



CANNON BUILDING  
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STATE OF DELAWARE  
**DEPARTMENT OF STATE**  
DIVISION OF PROFESSIONAL REGULATION

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<b>MEETING MINUTES:</b>	<b>BOARD OF CHARITABLE GAMING</b>
<b>MEETING DATE AND TIME:</b>	<b>Thursday, March 7, 2013 at 1:00 p.m.</b>
<b>PLACE:</b>	861 Silver Lake Boulevard, Dover, Delaware <b>Conference Room B</b> , second floor of the Cannon Building
<b>APPROVED:</b>	April 4, 2013

**MEMBERS PRESENT**

Scott Angelucci, Chairman, Public Member  
James Greene, DE Volunteer Fireman's Association Member  
Tim Winstead, State Lottery Office Member  
Janet Williams-Coger, Non-Profit Member

**MEMBERS ABSENT**

Sharon McDowell, Vice Chair, Public Member

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT**

Robert Willard, Deputy Attorney General  
Amanda McAtee, Administrative Specialist II  
Jennifer Childears, Administrative Specialist II  
LaToya Stephens, Administrative Specialist II

**PUBLIC PRESENT**

Raymond Westrod – Milford Lions  
Willard Meck – Milford Lions  
Jack Vogel – Harrington Fire Company  
Larry Weinstein – Atlantic Bingo Supply  
Wayne English – Atlantic Bingo Supply

**CALL TO ORDER**

Mr. Angelucci called the meeting to order at 1:03 p.m.

**REVIEW AND APPROVAL OF MINUTES**

The Board reviewed the meeting minutes of February 7, 2013. Ms. Williams-Coger made a motion, seconded by Mr. Greene, to approve the minutes as presented. The motion carried unanimously.

Mr. Greene made a motion, seconded by Ms. Williams-Coger, to amend the agenda to add the Townsend Fire Company under Raffle Applications, item 4.8.6. The motion carried unanimously.

**UNFINISHED BUSINESS**

**FINAL DENIALS – NONE**

**Re-Review of Contingent Approvals and PTD Applications – None**

### **Gaming Seminar Update**

The gaming seminars were scheduled for March 14, 2013 at 6 p.m. and March 28, 2013 at 10 a.m. Ms. McAtee stated that the total number of registrants for the March 28, 2013 seminar exceeded the capacity of the conference room she had reserved. The Board agreed to move the March 28, 2013 seminar date to March 25, 2013 at 10 a.m. Ms. McAtee stated that she would contact all of the registrants for that date to let them know of the change.

### **Proposed Amendment to Rules 3.10 and 4.11 in 10 DE Admin. Code 101 – Public Hearing Scheduled for March 7, 2013**

Mr. Willard stated that both proposed amendments were published in the March 2013 Register of Regulations. The public hearing for proposed amendments to Rules 3.10 and 4.11 was scheduled for April 4, 2013.

### **NEW BUSINESS**

#### **Executive Session**

Mr. Green made a motion, seconded by Ms. Williams-Coger to enter executive session at 1:08 p.m. to discuss an upcoming Board member change. The motion carried unanimously. The Board returned from executive session at 1:12 p.m.

#### **Board Member Reports**

Mr. Greene stated that he received an inquiry from Senator Ennis concerning a background check requirement for non-profit members that conducted Bingo. Mr. Willard stated that he did not hear of this proposed legislative change and that he would review the proposed Bill. Mr. Greene requested that Mr. Willard provide an update to Mr. Ennis on his findings. Mr. Greene stated that he did not recall voting on an item of this nature.

#### **Delegation of Authority**

##### **Indian River Senior Center**

Ms. McAtee stated that Ms. McDowell approved a change to an already permitted event for the Indian River Senior Center due to a clerical error. Mr. Greene made a motion, seconded by Mr. Winstead to ratify the change. The motion carried unanimously.

#### **Review of Applications for Texas Hold’Em Tournaments – None**

#### **Review of Applications for Charitable Gaming Events**

##### **Association for Human Rights Foundation**

Mr. Angelucci reviewed and summarized the Charitable Gaming application of the Association for Human Rights Foundation. After discussion, Ms. Williams-Coger made a motion, seconded by Mr. Greene, to propose to deny the Charitable Gaming application because the Board lacked the statutory authority to approve online Charitable Gaming events. The motion carried unanimously.

