

# OKLAHOMA HORSE RACING COMMISSION

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CLINT O. BROOKOVER, MEMBER

DONNIE VON HEMEL, MEMBER

DAN PILCHER, MEMBER

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## AGENDA

Regularly Scheduled Meeting  
Thursday, August 25, 2022, 9:30 a.m.

### Meeting Location:

One Remington Place - Eclipse Room  
Oklahoma City, Oklahoma 73111

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### 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 ORDER ..... Mr. Lucas, Chair**

**ROLL CALL ..... Mr. Lucas, Chair**

**BUSINESS ..... Mr. Lucas, Chair**

**A. MINUTES**

1. The drafted Minutes of the **June 16, 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. PRELIMINARY CONSIDERATION OF CY 2023 RACING AND GAMING APPLICATIONS**

The Commission received renewal applications for racing licenses and accompanying gaming licenses from Remington Park and Will Rogers Downs to conduct racing and gaming activities in CY 2023. The Commission also received renewal applications from Fair Meadows at Tulsa for a racing license and a Recipient Racetrack Gaming license.

In the past, the Commission has determined that a full formal Public Hearing would be conducted only on original applications for organization and gaming licenses. On renewal applications, the Public Hearing is limited to a presentation by a racetrack representative followed by a question and answer period by Commissioners, Commission Counsel and Commission Staff.

The following is a summary of the race day applications received:

**1. Remington Park**

Remington Park (RP) applied to conduct two (2) race meetings:

1. A Quarter Horse, Paint and Appaloosa race meeting, 50 days in length (422 QH and 78 PT/App races), from March 2<sup>nd</sup>, 2023 through May 27<sup>th</sup>, 2023, and;
2. A Thoroughbred race meeting, 67 days in length (600 TB races), from August 18<sup>th</sup>, 2023 through December 17<sup>th</sup>, 2023.

Remington Park also submitted a Racetrack Gaming Operator License application. Staff Briefs have been completed on Remington Park's CY 2023 racing and gaming applications.

2. **Will Rogers Downs**

Will Rogers Downs (WRD) applied to conduct two (2) race meetings:

1. A Thoroughbred race meeting, 29 days in length (600 TB races), from March 6<sup>th</sup>, 2023 through May 17<sup>th</sup>, 2023.
2. A Quarter Horse, Paint and Appaloosa race meeting, 28 days in length (270 QH and 60 PT/App races), from September 9<sup>th</sup>, 2023 through November 11<sup>th</sup>, 2023.

Will Rogers Downs also submitted a Racetrack Gaming Operator License Application. Staff Briefs have been completed on Will Rogers Downs CY 2023 racing and gaming license applications.

3. **Tulsa State Fair (Tulsa County Public Facilities Authority)**

The Tulsa State Fair (Tulsa County Public Facilities Authority) applied to conduct one fair race meeting:

1. A Thoroughbred, Quarter Horse, Paint and Appaloosa fair race meeting at Fair Meadows at Tulsa, 34 race days in length (170 TB, 170 QH and 68 PT/Ap races estimated), from June 2<sup>nd</sup>, 2023 through July 22<sup>nd</sup>, 2023.

Fair Meadows at Tulsa (FMT) also submitted a Recipient Racetrack Gaming License application. Staff Briefs have been completed on the Tulsa County Public Facilities Authority’s CY 2023 racing and gaming license applications.

The chart below summarizes the proposed race days as reflected in the applications and amendments thereto:

Applicants for Renewal Racing Licenses	Race Meetings	Number of Live Race Days Requested and Number of Races Per Breed Requested	Number of Required Races By Breed to Conduct Gaming	Race Meeting Time Frame (2023)
Remington Park Global Gaming RP, LLC Oklahoma City, OK	Quarter Horse  Paint & Mixed Breed	<u>50 Race Days</u>  422 Quarter Horse  78 Paint/Mixed	No fewer than five hundred (500) races for within a period of twelve (12) consecutive weeks.	March 2nd, to May 27th, 2023
	Thoroughbred	<u>67 Race Days</u>  600 Thoroughbred	No fewer than six hundred (600) races.	August 18th, 2023 to December 17 <sup>th</sup> , 2023

