

Texas Lottery Commission

April 18, 2024

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.”	Robert G. Rivera, Chairman
II.	Report by the Bingo Advisory Committee (BAC) Chairman; possible discussion and/or action on the BAC’s activities, including the charitable bingo rule review.	William “Trace” Smith III, Chairman, Bingo Advisory Committee
III.	Report, possible discussion and/or action, including approval, on the Charitable Bingo Operations Division report required by Bingo Enabling Act §2001.060 for calendar years 2022-2023.	LaDonna Castanuela, Charitable Bingo Operations Division Director
IV.	Report, possible discussion and/or action on agency major contracts, including amendment, renewal or extension of the contracts for Internal Audit Services and Scratch Ticket Manufacturing and Services.	Angela Zgabay-Zgarba, Administration Division Director
V.	Report, possible discussion and/or action on the lottery operations and services procurement.	Angela Zgabay-Zgarba, Administration Division Director
VI.	Report, possible discussion and/or action on HUB and/or minority business participation, including approval of the agency’s Fiscal Year 2023 Minority Business Participation Report.	Eric Williams, HUB and Compliance Coordinator
VII.	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.	Sergio Rey, Controller Will Russ, Products Manager
VIII.	Report, possible discussion and/or action on transfers to the State and the agency’s budget.	Sergio Rey, Controller
IX.	Report, possible discussion and/or action on the agency’s Strategic Plan.	Sergio Rey, Controller
X.	Report, possible discussion and/or action on the Sunset review process involving the agency.	Ryan Mindell, Deputy Executive Director
XI.	Report, possible discussion and/or action on external and internal audits and/or reviews relating to the Texas	Darlene Brown, Partner, McConnell Jones

<p>Lottery Commission, and/or on Internal Audit activities.</p>	
<p>XII. 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, reports, and special projects.</p>	<p>LaDonna Castanuela, Charitable Bingo Operations Division Director</p>
<p>XIII. Report by the Deputy Executive Director and possible discussion and/or action on the agency’s operational status, major contracts, agency procedures, awards, lottery rule review, and FTE status.</p>	<p>Ryan Mindell, Deputy Executive Director</p>
<p>XIV. Discussion and possible action on appointing two-commissioner subcommittees for certain agency functions.</p>	<p>Robert G. Rivera, Chairman</p>
<p>XV. Consideration of the status and possible approval of orders in enforcement cases: <u>Lottery NSF License Revocation Cases (Default)</u> A. Docket No. 362-24-04840 – Quick Food Mart #2 B. Docket No. 362-24-07274 – Sultan Food Mart C. Docket No. 362-24-07275 – The Country Mart D. Docket No. 362-24-07690 – Lucky Food Mart E. Docket No. 362-24-08271 – Kwik Panther Food Mart F. Docket No. 362-24-08272 – M & W Market G. Docket No. 362-24-08274 – Ella Express 132 <u>Lottery Agreed Orders</u> H. Docket No. 362-24-04785 – Sunmart 422 I. Case No. 2024-32 – Ezzy Mart J. Case No. 2024-33 – Brewski Stop K. Case No. 2024-54 – QuikTrip #4018 L. Case No. 2024-55 – Corner Stop <u>Other Lottery Cases</u> M. Docket No. 362-24-01662 – Mac’s (NSF)</p>	<p>Bob Biard, General Counsel</p>
<p>XVI. Public comment.</p>	<p>Robert G. Rivera, Chairman</p>
<p>XVII. The Commission may meet in Executive Session: A. To deliberate personnel matters, including the appointment, employment, evaluation,</p>	<p>Robert G. Rivera, Chairman</p>

<p>reassignment, duties, discipline, or dismissal of the Executive Director and/or Charitable Bingo Operations Director, and consideration of applications for the Executive Director position, pursuant to §551.074 of the Texas Government Code.</p> <p>B. To deliberate the duties of the General Counsel pursuant to §551.074 of the Texas Government Code.</p> <p>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:</p> <p><u>Pending litigation regarding Fun 5's Scratch Ticket Game #1592, including Travis County District Court Docket No. D-1-GN-14-005114 (Steele, et al. v. GTECH Corp.); and Hays County, Justice of the Peace Precinct 1, Place 1, No. S23-055J11 (Angela Lampkin v. Greg Pyles);</u></p> <p>Legal advice regarding Texas Government Code Chapters 466 (State Lottery Act) and 467 (Texas Lottery Commission), 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.</p> <p><u>Legal advice regarding any item on this open meeting agenda.</u></p>	
<p>XVIII. 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.</p>	<p>Robert G. Rivera, Chairman</p>
<p>XIX. Adjournment.</p> <p>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 Little at (512) 344-5038 at least four (4) workdays prior to the meeting so that appropriate arrangements can be made.</p>	<p>Robert G. Rivera, Chairman</p>

From: [Little, Debbie](#)
To: [Zamora, Myra](#); [Simpson, MaryBeth](#)
Cc: [Biard, Bob](#)
Subject: FW: S.O.S. Acknowledgment of Receipt
Date: Wednesday, April 10, 2024 12:16:53 PM

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

From: TexReg@sos.texas.gov <TexReg@sos.texas.gov>
Sent: Wednesday, April 10, 2024 12:15 PM
To: Little, Debbie <Debbie.Little@lottery.state.tx.us>
Subject: S.O.S. Acknowledgment of Receipt

CAUTION: This email originated outside the Texas Lottery's email system.
DO NOT click links or open attachments unless you expect them from the sender and know the content is safe.

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: 04/18/2024 10:00 AM "TRD# 2024002042"

Notice posted: 04/10/24 12:15 PM

Proofread your current open meeting notice at:

[http://texreg.sos.state.tx.us/public/pub_om_lookup\\$.startup?Z_TRD=2024002042](http://texreg.sos.state.tx.us/public/pub_om_lookup$.startup?Z_TRD=2024002042)

LIVESTREAM. The Commission open meeting may be viewed live online. Members of the public may access a livestream video of the meeting via the following link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YTgyNjJjMWEtNTNjYS00NzMzLWE5ZmQtMGZkZjYwMmRIYTA4%40thread.v2/0?context=%7B%22Tid%22%3A%22c6270a15-feb3-48d6-ae19-52f87b499f5a%22%2C%22Oid%22%3A%22143b90a7-54c6-45b9-b719-e69d44bae9ee%22%2C%22IsBroadcastMeeting%22%3Atrue%2C%22role%22%3A%22a%22%7D&btype=a&role=a

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- VIII. Report, possible discussion and/or action on transfers to the State and the agency’s budget.
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- X. Report, possible discussion and/or action on the Sunset review process involving the agency.
- XI. 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.
- XII. 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, reports, and special projects.
- XIII. Report by the Deputy Executive Director and possible discussion and/or action on the agency’s operational status, major contracts, agency procedures, awards, lottery rule review, and FTE status.
- XIV. Discussion and possible action on appointing two-commissioner subcommittees for certain agency functions.

- XV. Consideration of the status and possible approval of orders in enforcement cases:
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 - C. Docket No. 362-24-07275 – The Country Mart
 - D. Docket No. 362-24-07690 – Lucky Food Mart
 - E. Docket No. 362-24-08271 – Kwik Panther Food Mart
 - F. Docket No. 362-24-08272 – M & W Market
 - G. Docket No. 362-24-08274 – Ella Express 132
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- H. Docket No. 362-24-04785 – Sunmart 422
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 - B. To deliberate the duties of the General Counsel pursuant to §551.074 of the Texas Government Code.
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