

OKLAHOMA HORSE RACING COMMISSION

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KURT MURRAY, MEMBER

BRIAN BURGET, MEMBER

CLINT O. BROOKOVER, MEMBER

KATHLEEN MCNALLY, MEMBER

G.R. CARTER, MEMBER

AMENDED AGENDA

Regularly Scheduled Meeting

Thursday, November 14, 2024,

9:30 a.m.

Meeting Location:

One Remington Place - Eclipse Room

Oklahoma City, Oklahoma 73111

Address of the:

OKLAHOMA HORSE RACING COMMISSION

2800 N. LINCOLN BLVD., SUITE 101

OKLAHOMA CITY, OKLAHOMA 73105

(Located in Department of Agriculture, Food and Forestry Building)

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AGENDA POSTED IN ACCORDANCE WITH THE OKLAHOMA OPEN MEETING ACT

All citizens who attend public meetings of the Commission who need special accommodations, i.e., Sign Language Interpreter, amplification device, large print materials, Braille materials, audio cassette materials, readers or other special accommodations must notify the Commission by the deadline date and time for acceptance of agenda requests.

CALL TO ORDER..... Mr. Sanders, Chair

ROLL CALL..... Mr. Sanders, Chair

BUSINESS..... Mr. Sanders, Chair

A. MINUTES

- 1. The drafted Minutes of *October 17, 2024, Regularly* Scheduled Commission Meeting will be considered for discussion, revision, and vote for approval.

THE FOLLOWING MATTERS ARE PRESENTED FOR CONSIDERATION AND ACTION, IF ANY, DEEMED APPROPRIATE BYTHE COMMISSION.

B. PRELIMINARY CONSIDERATION OF CY 2025 RACING AND GAMING APPLICATIONS

At the August 15, 2024, meeting, representatives for Fair Meadows at Tulsa, Will Rogers Downs, and Remington Park presented their renewal applications for CY 2025 racing and gaming licenses. Commissioners and Commission Staff asked questions. The Commission then took preliminary action to award CY 2025 racing and gaming licenses to Fair Meadows at Tulsa, Will Rogers Downs, and Remington Park. Commission Staff was directed to draft license Orders for continued deliberations at the next Commission meeting.

The Commission has received all security plans from each track and the Director of Law Enforcement has reviewed and approved.

Current Consideration

- Fair Meadows of Tulsa Drafted Renewal Conditional Organization License Order 2024-OHRC-005 (MISSING)
- Fair Meadows of Tulsa Drafted Renewal Recipient Racetrack Gaming License Order 2024-OHRC-006
- Fully executed Horsemen’s Agreement – TRAO
- Fully executed Horsemen’s Agreement – OQHRA (MISSING)
- Will Rogers Downs Drafted Renewal Conditional Organization License Order 2024-OHRC-007 (MISSING)

- Will Rogers Downs Drafted Renewal Racetrack Gaming Operator License Order 2024-OHRC-008
- Fully executed Horsemen’s Agreement – TRAO
- Fully executed Horsemen’s Agreement – OQHRA (MISSING)
- Remington Park Drafted Renewal Conditional Organizational License Order 2024-OHRC-009
- Remington Park Drafted Renewal Racetrack Gaming License Order 2024-OHRC-010
- Fully executed Horsemen’s Agreement – TRAO
- Fully executed Horsemen’s Agreement – OQHRA
- Drafted Allotted Live Race dates for CY 2025

The drafted Racing and Gaming License Orders have been distributed to the Commissioners.

The drafted race dates have been distributed to the commissioners.

Possible Executive Session for Deliberations in Individual Proceedings Regarding Racetrack Applications for Racing and the Companion Gaming Licenses

Pursuant to 75 O.S. § 312, 25 O.S. § 307(B)(8) and 311 (B)(1), an Executive Session is proposed for deliberations in individual proceedings regarding CY 2025 organization license [racing] and the companion gaming applications from Fair Meadows at Tulsa (Tulsa County Public Facilities Authority), Will Rogers Downs, and Remington Park.

1. Motion and Vote to Go into Executive Session for the Purpose Stated Above
2. Motion and Vote to Reconvene in Open Session

Possible Action:

Possible actions may include but is not limited to: taking final action to approve the drafted CY 2025 racing and gaming license orders and allot CY 2025 live race dates; adopting amended orders or race dates; or continue to a future commission meeting or taking no action.

C. AN ACTION BY THE COMMISSION WILL SOON BE FILED AGAINST CERTAIN OCCUPATIONAL LICENSE HOLDERS WHICH ALLOW FOR THE APPOINTMENT OF A HEARING OFFICER UNDER THE RULES OF RACING 325:70-1-25

The Commission will consider engaging a hearing officer to hear this matter and issue a proposed ruling in accordance with the Rules of Racing.

Possible Action:

Possible action may include but is not limited to: taking no action, directing a hearing officer hear the matter and prepare a proposed order, the Commission hear the matter, or continue the matter.

