



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

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MEETING MINUTES:	BOARD OF CHARITABLE GAMING
MEETING DATE AND TIME:	Thursday, October 4, 2012 at 1:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , second floor of the Cannon Building
APPROVED:	November 1, 2012

MEMBERS PRESENT

Scott Angelucci, Chairman, Public Member
Sharon McDowell, Vice Chair, Public Member
Tim Winstead, State Lottery Office Member
James Greene, DE Volunteer Fireman's Association Member

MEMBERS ABSENT

Janet Williams-Coger, Non-Profit Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Robert Willard, Deputy Attorney General
Michele Howard, Administrative Specialist II
Amanda McAtee, Administrative Specialist II (training)
Sheryl Paquette, Administrative Specialist III
Elaine O'Neill, Gaming Inspector
Jean Betley, Lead Investigator

ALSO PRESENT

Elizabeth Tull, Mill Creek Fire Company Ladies Auxiliary
Earl Robinson, Beach House Poker
Jami Ferro, Beach House Poker

CALL TO ORDER

Mr. Angelucci called the meeting to order at 1:00 p.m.

Mr. Angelucci asked the public to introduce themselves for the Board. Introductions were as follows: Betty Tull, Mill Creek Fire Company Ladies Auxiliary, Earl Robinson, Beach House Poker, Jami Ferro, Beach House Poker, Sheryl Paquette, Division of Professional Regulation, and Elaine O'Neill, Gaming Inspector.

Mr. Greene made a motion, seconded by Ms. McDowell, to amend the agenda to add item 4.19 under New Business, "Proposal of Gaming Seminar". The motion carried unanimously.

Mr. Greene made a motion, seconded by Ms. McDowell, to amend the agenda to add item 4.5.1 under New Business, Review of Texas Hold'em Tournament Applications, The Leukemia and Lymphoma Society. The motion carried unanimously.

REVIEW AND APPROVAL OF MINUTES

The Board reviewed the meeting minutes of April 24, 2012 and September 6, 2012. Mr. Greene made a motion, seconded by Ms. McDowell, to approve both sets of minutes as presented. The motion carried unanimously.

UNFINISHED BUSINESS

Final Denials

Terrace Athletic Club (Instant Bingo – 501c7)

Mr. Angelucci summarized the application. Ms. McDowell made a motion, seconded by Mr. Winstead, to make a final denial of the Instant Bingo application of Terrace Athletic Club because the organization is a 501c7, which does not meet the Board's definition of a charitable organization. The motion carried unanimously.

Re-Review of Contingent Approvals and PTD Applications

Delaware Community Foundation (Charitable Gaming – MIC, co-producing w/for-profit, third party vendor)

The Board reviewed the charitable gaming application of Delaware Community Foundation at its September meeting, and voted unanimously to propose to deny the application because it questioned the qualifications of the listed Members In Charge, it was unclear as to who was holding the event, and for-profit corporations cannot co-sponsor or "co-produce" gaming events. The Board reviewed an amended application submitted by Delaware Community Foundation at its October meeting. After discussion, Ms. McDowell made a motion, seconded by Mr. Winstead, to approve the amended application. The motion carried unanimously.

Revisit Discussion Regarding Instant Bingo Played During Bingo Events – Elaine O'Neill

Gaming Inspector, Elaine O'Neill, stated that representatives from Aetna Hose Hook & Ladder attended the Board's September meeting and questioned the Board about playing Instant Bingo during a regular Bingo event. Ms. O'Neill stated that the question posed by Aetna representatives should have been worded differently, and added that the Inspectors have previously advised organizations that Instant Bingo cannot be played **in conjunction with** a regular Bingo game. Ms. O'Neill stated her interpretation that playing Instant Bingo in conjunction with a regular Bingo game is against Rules 3.10, 4.16 and 4.12. If an organization has an active Instant Bingo permit, and an active Bingo permit, Instant Bingo may be played before the regular Bingo games begin or between regular Bingo games or after regular Bingo ends. Ms. O'Neill stated that all organizations are "on board" except Mill Creek Fire Company Ladies Auxiliary and Aetna Hose Hook & Ladder, and added that both of these organizations have ceased this practice as of this week. At the September meeting, when the question was posed by representatives of Aetna Hose Hook & Ladder, the Board responded that Instant Bingo may be played during a Bingo event. However, Ms. O'Neill feels the Board's decision needs clarification; that Instant Bingo may be played during a regular Bingo event, but may **not** be played in conjunction with a regular Bingo game. The Board agreed with Ms. O'Neill's interpretation of the Rules.