Mr. Angelucci stated that the Board had received requests in the past for online events and they had never approved them because the Board did not have the statutory authority to approve such events.

#### **Review of Applications for Instant Bingo Events – None**

#### **Review of Applications for Bingo Events**

##### **Dover Lionesses Club**

Mr. Angelucci reviewed and summarized the Bingo application of the Dover Lionesses Club. After discussion, Mr. Greene made a motion, seconded by Ms. Williams-Coger, to approve the Bingo application contingent upon receiving a letter clarifying which specific charity or charities the funds would be donated to. The motion carried unanimously.

##### **Kiwanis Club of Seaford**

##### **Seaside Jewish Community Inc.**

Mr. Angelucci reviewed and summarized the Bingo applications of the Kiwanis Club of Seaford and the Seaside Jewish Community Inc. After discussion, Ms. Williams-Coger made a motion, seconded by Mr. Greene, to approve the Bingo applications. The motion carried unanimously.

### **Review of Applications for Raffles**

#### **Salesianum School**

Mr. Angelucci reviewed and summarized the Raffle application of the Salesianum School. After discussion, Ms. Williams-Coger made a motion, seconded by Mr. Greene, to approve the Raffle application. The motion carried unanimously.

#### **Delaware Italian-American Education Association**

#### **Milford Lions Club Service Foundation**

#### **St. Elizabeth Ann Seton Parish**

Mr. Angelucci reviewed and summarized the Raffle applications of the Delaware Italian-American Education Association, Milford Lions Club Service Foundation, and St. Elizabeth Ann Seton Parish. After discussion, Ms. Williams-Coger made a motion, seconded by Mr. Winstead, to approve the Raffle applications. The motion carried unanimously.

### **Review of Requests to Amend Previously Approved Event**

#### **Laurel Lionesses Club**

Mr. Angelucci reviewed and summarized the request to amend a previously approved event submitted by the Laurel Lionesses Club. The Laurel Lionesses Club requested to change their Bingo prize listing in response to a recent inspection. After discussion, Ms. Williams-Coger made a motion, seconded by Mr. Winstead, to approve the request. The motion carried unanimously.

### **Inclement Weather/State of Emergency Requests – None**

### **Approval of Licensure List – None**

### **Ratification of Charitable Gaming Event Permits Issued**

Ms. Williams-Coger read aloud the Charitable Gaming ratification list. Mr. Winstead made a motion, seconded by Ms. Williams-Coger to ratify the Charitable Gaming licensure of the Midway Lions, Fraternal Order of Police Lodge 2 Sussex County, Rehoboth Beach Lions Foundation, Seaford Lions Foundation, Friends for Rescue and Pet Care, and Homeless Cat Helpers. The motion carried unanimously.

### **Ratification of Bingo Event Permits Issued**

Ms. Williams-Coger read aloud the Bingo ratification list. Mr. Winstead made a motion, seconded by Ms. Williams-Coger to ratify the Bingo licensure of the Mill Creek Fire Company Ladies Auxiliary, Bowers Fire Company Ladies Auxiliary, Cape Henlopen Senior Center, Our Lady of Fatima, Lewes Senior Center, Laurel Lioness, Delaware Veterans Post #2, Mill Creek Fire Company Ladies Auxiliary, Oak Orchard American Legion 28, Pot Nets Home Owners Association, Cape Henlopen Elks Lodge #2540, Bowers Fire Company Ladies Auxiliary, Friends for Rescue and Pet Care, Middletown Moose Lodge #1295, and Sgt. William Lloyd Nelson Post 3792. The motion carried unanimously.

### **Hearings/Consent Agreements**

#### **Complaint 22-01-13**

Mr. Angelucci stated that the Board received one new complaint, 22-01-13, and it had been assigned to Ms. Williams-Coger

### **Complaint Assignments and Updates – None**

### **Inspection Reports**

#### **Cape Henlopen Elks Lodge #2540 (Bingo)**

#### **Dover Elks Lodge #1903 (Bingo)**

#### **American Legion Post #2 Walter L. Fox (Bingo)**

#### **Frederica Volunteer Fire Company (Bingo)**

#### **Newark Elks Lodge #2281 (Bingo)**

#### **Knights of Columbus Christopher Council #3182 (Charitable Gaming)**

#### **Milford Lions Club (Raffle)**

Mr. Angelucci stated that Cape Henlopen Elks Lodge #2540, Dover Elks Lodge #1903, American Legion Post #2 Walter L. Fox, Frederica Volunteer Fire Company, Newark Elks Lodge #2281, Knights of Columbus Christopher Council #3182, and the Milford Lions Club were recently inspected. There was no discussion.

