



TEXAS RACING COMMISSION

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Texas Racing Commission
Tuesday, August 25, 2015
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:

A. Reports by the Executive Director and Staff regarding Administrative Matters

- 1) Budget and Finance Update
- 2) Report on Wagering Statistics
- 3) Inspection and Enforcement Reports

Discussion, consideration and possible action on the following matter:

B. Designation of Members of Rules Committee

IV. PROCEEDINGS ON RACETRACKS

Discussion, consideration and possible action on the following matters:

- A. Allocation of Live Race Dates for Horse Racetracks under Commission Rule 303.41 for the Period beginning January 1, 2016, and ending August 31, 2017
- B. Request by Sam Houston Race Park that the Commission Designate an Application Period for Race Dates under Commission Rule 303.41
- C. Request by Valley Race Park to Amend its Live Racing Schedule

V. REQUEST TO LEGISLATIVE BUDGET BOARD

Discussion, consideration and possible action on the following matter:

- A. Ratification of Request to Legislative Budget Board for Approval to Expend Funds under Texas Racing Commission Rider 7, HB 1, General Appropriations Act, 84th Legislature, Regular Session, 2015.

VI. PROCEEDINGS ON RULEMAKING

Discussion, consideration and possible action on the following matters:

- A. Rule Proposals
 - 1) Proposal for New Rule 321.322, Triple Trifecta
 - 2) Proposal to Amend Rule 311.1, Occupational Licenses
 - 3) Proposal to Amend Rule 311.104, Trainers
 - 4) Proposal to Amend Rule 313.110, Coupled Entries
- B. Adoption of Rule Proposals
 - 1) Adoption of Amendment to Rule 309.8, Racetrack License Fees
 - 2) Adoption of New Rule 309.365, Breakage
 - 3) Adoption of Amendment to Rule 315.111, Schooling
 - 4) Adoption of Amendment to Rule 319.1, Purpose and Definitions
 - 5) Proposals Related to Safety Equipment
 - a) Adoption of Amendment to Rule 311.216, Conduct in Stable Area
 - b) Adoption of New Rule 311.218, Safety Equipment
 - c) Adoption of Amendment to Rule 313.405, Whips and Other Equipment
 - d) Adoption of Amendment to Rule 313.406, Colors and Number
 - 6) Adoption of Amendment to Rule 313.406, Colors and Number
 - 7) Adoption of Amendment to Rule 311.101, Horse Owners

- 8) Adoption of Amendment to Rule 311.102, Greyhound Owners

Adoption of Amendments and Repeals of Rules Related to Historical Racing.

- 9) Adoption of Amendment to Rule 301.1, Definitions
- 10) Adoption of Amendment to Rule 303.31, Regulation of Racing
- 11) Adoption of Amendment to Rule 303.42, Approval of Charity Race Days
- 12) Adoption of Amendment to Rule 309.8, Racetrack License Fees
- 13) Adoption of Amendment to Rule 309.297, Purse Accounts
- 14) Adoption of Amendment to Rule 309.299, Horsemen's Representative
- 15) Adoption of Amendment to Rule 309.361, Greyhound Purse Account and Kennel Account
- 16) Adoption of Amendment to Rule 321.5, Pari-Mutuel Auditor
- 17) Adoption of Amendment to Rule 321.12, Time Synchronization
- 18) Adoption of Amendment to Rule 321.13, Pari-Mutuel Track Report
- 19) Adoption of Amendment to Rule 321.23, Wagering Explanations
- 20) Adoption of Amendment to Rule 321.25, Wagering Information
- 21) Adoption of Amendment to Rule 321.27, Posting of Race Results
- 22) Adoption of Repeal of Subchapter F, Regulation of Historical Racing, including the Repeal of the Following Rules:
 - a) Rule 321.701, Purpose
 - b) Rule 321.703, Historical Racing
 - c) Rule 321.705, Request to Conduct Historical Racing
 - d) Rule 321.707, Requirements for Operating a Historical Racing Totalisator System
 - e) Rule 321.709, Types of Pari-Mutuel Wagers for Historical Racing
 - f) Rule 321.711, Historical Racing Pools; Seed Pools
 - g) Rule 321.713, Deductions from Pari-Mutuel Pools
 - h) Rule 321.715, Contract Retention, Pari-Mutuel Wagering Record Retention
 - i) Rule 321.717, Effect of Conflict
 - j) Rule 321.719, Severability

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 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 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. SCHEDULING OF NEXT COMMISSION MEETING

IX. ADJOURN

Texas Racing Commission

FYE 08/31/2015
Operating Budget Status
by LBB Expenditure Object/Codes

OBS-1

Strategy	Program Description	FY 2015 Annual Budget	FY 2015 Expended Thru 7/31/2015	FY 2015 Unexpended Bal 8/31/2015	With 91.7% of Year Lapsed % of Budget Expended
<i>Appropriated</i> A.1.1.	(0.50) FTE's = 4.50 <u>Regulate Racetrack Owners</u>				
Base Appr =	1001 Salaries and Wages	333,985.29	300,574.46	33,410.83	90.00%
\$ 400,839.00	1002 Other Personnel Cost	12,379.88	10,005.05	2,374.83	80.82%
Sup Appr =	2001 Prof Fees and Services	-	-	-	
\$ 9,618.00	2003 Consumables	-	592.08	(592.08)	0.00%
Total Appr =	2004 Utilities	-	-	-	
\$ 410,457.00	2005 Travel	9,250.00	7,880.44	1,369.56	85.19%
Budgeted =	2006 Rent Building	-	-	-	
\$ 370,315.17	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	14,700.00	16,340.05	(1,640.05)	111.16%
(40,141.83)	CB Computer Equipment	-	-	-	
-10.01%	Total Strategy A.1.1.	370,315.17	335,392.08	34,923.09	90.57%
<i>Appropriated</i> A.2.1.	0 FTE's = 0 <u>Texas Bred Incentive</u>				
	ATB Money Expended	3,475,000.00	3,033,674.07	441,325.93	87.30%
3,475,000.00	Total Strategy A.2.1.	3,475,000.00	3,033,674.07	441,325.93	87.30%
<i>Appropriated</i> A.3.1.	0.60 FTE's = 9.30 <u>Supervise Racing and Licensees</u>				
Base Appr =	1001 Salaries and Wages	573,178.70	512,522.65	60,656.05	89.42%
\$ 591,228.00	1002 Other Personnel Cost	41,645.40	32,264.77	9,380.63	77.47%
Sup Appr =	2001 Prof Fees and Services	10,000.00	8,854.71	1,145.29	88.55%
\$ 16,911.00	2003 Consumables	-	-	-	
Total Appr =	2004 Utilities	-	3,445.20	(3,445.20)	
\$ 608,139.00	2005 Travel	50,420.00	35,366.29	15,053.71	70.14%
Budgeted =	2006 Rent Building	-	-	-	
\$ 679,144.10	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	3,900.00	3,110.81	789.19	79.76%
71,005.10	CB Computer Equipment	-	-	-	
12.01%	Total Strategy A.3.1.	679,144.10	595,564.43	83,579.67	87.69%
<i>Appropriated</i> A.3.2.	(0.50) FTE's = 3.70 <u>Monitor Occupational Licensee Act.</u>				
Base Appr =	1001 Salaries and Wages	195,472.18	170,342.10	25,130.08	87.14%
\$ 271,136.00	1002 Other Personnel Cost	26,080.96	26,207.48	(126.52)	100.49%
Sup Appr =	2001 Prof Fees and Services	1,000.00	455.88	544.12	45.59%
\$ 5,879.00	2003 Consumables	2,500.00	331.79	2,168.21	13.27%
Total Appr =	2004 Utilities	-	-	-	
\$ 277,015.00	2005 Travel	35,019.00	30,479.62	4,539.38	87.04%
Budgeted =	2006 Rent Building	-	-	-	
\$ 263,572.14	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	3,500.00	1,988.04	1,511.96	56.80%
\$ (13,442.86)	CB Computer Equipment	-	-	-	
-4.96%	Total Strategy A.3.2.	263,572.14	229,804.91	33,767.23	87.19%
<i>Appropriated</i> A.4.1.	0.50 FTE's = 3.10 <u>Inspect and Provide Emerg. Care</u>				
Base Appr =	1001 Salaries and Wages	204,967.64	180,927.47	24,040.17	88.27%
\$ 292,515.00	1002 Other Personnel Cost	8,174.51	17,001.69	(8,827.18)	207.98%
Sup Appr =	2001 Prof Fees and Services	92,500.00	66,277.34	26,222.66	71.65%
\$ 5,465.00	2003 Consumables	-	138.17	(138.17)	
Total Appr =	2004 Utilities	-	-	-	
\$ 297,980.00	2005 Travel	21,783.00	16,410.52	5,372.48	75.34%
Budgeted =	2006 Rent Building	-	-	-	
\$ 331,575.15	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	4,150.00	4,893.12	(743.12)	117.91%
\$ 33,595.15	CB Computer Equipment	-	-	-	
11.48%	Total Strategy A.4.1.	331,575.15	285,648.31	45,926.84	86.15%

Texas Racing Commission

FYE 08/31/2015
Operating Budget Status
by LBB Expenditure Object/Codes

OBS-2

Strategy	Program Description	FY 2015 Annual Budget	FY 2015 Expended Thru 7/31/2015	FY 2015 Unexpended Bal 8/31/2015	With 91.7% of Year Lapsed % of Budget Expended
<i>Appropriated</i> A.4.2.	0.50 FTE's = <u>Administer Drug Testing</u> 4.30				
Base Appr =	1001 Salaries and Wages	248,259.07	225,028.32	23,230.75	90.64%
\$ 248,903.00	1002 Other Personnel Cost	10,688.89	11,227.42	(538.53)	105.04%
Sup Appr =	2001 Prof Fees and Services	-	-	-	
\$ 7,577.00	2003 Consumables	-	-	-	
Total Appr =	2004 Utilities	-	-	-	
\$ 256,480.00	2005 Travel	17,184.00	18,488.94	(1,304.94)	107.59%
Budgeted =	2006 Rent Building	-	-	-	
\$ 280,831.95	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	4,700.00	3,197.83	1,502.17	68.04%
\$ 24,351.95	CB Computer Equipment	-	-	-	
9.78%	Total Strategy A.4.2.	280,831.95	257,942.51	22,889.44	91.85%
<i>Appropriated</i> B.1.1.	(0.60) FTE's = <u>Occupational Licensing</u> 7.10				
Base Appr =	1001 Salaries and Wages	266,847.21	242,759.05	24,088.16	90.97%
\$ 537,680.00	1002 Other Personnel Cost	18,592.71	17,304.74	1,287.97	93.07%
Sup Appr =	2001 Prof Fees and Services	-	-	-	
\$ 9,780.00	2003 Consumables	5,000.00	1,370.95	3,629.05	27.42%
Total Appr =	2004 Utilities	-	-	-	
\$ 547,460.00	2005 Travel	32,400.00	27,119.95	5,280.05	83.70%
Budgeted =	2006 Rent Building	-	-	-	
\$ 516,339.92	2007 Rent Machine	8,000.00	6,507.28	1,492.72	81.34%
Difference	2009 Other Operating Cost	185,500.00	89,971.90	95,528.10	48.50%
\$ (31,120.08)	CB Computer Equipment	-	-	-	
-5.79%	Total Strategy B.1.1.	516,339.92	385,033.87	131,306.05	74.57%
<i>Appropriated</i> B.1.2.	- FTE's = <u>Texas OnLine</u> 0				
Base Appr =	1001 Salaries and Wages	-	-	-	
\$ 22,500.00	1002 Other Personnel Cost	-	-	-	
Sup Appr =	2001 Prof Fees and Services	-	-	-	
\$ -	2003 Consumables	-	-	-	
Total Appr =	2004 Utilities	-	-	-	
\$ 22,500.00	2005 Travel	-	-	-	
Budgeted =	2006 Rent Building	-	-	-	
\$ 22,500.00	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	22,500.00	16,206.00	6,294.00	72.03%
\$ -	CB Computer Equipment	-	-	-	
0.00%	Total Strategy B.1.2.	22,500.00	16,206.00	6,294.00	72.03%
<i>Appropriated</i> C.1.1.	(0.20) FTE's = <u>Monitor Wagering and Audit</u> 4.80				
Base Appr =	1001 Salaries and Wages	275,344.37	223,007.33	52,337.04	80.99%
\$ 321,110.00	1002 Other Personnel Cost	13,130.17	48,143.86	(35,013.69)	366.67%
Sup Appr =	2001 Prof Fees and Services	-	-	-	
\$ 8,513.00	2003 Consumables	1,000.00	-	1,000.00	0.00%
Total Appr =	2004 Utilities	-	-	-	
\$ 329,623.00	2005 Travel	21,100.00	15,700.88	5,399.12	74.41%
Budgeted =	2006 Rent Building	-	-	-	
\$ 326,774.53	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	16,200.00	9,546.00	6,654.00	58.93%
\$ (2,848.47)	CB Computer Equipment	-	-	-	
-0.89%	Total Strategy C.1.1.	326,774.53	296,398.07	30,376.46	90.70%

Texas Racing Commission

FYE 08/31/2015

OBS-3

Operating Budget Status
by LBB Expenditure Object/Codes

Strategy	Program Description	FY 2015 Annual Budget	FY 2015 Expended Thru 7/31/2015	FY 2015 Unexpended Bal 8/31/2015	With 91.7% of Year Lapsed % of Budget Expended
<i>Appropriated</i> C.1.2.	- FTE's = 3.00 <u>Wagering & Compliance Inspections</u>				
Base Appr =	1001 Salaries and Wages	143,971.65	99,083.15	44,888.50	68.82%
\$ 242,242.00	1002 Other Personnel Cost	5,339.57	5,421.76	(82.19)	101.54%
Sup Appr =	2001 Prof Fees and Services	39,000.00	24,970.00	14,030.00	64.03%
\$ 4,383.00	2003 Consumables	1,000.00	-	1,000.00	0.00%
Total Appr =	2004 Utilities	-	-	-	
\$ 246,625.00	2005 Travel	16,000.00	11,133.00	4,867.00	69.58%
Budgeted =	2006 Rent Building	-	-	-	
\$ 206,211.23	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	900.00	639.84	260.16	71.09%
\$ (40,413.77)	CB Computer Equipment	-	-	-	
-16.68%	Total Strategy C.1.2.	206,211.23	141,247.75	64,963.48	68.50%
<i>Appropriated</i> D.1.1.	0.20 FTE's = 7.00 <u>Central Administration</u>				
Base Appr =	1001 Salaries and Wages	409,368.44	355,839.46	53,528.98	86.92%
\$ 730,012.00	1002 Other Personnel Cost	21,286.67	14,673.70	6,612.97	68.93%
Sup Appr =	2001 Prof Fees and Services	20,500.00	19,379.78	1,120.22	94.54%
\$ 11,900.00	2003 Consumables	12,500.00	11,638.17	861.83	93.11%
Total Appr =	2004 Utilities	58,000.00	44,165.58	13,834.42	76.15%
\$ 741,912.00	2005 Travel	23,500.00	11,475.58	12,024.42	48.83%
Budgeted =	2006 Rent Building	86,250.00	85,817.59	432.41	99.50%
\$ 735,830.10	2007 Rent Machine	1,500.00	1,229.20	270.80	81.95%
Difference	2009 Other Operating Cost	102,925.00	74,663.13	28,261.87	72.54%
\$ (6,081.90)	CB Computer Equipment	-	-	-	0.00%
-0.83%	Total Strategy D.1.1.	735,830.10	618,882.19	116,947.91	84.11%
<i>Appropriated</i> D.1.2.	- FTE's = 4.80 <u>Information Resources</u>				
Base Appr =	1001 Salaries and Wages	304,548.36	232,392.10	72,156.26	76.31%
\$ 507,335.00	1002 Other Personnel Cost	14,359.35	14,990.98	(631.63)	104.40%
Sup Appr =	2001 Prof Fees and Services	56,000.00	30,478.49	25,521.51	54.43%
\$ 9,277.00	2003 Consumables	15,000.00	4,199.00	10,801.00	27.99%
Total Appr =	2004 Utilities	1,200.00	861.08	338.92	71.76%
\$ 516,612.00	2005 Travel	4,500.00	1,180.53	3,319.47	26.23%
Budgeted =	2006 Rent Building	2,700.00	336.00	2,364.00	12.44%
\$ 521,708.71	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	103,401.00	49,517.45	53,883.55	47.89%
\$ 5,096.71	CB Computer Equipment	20,000.00	19,424.80	575.20	97.12%
1.00%	Total Strategy D.1.2.	521,708.71	353,380.43	168,328.28	67.74%
<i>Appropriated</i> D.1.3.	- FTE's = 51.60 <u>Other Support Services</u>				
Base Appr =	1001 Salaries and Wages	-	-	-	
\$ 7,640,500.00	1002 Other Personnel Cost	-	-	-	
Sup Appr =	2001 Prof Fees and Services	-	-	-	
\$ 89,303.00	2003 Consumables	-	-	-	
Total Appr =	2004 Utilities	-	-	-	
\$ 7,729,803.00	2005 Travel	-	-	-	
Budgeted =	2006 Rent Building	-	-	-	
\$ 7,729,803.00	2007 Rent Machine	-	-	-	
Difference	2009 Other Operating Cost	-	-	-	
\$ 0.00	CB Computer Equipment	-	-	-	
0.00%	Total Strategy D.1.3.	-	-	-	
\$ 4,254,803	Regulatory Program Operating Budget	4,254,803.00	3,515,500.55	739,302.45	82.62%
\$ 3,475,000	TX Bred Program Operating Budget	3,475,000.00	3,033,674.07	441,325.93	87.30%
\$ 7,729,803	Total M.O.F. (TXRC Acct. 597 & GR)	7,729,803.00	6,549,174.62	1,180,628.38	84.73%
	Total All Programs Operating Budget				

Texas Racing Commission

FYE 08/31/2015
Operating Budget Status
by LBB Expenditure Object/Codes

OBS-4

Strategy	Program Description	FY 2015 Annual Budget	FY 2015 Expended Thru 7/31/2015	FY 2015 Unexpended Bal 8/31/2015	With 91.7% of Year Lapsed % of Budget Expended
\$ -	FTE's = 51.60				
<i>Appropriated</i>	Direct Expense of Regulatory Programs				
	1001 Salaries and Wages	2,955,942.90	2,542,476.09	413,466.81	86.01%
	1002 Other Personnel Cost	171,678.10	197,241.45	(25,563.35)	114.89%
	2001 Prof Fees and Services	219,000.00	150,416.20	68,583.80	68.68%
	2003 Consumables	37,000.00	18,270.16	18,729.84	49.38%
	2004 Utilities	59,200.00	48,471.86	10,728.14	81.88%
	2005 Travel	231,156.00	175,235.75	55,920.25	75.81%
	2006 Rent Building	88,950.00	86,153.59	2,796.41	96.86%
	2007 Rent Machine	9,500.00	7,736.48	1,763.52	81.44%
	2009 Other Operating Cost	462,376.00	270,074.17	192,301.83	58.41%
	CB Computer Equipment	20,000.00	19,424.80	575.20	97.12%
\$ 4,254,803	Total Direct Expense of Regulatory Program	4,254,803.00	3,515,500.55	739,302.45	82.62%
\$ 3,475,000	FTE's = - Direct Expense of TX Bred Program	3,475,000.00	3,033,674.07	441,325.93	87.30%
\$ 7,729,803	FTE's = 51.60 Total Direct Expense of All Programs	7,729,803.00	6,549,174.62	1,180,628.38	84.73%
\$ -	Indirect Expense of All Programs				
<i>Un-Appropriated</i>	OASI Match	229,141.49	199,115.22	30,026.27	86.90%
	Group Insurance	321,472.61	254,665.69	66,806.92	79.22%
	State Retirement	224,283.22	163,603.23	60,679.99	72.94%
	Benefit Replacement	13,000.00	9,183.19	3,816.81	70.64%
	ERS Retiree Insurance	260,000.00	246,984.47	13,015.53	94.99%
	SWCAP GR Reimburse	30,000.00	27,410.00	2,590.00	91.37%
	Unemployment Cost	10,000.00	-	10,000.00	0.00%
	Other	-	-	-	-
\$ 1,087,897	Total Indirect Expense of All Programs	1,087,897.32	900,961.80	186,935.52	82.82%
\$ 8,817,700	Total Direct and Indirect Expense of All Programs	8,817,700.32	7,450,136.42	1,367,563.90	84.49%

Source Of Funds	Agency Method Of Finance	FY 2015 Projected Revenue	FY 2015 Actual Revenue Thru 7/31/2015	N/A	With 91.7% of Year Lapsed % of Revenue Collected
	Regulatory Program MOF:				
Acct. 597	Cash Balance Carry Forward	\$ 915,420.05	\$ 915,420.05		n/a
Acct. 597	Live Race Day Fees	\$ -	\$ -		
Acct. 597	Simulcast Race Day Fees	\$ -	\$ -		
Acct. 597	Annual License Fees (Active & Inactive)	\$ 4,191,244.00	\$ 3,937,807.00		93.95%
Acct. 597	Outs	\$ -	\$ -		
Acct. 597	Occupational License Fees and Fines	\$ 747,458.00	\$ 720,061.64		96.33%
Acct. 597	Other Revenue	\$ 23,867.00	\$ 19,902.57		83.39%
Acct. 1	GR Funds	\$ -	\$ -		
	Sub-Total Regulatory Prgm. MOF	\$ 5,877,989.05	\$ 5,593,191.26		95.15%
	Texas Bred Program MOF:				
Acct. 597	Cash Balance Carry Forward	\$ -	\$ -		
Acct. 597	Breakage and 1% Exotic	\$ 3,475,000.00	\$ 3,033,674.07		87.30%
Acct. 597	Other	\$ -	\$ -		
	Sub-Total Texas Bred Prgm. MOF	\$ 3,475,000.00	\$ 3,033,674.07		87.30%
All Sources	Total MOF	\$ 9,352,989.05	\$ 8,626,865.33		92.24%
	MOF Estimated to Exceed or (Fall-Short of Covering) Direct & Indirect Expenses of Operating Budget	\$ 535,288.73	\$ 1,176,728.91		



