



**TEXAS RACING COMMISSION**  
**P. O. Box 12080**  
**Austin, TX 78711-2080**  
**(512) 833-6699**  
**Fax (512) 833-6907**

Texas Racing Commission  
Tuesday, June 11, 2013  
10:30 a.m.  
Texas Animal Health Commission  
2105 Kramer Lane  
Austin, Texas 78758

## **AGENDA**

- I. CALL TO ORDER**  
Roll Call
- II. PUBLIC COMMENT**
- III. CEREMONIAL ITEMS**  
Recognition of Bill Childs, Public Information Officer
- IV. GENERAL BUSINESS**  
Discussion and consideration of the following matters:
  - A. Reports by the Executive Director and Staff regarding Administrative Matters
    - 1) Budget and Finance Update
    - 2) Report on Wagering Statistics
    - 3) Report on Racetrack Inspections
    - 4) Enforcement Report
    - 5) Report on Texas Legislative Proposals
  - B. Report by Vice Chairman Ederer on the April Meeting of the Association of Racing Commissioners International

**V. PROCEEDINGS ON RACETRACKS**

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

- A. Designation by the Commission of an Application Period for Race Dates under Commission Rule 303.41
- B. Request by Gulf Coast Racing to Amend its 2013 Live Racing Schedule
- C. Request by Retama Park for Approval to Amend its Totalisator Contract with AmTote International
- D. Request by Retama Park for Approval of One Change of Ownership of less than 1%
- E. Request by Retama Park for Approval of Changes in Management Committee
- F. Request by Lone Star Park for Approval of Change in Management Committee

**VI. 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 303.41, Allocation of Race Dates
- C. Proposal to Amend Rule 309.151, Change of Ownership, Board of Directors, or Management Committee
- D. Proposal to Amend Rule 309.355, Grading System

Rule Adoptions

- E. Adoption of Amendment to Rule 311.5, License Fees
- F. Adoption of New Rule 311.112, Equine Dental Provider

**VII. 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.

**VIII. OLD/NEW BUSINESS**

Schedule next Commission Meeting

**IX. ADJOURN**



**Fiscal Year 2013  
Operational Budget**

Updated: May 14, 2013

Thru: April 30, 2013

**Summary of Operating Revenue**

By Revenue Type:	Budget	Collected	Suspended	Uncollected Balance	%
<b>Account 597 - Racing Commission - GRD</b>	\$ 9,788,218	\$ 7,406,651	\$ 75,000	\$ 2,307,832	24%
<b>Account 1 - State of Texas - GR</b>	\$ -	\$ -	\$ -	\$ -	
<b>TOTAL - ALL REVENUES</b>	\$ 9,788,218	\$ 7,406,651	\$ 75,000	\$ 2,307,832	24%

**Summary of Appropriated Operating Expenses**

	Budget	Expended	Encumbered	Unexpended Balance	%
<b>1001 - Salaries and Wages:</b>	\$ 2,838,364	\$ 1,745,109	\$ -	\$ 1,093,254	39%
<b>1002 - Other Personnel Cost:</b>	\$ 190,829	\$ 78,411	\$ -	\$ 112,419	59%
<b>2001 - Professional Fees and Services:</b>	\$ 240,500	\$ 65,701	\$ -	\$ 174,799	73%
<b>2003 - Consumable Supplies:</b>	\$ 38,500	\$ 9,244	\$ -	\$ 29,256	76%
<b>2004 - Utilities:</b>	\$ 60,000	\$ 36,699	\$ -	\$ 23,301	39%
<b>2005 - Travel:</b>	\$ 177,789	\$ 63,911	\$ -	\$ 113,878	64%
<b>2006 - Rent Building:</b>	\$ 87,979	\$ 66,173	\$ -	\$ 21,807	25%
<b>2007 - Rent Machine and Other:</b>	\$ 14,500	\$ 6,242	\$ -	\$ 8,258	57%
<b>2009 - Other Operating Expense:</b>	\$ 575,098	\$ 193,321	\$ -	\$ 381,777	66%
<b>4000 - Grants</b>	\$ 4,125,000	\$ 2,045,887	\$ -	\$ 2,079,113	50%
<b>5000 - Capital Expenditures:</b>	\$ -	\$ 274	\$ -	\$ (274)	n/a
<b>TOTAL - ALL APPROPRIATED EXPENDITURES</b>	\$ 8,348,559	\$ 4,310,972	\$ -	\$ 4,037,587	48%

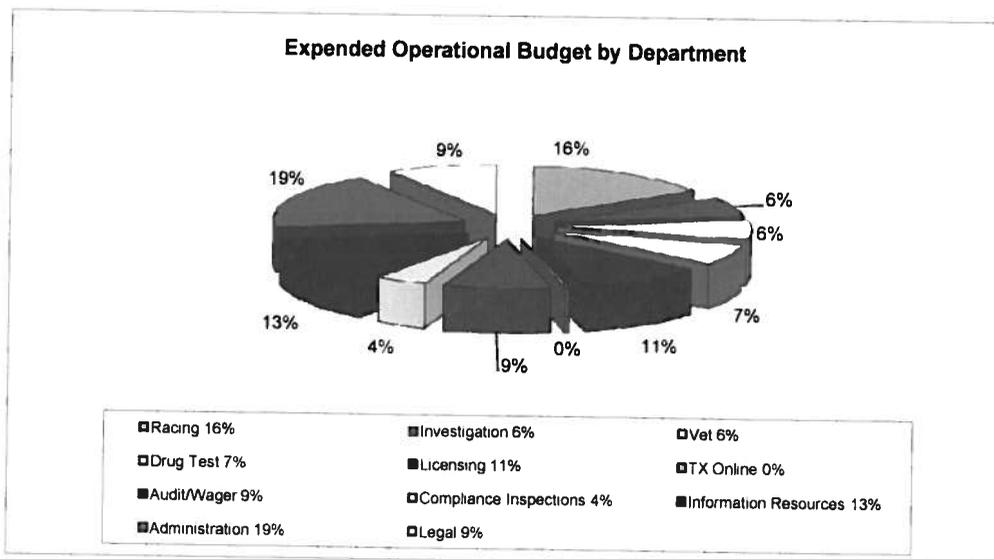
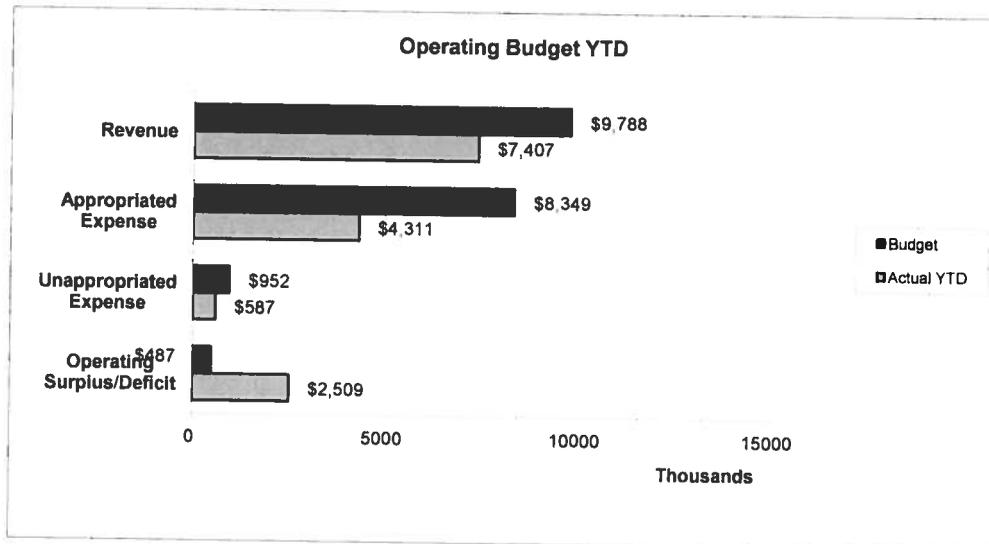
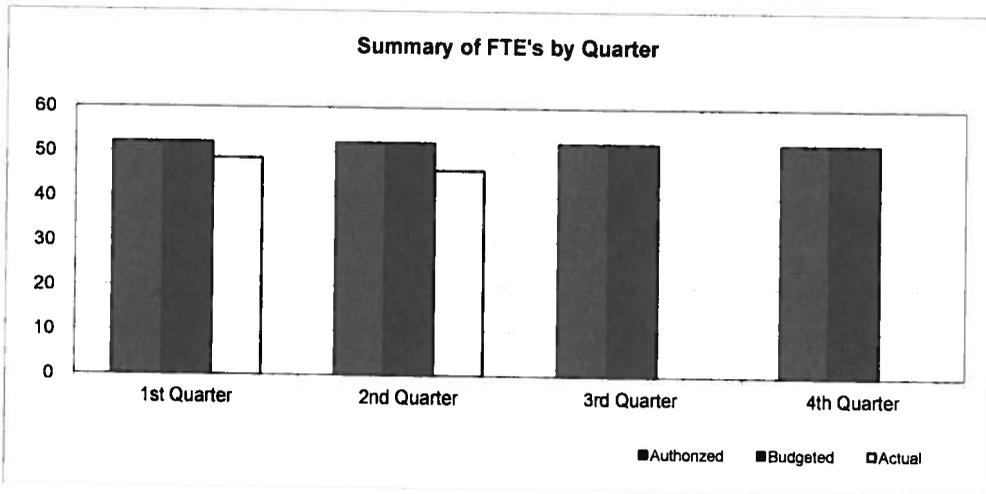
**Unappropriated Operating Expenses**