## **Responses to Inspection Letters of Concern/Warning – None**

### **Review of Ebot Ticket Dispenser**

Larry Weinstein introduced himself for the Board and provided some background information on the Bingo industry. Mr. Weinstein explained how the Ebot Ticket Dispenser operated and how the machine simply read the bar code printed on individual tickets dispensed by the machine. He stated that the ticket would be presented on the machine's screen. The player would be provided the same information on the pre-printed ticket that was viewed on the screen and that the element of winning the game was in the pre-printed ticket and not in the machine. Mr. Weinstein concluded that this new machine had added bells and whistles to the same machine that had been used by non-profits under the Instant Bingo license in the State of Delaware for some time. Mr. Weinstein holds licenses in ten states and liked to present a new machine to the appropriate state Board before selling them in a state. Mr. Weinstein does not sell Instant Bingo machines or tickets to non-profits that do not have an active Instant Bingo license. Mr. Angelucci stated that this was an informational session and that nothing had changed except the machine had become more updated. The Board did not need to conduct a vote since they license Instant Bingo permits to the individual non-profit organizations. The Board was now aware of this new piece of equipment and it was just an improvement in what already was used. Mr. Angelucci suggested that when Mr. Weinstein approached non-profit organizations that he ensured that they understood that this machine would not forgo their Instant Bingo permit. The Board thanked Mr. Weinstein for the demonstration.

### **CORRESPONDENCE**

Ms. McAtee stated that she received a question relating to "Bar Bingo." The non-profit organization wanted to know if they could play "Bar Bingo" under their Instant Bingo license. Mr. Willard read the definition of Instant Bingo and compared the "Bar Bingo" game to the definition and concluded that the two did not match. After discussion and review, Ms. Williams-Coger made a motion, seconded by Mr. Greene for Ms. McAtee to compose and send a letter responding that the "Bar Bingo" game did not match the Board's Instant Bingo Rules and Regulations, and therefore could not be played under their Instant Bingo license.

### **PUBLIC COMMENT**

Mr. Westrod and Mr. Meck from the Milford Lions requested more information regarding their recent inspection report. Mr. Angelucci explained the history of the gaming inspection process and reviewed their recent inspection report. Mr. Angelucci stated that the Board did not have the ability to license out of state Raffle events. Mr. Meck stated that they had been holding this raffle for about 25 years. Mr. Angelucci stated that was the purpose of conducting inspections so that all non-profit organizations were brought into compliance with the Board's Rules and Regulations. Mr. Willard stated that the Statute was listed next to the violation and stated:

§ 1130. Power to license. (a) The Board may license an organization as defined in article II, § 17A or § 17B of the state Constitution to conduct the games, provided the organization is located in and seeks to conduct the game in a district which has approved the licensing of games by referendum.

Mr. Willard stated that according to the statute, the Raffle had to take place in the State of Delaware. Mr. Westrod stated that their organization received a lot of money from out of state and they would have to discontinue the Raffle with the statute as written. Mr. Angelucci suggested that Mr. Meck and Mr. Westrod petition their State representatives in order to change the statute since the Board did not have the ability to change it. The change recommendation would probably be better received if the language came from a State representative(s) versus the Board. Mr. Willard stated that the Board's legislation had already been submitted to the Sunset Committee.

Mr. Vogel from the Harrington Fire Company asked for that status of his application. Ms. McAtee stated that she would check for him after the meeting concluded.

### **NEXT MEETING**

The next scheduled Board meeting is April 4, 2013 at 1:00 p.m., at 861 Silver Lake Boulevard, Cannon Building Conference Room B, Dover, Delaware.

### **ADJOURNMENT**

There being no further business before the Board, Mr. Angelucci made a motion, seconded by Mr. Winstead, to adjourn the meeting at 2:26 p.m. The motion carried unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'A McAtee', written in a cursive style.

Amanda McAtee  
Administrative Specialist II

*The notes of this meeting are not intended to be a verbatim record of the topics that were presented or discussed. They are for the use of the Board members and the public in supplementing their personal notes and recall for presentations.*