Fiscal Year 2015 Operational Budget

Updated: August 12, 2015
Thru: July 31, 2015

Summary of Operating Revenue

By Revenue Type:	Budget	Collected	Suspended	Uncollected Balance	%
Account 597 - Racing Commission - GRD	\$ 9,352,989	\$ 8,626,865	\$ -	\$ 726,124	8%
Account 1 - State of Texas - GR	\$ -	\$ -	\$ -	\$ -	
TOTAL - ALL REVENUES	\$ 9,352,989	\$ 8,626,865	\$ -	\$ 726,124	8%

Summary of Appropriated Operating Expenses

	Budget	Expended	Encumbered	Unexpended Balance	%
1001 - Salaries and Wages:	\$ 2,955,943	\$ 2,542,476	\$ -	\$ 413,467	14%
1002 - Other Personnel Cost:	\$ 171,678	\$ 197,241	\$ -	\$ (25,563)	-15%
2001 - Professional Fees and Services:	\$ 219,000	\$ 150,416	\$ -	\$ 68,584	31%
2003 - Consumable Supplies:	\$ 37,000	\$ 18,270	\$ -	\$ 18,730	51%
2004 - Utilities:	\$ 59,200	\$ 48,472	\$ -	\$ 10,728	18%
2005 - Travel:	\$ 231,156	\$ 175,236	\$ -	\$ 55,920	24%
2006 - Rent Building:	\$ 88,950	\$ 86,154	\$ -	\$ 2,796	3%
2007 - Rent Machine and Other:	\$ 9,500	\$ 7,736	\$ -	\$ 1,764	19%
2009 - Other Operating Expense:	\$ 462,376	\$ 270,074	\$ -	\$ 192,302	42%
4000 - Grants	\$ 3,475,000	\$ 3,033,674	\$ -	\$ 441,326	13%
5000 - Capital Expenditures:	\$ 20,000	\$ 19,425	\$ -	\$ 575	0.00%
TOTAL - ALL APPROPRIATED EXPENDITURES	\$ 7,729,803	\$ 6,549,175	\$ -	\$ 1,180,628	15%

Unappropriated Operating Expenses

Type:	Budget	Expended	Encumbered	Unexpended Balance	%
TOTAL - ALL UNAPPROPRIATED EXPENDITURES	\$ 1,087,897	\$ 900,962	\$ -	\$ 186,936	17%
TOTAL - ALL EXPENDITURES	\$ 8,817,700	\$ 7,450,136	\$ -	\$ 1,367,564	16%
OPERATING SURPLUS / (DEFICIT)	\$ 535,289	\$ 1,176,729			

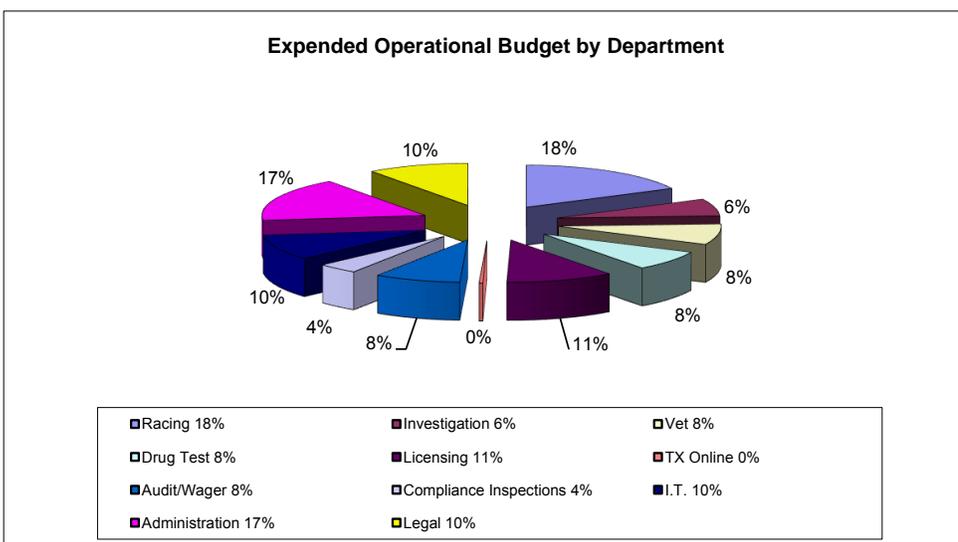
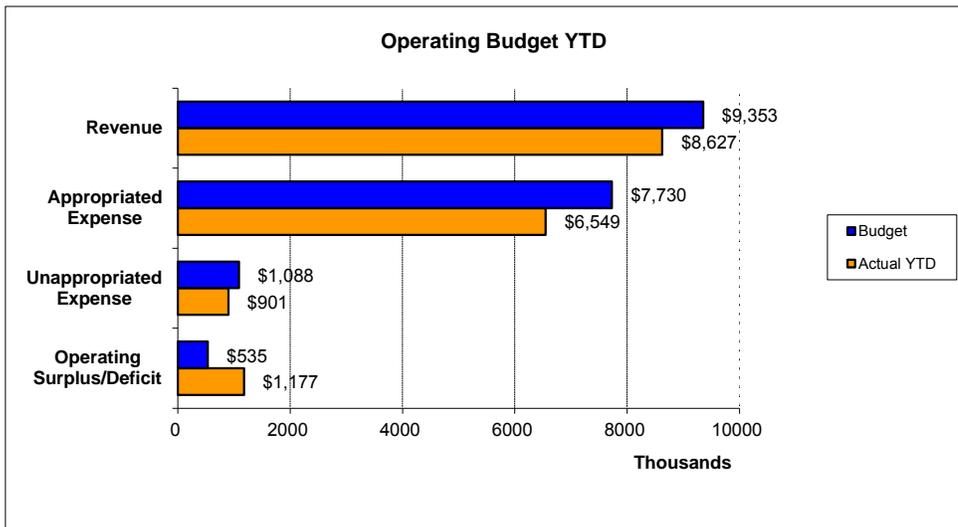
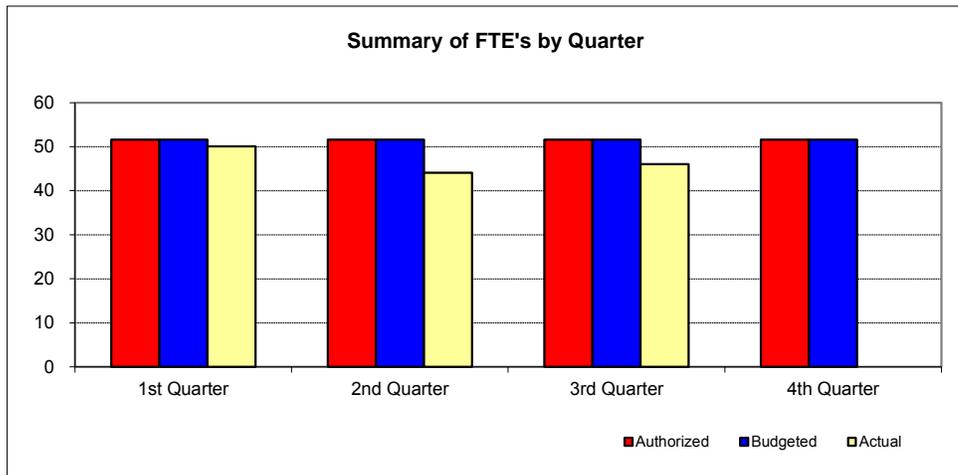
Summary of FTE's

By Fiscal Quarter:	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
Authorized FTE's	51.60	51.60	51.60	51.60
Budgeted FTE's	51.60	51.60	51.60	51.60
Actual FTE's	50.10	44.10	46.00	0.00
Actual FTE's Over / (Under) Budget	(1.50)	(7.50)	(5.60)	n/a
Actual FTE's Over / (Under) Authorization	(1.50)	(7.50)	(5.60)	n/a



Fiscal Year 2015 Operational Budget

Updated: August 12, 2015
Thru: July 31, 2015





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

For the Period: 01/01/14 -08/16/14 to 01/01/15 -08/16/15

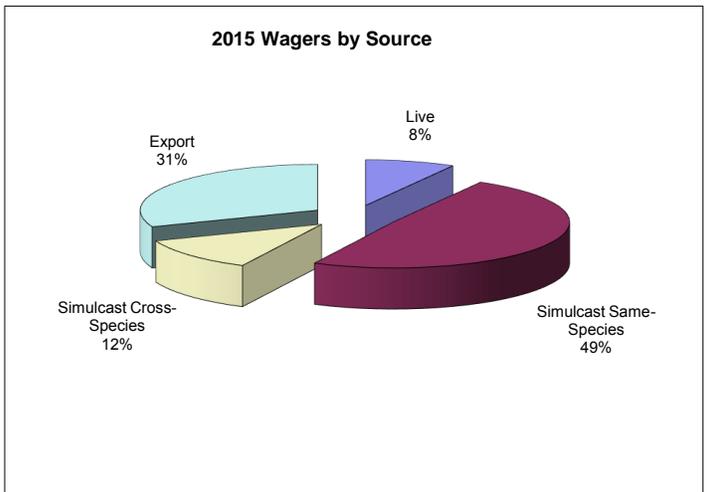
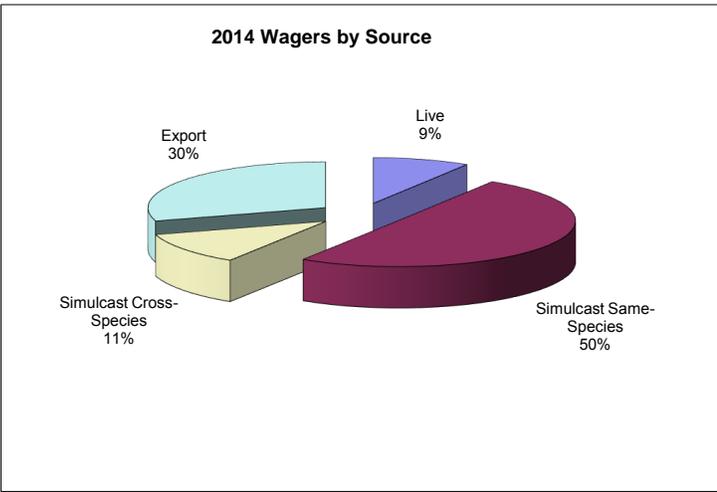
Sources of Wagers	Year 2014 01/01 - 08/16				Year 2015 01/01 -08/16				Percentage Change In	
	# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wagers		
Greyhound Racetracks										
Live	153	4,739,898	\$ 30,980	159	4,414,021	\$ 27,761	-6.88%	-10.39%		
Simulcast Same-Species	589	18,339,819	\$ 31,137	588	17,827,894	\$ 30,320	-2.79%	-2.63%		
Simulcast Cross-Species	589	14,483,754	\$ 24,590	588	13,982,685	\$ 23,780	-3.46%	-3.30%		
Export	153	7,011,412	\$ 45,826	159	7,203,112	\$ 45,303	2.73%	-1.14%		
Total Wagers		44,574,883	N/A		43,427,713	N/A	-2.57%	N/A		

Sources of Wagers										
Horse Racetracks										
# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wagers			
Live	132	22,629,515	\$ 171,436	133	21,022,890	\$ 158,067	-7.10%	-7.80%		
Simulcast Same-Species	814	136,719,624	\$ 167,960	816	134,585,589	\$ 164,933	-1.56%	-1.80%		
Simulcast Cross-Species	814	20,338,469	\$ 24,986	816	22,492,823	\$ 27,565	10.59%	10.32%		
Export	126	84,795,495	\$ 672,980	127	88,734,500	\$ 698,697	4.65%	3.82%		
Total Wagers		264,483,103	N/A		266,835,802	N/A	0.89%	N/A		

Sources of Wagers										
All Texas Racetracks										
# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wagers			
Live	285	27,369,413	\$ 96,033	292	25,436,911	\$ 87,113	-7.06%	-9.29%		
Simulcast Same-Species	1,403	155,059,443	\$ 110,520	1,404	152,413,483	\$ 108,557	-1.71%	-1.78%		
Simulcast Cross-Species	1,403	34,822,224	\$ 24,820	1,404	36,475,509	\$ 25,980	4.75%	4.67%		
Export	279	91,806,906	\$ 329,057	286	95,937,612	\$ 335,446	4.50%	1.94%		
Total Wagers		309,057,987	N/A		310,263,514	N/A	0.39%	N/A		

Total Wagers Placed in Texas	217,251,080	N/A	214,325,902	N/A	-1.35%	N/A
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Total Wagers Placed on Texas Races	119,176,320	N/A	121,374,523	N/A	1.84%	N/A
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**Greyhound Racetrack Wagering Statistics
Comparison Report on Total Wagers Placed
in Texas & on Texas Races**

For the Period: 01/01/14 -08/16/14 to 01/01/15 -08/16/15

Sources of Wagers	Year 2014 01/01 - 08/16			Year 2015 01/01 -08/16			Percentage Change In	
	# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager
Gulf Coast Racing								
Live	0	0	N/A	0	0	N/A	N/A	N/A
Simulcast Same-Species	166	5,239,377	\$ 31,563	164	5,533,192	\$ 33,739	5.61%	6.90%
Simulcast Cross-Species	166	2,838,320	\$ 17,098	164	2,857,918	\$ 17,426	0.69%	1.92%
Export	0	0	N/A	0	0	N/A	N/A	N/A
Total Wagers		8,077,696	N/A		8,391,110	N/A	3.88%	N/A

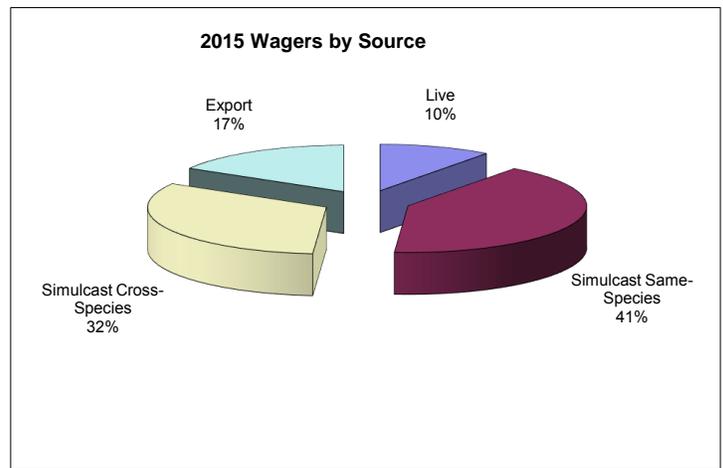
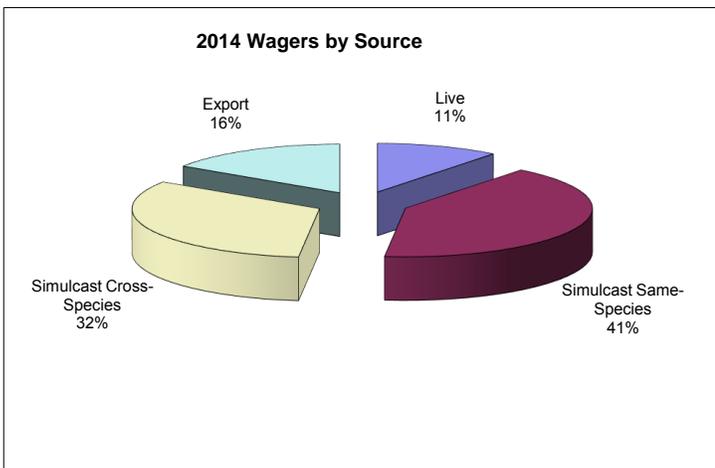
Sources of Wagers								
Gulf Greyhound Park								
Live	153	4,739,898	\$ 30,980	159	4,414,021	\$ 27,761	-6.88%	-10.39%
Simulcast Same-Species	227	7,953,702	\$ 35,038	228	7,273,191	\$ 31,900	-8.56%	-8.96%
Simulcast Cross-Species	227	7,045,633	\$ 31,038	228	7,182,032	\$ 31,500	1.94%	1.49%
Export	153	7,011,412	\$ 45,826	159	7,203,112	\$ 45,303	2.73%	-1.14%
Total Wagers		26,750,645	N/A		26,072,356	N/A	-2.54%	N/A

Sources of Wagers								
Valley Race Park								
Live	0	0	N/A	0	0	\$ -	N/A	N/A
Simulcast Same-Species	196	5,146,741	\$ 26,259	196	5,021,511	\$ 25,620	-2.43%	-2.43%
Simulcast Cross-Species	196	4,599,802	\$ 23,468	196	3,942,735	\$ 20,116	-14.28%	-14.28%
Export	0	0	N/A	0	0	N/A	N/A	N/A
Total Wagers		9,746,542	N/A		8,964,246	N/A	-8.03%	N/A

Sources of Wagers								
All Greyhound Racetracks								
Live	153	4,739,898	\$ 30,980	159	4,414,021	\$ 27,761	-6.88%	-10.39%
Simulcast Same-Species	589	18,339,819	\$ 31,137	588	17,827,894	\$ 30,320	-2.79%	-2.63%
Simulcast Cross-Species	589	14,483,754	\$ 24,590	588	13,982,685	\$ 23,780	-3.46%	-3.30%
Export	153	7,011,412	\$ 45,826	159	7,203,112	\$ 45,303	2.73%	-1.14%
Total Wagers		44,574,883	N/A		43,427,713	N/A	-2.57%	N/A

Total Wagers Placed in Texas		37,563,472	N/A		36,224,600	N/A	-3.56%	N/A
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Total Wagers Placed on Texas Races		11,751,310	N/A		11,617,134	N/A	-1.14%	N/A
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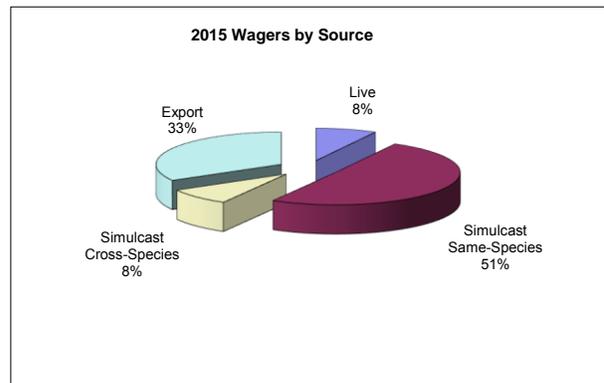
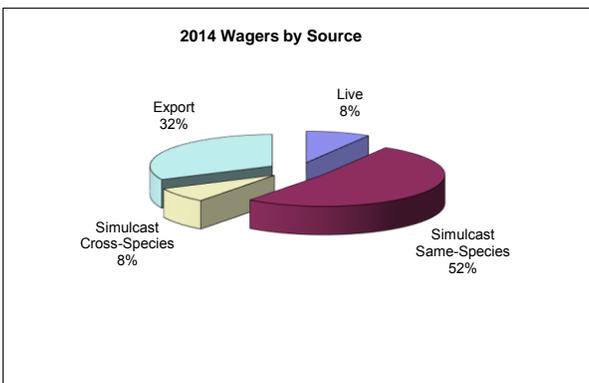


**Horse Racetrack Wagering Statistics
Comparison Report on Total Wagers Placed**

in Texas & on Texas Races

For the Period: 01/01/14 -08/16/14 to 01/01/15 -08/16/15

Sources of Wagers	Year 2014 01/01 - 08/16				Year 2015 01/01 - 08/16				Percentage Change In	
	# Days	Total Wagers	Avg. Wager	# Days	Total Wagers	Avg. Wager	Total Wagers	Avg. Wager		
Gillespie County Fair										
Live	6	913,276	\$ 152,213	6	847,496	\$ 141,249	-7.20%	-7.20%		
Simulcast Same-Species	130	2,043,503	\$ 15,719	132	2,490,600	\$ 18,868	21.88%	20.03%		
Simulcast Cross-Species	130	291,781	\$ 2,244	132	300,158	\$ 2,274	2.87%	1.31%		
Export	0	0	N/A	0	0	N/A	N/A	N/A		
Total Wagers		3,248,560	N/A		3,638,255	N/A	12.00%	N/A		
Lone Star Park										
Live	50	13,693,728	\$ 273,875	50	12,176,605	\$ 243,532	-11.08%	-11.08%		
Simulcast Same-Species	228	66,573,572	\$ 291,989	228	67,018,293	\$ 293,940	0.67%	0.67%		
Simulcast Cross-Species	228	4,399,764	\$ 19,297	228	3,860,321	\$ 16,931	-12.26%	-12.26%		
Export	50	31,194,178	\$ 623,884	50	28,861,770	\$ 577,235	-7.48%	-7.48%		
Total Wagers		115,861,243	N/A		111,916,989	N/A	-3.40%	N/A		
Retama Park										
Live	20	2,171,761	\$ 108,588	20	2,198,306	\$ 109,915	1.22%	1.22%		
Simulcast Same-Species	228	25,070,589	\$ 109,959	228	23,753,853	\$ 104,184	-5.25%	-5.25%		
Simulcast Cross-Species	228	4,478,541	\$ 19,643	228	5,878,641	\$ 25,784	31.26%	31.26%		
Export	20	5,165,947	\$ 258,297	20	4,740,953	\$ 237,048	-8.23%	-8.23%		
Total Wagers		36,886,838	N/A		36,571,754	N/A	-0.85%	N/A		
Sam Houston Race Park										
Live	56	5,850,750	\$ 104,478	57	5,800,483	\$ 101,763	-0.86%	-2.60%		
Simulcast Same-Species	228	43,031,960	\$ 188,737	228	41,322,842	\$ 181,241	-3.97%	-3.97%		
Simulcast Cross-Species	228	11,168,384	\$ 48,984	228	12,453,703	\$ 54,622	11.51%	11.51%		
Export	56	48,435,369	\$ 864,917	57	55,131,777	\$ 967,224	13.83%	11.83%		
Total Wagers		108,486,463	N/A		114,708,805	N/A	5.74%	N/A		
All Horse Racetracks										
Live	132	22,629,515	\$ 171,436	133	21,022,890	\$ 158,067	-7.10%	-7.80%		
Simulcast Same-Species	814	136,719,624	\$ 167,960	816	134,585,589	\$ 164,933	-1.56%	-1.80%		
Simulcast Cross-Species	814	20,338,469	\$ 24,986	816	22,492,823	\$ 27,565	10.59%	10.32%		
Export	126	84,795,495	\$ 672,980	127	88,734,500	\$ 698,697	4.65%	3.82%		
Total Wagers		264,483,103	N/A		266,835,802	N/A	0.89%	N/A		
Total Wagers Placed in Texas		179,687,609	N/A		178,101,302	N/A	-0.88%	N/A		
Total Wagers Placed on Texas Races		107,425,010	N/A		109,757,389	N/A	2.17%	N/A		



