



Legal Division

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. c. 23K, §§ 4(28) and 25(d) and G.L. c. 23N, § 4 as part of the Commission’s regulatory process, and concern the following regulations:

205 CMR 138.69: *Entertainment, Filming or Photography within the Gaming Area*

The proposed amendments would permit the gaming licensee to engage in or permit a wide range of activities involving entertainment, filming or photography, if such is outlined in their internal controls and approved by the IEB and Executive Director, while requiring the imposition of a series of limitations intended to protect patrons and uphold the integrity of gaming operations. The section is further being amended to add additional requirements regarding notice to the Commission of such activities.

205 CMR 248.12: *Account Withdrawals*

The proposed amendment to 205 CMR 248.12 would require operators to pay the patrons’ withdrawal via check if it is not technologically feasible to pay the funds in the manner in which the funds were deposited.

Scheduled hearing date and time:

Tuesday, May 19, 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.

**MICROSOFT TEAMS MEETING ID: 229 677 208 625 80 PASSCODE: tR7t3i8N
DIAL IN BY PHONE: (213) 631-9908 PHONE CONFERENCE ID: 924 199 313#**

A complete copy of the draft regulations referenced above may be downloaded by visiting www.massgaming.com, clicking on ‘Regulations and Compliance’ and selecting the ‘[Proposed Rulemaking](#)’ section. Anyone wishing to offer comments can email Jenna.Hentoff@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. **Written comments must be received by 5:00 PM EST on May 18, 2026.**

Additionally, please find the Small Business Impact Statement 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 amendments to **205 CMR 138: Uniform Standards of Accounting Procedures and Internal Controls, specifically 205 CMR 138.69: Entertainment, Filming or Photography within the Gaming Area**. This regulation was developed as part of the process of promulgating regulations governing gaming in the Commonwealth. The amendments to the regulation govern the ability of gaming establishments to engage in or permit entertainment, filming and photography in the gaming area. The regulation amendments are authorized by G.L. c. 23K, §§ 4(28) and 25(d).

The regulation amendments apply directly to licensed gaming establishments in the Commonwealth. Accordingly, these proposed amendments are not likely 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:

While the amendments to this regulation will allow a gaming licensee to permit an individual, who may be operating as a small business, to engage in the covered activities, the gaming licensee is specifically governed by and required to comply with this regulation. Therefore, there are no small businesses that would be directly impacted by the amendments to this regulation.

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

There are no projected reporting, recordkeeping and other administrative costs created by the amendments to this regulation that would affect small businesses.

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

The amendments to this regulation utilize performance standards to ensure licensee compliance with the requirements outlined in the regulation.

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 amendments to this regulation are unlikely to deter or encourage the formation of new businesses in the Commonwealth.

Massachusetts Gaming Commission

By:

/s/ Jenna Hentoff
Jenna Hentoff
Deputy General Counsel

Dated: April 9, 2026



Massachusetts Gaming Commission

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 248.00: *Sports Wagering Account Management***, specifically **205 CMR 248.12: *Account Withdrawals***. The regulation amendment is authorized by MGL c. 23N, § 4.

This regulation is being promulgated as part of the process of updating regulations governing sports wagering in the Commonwealth. It sets forth the account management requirements regarding account withdrawals.

The proposed amendment to 205 CMR 248.12 applies to entities licensed by the Commission under G.L. c. 23N. 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:

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

Small businesses are unlikely to be subject to this regulation.

2. 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.

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

The standards set forth are design standards to encourage uniformity.

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.

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

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



Massachusetts Gaming Commission

Massachusetts Gaming Commission
By:

/s/ Autumn Birarelli
Autumn Birarelli, Staff Attorney

Dated: April 9, 2026



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