

NEW JERSEY STATE LOTTERY COMMISSION

PUBLIC MEETING AUGUST 17, 2023

Chairman D'Anton called the Commission meeting into session at 10:00 a.m.

COMMISSION MEMBERS

Robert D'Anton, Chairman
Ian Leonard, Vice Chairman
Marilyn Blazovsky, Commissioner
Munr Kazmir, Commissioner
Michael Kanef, Treasurer's Designee
Gary Terwilliger, Division of Investment Designee

James A. Carey, Jr., Executive Director
Marc J. Marseglia, Deputy Executive Director
Robert E. Kelly, Deputy Attorney General
Roza Dabaghyan, Deputy Attorney General
Jamera Sirmans, Governor's Auth. Unit (by phone)

VISITORS

Adam Perlow, Northstar
Erica Helms, Northstar
Joe Cavallo, Northstar
Kristen Connelly, Northstar
Sam Fromkin, Northstar
John Hodor, Northstar (by phone)
Foster Krupa, Northstar
Erin Leon, Northstar
Michael DeLoreto, Gibbons, PC

STAFF

Scott Davis (by phone)
Missy Gillespie (by phone)
Jerry Guarino (by phone)
Dean Ialacci (by phone)
Robert Kersey (by phone)
Kelly Laird
Jason Lee (by phone)
Jack Leo
Charlene Mello (by phone)
Ellen O'Malley
Joe Oleszkiewicz (by phone)
Rick Pagnani (by phone)
Steve Palmieri (by phone)
Mary Ann Rivell (by phone)
Ryan Schaffer
Esther Werstler (by phone)
John White

Executive Director Carey took roll call.

After the Pledge of Allegiance, Chairman D'Anton announced that the Lottery was in compliance with the provisions of the Open Public Meetings Act and that adequate notice of the meeting had been provided in the manner prescribed by law.

EXECUTIVE SESSION

Chairman D'Anton requested a motion to go into Executive Session. Commissioner Kazmir made the motion to go into Executive Session. Commissioner Blazovsky seconded the motion and all the Commissioners voted yes. The motion carried.

Executive Director Carey stated that Executive Session will be held to discuss legal matters related to Commission agenda items.

As to any matter discussed in Executive Session, the subject and nature of the discussion will be timely made known to the public if and when the need for confidentiality ends.

Chairman D'Anton requested a motion to close Executive Session. Commissioner Kazmir made the motion to close Executive Session. Treasurer's Designee Kanef seconded the motion and all the Commissioners voted yes. The motion carried.

PUBLIC MEETING RESUMED

Chairman D'Anton requested a motion to approve the minutes of the July 20, 2023 Commission meeting. Chairman D'Anton asked if there are any questions or comments. Hearing no questions, Chairman D'Anton requested a motion to approve the minutes of the July 20, 2023 Commission meeting.

Commissioner Kazmir made the motion to approve the minutes of the July 20, 2023 Commission meeting. Vice Chairman Leonard seconded the motion. Chairman D'Anton called for a vote and all the Commissioners voted yes. The motion carried.

DIRECTOR'S REPORT

Executive Director Carey stated that July was a very exciting to start the year. The Powerball jackpot was \$1 billion and the Mega Millions was also very high during the month of July. Mega Millions rolled into a \$1.5 billion jackpot that was won on August 8. Pick-6 was rolling into its largest jackpot in years and was won last week.

Executive Director Carey stated all games total sales were \$348.6 million compared to \$355 million the prior year, which was a decrease of 1.8%. Sales were the sixth best in the history of the Lottery.

Executive Director Carey stated that the monthly contribution was \$114.3 million compared to \$113.3 million the prior year, which was an increase of 0.09%. Executive Director Carey said that was the fourth best in the history of the Lottery.