Ms. O'Neill stated that the inspection report of Aetna Hose Hook & Ladder, to be reviewed later in the meeting, does not reflect a violation, however the inspection report of Mill Creek Fire Company Ladies Auxiliary does indicate a violation, based on the recommendation made by Jean Betley, Lead Investigator. Ms. Betley made her recommendation based on the miscommunication received by Aetna Hose Hook & Ladder at the Board's September meeting. Mr. Greene suggested that both organizations be sent a letter explaining which Rules are in question regarding this specific type of play, and reiterating the Board's decision. The Board recognized Ms. Tull of Mill Creek Fire Company Ladies Auxiliary, who stated that her organization had stopped the practice last Wednesday when they were advised to stop by Ms. O'Neill. Ms. O'Neill responded that the inspection of Mill Creek Fire Company Ladies Auxiliary was prior to the question being posed by Aetna Hose Hook & Ladder at the Board's September meeting. Ms. Tull stated that the Inspectors are always very courteous and respectful when they attend their events.

Mr. Angelucci stated that the purpose of the initial inspections is to keep everyone in compliance; the penalty phase has not yet started. Mr. Angelucci requested that the Division add a statement to the Board's website notifying organizations that Instant Bingo may not be played in conjunction with a regular Bingo game. Ms. Howard stated that she would add the statement under the webpage titled "Frequently Asked Questions." Ms.

O'Neill stated that Rule 4.12 clearly defines Bingo equipment and the method of play allowed. Mr. Willard stated that the Rules are not clear and he understands the misinterpretation of the Rules by organizations.

Ms. Tull stated that attendance at her organization's Bingo games has dropped from 151 in 2011 to 125 in 2012, and added that they began "pushing" Instant Bingo cards as a result of the drop in attendance. Mr. Angelucci stated that the clarity in the Rules should help get numbers back. Ms. Tull responded that it is the clarity that is diminishing her numbers. Mr. Greene stated that the playing field is now equal for all organizations and that no organizations can play Bingo in this manner. Ms. Tull stated that she is not interested in the profitability of other organizations, and added that without fundraising such as Bingo, the State of Delaware would have to pay \$251,000,000 to support volunteer fire companies. Ms. Tull added that all 51 fire company ladies auxiliaries in the State of Delaware together raised \$685,000. Mr. Willard asked Ms. Tull if she believed that Bingo attendance had dropped solely because of not being able to play Instant Bingo in conjunction with regular Bingo. Ms. Tull replied, "No, but it is part of the reason." Ms. Tull stated that her organization has been erroneously cited several times. She gave an example of being cited for a violation because a Mill Creek fireman was calling the Bingo numbers at an event for the Ladies Auxiliary. Inspectors cited the Mill Creek Ladies Auxiliary for allowing a non-auxiliary member to call Bingo. As a result, the Ladies Auxiliary opened their membership to make the fireman a member. Ms. Tull added that their volunteers are not accustomed to calling Bingo numbers. Ms. Tull expressed her opinion that this particular incident was "ridiculous" since there would not be a Mill Creek Ladies Auxiliary without the Mill Creek Fire Company.

Ms. O'Neill stated that Bingo attendance across the State has dropped significantly. Ms. O'Neill stated her opinion that the drop in attendance could be attributed to the organizations being so far out of compliance prior to the gaming inspections, that they were giving away \$2,000 to \$3,000 per night. Ms. O'Neill added that when inspectors began enforcing the Rules and Regulations, a significant drop in attendance at all Bingo events across the State resulted. Ms. Tull questioned the original intent of the Bingo Regulations, specifically questioning whether the Regulations were passed to increase the profitability of fire company auxiliaries, or if they were passed for the pleasure of the community. Mr. Greene responded that ladies auxiliaries were not considered when the Bingo Regulations originally passed. Mr. Greene added that fire companies held Bingo events themselves to make extra funds. Ms. Tull agreed that fire companies originally held Bingo games themselves, but at some point later in time the fire companies asked ladies auxiliaries to hold Bingo games for them so that they could focus on fighting fires. After further discussion, Ms. Tull asked the Board to remove Rule 4.6, or to support her request that the Legislature allow an increase in prize amounts to be given away during Bingo games. Mr. Willard left the meeting at 1:27p.m. and returned at 1:29p.m.

