



**TEXAS RACING COMMISSION**  
**P. O. Box 12080**  
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Texas Racing Commission  
Wednesday, September 21, 2011  
10:30 a.m.  
Texas Animal Health Commission  
2105 Kramer Lane  
Auditorium  
Austin, Texas 78758

## **AGENDA**

**I. CALL TO ORDER**  
Roll Call

**II. PUBLIC COMMENT**

**III. GENERAL BUSINESS**

Discussion and consideration of the following matters:

Reports by the Executive Director and Staff regarding Administrative Matters

- A. Budget and Finance Update
- B. Report on Racetrack Inspections
- C. Report on Wagering Statistics
- D. Enforcement Report
- E. Report by the Safety and Medication Working Group
- F. Report by the Ad Hoc Committee on Finance
- G. Report by the Ad Hoc Committee on Rules to Implement HB 2271
- H. Report by the Committee on Rules
- I. Report on the Greyhound Race Date Committee

- J. Report on the Horse Race Date Committee
- K. Discussion of Commission Meeting Dates for 2012
- L. Discussion of Process for Election of the Vice Chair

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

- M. Approval of the Internal Audit Plan for Fiscal Year 2012

#### **IV. PROCEEDINGS ON RACETRACKS**

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

- A. Report on Requests to Change Location under Texas Racing Act § 6.14
- B. Request by Valle de los Tesoros for Approval of a Temporary Location under Texas Racing Act § 6.15
- C. Allocation of Live Race Dates for Greyhound Racetracks under Commission Rule 303.41 for the Period beginning January 1, 2012, and ending August 31, 2013
- D. Allocation and Amendment of Live Race Dates for Horse Racetracks under Commission Rule 303.41 for the Period beginning January 1, 2012, and ending August 31, 2013, including Alternative Race Date Calendars
- E. Request by Retama Park to Amend its 2011 Live Racing Schedule
- F. Allocation of Escrowed Purse Account Revenue under Commission Rule 321.509
- G. Request by Laredo Downs (LRP Group, Ltd.) for Approval of One (1) Change of Ownership of Less than 1%

Discussion and consideration on the following matters:

- H. Progress Reports by Inactive Racetrack License Holders on Preparations to Begin Live Racing
  1. Progress Report by Austin Jockey Club
  2. Progress Report by Saddle Brook Park
  3. Progress Report by Valle de los Tesoros
  4. Progress Report by Laredo Downs
  5. Progress Report by Laredo Race Park
  6. Progress Report by Manor Downs

**V. PROCEEDINGS ON RULEMAKING**

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

Rule Proposals

- A. Proposal to Amend Rule 301.1, Definitions
- B. Proposal to Amend Rule 309.8, Racetrack License Fees
- C. Proposal to Amend Rule 309.129, Automatic Banking Machines
- D. Proposal to Amend Rule 311.3, Information for Background Investigation
- E. Proposal to Amend Rule 319.335, Auditing and Approval of Testing Costs
- F. Proposal to Amend Rule 319.336, Payment of Testing Costs
- G. Proposal to Amend Rule 321.36, Remittance of Unclaimed Outs and Vouchers
- H. Proposal to Amend Rule 319.3, Medication Restricted
- I. Proposal to Amend Rule 321.407, Approval of Wagering on Simulcast Import Races

Rule Adoptions

- J. Adoption of Amendment to Rule 321.1, Definitions and General Provisions
- K. Adoption of Amendment to Rule 321.35, Claim for Payment
- L. Adoption of Amendment to Rule 321.41, Cashing Outstanding Tickets
- M. Adoption of Amendment to Rule 321.42, Cashing Outstanding Vouchers

**VI. EXECUTIVE SESSION**

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

- A. Under Government Code Sec. 551.071(1), the Commission may open an executive session to seek the advice of its attorney regarding pending or contemplated litigation, or regarding a settlement offer.
- B. Under Government Code Sec. 551.071(2), the Commission may open an executive session to discuss all matters identified in this agenda where the commission seeks the advice of their attorney as privileged communications under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas and to discuss the Open Meetings Act and the Administrative Procedures Act.

- C. Under Texas Racing Act, Tex. Rev. Civ. Stat. Ann. art. 179e, Sec. 6.03, the Commission may open an executive session to review security plans and management, concession, and totalisator contracts.

**VII. OLD/NEW BUSINESS**

Schedule next Commission Meeting

**VIII. ADJOURN**