Texas Racing Commission

Report on Racetrack Inspection Activities

August 25, 2015

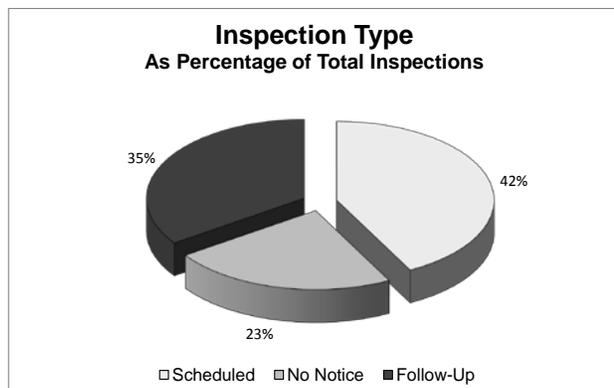
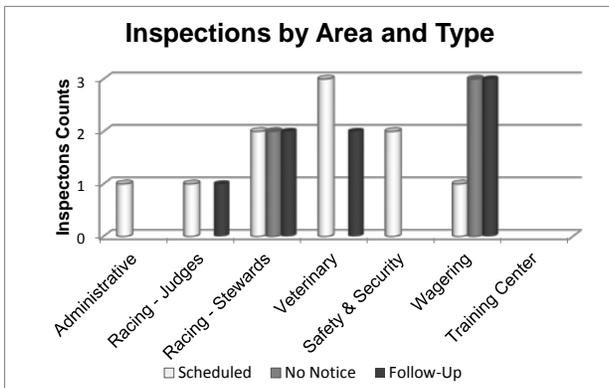
Summary of Inspections Performed For the Period of June 1, 2015 through July 31, 2015					
Track	Area of Inspection	Date of Inspection	# of Unsatisfactory Items	Track Remediation	Remaining Unsatisfactory Items
Retama Park	Veterinary	6/2/2015	1	see 7/4/2015	
	Racing	6/3/2015	2	see 6/5/2015	
	Security	6/4/2015	0		
	Racing	6/5/2015	0	2 (Follow Up from 6/3/15)	
	Racing	6/30/2015	0		
	Veterinary	7/4/2015	0	1 (Follow Up from 6/2/15)	
	Wagering	7/27/2015	0	3 (Follow Up from 5/29/15)	
Gulf Greyhound Park	Veterinary	6/10/2015	2	see 7/12/2015	
	Racing	6/12/2015	4	see 6/24/2015	
	Racing	6/24/2015	0	4 (Follow Up from 6/12/15)	
	Wagering	7/2/2015	2	see 7/15/2015	
	Veterinary	7/12/2015	0	2 (Follow Up from 6/10/15)	
	Wagering	7/15/2015	0	2 (Follow Up from 7/2/15)	
Lone Star Park	Veterinary	6/5/2015	0		
	Racing	6/11/2015	2	see 7/11/2015	
	Wagering	6/12/2015	3	see 7/6/2015	
	Wagering	7/6/2015	0	3 (Follow Up from 6/12/15)	
	Racing	7/11/2015	0	2 (Follow Up from 6/11/15)	
Gillespie County Fair	Administrative	6/26/2015	0		
	Wagering	6/26/2015	0		
	Security	7/2/2015	0		
	Racing	7/3/2015	0		
	Veterinary	7/4/2015	3	(Completed after 8/1/2015)	
Gulf Coast Racing	Wagering	7/9/2015	1	see 7/15/2015	
	Wagering	7/15/2015	0	1(Follow Up from 7/9/2015)	
Valley Greyhound Park	Wagering	7/10/2015	2	(Completed after 8/1/2015)	

Inspection Counts by Area and Type				
Area of Inspection	Scheduled	No Notice	Follow-Up	Totals
Administrative	1			1
Racing - Judges	1		1	2
Racing - Stewards	2	2	2	6
Veterinary	4		2	6
Safety & Security	2			2
Wagering	1	4	4	9
Training Center				
TOTAL INSPECTIONS	11	6	9	26

Notes:

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.*



REGULATORY ACTIVITIES
LSP Thoroughbred Meet, Retama Quarter Horse
Meet, and Gulf Greyhound Meet
August 25, 2015

During the summer reporting period there were four (4) racetracks conducting live meets; Lone Star Park, Retama Park, Gillespie County Fair, and Gulf Greyhound Park. Lone Star Park and Retama Park completed their meets earlier this summer and the Gillespie County Fair Meet concluded on August 23^d. Gulf Greyhound Park continues year around operation. In addition, simulcast operations continued during this period at the Race Barn in Fredericksburg, Valley Greyhound Park and Gulf Coast Racing in Corpus Christi.

Retama Park – The Quarter Horse meet ran from June 5th through August 8th. Regulatory activities during the Quarter Horse meet included:

Class 1 and 2 Drug Positives	0
Class 3 and 4 Drug Positives	4 (Pending)
Class 5 and Overages of Permitted Medications	0
Ruling Activity	Nineteen (19) rulings for various jockey riding infractions, trainer infractions, financial obligations, conduct, and human alcohol violations
Outstanding Inspection Items	None

Lone Star Park – The Thoroughbred Horse meet ran from April 9th through July 19th. Regulatory activities during the Thoroughbred meet included:

Class 1 and 2 Drug Positives	0
Class 3 and 4 Drug Positives	3
Class 5 and Overages of Permitted Medications	7
Ruling Activity	Forty-eight (48) rulings for various jockey riding infractions, trainer infractions, medication violations, conduct, and human alcohol violations
Outstanding Inspection Items	None

Gulf Greyhound Park – continues both live and simulcast operations.

Animal Drug Positives	0
Ruling Activity	June 1 st thru August 17 th – one (1) animal weight violation
Outstanding Inspection Items	None

2017 Requested Horse Race Dates *(As of June 30, 2015)*

Lone Star Park
Retama Park
Sam Houston

January																														
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31

February																														
W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29		

March																														
W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31

Lone Star Park
Retama Park
Sam Houston

April																														
S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	
					1	2	3	4						5	6	7				8	9	10	11				12	13	#	

May																														
M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
					15	16	17				18	19	20				21	22	23				24	25	26	27				

June																														
T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	
	28	29	30					31	32	33				34	35	36	37												41	

Lone Star Park
Retama Park
Sam Houston
Laredo Downs
Laredo Race Park
Longhorn Downs
Manor Downs
Saddle Brook Park
Valle de los Tesoros
Gillespie County F

July																														
S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
42	43	44			45	46	47						48	49	50															

August																														
T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31

September																														
F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	

Lone Star Park
Retama Park
Sam Houston

October																														
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31

November																														
W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	

December																														
F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31

Lone Star Park
Retama Park
Sam Houston
Laredo Downs
Laredo Race Park
Longhorn Downs
Manor Downs
Saddle Brook Park
Valle de los Tesoros
Gillespie County Fair
Total By Type
Total By Month

	January			February			March			April			May			June			July			August			September			October			November			December			Total By Type			Total Days			
	T	Q	M	T	Q	M	T	Q	M	T	Q	M	T	Q	M	T	Q	M	T	Q	M	T	Q	M	T	Q	M	T	Q	M	T	Q	M	T	Q	M	T	Q	M				
Lone Star Park	-	-	-	-	-	-	-	-	-	14	-	-	13	-	-	14	-	-	9	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	50	-	-	50			
Retama Park	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0	-	-	0
Sam Houston	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0	-	-	0
Laredo Downs	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0	-	-	0
Laredo Race Park	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0	-	-	0
Longhorn Downs	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0	-	-	0
Manor Downs	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0	-	-	0
Saddle Brook Park	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0	-	-	0
Valle de los Tesoros	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0	-	-	0
Gillespie County Fair	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4	-	-	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	8	8	-	-	8
Total By Type	-	-	-	-	-	-	-	-	-	14	-	-	13	-	-	14	-	-	9	-	4	-	-	4	-	-	-	-	-	-	-	-	-	-	-	-	50	-	8	58	-	-	58
Total By Month	0			0			0			14			13			14			13			4			0			0			0												

Legends

TB Dates QH Dates

Mixed Dates

Newly Requested Date

Previously Granted Date

X=Request to Eliminate Granted Date



LONE STAR PARK
at Grand Prairie

Our Mission:
Create Winning Experiences.

June 28, 2015

2015 JUN 29 PM 1:34

Via Email and Regular Mail

Mr. Joel Speight
Deputy Executive Director
Texas Racing Commission
8505 Cross Park Drive, Suite 110
Austin, TX 78754

TEXAS RACING
COMMISSION

Dear Joel:

Enclosed you will find Lone Star Park's completed race date application for the Commission's review and consideration.

In summary, we respectfully request the following dates for 2016:

Thoroughbred Meet – April 7 through July 17 (50 days)

Every Friday through Sunday, plus three Thursdays & two Holiday Mondays

- 6:35 pm post time on Thursdays, Fridays & Saturdays
- 1:35 pm post time on Sundays
- 1:35 pm post time on Memorial Day & Triple Crown Saturdays (5/7, 5/21 & 6/11)
- 5:00 pm post time on July 4

Quarter Horse Meet – September 16 through November 12 (26 days)

Every Friday and Saturday, plus four Sundays and four Thursdays

- 6:35 pm post time on Thursdays, Fridays & Saturdays
- 1:35 pm post time on Sundays

Additionally we submit the following dates for January through August 2017:

Thoroughbred Meet – April 6 through July 16 (50 days)

Every Friday through Sunday, plus three Thursdays, Memorial Day & July 4

- 6:35 pm post time on Thursdays, Fridays & Saturdays
- 1:35 pm post time on Sundays
- 1:35 pm post time on Memorial Day & Triple Crown Saturdays (5/6, 5/20 & 6/10)
- 5:00 pm post time on July 4

Please feel free to contact me if you have any questions or need any additional information.

Sincerely,

Bart Lang
Director of Racing

Enclosures

Cc: Sam Houston Race Park, Retama Park, Gillespie County Fair, Texas Horsemen's Partnership, Texas Thoroughbred Association, Texas Quarter Horse Association, Texas Paint Horse Association & Texas Arabian Breeders Association

T E X A S R A C I N G C O M M I S S I O N
REQUEST FOR LIVE RACE DATES
HORSE RACETRACKS - 2016

INSTRUCTIONS: Print or type the information requested in each section and attach all required documents and additional sheets if necessary. The Commission will not consider an incomplete request. The request must be filed at the Commission's Austin office no later than 5:00 p.m. on Tuesday, June 30, 2015.

I. Schedule Requested

Name of Racetrack: LONE STAR PARK

First Meet Opening Day: 4 / 7 / 2016 Closing Day: 7 / 17 / 2016

Meet Type: TB QH MX Total Number of Race Days 50

Thoroughbred # of Races Per Day 9 Projected Purse Per Day \$ 140,000

Quarter Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

Arabian # of Races Per Day _____ Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

 Totals # of Races Per Day _____ Projected Purse Per Day \$ _____

Second Meet Opening Day: 9 / 16 / 2016 Closing Day: 11 / 12 / 2016

Meet Type: TB QH MX Total Number of Race Days 26

Thoroughbred # of Races Per Day _____ Projected Purse Per Day \$ _____

Quarter Horse # of Races Per Day 9 Projected Purse Per Day \$ 125,000

Arabian # of Races Per Day <1 Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day <1 Projected Purse Per Day \$ _____

 Totals # of Races Per Day _____ Projected Purse Per Day \$ _____

Third Meet

Opening Day: ___/___/___

Closing Day: ___/___/___

Meet Type: TB QH MX

Total Number of Race Days _____

Thoroughbred # of Races Per Day _____

Projected Purse Per Day \$_____

Quarter Horse # of Races Per Day _____

Projected Purse Per Day \$_____

Arabian # of Races Per Day _____

Projected Purse Per Day \$_____

Paint Horse # of Races Per Day _____

Projected Purse Per Day \$_____

Totals # of Races Per Day _____

Projected Purse Per Day \$_____

II. Negotiation with Breed Registries

Specify how the total races scheduled for 2016 will be allocated among the various breeds:

Appaloosa	<u>.7</u> %	Arabian	<u>1.7</u> %	Paint	<u>.7</u> %
Quarter Horse	<u>34.0</u> %	Thoroughbred	<u>63.6</u> %		

Check all that apply:

Attached are letters from the affected breed registries that have agreed to this allocation.

The _____ breed registry(ies) has not agreed to this allocation, but negotiations with the breed registry(ies) occurred as described below:

Participants in Negotiations

___/___/___ Texas Horsemen's Partnership _____

___/___/___ _____

___/___/___ _____

___/___/___ _____

___/___/___ _____

III. Dates Requested

Indicate on the attached calendar each live race date requested with a "T" (Thoroughbred), "QH" (Quarter Horse), or "M" (Mixed). Include standard post time in space provided on calendar. Any exceptions, such as holidays, should be noted.

IV. Charity Days

A Class 1 or Class 2 racetrack shall conduct at least two and not more than five charity race days each year. The association shall pay at least 2% of the total pari-mutuel handle generated at the racetrack on the charity race day. At least one percent of the pari-mutuel handle from live racing and simulcasting on charity racing days shall be contributed to a charity that directly benefits the person who work on the backside. At least one percent of the pari-mutuel handle from live racing and simulcasting on charity racing days shall be contributed to a charity that primarily benefits research into the health or safety of race animals.

Indicate which days are designated as charity days:

Day 1: 10/13/2016

Day 2: 10/20/2016

Day 3 (Optional): 10/27/2016

Day 4 (Optional): _____

Day 5 (Optional): _____

Identify the charities:

DESIGNATED BY RULE (1% EACH)

(1) A charity that directly benefits the persons who work on the backside:

Race Track Chaplaincy of Texas
(Name of Charity)

(2) A charity that primarily benefits research into the health or safety of race animals:

Texas A&M Equine Research Center
(Name of Charity)

Optional (Amounts beyond 2% voluntarily contributed)

Grand Prairie ISD Education Foundation

 (Name of Charity)

 (Name of Charity)

 (Name of Charity)

For each charity listed, attach the following information:

1. A brief description of the activities or purposes of the charity;
2. The name and address of each individual who serves as an officer or director; and
3. A copy of an I.R.S. letter of determination that qualifies the charity as an exempt organization for federal income tax purposes.

V. Coordination of Request

To facilitate the Commission's consideration of each association's request, please indicate below the association's coordination efforts and the letters of support as appropriate.

<u>Racetrack</u>	<u>Affected?</u>		<u>Letter of Support Attached?</u>		
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>N/A</u>
KTAGS/Longhorn Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Gillespie County Fair & Festivals Association	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Laredo Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Laredo Race Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Lone Star Park	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Manor Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Retama Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Saddle Brook Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sam Houston Race Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Valle de los Tesoros	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

<u>Horsemen's Organization</u>	<u>Letter of Support Attached?</u>		
	<u>Yes</u>	<u>No</u>	<u>N/A</u>
Texas Horsemen's Partnership	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

LONE STAR PARK

(Name of Racetrack)

Requested Live Race Dates for 2016

January						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1 New Year's Day	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18 M. L. King Day	19	20	21	22	23
24	25	26	27	28	29	30
31						

February						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15 Presidents' Day	16	17	18	19	20
21	22	23	24	25	26	27
28	29					

March						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27 Easter	28	29	30	31		

LONE STAR PARK

(Name of Racetrack)

Requested Live Race Dates for 2016

April						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4	5	6	7 T-6:35 PM	8 T-6:35 PM	9 T-6:35 PM
10 T-1:35 PM	11	12	13	14	15 T-6:35 PM	16 T-6:35 PM
17 T-1:35 PM	18	19	20	21 T-6:35 PM	22 T-6:35 PM	23 T-6:35 PM
24 T-1:35 PM	25	26	27	28	29 T-6:35 PM	Passover 30 T-6:35 PM

May						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1 T-1:35 PM	2	3	4	5	6 T-6:35 PM	7 T-1:35 PM
8 T-1:35 PM	9	10	11	12	13 T-6:35 PM	14 T-6:35 PM
15 T-1:35 PM	16	17	18	19	20 T-6:35 PM	21 T-1:35 PM
22 T-1:35 PM	23	24	25	26	27 T-6:35 PM	28 T-6:35 PM
29 T-1:35 PM	30 T-1:35 PM Memorial Day	31				

June						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2	3 T-6:35 PM	4 T-6:35 PM
5 T-1:35 PM	6	7	8	9	10 T-6:35 PM	11 T-1:35 PM
12 T-1:35 PM	13	14	15	16 T-6:35 PM	17 T-6:35 PM	18 T-6:35 PM
19 T-1:35 PM	20	21	22	23	24 T-6:35 PM	25 T-6:35 PM
26 T-1:35 PM	27	28	29	30	30 T-6:35 PM	

LONE STAR PARK

(Name of Racetrack)

Requested Live Race Dates for 2016

July						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1 T-6:35 PM	2 T-6:35 PM
3 T-1:35 PM	4 T-5:00 PM Independence Day	5	6	7	8 T-6:35 PM	9 T-6:35 PM
10 T-1:35 PM	11	12	13	14	15 T-6:35 PM	16 T-6:35 PM
17 T-1:35 PM	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

August						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

September						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2	3
4	5 Labor Day	6	7	8	9	10
11	12	13	14	15	16QH-6:35 PM	17QH-6:35 PM
18QH-1:35 PM	19	20	21	22	23QH-6:35 PM	24QH-6:35 PM
25QH-1:35 PM	26	27	28	29	30QH-6:35 PM	

Requested Live Race Dates for 2016

October						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1 QH-6:35 PM
2 QH-1:35 PM	3	4	5	6	7 QH-6:35 PM	8 QH-6:35 PM
9 QH-1:35 PM	10 Columbus Day	11	12	13 QH-6:35 PM	14 QH-6:35 PM	15 QH-6:35 PM
16	17	18	19	20 QH-6:35 PM	21 QH-6:35 PM	22 QH-6:35 PM
23	24	25	26	27 QH-6:35 PM	28 QH-6:35 PM	29 QH-6:35 PM
30	31 Halloween					

November						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1	2	3 QH-6:35 PM	4 QH-6:35 PM	5 QH-1:35 PM
6	7	8	9	10	11 QH-6:35 PM Veterans Day	12 QH-6:35 PM
13	14	15	16	17	18	19
20	21	22	23	24 Thanksgiving	25	26
27	28	29	30			

December						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25 Christmas Hanukkah	26	27	28	29	30	31 New Year's Eve

T E X A S R A C I N G C O M M I S S I O N
REQUEST FOR LIVE RACE DATES
HORSE RACETRACKS – January – August, 2017

INSTRUCTIONS: Print or type the information requested in each section and attach all required documents and additional sheets if necessary. The Commission will not consider an incomplete request. The request must be filed at the Commission's Austin office no later than 5:00 p.m. on Tuesday, June 30, 2015.

I. Schedule Requested

Name of Racetrack: LONE STAR PARK

First Meet Opening Day: 4 / 6 / 2017 Closing Day: 7 / 16 / 2017

Meet Type: TB QH MX Total Number of Race Days 50

Thoroughbred # of Races Per Day 9 Projected Purse Per Day \$ 140,000

Quarter Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

Arabian # of Races Per Day _____ Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

 Totals # of Races Per Day _____ Projected Purse Per Day \$ _____

Second Meet Opening Day: / / Closing Day: / /

Meet Type: TB QH MX Total Number of Race Days _____

Thoroughbred # of Races Per Day _____ Projected Purse Per Day \$ _____

Quarter Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

Arabian # of Races Per Day _____ Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

 Totals # of Races Per Day _____ Projected Purse Per Day \$ _____

Third Meet

Opening Day: ___/___/___

Closing Day: ___/___/___

Meet Type: TB QH MX

Total Number of Race Days _____

Thoroughbred # of Races Per Day _____

Projected Purse Per Day \$_____

Quarter Horse # of Races Per Day _____

Projected Purse Per Day \$_____

Arabian # of Races Per Day _____

Projected Purse Per Day \$_____

Paint Horse # of Races Per Day _____

Projected Purse Per Day \$_____

Totals # of Races Per Day _____

Projected Purse Per Day \$_____

II. Negotiation with Breed Registries

Specify how the total races scheduled for 2017 will be allocated among the various breeds:

Appaloosa _____% Arabian _____% Paint _____%

Quarter Horse _____% Thoroughbred 100 %

Check all that apply:

Attached are letters from the affected breed registries that have agreed to this allocation.