D. DISCUSSION AND POSSIBLE ACTION REGARDING THE HORSERACING INTEGRITY AND SAFETY AUTHORITY (“HISA”) 2025 ASSESSMENT LETTER AND ATTACHMENTS

The Commission will discuss and consider the 2025 Assessment Letter and attachments.

Possible Action:

Possible action may include but is not limited to: taking no action, authorizing a response to the letter and attachments, or continue the matter.

E. DISCUSSION AND POSSIBLE ACTION ON THE APPOINTMENT OF AN AD HOC COMMITTEE TO CONSIDER THE ISSUES CREATED BY THE HORSERACING INTEGRITY AND SAFETY AUTHORITY (“HISA”) THAT HAVE AN IMPACT ON THE STATE, COMMISSION, RACETRACKS AND HORSEMEN

The Commission will consider whether an Ad Hoc Committee should be created to address the myriad of issues created by HISA.

Possible Action:

Possible action may include but is not limited to: taking no action, create the Ad Hoc Committee and request the Chairman appoint the members, deny the creation, or continue the matter.

F. DISCUSSION AND POSSIBLE ACTION REGARDING EXECUTIVE DIRECTOR, DR. JOHN CHANCEY’S APPOINTMENT TO THE BOARD OF ASSOCIATION OF RACING COMMISSIONERS INTERNATIONAL, INC (“ARCI”).

Dr. Chancey currently serves as the Chair of the Drug Testing Standards and Practices Committee of ARCI. For over eighty years, the ARCI, through its Model Rules, has developed the best practice regulatory standards for all breeds of horse racing. ARCI continues to serve as a service provider and strong advocate for animal welfare and sport integrity. The ARCI also helps manage the National Racing Compact and operates the Sports Betting Regulators Association.

Possible Action:

Possible action may include but is not limited to: taking no action, authorizing the preparation and dissemination of a press release, or continuing the matter.

G. DIRECTIVE AUTHORIZING AT THE QUARTER HORSE, PAINT, AND APPALOOSA MEETS BEGINNING IN 2025, THE BIOLOGICAL SAMPLES COLLECTED IN PRE-RACE, POST-RACE, AND OUT-OF-COMPETITION TESTING SHALL INCLUDE ANY TISSUE OR FLUID. THE EXECUTIVE DIRECTOR AND DIRECTOR OF EQUINE WELFARE DETERMINES TO BE A BEST PRACTICE TO ENSURE HORSE AND JOCKEY WELFARE AND TO ENFORCE THE RULES OF RACING

The Official Veterinarian or designee shall collect biological samples from the winner of every race and from such other horses as the Stewards or the Commission may designate. (OAC 235:45-1-5(a)) The Official Veterinarian or designee may collect biological samples for pre-race testing, post-race testing, and out-of-competition testing as required by Commission rules, at his own discretion, or at the direction of the Stewards or the Commission. (OAC 235:45-1-5(b)) **"Biological sample"** means any physical sample collected from any part of a Horse (OAC 235:45-1-2).

Under the Oklahoma Rules of Racing (OAC 235:45-1-4) the primary laboratory's detection of a prohibited substance in a biological sample collected from any horse during out-of-competition testing, pre-race testing, or post-race testing by the Official Veterinarian or designee shall constitute prima facie evidence that a substance violation occurred and may, at the discretion of the Stewards or Commission, result in summary suspension of the responsible trainer, disqualification of the horse, placement of the horse on the veterinarian's list, placement of the horse on the Stewards' list, and other penalties authorized by the Act and the rules of the Commission. The same standard applies to permitted substances and naturally occurring substances.

Current Consideration

The Commission will consider whether to issue a Directive to authorize the Director of Equine Welfare to determine the biological samples that should be collected in pre-race testing, post-race testing, and out-of-competition testing at the Quarter Horse, Paint, and Appaloosa meets beginning in 2025 and be used to enforce the Rules of Racing.

Possible Action:

Possible action may include but is not limited to: taking no action, adopt the Directive as proposed, adopt the Directive as modified, deny the Directive, or continue the matter.

H. NEW BUSINESS: ANY MATTER NOT KNOWN ABOUT OR WOULD NOT HAVE BEEN REASONABLY FORSEEN PRIOR TO POSTING THE AGENDA 25 O.S. § 311(A)(10)

I. ANNOUNCEMENTS

11/27/2024- 11/28/2024- Thanksgiving Holiday

****There is no December 2024 Regularly Scheduled Meeting****

12/13/2024- Remington Park’s Thoroughbred Race Meet is scheduled to conclude

12/24/2024- 12/25/2024- Christmas Holiday

01/01/2025- New Years Day Holiday

01/02/2025- Agenda Topic Submission Deadline for January 16, 2025, Meeting

01/16/2025- Regularly Scheduled Commission Meeting

ADJOURNMENT..... Mr. Sanders, Chair