Mr. Angelucci stated that inspectors can only enforce what is on the books. He added that the Board can propose changes to legislation if it feels the changes will benefit charitable organizations. Ms. O'Neill suggested to Ms. Tull that fire companies and ladies auxiliaries across the State should get together and find a legislator to support the changes they are proposing. Mr. Angelucci stated that the Board will be making legislative recommendations in the near future and will consider Ms. Tull's concerns. Ms. Tull gave a document to Mr. Angelucci for consideration. The document was not discussed during the meeting.

NEW BUSINESS

Executive Session - None

Board Member Reports - None

Correspondence

AARP / Cheer, Inc.

Mr. Willard summarized an email between the Board office and a member of AARP regarding a proposed gaming event. The Board and Mr. Willard agreed that the proposed game would be considered a Charitable Gaming event, not a Bingo or Raffle event. The Board agreed that it would need more detailed information describing the specifics of the game. Mr. Willard stated that he would respond to the email.

Legislative Memo from James Collins Regarding 147th General Assembly, 1st Legislative Session – Mr. Willard

Mr. Angelucci summarized the memo for the Board, stating that Mr. Collins requested that each Board under the Division of Professional Regulation name a liaison to the General Assembly. Mr. Angelucci made a motion, seconded by Ms. McDowell, to nominate Mr. Greene as the Board's legislative liaison. The motion carried unanimously.

Delegation of Authority

Ladies Auxiliary of the Mill Creek Fire Company (Bingo MIC 9/12/12, Ok'd by Inspectors)

Mr. Angelucci explained that the inspectors approved a change in the Member In Charge of the 9/12/12 Bingo event for Ladies Auxiliary of the Mill Creek Fire Company under delegation of authority. Mr. Angelucci stated that the Board has only approved delegation of authority for other Board Members, not inspectors. Mr. Angelucci accepted the decision the inspectors made under delegation of authority but questioned the delegation of authority process. Mr. Greene explained to the Board that the previous practice of delegation of authority when he was Board Chairman was that he would be contacted by telephone by an inspector to approve a situation under delegation of authority. Mr. Greene added that all decisions under delegation of authority must come before the Board Chairman another Board member.

Ms. O'Neill stated that the inspectors approved minor changes. Ms. Howard stated that she had asked Ms. Betley about where these items fell under the Board's agenda. She was advised that the Investigative Unit had delegation of authority to approve minor application changes that affected events that were already permitted.

Ms. O'Neill stated that she has approved changes for organizations in order to bring their events into compliance. She added that if she did not allow the organizations to make necessary changes, then she would have to interrupt an event that was already in progress.

Mr. Greene stated his opinion that it was okay for Ms. O'Neill to allow a necessary change, but she should have contacted someone from the Board first. Ms. Howard stated that she had a specific conversation with Ms. Betley and that Ms. Betley informed her that the inspectors did have delegation of authority. Ms. Howard asked Ms. Betley to join the meeting for clarification.

Ms. Betley explained the previous process that was in place when Mr. Greene was Board Chairman; Mr. Greene had granted Ms. Betley delegation of authority to approve necessary application changes. For example, if an organization wrote a letter to add a prize in order to be in compliance, Ms. Betley could approve the change to the prize list and forward the letter to Mr. Greene before the next Board meeting for his information. Ms. Howard explained Mr. Greene's current position to Ms. Betley, stating that the inspectors do not have delegation of authority and must obtain a Board member's approval for all changes via a telephone call.

Ms. Betley stated that she did not understand the policy as Mr. Greene described it. Ms. Howard and Ms. Betley both explained that they understood this process to mean that the inspectors already approved the change under delegation of authority when contacting the Board and were just notifying the Board of the change before the next Board meeting.

Mr. Willard stated that the Board could authorize the inspectors to use delegation of authority, if they so chose. Mr. Greene stated that he was happy with the process of the inspector calling the Board Chairman and getting approval.

Mr. Winstead questioned what would happen in a situation where the Chairman was not available to be contacted by the inspector; He further questioned if the Chairman were unavailable whether the event would be permitted to continue or if the Board would give the inspectors the authority to make a decision and temporarily proceed if they could not make a connection with the Chairman. Mr. Greene responded that the inspector could call any of the five Board members for approval.

Mr. Angelucci stated that he was not taking a stand on the situation because he was following what the Board has done in the past but that he would like more clarity on why the Board has to be called in these situations. Mr. Greene replied that these situations are the Board's responsibility.

