

Texas Lottery Commission

February 6, 2025

10:00 a.m.

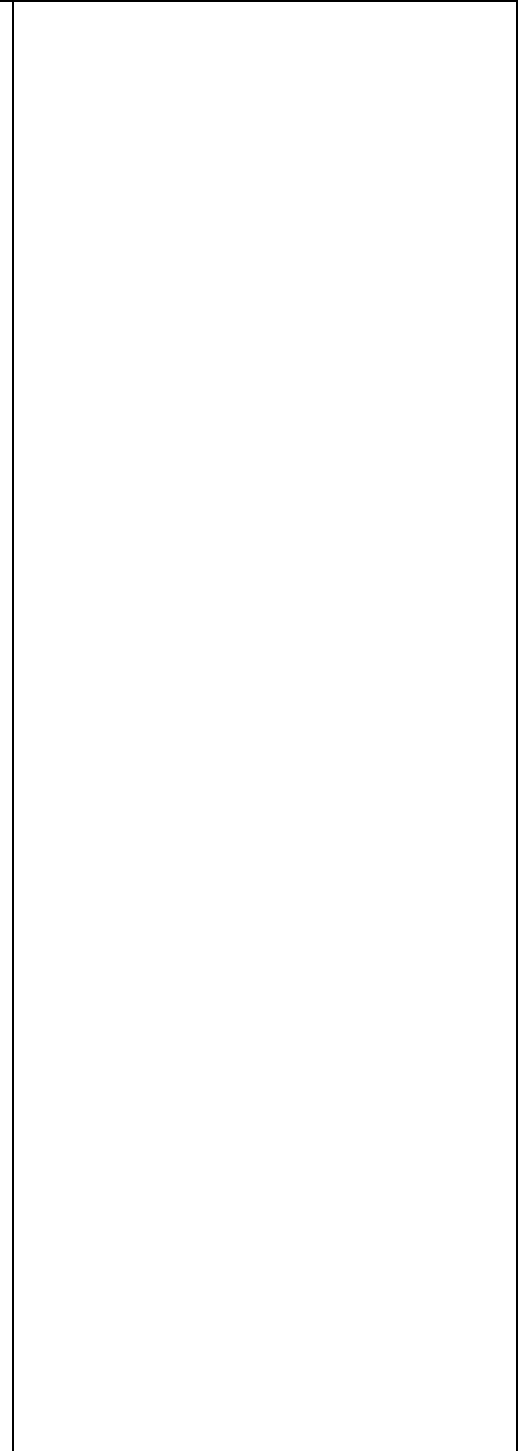
I.	The Texas Lottery Commission will call the meeting to order. Pledge of Allegiance to the U.S. and Texas flags. Texas Pledge: “Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.”	Robert G. Rivera, Chairman
II.	Report, possible discussion and/or action on the FY 2024 Independent Financial Audit.	Sergio Rey, Chief Financial Officer Kevin Sanford, Weaver and Tidwell, LLP
III.	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
IV.	Consideration of and possible discussion and/or action, including adoption, on repeal of existing 16 TAC §§ 402.301 (Bingo Card/Paper) and 402.303 (Pull-tab or Instant Bingo Dispensers); new 16 TAC §§ 402.105 (Postmarks, Timely Filing of Forms, Reports, Applications and Payment of Taxes and Fees), 402.301 (Approval of Pull-Tab Bingo Tickets), 402.302 (Pull-Tab Bingo Manufacturing Requirements), 402.303 (Pull-Tab Bingo Sales and Redemption), 402.304 (Pull-Tab Bingo Record Keeping), 402.305 (Pull-Tab Bingo Styles of Play), 402.306 (Bingo Card/Paper Definitions), 402.307 (Bingo Card/Paper Approval), 402.308 (Bingo Card/Paper Manufacturing Requirements), 402.309 (Bingo Card/Paper Record Keeping), 402.310 (Bingo Card/Paper Styles of Play), and 402.311 (Pull-Tab or Instant Bingo Dispensers); and amendments to 16 TAC §§ 402.100 (Definitions), 402.101 (Advisory Opinions), 402.102 (Bingo Advisory Committee), 402.103 (Training Program), 402.200 (General Restrictions on the Conduct of Bingo), 402.201 (Prohibited Bingo Occasion), 402.202 (Transfer of Funds), 402.203 (Unit Accounting), 402.210 (House Rules), 402.212 (Promotional Bingo), 402.300 (Pull-Tab Bingo), 402.324 (Card-Minding Systems--Approval of Card-Minding Systems), 402.325 (Card-Minding Systems--Licensed Authorized Organizations Requirements), 402.326 (Card-Minding Systems--	Tyler Vance, Assistant General Counsel