Type:	Budget	Expended	Encumbered	Unexpended Balance	%
<b>TOTAL - ALL UNAPPROPRIATED EXPENDITURES</b>	\$ 952,248	\$ 586,923	\$ -	\$ 365,325	38%
<b>TOTAL - ALL EXPENDITURES</b>	\$ 9,300,807	\$ 4,897,895	\$ -	\$ 4,402,912	47%

**OPERATING SURPLUS / (DEFICIT)** \$ 487,410 \$ 2,508,756

**Summary of FTE's**

By Fiscal Quarter:	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
Authorized FTE's	52.10	52.10	52.10	52.10
Budgeted FTE's	52.10	52.10	52.10	52.10
Actual FTE's	48.56	46.00	0.00	0.00
<b>Actual FTE's Over / (Under) Budget</b>	(3.54)	(6.10)		
<b>Actual FTE's Over / (Under) Authorization</b>	(3.54)	(6.10)		





**Texas Pari-Mutuel Racetracks Wagering Statistics  
Comparison Report on Total Wagers Placed  
in Texas & on Texas Races**

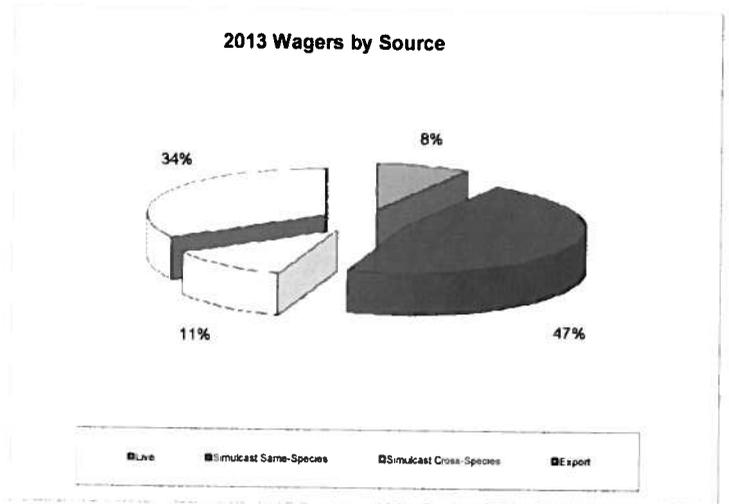
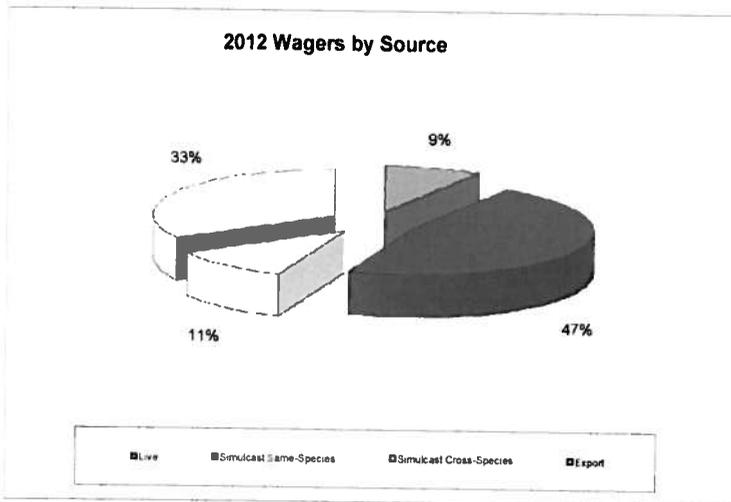
For the Period: 01/01/12 - 06/02/12 to 01/01/13 -06/02/13

Sources of Wagers		Year 2012 01/01 - 06/02		Year 2013 01/01 -06/02		Percentage Change In		
<u>Greyhound Racetracks</u>	<u># Days</u>	<u>Total Wagers</u>	<u>Avg. Wager</u>	<u># Days</u>	<u>Total Wagers</u>	<u>Avg. Wager</u>	<u>Total Wagers</u>	<u>Avg. Wagers</u>
Live	103	3,844,312	\$ 37,323	117	3,820,703	\$ 32,656	-0.61%	-12.51%
Simulcast Same-Species	396	11,900,698	\$ 30,052	394	11,521,951	\$ 29,244	-3.18%	-2.69%
Simulcast Cross-Species	396	9,680,361	\$ 24,445	394	9,857,827	\$ 25,020	1.83%	2.35%
Export	103	4,934,355	\$ 47,906	117	5,483,385	\$ 46,867	11.13%	-2.17%
<b>Total Wagers</b>		<b>30,359,727</b>	<b>N/A</b>		<b>30,683,866</b>	<b>N/A</b>	<b>1.07%</b>	<b>N/A</b>

Sources of Wagers		Year 2012 01/01 - 06/02		Year 2013 01/01 -06/02		Percentage Change In		
<u>Horse Racetracks</u>	<u># Days</u>	<u>Total Wagers</u>	<u>Avg. Wager</u>	<u># Days</u>	<u>Total Wagers</u>	<u>Avg. Wager</u>	<u>Total Wagers</u>	<u>Avg. Wagers</u>
Live	89	15,123,380	\$ 169,926	89	14,604,709	\$ 164,098	-3.43%	-3.43%
Simulcast Same-Species	550	91,816,269	\$ 166,939	656	90,412,371	\$ 137,824	-1.53%	-17.44%
Simulcast Cross-Species	550	14,050,136	\$ 25,546	612	14,468,066	\$ 23,641	2.97%	-7.46%
Export	89	68,618,745	\$ 770,997	89	67,748,415	\$ 761,218	-1.27%	-1.27%
<b>Total Wagers</b>		<b>189,608,530</b>	<b>N/A</b>		<b>187,233,560</b>	<b>N/A</b>	<b>-1.25%</b>	<b>N/A</b>

Sources of Wagers		Year 2012 01/01 - 06/02		Year 2013 01/01 -06/02		Percentage Change In		
<u>All Texas Racetracks</u>	<u># Days</u>	<u>Total Wagers</u>	<u>Avg. Wager</u>	<u># Days</u>	<u>Total Wagers</u>	<u>Avg. Wager</u>	<u>Total Wagers</u>	<u>Avg. Wagers</u>
Live	192	18,967,693	\$ 98,790	206	18,425,412	\$ 89,444	-2.86%	-9.46%
Simulcast Same-Species	946	103,716,967	\$ 109,637	1,050	101,934,322	\$ 97,080	-1.72%	-11.45%
Simulcast Cross-Species	946	23,730,497	\$ 25,085	1,006	24,325,893	\$ 24,181	2.51%	-3.60%
Export	192	73,553,100	\$ 383,089	206	73,231,800	\$ 355,494	-0.44%	-7.20%
<b>Total Wagers</b>		<b>219,968,257</b>	<b>N/A</b>		<b>217,917,426</b>	<b>N/A</b>	<b>-0.93%</b>	<b>N/A</b>

<b>Total Wagers Placed In Texas</b>		<b>146,415,157</b>	<b>N/A</b>		<b>144,685,627</b>	<b>N/A</b>	<b>-1.18%</b>	<b>N/A</b>
<b>Total Wagers Placed on Texas Races</b>		<b>92,520,793</b>	<b>N/A</b>		<b>91,657,212</b>	<b>N/A</b>	<b>-0.93%</b>	<b>N/A</b>





**Greyhound Racetrack Wagering Statistics  
Comparison Report on Total Wagers Placed**

**in Texas & on Texas Races**

For the Period: 01/01/12 - 06/02/12 to 01/01/13 -06/02/13

Sources of Wagers	Year 2012 01/01 - 06/02				Year 2013 01/01 -06/02				Percentage Change In	
	# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager		
<b>Gulf Coast Racing</b>										
Live	0	0	N/A	0	0	N/A	N/A	N/A	N/A	N/A
Simulcast Same-Species	110	3,299,291	\$ 29,994	110	3,265,276	\$ 29,684	-1.03%	-1.03%	-1.03%	-1.03%
Simulcast Cross-Species	110	1,784,137	\$ 16,219	110	2,005,916	\$ 18,236	12.43%	12.43%	12.43%	12.43%
Export	0	0	N/A	0	0	N/A	N/A	N/A	N/A	N/A
<b>Total Wagers</b>		<b>5,083,429</b>	<b>N/A</b>		<b>5,271,193</b>	<b>N/A</b>	<b>3.69%</b>	<b>N/A</b>	<b>3.69%</b>	<b>N/A</b>

