



Legal Division

Revised Notice of Public Hearing

Notice is hereby provided that in accordance with G.L. c. 30A, § 2, the Massachusetts Gaming Commission (“Commission”) will convene a public hearing for purposes of gathering comments, ideas, and information relative to the proposed adoption of regulations. The regulations were promulgated pursuant to G.L. chs. 23N, § 4, and 23K, §§ 4(37), 5, 12, 14, and 16 as part of the Commission’s regulatory process, and concern the following regulations:

205 CMR 116.10: Interim Authorization

As amended, the Commission would have the opportunity to decide whether to request an interim authorization report from the IEB or to proceed to a full suitability review on a case-by-case basis. Additionally, the amendments retain required timelines for both interim and full authorization but allow the Commission to extend the required timelines if necessary.

205 CMR 238.30: Acceptance of Sports Wagers

This section is being amended to address the practice of limiting sports wagering patrons’ accounts. As amended, sports wagering operators are required to have “procedures to provide timely notice to a patron that their wagering activity has been limited, including a specific explanation for the attachment of the limit(s) and identification as to which market(s) are so limited.”

Scheduled hearing date and time:

Tuesday, February 10, 2026, at 9:30 AM EST

Pursuant to chapter 2 of the session acts of 2025, Governor Healey extended a limited relief from certain provisions of the Open Meeting Law to protect the health and safety of the public and individuals interested in attending public meetings during the global Coronavirus pandemic. In keeping with the guidance provided, the Commission will conduct this hearing utilizing remote collaboration technology.

CONFERENCE CALL NUMBER: 1-646-741-5292

PARTICIPANT CODE: 112 777 0557

A complete copy of the draft regulations referenced above may be downloaded by visiting massgaming.com, clicking on ‘Regulations and Compliance’ and selecting the ‘[Proposed Rulemaking](#)’ Section. Anyone wishing to offer comments can email Melanie.Foxx@massgaming.gov and request the virtual hearing link to appear and speak. Alternatively, written comments may also be submitted to the same email address with ‘Regulation Comment’ in the subject line. **Comments must be received by 5:00 PM EST on February 9, 2025, 2025.**

Additionally, please find the Small Business Impact Statements in accordance with M.G.L. c. 30A, § 2 attached.



Massachusetts Gaming Commission

101 Federal Street, 12th Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | www.massgaming.com

SMALL BUSINESS IMPACT STATEMENT

The Massachusetts Gaming Commission (“Commission”) hereby files this small business impact statement in accordance with G.L. c. 30A §2, relative to the proposed amendment to **205 CMR 116.00: Persons Required to be Licensed or Qualified**, specifically, **205 CMR 116.10: Interim Authorization**; notice of which was filed this day with the Secretary of the Commonwealth. The regulation was developed as part of the process of promulgating regulations governing the operation of gaming establishments in the Commonwealth. The amendment updates the Commission’s standards and procedures for making the determination of suitability of an RFA-1 applicant and the process of interim authorization. This regulation amendment is authorized by M.G.L. c. 23K §§ 4(37), 5, 12, 14, 16.

The amendment applies directly to RFA-1 applications, and the regulation governs persons required to be licensed or qualified. Accordingly, the amendment is unlikely to have an impact on small businesses. In accordance with G.L. c. 30A §2, the Commission offers the following responses:

1. Estimate of the number of small businesses subject to the proposed regulation:

There are no small businesses that the Commission anticipates would be impacted by the amendment as it applies solely to the standards and procedures related to RF-1 applications and the Commission’s option to exercise interim authorization during the suitability review process.

2. State the projected reporting, recordkeeping and other administrative costs required for compliance with the proposed regulation:

There are no projected reporting, recordkeeping or administrative costs created by the regulation that would affect small businesses.

3. State the appropriateness of performance standards versus design standards:

As a general matter, the proposed amendment requires design standards that encourage uniformity and transparency. In addition, the design standards are essential because they set out the specific criteria that guide the Commission’s standards and procedures when making the determination of suitability of an RFA-1 applicant.

4. Identify regulations of the promulgating agency, or of another agency or department of the commonwealth, which may duplicate or conflict with the proposed regulation:

There are no conflicting regulations in 205 CMR, and the Commission is unaware of any conflicting or duplicating regulations of any other agency or department of the Commonwealth.



Massachusetts Gaming Commission

5. State whether the proposed regulation is likely to deter or encourage the formation of new businesses in the commonwealth:

The proposed regulation amendment is unlikely deter or encourage the formation of new businesses in the Commonwealth.

Massachusetts Gaming Commission
By:

/s/ Justin Stempeck
Justin Stempeck
Interim General Counsel
Legal Division

Dated: December 18, 2025



Massachusetts Gaming Commission

101 Federal Street, 12th Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | www.massgaming.com

SMALL BUSINESS IMPACT STATEMENT

The Massachusetts Gaming Commission (“Commission”) hereby files this Small Business Impact Statement in accordance with G.L. c. 30A, §2, relative to the proposed amendment of **205 CMR 238 Additional uniform standards of accounting procedures and internal controls for sports wagering specifically 205 CMR 238.30 Acceptance of Sports Wagers.**

This regulation was promulgated as part of the process of promulgating regulations governing sports wagering in the Commonwealth, and is primarily governed by G.L. c. 23N, §4. This regulation governs the process surrounding the acceptance of sports wagers from patrons and the internal controls required.

The regulation applies to sports wagering operators. Accordingly, this regulation is unlikely to have an impact on small businesses. Under G.L. c.30A, §2, the Commission offers the following responses to the statutory questions:

6. Estimate of the number of small businesses subject to the proposed regulation:

This regulation is unlikely to have an impact on small businesses.

7. State the projected reporting, recordkeeping, and other administrative costs required for compliance with the proposed regulation:

There are no projected reporting, recordkeeping, or other administrative costs required for small businesses to comply with this regulation.

8. State the appropriateness of performance standards versus design standards:

No standards applicable to small businesses are set forth. Provided standards are performance standards.

9. Identify regulations of the promulgating agency, or of another agency or department of the Commonwealth, which may duplicate or conflict with the proposed regulation:

There are no conflicting regulations in 205 CMR, and the Commission is unaware of any conflicting or duplicating regulations of any other agency or department of the Commonwealth.

10. State whether the proposed regulation is likely to deter or encourage the formation of new businesses in the Commonwealth:



Massachusetts Gaming Commission

101 Federal Street, 12th Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | www.massgaming.com

This amendment is unlikely to have any impact on the formation of new businesses in the Commonwealth.

Massachusetts Gaming Commission
By:

/s/ Justin Stempeck
Justin Stempeck, Interim General Counsel

Dated: December 11, 2025



Massachusetts Gaming Commission

101 Federal Street, 12th Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | www.massgaming.com