



**TEXAS RACING COMMISSION**  
**P. O. Box 12080**  
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Texas Racing Commission  
Wednesday, August 16, 2023  
10:30 a.m.  
6100 Guadalupe St., Bldg. E  
Criminal Law Enforcement Auditorium  
Austin, Texas 78752

**AGENDA**

**I. CALL TO ORDER**

**II. PLEDGES (U.S. AND TEXAS)**

**III. COMMISSIONER REMARKS**

- A. Commission Chair
- B. Commission Vice Chair
- C. Commission Members

**IV. PUBLIC COMMENTS**

**V. STAFF REPORTS**

- A. Executive Director Report

**VI. GENERAL BUSINESS**

- A. Discussion and possible action to approve the interagency agreement with the Texas Veterinary Medical Diagnostic Lab (TVMDL) for FY 2024 under TEX. OCC. CODE § 2034.002.

**VII. PROCEEDINGS ON THE HORSE INDUSTRY ESCROW ACCOUNT AND TEXAS BRED INCENTIVE FUND**

- A. Discussion and possible action to approve the distribution allocation percentages to state horse breed registries and licensed racetracks for FY 2024-2026 under TEX. OCC. CODE §2028.204 and § 2028.301.

**VIII. RACETRACK PROCEEDINGS**

- A. Discussion and possible action to approve officer and management change for Sam Houston Race Park, Manor Downs, and Valley Race Park. TEX. OCC. CODE §2026.153.
  - 1. Sam Houston Race Park, LLC to appoint Bryan Pettigrew as Vice President and General Manager replacing Dwight Berube
  - 2. Valley Race Park, LLC to appoint Bryan Pettigrew as Vice President and General Manager replacing Dwight Berube
  - 3. Hill Lane, LLC to appoint Bryan Pettigrew as Vice President and General Manager replacing Dwight Berube.
- B. Discussion and possible action to ratify the two-year extension of the Penn Entertainment and Global Tote 2013 Master Agreement on behalf of Sam Houston Race Park in accordance with 16 TEX. ADMIN. CODE §309.162.
- C. Discussion on active racetrack licenses scheduled for review under 16 TEX. ADMIN. CODE §309.53:
  - 1. Valley Race Park
  - 2. Retama Park

**IX. EXECUTIVE SESSION (AS NEEDED)**

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

- A. Under TEX. GOV'T CODE §551.071(1), the Commission may enter an executive session to seek the advice of its attorney regarding pending or contemplated litigation or regarding a settlement offer.
- B. Under TEX. GOV'T CODE §551.071(2), the Commission may enter 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 Government Code § 551.074(a)(1), the Commission may enter an executive session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.
- D. Under TEX. OCC. CODE §2025.005, the Commission may enter an executive session to review security plans and management, concession, and totalisator contracts.

**X. NEXT COMMISSION MEETING**

Wednesday, September 5, 2023, 10:30 a.m.

**XI. ADJOURN**