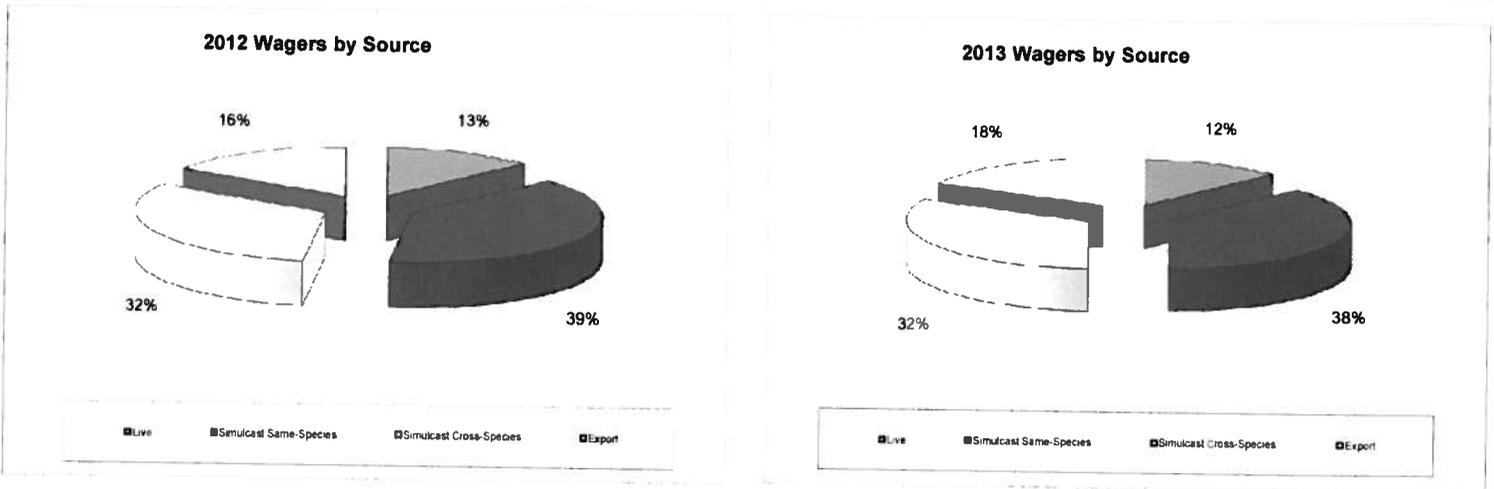
Sources of Wagers										
<b>Gulf Greyhound Park</b>										
	# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager
Live	103	3,844,312	\$ 37,323	117	3,820,703	\$ 32,656	-0.61%	-12.51%	-0.61%	-12.51%
Simulcast Same-Species	154	5,477,492	\$ 35,568	153	5,361,298	\$ 35,041	-2.12%	-1.48%	-2.12%	-1.48%
Simulcast Cross-Species	154	5,142,910	\$ 33,396	153	4,947,014	\$ 32,333	-3.81%	-3.18%	-3.81%	-3.18%
Export	103	4,934,355	\$ 47,906	117	5,483,385	\$ 46,867	11.13%	-2.17%	11.13%	-2.17%
<b>Total Wagers</b>		<b>19,399,070</b>	<b>N/A</b>		<b>19,612,400</b>	<b>N/A</b>	<b>1.10%</b>	<b>N/A</b>	<b>1.10%</b>	<b>N/A</b>

Sources of Wagers										
<b>Valley Race Park</b>										
	# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager
Live	0	0	N/A	0	0	\$ -	N/A	N/A	N/A	N/A
Simulcast Same-Species	132	3,123,914	\$ 23,666	131	2,895,377	\$ 22,102	-7.32%	-6.61%	-7.32%	-6.61%
Simulcast Cross-Species	132	2,753,313	\$ 20,858	131	2,904,897	\$ 22,175	5.51%	6.31%	5.51%	6.31%
Export	0	0	N/A	0	0	N/A	N/A	N/A	N/A	N/A
<b>Total Wagers</b>		<b>5,877,228</b>	<b>N/A</b>		<b>5,800,274</b>	<b>N/A</b>	<b>-1.31%</b>	<b>N/A</b>	<b>-1.31%</b>	<b>N/A</b>

Sources of Wagers										
<b>All Greyhound Racetracks</b>										
	# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager
Live	103	3,844,312	\$ 37,323	117	3,820,703	\$ 32,656	-0.61%	-12.51%	-0.61%	-12.51%
Simulcast Same-Species	396	11,900,698	\$ 30,052	394	11,521,951	\$ 29,244	-3.18%	-2.69%	-3.18%	-2.69%
Simulcast Cross-Species	396	9,680,361	\$ 24,445	394	9,857,827	\$ 25,020	1.83%	2.35%	1.83%	2.35%
Export	103	4,934,355	\$ 47,906	117	5,483,385	\$ 46,867	11.13%	-2.17%	11.13%	-2.17%
<b>Total Wagers</b>		<b>30,359,727</b>	<b>N/A</b>		<b>30,683,866</b>	<b>N/A</b>	<b>1.07%</b>	<b>N/A</b>	<b>1.07%</b>	<b>N/A</b>

<b>Total Wagers Placed in Texas</b>	<b>25,425,371</b>	<b>N/A</b>	<b>25,200,481</b>	<b>N/A</b>	<b>-0.88%</b>	<b>N/A</b>
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<b>Total Wagers Placed on Texas Races</b>	<b>8,778,668</b>	<b>N/A</b>	<b>9,304,088</b>	<b>N/A</b>	<b>5.99%</b>	<b>N/A</b>
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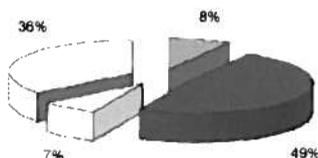
Horse Racetrack Wagering Statistics  
Comparison Report on Total Wagers Placed

in Texas & on Texas Races

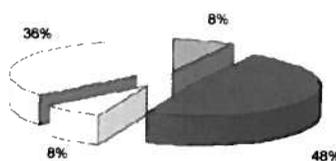
For the Period: 01/01/12 - 06/02/12 to 01/01/13 -06/02/13

