



# Texas Lottery Commission

## December 5, 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 updates on legislation, bingo rule proposal, and Bingo Service Portal Input Subcommittee.	William “Trace” Smith III, Chairman Bingo Advisory Committee
III.	Report, possible discussion and/or action on the biennial security study of the lottery.	Angela Zgabay-Zgarba, Administration Division Director and Christopher Ellingwood, Principal, BerryDunn
IV.	Report, possible discussion and/or action on the 2024 demographic report on lottery players.	Robert Tirloni, Lottery Operations Division Director and Dr. Pablo Pinto, Director, Center for Public Policy, Hobby School of Public Affairs, University of Houston
V.	Report, possible discussion and/or action on approval of revised Commission Policy P-002, Division of Responsibilities.	Bob Biard, General Counsel
VI.	Report, possible discussion and/or action on the lottery operations and services procurement.	Angela Zgabay-Zgarba, Administration Division Director
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, Chief Financial Officer Will Russ, Products Manager
VIII.	Report, possible discussion and/or action on transfers to the State and the agency’s budget.	Sergio Rey, Chief Financial Officer
IX.	Report, possible discussion and/or action on the Sunset review process involving the agency, including the Sunset Advisory Commission’s adopted motion directing the Sunset staff to evaluate agency leadership and to study the potential regulation of lottery courier companies.	Sergio Rey, Chief Financial Officer
X.	Report and possible discussion on the Pic-a-State case ( <i>Wenner v. Texas Lottery Commission</i> ) (1994-1998).	Bob Biard, General Counsel

<p>XI. Report, possible discussion and/or action on the 89th Legislative Session.</p>	<p>Nelda Treviño, Governmental Affairs Division Director</p>
<p>XII. 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 Commission's Internal Audit Charter.</p>	<p>Darlene Brown, Partner, McConnell Jones</p>
<p>XIII. 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 Castañuela, Charitable Bingo Operations Division Director</p>
<p>XIV. 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.</p>	<p>Ryan Mindell, Executive Director</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. 362-24-24574 – Best Somerville Mart  B. Docket No. 362-25-00780 – Danny's Market  C. Docket No. 362-25-01332 – Rooski's  D. Docket No. 362-25-01333 – Z-21 Food Mart  <u>Lottery Agreed Orders</u>  E. Docket No. 362-24-13400 – Food Mart One  F. Docket No. 362-24-24457 – Go-Fast-Food #1  G. Case No. 2024-723 – Papa Market</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, 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 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)</p>	<p>Robert G. Rivera, Chairman</p>

of the Texas Government Code, including but not limited to legal advice regarding the following items:

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.)

Lottery Operations and Services Contract.

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.

Legal advice regarding any item on this open meeting agenda.

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.

XIX. 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 Tarah Lossman at (512) 344-5324 at least four (4) workdays prior to the meeting so that appropriate arrangements can be made.

Robert G. Rivera, Chairman

Robert G. Rivera, Chairman

## Simpson, MaryBeth

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**From:** Lossman, Tarah  
**Sent:** Tuesday, November 26, 2024 3:53 PM  
**To:** Zamora, Myra; Simpson, MaryBeth  
**Cc:** Biard, Bob  
**Subject:** FW: S.O.S. Acknowledgment of Receipt  
**Attachments:** 12052024.doc

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

From: TexReg@sos.texas.gov <TexReg@sos.texas.gov>  
Sent: Tuesday, November 26, 2024 3:50 PM  
To: Lossman, Tarah <Tarah.Lossman@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: Tarah Lossman

The Office of the Secretary of State has posted

notice of the following meeting:

Board: Texas Lottery Commission

Committee: Texas Lottery Commission

Date: 12/05/2024 10:00 AM "TRD# 2024006901"

Notice posted: 11/26/24 03:49 PM

Proofread your current open meeting notice at:

[https://texreg.sos.state.tx.us/public/pub\\_om\\_lookup\\$.startup?Z\\_TRD=2024006901](https://texreg.sos.state.tx.us/public/pub_om_lookup$.startup?Z_TRD=2024006901)

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\\_ODZmYTMjMDctNjRiMi00ZWJkLWlxZDUtNDIiOTcwMTZjNGIw%40thread.v2/0?context=%7b%22Tid%22%3a%22c6270a15-feb3-48d6-ae19-52f87b499f5a%22%2c%22Oid%22%3a%22143b90a7-54c6-45b9-b719-e69d44bae9ee%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_ODZmYTMjMDctNjRiMi00ZWJkLWlxZDUtNDIiOTcwMTZjNGIw%40thread.v2/0?context=%7b%22Tid%22%3a%22c6270a15-feb3-48d6-ae19-52f87b499f5a%22%2c%22Oid%22%3a%22143b90a7-54c6-45b9-b719-e69d44bae9ee%22%7d)

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Lottery Agreed Orders

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