The _____ breed registry(ies) has not agreed to this allocation, but negotiations with the breed registry(ies) occurred as described below:

Participants in Negotiations

___/___/___ _____

___/___/___ _____

___/___/___ _____

___/___/___ _____

___/___/___ _____

III. Dates Requested

Indicate on the attached calendar each live race date requested with a "T" (Thoroughbred), "QH" (Quarter Horse), or "M" (Mixed). Include standard post time in space provided on calendar. Any exceptions, such as holidays, should be noted.

IV. Charity Days

A Class 1 or Class 2 racetrack shall conduct at least two and not more than five charity race days each year. The association shall pay at least 2% of the total pari-mutuel handle generated at the racetrack on the charity race day. At least one percent of the pari-mutuel handle from live racing and simulcasting on charity racing days shall be contributed to a charity that directly benefits the person who work on the backside. At least one percent of the pari-mutuel handle from live racing and simulcasting on charity racing days shall be contributed to a charity that primarily benefits research into the health or safety of race animals.

Indicate which days are designated as charity days:

Day 1: _____

Day 2: _____

Day 3 (Optional): _____

Day 4 (Optional): _____

Day 5 (Optional): _____

Identify the charities:

DESIGNATED BY RULE (1% EACH)

(1) A charity that directly benefits the persons who work on the backside:

(Name of Charity)

(2) A charity that primarily benefits research into the health or safety of race animals:

(Name of Charity)

Optional (Amounts beyond 2% voluntarily contributed)

(Name of Charity)

(Name of Charity)

(Name of Charity)

For each charity listed, attach the following information:

1. A brief description of the activities or purposes of the charity;
2. The name and address of each individual who serves as an officer or director; and
3. A copy of an I.R.S. letter of determination that qualifies the charity as an exempt organization for federal income tax purposes.

V. Coordination of Request

To facilitate the Commission's consideration of each association's request, please indicate below the association's coordination efforts and the letters of support as appropriate.

	Affected?		Letter of Support Attached?		
	Yes	No	Yes	No	N/A
<u>Racetrack</u>					
KTAGS/Longhorn Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Gillespie County Fair & Festivals Association	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Laredo Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Laredo Race Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Lone Star Park	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Manor Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Retama Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Saddle Brook Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sam Houston Race Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Valle de los Tesoros	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

	Letter of Support Attached?		
	Yes	No	N/A
<u>Horsemen's Organization</u>			
Texas Horsemen's Partnership	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

LONE STAR PARK

(Name of Racetrack)

Requested Live Race Dates for 2017

January						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1 New Year's Day	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16 M. L. King Day	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

February						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20 Presidents' Day	21	22	23	24	25
26	27	28				

March						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

LONE STAR PARK

(Name of Racetrack)

Requested Live Race Dates for 2017

April						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4	5	6 T-6:35 PM	7 T-6:35 PM	8 T-6:35 PM
9 T-1:35 PM	10	11 Passover	12	13	14 T-6:35 PM	15 T-6:35 PM
16 T-1:35 PM Easter	17	18	19	20 T-6:35 PM	21 T-6:35 PM	22 T-6:35 PM
23 T-1:35 PM	24	25	26	27	28 T-6:35 PM	29 T-6:35 PM
30 T-1:35 PM						

May						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5 T-6:35 PM	6 T-1:35 PM
7 T-1:35 PM	8	9	10	11	12 T-6:35 PM	13 T-6:35 PM
14 T-1:35 PM	15	16	17	18	19 T-6:35 PM	20 T-1:35 PM
21 T-1:35 PM	22	23	24	25	26 T-6:35 PM	27 T-6:35 PM
28 T-1:35 PM	29 T-1:35 PM Memorial Day	30	31			

June						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2 T-6:35 PM	3 T-6:35 PM
4 T-1:35 PM	5	6	7	8	9 T-6:35 PM	10 T-1:35 PM
11 T-1:35 PM	12	13	14	15 T-6:35 PM	16 T-6:35 PM	17 T-6:35 PM
18 T-1:35 PM	19	20	21	22	23 T-6:35 PM	24 T-6:35 PM
25 T-1:35 PM	26	27	28	29	30 T-6:35 PM	

LONE STAR PARK

(Name of Racetrack)

Requested Live Race Dates for 2017

July						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1 T-6:35 PM
2 T-1:35 PM	3	4 T-5:00 PM Independence Day	5	6	7 T-6:35 PM	8 T-6:35 PM
9 T-1:35 PM	10	11	12	13	14 T-6:35 PM	15 T-6:35 PM
16 T-1:35 PM	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

August						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

2015 JUL 28 AM 9: 24

RECEIVED
TEXAS RACING
COMMISSION



July 28, 2015

Joel Speight
Deputy Executive Director
Texas Racing Commission
P. O. Box 12080
Austin, Texas 78711-2080

Dear Mr. Speight,

The Texas Quarter Horse Association fully supports the 2016 race dates application submitted by Lone Star Park.

The fall "Meeting of Champions" American Quarter Horse race meet at Lone Star Park is an important and popular meet for Texas horsemen as well as horsemen across the U.S.

Sincerely,

A handwritten signature in black ink that reads 'Rob Werstler'. The signature is written in a cursive, flowing style.

Rob Werstler
Director of Racing



July 1, 2015

Bart Lang
Lone Star Park at Grand Prairie
1000 Lone Star Parkway
Grand Prairie, TX 75050

Dear Bart,

Written on behalf of the board of directors of the Texas Thoroughbred Association, this letter is to convey support for Lone Star Park's requested race dates for 2016 and 2017.

We look forward to working with you to ensure successful Thoroughbred meets for all participants.

Sincerely,

Mary Ruyle
Executive Director



June 30, 2015

Mr. Joel Speight
Deputy Executive Director
Texas Racing Commission
8505 Cross Park Drive, Suite 110
Austin, TX 78754

Dear Mr. Speight:

Pinnacle Retama Partners LLC, license holder on behalf of Retama Park Race Track, respectively requests a 26-date Thoroughbred race meet for 2016, beginning Friday, August 26, 2016 and ending on Saturday, November 19, 2016. Post time will be 6:45 p.m.

Week 1	August 26, 27
Week 2	September 2, 3
Week 3	September 9, 10
Week 4	September 16, 17
Week 5	September 23, 24
Week 6	September 30, October 1
Week 7	October 7, 8
Week 8	October 14, 15
Week 9	October 21, 22
Week 10	October 28, 29
Week 11	November 4, 5
Week 12	November 11, 12
Week 13	November 18, 19

Please let me know if you have any questions.

Yours truly,

Kevin Whalen,
Vice President and General Manager

**T E X A S R A C I N G C O M M I S S I O N
 REQUEST FOR LIVE RACE DATES
 HORSE RACETRACKS - 2016**

INSTRUCTIONS: Print or type the information requested in each section and attach all required documents and additional sheets if necessary. The Commission will not consider an incomplete request. The request must be filed at the Commission's Austin office no later than 5:00 p.m. on Tuesday, June 30, 2015.

I. Schedule Requested

Name of Racetrack: Retama Park

First Meet Opening Day: ___/___/___ Closing Day: ___/___/___

Meet Type: TB QH MX Total Number of Race Days _____

Thoroughbred # of Races Per Day _____ Projected Purse Per Day \$ _____

Quarter Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

Arabian # of Races Per Day _____ Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

 Totals # of Races Per Day _____ Projected Purse Per Day \$ _____

Second Meet Opening Day: 8/26/2016 Closing Day: 11/19/2016

Meet Type: TB QH MX Total Number of Race Days 26

Thoroughbred # of Races Per Day 8.6 Projected Purse Per Day \$84,000

Quarter Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

Arabian # of Races Per Day 0.4 Projected Purse Per Day \$ \$2,560 *

Paint Horse # of Races Per Day _____ Projected Purse Per Day \$ _____

 Totals # of Races Per Day 9.0 Projected Purse Per Day \$83,000

Minor – 10 Arabian races during the meet. Average purse \$6,400 per race.

Third Meet Opening Day: ___/___/___ Closing Day: ___/___/___

Meet Type: TB QH MX Total Number of Race Days _____

Thoroughbred # of Races Per Day _____ Projected Purse Per Day \$_____

Quarter Horse # of Races Per Day _____ Projected Purse Per Day \$_____

Arabian # of Races Per Day _____ Projected Purse Per Day \$_____

Paint Horse # of Races Per Day _____ Projected Purse Per Day \$_____

 Totals # of Races Per Day _____ Projected Purse Per Day \$_____

II. Negotiation with Breed Registries

Specify how the total races scheduled for 2016 will be allocated among the various breeds:

Appaloosa	<u>0.0</u> %	Arabian	<u>3.4</u> %	Paint	<u>0.0</u> %
Quarter Horse	<u>0.0</u> %	Thoroughbred	<u>95.7</u> %		

Check all that apply:

- Attached are letters from the affected breed registries that have agreed to this allocation.
- The _____ breed registry(ies) has not agreed to this allocation, but negotiations with the breed registry(ies) occurred as described below:

Participants in Negotiations

The parties below were asked for comments on the proposed dates. Marsha Rountree indicated that given level of uncertainty in the industry at this time, she was hopeful the race date application period could be extended to sometime in October. Retama Park supports the extention.

- 6/29/2015 Marsha Rountree - Texas Horsemen's Partnership
- 6/29/2015 Mary Ruyle - Texas Thoroughbred Association
- 6/29/2015 Jan Haynes - Texas Thoroughbred HBPA
- 6/29/2015 Ed Wilson - Texas Arabian Breeders Association.

III. Dates Requested

Indicate on the attached calendar each live race date requested with a "T" (Thoroughbred), "QH" (Quarter Horse), or "M" (Mixed). Include standard post time in space provided on calendar. Any exceptions, such as holidays, should be noted.

IV. Charity Days

A Class 1 or Class 2 racetrack shall conduct at least two and not more than five charity race days each year. The association shall pay at least 2% of the total pari-mutuel handle generated at the racetrack on the charity race day. At least one percent of the pari-mutuel handle from live racing and simulcasting on charity racing days shall be contributed to a charity that directly benefits the person who work on the backside. At least one percent of the pari-mutuel handle from live racing and simulcasting on charity racing days shall be contributed to a charity that primarily benefits research into the health or safety of race animals.

Indicate which days are designated as charity days:

Day 1: **9/30/2016**

Day 2: **10/7/2016**

Day 3 (Optional): _____

Day 4 (Optional): _____

Day 5 (Optional): _____

Identify the charities:

DESIGNATED BY RULE (1% EACH)

(1) A charity that directly benefits the persons who work on the backside:

RTCA – South Texas Chapter
(Name of Charity)

(2) A charity that primarily benefits research into the health or safety of race animals:

Texas A&M University Equine Research
(Name of Charity)

Retama Park

Requested Live Race Dates for 2016

August						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26 TB - 6:45	27 TB - 6:45
28	29	30	31			

September						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2 TB - 6:45	3 TB - 6:45
4	5 Labor Day	6	7	8	9 TB - 6:45	10 TB - 6:45
11	12	13	14	15	16 TB - 6:45	17 TB - 6:45
18	19	20	21	22	23 TB - 6:45	24 TB - 6:45
25	26	27	28	29	30 TB - 6:45	

October						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1 TB - 6:45
2	3	4	5	6	7 TB - 6:45	8 TB - 6:45
9	10 Columbus Day	11	12	13	14 TB - 6:45	15 TB - 6:45
16	17	18	19	20	21 TB - 6:45	22 TB - 6:45
23	24	25	26	27	28 TB - 6:45	29 TB - 6:45
30	31 Halloween					

Retama Park

Requested Live Race Dates for 2016

November						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1	2	3	4 TB - 6:45	5 TB - 6:45
6	7	8	9	10	11 TB - 6:45 Veterans Day	12 TB - 6:45
13	14	15	16	17	18 TB - 6:45	19 TB - 6:45
20	21	22	23	24 Thanksgiving	25	26
27	28	29	30			

TEXAS THOROUGHBRED HBPA, INC.

June 24, 2015

Mr. Steve Ross
Director of Racing Operations
Retama Park
P.O. Box 47535
San Antonio, TX 78265

Dear Steve:

The Board of Directors of Texas Thoroughbred HBPA can't support Retama's proposed 2016 thoroughbred race dates at this time. Due to several factors, including the uncertainty of the 2015 meet format, we will have to delay approval of any requested thoroughbred race dates for Retama Park.

After the conclusion of the 2015 meet, we will request a meeting with track management to evaluate the meet, discuss the overpayment, breed splits, horse population and what is in the best interests of our members moving forward.

Sincerely,

Marsha Rountree

Marsha Rountree
Executive Director



June 29, 2015

Chuck Trout
Executive Director
Texas Racing Commission
PO Box 12080
Austin, TX 78711

Dear Mr. Trout,

The Texas Thoroughbred Association would like to express our support for Retama Park's revised 2016 Thoroughbred race dates request comprising 26 days during the period from August 26 – November 19, 2016, contingent upon the HBPA's continuing support of those dates.

Thank you,

Mary Ruyle
Executive Director



2015 JUL 14 PM 1:32

RECEIVED
TEXAS RACING
COMMISSION

July 9, 2015

Mr. Joel Speight
Deputy Executive Director
Texas Racing Commission
PO Box 12080
Austin, TX 78711-2080

Re: 2016 Retama Park Proposed Thoroughbred Dates

Dear Mr. Speight,

After reviewing the requested horse race dates for 2016, we see that Retama Park has requested dates on the same day that we are running - August 26 and 27. These 2 race days coincide with our Gillespie County Fair races, which are, typically, our biggest race days of the summer season. With our track only running 8 days a year, competing with Retama Park on these 2 vital race days would definitely affect the number of races we may be able to run, as well as our handle and attendance. At this time, we are opposed to August 26th & 27th, 2016 that Retama Park has requested for 1 of their many Thoroughbred meets.

We would appreciate any consideration that you might give us in this regard.

Best Regards,

A handwritten signature in cursive script, appearing to read "Lee DeLong".

Lee DeLong
General Manager, Racing

TEXAS RACING COMMISSION
REQUEST FOR LIVE RACE DATES
HORSE RACETRACKS -
January - August, 2017

INSTRUCTIONS: Print or type the information requested in each section and attach all required documents and additional sheets if necessary. The Commission will not consider an incomplete request. The request must be filed at the Commission's Austin office no later than 5:00 p.m. on Tuesday, June 30, 2015.

I. Schedule Requested

Name of Racetrack: Fredericksburg Downs (Gillespie County Fair & Festivals)

First Meet

Opening Day: 07/01/2017

Closing Day: 08/27/2017

Meet Type: TB QH MX

Total Number of Race Days 8

Thoroughbred # of Races Per Day _____

Projected Purse Per Day \$ _____

Quarter Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Arabian # of Races Per Day _____

Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Totals # of Races Per Day _____

Projected Purse Per Day \$ _____

Second Meet

Opening Day: ___/___/___

Closing Day: ___/___/___

Meet Type: TB QH MX

Total Number of Race Days _____

Thoroughbred # of Races Per Day _____

Projected Purse Per Day \$ _____

Quarter Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Arabian # of Races Per Day _____

Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Totals # of Races Per Day _____

Projected Purse Per Day \$ _____

Third Meet

Opening Day: ___/___/___ Closing Day: ___/___/___

Meet Type:	<input type="checkbox"/> TB	<input type="checkbox"/> QH	<input type="checkbox"/> MX	Total Number of Race Days	_____
<input type="checkbox"/> Thoroughbred	# of Races Per Day	_____	Projected Purse Per Day \$	_____	_____
<input type="checkbox"/> Quarter Horse	# of Races Per Day	_____	Projected Purse Per Day \$	_____	_____
<input type="checkbox"/> Arabian	# of Races Per Day	_____	Projected Purse Per Day \$	_____	_____
<input type="checkbox"/> Paint Horse	# of Races Per Day	_____	Projected Purse Per Day \$	_____	_____
Totals	# of Races Per Day	_____	Projected Purse Per Day \$	_____	_____

II. Negotiation with Breed Registries

Specify how the total races scheduled for 2017 will be allocated among the various breeds:

Appaloosa	_____%	Arabian	3.5%	Paint	3.5%
Quarter Horse	72.075%	Thoroughbred	20.925%		

Check all that apply:

Attached are letters from the affected breed registries that have agreed to this allocation.

The breed registry(ies) has not agreed to this allocation, but negotiations with the breed registry(ies) occurred as described below:

Participants in Negotiations

- 06/04/2015- Mr. Ed Wilson, Texas Arabian Breeders Association
- 06/04/2015- Mr. Lex Smurthwaite, American Paint Horse Association
- 06/04/2015- Mr. Rob Werstler, Texas Quarter Horse Association
- 06/04/2015- Ms. Mary Ruyle, Texas Thoroughbred Association

III. Dates Requested

Indicate on the attached calendar each live race date requested with a "T" (Thoroughbred), "QH" (Quarter Horse), or "M" (Mixed). Include standard post time in space provided on calendar. Any exceptions, such as holidays, should be noted.

IV. Charity Days

A Class 1 or Class 2 racetrack shall conduct at least two and not more than five charity race days each year. The association shall pay at least 2% of the total pari-mutuel handle generated at the racetrack on the charity race day. At least one percent of the pari-mutuel handle from live racing and simulcasting on charity racing days shall be contributed to a charity that directly benefits the person who work on the backside. At least one percent of the pari-mutuel handle from live racing and simulcasting on charity racing days shall be contributed to a charity that primarily benefits research into the health or safety of race animals.

Indicate which days are designated as charity days:

NA-Class 3 racetrack

Day 1: _____

Day 2: _____

Day 3 (Optional): _____

Day 4 (Optional): _____

Day 5 (Optional): _____

Identify the charities:

DESIGNATED BY RULE (1% EACH)

(1) A charity that directly benefits the persons who work on the backside:

(Name of Charity)

(2) A charity that primarily benefits research into the health or safety of race animals:

(Name of Charity)

Optional (Amounts beyond 2% voluntarily contributed)

(Name of Charity)

(Name of Charity)

(Name of Charity)

For each charity listed, attach the following information:

- 1. A brief description of the activities or purposes of the charity;**
- 2. The name and address of each individual who serves as an officer or director; and**
- 3. A copy of an I.R.S. letter of determination that qualifies the charity as an exempt organization for federal income tax purposes.**

V. Coordination of Request

To facilitate the Commission's consideration of each association's request, please indicate below the association's coordination efforts and the letters of support as appropriate.

	Affected?		Letter of Support Attached?		
	Yes	No	Yes	No	N/A
<u>Racetrack</u>					
KTAGS/Longhorn Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gillespie County Fair & Festivals Association	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Laredo Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Laredo Race Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lone Star Park	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Manor Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Retama Park	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Saddle Brook Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sam Houston Race Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Valle de los Tesoros <u>(If they become operable)</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Horsemen's Organization

Texas Horsemen's Partnership

Letter of Support Attached?		
Yes	No	N/A
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Requested Live Race Dates 2017: FREDERICKSBURG DOWNS

July						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	1 MIXED 1:00 POST
2 MIXED 1:00 POST	3 Independence Day	4	5	6	7	8
9	10	11	12	13	14	15 MIXED 1:00 POST
16 MIXED 1:00 POST	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

August						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1	2	3	4	5
6	7	8	9	10	11	12 MIXED 1:00 POST
13 MIXED 1:00 POST	14	15	16	17	18	19
20	21	22	23	24	25	26 MIXED 1:00 POST
27 MIXED 1:00 POST	28	29	30	31		

September						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4 Labor Day	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

TEXAS RACING COMMISSION
REQUEST FOR LIVE RACE DATES
HORSE RACETRACKS - 2016

INSTRUCTIONS: Print or type the information requested on each section and attach all required documents and additional sheets if necessary. The Commission will not consider an incomplete request. The request must be filed at the Commission's Austin office no later than 5:00 p.m. on Tuesday, June 30, 2015.

I. Schedule Requested

Name of Racetrack: Fredericksburg Downs (Gillespie County Fair & Festivals)

First Meet

Opening Day: 07/02/2016

Closing Day: 08/28/2016

Meet Type: TB QH MX

Total Number of Race Days 8

Thoroughbred # of Races Per Day _____

Projected Purse Per Day \$ _____

Quarter Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Arabian # of Races Per Day _____

Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Totals # of Races Per Day _____

Projected Purse Per Day \$ _____

Second Meet

Opening Day: ___/___/___

Closing Day: ___/___/___

Meet Type: TB QH MX

Total Number of Race Days _____

Thoroughbred # of Races Per Day _____

Projected Purse Per Day \$ _____

Quarter Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Arabian # of Races Per Day _____

Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Totals # of Races Per Day _____

Projected Purse Per Day \$ _____

Third Meet

Opening Day: ___/___/___

Closing Day: ___/___/___

Meet Type: TB QH MX

Total Number of Race Days _____

Thoroughbred # of Races Per Day _____

Projected Purse Per Day \$ _____

Quarter Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Arabian # of Races Per Day _____

Projected Purse Per Day \$ _____

Paint Horse # of Races Per Day _____

Projected Purse Per Day \$ _____

Totals # of Races Per Day _____

Projected Purse Per Day \$ _____

II. Negotiation with Breed Registries

Specify how the total races scheduled for 2016 will be allocated among the various breeds:

Appaloosa	____%	Arabian	3.5%	Paint	3.5%
Quarter Horse	72.075%	Thoroughbred	20.925%		

Check all that apply:

Attached are letters from the affected breed registries that have agreed to this allocation.

The breed registry(ies) has not agreed to this allocation, but negotiations with the breed registry(ies) occurred as described below:

Participants in Negotiations

06/04/2015- Mr. Ed Wilson, Texas Arabian Breeders Association _____

06/04/2015- Mr. Lex Smurthwaite, American Paint Horse Association _____

06/04/2015- Mr. Rob Werstler, Texas Quarter Horse Association _____

06/04/2015- Ms. Mary Ruyle, Texas Thoroughbred Association _____

III. Dates Requested

Indicate on the attached calendar each live race date requested with a "T" (Thoroughbred), "QH" (Quarter Horse), or "M" (Mixed). Include standard post time in space provided on calendar. Any exceptions, such as holidays, should be noted.

