

OFFICE OF THE ATTORNEY GENERAL
MARYLAND STATE LOTTERY AND GAMING CONTROL AGENCY

TO: Maryland Lottery and Gaming Control Commission
James R. Nielsen, Deputy Director

FROM: Holly K. Citko, Assistant Attorney General *HKC*
Principal Counsel

DATE: June 16, 2021

SUBJECT: Report for the Commission Meeting

This is a status update of ongoing and special projects in the Office of the Attorney General.

I. Contracts, Human Resources, and Administrative

a. Key accomplishments last period:

- i. Reviewed several contracts for the Marketing, Information Technology and Corporate Sales Divisions.
- ii. Assisted the Human Resources Department in addressing employment issues.
- iii. Assisted Staff with procurement and contractual issues.
- iv. Assisted Staff with issues related to operational impacts on the Agency and regulated entities caused by pandemic-related reopening.
- v. Assisted Staff with the Agency's response to three Public Information Act requests.

b. Upcoming tasks for this period:

- i. Continue to assist Staff with the above-described issues, as needed.
- ii. Continue to assist Staff with responsible gaming issues, as needed.
- iii. Assist Staff in revising responsible gaming regulations to implement amendments made to State Gov't, Title 9, Subtitle 1D, *Regulation of Fantasy Gaming Competitions and Implementation of Sports Wagering* (HB 940).

c. Issues:

- i. N/A

II. Lottery

a. Key accomplishments last period:

- i. Assisted Staff with coordinating with the Maryland Department of Health ("MDH") and its AAGs, for implementation of the Governor's \$2 Million VaxCash Promotion including developing and reviewing Drawing Rules, Internal Processing, and Drawing Procedures prior to the first daily drawing. Implementation of VaxCash has required substantial coordination between MDH and Agency Staff.
- ii. Reviewed several promotions and requests from Product Development relating to new scratch-off and Fast Play games.
- iii. Assisted Staff with notifying retailers of potential retailer license revocations.
- iv. Assisted Staff with reviewing new XCAP agreements and renewal applications.

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- v. Assisted Staff with issues associated with retailers' outstanding Central Collections Unit debts.
- vi. Assisted Staff with sponsorship contracts.
- vii. Assisted Staff in protecting the Mega Millions trademarks from unauthorized use by seeking changes to online apps and websites.
- viii. Assisted Staff with response to IRS regarding levy notice for lottery retailer.
- ix. Assisted Staff with changes clarifying the MLR Official Rules and Terms of Use, including changes to Powerball drawing frequency.

b. Upcoming tasks for this period:

- i. Continue to assist Staff, as needed, with VaxCash, including coordinating with MDH and their AAGs, revising Rules and Procedures consistent with updates to the Promotion, verifying processes in the Internal Processing and Drawing Procedures.
- ii. Continue to assist Staff reviewing XCAP renewal applications.
- iii. Continue to work with Staff as needed on reissuing new checks to retailers whose previous State issued checks were unrepresented and have expired.
- iv. Work with Staff as need on new promotions, tickets, games, licenses, and any changes to accommodate the new Powerball drawing frequency.
- v. Continue to assist Staff with changes to the MLR Official Rules and Terms of Use.
- vi. Assist Staff with tasks under the Lottery Central Monitoring and Control System Contract.

c. Issues:

- i. N/A

III. Casino Gaming

a. Key accomplishments last period:

- i. Assisted Staff with enforcement, licensing, mandatory exclusion and voluntary exclusion issues.
- ii. Facilitated the review and production of over two thousand pages of documents in response to a subpoena *duces tecum*.

b. Upcoming tasks for this period:

- i. Continue to assist Staff with enforcement, licensing, and voluntary exclusion issues as needed.
- ii. Assist Staff with responding to subpoenas for records concerning an individual on the mandatory exclusion list.

c. Issues:

- i. N/A

IV. Electronic Gaming Devices

a. Key accomplishments last period:

- i. N/A

b. Upcoming tasks for this period:

- i. Continue to assist Staff as needed concerning the Commission's

regulation of electronic gaming devices.

- c. **Issues:**
 - i. N/A

V. Skills-Based Amusement Devices and Amusement Gaming Licenses

- a. **Key accomplishments last period:**
 - i. N/A
- b. **Upcoming tasks for this period:**
 - i. Assist Staff in reviewing the circumstances of an amusement gaming licensee's ownership and continuous operation during the pandemic to verify ongoing license eligibility.
- c. **Issues:**
 - i. N/A

VI. Fantasy Competition

- a. **Key accomplishments last period:**
 - i. Assisted Staff in reviewing State Gov't, Title 9, Subtitle 1D, *Regulation of Fantasy Gaming Competitions and Implementation of Sports Wagering*, (HB 940) to identify issues that may impact the Commission and Agency.
- b. **Upcoming tasks for this period:**
 - i. Assist Staff as needed in the Commission's regulation of fantasy competitions.
 - ii. Assist Staff in drafting fantasy competition regulations as described above.
- c. **Issues:**
 - i. N/A

VII. Sports Wagering

- a. **Key accomplishments last period:**
 - i. Assisted Staff in reviewing the new sports wagering law, State Gov't, Title 9, Subtitle 1E 1E, *Regulation of Fantasy Gaming Competitions and Implementation of Sports Wagering*, (HB 940) to identify issues that may impact the Commission and Agency.
 - ii. Assist Staff in drafting regulations for implementing HB 940.
- b. **Upcoming tasks for this period:**
 - i. Continue to assist Staff with review of, *Regulation of Fantasy Gaming Competitions and Implementation of Sports Wagering*, described above, and work with Staff to draft sports wagering regulations and implement processes for issuing all sports wagering-related licenses.
 - ii. Assist Sport Wagering Application Review Commission as needed.
- c. **Issues:**
 - i. Work with Staff to implement sports wagering.