Executive Director Carey reviewed the Lottery's July's results and activities. Highlights were:

All games total sales were: \$348.6 million
Lotto games total sales were: \$112.5 million
Daily machine games total sales were: \$236.1 million
Scratch-Off tickets total sales were: \$155.3 million

Executive Director Carey stated that Pick-6 had sales of \$10.1 million compared to \$5.8 million the prior year, which was an increase of 72.1%.

Executive Director Carey stated that CASH4LIFE had sales of \$5.6 million compared to \$5.2 million the prior year, which was an increase of 6.8%.

Executive Director Carey stated that Mega Millions had sales of \$41.9 million compared to \$79.7 million the prior year, which was a decrease of 47.3%.

Executive Director Carey stated that Powerball had sales of \$54.8 million compared to \$15.1 million the prior year, which was an increase of 262.4%.

Executive Director Carey stated that Pick-3 and Pick-4 did not have the same kind of spectacular results.

Executive Director Carey stated that Pick-3 had sales of \$32.8 million compared to \$34.8 million the prior year, which was a decrease of 5.9%.

Executive Director Carey stated that Pick-4 had sales of \$19.8 million compared to \$22 million the prior year, which was a decrease of 10.2%.

Executive Director Carey stated that Jersey Cash 5 had sales of \$9.3 million compared to \$10.9 million the prior year, which was a decrease of 15.3%.

Executive Director Carey stated that Cash Pop had sales of \$4.7 million compared to \$4 million the prior year, which was an increase of 14.9%.

Executive Director Carey stated that Quick Draw had sales of \$7.6 million compared to \$8.7 million the prior year, which was a decrease of 12.6%.

Executive Director Carey stated that Fast Play had sales of \$6.5 million compared to \$3.2 million the prior year, which was an increase of 98.2%. Executive Director Carey said that the Fast Play Progressive jackpot that day was \$477,000.

Executive Director Carey stated there is no need to review the fiscal year to date results because that includes all of July's results.

Executive Director Carey noted that the results for the month were fantastic, but Pick-3 and Pick-4 and the Scratch-Offs are down, which was concerning. He explained that the decreases could have been caused by inflation combined with strong multi-state game sales.

Chairman D'Anton asked if sales decreased because of the change to fixed prizes. Executive Director Carey responded that he did not think so. Players that love the games may have slightly reduced their play. Ultimately, it will attract new players but it has been a rough ride for the last six months for Pick-3 and Pick-4. He asked Adam Perlow, Vice President and Chief Operating Officer of Northstar to respond to the Chairman's question.

Mr. Perlow responded that their research does not show that the Pick-3 and Pick-4 prize change is causing lower sales. It seems that other pressures on people's discretionary income to play Lottery might be what is coming into play.

Chairman D'Anton asked if other lotteries have been experiencing the same thing. Mr. Perlow stated that lotteries all share sales data with each other and they are looked at every single week. Other lotteries with Scratch-Offs are way down as well. Some lotteries have sales up with Scratch-Offs. It is not consistent across the country but we are hardly alone. It is alarming where we are right now. Overall, if we include August, we are fine because there were great sales from the jackpot games. The trends on Scratch-Offs and the trends on Pick-3, Pick-4 and some of the other games are alarming. At the same time, the smaller games like Fast Play, are soaring but it is a very small gain. Cash Pop is also doing well, but it is a very small gain starting with a much smaller player base.

Commissioner Blazovsky asked about the influence of other gaming products in the marketplace. Mr. Perlow responded that it is something that they are constantly looking at. The Executive Director has asked for the Northstar view on what impact has been and Northstar is working on that. It is a work in progress and it is not easy to get that effect because New Jersey is the second in the country in terms of sports wagering right behind Nevada. Our Lottery sales have generally continued to increase.

Commissioner Blazovsky asked if the national organizations that support lottery have done any research. This is happening in other states as well. Are they doing any research to correlate the gaming data and the other data to see what is happening there? Mr. Perlow stated that he has not. Executive Director Carey said that NASPL is not.