Sources of Wagers	Year 2012 01/01 - 06/02				Year 2013 01/01 -06/02				Percentage Change in	
	# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager
<b>Gillespie County Fair</b>										
Live	0	0	N/A	0	0	N/A	N/A	N/A	N/A	N/A
Simulcast Same-Species	88	1,310,833	\$ 14,896	88	1,375,565	\$ 15,631	4.94%	4.94%	4.94%	4.94%
Simulcast Cross-Species	88	152,974	\$ 1,738	88	167,106	\$ 1,899	9.24%	9.24%	9.24%	9.24%
Export	0	0	N/A	0	0	N/A	N/A	N/A	N/A	N/A
<b>Total Wagers</b>		<b>1,463,807</b>	<b>N/A</b>		<b>1,542,671</b>	<b>N/A</b>	<b>5.39%</b>	<b>N/A</b>	<b>5.39%</b>	<b>N/A</b>
<b>Lone Star Park</b>										
Live	31	8,866,124	\$ 286,004	32	8,412,391	\$ 262,887	-5.12%	-8.08%	-5.12%	-8.08%
Simulcast Same-Species	154	43,458,434	\$ 282,198	153	42,117,723	\$ 275,279	-3.09%	-2.45%	-3.09%	-2.45%
Simulcast Cross-Species	154	2,276,634	\$ 14,783	153	2,679,269	\$ 17,512	17.69%	18.45%	17.69%	18.45%
Export	31	21,553,315	\$ 695,268	32	21,399,460	\$ 668,733	-0.71%	-3.82%	-0.71%	-3.82%
<b>Total Wagers</b>		<b>76,154,507</b>	<b>N/A</b>		<b>74,608,844</b>	<b>N/A</b>	<b>-2.03%</b>	<b>N/A</b>	<b>-2.03%</b>	<b>N/A</b>
<b>Retama Park</b>										
Live	0	0	\$ -	0	0	N/A	N/A	N/A	N/A	N/A
Simulcast Same-Species	154	17,318,112	\$ 112,455	153	17,673,979	\$ 115,516	2.05%	2.72%	2.05%	2.72%
Simulcast Cross-Species	154	3,190,414	\$ 20,717	153	3,271,959	\$ 21,385	2.56%	3.23%	2.56%	3.23%
Export	0	0	\$ -	0	0	N/A	N/A	N/A	N/A	N/A
<b>Total Wagers</b>		<b>20,508,526</b>	<b>N/A</b>		<b>20,945,938</b>	<b>N/A</b>	<b>2.13%</b>	<b>N/A</b>	<b>2.13%</b>	<b>N/A</b>
<b>Saddle Brook Park</b>										
Live	0	0	\$ -	0	0	\$ -	N/A	N/A	N/A	N/A
Simulcast Same-Species	0	0	\$ -	109	1,964,703	\$ 18,025	100.00%	100.00%	100.00%	100.00%
Simulcast Cross-Species	0	0	\$ -	65	75,571	\$ 1,163	100.00%	100.00%	100.00%	100.00%
Export	0	0	\$ -	0	0	\$ -	N/A	N/A	N/A	N/A
<b>Total Wagers</b>		<b>0</b>	<b>\$ -</b>		<b>2,040,275</b>	<b>N/A</b>	<b>100.00%</b>	<b>N/A</b>	<b>100.00%</b>	<b>N/A</b>
<b>Sam Houston Race Park</b>										
Live	58	6,257,257	\$ 107,884	57	6,192,318	\$ 108,637	-1.04%	0.70%	-1.04%	0.70%
Simulcast Same-Species	154	29,728,890	\$ 193,045	153	27,280,401	\$ 178,303	-8.24%	-7.64%	-8.24%	-7.64%
Simulcast Cross-Species	154	8,430,114	\$ 54,741	153	8,274,160	\$ 54,079	-1.85%	-1.21%	-1.85%	-1.21%
Export	58	47,065,429	\$ 811,473	57	46,348,955	\$ 813,140	-1.52%	0.21%	-1.52%	0.21%
<b>Total Wagers</b>		<b>91,481,691</b>	<b>N/A</b>		<b>88,095,833</b>	<b>N/A</b>	<b>-3.70%</b>	<b>N/A</b>	<b>-3.70%</b>	<b>N/A</b>
<b>All Horse Racetracks</b>										
Live	89	15,123,380	\$ 169,926	89	14,604,709	\$ 164,098	-3.43%	-3.43%	-3.43%	-3.43%
Simulcast Same-Species	550	91,816,269	\$ 166,939	656	90,412,371	\$ 137,824	-1.53%	-17.44%	-1.53%	-17.44%
Simulcast Cross-Species	550	14,050,136	\$ 25,546	612	14,468,066	\$ 23,641	2.97%	-7.46%	2.97%	-7.46%
Export	89	68,618,745	\$ 770,997	89	67,748,415	\$ 761,218	-1.27%	-1.27%	-1.27%	-1.27%
<b>Total Wagers</b>		<b>189,608,530</b>	<b>N/A</b>		<b>187,233,560</b>	<b>N/A</b>	<b>-1.25%</b>	<b>N/A</b>	<b>-1.25%</b>	<b>N/A</b>
<b>Total Wagers Placed in Texas</b>		<b>120,989,786</b>	<b>N/A</b>		<b>119,485,146</b>	<b>N/A</b>	<b>-1.24%</b>	<b>N/A</b>	<b>-1.24%</b>	<b>N/A</b>
<b>Total Wagers Placed on Texas Races</b>		<b>83,742,125</b>	<b>N/A</b>		<b>82,353,124</b>	<b>N/A</b>	<b>-1.66%</b>	<b>N/A</b>	<b>-1.66%</b>	<b>N/A</b>

2012 Wagers by Source



2013 Wagers by Source



**Texas Racing Commission**  
 Report on Racetrack Inspection Activities  
 June 11, 2013

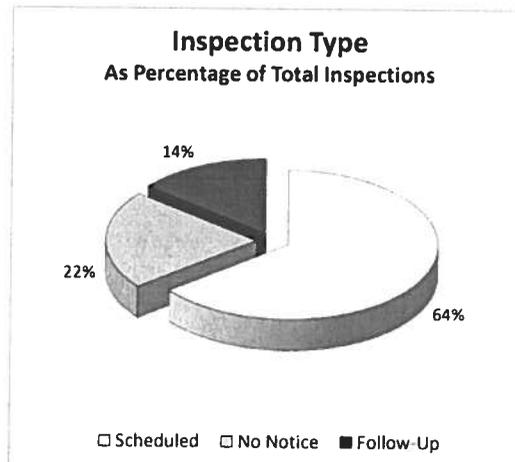
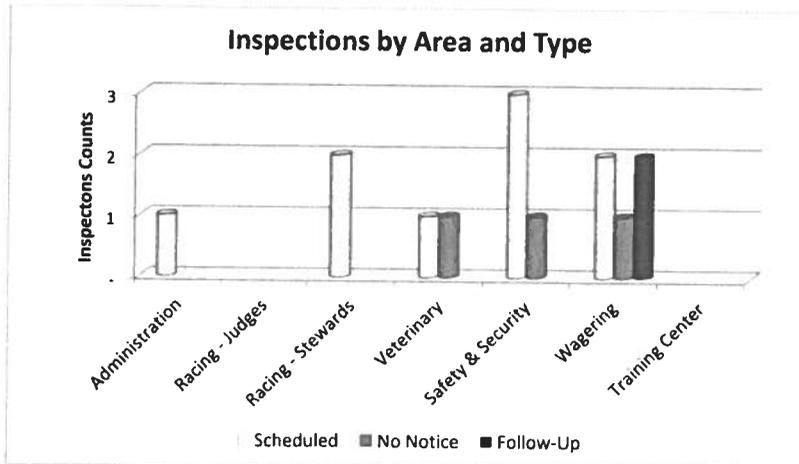
Summary of Inspections Performed For The Period of March 22, 2013 thru May 1, 2013					
Track	Area of Inspection	Date of Inspection	Number of Unsatisfactory Items	Track Remediation	Remaining Unsatisfactory Items
Sam Houston Race Park	Security	3/22/2013	0		
	Stewards	4/4/2013	0		
	Security	5/1/2013	0		
	Veterinary	5/3/2013	1		*1
Lone Star Park	Security	4/3/2013	0		
	Veterinary	4/3/2013	0		
	Wagering	4/4/2013	0		
	Stewards	4/10/2013	0		
Gulf Greyhound Park	Wagering	4/11/2013	1		
	Wagering	5/15/2013	(Follow-up from 4/11/13)	1	0
Valley Race Park	Wagering	4/18/2013	0		
	Security	5/10/2013	0		
Gillespie County Fair	Wagering	5/13/2013	(Follow-up from 2/18/13)	1	0
Gulf Coast Racing	Admin	5/16/2013	0		

\*Test Barn wash rack area requires repair to level flooring and replace broken floor mat - SHRP working to remedy unsatisfactory item before start of next live meet in January 2014.

Inspection Counts by Area and Type				
Area of Inspection	Scheduled	No Notice	Follow-Up	Totals
Administration	1			1
Racing - Judges				
Racing - Stewards	2			2
Veterinary	1	1		2
Safety & Security	3	1		4
Wagering	2	1	2	5
Training Center				
<b>TOTAL INSPECTIONS</b>	<b>9</b>	<b>3</b>	<b>2</b>	<b>14</b>

**Important Notes Regarding Inspections at Racetracks:**

- 1) Scheduled inspections typically occur before the beginning of each race meet. No Notice inspections typically are planned to occur during the middle of a meet, but may occur at any time.
- 2) Follow-Up inspections are performed when a Scheduled or No Notice inspection identifies an unsatisfactory item. The Follow-Up inspection is performed after the association has had an opportunity to remedy any unsatisfactory item initially reported.



**Texas Racing Commission  
Enforcement Report  
Selected Regulatory Statistics  
April 1, 2013 – May 31, 2013**

	GREYHOUND	HORSE	NOTES
# of Live Race Performances/Days	52	51	
# of Live Races	708	473	
# of Animals Inspected	5,588	3,756	
# of Samples	704	956	
# of Animal Drug Positives	0	29	Horse - 11 Class 4 violations (2 flunixin and 9 clenbuterol) and 18 incidents of phenylbutazone, an otherwise permitted medication, at levels above the permitted concentration.
% of Samples Testing Positive	0%	3.03%	
# of Simulcast Days	157	261	
# of Simulcast Races	49,109	78,688	
# of Import and Export Requests	72	296	
# of New Licenses Issued	540		
# of Licenses Renewed	1138		
# of Gate, Barn, and Kennel Searches	19		
# of Administrative Investigations	56		
# of Rulings	4	66	
# of Suspensions	0	40	
# of Revocations	0	0	
# of Animals DQ'ed for Drug Positive – Purse Redistributed	0	11	
# of Rulings with Fines	4	47	
Total Fines Assessed	\$225.00	\$14,700.00	

CLASSIFICATION OF DRUG POSITIVES: Drugs are classified by their effect on the animals. Class 1 is the most serious for greyhounds and horses. The least serious violations are Class 6 for greyhounds and Class 5 for horses.



