

Texas Lottery Commission

August 9, 2018

10:00 a.m.

I.	The Texas Lottery Commission will call the meeting to order. Pledge of Allegiance to the U.S. and Texas flags. Texas Pledge: "Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."	J. Winston Krause, Chairman
II.	Report, possible discussion and/or action on agency major contracts, including amendment, renewal or extension of the contracts for Instant Ticket Manufacturing and Services.	Michael R. Fernandez, Administration Division Director
III.	Report, possible discussion and/or action on agency prime contracts, including the procurements for the contracts for promotional products.	Michael R. Fernandez, Administration Division Director
IV.	Report, possible discussion and/or action on agency prime contracts, including amendment, renewal or extension of the contracts for Security Officer Services, Website Hosting Services, and Lottery Drawings CPA Services.	Michael R. Fernandez, Administration Division Director
V.	Consideration of and possible discussion and/or action regarding the Bingo Advisory Committee (BAC) and the BAC's annual work plan for FY 2019.	Michael P. Farrell, Charitable Bingo Operations Division Director
VI.	Report, possible discussion and/or action on the Charitable Bingo Operations Division annual report for calendar year 2017.	Michael P. Farrell, Charitable Bingo Operations Division Director
VII.	Consideration of and possible discussion and/or action, including adoption, on new 16 TAC §402.443 (Transfer of a Grandfathered Lessor's Commercial Lessor License).	Robert F. Biard, General Counsel
VIII.	Consideration of and possible discussion and/or action, including proposal, on amendments to 16 TAC §403.301 (Historically Underutilized Businesses).	Tyler Vance, Assistant General Counsel
IX.	Consideration of and possible discussion and/or action, including proposal, on amendments to 16 TAC §§401.307 ("Pick 3" Draw Game Rule) and 401.316 ("Daily 4" Draw Game Rule).	Deanne Rienstra, Special Counsel
X.	Report, possible discussion and/or action on lottery sales and revenue, game performance, new game opportunities, advertising, promotional activities, market research, trends, and game contracts, agreements, and procedures.	Katheryn J. Pyka, Controller
XI.	Report, possible discussion and/or action on transfers to the State and the agency's budget status.	Katheryn J. Pyka, Controller
XII.	Report, possible discussion and/or action on the FY 2020-21 Legislative Appropriations Request.	Katheryn J. Pyka, Controller

XIII. Report, possible discussion and/or action on external and internal audits and/or reviews relating to the Texas Lottery Commission, and/or on Internal Audit activities, including approval of the FY 2019 Annual Internal Audit Plan and Personal Identifiable Information Audit Report.	Darlene Brown, McConnell Jones Lanier & Murphy LLP
XIV. Report by the Charitable Bingo Operations Director and possible discussion and/or action on the Charitable Bingo Operations Division's activities, including licensing, accounting and audit activities, pull-tab review, and special projects.	Michael P. Farrell, Charitable Bingo Operations Division Director
XV. Report by the Executive Director and possible discussion and/or action on the agency's operational status, major contracts, agency procedures, awards, and FTE status.	Gary N. Grief, Executive Director
XVI. Consideration of the status and possible approval of orders in enforcement cases: <u>Lottery NSF License Revocation Cases (Default)</u> A. Docket No. 362-18-3760 – EZ Stop <u>Lottery Agreed Orders</u> B. Case No. 2018-397 – Tiger Express #6 C. Case No. 2018-600 – Northstar Food Mart <u>Bingo Agreed Orders</u> D. Docket Nos. 362-17-5956.B, 5957.B, 5958.B, 5959.B, 5960.B – Real Jobs for Youth Inc.; FOE AERIE 4125 Aux. Longview; Pythian Sisters Longview Temple No. 26; Crims Chapel Volunteer Fire Department Inc.; and Paisanos of East Texas E. Case No. 2018-246 – Diana Ford (Bingo Worker) F. Case No. 2018-561 – John C. Ramos (Bingo Worker) <u>Other Bingo Cases</u> G. Docket Nos. 362-17-5016.B, 5279.B, 5280.B, 5281.B, 5282.B – BJN Enterprises, LLC; San Antonio Northwest Lions Club; Southern Federation of Syrian Lebanese American Clubs, Inc.; LULAC Council 4416; and SASSL (<i>these cases may be resolved with an Agreed Order</i>)	Robert F. Biard, General Counsel
XVII. Public comment.	J. Winston Krause, Chairman
XVIII. Commission may meet in Executive Session: A. To deliberate personnel matters, including the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Executive Director and/or Charitable Bingo Operations Director pursuant to §551.074 of the Texas Government Code. B. To deliberate the duties of the General Counsel	J. Winston Krause, Chairman

