

OKLAHOMA HORSE RACING COMMISSION

JOE LUCAS, CHAIR

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KURT MURRAY, MEMBER

BRIAN BURGET, MEMBER

CLINT O. BROOKOVER, MEMBER

DONNIE VON HEMEL, MEMBER

DAN PILCHER, MEMBER

AGENDA

Regularly Scheduled Meeting
Thursday, February 17, 2022, 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 220
OKLAHOMA CITY, OKLAHOMA 73105
(Located in Department of Agriculture, Food and Forestry Building)
TELEPHONE: (405) 522-8167; FAX: (405) 943-6474 WEBSITE:
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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 ORDERMr. Lucas, Chair
ROLL CALL Mr. Lucas, Chair
BUSINESS Mr. Lucas, Chair

A. MINUTES

1. The drafted Minutes of the *January 20, 2022 Regularly Scheduled Commission Meeting* will be considered for approval.

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

B. POSSIBLE FINAL ACTION ON PROPOSED RULE AMENDMENTS TO FIVE (5) CHAPTERS IN RULES OF RACING AND RULES OF RACETRACK GAMING UNDER PERMANENT RULEMAKING

Background

At the October 21, 2021 Commission Meeting, the Commission approved the permanent rulemaking process to consider proposed amendments to the following chapters in *Rules of Racing and Racetrack Gaming*:

Rules of Racing:

- Chapter 40, Veterinarian Practices and Restrictions**
- Chapter 45, Prohibited Practices and Equine Testing**
- Chapter 60, Running the Race**
- Chapter 65, Pari-Mutuel Wagering**

The Rules Committee, during a special meeting, agreed to unanimously support the above amended Chapter Rules in the *Rules of Racing*.

Mr. Kelly Cathey, Commission Executive Director, will present the public comments.

C. CONTINUED DELIBERATIONS FOR MR. LUIS VILAFRANCO REGARDING HIS APPEAL OF STEWARDS ORDER 20-FMT-031C

Possible Executive Session

Pursuant to 25 O.S. § 307 (B)(8) and 311 (B)(1), an Executive Session may be proposed for the purpose of deliberations regarding the Final Order for the Appeal filed by Mr. Villafranco.

- a. Motion and Vote to Go Into Executive Session for the Purpose Stated Above
- b. Motion and Vote to Reconvene in Open Session

Possible Action:

Possible action may include, but is not limited to: take no action; adopting the Final Order as proposed, adopting the Final Order as modified, or continue the matter.

D. CONTINUED DELIBERATIONS ON PETITIONS FOR DECLARATORY RULING FILED ON BEHALF OF AUSTIN GUSTAFSON (OWNER/TRAINER), JUAN PULIDO (JOCKEY), AND FELIPE MARTINEZ MORALES (OWNER/TRAINER)

At its January 20, 2022 meeting, the Commission heard oral argument on the legal question of whether § 316 of the administrative Procedures Act applies to the Board of Stewards. The Commission took preliminary action that the Stewards have authority under § 316 to decide their own recusal and directed its legal advisor to draft a proposed order for further consideration.

Possible Action:

Possible action may include but is not limited to: take no action; adopting the Order as proposed, adopting the Order as modified; or continue the matter(s).

E. ANY MATTER NOT KNOWN ABOUT OR WHICH WOULD NOT HAVE BEEN REASONABLY FORESEEN PRIOR TO POSTING THE AGENDA.

F. ANNOUNCEMENTS

03/03/2022 – Opening Day at Remington Park for Quarter Horses, Paints and Appaloosas

03/03/2022 – Agenda Topic Submission Deadline for March 17, 2022 Meeting

03/17/2022—Regularly Scheduled Commission Meeting

03/21/2022 – Opening Day at Will Rogers Downs for Thoroughbreds

ADJOURNMENT..... Mr. Lucas, Chair

