

**OKLAHOMA HORSE RACING COMMISSION**

**WENDY KEENER, ESQ, CHAIR**

**JOE LUCAS, VICE-CHAIR**

**KEITH SANDERS, SECRETARY**

**BENNETT ANDERSON, MEMBER**

**BECKY GOUMAZ, MEMBER**

**MONTY MARCUM, MEMBER**

**PHILLIP KIRK, MEMBER**

**DONNIE VON HEMEL, MEMBER**

**DOUGLAS WRIGHT, MEMBER**

**Regularly Scheduled Meeting  
Thursday, August 22, 2019, 9:30 a.m.**

**Meeting Location:  
Agriculture Board Room  
Department of Agriculture, Food and Forestry  
2800 N. Lincoln Boulevard  
Oklahoma City, OK 73105**

**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: [WWW.OHRC.ORG](http://WWW.OHRC.ORG)**

**AGENDA POSTED IN ACCORDANCE WITH THE OKLAHOMA OPEN MEETING ACT**

All customers 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..... Ms. Keener, Chair**

**INTRODUCTION..... Ms. Keener, Chair**

**ROLL CALL..... Ms. Keener, Chair**

**BUSINESS..... Ms. Keener, Chair**

**A. MINUTES**

The drafted Minutes of the June 13, 2019 Regularly Scheduled Commission Meeting [Item A.1] will be considered for approval.

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

**B. JOINT AGREEMENT FILED BETWEEN WILL ROGERS DOWNS AND THROUGHbred RACING ASSOCIATION OF OKLAHOMA**

The Commission received a joint agreement between Will Rogers Downs and Thoroughbred Racing Association of Oklahoma [Item B.1 and B.2] for CY 2019 in accordance with Title §3A-264(d) Race Meetings- Number Required [Item B.3].

**Possible Action:**

Possible actions may include: taking no action; taking action to approve the joint agreement, reject or continuing to the October 17, 2019 meeting.

**C. PRELIMINARY CONSIDERATION OF CY 2020 RACING AND GAMING APPLICATIONS**

The Commission received renewal applications from Remington Park and Will Rogers Downs for their respective organization license for gaming operations, live racing and simulcasting for CY 2020 as well as Fair Meadows Tulsa CY 2020 renewal applications for their live racing, simulcasting and gaming recipient licenses. **Item C.1** reflects the CY 2020 requested live race dates.

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 race meetings:

- a **Quarter Horse, Paint and Appaloosa race meeting**, 50 days in length [422 QH and 78 PT/APP races], from March 6 through May 30, 2020 and
- a **Thoroughbred race meeting**, 67 days in length [600 TB races], from August 21 through December 13, 2020. Remington Park also submitted a Racetrack Gaming Operator License application. Staff Briefs have been completed on Remington Park's CY 2020 racing and gaming license applications, respectively [**Items C.2 and C.3**].

## 2. **Will Rogers Downs**

Will Rogers Downs [WRD] applied to conduct two race meetings:

- a **Thoroughbred race meeting**, 29 days in length [270 TB races], from March 16 through May 23, 2020 and
- a **Quarter Horse, Paint and Appaloosa race meeting**, 28 days in length [270 QH and 60 PT/APP races], from September 5 through November 14, 2020. Will Rogers Downs also submitted a Racetrack Gaming Operator License application. Staff Briefs have been completed on Will Rogers Downs's CY 2020 racing and gaming license applications, respectively [**Items C.4 and C.5**].

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

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

- a Thoroughbred, Quarter Horse, Paint and Appaloosa fair race meeting at Fair Meadows at Tulsa, 34 race days in length [170 QH, 170 TB and 68 PT/APP races], from June 4 through July 25, 2020. 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 2020 racing and gaming license applications, respectively [**Items C.6 and C.7**].

*The chart on the next page summarizes the proposed race days as reflected in the applications and the 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 (2020)
<b>REMINGTON PARK</b> Global Gaming RP, L.L.C. Oklahoma City	Quarter Horse  Paint and  Appaloosa	<u>50 race days</u>  422 QH races  78 PT/APP races	No fewer than 500 races within a period of 12 consecutive weeks	3/6/20 – 5/30/20
	Thoroughbred	<u>67 race days</u>  600 TB races	No fewer than 600 races	8/21/20 – 12/13/20
<b>WILL ROGERS DOWNS</b> Will Rogers Downs, L.L.C. Claremore	Thoroughbred	<u>29 race days</u>  270 (9-10 races a day) TB races	No fewer than 270 races	3/16/20 – 5/23/20
	Quarter Horse  Paint and  Appaloosa	<u>28 race days</u>  270 QH races  60 PT/APP races	No fewer than 270 QH races  No fewer than 60 PT and AP races	9/5/20 – 11/14/20
<b>TULSA STATE FAIR</b> (Tulsa County Public Facilities Authority) Fair Meadows at Tulsa	Quarter Horse  Thoroughbred  Paint and  Appaloosa	<u>34 race days</u>  170 QH races [EST.]  170 TB races [EST.]  68 PT/APP races [EST.]	No fewer than 400 total races with no fewer than an average of 4 races per day for TB horses	6/4/20 – 7/25/20

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 2020 racing and gaming renewal license applications with a concentration on changes proposed or made since the CY 2019 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 2020 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 2020 live race dates and directing Commission Staff to draft CY 2020 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 17, 2019 meeting; or continuing consideration to the October 17, 2019 meeting.

**D. PROPOSED OPENING OF THE PERMANENT RULEMAKING PROCESS TO CONSIDER RULE AMENDMENTS FOR THE OHRC RULES OF RACING AND RULES FOR RACETRACK GAMING 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* and *Rules for Racetrack Gaming* to:

Rules of Racing:

- Chapter 15, Licensing
- Chapter 25, Entries and Declarations
- Chapter 30, Claiming Rules
- Chapter 35, General Conduct
- Chapter 45, Prohibited Practices and Equine Testing
- Chapter 50, Human Substance Abuse Testing
- Chapter 60, Running the Race

## Rules for Racetrack Gaming

Chapter 80, Gaming Licensing Requirements  
Chapter 85, Gaming Machine Specifications and Use and Operation Requirement  
Chapter 90, Gaming Operations

### **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.

### **E. CY 2019 COMMISSION MEETING DATES**

Commission Staff recommends that the Commission consider scheduling eight monthly meetings in CY 2020 for the months of January, February, March, May, June, August, October and November. The proposed CY 2020 meeting dates include January 16, February 20, March 19, May 21, June 18, August 20, October 15 and November 19. **Item E.1** is a CY 2020 calendar with the proposed meeting dates highlighted.

### **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 17, 2019 Commission meeting.

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

### **G. ANNOUNCEMENTS:**

1. August 23, 2019- Remington Park Thoroughbred race meeting is scheduled to begin.
2. September 7, 2019- Will Rogers Downs Quarter Horse, Paint and Appaloosa race meeting is scheduled to begin.
3. October 3, 2019- Deadline for submitting agenda topic for the October 17, 2019 Commission Meeting.
4. October 17, 2019- Commission Regularly Scheduled Meeting.

**ADJOURNMENT.....Ms. Keener, Chair**