Chairman D'Anton asked if the Lottery can pull data on where they are placing these bets. Executive Director Carey responded that the Division of Gaming Enforcement has very detailed reports with online gaming data and casino spending.

Commissioner Blazovsky asked if there is any data from the Division of Gaming Enforcement that can be shared with the Commissioners. Executive Director Carey responded that these are public reports, so he will share them with the Commissioners.

Executive Director Carey stated that net proceeds for the fiscal year to date exceed \$114 million or 31.8% of sales. Executive Director Carey stated that fiscal year profits from lotto games were \$46.5 million or 41.3% of sales. Fiscal year profits from daily games were \$32.6 million or 40.3% of sales. Fiscal year profits from Scratch-Offs games were \$34.6 million or 22.5% of sales.

Executive Director Carey stated that the top three selling non-core games for July were "Power 50X," which generated \$9.8 million in sales, "50,000 Loaded," which generated \$7.5 million in sales and "Power 20X," which generated \$6.8 million in sales.

Executive Director Carey stated that there were many high tier winners throughout the state in July. On July 21, a \$1 Jersey Jackpot ticket won \$36,646 on Fast Play Progressive. A \$1 ticket pays 10% of the jackpot. On July 10, somebody won 20% of the jackpot which was \$66,699. As I noted on August 12, a Jersey Jackpot player won 20% of the jackpot with \$108,000. On July 3, Powerball had one \$1,000,000 winner in Hunterdon County. On July 19, Powerball had two \$1,000,000 winners. One ticket was sold in

Bergen County and one ticket was sold in Essex County. On July 21, Mega Millions had two \$1,000,000 winners in Monmouth County. On July 24, Powerball had one \$1,000,000 winner in Monmouth County.

On July 29, Powerball had two \$1,000,000 winners. One ticket was sold in Hudson County and one ticket was sold in Burlington County. He noted that the Pick-6 winner of \$25.8 million this week was in Ocean County.

Executive Director Carey stated that all drawings for the month of July were completed with no abnormalities.

Executive Director Carey stated that all on-line game pools were closed according to procedures with no abnormalities. All Powerball and Mega Millions Drawings were verified and processed with no abnormalities. The Internal Control System (ICS) was processed for each drawing without any imbalances. All appropriate winning number information was broadcast correctly to all media contacts. All in-house staff received appropriate information via email.

Executive Director Carey stated that the National Council on Problem Gambling held its annual conference in July. The Lottery received the Corporate Multi-Cultural Communications Award for our Retailer Code of Conduct which is printed in English and Spanish. He received a nice email from Commissioner Blazovsky congratulating the Lottery on this. The National Council on Problem Gambling is not a Lottery industry supported agency. It is an organization of providers and people who work with people with problem gambling. To receive an award from them is a good sign that Missy Gillespie and Mary Ann Rivell at Lottery and Tim Rolwood at Northstar are doing great work on our Responsible Gaming programs.

Executive Director Carey stated that on August 26 the Red Bulls will be having Lottery night in Harrison. August 26 also happens to be the night that the Red Bulls are playing the Miami football club, which recently signed Lionel Messi. The Lottery will have a luxury box. Northstar has been sending out opportunities for players to win a ticket to the game and sit in the luxury box. That night was selected before the season started and before Mr. Messi signed with Miami. Mr. Perlow said the Promotions team will be there.

Executive Director Carey stated that the Validations staff received and sorted 3,359 mailed claim forms during the month. The number of claims received in the drop box was 206. There were 252 claims hand delivered. Staff entered 3,856 claims into the claims payment system. During the month of July there were 3,878 claims paid totally \$13.6 million in winnings were paid.

