

OKLAHOMA HORSE RACING COMMISSION

JOE LUCAS, CHAIR

KEITH SANDERS, VICE-CHAIR

MONTY MARCUM, SECRETARY

BENNETT ANDERSON, MEMBER

BECKY GOUMAZ, MEMBER

WENDY KEENER, ESQ., MEMBER

PHILLIP KIRK, MEMBER

DONNIE VON HEMEL, MEMBER

DOUGLAS WRIGHT, MEMBER

**AGENDA
THE DATE OF THE NEXT MEETING
FOR ANNOUNCING 8-8-19 DEADLINE FOR AGENDA TOPICS**

**Regularly Scheduled Meeting
Thursday, June 13, 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**

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..... Mr. Lucas, Chair

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

BUSINESS..... Mr. Lucas, Chair

A. MINUTES

The drafted Minutes of the May 16, 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. MONITORING OF COMPULSIVE GAMING ASSISTANCE PLANS BY RACETRACK GAMING OPERATOR LICENSEES AS REQUIRED IN RULES FOR RACETRACK GAMING

325:90-5-2. Compulsive Gambling Assistance Plan

(a) An applicant for a Racetrack Gaming Operator License must submit with the application a plan to address compulsive gambling in accordance with the requirements of these regulations for assisting in the prevention and education of compulsive gambling.

(b) No Racetrack Gaming Operator License application will be approved unless the Commission first approves the applicant's compulsive gambling assistance plan.

(c) Failure to implement the compulsive gambling assistance plan or to satisfactorily maintain and administer a plan once implemented will be grounds for suspension or revocation of the Racetrack Gaming Operator License, assessment of a fine, or both.

(d) A plan must meet or exceed the minimum standards set forth in these Rules. The development of such a plan by the applicant and the approval of a plan by the Commission are conditions of issuance of the original Racetrack Gaming Operator License. The maintenance of a plan, as approved by the Commission, is a condition of annual renewal of the license.

1) Dr. Curtis Barrett with Norton Healthcare Foundation, monitored the Compulsive Gambling Assistance Plans at Remington Park and Will Rogers Downs. Mr. Barrett has asked to make a presentation regarding the programs at both racetracks.

2) Remington Park and Will Rogers Downs will present their proposals for their respective Compulsive Gambling Addiction plans for the Commission to consider as part of the 2020 licensing process.

Possible Action:

Possible action may include but is not limited to: taking no action, approve the respective Compulsive Gambling Assistance Plans as presented, not approve the proposed plans(s) as presented, or continue the matter.

C. FY-2020 MEMBERSHIP ON THE OKLAHOMA-BRED ADVISORY COUNCIL

Each year, the Commission appoints organizations and individuals to the Oklahoma-Bred Advisory Council for the next fiscal year (July 1 through June 30). The following Organizations and individuals were appointed as members of the Advisory Council for FY-2019 (July 1, 2018-June 30, 2019):

Remington Park
Will Rogers Downs
Oklahoma-Bred Registrar
OQHRA Representative
TRAO Representative
At-Large Representative on request of OQHRA
At-Large Representative on request of TRAO
At-Large Representative on request for the Commission – Mr. Ed Melzer

Possible Action:

Possible action may include, but is not limited to: taking no action, making some or all the FY-2020 appointments, or continuing the matter.

D. PROPOSED OPENING OF EMERGENCY RULEMAKING PROCESS FOR PROPOSED AMENDMENTS TO CHAPTER 45, MEDICATION AND EQUINE TESTING PROCEDURES

The Ad Hoc Committee on Rules and Medication proposes amendments to Chapter 45, Medication and Equine Testing Procedures, of Rules of Racing, under the emergency rulemaking process. The amendments are proposed to: extensively revise, update, and reorganize existing medication rules, including but not limited to, adding, amending, and deleting existing definitions and rules to clarify the rights and obligations of owners, trainers, and other licensees; define testing procedures; update the version citation for the Uniform Classification Guidelines of Foreign Substances document and identify prohibited practices. Upon gubernatorial approval, amendments would take effect on an emergency basis beginning August 14, 2019 and be in effect through September 14, 2020 unless otherwise amended or superseded.

Item D.1 contains the proposed amendments unanimously recommended by the Rules and Medication Ad Hoc Committee.

If adopted under the emergency rulemaking process, the Commission must submit an Emergency Declaration, finding “that an imminent peril exists to the preservation of the public health, safety, or welfare, or that a compelling public interest requires an emergency rule.” [75 O.S.Supp.2018, Section 253(A)].

Possible Action:

Possible emergency rulemaking may include, but is not limited to: taking no action, adopting the proposed rule amendments, adopt a modified version of the proposed rule amendments, not adopting any rule amendments or continuing the matter.

E. APPOINT AN AD HOC COMMITTEE FOR 2020-21 PRIMARY EQUINE DRUG TESTING CONTRACT

Chairman Lucas will appoint an Ad Hoc Committee to draft an Invitation to Bid on the FY 2020-21 Primary Equine Drug Testing Contract. The document, once approved by the Commission, would be forwarded to the Office of Management and Enterprise Services for use on distributing a Request for Proposal [RFP].

F. PROPOSED SLATE OF COMMISSION OFFICERS PRESENTED BY THE NOMINATING COMMITTEE AND ELECTION OF OFFICERS FOR FY-2019

The Nominating Committee [comprised of Commissioners Marcum, Wright and Goumaz, with Commissioner Marcum serving as Chair] was named at the May 16, 2019 meeting to develop a proposed slate of Commission Officers [Chair, Vice-Chair and Secretary] for consideration for election for FY-2020 (July 1, 2019 through June 30, 2020).

Commissioner Marcum, as Chair of the Nominating Committee, will announce the proposed slate of Commission Officers.

The Chairman will then ask for nominations of said officers.

From the proposed slate of nominations, the Commission will elect Officers for FY-2020

G. REPORTS

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 2020. The Commission also received renewal applications from Fair Meadows at Tulsa for a racing license and a Recipient Racetrack Gaming license.

Commission Staff is in the process of reviewing the applications and writing the Staff Narratives. At the same time, the Commission's Law Enforcement Division is currently conducting its background investigations. Hearings to consider these racing license applications will be conducted at the August 22, 2019 Commission meeting.

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

I. ANNOUNCEMENTS:

1. August 2, 2019- Thoroughbred Racing Association of Oklahoma 8th Annual Champions Awards Banquet and Auction, The Banquet will be held at the National Cowboy Hall of Fame and Western Heritage Museum.
2. August 8, 2019- Deadline for submitting agenda topic for the August 22, 2019 Commission Meeting.
3. August 22, 2019- Commission Regularly Scheduled Meeting.
4. August 23, 2019- Remington Park Thoroughbred race meeting is scheduled to begin.
5. September 7, 2019- Will Rogers Downs Quarter Horse, Paint and Appaloosa race meeting is scheduled to begin.

ADJOURNMENT.....Mr. Lucas, Chair