and/or the Human Resources Director pursuant to §551.074 of the Texas Government Code.

- C. To receive legal advice regarding pending or contemplated litigation or settlement offers, or other legal advice, pursuant to §§551.071(1) and (2) of the Texas Government Code, including but not limited to legal advice regarding the following items:

Pending and potential litigation regarding Fun 5's Scratch Ticket Game #1592, including Travis Co. District Court Cause No. D-1-GN-14-005114, Third District Court of Appeals Cause No. 03-16-00172-CV (Steele, et al. v. GTECH Corp.); and Dallas Co. District Court Cause No. DC-14-14838, Fifth District Court of Appeals Cause No. 05-15-01559-CV (Nettles v. GTECH Corp. and Texas Lottery Commission).

Julam Investments, Inc. v. Texas Lottery Commission (Travis Co. District Court Cause No. D-1-GN-16-006124)

State of Texas v. Equal Employment Opportunity Commission et al.

Legal advice regarding Texas Government Code Chapters 466 (State Lottery Act) and 467, the Bingo Enabling Act, the Open Meetings Act, the Public Information Act, the Administrative Procedure Act, employment and personnel law, procurement and contract law, evidentiary and procedural law, ethics laws, and general government law.

Legal advice regarding any item on this open meeting agenda.

- XIX. Return to open session for further deliberation and possible action on any matter posted for discussion in Executive Session. Any matter posted for Executive Session also may be the subject of discussion and/or action in open session prior to Executive Session.

- XX. Adjournment.

Notice of Assistance at Public Meetings. Persons with disabilities who plan to attend this meeting and who need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, should contact Debbie Jamieson at (512) 344-5038 at least four (4) work days prior to the meeting so that appropriate arrangements can be made.

J. Winston Krause, Chairman

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Simpson, MaryBeth

From: Jamieson, Debbie
Sent: Wednesday, August 1, 2018 12:17 PM
To: Sanchez, Sheila; Simpson, MaryBeth
Subject: FW: S.O.S. Acknowledgment of Receipt
Attachments: 08092018.doc

-----Original Message-----

From: TexReg@sos.texas.gov [mailto:TexReg@sos.texas.gov]
Sent: Wednesday, August 1, 2018 12:15 PM
To: Jamieson, Debbie <Debbie.Jamieson@lottery.state.tx.us>
Subject: S.O.S. Acknowledgment of Receipt

Acknowledgment of Receipt

Agency: Texas Lottery Commission

Liaison: Debbie L. Jamieson

The Office of the Secretary of State has posted

notice of the following meeting:

Board: Texas Lottery Commission

Committee: Texas Lottery Commission

Date: 08/09/2018 10:00 AM "TRD# 2018006987"

Notice posted: 08/01/18 12:14 PM

Proofread your current open meeting notice at:

[http://texreg.sos.state.tx.us/public/pub_om_lookup\\$.startup?Z_TRD=2018006987](http://texreg.sos.state.tx.us/public/pub_om_lookup$.startup?Z_TRD=2018006987)

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Bingo Agreed Orders

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Other Bingo Cases

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