IV. Charity Days

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Indicate which days are designated as charity days:

NA-Class 3 racetrack

Day 1: _____

Day 2: _____

Day 3 (Optional): _____

Day 4 (Optional): _____

Day 5 (Optional): _____

Identify the charities:

DESIGNATED BY RULE (1% EACH)

(1) A charity that directly benefits the persons who work on the backside:

(Name of Charity)

(2) A charity that primarily benefits research into the health or safety of race animals:

(Name of Charity)

Optional (Amounts beyond 2% voluntarily contributed)

(Name of Charity)

(Name of Charity)

(Name of Charity)

For each charity listed, attach the following information:

- 1. A brief description of the activities or purposes of the charity;**
- 2. The name and address of each individual who serves as an officer or director;
and**
- 3. A copy of an I.R.S. letter of determination that qualifies the charity as an
exempt organization for federal income tax purposes.**

V. Coordination of Request

To facilitate the Commission's consideration of each association's request, please indicate below the association's coordination efforts and the letters of support as appropriate.

	Affected?		Letter of Support Attached?		
	Yes	No	Yes	No	N/A
<u>Racetrack</u>					
KTAGS/Longhorn Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gillespie County Fair & Festivals Association	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Laredo Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Laredo Race Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lone Star Park	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Manor Downs	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Retama Park	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Saddle Brook Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sam Houston Race Park	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Valle de los Tesoros <u>(If they become operable)</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Horsemen's Organization

Texas Horsemen's Partnership

Letter of Support Attached?		
Yes	No	N/A
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Requested Live Race Dates 2016: FREDERICKSBURG DOWNS

July						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4 Independence Day	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

August						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

September						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2	3
4	5 Labor Day	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	



COPY

June 3, 2015

7013 1090 0000 3320 0388

Ms. Marsha Rountree
Executive Director
Texas Horsemen's Association
PO Box 142533
Austin, TX 78714.

Dear Ms. Rountree:

The Gillespie County Fair & Festival Association would like to thank you and the Texas Horsemen's Association for all of the support shown to our association this year and in past years. We are in the process of filing our application for race dates for 2016 and 2017 and would appreciate your approval of our participation in Texas pari-mutuel racing for the upcoming season.

Our application requests the following 2016 dates: Saturday and Sunday - July 2 & 3, July 16 & 17, August 13 & 14, and August 27 & 28.

Our application requests the following 2017 dates: Saturday and Sunday - July 1 & 2, July 15 & 16, August 12 & 13, and August 26 & 27.

We thank you in advance and would appreciate your favorable participation in our application. If you have any questions, please call the Association at (830) 997-2359.

Sincerely,


Lee DeLong
General Manager, Racing



COPY

June 3, 2015

7013 1090 0000 3320 0364

Mr. Rob Werstler
Director of Racing
Texas Quarter Horse Association
706 W. 11th Street, Suite D
Elgin, TX 78621

Dear Mr. Werstler:

The Gillespie County Fair & Festival Association would like to thank you and the breed association for all of the support shown to our association this year and in past years. We are in the process of filing our application for race dates for 2016 and 2017 and would appreciate your approval of our participation in Texas pari-mutuel racing for the upcoming season. We again will prepare a condition book with a mixed meet consisting of approximately 72.075% percent Quarter Horses.

Our application requests the following 2016 dates: Saturday and Sunday - July 2 & 3, July 16 & 17, August 13 & 14, and August 27 & 28.

Our application requests the following 2017 dates: Saturday and Sunday - July 1 & 2, July 15 & 16, August 12 & 13, and August 26 & 27.

We thank you in advance and would appreciate your favorable participation in our application. If you have any questions, please call the Association at (830) 997-2359.

Sincerely,


Lee DeLong
General Manager, Racing



COPY

June 3, 2015

7013 1090 0000 3320 0371

Ms. Mary Ruyle
Executive Director
Texas Thoroughbred Association
PO Box 14967
Austin, TX 78761

Dear Ms. Ruyle:

The Gillespie County Fair & Festival Association would like to thank you and the breed association for all of the support shown to our association this year and in past years. We are in the process of filing our application for race dates for 2016 and 2017 and would appreciate your approval of our participation in Texas pari-mutuel racing for the upcoming season. We again will prepare a condition book with a mixed meet consisting of approximately 20.925% percent Thoroughbred Horses.

Our application requests the following 2016 dates: Saturday and Sunday - July 2 & 3, July 16 & 17, August 13 & 14, and August 27 & 28.

Our application requests the following 2017 dates: Saturday and Sunday - July 1 & 2, July 15 & 16, August 12 & 13, and August 26 & 27.

We thank you in advance and would appreciate your favorable participation in our application. If you have any questions, please call the Association at (830) 997-2359.

Sincerely,

Lee DeLong
General Manager, Racing



COPY

June 3, 2015

7013 1090 0000 3320 0357

Mr. Ed Wilson, President
Texas Arabian Breeders Association
PO Box 215
Forney, TX 75126

Dear Mr. Wilson:

The Gillespie County Fair & Festival Association would like to thank you and the breed association for all of the support shown to our association this year and in past years. We are in the process of filing our application for race dates for 2016 and 2017 and would appreciate your approval of our participation in Texas pari-mutuel racing for the upcoming season. We again will prepare a condition book with a mixed meet consisting of approximately 3.5% percent Arabian Horses.

Our application requests the following 2016 dates: Saturday and Sunday - July 2 & 3, July 16 & 17, August 13 & 14, and August 27 & 28.

Our application requests the following 2017 dates: Saturday and Sunday - July 1 & 2, July 15 & 16, August 12 & 13, and August 26 & 27.

We thank you in advance and would appreciate your favorable participation in our application. If you have any questions, please call the Association at (830) 997-2359.

Sincerely,

Lee DeLong
General Manager, Racing



COPY

June 3, 2015

7013 1090 0000 3320 0340

Mr. Lex Smurthwaite
Executive Director
American Paint Horse Association
PO Box 163794
Fort Worth, TX 76161

Dear Mr. Smurthwaite:

The Gillespie County Fair & Festival Association would like to thank you and the breed association for all of the support shown to our association this year and in past years. We are in the process of filing our application for race dates for 2016 and 2017 and would appreciate your approval of our participation in Texas pari-mutuel racing for the upcoming season. We again will prepare a condition book with a mixed meet consisting of approximately 3.5% percent Paint Horses.

Our application requests the following 2016 dates: Saturday and Sunday - July 2 & 3, July 16 & 17, August 13 & 14, and August 27 & 28.

Our application requests the following 2017 dates: Saturday and Sunday - July 1 & 2, July 15 & 16, August 12 & 13, and August 26 & 27.

We thank you in advance and would appreciate your favorable participation in our application. If you have any questions, please call the Association at (830) 997-2359.

Sincerely,

Lee DeLong
General Manager, Racing



August 14, 2015

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

Dear Mr. Fenner:

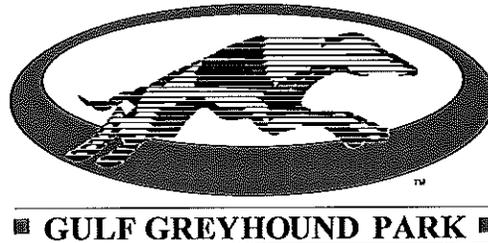
Sam Houston Race Park respectfully requests that an additional race date period be opened at the next meeting of the Commission from January 2016 through August 2017.

As you are aware, Sam Houston Race Park did not apply for dates after March 2016 given the significant uncertainty currently facing the industry. The horsemen and breed associations have asked us to reconsider our position and we have all agreed that having another period opened at this time would benefit our ongoing discussions.

Thank you for your consideration. Please feel free to contact me should you have any questions.

Sincerely,

Andrea B. Young



August 18, 2015

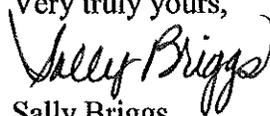
Mr. Mark Fenner
General Counsel
P. O. Box 12080
Texas Racing Commission
Austin, Texas 78711-2080

RE: Sam Houston Race Park Request to Open Race Date Period

Dear Mr. Fenner:

The purpose of this letter is to express the support of Gulf Greyhound Park for the request submitted by Sam Houston Race Park to open a period for requesting race dates at the next Commission meeting. However, due to uncertainty in the industry at this time, it is our belief that the race date period should be from January, 2016 through August, 2018, instead of through August, 2017, and we request that the Commission grant Sam Houston's request with that modification. We have discussed this modification with representatives of Sam Houston Race Park and they support the Commission opening a period for requesting race dates as we request, above.

Thank you for your consideration.

Very truly yours,

Sally Briggs
General Manager



July 27, 2015

VIA EMAIL AND REGULAR MAIL

Mr. Chuck Trout
Executive Director
Texas Racing Commission
P.O. Box 12080
Austin, TX 78711

Dear Mr. Trout:

As previously communicated to you, Valley Race Park would like to request an agenda item at the next meeting of the Texas Racing Commission. Specifically, Valley Race Park would like to request to eliminate our performance currently scheduled for November 28, 2015 and add one performance on Saturday, November 26, 2016.

Over the past year, Valley Race Park has been working diligently with industry stakeholders including the Texas Greyhound Association and Gulf Greyhound on plans to address the concerns raised by all parties as a result of the intense pressure from racetracks in other states where purse levels are the beneficiary of expanded gaming dollars. These concerns include lack of participation by Texas kennels and purse dollars that have to be redirected from Gulf Greyhound to Valley Race Park.

We believe this request is in the best interest of Texas Greyhound racing. This proposal has the support of the Texas Greyhound Association and Gulf Greyhound and is made in an effort to benefit all parties. Thank you for your consideration and please feel free to contact me if you need any further information.

Sincerely,


Andrea B. Young
President

CC: Nick James
Sally Briggs
Maury Korn



texas greyhound association

July 30, 2015

Mr. Chuck Trout
Executive Director
Texas Racing Commission
PO Box 12080
Austin, Texas 78711

Dear Mr. Trout,

The Texas Greyhound Association (TGA) is in support of Valley Race Park's (VRP) request to move its race day scheduled for November 28, 2015 to November 26, 2016. We have worked with VRP and Gulf Greyhound Park (GGP) over the last year to address all concerns regarding the race date in 2015. We feel it will be in the best interests of greyhound racing in Texas to move the date. This will help the kennels and greyhounds at GGP that they will be spared the expense of travel, lodging and board for the greyhounds, kennel owners and helpers. We have been in communication with Sally Briggs and Eric Wilson of GGP to run a matinee performance this year and use the monies collected at VRP in the same format of ten \$10,000 stakes races on a day to be determined.

With this in mind, we request you put this item as an agenda item on the next scheduled meeting of the Commission. The TGA Board of Directors, Kennel Owners, Breeders and Owners are in support of this request.

If you have any questions, please do not hesitate to call me.

(Sent via email and regular mail)

Sincerely,

Nick James
Executive Director

Cc: Sally Briggs, GGP General Manager
Eric Wilson, GGP Director of Compliance
Andrea Young, President



TEXAS RACING COMMISSION
P.O. BOX 12080
AUSTIN, TEXAS 78711-2080
(512) 833-6699
FAX (512) 833-6907

August 12, 2015

Ursula Parks
Director
Legislative Budget Board
P.O. Box 12666
Capitol Station
Austin, Texas 78711

Via email, inter-agency mail, and fax to (512) 475-2902

Re: HB 1, Texas Racing Commission, Rider 7
Request for Written Approval

Dear Ms. Parks:

Thank you for your letter of August 11, 2015, regarding Rider 7, Approval of Central Administration & Other Support Services, of the Texas Racing Commission's (TRC's) bill pattern in HB 1, General Appropriations Act, 84th Legislature, Regular Session, 2015.

Approval of Central Administration & Other Support Services. None of the appropriations above in Strategy D.1.1, Central Admin & Other Support Services may be expended until the Texas Racing Commission receives written approval from the Legislative Budget Board.

In response to the criteria identified in your letter, the Commission provides the following information:

1) *the date on which the Commission approved the request, if applicable;*

The Commission approved the Legislative Appropriations Request (LAR) for FY 2016-2017 at its meeting on August 29, 2014. The LAR submitted by the Commission contained the request for all of the appropriations found under Strategy D.1.1. Approval by the Commission of this subsequent request under Rider 7 is not applicable or required because this is not a request to make a transfer of appropriations under Part 14 of Article IX, General Provisions, of the General Appropriations Act. Rather, this is a request for approval of the appropriations that have already been approved by the Legislature, subject to the subsequent approval by the Legislative Budget Board (LBB).

2) *a statement justifying the need for the expenditure, including any associated statutory or other requirements;*

Strategy D.1.1 appropriations are essential to the continued operations of the Commission. They include authorization to expend funds for executive management and general administrative support services. The agency's Executive Director fulfills standard administrative head responsibilities in addition to performing top-level regulatory functions including enforcement actions and development of regulatory policy. The Executive Director's position is required by § 2.12 of the Texas Racing Act (TRA), Tex. Rev. Civ. Stat. Ann., Article 179e. Central administrative staff handle budget and finance (including payroll and accounting), purchasing, human resources, public information requests and fulfillment of state reporting requirements. These staff members develop and maintain the personnel policies and prepare reports as required under TRA § 2.19 and provide information to the public as required by TRA § 2.23. Strategy D.1.1 also includes authorization to pay the rent and electricity for the state headquarters.

3) *a detailed explanation of the intended use of the affected administrative funds;*

The Commission employs seven individuals in Central Administration & Other Support Services. These are the Executive Director, the Director of Administration, the Policy Development Officer, two accountants, one purchaser, and one executive assistant.

The Executive Director directs the day-to-day operations of the agency. Under 16 TAC § 303.8, he is responsible for administering the programs of the agency and has all powers necessary for such administration, as well as any specific duties assigned or functions delegated by the Commission. The Executive Director maintains the records of the agency and ensures compliance with open records and records retention laws. The Executive Director establishes the organizational structure of the agency's employees, including the establishment of divisions within the agency. The Executive Director ensures that agency reports required by law, such as the annual financial report and periodic reports on performance measures, are prepared and filed. The Executive Director enforces the Texas Racing Act, the Commission's Rules, and the Orders of the Commission, including determining the method of enforcement, the issuance of preliminary reports for administrative penalties, and the development of enforcement guidelines for use by the stewards and judges. The Executive Director issues occupational licenses and training facility licenses in accordance with the Act and the Rules, and reviews all applications for racetrack licenses and makes a report to the Commission regarding the issuance of racetrack licenses. The Executive Director organizes and employs staff as necessary to ensure the completion of each of these responsibilities.

The remainder of Central Administration & Other Support Services staff assist the Executive Director in completing many of these responsibilities. They process payroll, accounts payable, and travel vouchers; perform purchasing and procurement duties for the entire agency; oversee the fulfillment of state reporting requirements; maintain agency files; and respond to open records requests.

4) the impact on the agency's operations and mission of not expending the affected administrative funds;

Without approval of these appropriations, staff cannot expend any funds for these purposes, even if sufficient funds are available in other strategies. Of particular note of the impact of Rider 7 is its effect on the payroll function found in Strategy D.1.1. Rider 7 completely bars the expenditure of any funds to perform the tasks found in Strategy D.1.1 without the LBB's approval. Processing payroll is a Strategy D.1.1 function. The Commission may not directly use the funds found in other strategies to process payroll, and since Strategy D.1.1 is zero-funded without the LBB's approval, the Commission has no ability to request the transfer of other appropriations into that strategy. As a result, not only will the seven individuals directly employed under the strategy be effectively terminated, the Commission will not be able to direct the payment of any other employees. A direction to make such a payment would be rejected by the Comptroller's Office, and attempting to circumvent the restriction by falsely stating the purpose of the payment would be a criminal violation under Government Code § 403.071. Therefore, absent the necessary approvals from the Legislative Budget Board, the agency will no longer be able to fulfill its budgetary and financial responsibilities, including the ability to pay its employees and its rent, and as a result, I see no option but for the agency to close at the end of August 2015.

If the agency closes, all racing will also stop, including both live and simulcast racing. Live racing must stop, as the Act requires that the Commission provide three stewards or judges, as well as at least one veterinarian, to be present and supervise each race meeting. The Commission also provides investigators, auditors, licensing staff, and drug testing supervisors to ensure the integrity and safety of the sport. Without the necessary authorization, the Commission will no longer be able to pay the wages of those employees. Regarding simulcasting, it will not be in the public interest for the racetracks to conduct simulcasting beyond August 31, 2015, because that simulcasting will not be regulated and overseen by Commission staff. Such regulation is necessary to ensure that the proper payouts are made to the patrons and that the approximately \$3 million in state taxes and \$2.3 million in Texas-bred economic development incentives are properly calculated and remitted. Further, if the agency is closed, interstate simulcasting will soon end regardless of current approvals because the Interstate Horseracing Act (15 U.S. Code Chapter 57) requires the approvals of all future Texas simulcasting by the Commission in order to comply with federal law.

5) an estimate of how performance measures would be affected by not expending those administrative funds.

The Commission's performance measures relate to its ability to regulate ongoing racing activities in Texas. The agency's key measures are:

- Number of Horse Racetracks Regulated
- Number of Greyhound Racetracks Regulated
- Number of Racetrack Inspections
- Number of Texas Bred Awards
- Number of Occupational Licenses Suspended or Revoked
- Number of Investigations Completed

Percentage of Investigations Resulting in Disciplinary Action
Percentage of Licensees with No Recent Violations
Number of Race Animals Inspected Prior to Participating in a Race
Percentage of Race Animals Injured or Dismissed from Racetracks
Number of New Occupational Licenses Issued
Number of Occupational Licenses Renewed
Average Regulatory Cost per License
Average Time (minutes) Required to Issue a New Occupational License
Percentage of Compliance Audits Passed
Total Pari-Mutuel Handle (in Millions)
Total Take to the State Treasury from Pari-mutuel Wagering (in millions)

If the Commission is not able to expend the Strategy D.1.1 funds, then the agency will close and the performance measures will drop to zero because all racing activity will cease. In addition, the Commission will employ no staff, therefore there will be no employees to report the performance measures.

Pari-mutuel racing is an important component of the Texas economy. Each year, it provides approximately \$3 million in state taxes, \$2.3 million in economic development incentives, and \$26.75 million in purses. Ending racing will adversely affect the racetracks' many employees, the Commission's 6,700 licensees who participate in racing, the many secondary and tertiary businesses that serve the industry, and the approximately 1.5 million patrons who attend races annually.

Thank you for your time and your attention to this matter. If you have any questions or if I can provide any additional information that you need to complete your analysis, please let me know.

Sincerely,



Chuck Trout
Executive Director

cc: Robert Schmidt, Chairman



LEGISLATIVE BUDGET BOARD

Robert E. Johnson Bldg.
1501 N. Congress Ave. - 5th Floor
Austin, TX 78701

512/463-1200
Fax: 512/475-2902
<http://www.lbb.state.tx.us>

August 11, 2015

Mr. Chuck Trout
Executive Director
Texas Racing Commission
P.O. Box 12080
Austin, TX 78711

Re: HB 1, Texas Racing Commission, Rider 7

Dear Mr. Trout:

The following is in response to your letter regarding Rider 7, Approval of Central Administration & Other Support Services, of the Texas Racing Commission's bill pattern in HB 1, General Appropriations Act, 84th Legislature, Regular Session, 2015:

Approval of Central Administration & Other Support Services. None of the appropriations above in Strategy D.1.1, Central Admin & Other Support Services may be expended until the Texas Racing Commission receives written approval from the Legislative Budget Board.

Pursuant to the rider's directive, a request for approval to expend funds in fiscal year 2016-17 should be submitted in letter form to the Legislative Budget Board and must include at a minimum:

- 1) the date on which the Commission approved the request, if applicable;
- 2) a statement justifying the need for the expenditure, including any associated statutory or other requirements;
- 3) a detailed explanation of the intended use of the affected administrative funds;
- 4) the impact on the agency's operations and mission of not expending the affected administrative funds; and

August 11, 2015

Page 2

- 5) an estimate of how performance measures would be affected by not expending those administrative funds.

After receiving the above information, we will inform you if any additional information is needed in order for us to complete our analysis.

Please email Julie.Lindsey@lbb.state.tx.us if you have any additional questions regarding this matter.

Sincerely,



Ursula Parks
Director

/jl

cc:

Mike Morrissey
Kate McGrath
Shannon Ghangurde
John McGeady
Nora Velasco
Julie Lindsey

Andrew Blifford
Hunter Thompson
Sarah Keyton
Eduardo Rodriguez
Central Files

A. Brief Description of the Issue

- SHRP is looking to add/create a new wager that will create incremental handle on our live races and potentially create a large carryover pool over time. The proposed new rule represents a subset of the Pick (n) Position (x) wager included in the ARCI model rules.

B. Discussion of the Issue and Problem

Provide background on the issue to build context. Address the following:

- SHRP would be the first track in North America to offer this type of wager, so working with Sportech to develop the wager is paramount.
- SHRP assisted with writing rule 321.320 Super Hi-Five and since adding the wager to our live racing we have seen incremental handle to our product.

C. Possible Solutions and Impact

Provide possible recommendations to solve the problem. Include details on each proposed solution such as:

- Adding the Triple Trifecta (n) wager would allow other Texas tracks to offer the wager and lead to the possibility of large carryover opportunities throughout the year in Texas.
- Incremental handle to our live racing will provide increases to purses and commissions along with new marketing opportunities around a large carryover.
- SHRP has shown a 31% increase in handle on Super Hi-Five since its implementation in 2012.

D. Support or Opposition

Please identify any affected stakeholder groups that expressed support or opposition. (These stakeholders may include the racetracks, breed registries, owners, kennel owners, trainers, jockeys, veterinarians, or others.)