<p>Distributor Requirements), 402.334 (Shutter Card Bingo Systems - Approval of Shutter Card Bingo Systems), 402.400 (General Licensing Provisions), 402.401 (Temporary License), 402.402 (Registry of Bingo Workers), 402.404 (License Classes and Fees), 402.411 (License Renewal), 402.443 (Transfer of a Grandfathered Lessor's Commercial Lessor License), 402.500 (General Records Requirements), 402.502 (Charitable Use of Net Proceeds Recordkeeping), 402.600 (Bingo Reports and Payments), 402.601 (Interest on Delinquent Tax), 402.602 (Waiver of Penalty, Settlement of Prize Fees, Penalty and/or Interest), 402.702 (Disqualifying Convictions), 402.703 (Audit Policy), 402.706 (Schedule of Sanctions), and 402.707 (Expedited Administrative Penalty Guideline).</p>	
<p>V. Consideration of and possible discussion and/or action, including adoption, on amendments to 16 TAC §§ 401.101 (Lottery Procurement Procedures), 401.102 (Protests of the Terms of a Formal Competitive Solicitation), 401.103 (Protests of Contract Award), 401.104 (Contract Monitoring Roles and Responsibilities), 401.153 (Qualifications for License), 401.158 (Suspension or Revocation of License), 401.160 (Standard Penalty Chart), 401.301 (General Definitions), 401.302 (Scratch Ticket Game Rules), 401.304 (Draw Game Rules (General)), 401.355 (Restricted Sales), and 401.501 (Lottery Security).</p>	<p>Kyle Wolfe, Assistant General Counsel</p>
<p>VI. Report, possible discussion and/or action on the lottery operations and services procurement.</p>	<p>Angela Zgabay-Zgarba, Administration Division Director</p>
<p>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.</p>	<p>Sergio Rey, Chief Financial Officer Will Russ, Products Manager</p>
<p>VIII. Report, possible discussion and/or action on transfers to the State and the agency's budget.</p>	<p>Sergio Rey, Chief Financial Officer</p>
<p>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.</p>	<p>Sergio Rey, Chief Financial Officer</p>
<p>X. Report, possible discussion and/or action on the Sunset Advisory Commission's Management Action item 2.5 directing the agency, in consultation with the Department of Information Resources, to establish and approve a plan</p>	<p>LaDonna Castañuela, Charitable Bingo Operations Division Director Jason Cannaday, Information Technology Division Director</p>

<p>prioritizing IT updates and eliminating paper-based processes in the Charitable Bingo Operations Division.</p>	
<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 the CBOD Licensing Advisory Engagement.</p>	<p>Liz Meyers, 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:</p>	<p>Bob Biard, General Counsel</p>
<p><u>Lottery NSF License Revocation Cases (Default)</u></p>	
<p>A. Docket No. 362-25-01912 – L and M Quickstop</p>	
<p>B. Docket No. 362-25-01914 – L and M Quickstop 2</p>	
<p>C. Docket No. 362-25-02354 – Ibom Mart LLC</p>	
<p>D. Docket No. 362-25-02357 – Amigo Stop N Go</p>	
<p>E. Docket No. 362-25-02901 – Joe's Future Food Mart</p>	
<p>F. Docket No. 362-25-03392 – Ed's Country Store</p>	
<p>G. Docket No. 362-25-03824 – Robles Corner Mart</p>	
<p>H. Docket No. 362-25-03825 – Aaira Liquors</p>	
<p>I. Docket No. 362-25-04982 – Saddle Horn</p>	
<p>J. Docket No. 362-25-04983 – The Hills Grocery</p>	
<p>K. Docket No. 362-25-05755 – 24 Seven No. 26</p>	
<p><u>Lottery Agreed Orders</u></p>	
<p>L. Case No. 2024-581 – Franks Corner</p>	
<p>M. Case No. 2025-25 – Wayside Super Market</p>	
<p>N. Case No. 2025-26 – Potranco Food Mart</p>	
<p>O. Case No. 2025-71 – Shop N Go</p>	
<p>P. Case No. 2025-72 – Time Maxx #1</p>	

<p>Q. Case No. 2025-74 – Fruteria y Abarrotes Ruby</p> <p>R. Case No. 2025-108 – Sheikh Investments Inc.</p>	
<p>XVI. Public comment.</p>	<p>Robert G. Rivera, Chairman</p>
<p>XVII. The Commission may meet in Executive Session:</p> <ul style="list-style-type: none"> 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) of the Texas Government Code, including but not limited to legal advice regarding the following items: <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.)</u> 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. <u>Legal advice regarding any item on this open meeting agenda.</u> 	<p>Robert G. Rivera, Chairman</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>Robert G. Rivera, Chairman</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 Tarah Lossman at (512) 344-5324 at least four (4) workdays prior to the meeting so that appropriate arrangements can be made.</p>	
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Simpson, MaryBeth

From: Lossman, Tarah
Sent: Wednesday, January 29, 2025 12:39 PM
To: Zamora, Myra; Simpson, MaryBeth
Cc: Biard, Bob
Subject: FW: OPEN MEETING SUBMISSION - OPEN MEETING TRD 2025000587
Attachments: 02062025.doc

From: register@sos.texas.gov <register@sos.texas.gov>
Sent: Wednesday, January 29, 2025 12:34 PM
To: Lossman, Tarah <Tarah.Lossman@lottery.state.tx.us>
Subject: OPEN MEETING SUBMISSION - OPEN MEETING TRD 2025000587

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.



ACKNOWLEDGEMENT OF RECEIPT

The Office of the Secretary of State has posted notice of the following meeting.

TRD Number: 2025000587

Submitted Date/Time: 01/29/2025 12:33 PM CST

Agency: Texas Lottery Commission
Liaison: tarah.lossman@lottery.state.tx.us

Board: Texas Lottery Commission
Committee: Texas Lottery Commission
Date: 02/06/2025
Time: 10:00 AM

[View Open Meeting](#)



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_MWY5NDk0YjltMTk1Ni00MDRkLTkzYzMtNzdiMGJmODlwYzkw%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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