Executive Director Carey stated that Commissioner Blazovsky had mentioned at last month's meeting that the Lottery needs to report more on courier activities, so we have added a section on courier activities that broadly explains what we are doing. There are two currently approved operators in New Jersey, Jackpocket and Lotto.com. Two additional applications from couriers are being reviewed. We recently met with a fifth potential courier, who tested a Lottery terminal to see if they thought they could operate as a courier. Staff at the Lottery reviewed daily and monthly reports from operating couriers. The Lottery does monthly cyber audits that are conducted by Mercadien, PC and the cyber audits are complete through February 2023. He noted that Jackpocket sold a \$550,000 jackpot winning Jersey Cash 5 drawing on July 14.

Executive Director Carey congratulated Mr. Perlow on the fine work that Northstar did with the New Jersey Lottery Festival of Ballooning, which was again a success.

Executive Director Carey invited Adam Perlow, Vice President and Chief Operating Officer of Northstar, to provide an update on Northstar activities. Mr. Perlow stated that he wanted to recap the New Jersey Festival of Ballooning. Sunday, the estimated attendance was around 155,000. There was great media coverage from PIX11, NBC4, News12, Univision, Telemundo, and others. We also made the cover of the Wall Street Journal. It said that it is "Up, Up and Away on a Sultry Summer Day."

Executive Director Carey concluded the Director's report.

Chairman D'Anton asked if there are any questions or comments.

Commissioner Blazovsky asked if we could go back to the discussion on looking at the fiscal year sales and for July. She asked what the advertising budget looked like for FY22 versus FY23. Has the Lottery started to do any return on investment to look at that and then look at it in comparison to sales. Executive Director Carey responded that it is about \$25 million per year and it increases slightly every year. The FY 23 marketing actual spending came in about \$2 million lower than what we had budgeted for. He explained that the Lottery does a return on investment analysis of marketing spend.

Mr. Perlow stated that Northstar retained Nielsen Media Research, which provides two reports to Northstar and the Division of Lottery a year, every six months. We look at return on investment and we do it by channel. We look at what was our outdoor media billboards and such return on investment, what was our television return on investment, digital, social media and we use that information to guide our future spending. It is a very detailed, very statistical analysis and we have been doing for about three or four years and take it really seriously to guide our spending.

Chairman D'Anton asked how does our advertising dollars compare to other lotteries. Because \$25 million does not sound like a lot of money. Chairman D'Anton asked how does it compare to New York, percentage wise. Executive Director Carey responded that New York's budget was much higher.

Chairman D'Anton asked on what volume. Executive Director Carey responded that New York has about \$7 billion dollars a year in sales.

Chairman D'Anton asked if the Lottery has seen that when we spend more we get more results. Mr. Perlow responded yes, we certainly have. Nielsen reports a very positive ROI on our marketing spend overall. There has been rare cases where we have had some marketing initiatives that did not show a positive ROI but they have been very rare.

Commissioner Blazovsky asked are we capped at \$25 or \$27 million and how is the marketing budget determined? Executive Director Carey responded that the budget is contractual and was agreed to under the services agreement that was negotiated in 2013. It began with a number and that number is allowed to increase by a certain percentage each year. It is currently up to about \$27 million.

Chairman D'Anton asked if there are any additional questions or comments. Hearing no other questions, Chairman D'Anton requested a motion to approve the Director's Report. Commissioner Kazmir made the motion to approve the Director's Report. Vice Chairman Leonard seconded the motion and all the Commissioners voted yes. The motion carried.

PUBLIC COMMENT ON AGENDA ITEMS

Executive Director Carey stated public comment is on agenda items only. We will have anyone in the room from the public comment before going to the phone line.

Chairman D'Anton asked if there was anyone in the room that would like to comment only on the agenda items. He stated that the time limit will be three minutes, with a 30 second warning.

