



TEXAS RACING COMMISSION
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Texas Racing Commission
Tuesday, December 18, 2012
10:30 a.m.
John H. Reagan Building
105 W. 15th Street
Austin, Texas 78701

AGENDA

I. CALL TO ORDER

Roll Call

II. PUBLIC COMMENT

III. 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

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

- E. Legislative Proposals by the Texas Racing Commission to the 83rd Texas Legislature, Regular Session

IV. PROCEEDINGS ON RACETRACKS

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

- A. Request by Retama Partners, Ltd., for Approval of Two Changes of Ownership of Less than 1%
- B. Request by Retama Partners, Ltd., for Approval of Conversion of Business Organization, Majority Change of Ownership, and Appointment of New Management Committee
- C. Request by Sam Houston Race Park for Approval of an Amendment to its Totalisator Contract with Sportech, Inc.
- D. Request by Saddle Brook Park for Approval of a Totalisator Contract with AmTote International, Inc.
- E. Request by Saddle Brook Park for Redesignation of its Class 2 Horse Racing License as Active-Other

Horse Race Dates and Purse Allocations

- F. Allocation of purses as provided under Commission Rule 321.505(a).
- G. Distribution of funds in the Escrowed Purse Account among the various breeds of horses under Commission Rule 321.509. Greyhound Race Dates
- H. Allocation of Live Race Dates for Horse Racetracks under Commission Rule 303.41 for the Periods of January 1, 2013 through August 31, 2014, and October 1, 2014 through November 30, 2014.

Greyhound Race Dates and Purse Allocations

- I. Allocation of Live Race Dates for Greyhound Racetracks under Commission Rule 303.41 for the Periods of January 1, 2013 through August 31, 2014, and October 1, 2014 through November 30, 2014.
- J. Allocation by the Texas Greyhound Association of Interstate Cross-Species Purse Money

V. PROCEEDINGS ON RULEMAKING

Discussion and consideration of the following matter:

- A. Report by the Committee on Rules

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

Rule Proposals

- B. Proposal to Amend Rule 309.1, Racetrack Licenses

Rule Adoptions

Chapter 311 – Other Licenses

- C. Adoption of Amendment to Rule 311.1, Occupational Licenses
- D. Adoption of Amendment to Rule 311.2, Application Procedure
- E. Adoption of Amendment to Rule 311.3, Information for Background Investigation
- F. Adoption of Amendment to Rule 311.5, License Categories and Fees
- G. Adoption of Amendment to Rule 311.101, Horse Owners
- H. Adoption of Amendment to 311.102, Greyhound Owners

Chapter 321 – Pari-mutuel Wagering

- I. Adoption of Amendment to Rule 321.29, Mutuel Tickets
- J. Adoption of Amendment to Rule 321.31, Vouchers
- K. Adoption of Amendment to Rule 321.46, Payment on No Ticket Issue
- L. Adoption of Amendment to Rule 321.215, Multiple Wagers
- M. Adoption of Amendment to Rule 321.320, Super Hi-Five
- N. Adoption of Amendment to Rule 321.321, Fortune Pick (n)
- O. Adoption of Amendment to Repeal Chapter 321, Subchapter B, Totalisator Requirements and Operating Environment
- P. Adoption of Amendment for New Chapter 321, Subchapter B, Rule 321.101, Totalisator Requirements and Operating Environment
- Q. Adoption of Amendment to Rule 321.15, License to Provide Totalisator Services

VI. 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. Cases that may be discussed include, but are not limited to:

Case No. 1:12-cv-00880-LY; Churchill Downs Inc., v. Chuck Trout, et al., in the United States District Court for the Western District of Texas, Austin Division

Cause No. D-1-GN-12-000580; Dallas City Limits Property Co., LP v. Robert Schmidt, M.D., et al., in the 353rd Judicial District Court of Travis County, Texas.

- 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.

VII. OLD/NEW BUSINESS

Schedule next Commission Meeting

VIII. ADJOURN