Ms. Howard compared delegation of authority in these instances to the Division's delegation of authority for bingo and charitable gaming applications, adding that the Division has the authority to issue permits and the permits are ratified at the next Board meeting.

Mr. Angelucci stated that the inspectors are on-site while the event is in progress, and they should be able to make a decision rather than trying to contact a Board member first.

Mr. Willard questioned Mr. Angelucci if he would be willing to give the inspectors delegation of authority and allow them to notify the Board after the fact. Mr. Angelucci responded that he would be willing to approve delegation of authority for events in progress or for those dates that may fall before the Board's next meeting. He added that if the event date in question is after the Board's next meeting, then the Board can consider the change at its next meeting. Mr. Angelucci stated that a game already in play should not be held up when an inspector can make an on-the-spot decision. Ms. McDowell and Mr. Winstead agreed with Mr. Angelucci.

Mr. Angelucci made a motion, seconded by Ms. McDowell, to grant delegation of authority to the Gaming Inspectors. The motion carried unanimously.

Ms. Betley asked for final clarification on the process regarding the reporting of delegation of authority to the Board. Mr. Angelucci and Ms. Howard both agreed that the information from the inspector should be emailed to the Board's Administrator within 24 hours, and then forwarded by the Administrator to the Board. The delegation of authority would be added to the next agenda for ratification.

Sussex County Lodge #2 Fraternal Order of Police (Charitable Gaming 9/15/12, Ok'd by Mr. Angelucci)

Mr. Angelucci stated that he previously approved this application through email because the event was proposed to be held on September 15, 2012, which was before the next Board meeting. Mr. Angelucci explained that this application was missing a letter of good standing from the parent organization, which has since been received by the Board office. Mr. Angelucci made a motion seconded by Ms. McDowell, to ratify the Charitable Gaming application for the Sussex County Lodge #2 Fraternal Order of Police. The motion carried unanimously.

Lewes Senior Center (Bingo 8/5/12, Ok'd by Inspectors)

Mr. Angelucci stated that this was the same situation as the Sussex County Lodge #2 Fraternal Order of Police application above, and that the Board could move on to the next agenda item.

Ms. O'Neill stated that this agenda item and the next agenda item (American Legion Department of Delaware) were both "mislabeled" because they did not require delegation of authority by the inspectors. She added that Lewes Senior Center and American Legion Department of Delaware responded to their letters of concern stating that they were correcting their violations.

American Legion, Department of Delaware (Raffle 7/8/12, Ok'd by Inspectors)

Mr. Angelucci summarized the inspection response letter from American Legion Department of Delaware for the Board. A Board vote was not required, as no delegation of authority was required.

Review of Applications for Texas Hold'Em Tournaments

The Leukemia & Lymphoma Society (obsolete app)

Mr. Angelucci reviewed the Texas Hold'em Tournament application of The Leukemia and Lymphoma Society, and summarized it for the Board. After discussion, Ms. McDowell made a motion, seconded by Mr. Winstead, to approve the application contingent upon receipt of another completed application using the Board's current form. The motion carried unanimously.

Review of Applications for Charitable Gaming Events

Delaware Warriors Travel Baseball Club (vendor, house rules, rental contract)

Mr. Angelucci and Mr. Greene reviewed the Charitable Gaming application of Delaware Warriors Travel Baseball Club, and Mr. Angelucci summarized the application for the Board. Mr. Angelucci questioned Earl Robinson from Beach House Poker about the statement; "All decisions made by floor supervisors are final," included in Beach House Poker's House Rules. After discussion, Mr. Angelucci advised Mr. Robinson that the Member-In-Charge of the charitable organization is in control of all monies at all times, and requested that Mr. Robinson amend his House Rules to state that all final decisions about play are made by floor supervisors.

Delaware Warriors Travel Baseball Club (vendor, house rules, rental contract)

Debra L. Sipple Memorial (vendor, house rules, rental contract)

Read Aloud Delaware (vendor, house rules, rental contract)

Debra L. Sipple Memorial Fund (vendor, house rules, rental contract)

Delaware Warriors Travel Baseball Club (vendor, house rules, rental contract)

Mr. Angelucci made a motion, seconded by Mr. Winstead, to approve the applications of Delaware Warriors Travel Baseball Club, Debra L. Sipple Memorial, Read Aloud Delaware, Debra L. Sipple Memorial Fund, and Delaware Warriors Travel Baseball Club, contingent upon the receipt of an acceptable permission-to-use letter. The motion carried by majority, with Mr. Greene abstaining.