Michael DeLoreto, an attorney from Gibbons PC, stated that they serve as counsel to the New Jersey Food Council. He was here on behalf of his client to express concerns regarding the proposed regulation regarding online Lottery sales. He stated that the Food Council was scheduled to meet with Lottery on August 24, and on Monday, August 14, they were informed that this would be added to the agenda, which is why his client asked him to be here to submit comments. The primary concern is that what the Lottery is proposing is not permitted under the State Lottery Act, and specifically at N.J.S.A. 5:9-11, which states that no license as an agent to sell Lottery tickets or shares shall be issued to any person to engage in business exclusively as a Lottery agent. And the definition of "Person" includes all departments, commissions, agencies and instrumentalities of State. Lottery is under that definition therefore a person. The Lottery's proposal would allow it to sell tickets exclusively therefore it violates the provisions of N.J.S.A 5:9-11. The rule is quite simply just in direct contravention of what is contained in the Act. New Jersey already has the ability for online sales through the online courier statute and, interestingly enough, that statute expressly prohibits the courier from obtaining a retailer license. They couriers have to work

with existing retailers. Nothing of that sort exists within the proposed rule. Having Lottery sales be an ancillary business of the licensees serves an important public purpose. It promotes those underlying business, some 7,000 in total. He noted that it is their understanding that Lottery would be accepting credit cards from players in order to allow for online sales. Unlike a debit card, which is limited by cash in the account, credit cards are only limited by the credit limit. Nowhere in the rule does it state anything regarding the social impact that this may have as it relates to gambling disorders. He respectfully requested that will not be moved forward today so that further discussions could continue on this. He appreciated the Commission's time in order to hear their comments.

Executive Director Carey thanked Mr. DeLoreto.

Chairman D'Anton asked if there was anyone else from the public before we go to the phone line. There was no one else in the room looking to comment.

There was no public comment from the phone lines.

NEW BUSINESS

Executive Director Carey certified that consideration for each game included, but was not limited to, intended target market, product family, seasonal factors, launch plans, overall market strategy, sales goals, prior experience, current market trends and market place demands. Additionally, as part of our overall responsible gaming initiatives, these games have been reviewed to identify any problematic elements that could present a risk to vulnerable problem gamblers.

The first item of new business was game rules for six Scratch-Off games.

"\$10,000 Bronze Payout" is a \$2 ticket, a ticket quantity to be printed of 6.6 million tickets, a top prize of \$10,000, a prize payout of 63.04%, and an anticipated on-sale date of February 5, 2024.

"\$200,000 Silver Payout" is a \$5 ticket, a ticket quantity to be printed of 6 million tickets, a top prize of \$200,000, a prize payout of 64.57%, and an anticipated on-sale date of February 5, 2024.

"Year of the Dragon" is a \$5 ticket, a ticket quantity to be printed of 4.2 million tickets, a top prize of \$200,000, a prize payout of 64.39%, and an anticipated on-sale date of January 2, 2024.

"\$500,000 Gold Payout" is a \$10 ticket, a ticket quantity to be printed of 8.4 million tickets, a top prize of \$500,000, a prize payout of 66.52%, and an anticipated on-sale date of February 5, 2024.

"\$1,000,000 Platinum Payout" is a \$20 ticket, a ticket quantity to be printed of 7.2 million tickets, a top prize of a \$1,000,000 annuity, a prize payout of 69.01%, and an anticipated on-sale date of February 5, 2024.

"Colossal Crossword" is a \$30 ticket, a ticket quantity to be printed of 1.8 million tickets, a top prize of \$600,000, a prize payout of 69.53%, and an anticipated on-sale date of December 4, 2023.

Chairman D'Anton asked if there were any questions regarding the six Scratch-Off ticket game rules.

Commissioner Blazovsky stated she was looking at the formatting of the back of the tickets and was wondering if we should hold up the approval until a successor for Lieutenant Governor Sheila Oliver is appointed. Executive Director Carey responded that the Commission is approving is the rules for the games. The Lottery needs the Commission to approve this now in order to get the print orders in. The Commission is approving the rules of the game, and not 100% the mock-up images, so the Lieutenant Governor's name can be removed.