# Texas Racing Commission

MAILING ADDRESS: P.O. BOX 12080 - AUSTIN, TX 78711-2080

PHONE: (512) 833-6699 FAX: (512) 833-6907

www.txrc.state.tx.us

## MEMORANDUM

To: Texas Racing Commissioners

From: Chuck Trout, Executive Director

A handwritten signature in blue ink, appearing to read "CT", is written over the name "Chuck Trout" in the "From" field.

Date: June 4, 2013

Subject: Designation by the Commission of an Application Period for Race Dates under Commission Rule 303.41

---

In accordance with Commission Rule 303.41, staff recommends that the Texas Racing Commission open the application period for race dates for January 1 through December 31, 2014; and, January 1 through August 31, 2015.

At the Commission meeting on June 11, 2013, staff recommends that the application period be opened on June 14, 2013, and be closed on July 15, 2013.

- Please note that the Commission has previously allocated some 2014 race dates to several associations. Some associations may request amendments to the existing 2014 dates. Other associations will be requesting 2014 dates for the first time.
- Allowing associations to request dates through the end of Fiscal Year 2015 will enable both the Commission and the associations to develop longer-term budgeting and staffing plans.

CT:SEJ

MOLTZ | MORTON | GLENN  
2013 MAY 28 PM 4: 27  
RECEIVED  
TEXAS RACING  
COMMISSION

William J. Moltz  
(512) 439-2171  
wmoltz@MMandG.com

Travis Oaks Building  
5113 Southwest Parkway, Suite 120  
Austin, TX 78735  
(512) 439-2170  
Facsimile (512) 439-2165

May 28, 2013

Mr. Chuck Trout  
Executive Director  
Texas Racing Commission  
8505 Cross Park Dr., Suite #110  
Austin, Texas 78754

Via Hand Delivery

Re: 2013 Race Dates – Gulf Coast Racing  
Request for Texas Racing Commission Approval of Change

Dear Mr. Trout:

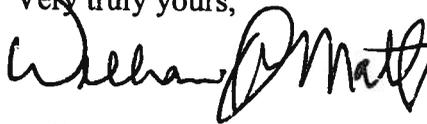
Gulf Coast Racing, LLP (“GCR”) currently has live racing dates approved by the Texas Racing Commission (“TRC”) scheduled for August 27, 2013 through August 31, 2013. These five live racing days are all designated as Charity Days.

As the TRC is well aware, GCR, the other Texas greyhound racetracks, and industry stakeholders (including the Texas Greyhound Association) all recognize that there is a lack of available greyhounds, which makes it difficult to run the scheduled live race meets we have been granted for 2013. Accordingly, GCR is requesting TRC approval to hold charity simulcast racing in lieu of the live races on August 27, 2013 through August 31, 2013. All profits received by GCR on those dates from simulcasting operations would be given to the charities previously identified by GCR with respect to those race dates.

After visiting with the various stakeholders, GCR believes this request is in the best interest of Texas Greyhound racing. The Texas Greyhound Association supports this request.

**Please include this request for discussion and action on the TRC agenda for its next Commission meeting tentatively scheduled for June 11, 2013.**

Very truly yours,



William J. Moltz  
Counsel for Gulf Coast Racing, LLC

WJM/pjp  
cc: Mark Fenner



2013 JUN -4 PM 4: 02

RECEIVED  
TEXAS RACING  
COMMISSION  
Texas Greyhound Association

June 4, 2013

Mr. Chuck Trout  
Executive Director  
Texas Racing Commissioner  
8505 Cross Park Dr., Suite #110  
Austin, Texas 78754

Re: 2013 Race Dates, Gulf Coast Racing

Request for Texas Racing Commission Approval of Change

Dear Mr. Trout:

This letter is in support of Gulf Coast Racing's request to hold charity simulcast racing in lieu of the live races scheduled from August 27, 2013 through August 31, 2013. We are aware that the profits received by Gulf Coast Racing will be given to the charities identified by GCR, with respect to those race dates.

The Texas Greyhound Association believes this will be in the best interest of greyhound racing in Texas.

Sincerely,

Nick James  
Executive Director

Cc: Mark Fenner



## **Texas Racing Commission**

MAILING ADDRESS: P.O. BOX 12080 - AUSTIN, TX 78711-2080

PHONE: (512) 833-6699 FAX: (512) 833-6907

www.txrc.state.tx.us

### **MEMORANDUM**

To: Mark Fenner, General Counsel  
From:  Sammy Jackson, Deputy Director for Finance and Wagering  
Date: May 30, 2013  
Subject: Totalisator Contract between Retama Park and AmTote International

---

Attached to this memorandum is an amendment to the tote contract between Retama Park and AmTote International that has been requested to be placed on the June 11, 2013, Commission Agenda for consideration. The amendment extends the contract previously approved by the Commission through December 31, 2013. Staff has completed a review of the amendment and finds it to be in compliance with the Texas Racing Act and the Texas Rules of Racing.

If you have any questions, please feel free to contact Curley Trahan or me.

Cc: Curley Trahan, Compliance Auditor



May 24, 2013

Mr. Mark Fenner  
General Counsel  
Texas Racing Commission  
P.O. Box 12080  
Austin, TX 78711-2080

Dear Mr. Fenner:

Retama Park respectfully requests that the Commission consider approving the totalisator agreement between Retama Development Corporation and AmTote International at its June 11, 2013 meeting.

The agreement is attached. On May 14, Amendment 4 was executed, extending the agreement through the end of 2013. AmTote has been Retama Park's tote company since it opened in 1995.

Please contact me with any questions.

Thank you for your consideration.

*Steven M. Ross*

Steve Ross  
Director of Racing Operations



**TEXAS RACING COMMISSION**  
**P. O. Box 12080**  
**Austin, TX 78711-2080**

To: Chuck Trout  
Executive Director

June 5, 2013

From: James Blodgett   
Director of Investigations

RE: Ownership Changes Retama Partners Ltd.

On March 21, 2013, the Commission received a request from Retama Partners Ltd. to approve the transfer of the following ownership interests/units.

Estate of Margaret King:

- Margaret King Stanley 5 interests/units (.1245% ownership)
- Creston A. King, Jr. 5 interests/units (.1245% ownership)

Background information for the applicants were forwarded to the Department of Public Safety for investigation.

On April 8, 2013, the Commission received notification from the DPS that no disqualifying information was revealed by the investigation. It is recommended that the application for ownership transfer, as indicated above, be approved.

Retama Partners Ltd.  
P. O. Box 47535  
San Antonio, TX 78265-7535  
210-651-7120 Fax 210-651-7097

2013 MAR 21 PM 2: 22

RECEIVED  
TEXAS RACING  
COMMISSION

March 14, 2013

Mr. Mark Fenner  
Texas Racing Commission  
PO Box 12080  
Austin, TX 78711-2080

Dear Mark:

Enclosed are the documents required for transfer of the following ownership interests/units in Retama Partners Ltd.

- Estate of Margaret King:
  - Margaret King Stanley           5 interests/units (.1245% ownership)
  - Creston A. King, Jr.           5 interests/units (.1245% ownership)

The effective date of these transfers is January 1, 2013. A check for \$75.00 is enclosed to cover the transfer/investigation fees.

Please let me know if you need any further information for approval of this transfer by the Texas Racing Commission. Thanks for your help.

Sincerely,

  
Sharolyn Grammer

Enclosures

June 3, 2013

2013 JUN -4 AM 9: 32

RECEIVED  
TEXAS RACING  
COMMISSION

Mr. Chuck Trout  
Executive Director  
Texas Racing Commission  
8505 Cross Park Drive, #110  
Austin, TX 78754

Re: Transfer of Estate of King Interest

Dear Director Trout:

By this letter, Pinnacle Retama Partners, LLC is advising the Commission that it supports the request of RPL Holdings, Ltd. (formerly known as Retama Partners Ltd.) to approve the change of ownership described in the attached letter to the Commission dated March 14, 2013.

If you have any questions, please don't hesitate to let me know.

Thank you.

Sincerely,



William L. Buffalo  
Vice President & Legal Counsel

WLB/dpw

Attachment

cc: Mark Fenner  
Sharolyn Grammer



8918 Spanish Ridge Avenue, Las Vegas, Nevada 89148  
T 702.541.7777 www.pnkinc.com



**TEXAS RACING COMMISSION  
P. O. Box 12080  
Austin, TX 78711-2080**

To: Chuck Trout  
Executive Director

June 5, 2013

From: James Blodgett   
Director of Investigations

RE: Background Investigation – Hollis Drake Leddy & Geno Iafate

In March, 2013, the Commission received a request from Pinnacle Retama Partners, LLC (PRLLC) to approve Hollis Drake Leddy as a member of PRLLC Management Committee. Additionally, in May, 2013 a second request was made to include Geno Iafate as a member of the committee.

