



TEXAS RACING COMMISSION
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Texas Racing Commission
Tuesday, March 1, 2011
10:30 a.m.
Animal Health Commission
2105 Kramer Lane
Auditorium
Austin, Texas 78758

AGENDA

- I. CALL TO ORDER**
 - Roll Call

- II. CEREMONIAL ITEMS**
 - A. Recognition of Commissioner Clowe
 - B. Welcome New Public Safety Commission Designee

- III. PUBLIC COMMENT**

- IV. GENERAL BUSINESS**

Discussion, consideration, and possible action on the following matters:

 - A. Reports by the Interim Executive Director and Staff regarding Administrative Matters
 - 1. Budget and Finance Update
 - 2. Report on Racetrack Inspections
 - 3. Report on Wagering Statistics
 - 4. Enforcement Report
 - 5. Report on Status of Sunset Legislation and Legislative Proposals by the 82nd Texas Legislature, Regular Session

- B. Update by the Chair of the Executive Director Search Committee
- C. Report by Chair of Rules Committee

V. PROCEEDINGS ON OCCUPATIONAL LICENSES

Request by Jacky Martin for an Amendment to Commission Order TXRC 2007-02-02; *In Re: The Appeal by Jacky Martin from Stewards' Ruling Sam Houston Race Park 3871*

VI. PROCEEDINGS ON RACETRACKS

- A. Discussion on the following matters:
 - 1. Report on Application to Change Ownership and Location of Longhorn Downs/Austin Jockey Club
 - 2. Report on Request by MAXXAM Inc. to Change Ownership of Sam Houston Race Park, Valley Race Park, and Laredo Race Park
 - 3. Report on Request by Laredo Downs for Conditional Approval to Change Location
 - 4. Report on Request by Lone Star Park for Approval of 100% Change of Ownership
- B. Discussion, Consideration, and Possible action on the following matters:
 - 1. Request by Austin Jockey Club for Approval of Three (3) Changes of Ownership of Less than 5%
 - 2. Allocation of Live Race Dates to Manor Downs under Commission Rule 303.41 for the Period beginning January 1, 2011, and ending August 31, 2012
- C. Progress Reports by Inactive Racetrack License Holders on Preparations to Begin Live Racing
 - 1. Progress Report by Austin Jockey Club
 - 2. Progress Report by Saddle Brook Park
 - 3. Progress Report by Valle de los Tesoros
 - 4. Progress Report by Laredo Downs
 - 5. Progress Report by Laredo Race Park

VII. PROCEEDINGS ON RULEMAKING

Discussion, consideration, and possible action on the following matters:

Rule Proposals

- A. Proposal to Amend Rule 313.110, Coupled Entries
- B. Proposal to Amend Rule 319.111, Bleeders and Furosemide Program

Rule Adoptions

- C. Adoption of Amendment to Rule 307.62, Disciplinary Hearings
- D. Rule Adoptions under Chapter 321, Pari-mutuel Wagering
 - 1. Adoption of New Rule 321.12, Time Synchronization
 - 2. Adoption of Amendment to Rule 321.15, License to Provide Totalisator Services
 - 3. Adoption of Amendment to Rule 321.23, Wagering Explanations
 - 4. Adoption of New Rule 321.46, Payment on No Ticket Issue
 - 5. Adoption of Amendment to Rule 321.211, Carryover Pools
 - 6. Adoption of Amendment to Rule 321.312, Pick (n)
 - 7. Adoption of New Rule 321.320, Super Hi-Five
 - 8. Adoption of New Rule 321.321, Fortune Pick (n)
 - 9. Adoption of Amendment to Rule 321.417, Emergency Procedures
 - 10. Adoption of Amendment to Rule 321.503, Purses
 - 11. Adoption of Amendment to Rule 321.605, E-Wagering Plan

VIII. EXECUTIVE SESSION

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

- A. Under Government Code Sec. 551.071(1), the Commission may open an executive session to seek the advice of its attorney regarding pending or contemplated litigation, or regarding a settlement offer.
- B. Under Government Code Sec. 551.071(2), the Commission may open an executive session to discuss all matters identified in this agenda where the commission seeks the advice of their attorney as privileged communications under the Texas Disciplinary Rules of

Professional Conduct of the State Bar of Texas and to discuss the Open Meetings Act and the Administrative Procedures Act.

- C. Under Texas Racing Act, Tex. Rev. Civ. Stat. Ann. art. 179e, Sec. 6.03, the Commission may open an executive session to review security plans and management, concession, and totalisator contracts.
- D. Under Government Code Sec. 551.074, the Commission may open an executive session to deliberate the appointment of an executive director.

IX. OLD/NEW BUSINESS

Schedule next Commission Meeting

X. ADJOURN