- *None at this time.*

E. Proposal

Sec. 321.322 Triple Trifecta wager

- a) The Triple Trifecta wager is not a parlay and has no connection with or relation to the win, place, and show pools shown on the tote board. All tickets on the Triple Trifecta wager shall be calculated as a separate pool.
- b) The association may select a distinctive name for the Triple Trifecta wager, with the prior written approval of the executive secretary.
- c) A Triple Trifecta wager is a contract between the holder of the ticket and the association and the ticket constitutes acceptance of this section. The association, Totalistor Company and the State of Texas are not liable to a person for a Triple Trifecta wager ticket that is

not a winning ticket under this section or for a Triple Trifecta wager ticket that is not delivered.

- d) The Triple Trifecta wager requires the selection of the first three finishers, in exact order, in each of three consecutive designated contests. Payment of the ticket may be made only to the purchaser who has selected the qualifying finishers in three designated races.
- e) A coupled entry or mutuel field in a race that is part of the Triple Trifecta races shall race as a single betting interest for the purpose of mutuel pool calculations and payoffs to the public.
- f) The association must obtain written approval from the executive secretary concerning the scheduling of the Triple Trifecta contests and the designation of qualifying races. Any change to the Triple Trifecta requires prior written approval from the executive secretary and the association.
- g) If no Triple Trifecta ticket is sold for the winning combination, then 100% of the net pool shall be carried over and made available on the next consecutive Triple Trifecta pool and shall be combined with and added to the net pool for such qualifying pool, and made available for payout.
- h) Except for refunds required by this section, a Triple Trifecta wager ticket may not be sold, exchanged, or canceled after the close of wagering on the first of the Triple Trifecta wager races.
- i) Dead heats. For the purposes of determining whether a Triple Trifecta wager correctly selected the finishers in exact position, animals in a dead heat are deemed to jointly occupy both or all positions in the dead heat. For calculation purposes, the Triple Trifecta will be calculated as a place pool.
- j) The minimum number of wagering interests required to offer Triple Trifecta wagering shall be six wagering interests in each of the Triple Trifecta races. If one of the legs of the Triple Trifecta scratches to less than six wagering interests then all wagers, less any carryover, shall be refunded.
- k) If after wagering has begun an animal entered in a Triple Trifecta race is scratched or otherwise prevented from racing, all money wagered on the affected animal shall be deducted from the Triple Trifecta pool and refunded to the holders of tickets on the affected animal.
- l) Canceled contests. If any of the Triple Trifecta contests are canceled or declared no contest, that Triple Trifecta pool, less any carryover, shall be refunded.
- m) If on the final day of a race meeting or on a designated mandatory payout date the Triple Trifecta pool has not been distributed under this section, then the net pool for that

performance plus any carryover from previous performances shall be paid out in the following manner:

- a) To those who correctly selected two of three trifectas in the Triple Trifecta races.
If there are no such wagers, then
 - b) To those who correctly selected one of three trifectas in the Triple Trifecta races.
If there are no such wagers, then
 - c) As a single price pool to holders of Triple Trifecta wagers.
- n) If the final or designated mandatory payoff performance is canceled or the pool has not been distributed under subsection (m) of this section the pool shall be deposited in an interest-bearing account approved by the executive secretary. The pool plus all accrued interest shall then be carried over and added to the Triple Trifecta pari-mutuel pool in the following race meeting on a date and performance designated by the association with the approval of the executive secretary.

1 **Sec. 321.322 Triple Trifecta wager**

2 (a) The Triple Trifecta wager is not a parlay and has no
3 connection with or relation to the win, place, and show pools
4 shown on the tote board. All tickets on the Triple Trifecta
5 wager shall be calculated as a separate pool.

6 (b) The association may select a distinctive name for the Triple
7 Trifecta wager, with the prior written approval of the executive
8 secretary.

9 (c) A Triple Trifecta wager is a contract between the holder of
10 the ticket and the association and the ticket constitutes
11 acceptance of this section. The association, totalisator company
12 and the State of Texas are not liable to a person for a Triple
13 Trifecta wager ticket that is not a winning ticket under this
14 section or for a Triple Trifecta wager ticket that is not
15 delivered.

16 (d) The Triple Trifecta wager requires the selection of the
17 first three finishers, in exact order, in each of three
18 consecutive designated contests. Payment of the ticket may be
19 made only to the purchaser who has selected the qualifying
20 finishers in three designated races.

21 e) A coupled entry or mutuel field in a race that is part of the
22 Triple Trifecta races shall race as a single betting interest
23 for the purpose of mutuel pool calculations and payoffs to the
24 public.

25 (f) The association must obtain written approval from the
26 executive secretary concerning the scheduling of the Triple
27 Trifecta contests and the designation of qualifying races. Any
28 change to the Triple Trifecta requires prior written approval
29 from the executive secretary and the association.

1 (g) If no Triple Trifecta ticket is sold for the winning
2 combination, then 100% of the net pool shall be carried over and
3 made available on the next consecutive Triple Trifecta pool and
4 shall be combined with and added to the net pool for such
5 qualifying pool, and made available for payout.

6 (h) Except for refunds required by this section, a Triple
7 Trifecta wager ticket may not be sold, exchanged, or canceled
8 after the close of wagering on the first of the Triple Trifecta
9 wager races.

10 (i) Dead heats. For the purposes of determining whether a Triple
11 Trifecta wager correctly selected the finishers in exact
12 position, animals in a dead heat are deemed to jointly occupy
13 both or all positions in the dead heat. For calculation
14 purposes, the Triple Trifecta will be calculated as a place
15 pool.

16 (j) The minimum number of wagering interests required to offer
17 Triple Trifecta wagering shall be six wagering interests in each
18 of the Triple Trifecta races. If one of the legs of the Triple
19 Trifecta scratches to less than six wagering interests then all
20 wagers, less any carryover, shall be refunded.

21 (k) If after wagering has begun an animal entered in a Triple
22 Trifecta race is scratched or otherwise prevented from racing,
23 all money wagered on the affected animal shall be deducted from
24 the Triple Trifecta pool and refunded to the holders of tickets
25 on the affected animal.

26 (l) Canceled contests. If any of the Triple Trifecta contests
27 are canceled or declared no contest, that Triple Trifecta pool,
28 less any carryover, shall be refunded.

1 (m) If on the final day of a race meeting or on a designated
2 mandatory payout date the Triple Trifecta pool has not been
3 distributed under this section, then the net pool for that
4 performance plus any carryover from previous performances shall
5 be paid out in the following manner:

6 (1) To those who correctly selected two of three trifectas
7 in the Triple Trifecta races.

8 If there are no such wagers, then

9 (2) To those who correctly selected one of three trifectas
10 in the Triple Trifecta races.

11 If there are no such wagers, then

12 (3) As a single price pool to holders of Triple Trifecta
13 wagers.

14 (n) If the final or designated mandatory payoff performance is
15 canceled or the pool has not been distributed under subsection
16 (m) of this section the pool shall be deposited in an interest-
17 bearing account approved by the executive secretary. The pool
18 plus all accrued interest shall then be carried over and added
19 to the Triple Trifecta pari-mutuel pool in the following race
20 meeting on a date and performance designated by the association
21 with the approval of the executive secretary.

A. Brief Description of the Issue

Modify language to streamline current rule by allowing Non- Commission license trainers to enter horses/ dog into a major stake races along with any overnight races.

B. Discussion of the Issue and Problem

Provide background on the issue to build context. Address the following:

- Non- Commission license trainers are able to enter horses into a stake race but are unable to enter additional horses to any overnight races.

C. Possible Solutions and Impact

Provide possible recommendations to solve the problem. Include details on each proposed solution such as:

- This will allow a Non- Commission license trainer to enter a horse in the Houston Ladies Classic or Connally Turf Cup and also provides the opportunity of the same trainer to bring additional horses to run in an overnight race(s).

D. Support or Opposition

Please identify any affected stakeholder groups that expressed support or opposition. (These stakeholders may include the racetracks, breed registries, owners, kennel owners, trainers, jockeys, veterinarians, or others.)

- No known opposition to the proposed rule.

E. Proposal

311.104 Trainers

(1) ~~Except as otherwise provided by this subsection, a trainer must obtain a trainer's license before the trainer may enter a horse or greyhound in a race.~~ A trainer may enter a horse or greyhound ~~in a race stakes-rae~~ without first obtaining a license, but must obtain a trainer's license **one hour prior to the post time of the first race of the day in which the trainer intends to race the horse or greyhound.** ~~before the horse or greyhound may start in the stakes race.~~ Except as otherwise provided by this section, to be licensed by the Commission as a trainer, a person must:

- (A) be at least 18 years old;
- (B) submit a minimum of two written statements from licensed trainers, veterinarians, owners, or kennel owners, attesting to the applicant's character and qualifications;
- (C) interview with the board of stewards or judges;
- (D) satisfactorily complete a written examination prescribed by the Commission; and
- (E) satisfactorily complete a practical examination prescribed by the Commission and administered by the stewards or racing judges or designee of the stewards or racing judges.

F. Supplement by TRC Staff

The proposal was discussed at the Rules Committee's meeting on August 11, 2015. No attendee spoke in opposition and TRC Racing Staff expressed support because the proposal would synchronize the licensure requirement for trainers with that for owners. However, if the Commission amends Rule 311.104 as requested by Sam Houston Race Park, legal staff recommends that Rule 311.1, Occupational Licenses, also be amended to remove the statement:

Any individual who enters an animal is deemed to be a participant in racing.

This sentence was added to Rule 311.1 in January 2008 to "enhance the ability of the racing associations to orderly accept and process race entries" according to the notice published in the *Texas Register* (33 *TexReg* 42). However, Sam Houston Race Park reports that the 2008 amendment did not accomplish this goal.

The sentence in Rule 311.1 is inconsistent with Sam Houston Race Park's proposal to modify 311.104, which explicitly removes the requirement that a trainer be licensed at the time of entry. Therefore, the Rule 311.1 statement should be removed if the Commission adopts the proposed amendment to Rule 311.104.

1 **Sec. 311.104. Trainers**

2 (a) Licensing.

3 (1) [~~Except as otherwise provided by this subsection, a~~
4 ~~trainer must obtain a trainer's license before the trainer may~~
5 ~~enter a horse or greyhound in a race.~~] A trainer may enter a
6 horse or greyhound in a [stages] race without first obtaining a
7 license, but must obtain a license one hour prior to the post
8 time of the first race of the day in which the trainer intends
9 to race the horse or greyhound. [~~before the horse or greyhound~~
10 ~~may start in the stakes race.~~] Except as otherwise provided by
11 this section, to be licensed by the Commission as a trainer, a
12 person must:

13 (A) be at least 18 years old;

14 (B) submit a minimum of two written statements from
15 licensed trainers, veterinarians, owners, or kennel owners,
16 attesting to the applicant's character and qualifications;

17 (C) interview with the board of stewards or judges;

18 (D) satisfactorily complete a written examination
19 prescribed by the Commission; and

20 (E) satisfactorily complete a practical examination
21 prescribed by the Commission and administered by the
22 stewards or racing judges or designee of the stewards or
23 racing judges.

24 (2)-(4) (No change.)

25 (b)-(k) (No change.)

Sec. 311.1. Occupational Licenses

(a) License Required

(1) A person other than a patron may not participate in racing at which pari-mutuel wagering is conducted unless the person has a valid license issued by the Commission. [~~Any individual who enters an animal is deemed to be a participant in racing.~~]

(2) A licensee may not employ a person to work at a racetrack at which pari-mutuel wagering is conducted unless the person has a valid license issued by the Commission.

(3) An association may not employ a person who works in an occupation that affords the employee an opportunity to influence racing with pari-mutuel wagering, or who will likely have significant access to the backside or restricted areas of a racetrack, unless the person has a valid license issued by the Commission.

(b)-(d) (No change.)

A. Brief Description of the Issue

By omitting the verbiage regarding the purse amount of a stake race will allow for a consistent rule for all horse breeds ran in the state of Texas.

B. Discussion of the Issue and Problem

Provide background on the issue to build context. Address the following:

- Stewards will have the ability to make a decision on all designated stake races, not those over a certain amount.

C. Possible Solutions and Impact

Provide possible recommendations to solve the problem. Include details on each proposed solution such as:

- Many of the stake races for the Quarter Horse and mix breeds fall under the current threshold.
- Coupled entries limit wagering opportunities to the betting public, which in returns lowers possible purse returns to the purse account.

D. Support or Opposition

Please identify any affected stakeholder groups that expressed support or opposition. (These stakeholders may include the racetracks, breed registries, owners, kennel owners, trainers, jockeys, veterinarians, or others.)

- No known opposition to the proposed rule.

E. Proposal

(a) Not more than two horses that have common interests through ownership, training, or lease may be entered in an overnight race, unless the race is divided.

(b) Except as provided by subsection (c) of this section, if two horses entered in a race are owned in whole or in part by the same individual or entity, the entry shall be coupled as a single wagering interest.

(c) In stakes races ~~with a purse of at least \$50,000~~, the stewards may allow two or more horses owned in whole or in part by the same individual or entity to race as separate wagering interests.

1 **Sec. 313.110. Coupled Entries**

2 (a) Not more than two horses that have common interests through
3 ownership, training, or lease may be entered in an overnight
4 race, unless the race is divided.

5 (b) Except as provided by subsection (c) of this section, if two
6 horses entered in a race are owned in whole or in part by the
7 same individual or entity, the entry shall be coupled as a
8 single wagering interest.

9 (c) In stakes races [~~with a purse of at least \$50,000~~], the
10 stewards may allow two or more horses owned in whole or in part
11 by the same individual or entity to race as separate wagering
12 interests.

**TEXAS RACING COMMISSION
COMMITTEE ON RULES**

Date of Request: 4/23/2015

***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

Contact Information:

Name:	Staff – Legal	Phone(s):	281-807-8747
E-mail address:	mark.fenner@txrc.texas.gov	Fax number:	281-807-8777
Mailing address:			

Check appropriate box(es):

Personal Submission *OR*

Submission on Behalf of _____
(Name of Organization)

Proposed Change to (if known): Chapter: 309 Rule: 8

Proposed Addition to (if known): Chapter: _____ Rule: _____

Other Rules Affected by Proposal (if any): Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Statutory Authority for Proposed Change: TRA §§ 5.01, 6.18

A. Brief Description of the Issue

Currently, racetrack license holders pay annual fees on one of two schedules.

- The annual fee for license holders that are currently operating, i.e. conducting live racing or simulcasting, is prorated on a monthly basis, so that each license holder pays one-twelfth of the fee at the beginning of each month.
- The annual fee for license holders that are not currently operating is due in full on September 1 of each year.

This system was designed to ensure that the agency will have sufficient cash flow at the beginning of each fiscal year to meet its expenses, particularly if the State sweeps excess funds from the Commission's operating account at the end of a biennium. However, it does place a burden on the non-operating license holders to provide a large upfront payment each year.

B. Discussion of the Issue and Problem

Allowing quarterly payments to be made by non-operating license holders during the fiscal year could relieve some of the strain caused by paying the annual fee up front each year, while still meeting the needs of the Commission to ensure that there is sufficient cash flow to meet its operating needs.

C. Possible Solutions and Impact

A practical solution to the problem imposed by a large license fee due in full at the beginning of each fiscal year is to spread the fee out over a payment schedule during the fiscal year. For example, quarterly payments could help smooth cash flow for non-operating racetrack license holders. Quarterly payments made at the beginning of each quarter would also ensure the Commission receives funds in a timely manner to cover associated costs over the next three months.

D. Support or Opposition

This proposal was originally submitted by Laredo Race Park, which claimed the support of all inactive racetrack license holders. However, at the Rules Committee Meeting on May 8, 2015, Laredo Race Park withdrew its support for the proposal after staff integrated the repeal of historical racing into the proposal. Staff then brought the proposal to the Commission at the meeting on June 9, 2015, as a staff initiative. The Commission voted to publish the proposal for public comment, and it subsequently appeared in the June 26, 2015, edition of the *Texas Register*. Staff has received no comments on the portion of the proposal relating to allowing non-operating license holders to pay annual fees on a quarterly basis. The proposal was further discussed at the Rules Committee Meeting on August 11, 2015, with no comments from attendees.

E. Proposal

See next page.

1 **Sec. 309.8. Racetrack License Fees.**

2 (a) Purpose of Fees. An association shall pay a license fee to
3 the Commission to pay the Commission's costs to administer and
4 enforce the Act, and to regulate, oversee, and license live and
5 simulcast racing [~~and pari-mutuel wagering~~] at racetracks.

6 (b) Annual License Fee.

7 (1) (No change.)

8 (2) An association that is conducting live racing[~~r~~
9 ~~historical racing~~] or simulcasting shall pay its annual license
10 fee by remitting to the Commission 1/12th of the fee on the
11 first business day of each month. [~~For the State Fiscal Year~~
12 ~~that begins on September 1, 2011, the monthly remittance shall~~
13 ~~begin in the month of January.~~]

14 (3) An association that is not conducting live racing[~~r~~
15 ~~historical racing~~] or simulcasting shall pay its annual license
16 fee in four equal installments on September 1, December 1, March
17 1, and June 1 [on September 1] of each fiscal year. [~~For the~~
18 ~~State Fiscal Year that begins on September 1, 2011, the annual~~
19 ~~license fees shall be paid in two separate payments. The first~~
20 ~~payment will be of \$100,000 and is due on September 1, 2011. The~~
21 ~~second payment will be of the remaining unpaid balance and shall~~
22 ~~be paid on January 1, 2012.~~]

23 (c) (No change.)

**TEXAS RACING COMMISSION
COMMITTEE ON RULES**

Date of Request: 3/31/2015

***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
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Contact Information:

Name:	Maury Korn	Phone(s):	956-364-7200
E-mail address:		Fax number:	956-428-0163
Mailing address:	2601 S. Ed Carey Dr., Harlingen, Texas 78552		

Check appropriate box(es):

Personal Submission *OR*

Submission on Behalf of Valley Race Park
(Name of Organization)

Proposed Change to (if known): Chapter: 303 Rule: 102

Proposed Addition to (if known): Chapter: _____ Rule: _____

Other Rules Affected by Proposal (if any): Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Statutory Authority for Proposed Change: Section 6.09(d)

A. Brief Description of the Issue

Formalize current treatment of greyhound breakage.

B. Discussion of the Issue and Problem

Section 6.09(d) of the Racing Act only explicitly addresses how 50% of the breakage from a greyhound race is to be allocated, and is silent on the remaining 50%. Under existing Commission practice, the remaining 50% is retained by the association. However, this treatment is not explicit in any existing Commission rule. Making this practice explicit in the Commission rules will give greyhound tracks additional certainty as to how breakage should be allocated.

C. Possible Solutions and Impact

VRP would propose to adopt a new rule clarifying how the 50% of greyhound breakage that is not explicitly addressed by the statute should be allocated.

D. Support or Opposition

Greyhound associations generally support the bill because it gives them additional certainty that current practices for allocating greyhound breakage are appropriate and authorized. VRP does not expect any opposition given that the rule does not change the status quo, it just formalizes this practice in the rules. VRP has conferred with the Texas Greyhound Association (TGA) and it is not opposed to the requested change.

(TRC Staff Notes: Staff presented an alternative approach to the request by drafting new rule 309.365, Breakage, which was supported by VRP. The Commission voted to publish the alternative proposal for public comment, and it subsequently appeared in the June 26, 2015, edition of the *Texas Register*. Staff has received no comments on the proposal. The proposal was further discussed at the Rules Committee Meeting on August 11, 2015, with no opposition from the attendees.)

E. Proposal

See next page.

1 **Sec. 309.365. Breakage**

2 A greyhound racing association shall pay fifty percent of the
3 breakage from a live pari-mutuel pool or a simulcast pari-mutuel
4 pool to the Texas Greyhound Association in accordance with §6.09
5 of the Act and §303.102(c) of this title (relating to Greyhound
6 Rules). A greyhound racing association shall retain the
7 remaining fifty percent of the breakage from a live pari-mutuel
8 pool or a simulcast pari-mutuel pool.

**TÉXAS RACING COMMISSION
COMMITTEE ON RULES**

Date of Request: 05/15/15

***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.

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email: info@txrc.texas.gov

Contact Information:

Name:	Michael Pelletier	Phone(s):	361-728-8675
E-mail address:	Mike.pelletier@txrc.texas.gov	Fax number:	409-986-9134
Mailing address:	Gulf Greyhound Park PO Box 488 La Marque, TX 77568-0488		

Check appropriate box(es):

- Personal Submission *OR*
- Submission on Behalf of Board of Judges Gulf Greyhound Park
(Name of Organization)

- Proposed Change to (if known): Chapter: 315 Rule: 315.111
- Proposed Addition to (if known): Chapter: _____ Rule: _____

- Other Rules Affected by Proposal (if any): Chapter: _____ Rule: _____
- Chapter: _____ Rule: _____
- Chapter: _____ Rule: _____
- Chapter: _____ Rule: _____

Statutory Authority for Proposed Change: TRA §3.02

A. Brief Description of the Issue

In subsection(b) the rule now says that an official schooling race must be at a distance not less than the distance nearest to 5/16 of a mile in use at the racetrack. We have been running official races over the 330yd distance for almost two years.

B. Discussion of the Issue and Problem

When a greyhound grades off or goes off for bad lines in 330yd races it must school at a distance that it is not conditioned to run. It has become very difficult for these greyhounds to requalify. If a greyhound runs most of its races over the 330yd distance it is usually because it can not run a 550yd race.

C. Possible Solutions and Impact

If allowed to school at the 330yd distance the greyhound would be running at a distance it can handle and get back on the active list thus helping improve the number of racers at the track and would help the owners who send greyhounds here to run this course.