Pursuant to the request for Mr. Leddy, background information was provided to the Department of Public Safety for investigation and on April 17, 2013, the DPS reported the completion of the investigation. Investigative details provided are available for review and consideration by the Commission at this time.

Mr. Iafate had recently undergone a complete DPS background investigation pursuant to a Retama Park ownership transfer that was approved by the Commission on December 18, 2012. Due to this recent investigation, no additional investigation is warranted at this time.

May 10, 2013

**Via E-mail & Overnight UPS**

Mr. Chuck Trout  
Executive Director  
Texas Racing Commission  
8505 Cross Park Drive, #110  
Austin, TX 78754

2013 MAY 13 AM 10:26  
RECEIVED  
TEXAS RACING  
COMMISSION

**Re: Approval of H. Drake Leddy**

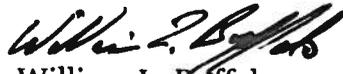
Dear Director Trout:

Pinnacle Retama Partners, LLC, (PRLLC) holder of the Class 1 Racing License related to Retama Park in Selma, Texas respectfully requests the Texas Racing Commission's approval of H. Drake Leddy's application to sit as a member of the Management Committee of PRLLC.

Please let me know if there is anything further you need in order for the request to be brought forward for the Commission's consideration.

Thank you very much for your consideration of this matter.

Sincerely,



William L. Buffalo  
Vice President & Legal Counsel

Cc: Mark Fenner



8918 Spanish Ridge Avenue, Las Vegas, Nevada 89148  
T 702.541.7777 www.pnkinc.com

May 10, 2013

2013 MAY 13 AM 10:26  
RECEIVED  
TEXAS RACING  
COMMISSION

**Via E-mail & Overnight UPS**

Mr. Chuck Trout  
Executive Director  
Texas Racing Commission  
8505 Cross Park Drive, #110  
Austin, TX 78754

**Re: Change to membership of Management Committee of PRLLC**

Dear Director Trout:

Pinnacle Retama Partners, LLC, (PRLLC) holder of the Class 1 Racing License related to Retama Park in Selma, Texas respectfully requests the Texas Racing Commission's approval of the following changes to the membership of the Management Committee of PRLLC:

Keith W. Henson who is currently a member of the Management Committee will resign that position upon the approval by the Texas Racing Commission of Geno Iafrate to be able to sit as a member of the Management Committee.

You may recall that Mr. Iafrate was originally slated to be one of the members of the Management Committee, but because there was no independent member at the time was replaced by Mr. Henson. Upon H. Drake Leddy, a member independent of Pinnacle Entertainment, Inc., becoming a member of the Management Committee of PRLLC, Mr. Henson can resign and Mr. Iafrate, who is an Executive Officer of Pinnacle, can then be named to the Management Committee.

Please let me know if we need to file any additional applications to accomplish this change.

Sincerely,



William L. Buffalo  
Vice President & Legal Counsel

Cc: Mark Fenner



8918 Spanish Ridge Avenue, Las Vegas, Nevada 89148  
T 702.541.7777 www.pnkinc.com



**TEXAS RACING COMMISSION  
P. O. Box 12080  
Austin, TX 78711-2080**

To: Chuck Trout  
Executive Director

June 5, 2013

From: James Blodgett   
Director of Investigations

RE: Background Investigation – Robert Frederick Lannert, Global Gaming LSP, LLC

On November 26, 2012, the Commission received a request from Global Gaming LSP, LLC (Global) to approve Robert Frederick Lannert for appointment to the corporation's management committee replacing Michael Chang. Mr. Lannert is the Chief Operating Officer of Global Gaming Solutions, LLC, which is the 49% owner of Global Gaming LSP, LLC.

Pursuant to this request, background information was provided to the Department of Public Safety for investigation. On April 16, 2013, the DPS reported the completion of this background indicating that no information was discovered that would preclude Mr. Lannert from consideration. The requirements of Commission Rule 309.151 having been met, I recommend that Global's request be considered by the Commission for approval.

CARDWELL, HART & BENNETT, L.L.P.

ATTORNEYS AT LAW

2012 NOV 26 AM 10:39

807 BRAZOS  
SUITE 1001

AUSTIN, TEXAS 78701-2553

RECEIVED  
TEXAS RACING  
COMMISSION

TELEPHONE: (512) 322-0011  
FAX: (512) 322-0808

November 21, 2012

*Via Email and Regular Mail*

Mr. Chuck Trout  
Executive Director  
Texas Racing Commission  
8505 Cross Park Dr. #110  
Austin, Texas 78754

Re: Global Gaming LSP, LLC/Lone Star Park at Grand Prairie

Dear Mr. Trout:

I am writing on behalf of Global Gaming LSP, LLC to inform the Commission that Michael Chang is no longer a member of the management committee of Global Gaming LSP, LLC.

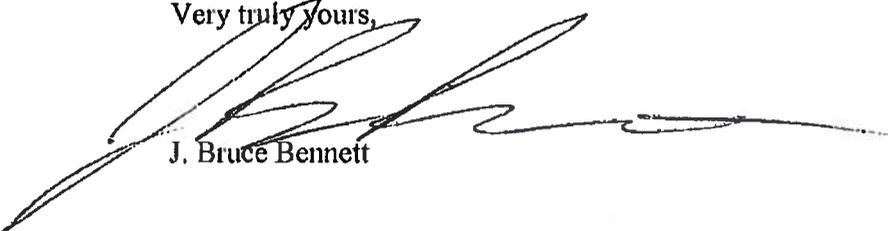
Global Gaming LSP, LLC proposes to fill the vacant position on the management committee with Mr. Robert "Skip" Lannert. Mr. Lannert is the Chief Operating Officer of Global Gaming Solutions, LLC, and 49% owner of Global Gaming LSP, LLC.

To initiate the approval process, Mr. Lannert submitted his personal information disclosure form to the Commission.

Please let me know if you will require any further information.

Thank you.

Very truly yours,

  
J. Bruce Bennett

cc: Mark Fenner  
Ricky Knox  
John Elliott

**TEXAS RACING COMMISSION  
COMMITTEE ON RULES**

Date of Request: March 20, 2013

***Request for Proposed Change to an Existing Rule or  
Addition of a New Rule to the Rules of Racing***

Please submit this information to the attention of the Executive Director *at least 14 days* in advance of the next scheduled Committee on Rules meeting. An electronic form is available to assist in your submission or feel free to add additional pages as necessary in order to provide as much detail as possible. Filing this request does not guarantee that your proposal will be considered by the Committee on Rules.

Texas Racing Commission  
8505 Cross Park Drive, Suite 110  
Austin, TX 78754-4552  
Phone: 512/833-6699 Fax: 512-833-6907  
email: [info@txrc.state.tx.us](mailto:info@txrc.state.tx.us)

**Contact Information:**

Name:	TxRC Staff	Phone(s):	512-833-6699
E-mail address:		Fax number:	512-833-6907
Mailing address:	8505 Cross Park, Suite 110, Austin, TX 78754-4552		

Check appropriate box(s)

<input type="checkbox"/>	Personal Submission <i>OR</i>
<input checked="" type="checkbox"/>	Submission on behalf of <u>TxRC Staff</u> (Name of Organization)

<input checked="" type="checkbox"/>	If known, Proposed Change to Chapter:	Chapter: <u>303</u>	Rule: <u>303.41</u>
<input type="checkbox"/>	If known, Proposed Addition to Chapter:	Chapter: _____	Rule: _____
<input type="checkbox"/>	If known, Other Rules Affected by Proposal:	Chapter: _____	Rule: _____
		Chapter: _____	Rule: _____
		Chapter: _____	Rule: _____
		Chapter: _____	Rule: _____

### **A. Brief Description of the Issue**

The rules currently provide only for the Commission to allocate race dates to associations. On two recent occasions, associations have requested permission to add race dates to their already approved meets, but without sufficient lead time for the Commission to approve those dates. After consultation with the Chairman and Vice Chairman of the Commission, the executive director has approved those race dates, subject to ratification by the full Commission.

### **B. Discussion of the Issue and Problem**

Once or twice per year, the Commission considers and approves requests by Texas racetracks for modifications to their existing race calendars. When the changes are modest and non-controversial, the Commission has readily granted approval. There have been occasions in the past, however, when requests have been more substantive and controversial, requiring the Commission to consider the arguments both for and against the change.