Rehoboth Beach Lions Club (vendor, house rules, rental contract, item 19 – purpose of funds, item 17 – 'share proceeds')

Mr. Angelucci reviewed the Charitable Gaming application of Rehoboth Beach Lions Club and summarized it for the Board. Mr. Angelucci read aloud the organization's responses regarding the purpose of the funds generated from the event, noting that sharing proceeds with a third party vendor is not allowed. After discussion, Mr. Winstead made a motion, seconded by Ms. McDowell, to approve the application contingent upon the organization providing an acceptable purpose for the funds generated from the event, and striking "share proceeds with Beach House Poker" from the application. The motion carried by majority, with Mr. Greene abstaining.

Midway Lions (vendor, house rules, rental contract, item 19 – purpose of funds)

Mr. Angelucci reviewed the Charitable Gaming application of Midway Lions and summarized it for the Board. Mr. Angelucci stated that the application does not include an acceptable explanation for the purpose of the funds generated from the event. After discussion, Ms. McDowell made a motion, seconded by Mr. Winstead, to approve the application contingent upon clarification of the organization's purpose of the funds generated from the event. The motion carried by majority, with Mr. Greene abstaining.

Fraternal Order of Police Lodge 10 (vendor, house rules, rental contract, item 19 – purpose of funds)

Mr. Angelucci reviewed the Charitable Gaming application of Fraternal Order of Police Lodge 10 and summarized it for the Board. Mr. Angelucci stated that the application does not include an acceptable explanation for the purpose of the funds generated from the event. After discussion, Ms. McDowell made a motion, seconded by Mr. Winstead, to approve the application contingent upon clarification of the organization's purpose of the funds generated from the event. The motion carried by majority, with Mr. Greene abstaining. Mr. Willard left the meeting at 2:24 p.m. and returned at 2:25 p.m.

Review of Applications for Instant Bingo Events - None

Review of Applications for Bingo Events

Newark Elks Lodge 2281 (promotional giveaway dates)

Mr. Angelucci reviewed the Bingo application of Newark Elks Lodge 2281, and summarized the application for the Board, noting that the organization listed dates for promotional giveaways that do not coincide with the dates of proposed Bingo events. After discussion, Ms. McDowell made a motion, seconded by Mr. Winstead, to approve the application contingent upon the organization confirming that they will not be having promotional giveaways on any of the event dates listed on the application. The motion carried unanimously.

Delmar Band Parents Association (MIC)

Mr. Angelucci reviewed the Bingo application of Delmar Band Parents Association, and summarized the application for the Board, noting that the Member-In-Charge letter was not signed by an officer of the organization. After discussion, Ms. McDowell made a motion, seconded by Mr. Winstead, to approve the application contingent upon receipt of an acceptable Member-In-Charge letter. The motion carried by majority, with Mr. Greene abstaining.

Harrington Fire Company (MIC)

Mr. Angelucci reviewed the Bingo application of Harrington Fire Company, and summarized the application for the Board. After discussion, Mr. Greene made a motion, seconded by Mr. Winstead, to approve the application contingent upon the organization amending its application to include the Alternate Captains listed on its Member-In-Charge letter, or confirmation that the Alternate Captains will not be acting as Members-In-Charge of the proposed events. The motion carried unanimously.

Friends for Rescue & Pet Care (door prizes, cash prizes, total of prize list)

Mr. Angelucci reviewed the Bingo application of Friends for Rescue & Pet Care, and summarized the application for the Board, noting that the proposed prize list included "raffle", "cash prize", and "door prizes" under the column titled "Winning Card Arrangements". Additionally, the current total of prize values listed exceeds the maximum of \$1,250. After discussion, Mr. Winstead made a motion, seconded by Ms. McDowell, to approve the application contingent upon the organization eliminating the last three items on the prize list. The motion carried unanimously.

Review of Applications for Raffles

Beebe Medical Foundation (Board reviews all Raffles)

Ministry of Caring (Board reviews all Raffles)

Knights of Columbus, Coffee Run Council #6768 (Board reviews all Raffles)

Mr. Angelucci reviewed the Raffle applications of Beebe Medical Foundation, Ministry of Caring, and Knights of Columbus, Coffee Run Council #6768, and summarized the applications for the Board. After discussion, Ms. McDowell made a motion, seconded by Mr. Winstead, to approve the Raffle applications. The motion carried unanimously.

