



**TEXAS RACING COMMISSION**

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Texas Racing Commission  
Tuesday, September 10, 2019  
10:30 a.m.  
Texas Animal Health Commission  
2105 Kramer Lane  
Austin, TX 78758

**AGENDA**

**I. CALL TO ORDER**

Roll Call

**II. PUBLIC COMMENT**

**III. GENERAL BUSINESS**

- A. Discussion and consideration of reports by the Executive Director and staff regarding administrative matters:
  - 1. Budget and finance
  - 2. Wagering statistics
  - 3. Enforcement
- B. Discussion and possible action to approve memorandum of understanding with Texas Veterinary Medical Diagnostic Lab (TVMDL) for fiscal year 2020

**IV. PROCEEDINGS ON OCCUPATIONAL LICENSES**

Discussion and possible action on the proposal for decision in SOAH No. 476-18-1010, Judd Kearn v. Texas Racing Commission; SOAH No. 476-18-1011, Jose Sanchez v. Texas Racing Commission; and SOAH No. 476-18-1012, Brian Stroud v. Texas Racing Commission

## **V. PROCEEDINGS ON RULES**

- A. Discussion and possible action to propose amendments to:
  - 1. 16 TAC § 309.8, Racetrack License Fees
  - 2. 16 TAC § 309.51, Designation of Active and Inactive Racetrack Licenses
  - 3. 16 TAC § 309.118, Regulatory Office Space and Equipment
  - 4. 16 TAC § 319.3, Medication Restricted
  - 5. 16 TAC § 319.102, Veterinarian's List
  - 6. 16 TAC § 319.333, Specimen Tags
  - 7. 16 TAC § 321.313, Select Three, Four, or Five
- B. Discussion and possible action to propose new 16 TAC Chapter 303, Subchapter G, Horse Industry Escrow Account, including:
  - 1. 16 TAC § 303.301, Definitions
  - 2. 16 TAC § 303.302, General Provisions
  - 3. 16 TAC § 303.311, Allocations to Horse Racetrack Associations
  - 4. 16 TAC § 303.312, Limitation on Use of Funds by Racetrack Associations
  - 5. 16 TAC § 303.321, Allocations to Breed Registries
  - 6. 16 TAC § 303.322, Limitations on Use of Funds by Breed Registries
  - 7. 16 TAC § 303.323, Modifications to Approved Events
  - 8. 16 TAC § 303.324, Recordkeeping and Audits
  - 9. 16 TAC § 303.325, Quarterly Reports
- C. Discussion and possible action to propose the repeal of 16 TAC § 321.509, Escrowed Purse Account

## **VI. PROCEEDINGS ON RACETRACKS**

Discussion and possible action on the following race date items:

- A. Allocation of live race dates for horse racetracks under 16 TAC § 33.41 for the period beginning January 1, 2020, and ending August 1, 2021
- B. Allocation of live race dates for greyhound racetracks under 16 TAC § 33.41 for the period beginning January 1, 2020, and ending August 1, 2021

## **VII. EXECUTIVE SESSION**

The following items may be discussed and considered in executive session or open meeting, with any action taken in the open meeting:

- A. Under Texas Government Code § 551.071(1), the Commission may enter an executive session to seek the advice of its attorney regarding pending or contemplated litigation, or regarding a settlement offer.
- B. Under Texas Government Code § 551.071(2), the Commission may enter an executive session to discuss all matters identified in this agenda where the commission seeks the advice of its attorney as privileged communications under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas. This may include, but is not limited to, legal advice regarding the Open Meetings Act, the Administrative Procedures Act, and the Texas Racing Act.
- C. Under Tex. Occ. Code § 2025.005, the Commission may open an executive session to review security plans and management, concession, and totalisator contracts.

## **VIII. SCHEDULING OF NEXT COMMISSION MEETING**

## **IX. ADJOURN**