For example, in 2007 Corpus Christi Greyhound Race Track (CCGRT) requested to discontinue the last six weeks of racing during the year in order to increase purse amounts for a 12 week race calendar in 2008. This change was requested in connection with a larger proposal to move from racing on a year-round basis to racing on a seasonal basis. After considering testimony from the interested parties, the Commission rejected the request. CCGRT then closed at the end of 2007.

On the other hand, Sam Houston Race Park's (SHRP's) recent request to move the last two days of racing during its current Thoroughbred meet from Sundays to Mondays was supported by the industry, it did not affect any other racetracks, and it did not affect the agency's budget. As a result of the change, SHRP's handle for those performances increased by approximately \$500,000.

### **C. Possible Solutions and Impact**

The most direct solution to the issue is to modify Rule 303.41, Change in Race Date Allocation. Subsection (h) already provides that the executive secretary may give approval for an association to not conduct racing on a particular race date. However, there is no matching provision for the executive secretary to approve an additional race date. Instead, subsection (j) currently provides that the executive secretary may permit an association to *request* additional live race dates after the Commission has acted on the prior request if certain conditions are met. These conditions include:

- (A) that the additional race dates will enhance the breeding and training industries
- (B) that the failure to request the dates initially was not due to the association's neglect, and
- (C) if the specific requested dates have already been rejected by the Commission, that circumstances have changed sufficiently to merit additional consideration.

Additionally, the association must obtain the approval of all associations affected by the proposed change in race dates.

Amendments to subsection (j) could address this problem by granting the executive secretary the authority to approve requests to add, delete, or modify live race dates under certain circumstances.

#### **D. Support or Opposition**

At the March 26, 2013, Rules Committee meeting, attendees expressed concern about the proposed process of consulting with the chairman and another commissioner before the executive director makes a decision. The attendees also suggested that a requirement be added that an association requesting a change obtain the written support of any other association whose schedule is affected by the change.

The proposed language below has been modified to address these issues.

#### **E. Proposal**

Rule 303.41. Allocation of Race Dates

(j) Change in Race Date Allocation.

(1) The executive secretary may permit an association to request additional live race dates after its request under this section has been acted on by the commission if the executive secretary determines that:

(A) the request includes evidence that granting the additional live race dates will enhance the breeding and training industries for horses or greyhounds;

(B) the association's failure to request the live race dates initially was not due to the association's neglect; and

(C) if the request duplicates a request by the association that has already been denied by the commission, changed circumstances exist that necessitate additional consideration by the commission.

(2) An association may request a change to the live race dates granted by the commission provided the association obtains the approval of all associations that are affected by the proposed change. This subsection applies to any proposed change to the number or format of live race dates.

(3) The executive secretary may approve an association's request to add, delete, or modify live race dates, provided that the request:

(A) does not add any live race dates that are more than fourteen calendar days preceding the start of the Commission-approved race meet or more than fourteen days following the end of the Commission-approved race meet;

(B) is supported in writing by each breed organization affected by the change;

(C) is supported in writing by each association that is affected by the change; and

(D) in the case of a horse racing association, is supported in writing by the horsemen's organization.

(4) In determining whether to approve a request under this subsection, the Commission or the executive secretary may consider the effect that approving the request would have on the workload and budget status of the Commission.

(5) For purposes of this subsection, an allocation of live race performances may be changed in the same manner as a change in the allocation of live race dates.

**TEXAS RACING COMMISSION  
COMMITTEE ON RULES**

Date of Request: March 20, 2013

***Request for Proposed Change to an Existing Rule or  
Addition of a New Rule to the Rules of Racing***

Please submit this information to the attention of the Executive Director *at least 14 days* in advance of the next scheduled Committee on Rules meeting. An electronic form is available to assist in your submission or feel free to add additional pages as necessary in order to provide as much detail as possible. Filing this request does not guarantee that your proposal will be considered by the Committee on Rules.

Texas Racing Commission  
8505 Cross Park Drive, Suite 110  
Austin, TX 78754-4552  
Phone: 512/833-6699 Fax: 512-833-6907  
email: [info@txrc.state.tx.us](mailto:info@txrc.state.tx.us)

**Contact Information:**

Name:	TxRC Staff	Phone(s):	512-833-6699
E-mail address:		Fax number:	512-833-6907
Mailing address:	8505 Cross Park, Suite 110, Austin, TX 78754-4552		

Check appropriate box(s)

Personal Submission *OR*

Submission on behalf of TxRC Staff  
(Name of Organization)

If known, Proposed Change to Chapter: Chapter: 309 Rule: 309.151

If known, Proposed Addition to Chapter: Chapter: \_\_\_\_\_ Rule: \_\_\_\_\_

If known, Other Rules Affected by Proposal: Chapter: \_\_\_\_\_ Rule: \_\_\_\_\_

Chapter: \_\_\_\_\_ Rule: \_\_\_\_\_

Chapter: \_\_\_\_\_ Rule: \_\_\_\_\_

Chapter: \_\_\_\_\_ Rule: \_\_\_\_\_

## **A. Brief Description of the Issue**

The Commission's process for reviewing and approving new ownership interests in racetrack licenses may need adjustment to streamline the process in light of the minute ownership interests currently held by a large number of owners in Retama Park.

## **B. Discussion of the Issue and Problem**

With limited exceptions, the rules currently require prior Commission approval of all changes in ownership, even those involving minute ownership interests. For racetracks with a small number of owners, this has not created a problem. However, in the case of Retama Park, there are over 140 owners, almost all of whom own less than a one percent interest. Further, the Commission's proposed Rule 309.53, Ownership and Management Review of Active Racetrack Licenses, requires fingerprints and background checks only of those owners who hold a 5% or greater interest in the license.

By adjusting the rules to only require prior approval of ownership interests greater than five percent, the Commission will retain direct oversight over those who control each racetrack, while still retaining the background checks necessary to address any issues concerning ownership interests of less than five percent.

## **C. Possible Solutions and Impact**

Rule 309.151, Change of Ownership, Board of Directors, or Management Committee, sets out the requirements for seeking Commission approval of a change of ownership. While the rule requires the prior approval of the Commission for most ownership changes, it deems that certain changes have the prior approval of the Commission, subject to the right of the Commission to object after it has been informed of the transfer and it has performed any background investigation it or the Department of Public Safety requires. These changes include:

- transfers to exempt institutional investors resulting in a less than ten percent ownership interest; and
- transfers to any individual where the transferred interest was registered under the Federal Securities Act and the transfer resulted in an ownership interest of less than five percent.

This process can be adapted to address any ownership change resulting in an ownership interest of less than five percent. However, the Commission may choose to include a fingerprint and background check requirement since these transactions will not involve institutional investors or SEC-regulated transfers.

## **D. Support or Opposition**

At the Rules Committee meeting on March 26, 2013, an attendee requested that the proposal be modified to introduce finality into the process by outlining a timeline under which a person who is not notified of pending issues within a certain timeframe could be certain that approval was final.

The proposal below has been modified to address this concern.

## E. Proposal

### Sec. 309.151. Change of Ownership, Board of Directors, or Management Committee.

(a)-(c) (No change.)

(d) The transfers of pecuniary interests in an association described by this subsection are considered to have the prior approval of the Commission, subject to the right of the Commission to object to the transfer after it is informed of the transfer and has performed any background investigation required by the Commission or the Department of Public Safety. Not later than 10 days after the effective date of a transfer to which this subsection applies, the transferee shall submit to the Commission information regarding the transfer on a form prescribed by the Commission and the Department of Public Safety. If the transferee is not an individual, the form required by this subsection must be submitted for all officers, directors, partners, and members of any management committee of the transferee. The following transfers are considered to have the prior approval of the Commission in accordance with this subsection:

(1) a transfer to an exempt institutional investor of a direct or indirect beneficial ownership interest or a warrant or other option to buy a direct or indirect beneficial ownership interest in an association provided:

(A) following the transfer, the exempt institutional investor owns, directly or indirectly, less than 10% of the total beneficial ownership interests in the association; and

(B) if the transfer results in the investor holding 5.0% or more of the total beneficial ownership interests in the association, the exempt institutional investor provides to the Commission, not later than 10 days after the transfer, a copy of the investor's most recent annual report or, if the report is not available, a copy of the investor's most recent audited financial statements; and

(2) a transfer to any person of a direct or indirect beneficial ownership interest or a warrant or other option to buy a direct or indirect beneficial ownership interest in an association provided that:-

~~(A) the interest was transferred after having been registered under the Federal Securities Act of 1933; and~~

~~(B) following the transfer, the person owns, directly or indirectly, less than 5.0% of the total beneficial ownership interests in the association, and:-~~

(A) the interest was transferred after having been registered under the Federal Securities Act of 1933; or

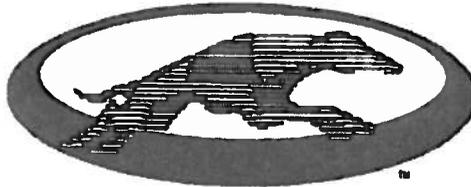
(B) the person is an individual and has submitted:

(i) the person's name, residence address and telephone number, business address and telephone

number, date of birth, physical description, and driver's license number; and

(ii) if requested by the Department of Public Safety, a set of fingerprints in a form approved by the Department.