Children & Families First of Delaware (alcohol?)

Mr. Angelucci reviewed the Raffle application of Children & Families First of Delaware and summarized the application for the Board. After discussion, Mr. Greene made a motion, seconded by Ms. McDowell, to approve the application. The motion carried unanimously.

Review of Requests to Amend Previously Approved Event - None

Inclement Weather/State of Emergency Requests - None

Approval of Licensure List – attached

Ms. Howard explained that the Board discussed the proposed Raffle event and pending application of Aetna Hose Hook and Ladder Company during the September meeting when two representatives of the organization were present. At that time, the Board agreed to approve the application, but did not make a formal motion or vote on the approval. Based on the discussion during the meeting, the Division issued the Raffle permit once the application was satisfactorily completed. Ms. McDowell made a motion, seconded by Mr. Winstead, to ratify the Raffle licensure of Aetna Hose Hook and Ladder Company. The motion carried unanimously. Mr. Greene left the meeting at 2:37 p.m. and returned at 2:39 p.m.

Ratification of Charitable Gaming Event Permits Issued - attached

Ms. McDowell read aloud the Charitable Gaming ratification list. Ms. McDowell made a motion, seconded by Mr. Winstead, to ratify the Charitable Gaming licensure of Knights of Columbus Father Vincent Capodanno Assembly 2413, Delaware Society for the Prevention of Cruelty to Animals, American Legion Post #24, Delaware

Warriors Travel Baseball, Big Brothers Big Sisters of Delaware, Lewes Little League, Camp Rehoboth Inc, Newark Senior Center, Midway Lions Club, Fraternal Order of Police Sussex County Lodge 2, Rehoboth Cooperative Preschool, Delaware Manufactured Homeowners Association, Delaware Fraternal Order of Police Lodge 10, Seaford Lions Foundation, Vietnam Veterans of America Chapter 546, Georgetown-Ellendale Post 2931, and Knights of Columbus Seton Council. The motion carried unanimously.

Ratification of Bingo Event Permits Issued - attached

Mr. Winstead read aloud the Bingo ratification list. Ms. McDowell made a motion, seconded by Mr. Winstead, to ratify the Bingo licensure of Harrington Senior Center, Pot Nets Homeowners Association, Ladies Auxiliary of the Mill Creek Fire Company, Dover Elks Lodge #1903, Kiwanis Club of Greater Millsboro, Holy Rosary Catholic Church, Camden Wyoming Moose Lodge # 203, Milton Fire Department Ladies Auxiliary, Cape Henlopen Elks Lodge, Sgt. William Lloyd Nelson VFW Post 3792, Adas Kodesch Shel Emeth Congregation, Christiana Fire Company, Frankford Volunteer Fire Company Ladies Auxiliary, Aetna Hose Hook and Ladder Company, Mamie A. Warren Senior Center, and Bowers Fire Company. The motion carried unanimously.

Hearings/Consent Agreements

Complaint 22-02-11 (MERR Institute) Status of Compliance with Consent Agreement

Ms. Howard reminded the Board that they reviewed a color-coded spreadsheet provided by Suzanne Thurman of MERR Institute at the September meeting. After review of the spreadsheet, the Board unanimously decided that the Board office should calculate the total amount of unresolved funds based on Ms. Thurman's records, and should notify Ms. Thurman in writing of the total unresolved amount. The Board further agreed that Ms. Thurman would have ninety days from the date of notification to resolve the outstanding funds. Any funds left unresolved after the ninety day deadline must be donated to a charity. The Board requested that a copy of the cancelled check be submitted to the Board as proof of the donation.

Ms. Howard stated that her preliminary review of Ms. Thurman's spreadsheet reflected several discrepancies, such as duplicate ticket numbers, missing ticket amounts, and groups of unaccounted ticket numbers. Ms. Howard contacted Ms. Thurman regarding the discrepancies, and Ms. Thurman agreed to research the issues and submit an explanation in writing to the Board office. Ms. Howard reported that monitoring of Ms. Thurman's compliance with her Consent Agreement will now be handled by the Division's Investigative Unit. Once the total dollar amount of unresolved funds is determined, a letter will be mailed to Ms. Thurman with details of the Board's September decision. Mr. Willard stated that Ms. Howard had really "taken charge of the situation" and expressed his confidence that it will finally be resolved.