Treasurer's Designee Kanef stated that the Commissioner's point is appropriate. He added that we should have the vote but the Lottery should commit to moving forward. We do not want to continue to use the name. Executive Director Carey responded that the name will be removed for these tickets.

Deputy Attorney General Kelly stated that the tickets provisional and they could be changed between the time of approval and time of printing.

Chairman D'Anton asked if there are any additional questions regarding the approval of the six Scratch-Off ticket game rules. Hearing no questions, Chairman D'Anton requested a motion to approve the six Scratch-Off ticket game rules for "\$10,000 Bronze Payout," "\$200,000 Silver Payout," "Year of the Dragon," "\$500,000 gold Payout," "\$1,000,000 Platinum Payout" and "Colossal Crossword." Vice Chairman Leonard made the motion to approve the six Scratch-Off ticket game rules. Commissioner Blazovsky seconded the motion and all of the Commissioners voted yes. The motion carried.

The second item of new business was game rules for one Fast Play game.

"Holiday Prize Lines" is a \$5 ticket, a top prize of \$500 or 50% of the jackpot, a prize payout of 62.42%, and an anticipated on-sale date of November 6, 2023.

Chairman D'Anton asked if there are any questions regarding the approval of the Fast Play ticket game rules. Hearing no questions, Chairman D'Anton requested a motion to approve the Fast Play ticket game rules for "Holiday Prize Lines." Vice Chairman Leonard made the motion to approve the Fast Play ticket game rules. Treasurer's Designee Kanef seconded the motion and all of the Commissioners voted yes. The motion carried.

The third item of new business was the approval of publication for Notice of Adoption and responses to public comments to new rule: N.J.A.C 17:20-1.5 – internet sales of Lottery tickets.

Executive Director Carey stated this is a Notice of Adoption of a rule proposal. He thanked the Commission for considering this Notice of Adoption. The Lottery has been carefully considering this proposal for several years. It was added to the agenda as a Notice of Proposal last June. We looked at the experiences that other lotteries have had launching online games and looked closely at states like Pennsylvania and Michigan, which launched online sales and then saw sales of all lottery products grow including sales at brick and mortar retailers. We believe that the increase that other states saw was directly related to the introduction of online sales and the addition of new younger Lottery players. It is new, younger Lottery players who are primarily online in their lives and are essential to the long term viability and success of the Lottery. We appreciate the retailers concerns about the potential impact of online sales on the network of nearly 7,000 traditional brick and mortar retailers. The proposal is in front of the Commissioners because we strongly believe that is in the best interest of the State of New Jersey, the New Jersey Lottery, our retail network, the pension system and our future players. When we do this, we are going to listen to what our retailers have to say. We know that they are concerned. We are going to go out and we are going to have stakeholder meetings statewide. We will meet with them, we will listen to them and we will work with them to help them understand why we believe that this will be a win for both the Lottery and the retailers and to learn from the retailers what we can do to help make this a positive experience. An internet sales channel will allow us to do a better job of marketing our product to new players. We want to make the Lottery relevant to new, younger players and we want to introduce them to our brick and mortar Lottery retailers through campaigning, Scratch-Off coupons and other things that we can do to introduce them to try our games. Scratch-Offs make up more than 53% of our sales and players will still only be able to buy them at traditional retailers. This proposal calls for draw games only. We are not going to be selling Scratch-Offs or e-instants online. The Lottery and our retailers need young people to not only start playing the Lottery but also to put down their phone and head to retailer stores and we think we can do this with an online presence. Some of the things that we are going to be doing to help our retailers and promote this once online sales start include increasing the bonuses that we pay retailers for selling a Powerball or Mega Millions or Pick 6 winning tickets. We are also going to create an opportunity for retailers to let players load an online digital wallet with cash at a retailer. A retailer will earn a 5% commission, the regular commission that they earn on any sales by helping a player load a digital wallet on site. The backbone of the lottery is and always will be our network of brick and mortar retailers. It is also essential that we maintain a robust and successful network of retailers that are selling lottery tickets. We believe that a Lottery managed online sales channel is essential to maintain our sales, our retailer's sales and helping to grow the Lottery and acquire new players. For these reasons, we are asking you to consider this action.