(3) Upon receipt of the background report from the Department of Public Safety or verification by the Department that no further background check will be required, the executive secretary shall notify the association within 10 days as to whether a transfer under this subsection should be considered approved or whether the executive secretary will seek further review by the Commission.



■ GULF GREYHOUND PARK ■

2013 APR 10 PM 3:18

RECEIVED  
TEXAS RACING  
COMMISSION

**Sally B. Briggs**  
**General Manager**

April 4, 2013

Mr. Chuck Trout  
Texas Racing Commission  
P. O. Box 12080  
Austin, TX 78711-2080

Dear Mr. Trout:

Enclosed please find Request for Proposed Change to an Existing Rule, 309.355(1), Grading System. As you can see by the explanation attached, we are encountering a difficult situation by not being able to offer more than eight (8) mixed races a week. We have discussed this problem with the Texas Racing Commission Judges and feel that this proposed solution will be beneficial.

Thank you for your consideration of presenting this to the Rules Committee.

Yours truly,

Sally B. Briggs  
General Manager

Enclosures

C: Mark Fenner, TRC Legal Counsel  
Sammy Jackson, TRC Deputy Director for Racing and Wagering Review  
Mike Pelletier, TRC Judge  
Ron Godfroy, GGP Director of Racing

**TEXAS RACING COMMISSION  
COMMITTEE ON RULES**

Date of Request: April 4, 2013

***Request for Proposed Change to an Existing Rule or  
Addition of a New Rule to the Rules of Racing***

Please submit this information to the attention of the Executive Director *at least 14 days* in advance of the next scheduled Committee on Rules meeting. An electronic form is available to assist in your submission or feel free to add additional pages as necessary in order to provide as much detail as possible. Filing this request does not guarantee that your proposal will be considered by the Committee on Rules.

Texas Racing Commission  
8505 Cross Park Drive, Suite 110  
Austin, TX 78754-4552  
Phone: 512/833-6699 Fax: 512-833-6907  
email: [info@txrc.state.tx.us](mailto:info@txrc.state.tx.us)

**Contact Information:**

Name:	Sally Briggs	Phone(s):	409/986-9500
E-mail address:	sbriggs@gulfgreyhound.com	Fax number:	409/986-9700
Mailing address:	P. O. Box 488, La Marque, TX 77568		

Check appropriate box(s)

Personal Submission *OR*

Submission on behalf of Gulf Greyhound Park  
(Name of Organization)

<input type="checkbox"/>	If known, Proposed Change to Chapter:	Chapter: _____	Rule: _____
<input checked="" type="checkbox"/>	If known, Proposed Addition to Chapter:	Chapter: <u>309</u>	Rule: <u>355(l)</u>
<input type="checkbox"/>	If known, Other Rules Affected by Proposal:	Chapter: _____	Rule: _____
		Chapter: _____	Rule: _____
		Chapter: _____	Rule: _____
		Chapter: _____	Rule: _____

## **Proposal to change Rule Sec. 309.355 (L)**

- A. Currently Rule Sec. 309.355. Grading System (L) states “The racing secretary may schedule up to eight mixed grade races each week. A mixed grade race must be designated by the letter “T” in the racing program.**
- B. With the current active list of approximately 420 greyhounds, the racing secretary has used the maximum of all eight mixed grade races allowed in a week on several occasions due to the placement of greyhounds by certain owners in multiple kennels. This scenario has made the drawing of the races difficult in accordance with the interpretation of Rule Sec 315.102. Entry Procedure (K) “in a purse race, there may not be more than two double entries.”**
- C. The recommendation is to change of the wording of Rule 309.355 Grading System (L) to increase the number of mixed grade races allowed each week at the Texas Racing Commission Judges’ discretion/approval (as needed) if the active list decreases to a level where additional mixed grade races must be drawn in order to maintain our current racing schedule.**
- D. This rule change has received the support of the TXRC Judges and the kennels at Gulf Greyhound Park in order to continue our live racing product.**
- E. The proposal is to change Rule Sec. 309.355. Grading System. (L) to state “The racing secretary may schedule up to eight mixed grade races each week. Additional mixed grade races can be allowed each week at the TXRC Judges’ discretion as needed in case of a decreased number in the active list of greyhounds.”**

**Sec. 309.355. Grading System.**

(a)-(k) (No change.)

(l) The racing secretary may schedule up to eight mixed grade races each week. The racing judges may approve additional mixed grade races each week if there will otherwise be an insufficient number of greyhounds on the active list to complete the scheduled performances.

A mixed grade race must be designated by the letter "T" in the racing program.

(m)-(o) (No change.)

**Sec. 311.5. License Fees.**

(a) - (c) (No change.)

(d) The fee for an occupational license is as follows:

Type of License.....	1 Year	2 Year	3 Year
	Fee	Fee	Fee
Adoption Program Personnel.....	\$ 25		
Announcer .....	\$ 35		
Apprentice Jockey .....	\$ 75		
Assistant Farrier/Plater/Blacksmith ....	\$ 25		
Assistant Starter.....	\$ 25		
Assistant Trainer.....	\$ 100		
Assistant Trainer/Owner .....	\$ 100		
Association Assistant Management .....	\$ 50		
Association Management Personnel .....	\$ 75		
Association Officer/Director.....	\$ 100		
Association Other .....	\$ 75		
Association Staff.....	\$ 35		
Association Veterinarian.....	\$ 75		
Authorized Agent.....	\$ 15		
Chaplain.....	\$ 25		
Chaplain Assistant .....	\$ 25		
<u>Equine Dental Provider.....</u>	<u>\$ 100</u>		
Exercise Rider.....	\$ 25		
Farrier/Plater/Blacksmith.....	\$ 75		
Groom/Hot Walker.....	\$ 25		
Jockey.....	\$ 100	\$ 200	\$ 300
Jockey Agent .....	\$ 100		
Kennel.....	\$ 75		
Kennel Helper.....	\$ 25		
Kennel Owner.....	\$ 100	\$ 200	\$ 300
Kennel Owner/Owner.....	\$ 100	\$ 200	\$ 300
Kennel Owner/Owner-Trainer.....	\$ 100	\$ 200	\$ 300
Kennel Owner/Trainer.....	\$ 100	\$ 200	\$ 300
Lead-Out.....	\$ 25		
Kennel.....	\$ 75		
Kennel Helper.....	\$ 25		
Kennel Owner.....	\$ 100	\$ 200	\$ 300
Kennel Owner/Owner.....	\$ 100	\$ 200	\$ 300
Kennel Owner/Owner-Trainer.....	\$ 100	\$ 200	\$ 300
Kennel Owner/Trainer.....	\$ 100	\$ 200	\$ 300
Lead-Out.....	\$ 25		
Maintenance.....	\$ 35		
Medical Staff.....	\$ 35		
Miscellaneous.....	\$ 25		
Multiple Owner.....	\$ 35	\$ 70	\$ 105
Mutuel Clerk.....	\$ 35		
Mutuel Other.....	\$ 35		
Owner.....	\$ 100	\$ 200	\$ 300
Owner-Trainer.....	\$ 100	\$ 200	\$ 300
Pony Person.....	\$ 25		

Racing Industry Representative .....	\$ 100.....		
Racing Industry Staff.....	\$ 30.....		
Racing Official.....	\$ 50.....		
Security Officer .....	\$ 30.....		
Stable Foreman .....	\$ 50.....		
Tattooer.....	\$ 100.....		
Test Technician.....	\$ 25.....		
<del>Tooth Floater .....</del>	<del>\$ 100.....</del>		
Trainer .....	\$ 100	\$ 200	\$ 300
Training Facility Employee .....	\$30 .....		
Training Facility General Manager.....	\$ 50.....		
Valet .....	\$ 25.....		
Vendor Concessionaire.....	\$ 100.....		
Vendor/Concessionaire Employee.....	\$30 .....		
Vendor/Totalisator.....	\$ 500.....		
Vendor/Totalisator Employee.....	\$ 50.....		
Veterinarian .....	\$ 100	\$ 200	\$ 300
Veterinarian Assistant.....	\$ 30.....		

**Sec. 311.112. Equine Dental Provider.**

To be eligible to be licensed by the Commission and hold a license as an Equine Dental Provider, an individual must be currently licensed and in good standing with the Texas State Board of Veterinary Medical Examiners.