



TEXAS RACING COMMISSION

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

Texas Racing Commission
Thursday, February 18, 2016
10:30 a.m.
John H. Reagan Building
105 W. 15th Street
Austin, Texas 78701

AGENDA

I. CALL TO ORDER

Roll Call

II. PROCEEDINGS ON RULEMAKING

Discussion, consideration and possible action on the following matters:

A. Adoption of Amendments and Adoption of Repeals of Rules Related to Historical Racing as published in the January 1, 2016, edition of the *Texas Register*:

- 1) Adoption of Amendment to Rule 301.1, Definitions
- 2) Adoption of Amendment to Rule 303.31, Regulation of Racing
- 3) Adoption of Amendment to Rule 303.42, Approval of Charity Race Days
- 4) Adoption of Amendment to Rule 309.8, Racetrack License Fees
- 5) Adoption of Amendment to Rule 309.297, Purse Accounts
- 6) Adoption of Amendment to Rule 309.299, Horsemen's Representative
- 7) Adoption of Amendment to Rule 309.361, Greyhound Purse Account and Kennel Account
- 8) Adoption of Amendment to Rule 321.5, Pari-Mutuel Auditor
- 9) Adoption of Amendment to Rule 321.12, Time Synchronization
- 10) Adoption of Amendment to Rule 321.13, Pari-Mutuel Track Report
- 11) Adoption of Amendment to Rule 321.23, Wagering Explanations
- 12) Adoption of Amendment to Rule 321.25, Wagering Information

- 13) Adoption of Amendment to Rule 321.27, Posting of Race Results
- 14) 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

B. Withdrawal of Proposed Repeal of Rule 321.705, Request to Conduct Historical Racing, as published in the January 1, 2016, edition of the *Texas Register*.

C. Proposal to Amend Rule 321.705, Request to Conduct Historical Racing. If approved by the Commission, this new proposal will be published in the *Texas Register* for public comment.

III. 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.

IV. ADJOURN