D. Support or Opposition

The General Manager of Gulf Greyhound Park along with The Director of Racing and the Racing Secretary as well as several trainers and kennel owners support this rule change. No opposition to it has been expressed.

E. Proposal

Simply change the current language to say an official schooling race must be at a distance not less than the distance nearest the 3/16 mile course in use at the racetrack.

(TRC Staff Notes: At its meeting on June 9, 2015, the Commission voted to publish the proposal for public comment, and it subsequently appeared in the June 26, 2015, edition of the *Texas Register*. Staff has received no comments on the proposal.)

1 **Sec. 315.111. Schooling**

2 (a) (No change.)

3 (b) All schooling races shall be at a distance not less than
4 three-sixteenths of a mile unless otherwise approved by the
5 judges. ~~A scratch that occurs as a result of a violation of a~~
6 ~~racing rule carries a penalty and/or suspension of the greyhound~~
7 ~~for six race days. The racing judges shall review the cause for~~
8 ~~a scratch and may take disciplinary action. If a greyhound is~~
9 ~~scratched because the owner or trainer of the greyhound fails to~~
10 ~~have the greyhound at the track at the appointed time for~~
11 ~~weighing in, the racing judges may take disciplinary action~~
12 ~~against the person responsible.~~

13 (c)-(g) (No change.)

**TEXAS RACING COMMISSION
COMMITTEE ON RULES**

Date of Request: May 11, 2015

***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
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Phone: 512/833-6699 Fax: 512-833-6907
email: info@txrc.texas.gov

Contact Information:

Name:	Staff - Legal	Phone(s):	(512) 833-6699
E-mail address:	mark.fenner@txrc.texas.gov	Fax number:	(512) 833-6907
Mailing address:			

Check appropriate box(es):

Personal Submission *OR*

Submission on Behalf of Texas Racing Commission
(Name of Organization)

Proposed Change to (if known): Chapter: 319 Rule: 1

Proposed Addition to (if known): Chapter: _____ Rule: _____

Other Rules Affected by Proposal (if any): Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Statutory Authority for Proposed Change: TRA §§ 3.02, 3.16

A. Brief Description of the Issue

As drug testing technologies and skills have improved, racing laboratories have developed the ability to detect when otherwise naturally occurring substances have been administered to race animals in an attempt to influence the outcome of a race. The ARCI model rules have been amended to address this issue, but the Texas rules have not yet been so amended.

B. Discussion of the Issue and Problem

The significance of this issue has been raised recently by the discovery of high levels of cobalt in race horses. Cobalt is a mineral that is essential in all mammals, and is normally ingested as part of Vitamin B12. Administration of bulk cobalt salts to humans and other species has been demonstrated to increase red blood cell production. While there are no published studies available that indicate the plasma concentration of cobalt that produces either an effective or a toxic dose in a horse, there are reportedly cases at the Meadowlands and in Australia where tests have shown high levels of cobalt in horses.

ARCI's Scientific Advisory Group of the Drug Testing Standards and Practices Committee issued a report on cobalt in April 2015. The committee recommended that trainers of horses with a plasma cobalt concentration greater than 25 ppb, but less than 50 ppb, be issued a warning and have the horse placed on the vet's list until the level falls below 25 ppb. The committee recommended that trainers of horses with a plasma cobalt concentration greater than 50 ppb be given a Class B penalty.

Unfortunately, the Commission's rules do not currently include artificially high levels of naturally occurring substances as a "prohibited drug, chemical or other substance." Therefore, it would be difficult to prosecute a trainer for high levels of cobalt or any other natural substance.

C. Possible Solutions and Impact

ARCI's model rules have been amended to include "Substances present in the horse in excess of concentrations at which such substances could occur naturally" as a prohibited substance. The proposal would amend Rule 319.1 to include the same language.

D. Support or Opposition

The Commission voted to publish the proposal for public comment, and it subsequently appeared in the June 26, 2015, edition of the *Texas Register*. Staff has received no written comments on the proposal. The proposal was further discussed at the Rules Committee Meeting on August 11, 2015, with no opposition from the attendees.

E. Proposal

See next page.

1 **Sec. 319.1. Purpose and Definitions**

2 (a) (No change.)

3 (b) For purposes of this chapter, "prohibited drugs, chemicals,
4 or other substances" means:

5 (1) any stimulants, depressants, tranquilizers, local
6 anesthetics, drugs, other drug metabolites which could affect
7 the health or performance of a race animal, however minimal,
8 except as expressly permitted by this chapter;

9 (2) a drug permitted by this chapter in excess of the
10 maximum or other restrictions in this chapter; [~~and~~]

11 (3) a substance present in the race animal in excess of a
12 concentration at which such a substance could occur naturally;
13 and

14 (4) [~~(3)~~] a drug or substance, regardless of how harmless or
15 innocuous it might be, which interferes with the detection of
16 stimulants, depressants, tranquilizers, local anesthetics,
17 drugs, or drug metabolites which could affect the health or
18 performance of a race animal, however minimal, or quantitation
19 of drugs permitted by this chapter.

**TEXAS RACING COMMISSION
COMMITTEE ON RULES**

Date of Request: 06/01/2015

***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.

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email: info@txrc.texas.gov

Contact Information:

Name:	Staff - Racing	Phone(s):	512-833-6699
E-mail address:	cathy.cantrell@txrc.texas.gov	Fax number:	512-833-6907
Mailing address:			

Check appropriate box(es):

Personal Submission *OR*

Submission on Behalf of Texas Racing Commission
(Name of Organization)

Proposed Change to (if known): Chapter: 311 Rule: 216

Proposed Addition to (if known): Chapter: 311 Rule: 218

Chapter: 313 Rule: 405

Chapter: 313 Rule: 406

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Statutory Authority for Proposed Change: TRA § 3.02

A. Brief Description of the Issue

The Texas Rules require that anyone on association grounds who is mounted on a horse or who is holding a horse in a starting gate must wear an A.S.T.M. safety helmet. The Texas Rules also require a jockey in a race to wear a vest “designed to provide shock absorbing protection to the upper body of at least a rating of five, as defined by the British Equestrian Trade Association.” However, these rules have not been amended in at least ten years and are no longer consistent with ARCI’s model rules.

B. Discussion of the Issue and Problem

ARCI’s model rules recognize alternative safety standards in addition to those of A.S.T.M. Many licensees from other states have safety equipment that meets these other standards, yet if the Commission strictly applies its own rules to these licensees, they would have to purchase new A.S.T.M. equipment that may or may not be as safe as the ARCI-compliant equipment they already own.

In addition, the model rules establish safety standards for reins and require those holding horses in a starting gate to wear safety vests. The Texas Rules do not address either of these issues.

C. Possible Solutions and Impact

This proposal would create new Rule 211.218, Safety Equipment, which directly tracks the language of the model rule on safety helmets and vests in ARCI-008-010. The proposal would also amend existing references to safety equipment in the Texas Rules so that they refer the reader back to new Rule 211.218. The proposal does not address safety reins.

D. Support or Opposition

The Jockeys’ Guild has previously written a letter in support of adopting ARCI’s rules that relate to the safety and welfare of the equine and human athletes.

The Commission voted to publish the proposals for public comment, which subsequently appeared in the June 26, 2015, edition of the *Texas Register*. Staff has received no comments on the proposals. The proposal was further discussed at the Rules Committee Meeting on August 11, 2015, where John Beech of the Jockeys’ Guild expressed support for the proposals.

E. Proposal

See next pages.

1 **311.216. Conduct in Stable Area**

2 (a)-(b) (No change.)

3 (c) A licensee who is mounted on a horse or stable pony on
4 association grounds must wear a [~~an A.S.T.M. approved~~] safety
5 helmet meeting the requirements of §311.218 of this title
6 (relating to Safety Equipment) at all times.

7 (d) A licensee may not hold a horse in a starting gate unless
8 the licensee wears a properly fastened safety helmet meeting the
9 requirements of §311.218 of this title. [~~approved by A.S.T.M.~~]

10 (e) (No change.)

1 **Sec. 311.218. Safety Equipment**

2 (a) Helmets. Any licensee mounted on a horse or stable pony on
3 association grounds must wear a properly secured safety helmet at
4 all times. Additionally, all members of the starting gate crew
5 must adhere to this regulation at all times while performing
6 their duties or handling a horse. For the purpose of this
7 regulation, a member of the starting crew means any person
8 licensed as an assistant starter or any licensee who handles a
9 horse in the starting gate. The helmet must comply with one of
10 the following minimum safety standards or later revisions:

11 (1) American Society for Testing and Materials (ASTM 1163);

12 (2) UK Standards (EN-1384 and PAS-015); or

13 (3) Australian/New Zealand Standard (AS/NZ 3838).

14 (b) Vests. Any licensee mounted on a horse or stable pony on the
15 association grounds must wear a properly-secured safety vest at
16 all times. Additionally, all members of the starting gate crew
17 must also adhere to this regulation at all times while performing
18 their duties or handling a horse. For the purpose of this
19 regulation, a member of the starting gate crew means any person
20 licensed as an assistant starter or any licensee who handles a
21 horse at the starting gate. The safety vest must comply with one
22 of the following minimum standards or later revisions:

23 (1) British Equestrian Trade Association (BETA):2000 Level
24 1;

25 (2) Euro Norm (EN) 13158:2000 Level 1;

26 (3) American Society for Testing and Materials (ASTM) F2681-
27 08 or F1937.

28 (4) Shoe and Allied Trade Research Association (SATRA)
29 Jockey Vest Document M6 Issue 3; or

30 (5) Australian Racing Board (ARB) Standard 1.1998.

31 (c) A safety helmet or a safety vest shall not be altered in any
32 manner nor shall the product marking be removed or defaced.

1 **Sec. 313.405. Whips and Other Equipment**

2 (a)-(d) (No change.)

3 (e) A jockey may not ride in a race unless the jockey wears a
4 safety vest meeting the requirements of §311.218 of this title
5 (relating to Safety Equipment.) A safety vest may weigh no more
6 than two pounds ~~and must be designed to provide shock absorbing~~
7 ~~protection to the upper body of at least a rating of five, as~~
8 ~~defined by the British Equestrian Trade Association.~~

1 **Sec. 313.406. Colors and Number**

2 (a) (No change.)

3 (b) The jockey for a horse starting in a race shall be properly
4 attired for riding in the race and wear:

5 (1) the racing colors provided by the owner of the horse the
6 jockey is to ride, plus white riding pants, boots, and a number
7 on the right shoulder corresponding to the mount's number as
8 shown on the saddle cloth, head number if provided, and in the
9 official program; and

10 (2) a [an A.S.T.M. approved] safety helmet meeting the
11 requirements of §311.218 of this title (relating to Safety
12 Equipment.) [~~while mounted on any horse at a licensed racetrack.~~]
13 (c) (No change.)

**TEXAS RACING COMMISSION
COMMITTEE ON RULES**

Date of Request: 06/01/2015

***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.

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Contact Information:

Name:	Staff - Racing	Phone(s):	512-833-6699
E-mail address:	cathy.cantrell@txrc.texas.gov	Fax number:	512-833-6907
Mailing address:			

Check appropriate box(es):

Personal Submission *OR*

Submission on Behalf of Texas Racing Commission
(Name of Organization)

Proposed Change to (if known): Chapter: 313 Rule: 406

Proposed Addition to (if known): Chapter: _____ Rule: _____

Other Rules Affected by Proposal (if any): Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Statutory Authority for Proposed Change: TRA § 3.02

A. Brief Description of the Issue

The current rule provides that Quarter Horses, Paints, and Appaloosas shall wear head numbers that correspond to their numbers in the official program, but provides only that Thoroughbreds and Arabians may wear such head numbers.

B. Discussion of the Issue and Problem

On occasions, a head number will fall off during the post parade due to equipment failure and the association will not have a ready supply of extras. On other occasions, a particular horse may have a strong aversion to wearing a head number. On these occasions, the stewards do not have the authority to waive the head number requirement for Quarter Horses, Paints, and Appaloosas.

C. Possible Solutions and Impact

The proposed change would provide the stewards with the authority to waive the head number requirement in the case of equipment failure, missing equipment, or in the interest of safety.

D. Support or Opposition

The Commission voted to publish the proposal for public comment, and it subsequently appeared in the June 26, 2015, edition of the *Texas Register*. Staff has received no written comments on the proposal. The proposal was further discussed at the Rules Committee Meeting on August 11, 2015, with no opposition from the attendees.

E. Proposal

See next page.

1 **Sec. 313.406. Colors and Number**

2 (a) A horse starting in a race must carry a conspicuous saddle
3 cloth number corresponding to its number in the official
4 program. Quarter Horses, Paints, and Appaloosas shall, and
5 Thoroughbreds and Arabians may, wear head numbers that
6 correspond to their numbers in the official program. The
7 Stewards may waive the requirement for a horse to wear a head
8 number in the interest of safety or in the case of missing or
9 damaged equipment.

10 (b)-(c) (No change.)

**TEXAS RACING COMMISSION
COMMITTEE ON RULES**

Date of Request: 06/01/2015

***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.

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Mailing address:			

Check appropriate box(es):

Personal Submission *OR*

Submission on Behalf of Texas Racing Commission
(Name of Organization)

Proposed Change to (if known): Chapter: 311 Rule: 101

Proposed Addition to (if known): Chapter: _____ Rule: _____

Other Rules Affected by Proposal (if any): Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Statutory Authority for Proposed Change: TRA §§ 3.02, 7.02

A. Brief Description of the Issues

Owner/Trainer Issue

To be licensed as an Owner, Owner/Trainer, or Owner/Assistant Trainer, a person must be the owner of record of a properly registered horse that the person intends to race in Texas. This restriction does not take into consideration that trainers and assistant trainers often buy and sell horses over the timeframe of licensure and therefore may not own a horse at the time of applying for a license or for some period of time while the license is active.

Emergency License Issue

If an owner is unable to complete an application for an owner's license because of absence or illness, the licensed trainer may apply for an emergency license on behalf of the absent owner. Currently the trainer must submit at least the following information: the owner's full name, home or business address, telephone number, and social security number. Sometimes the trainer cannot get in touch with the owner to obtain the social security number and sometimes the owner is reluctant to provide this personal information to the trainer.

B. Discussion of the Issue and Problem

Owner/Trainer Issue

The rule restricts owners' licenses to those who actually own a race horse in order to prevent individuals from obtaining an Owner's license in order to improperly gain its associated privileges, such as unrestricted access to the backside. Associations sometimes offer additional benefits to those holding an owner's license such as free admission, free parking, designated seating areas, and other optional perks.

Under the current rule, when the applicant for an Owner/Trainer type license cannot show proof of horse ownership, the agency issues a Trainer's license only rather than an Owner/Trainer. Then, if and when the Trainer/Assistant Trainer becomes an owner of a properly registered horse, he/she must reapply for an Owner/Trainer license, and again pay the license fee. This can result in paying the \$100 license fee twice over the same timeframe.

Emergency License Issue

Aware of the tremendous increase in identity theft, staff has determined that the social security number is not crucial to the issuance of the emergency license, especially since the owner must provide all of the required licensing information, including the social security number, within 21 days of issuance of the emergency license.

C. Possible Solutions and Impact

Owner/Trainer Issue

Allow an applicant for a Trainer's or Assistant Trainer's license to also obtain an Owner's license if the person states an intention to own horses during the term of the license. Since trainers and assistant trainers must meet a higher standard for licensure than an owner and already have the privileges offered to owners, the proposed change does not compromise the purpose of requiring owners to demonstrate actual horse ownership. The proposed revision will also simplify the licensing process for trainers and assistant trainers and avoid imposing unnecessary expenses on them.

Emergency License Issue

The proposed rule amendment would allow the emergency licensing process to proceed without the social security number. Allowing the owner to provide the social security number directly to the Commission instead of asking the trainer to relay it as part of the emergency licensing process would also reduce the possibility that the owner's personally identifying information would be compromised.

D. Support or Opposition

The Commission voted to publish the proposal for public comment, and it subsequently appeared in the June 26, 2015, edition of the *Texas Register*. Staff has received no written comments on the proposal. The proposal was further discussed at the Rules Committee Meeting on August 11, 2015, with no opposition from the attendees.

E. Proposal

See next page.

1 **Sec. 311.101. Horse Owners**

2 (a) General Provisions.

3 (1) The owner of a horse, as listed on the animal's
4 registration paper, must obtain an owner's license from the
5 Commission. Except as otherwise provided by §313.301(a)(2) of
6 this title (relating to Officials and Rules of Horse Racing), a
7 person may not be licensed as an owner if the person is not the
8 owner of record of a properly registered horse that the person
9 intends to race in Texas. A person who meets the qualifications
10 for a trainer's or assistant trainer's license may also be
11 licensed as an owner if the person intends to be the owner of
12 record of a properly registered horse during the time of
13 licensure. Except as otherwise provided by this subsection, the
14 owner must be licensed one hour prior to the post time of the
15 first race of the day in which the owner intends to race the
16 animal.

17 (2)-(5) (No change.)

18 (b)-(f) (No change.)

19 (g) Emergency License.

20 (1)-(2) (No change.)

21 (3) The trainer applying for an emergency owner's license
22 must submit at least the following information: the owner's full
23 name, home or business address, and telephone number [~~, and~~
24 ~~social security number~~]. At the time of application, the
25 appropriate licensing fee must be paid to the Commission.
26 Failure to provide all of the foregoing information is grounds
27 for denial of an emergency owner's license.

28 (4)-(6) (No change.)

**TEXAS RACING COMMISSION
COMMITTEE ON RULES**

Date of Request: 06/01/2015

***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
E-mail: info@txrc.texas.gov

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Mailing address:			

Check appropriate box(es):

Personal Submission *OR*

Submission on Behalf of Texas Racing Commission
(Name of Organization)

Proposed Change to (if known): Chapter: 311 Rule: 102

Proposed Addition to (if known): Chapter: _____ Rule: _____

Other Rules Affected by Proposal (if any): Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Chapter: _____ Rule: _____

Statutory Authority for Proposed Change: TRA §§ 3.02, 7.01

A. Brief Description of the Issue

If an owner is unable to complete an application for an owner's license because of absence or illness, the licensed trainer may apply for an emergency license on behalf of the absent owner. Currently the trainer must submit at least the following information: the owner's full name, home or business address, telephone number, and social security number. Sometimes the trainer cannot get in touch with the owner to obtain the social security number and sometimes the owner is reluctant to provide this personal information to the trainer.

B. Discussion of the Issue and Problem

Aware of the tremendous increase in identity theft, staff has determined that the social security number is not crucial to the issuance of the emergency license, especially since the owner must provide all of the required licensing information, including the social security number, within 21 days of issuance of the emergency license.

C. Possible Solutions and Impact.

The proposed rule amendment would allow the emergency licensing process to proceed without the social security number. Allowing the owner to provide the social security number directly to the Commission instead of asking the trainer to relay it as part of the emergency licensing process would also reduce the possibility that the owner's personally identifying information would be compromised.

D. Support or Opposition

The Commission voted to publish the proposal for public comment, and it subsequently appeared in the June 26, 2015, edition of the *Texas Register*. Staff has received no written comments on the proposal. The proposal was further discussed at the Rules Committee Meeting on August 11, 2015, with no opposition from the attendees.

E. Proposal

There are separate rules for horse owners (Rule 311.101) and greyhound owners (Rule 311.102). The relevant portions of the emergency licensing provisions for both rules are identical, therefore staff recommends making the same amendment to the relevant sections of both rules. See next page for the language specific to the Greyhound Owners' rule.

1 **Sec. 311.102. Greyhound Owners**

2 (a)-(b) (No change.)

3 (c) Emergency License.

4 (1)-(2) (No change.)

5 (3) The trainer applying for an emergency owner's license
6 must submit at least the following information: the owner's full
7 name, home or business address, and telephone number [~~, and~~
8 ~~social security number~~]. At the time of application, the
9 appropriate licensing fee must be paid to the Commission.
10 Failure to provide all of the foregoing information is grounds
11 for denial of an emergency owner's license.

12 (4)-(6) (No change.)

13 (d) (No change.)

**TEXAS RACING COMMISSION
COMMITTEE ON RULES**

Date of Request: 06/01/2015
Updated 8/18/2015

***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.

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Mailing address:			

Check appropriate box(es):

Personal Submission *OR*
 Submission on Behalf of Texas Racing Commission
(Name of Organization)

Proposed Change to (if known): Chapter: 301 Rule: 1
 Proposed Addition to (if known): Chapter: 303 Rule: 31, 42

Other Rules Affected by Proposal (if any): Chapter: 309 Rule: 297, 299, 361
 Chapter: 321 Rule: 5, 12, 13, 23, 25,27

Repeal of: Chapter: 321 Rule: 701, 703, 705, 707, 709, 711, 713, 715, 717, 719
 :

Statutory Authority for Proposed Change: §§ 3.02, 3.021, 8.02, 11.01

A. Brief Description of the Issue

The 261st District Court of Travis County has ruled that the rules relating to historical racing exceeded the Commission's authority. The Commission has not appealed the decision, therefore it cannot take any action under those rules.

B. Discussion of the Issue and Problem

The continued existence of the invalidated rules creates confusion among some as to the Commission's intent going forward. Further, a number of necessary rules were amended in order to address historical racing, so any reference to historical racing in those rules calls their legitimacy into question.

C. Possible Solutions and Impact

The following rules pre-existed the historical racing effort. They are necessary, so they should be amended and retained.

- § 301.1, Definitions
- § 303.31, Regulation of Racing
- § 303.42, Approval of Charity Race Days
- § 309.8, Racetrack License Fees (this rule is addressed elsewhere in the agenda)
- § 309.297, Purse Accounts
- § 309.299, Horsemen's Representative
- § 309.361, Greyhound Purse Account and Kennel Account
- § 321.5, Pari-Mutuel Auditor
- § 321.12, Time Synchronization
- § 321.13, Pari-Mutuel Track Report
- § 321.23, Wagering Explanations
- § 321.25, Wagering Information
- § 321.27, Posting of Race Results

The rules within Chapter 321, Subchapter F, Regulation of Historical Racing, may be repealed in their entirety.

