



TEXAS RACING COMMISSION

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Texas Racing Commission
Tuesday, February 7, 2012
10:30 a.m.
Texas Department of Public Safety
6100 Guadalupe
Criminal Law Enforcement, Building E
First Floor Auditorium
Austin, Texas 78752

AGENDA

I. CALL TO ORDER Roll Call

II. 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.

III. PUBLIC COMMENT

IV. GENERAL BUSINESS

Discussion and consideration of the following matters:

Reports by the Executive Director and Staff regarding Administrative Matters

- A. Budget and Finance Update
- B. Report on Racetrack Inspections
- C. Report on Wagering Statistics
- D. Enforcement Report
- E. Report by the Ad Hoc Committee on Rules to Implement HB 2271
- F. Report by the Committee on Rules
- G. Report by the Greyhound Advisory Committee
- H. Recognition of the Texas Horsemen's Partnership as the Official Horsemen's Organization

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

- I. Approval of Memorandum of Understanding with the Texas Veterinary Medical Diagnostic Laboratory for FY 2012

V. PROCEEDINGS ON RACETRACKS

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

- A. Request by Austin Jockey Club to Approve 100% Change of Ownership of Longhorn Downs
- B. Request by Longhorn Downs for Approval of Change of Location
- C. Request by Retama Park for Approval of Three Changes of Ownership of Less Than 1% Each
- D. Request by MAXXAM Inc. to Discuss a Potential Transaction Affecting its Capital Structure, Respond to Questions and Obtain Any Necessary Approvals
- E. Request by Retama Park to Amend its Allocation of Purse Revenue Generated from Simulcasting for Calendar Year 2012 under Commission Rule 321.505 (a) and its Allocation of Escrowed Purse Account Revenue for Calendar Year 2012 under Commission Rule 321.509

VI. PROCEEDINGS ON RULEMAKING

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

Rule Proposals

- A. Proposal to Amend Rule 307.67, Appeal to the Commission
- B. Proposal to Amend Rule 307.69, Action by Commission
- C. Proposal to Amend Rule 311.3, Information for Background Investigation
- D. Proposal to Amend Rule 311.103, Kennel Owners
- E. Proposal to Amend Rule 313.103, Eligibility Requirements

Rule Adoptions

- F. Proposal to Amend Rule 311.5, License Categories and Fees
- G. Proposal to Amend Rule 311.104, Trainers
- H. Proposal to Amend Rule 313.50, Horse Identifier
- I. Proposal to Amend Rule 313.308, Restrictions on Subsequent Use

VII. OLD/NEW BUSINESS

Schedule next Commission Meeting

VIII. ADJOURN