<b>Will Rogers Downs</b>	Quarter Horse  Paint & Appaloosa	<u>28 Race Days</u>  270 Quarter Horse  60 Paint & Appaloosa	No fewer than two hundred seventy (270) races for Quarter Horses, and no fewer than sixty (60) races for Paint and Appaloosa horses.	September 9th, 2023 to November 11, 2023
	Thoroughbred	<u>29 Race Days</u>  270 Thoroughbred	No less than two hundred seventy (270) races for Thoroughbred horses.	March 6th, 2023 to May 17th, 2023
<b>Tulsa State Fair</b> (Tulsa County Public Facilities Authority) Fair Meadows at Tulsa	Quarter Horse  Paint & Appaloosa  Thoroughbred	<u>34 Race Days</u>  170 Quarter Horse Est.  68 Paint & Appaloosa Est.  170 Thoroughbred Est.	No less than four hundred (400) total races, which shall include conducting no fewer than an average of four (4) races per day for Thoroughbred horses.	June 2 <sup>nd</sup> , 2023 to July 22 <sup>nd</sup> , 2023

THE FOLLOWING PROCEDURES PERTAIN TO THE PRESENTATIONS REGARDING RACING AND GAMING RENEWAL APPLICATIONS FOR ORGANIZATION LICENSES.

Each racetrack will be given up to ten (10) minutes to make its presentation on its CY 2023 racing and gaming renewal license applications with a concentration on changes proposed or made since the CY 2022 applications. Following the presentation, Commissioners, Commission Counsel and Commission Staff may ask questions. The period taken with questions and answers will not be charged against the time allotted the Applicant.

**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 2023 organization license [racing] and the companion gaming applications from Remington Park, Will Rogers Downs and Fair Meadows at Tulsa (Tulsa County Public Facilities Authority).

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

**Possible Action:**

Possible actions may include: taking no action; taking preliminary action to allot CY 2023 live race dates and directing Commission Staff to draft CY 2023 racing and companion gaming license orders subject to staff reports and consideration of the Staff Briefs and draft orders for consideration in further deliberations at the October 20<sup>th</sup>, 2022 meeting; or continuing consideration to the October 20<sup>th</sup>, 2022 meeting.

**C. CONSIDERATION OF AMENDMENTS TO DIRECTIVE 85-D-1 REV. 07/24/03 RELATING TO CRIMINAL HISTORY LICENSING**

OHRC Directive 85-D-1, Rev. 07/24/03 provides direction for issuing licenses to applicants with certain criminal histories. Enrolled Senate Bill No. 1691, effective November 1, 2022, amends state law requirements and restrictions for denying licenses to applicants with criminal histories. The Commission will consider amendments to Directive 85-D-1 to incorporate the changes to state law. If amended by the Commission, Directive 85-D-1 will take effect on November 1, 2022.

**Possible Action:**

Possible action may include but is not limited to: taking no action, taking preliminary action to approve the Directive 85-D-1 relating to Senate Bill No. 1691, or continuing the matter until the October 20, 2022 Commission Meeting.

**D. CY 2023 COMMISSION MEETING DATES**

Commission Staff recommends that the Commission consider scheduling eight monthly meetings in CY 2023 for the months of January, February, March, May, June, August, October and November. The proposed CY 2023 meeting dates include January 19, February 16, March 16, May 18, June 15, August 24, October 19 and November 16.

**Possible Action:**

Possible action may include but is not limited to: scheduling eight meetings on the suggested dates, scheduling meetings on different dates, or continuing the matter to the October 20, 2022 Commission meeting.

**E. PROPOSED OPENING OF THE PERMANENT RULEMAKING PROCESS TO CONSIDER RULE AMENDMENTS FOR THE OHRC RULES OF RACING AS PROPOSED BY THE COMMISSION EXECUTIVE DIRECTOR.**

Mr. Kelly Cathey, Commission Executive Director, proposes opening the permanent rulemaking process to consider amendments in the *Rules of Racing*. Mr. Cathey's request is to request to open all chapters in the Rules of Racing.

**Possible Action:**

Possible action may include but is not limited to: taking no action; approving the beginning of the permanent rulemaking process to consider amendments in the cited chapters as proposed, or as modified at the meeting, by authorizing publication in *The Oklahoma Register* and scheduling a Public Hearing; or continuing the matter.

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

**G. ANNOUNCEMENTS**

**\*No regularly scheduled Commission Meeting for September 2022\***

**08/19/2022** – Remington Park Thoroughbred Race Meeting is scheduled to begin

**09/05/2022** – Labor Day Holiday

**09/12/2022** – Will Rogers Downs Quarter Horse, Paint and Appaloosa Meeting is scheduled to begin

**10/6/2022** – Agenda Topic deadline for the October Commission Meeting

**10/20/2022** – Regularly scheduled Commission Meeting

**ADJOURNMENT.....Mr. Lucas, Chair**