D. Support or Opposition

At its meeting on June 9, 2015, the Commission voted to publish the proposed amendments and repeals for public comment, and they subsequently appeared in the June 26, 2015 edition of the *Texas Register*.

Staff received nearly 1,300 public comments in response to the publication, all but four of which were in opposition to the repeal of the historical racing rules. Most comments were in the form of form letters, emails, and petition signatures. In addition, there were comments from legislators, organizations, and racetracks.

Staff received five comments from state legislators, one of which explicitly supported historical racing. The remaining four letters from legislators did not explicitly support historical racing, but they opposed making any connection between the agency's funding and its decision on the proposed repeal.

Staff received five letters opposing repeal from industry organizations: the Texas Greyhound Association; the Texas Thoroughbred Association; the Texas Horsemen's Partnership; the Jockeys' Guild; and a legal brief on behalf of the Texas Thoroughbred HBPA. Staff also received letters in opposition to repeal from Sam Houston Race Park and Gulf Greyhound Park.

Staff received three letters supporting the repeal of historical racing from three non-industry organizations: the Kickapoo Traditional Tribe of Texas; a representative of 300 organizations licensed to conduct charitable bingo; and Grey2K USA.

Staff has prepared a separate compilation of these comments and provided it to the Commissioners. This compilation will also be made available on the agency's website.

E. Proposals

See next pages.

1 **Sec. 301.1. Definitions.**

2 (a) (No change.)

3 (b) The following words and terms, when used in this part, shall
4 have the following meanings, unless the context clearly
5 indicates otherwise:

6 (1) - (31) (No change.)

7 ~~(32) Historical racing to present for pari-mutuel~~
8 ~~wagering, through a totalisator system that meets the~~
9 ~~requirements of Chapter 321, Subchapter F of this title~~
10 ~~(relating to Regulation of Historical Racing), a previously run~~
11 ~~horse or greyhound race that was:~~

12 ~~(A) authorized by the commission or by another racing~~
13 ~~jurisdiction;~~

14 ~~(B) concluded with official results and without~~
15 ~~scratches, disqualifications or dead-heat finishes; and~~

16 ~~(C) recorded by video, film, electronic, or similar~~
17 ~~means of preservation.~~

18 (32) [~~33~~] Horse--an equine of any breed, including a
19 stallion, gelding, mare, colt, filly, or ridgling.

20 (33) [~~34~~] Horse Race--a running contest between horses
21 for entry fees, purse, prize, or other reward, including the
22 following:

23 (A) Claiming race--a race in which a horse may be
24 claimed in accordance with the Rules.

25 (B) Derby race--a race in which the first condition of
26 eligibility is to be three years old.

27 (C) Futurity race--a race in which the first condition
28 of eligibility is to be two years old.

1 (D) Guaranteed race--a race for which the association
2 guarantees by its conditions a specified purse, which is
3 the limit of its liability.

4 (E) Handicap race--a race in which the weights to be
5 carried by the entered horses are adjusted by the racing
6 secretary for the purpose of equalizing their respective
7 chances of winning.

8 (F) Match race--a race between only two horses that
9 are owned by different owners.

10 (G) Maturity race--a race in which the first condition
11 of eligibility is to be four years of age or older.

12 (H) Optional claiming race--a claiming race in which
13 there is an option to have horses entered to be claimed for
14 a stated price or not eligible to be claimed.

15 (I) Progeny race--a race restricted to the offspring
16 of a specific stallion or stallions.

17 (J) Purse or overnight race--a race for which owners
18 of horses entered are not required by its conditions to
19 contribute money toward its purse.

20 (K) Stakes race--a race to which nominators of the
21 entries contribute to a purse.

22 (L) Starter race--an overnight race under allowance or
23 handicap conditions, restricted to horses which have
24 previously started for a designated claiming price or less,
25 as stated in the conditions of the race.

26 (M) Walkover race--a stakes race in which only one
27 horse starts or all the starters are owned by the same
28 interest.

1 (N) Weight for age race--a race in which weights are
2 assigned in keeping with the scale of weights in these
3 rules.

4 (34) [~~(35)~~] In today horse--a horse that is in the body of
5 a race program which is entered into a race on the next
6 consecutive race day.

7 (35) [~~(36)~~] Kennel area--an area on association grounds for
8 the boarding or training of greyhounds.

9 (36) [~~(37)~~] Lead out--an individual who handles a greyhound
10 from the lockout kennel to the starting box.

11 (37) [~~(38)~~] Locked in the gate--a horse or greyhound that
12 is prevented from leaving the starting gate or box due to the
13 failure of the front door of the gate or box to open
14 simultaneously with the other doors.

15 (38) [~~(39)~~] Lure--a mechanical apparatus at a greyhound
16 racetrack consisting of a stationary rail installed around the
17 track, a motorized mechanism that travels on the rail, and a
18 pole that is attached to the mechanism and extends over the
19 track, and to which a decoy is attached.

20 (39) [~~(40)~~] Maiden--a horse or greyhound that has never won
21 a race at a recognized race meeting authorized by the Commission
22 or by another racing jurisdiction.

23 (40) [~~(41)~~] Minus pool--a pool in which there are
24 insufficient net proceeds to pay the minimum price to holders of
25 the winning tickets.

26 (41) [~~(42)~~] Mutuel field--a group of horses joined as a
27 single betting interest in a race due to the limited numbering
28 capacity of the totalisator.

1 (42) [~~(43)~~] No race--a race that is canceled after being
2 run due to a malfunction of the starting gate or box or any
3 other applicable reason as determined by the Rules.

4 (43) [~~(44)~~] Nominator--the person in whose name a horse or
5 greyhound is entered for a race.

6 (44) [~~(45)~~] Occupational licensee--an individual to whom
7 the Commission has issued a license to participate in racing
8 with pari-mutuel wagering.

9 (45) [~~(46)~~] Odds--a number indicating the amount of profit
10 per dollar wagered to be paid to holders of winning pari-mutuel
11 tickets.

12 (46) [~~(47)~~] Off time--the moment when, on signal from the
13 starter, the horses or greyhounds break from the starting gate
14 or box and run the race.

15 (47) [~~(48)~~] Paddock--the area in which horses or greyhounds
16 gather immediately before a race.

17 (48) [~~(49)~~] Patron--an individual present on association
18 grounds during a race meeting who is eligible to wager on the
19 racing.

20 (49) [~~(50)~~] Pecuniary interest--includes a beneficial
21 ownership interest in an association, but does not include bona
22 fide indebtedness or a debt instrument of an association.

23 (50) [~~(51)~~] Performance--the schedule of horse or greyhound
24 races run consecutively as one program. A greyhound performance
25 consists of fifteen or fewer races unless approved by the
26 executive secretary.

27 (51) [~~(52)~~] Photofinish--the system of recording pictures
28 or images of the finish of a race to assist in determining the
29 order of finish.

1 (52) [~~(53)~~] Place--to finish second in a race.

2 (53) [~~(54)~~] Post position--the position assigned to a horse
3 or greyhound in the starting gate or box.

4 (54) [~~(55)~~] Post time--the time set for the arrival at the
5 starting gate or boxes by the horses or greyhounds in a race.

6 (55) [~~(56)~~] Purse--the cash portion of the prize for a
7 race.

8 (56) [~~(57)~~] Race date--a date on which an association is
9 authorized by the Commission to conduct races.

10 (57) [~~(58)~~] Race day--a day in which a numerical majority
11 of scheduled races is conducted and is a part of the
12 association's allocated race days.

13 (58) [~~(59)~~] Race meeting--the specified period and dates
14 each year during which an association is authorized to conduct
15 racing and/or pari-mutuel wagering by approval of the
16 Commission.

17 (59) [~~(60)~~] Racetrack facility--the buildings, structures
18 and fixtures located on association grounds used by an
19 association to conduct horse or greyhound racing.

20 (60) [~~(61)~~] Racetrack official--an individual appointed or
21 approved by the Commission to officiate at a race meeting.

22 (61) [~~(62)~~] Racing judge--the executive racing official at
23 a greyhound track.

24 (62) [~~(63)~~] Reasonable belief--a belief that would be held
25 by an ordinary and prudent person in the same circumstances as
26 the actor.

27 (63) [~~(64)~~] Recognized race meeting--a race meeting held
28 under the sanction of a turf authority.

1 (64) [~~+65~~] Refunded ticket--a pari-mutuel ticket that has
2 been refunded for the value of a wager that is no longer valid.

3 (65) [~~+66~~] Rule off--to bar an individual from the
4 enclosure of an association and to deny all racing privileges to
5 the individual.

6 (66) [~~+67~~] Rules--the rules adopted by the Texas Racing
7 Commission found in Title 16, Part VIII of the Texas
8 Administrative Code.

9 (67) [~~+68~~] Schooling race--a practice race conducted under
10 actual racing conditions but for which wagering is not
11 permitted.

12 (68) [~~+69~~] Scratch--to withdraw an entered horse or
13 greyhound from a race after the closing of entries.

14 (69) [~~+70~~] Scratch time--the closing time set by an
15 association for written requests to withdraw from a race.

16 (70) [~~+71~~] Show--to finish third in a race.

17 (71) [~~+72~~] Specimen--a bodily substance, such as blood,
18 urine, or saliva, taken for analysis from a horse, greyhound, or
19 individual in a manner prescribed by the Commission.

20 (72) [~~+73~~] Stakes payments--the fees paid by subscribers
21 in the form of nomination, entry, or starting fees to be
22 eligible to participate.

23 (73) [~~+74~~] Stallion owner--a person who is owner of
24 record, at the time of conception, of the stallion that sired
25 the accredited Texas-bred horse.

26 (74) [~~+75~~] Starter--a horse or greyhound entered in a race
27 when the doors of the starting gate or box open in front of the
28 horse or greyhound at the time the official starter dispatches
29 the horses or greyhounds.

1 (75) [~~76~~] Straight pool--a mutuel pool that involves
2 wagers on a horse or greyhound to win, place, or show.

3 (76) [~~77~~] Subscription--money paid to nominate, enter, or
4 start a horse or greyhound in a stakes race.

5 (77) [~~78~~] Tack room--a room in the stable area of a horse
6 racetrack in which equipment for training and racing the horses
7 is stored.

8 (78) [~~79~~] Totalisator--a machine or system for
9 registering and computing the wagering and payoffs in pari-
10 mutuel wagering.

11 (79) [~~80~~] Tote board--a facility at a racetrack that is
12 easily visible to the public on which odds, payoffs,
13 advertising, or other pertinent information is posted.

14 (80) [~~81~~] Tote room--the room in which the totalisator
15 equipment is maintained.

16 (81) [~~82~~] Tout--an individual licensed to furnish
17 selections on a race in return for a set fee.

18 (82) [~~83~~] Trial--a race designed primarily to determine
19 qualifiers for finals of a stakes race.

20 (83) [~~84~~] Uplink--an earth station broadcasting facility,
21 whether mobile or fixed, which is used to transmit audio-visual
22 signals and/or data emanating from a sending racetrack, and
23 includes the electronic transfer of received signals from the
24 receiving antenna to TV monitors within the receiving location.

25 (84) [~~85~~] Weigh in--the process by which a jockey is
26 weighed after a race or by which a greyhound is weighed before
27 being placed in the lockout kennel.

28 (85) [~~86~~] Weighing in weight--the weight of a greyhound
29 on weighing in to the lockout kennel.

1 (86) [~~+87~~] Weigh out--the process by which a jockey or
2 greyhound is weighed before a race.

3 (87) [~~+88~~] Weighing out weight--the weight of a greyhound
4 on weighing out of the lockout kennel immediately before post
5 time for the race in which the greyhound is entered.

6 (88) [~~+88~~] Win--to finish first in a race.

7 (89) [~~+90~~] Winner--

8 (A) for horse racing, the horse whose nose reaches the
9 finish line first, while carrying the weight of the jockey
10 or is placed first through disqualification by the
11 stewards; and

12 (B) for greyhound racing, the greyhound whose muzzle,
13 or if the muzzle is lost or hanging, whose nose reaches the
14 finish line first or is placed first through
15 disqualification by the judges.

16 (90) [~~+91~~] Active license--a racetrack license designated
17 by the commission as active.

18 (91) [~~+92~~] Inactive license--a racetrack license
19 designated by the commission as inactive.

1 **Sec. 303.31. Regulation of Racing**

2 The commission shall regulate each live and simulcast race
3 meeting conducted in this state and supervise the operation of
4 racetracks and the persons other than patrons who participate in
5 a race meeting.

6
7 **Sec. 303.42. Approval of Charity Race Days.**

8 (a) An association shall conduct charity days as required by the
9 Act. A greyhound association shall conduct at least five charity
10 race days each year. A Class 1 or Class 2 horse racetrack [~~that~~
11 ~~is not conducting historical racing~~] shall conduct at least two
12 and not more than five charity race days each year. [~~A Class 1~~
13 ~~or Class 2 horse racetrack that is conducting historical racing~~
14 ~~shall conduct at least three and not more than five charity race~~
15 ~~days each year.~~]

16 (b) An association shall apply to the commission not later than
17 July 1 of each year for charity race dates to be conducted in
18 the next calendar year. [~~During each application period in which~~
19 ~~an association applies for live race dates, the association~~
20 ~~shall also apply for charity race dates as necessary to comply~~
21 ~~with subsection (a) of this section.~~] The application must be in
22 writing and contain:

23 (1) - (4) (No change.)

24 (c) An association shall pay to the charity at least 2.0% of the
25 total pari-mutuel handle generated at the association's
26 racetrack on live races and imported simulcast races on the
27 charity race day.

28 (d) [~~Charities.~~]

29 [~~(1)~~] At least one of the charity days must be conducted
30 for a [~~percent of the pari-mutuel handle from live racing and~~

1 ~~simuleasting on charity racing days shall be contributed to a]~~
2 charity that directly benefits the persons who work in the
3 stable or kennel area of the racetrack. At least one of the
4 charity days must be conducted for [, and at least one percent
5 shall be contributed to] a charity that primarily benefits
6 research into the health or safety of race animals.

7 [~~(2) For a horse racing association conducting historical~~
8 ~~racing, at least 1.5% of the pari-mutuel handle from historical~~
9 ~~racing on charity racing days shall be contributed to a charity~~
10 ~~that directly funds veterinary research beneficial to promoting~~
11 ~~the health and soundness of horses; and at least one-half of one~~
12 ~~percent of the pari-mutuel handle from historical racing on~~
13 ~~charity racing days shall be contributed to a charity that~~
14 ~~facilitates youth participation in equestrian sports and~~
15 ~~activities.]~~

16 [~~(3) For a greyhound association conducting historical~~
17 ~~racing, at least two percent of the pari-mutuel handle from~~
18 ~~historical racing on charity racing days shall be contributed to~~
19 ~~a charity that provides for the medical care and rehabilitation~~
20 ~~of injured greyhounds.]~~

1 **Sec. 309.8. Racetrack License Fees.**

2 (a) Purpose of Fees. An association shall pay a license fee to
3 the Commission to pay the Commission's costs to administer and
4 enforce the Act, and to regulate, oversee, and license live and
5 simulcast racing [and pari-mutuel wagering] at racetracks.

6 (b) Annual License Fee.

7 (1) (No change.)

8 (2) An association that is conducting live racing [7
9 historical racing] or simulcasting shall pay its annual license
10 fee by remitting to the Commission 1/12th of the fee on the
11 first business day of each month. [~~For the State Fiscal Year~~
12 ~~that begins on September 1, 2011, the monthly remittance shall~~
13 ~~begin in the month of January.]~~

14 (3) An association that is not conducting live racing [7
15 historical racing] or simulcasting shall pay its annual license
16 fee in four equal installments on September 1, December 1, March
17 1, and June 1 [on September 1] of each fiscal year. [~~For the~~
18 ~~State Fiscal Year that begins on September 1, 2011, the annual~~
19 ~~license fees shall be paid in two separate payments. The first~~
20 ~~payment will be of \$100,000 and is due on September 1, 2011. The~~
21 ~~second payment will be of the remaining unpaid balance and shall~~
22 ~~be paid on January 1, 2012.]~~

23 (c) (No change.)

24

1 **Sec. 309.297. Purse Accounts.**

2 (a) All money required to be set aside for purses, whether from
3 wagering on live races or on simulcast wagering, are trust funds
4 held by an association as custodial trustee for the benefit of
5 horsemen. No more than three business days after the end of each
6 week's wagering, the association shall deposit the amount set
7 aside for purses into purse accounts maintained as trust
8 accounts for the benefit of horsemen by breed by the horsemen's
9 organization in one or more federally or privately insured
10 depositories.

11 (b) - (f) (No change.)

12

13 **Sec. 309.299. Horsemen's Representative.**

14 (a) Findings. The Commission finds a need for horse owners and
15 trainers to negotiate and covenant with associations as to the
16 conditions of live race meetings, the distribution of purses not
17 governed by statute, simulcast transmission and reception, and
18 other matters relating to the welfare of the owners and trainers
19 participating in live racing at an association. To ensure the
20 uninterrupted, orderly conduct of racing in this state, the
21 Commission shall recognize one organization to represent horse
22 owners and trainers on matters relating to the conduct of live
23 racing and simulcasting at Texas racetracks.

24 (b) (No change.)

25 (c) Authority and Responsibilities.

26 (1) An organization recognized under this section shall
27 negotiate with each association regarding the association's live
28 racing program, including but not limited to the allocation of
29 purse money to various live races, the exporting of simulcast

1 signals, [~~issues related to historical racing,~~] and the
2 importing of simulcast signals during live race meetings.
3 (2) - (6) (No change.)

1 **Sec. 309.361. Greyhound Purse Account and Kennel Account.**

2 (a) Greyhound Purse Account.

3 (1) All money required to be set aside for purses, whether
4 from wagering on live races or simulcast races, are trust funds
5 held by an association as custodial trustee for the benefit of
6 kennel owners and greyhound owners. No more than three business
7 days after the end of each week's wagering, the association
8 shall deposit the amount set aside for purses into a greyhound
9 purse account maintained in a federally or privately insured
10 depository.

11 (2) (No change.)

12 (b) (No change.)

13 (c) The Texas Greyhound Association ("TGA") shall negotiate with
14 each association regarding the association's live racing
15 program, including but not limited to the allocation of purse
16 money to various live races, the exporting of simulcast signals,
17 [~~issues related to historical racing,~~] and the importing of
18 simulcast signals during live race meetings.

19 (d) - (f) (No change.)

1 **Sec. 321.5. Pari-mutuel Auditor.**

2 (a) (No change.)

3 (b) The pari-mutuel auditor shall verify the wagering pool
4 totals for each live and simulcast performance [~~and any~~
5 ~~historical racing pools~~]. The pari-mutuel auditor's verification
6 of the pool totals is the basis for computing the amount of
7 money to be set aside from each pool for the following:

8 (1) - (6) (No change.)

9 (c) (No change.)

10

11 **Sec. 321.12. Time Synchronization.**

12 (a) Display and verification of the accurate off time and start
13 of a [~~live or simuleast~~] race is critical. To ensure accurate
14 verification of off time with the close of betting on all [~~live~~
15 ~~and simuleast~~] races, the association shall ensure:

16 (1) - (3) (No change.)

17 (b) (No change.)

18

19 **Sec. 321.13. Pari-mutuel Track Report.**

20 (a) Daily Pari-Mutuel Summary Report.

21 (1) - (3) (No change.)

22 (4) The report must contain, by each live and simulcast
23 performance[~~, and for each day historical racing is conducted~~],
24 the following:

25 (A) - (D) (No change.)

26 (E) all purses earned, broken out by source, such as
27 live, [~~historical racing,~~] simulcast, cross species, and
28 export;

29 (F) - (H) (No change.)

30 (b) (No change.)

1 **Sec. 321.23. Wagering Explanations.**

2 (a) (No change.)

3 [~~(b) Historical racing terminals operated by an association must~~
4 ~~provide:~~]

5 [~~(1) an explanation of the rules of the various types of~~
6 ~~wagers offered through that terminal; and]~~

7 [~~(2) information about the expiration date of vouchers~~
8 ~~issued by the terminal, which must be printed on the vouchers.]~~

9 (b) [~~(e)~~] Wagering explanations must be reviewed and approved by
10 the executive secretary before publication.

11

12 **Sec. 321.25. Wagering Information.**

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

14 [~~(d) Wagering information for historical racing must be audited~~
15 ~~by an independent third party approved by the executive~~
16 ~~secretary before the information is displayed or wagers taken on~~
17 ~~the associated race.]~~

18

19 **Sec. 321.27. Posting of Race Results.**

20 An association shall submit to the executive secretary for
21 approval a plan for providing live and simulcast race results to
22 the wagering public. The plan must include:

23 (1) methods by which the results will be provided;

24 (2) types of results to be provided; and

25 (3) the retention period of the race results.

1 REPEAL OF THE FOLLOWING SUBCHAPTER AND RULES
2
3 SUBCHAPTER F. REGULATION OF HISTORICAL RACING
4 Sec. 321.701. Purpose
5 Sec. 321.703. Historical Racing
6 Sec. 321.705. Request to Conduct Historical Racing
7 Sec. 321.707. Requirements for Operating a Historical Racing
8 Totalisator System
9 Sec. 321.709. Types of Pari-Mutuel Wagers for Historical Racing
10 Sec. 321.711. Historical Racing Pools; Seed Pools
11 Sec. 321.713. Deductions from Pari-Mutuel Pools
12 Sec. 321.715. Contract Retention, Pari-Mutuel Wagering Record
13 Retention
14 Sec. 321.717. Effect of Conflict
15 Sec. 321.719. Severability