passed by unanimous vote

Regulations

PGCB MOTION NO. 2006-49 REG – Posting of Draft Regulations for Public Comment

Motion Made: Board Member Marshall
Seconded: Board Member McCabe

Resolved, the Board hereby approves posting the draft regulations pertaining to Emergency Board Orders through publication of the regulations on the Pennsylvania Gaming Control Board's website and the accepting of public comment for 5 days. The 5-day comment period begins June 16 and ends at the close of business June 20, 2006.

PGCB MOTION NO. 2006-50 REG – Posting of Draft Regulations for Public Comment

Motion Made: Board Member McCabe
Seconded: Board Member Coy

Resolved, the Board hereby approves posting the draft regulations pertaining to labor organizations through publication of the regulations on the Pennsylvania Gaming Control Board's website and the accepting of public comment for 5 days. The 5-day comment period begins June 16 and ends at the close of business June 20, 2006.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2006-51 REG – Posting of Draft Regulations for Public Comment

Motion Made: Board Member Angeli
Seconded: Board Member Colins

Resolved, the Board hereby approves posting the draft regulations pertaining to employee status reports through publication of the regulations on the Pennsylvania Gaming Control Board's website and the accepting of public comment for 5 days. The 5-day comment period begins June 16 and ends at the close of business June 20, 2006.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2006-52 REG – Posting of Draft Regulations for Public Comment

Motion Made: Board Member Colins
Seconded: Board Member Marshall

Resolved, the Board hereby approves posting the draft omnibus regulations changes through publication of the regulations on the Pennsylvania Gaming Control Board's website and the accepting of public comment for 5 days. The 5-day comment period begins June 16 and ends at the close of business June 20, 2006.

Board Decision: Passed by unanimous vote

PGCB RESOLUTION NO. 2006-13 REG – Adoption of the Temporary Regulations for Horsemen’s Organizations

Motion Made: Board Member Coy
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 developed draft temporary regulations for horsemen’s organizations; and

Whereas The public has had an opportunity to comment on the draft temporary regulations; and

Whereas The Board’s final temporary regulations are designated as Title 58 Recreation, Part VII Gaming Control Board:

- Subpart B. Licensing, Registering, Certifying and Permitting, Chapter 436, Horsemen’s Organizations; and

Whereas The Board reserves the right 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; be it

RESOLVED That the Board adopts the revised draft regulations as its temporary regulations for horsemen’s organizations.

Board Decision: Passed by unanimous vote

PGCB RESOLUTION NO. 2006-14 REG – Adoption of the Temporary Regulations for Certification of Key Employee Qualifiers and Key Employees of Vendors

Motion Made: Board Member McCabe
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 developed draft temporary regulations for certification of Key Employee Qualifiers and Key Employees of Vendors; and

Whereas The public has had an opportunity to comment on the draft temporary regulations; and

Whereas The Board’s final temporary regulations are designated as Title 58 Recreation, Part VII Gaming Control Board:

- Subpart B. Licensing, Registering, Certifying and Permitting; Chapter 437, Vendor Registration and Certification, specifically Sections 437.11 and 437.12; and

Whereas The Board reserves the right 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; be it

RESOLVED That the Board adopts the revised draft regulations as its temporary regulations for certification of Key Employee Qualifiers and Key Employees of Vendors.

Board Decision: Passed by unanimous vote

PGCB RESOLUTION NO. 2006-15 REG – Adoption of the Temporary Regulations for Licensing Hearings for Slot Machine Licenses

Motion Made: Board Member Rivers

Seconded: Board Member Coy

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 developed draft temporary regulations for licensing hearings for slot machine licenses; and

Whereas The public has had an opportunity to comment on the draft temporary regulations; and

Whereas The Board’s final temporary regulations are designated as Title 58 Recreation, Part VII Gaming Control Board:

Subpart C. Slot Machine Licensing;
Chapter 441, Slot Machines Licensing, specifically Section 441.19; and

Whereas The Board reserves the right 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; be it

RESOLVED That the Board adopts the revised draft regulations as its temporary regulations for licensing hearings for slot machine licenses.

Board Decision: Passed by unanimous vote

PGCB RESOLUTION NO. 2006-16 REG – Adoption of the Temporary Regulations for Underage Gaming

Motion Made: Board Member Angeli

Seconded: Board Member Coy

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 developed draft temporary regulations for underage gaming; and

Whereas The public has had an opportunity to comment on the draft temporary regulations; and

Whereas The Board's final temporary regulations are designated as Title 58 Recreation, Part VII Gaming Control Board:

Subpart I. Compulsive and Problem Gambling;
Chapter 513, Underage Gaming; and

Whereas The Board reserves the right 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; be it

RESOLVED That the Board adopts the revised draft regulations as its temporary regulations for underage gaming.

Board Decision: Passed by unanimous vote

PGCB RESOLUTION NO. 2006-17 REG – Adoption of the Temporary Regulations for Slot Machine Testing, Accounting and Internal Controls, Slot Computer Systems

Motion Made: Board Member Colins

Seconded: Board Member Rivers

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 developed draft temporary regulations for slot machine testing, accounting and internal controls, and slot computer systems; and

Whereas The public has had an opportunity to comment on the draft temporary regulations; and

Whereas The Board's final temporary regulations are designated as Title 58 Recreation, Part VII Gaming Control Board:

Subpart E. Slot Machine Testing, Certification and Control;

Chapter 461, Slot Machines and Associated Equipment,
Chapter 465, Accounting and Internal Controls,
specifically Sections 465.12 through 465.19, and
Chapter 466, Slot Computer Systems; and

Whereas The Board reserves the right 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; be it

RESOLVED That the Board adopts the revised draft regulations as its temporary regulations for slot machine testing, accounting and internal controls, and slot computer systems.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2006-53 REG – Adoption of Statements of Policy for Technical Standards – 6/15/2006

Motion Made: Board Member Coy
Seconded: Board Member Colins

Resolved, that the Board hereby adopts the Statements of Policy for Technical Standards as follows:

Chapter 466a.1 - Slot Computer Systems;
Chapter 461a.1 - Slot Machine Minimum Design Standards;
Chapter 461a.2 - Slot Machine Tower Lights and Error Conditions;
Chapter 461a.3 - Gaming Vouchers;
Chapter 461a.4 - Wide Area Progressive Systems; and
Chapter 461a.5 - Remote Computer Access

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2006-54 REG – Adoption of the Temporary Regulations for Slot Machine Testing, Accounting and Internal Controls, Slot Computer Systems

Motion Made: Board Member Marshall
Seconded: Board Member McCabe

Resolved, that the Board hereby adopts editorial amendments to Chapters 401, 405, 421, 441, 443, 465, 494 and 501 of the temporary regulations and that the amendments be published in the Pennsylvania Bulletin.

Board Decision: Passed by unanimous vote

Adjournment

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