Chairman D'Anton asked if there are any questions regarding the approval of publication for Notice of Adoption and responses to public comments to new rule: N.J.A.C 17:20-1.5 – internet sales of Lottery tickets. Hearing no questions, Chairman D'Anton requested a motion to approve the approval of publication for Notice of Adoption and responses to public comments to new rule: N.J.A.C 17:20-1.5 –

internet sales of Lottery tickets. Commissioner Kazmir made the motion to approve the publication for Notice of Adoption and responses to public comments to new rule: N.J.A.C 17:20-1.5 – internet sales of Lottery tickets. Vice Chairman Leonard seconded the motion. Executive Director Carey took a roll call vote:

Chairman D'Anton	Yes
Vice Chairman Leonard	Yes
Commissioner Blazovsky	Yes
Commissioner Kazmir	Yes
Treasurer's Designee Kanef	Yes
Investments Designee Terwilliger	Yes

The fourth item of new business was the approval of publication for Notice of Adoption and responses to public comments to Amendment to: N.J.A.C. 17:20-12.6 – Courier Services – other forms of gaming.

Executive Director Carey stated that this rule proposal was in response to a petition that was submitted to the Lottery Commission by Jackpocket. It would allow any Lottery courier to operate casino games using a shared wallet on their app. We received two comments including one from David Rebeck the Director of the Division of Gaming Enforcement. Director Rebeck wanted to make clear that this rule does not regulate casino games that are offered by a courier. It only makes clear that the Lottery would allow a shared wallet. Any regulation of casino games offered by a company like Jackpocket would still be regulated by the Division of Gaming Enforcement.

Chairman D'Anton asked if there are any questions regarding the approval of publication for Notice of Adoption and responses to public comments to Amendment to: N.J.A.C. 17:20-12.6 – Courier Services – other forms of gaming. Hearing no questions, Chairman D'Anton requested a motion to approve the approval of publication for Notice of Adoption and responses to public comments to Amendment to: N.J.A.C. 17:20-12.6 – Courier Services – other forms of gaming. Commissioner Kazmir made the motion to approve the publication for Notice of Adoption and responses to public comments to new rule: N.J.A.C 17:20-1.5 – internet sales of Lottery tickets. Treasurer's Designee Kanef seconded the motion. Executive Director Carey took a roll call vote:

Chairman D'Anton	No
Vice Chairman Leonard	No, but open to have further conversations about this.
Commissioner Blazovsky	No
Commissioner Kazmir	Yes
Treasurer's Designee Kanef	Yes
Investments Designee Terwilliger	Yes

Executive Director Carey stated that the vote was tied and that motion does not carry. Deputy Attorney General Kelly responded that no, it does not carry. Executive Director Carey stated that motion has failed, we will not be moving forward to publish the Notice of Adoption and responses to public comments to Amendment to: N.J.A.C. 17:20-12.6 – Courier Services – other forms of gaming.

PUBLIC COMMENT

There was no public comment.

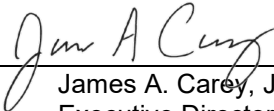
ADJOURNMENT

Chairman D'Anton asked for a motion to adjourn the Public meeting. Vice Chairman Leonard made the motion to adjourn. Commissioner Blazovsky seconded the motion and all the Commissioners voted yes. The motion carried.

I HEREBY CERTIFY that the foregoing is a true and correct copy of the minutes of the New Jersey Lottery Commission meeting held on August 17, 2023.

IN WITNESS WHEREOF, I hereby set my hand on

the _____ 25th _____ day of _____ August , 2023 _____.



James A. Carey, Jr.
Executive Director