Complaint 22-03-12 – Update from Mr. Willard

Mr. Willard updated the Board on Complaint 22-03-12, which was not listed on the Board's agenda. The complaint referenced an organization holding Bingo without a license for an extended period of time. Mr. Willard stated that he advised the prosecutor that the Board rejected the proposed Consent Agreement at its September meeting because the proposed discipline was too lenient in the Board's opinion. Mr. Willard added that he is still waiting for the prosecutor's response.

Complaint 22-05-11 (Greene) Pending Hearing with DPR Hearing Officer

Mr. Angelucci stated that Complaint 22-05-11 was pending a hearing before a DPR Hearing Officer.

Complaint Assignments and Updates

Complaint 22-07-12 (Williams-Coger) Forwarded to Attorney General's Office

Complaint 22-10-12 (Winstead) Forwarded to Attorney General's Office

Complaint 22-11-12 (Winstead) Forwarded to Attorney General's Office

Mr. Angelucci stated the complaint statuses as listed above.

Inspection Reports

Little Sisters of the Poor Delaware, Inc. (Raffle 7/6/12 – 9/7/12)

Mamie Warren Senior Center, Inc. (Bingo 9/4/12)

Aetna Hose Hook and Ladder (Bingo 9/10/12)

NUR Shriners (Bingo 9/23/12)

Mill Creek Fire Company Ladies Auxiliary (Bingo 8/29/12)

Ducks Unlimited (Charitable Gaming 8/31/12)

Delaware Warriors Travel Baseball (Charitable Gaming 9/13/12)

Mr. Angelucci stated that Little Sisters of the Poor, Mamie Warren Senior Center, Aetna Hose Hook and Ladder, NUR Shriners, Mill Creek Fire Company Ladies Auxiliary, Ducks Unlimited, and Delaware Warriors Travel Baseball Club were recently inspected.

Responses to Inspection Letters of Concern/Warning

Holy Family Catholic Church

Lewes Little League

Mr. Angelucci stated that Holy Family Catholic Church and Lewes Little League had submitted written responses to the Board regarding the letters of concern issued to them as a result of recent inspections.

Proposal of Gaming Seminar

Mr. Angelucci reminded the Board that Mr. Franzoni of Aetna Hose Hook and Ladder attended last month's meeting and recommended that the Board hold a gaming seminar for charitable organizations. Mr. Greene suggested that the Board survey organizations to determine the overall interest in such a seminar and what topics the organizations would like to have addressed. Mr. Winstead asked Ms. O'Neill for her opinion. Ms. O'Neill stated that organizations do not view the gaming inspectors as an extension of the Board, but rather as a separate entity from the State. Ms. O'Neill believes that organizations want the Board's interpretation of the Rules and Regulations, and added that she thinks there would be a good turnout at a seminar. Mr. Willard stated that the gaming inspectors should be present at the seminar to assist the Board in answering questions. Mr. Greene stated that Mr. Willard should be present as well to answer questions. Mr. Willard expressed his opinion that the gaming inspectors have more hands-on experience and can better explain the Rules in layman's terms.

Ms. O'Neill stated that Charitable Gaming events held with third party vendors are a bigger concern for her than Bingo events. She added that organizations who hold Charitable Gaming events need to be advised of their responsibilities and the limitations on third party vendors. Ms. O'Neill further stated her opinion that many organizations do not know how to play games such as poker and do not know the Rules and Regulations governing such games. Ms. O'Neill recommended that each charitable organization be required to meet with a gaming inspector prior to being initially licensed for Charitable Gaming events. Mr. Willard advised Ms. O'Neill to proceed with charging organizations with violations if she sees repeat offenders.

Ms. O'Neill asked the Board to clarify its interpretation of the Rules and Regulations governing promotional giveaways. After discussion, the Board unanimously agreed that an amendment to its Rules is necessary to allow promotional giveaways to be offered on the date of a state-recognized holiday, or within seven days of the date of a state-recognized holiday. Mr. Willard will prepare the proposed amendment and a public hearing will be scheduled.

OTHER BUSINESS BEFORE THE BOARD – None

PUBLIC COMMENT – None

NEXT MEETING

The next scheduled Board meeting is November 1, 2012 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. Greene made a motion, seconded by Ms. McDowell, to adjourn the meeting at 3:28 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.