



**AMENDED ARIZONA RACING COMMISSION
MONDAY, APRIL 19, 2021
686th REGULAR MEETING AGENDA**

Pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.03(A)(3), the Arizona Racing Commission (Commission) may vote to go into Executive Session for the purpose of obtaining legal advice from its attorney(s) on any matter listed on the Agenda. Any such Executive Session will not be open to the public.

A. Call to Order of the 686th Regular Arizona Racing Commission Meeting of April 19, 2021

B. Executive Session

The following item is for Executive Session purposes only:

1. *Simms v. Simms, et al.*, Case No. 1 CA-CV 18-0546, and *Simms v. Arizona Racing Commission, et al.*, Case No. LC2016-000505, regarding a Racing License for Ronald A. Simms, Case No. 14A-020-RAC. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) or (4) in order to discuss with and instruct its attorney(s) on this matter.
2. *Arizona Downs LLC v. Arizona Racing Commission et al.*, LC2021-000012-001 DT; In re the Appeal of Turf Racing, LLLP dba Turf Paradise 21A-002-RAC; In re the Appeal of Arizona Downs, 21A-003-RAC. Appeals in the Superior Court and the Office of Administrative Hearings by Arizona Downs contesting the Commission's December 2020 decision to deny the rehearing/review of the Commission's November 2020 decision to approve the Turf Paradise and Monarch Content Management simulcast contract pursuant to A.R.S. § 5-112(u). Appeal in the Office of Administrative Hearings by Turf Paradise contesting the Commission's December 2020 decision to deny IHA 3004 consent for wagering on signals imported from racetracks associated with the Monarch Content Management contract previously approved. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) or (4) in order to discuss with and instructs its attorney(s) on this matter.

C. Action Items: Review, discussion and possible action on:

1. Race Horse Adoption Grants.
2. Request from Santa Cruz County Fair & Rodeo Association to Cancel its 2021 Live Race Season due to COVID-19 Restrictions.
3. Arizona Downs Request for Race Dates for 2021 Race Meet. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorney(s) on this matter.
4. Request from Sportech, Inc. for Temporary Continuation of Existing 2021 Tote License Due to Acquisition by BetMakers US. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorney(s) on this matter.
5. Request from Arizona Downs, LLC, for Approval of Michael Weiss as General Manager.

6. Turf Paradise's Request for the Commission to Revisit the Procedure Concerning Off-Track Betting Facilities and the 60 Mile Radius Issue Pursuant to IHA Section 3004(b)(1) Approved at the September 2018 Commission Meeting and Continued from the March 11, 2021 Meeting. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorney(s) on this matter.

7. Simulcast Agreements Pursuant to A.R.S. § 5-112(U)
 - A. Arizona Downs
 1. Churchill Downs Incorporated
 2. PNK (Ohio), LLC dba Beltera Park Cincinnati
 3. NYRA Content Management Solutions, LLC
 4. Omaha Exposition & Racing, Inc. d/b/a Horsemen's Park
 5. Prairie Meadows Racetrack & Casino, Inc.
 6. SunRay Gaming of New Mexico, LLC

 - B. Turf Paradise
 1. Churchill Downs Incorporated
 2. PNK (Ohio), LLC dba Beltera Park Cincinnati
 3. NYRA Content Management Solutions, LLC
 4. SunRay Gaming of New Mexico, LLC

8. Simulcast Horse Racing Import Signal Content Pursuant to IHA Section 3004(a)(3)
 - A. Arizona Downs
 1. Arlington Park (anticipated dates 04/30/2022 – 09/25/2021)
 2. Assiniboia (anticipated dates 05/17/2021 – 09/08/2021)
 3. Belmont Park (anticipated dates 04/22/2021 – 07/11/2021)
 4. Belterra (anticipated dates 04/29/2021 – 10/08/2021)
 5. Canterbury Park (anticipated dates 05/18/2021 – 09/16/2021)
 6. Churchill Downs (anticipated dates 04/24/2021 – 06/26/2021)
 7. Colonial Downs (anticipated dates 07/19/2021 – 09/01/2021)
 8. Delaware Park (anticipated dates 05/26/2021 – 10/16/2021)
 9. Ellis Park (anticipated dates 06/27/2021 – 09/04/2021)
 10. Emerald Downs (anticipated dates 5/19/2021 – 09/23/2021)
 11. Evangeline Downs (anticipated dates 04/28/2021 – 09/18/2021)
 12. Fairmount Park (anticipated dates 04/27/2021 – 09/06/2021)
 13. Grants Pass (anticipated dates 05/10/2021 – 07/13/2021)
 14. Indiana Grand (anticipated dates 04/13/2021 – 11/08/2021)
 15. Louisiana Downs (anticipated dates 05/01/2021 – 09/22/2021)
 16. Mountaineer Park (anticipated dates 04/25/2021 – 12/01/2021)
 17. Prairie Meadows (anticipated dates 04/30/2021 – 09/25/2021)
 18. Sam Houston (anticipated dates 04/23/2021 – 06/12/2021)
 19. Sunray Park (anticipated dates 04/23/2021 – 5/30/2021)
 20. Thistledown (anticipated dates 04/26/2021 – 10/14/2021)
 21. Woodbine (anticipated dates 05/07/2021 – 12/05/2021)

 - B. Turf Paradise
 1. Arlington Park (anticipated dates 04/30/2022 – 09/25/2021)
 2. Assiniboia (anticipated dates 05/17/2021 – 09/08/2021)
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 13. Grants Pass (anticipated dates 05/10/2021 – 07/13/2021)
 14. Hastings Park (anticipated dates 05/01/2021 – 10/23/02021)
 - ~~14-15.~~ Indiana Grand (anticipated dates 04/13/2021 – 11/08/2021)
 - ~~15-16.~~ Louisiana Downs (anticipated dates 05/01/2021 – 09/22/2021)

- ~~16~~ 17. Mountaineer Park (anticipated dates 04/25/2021 – 12/01/2021)
- ~~17~~ 18. Prairie Meadows (anticipated dates 04/30/2021 – 09/25/2021)
- ~~18~~ 19. Sam Houston (anticipated dates 04/23/2021 – 06/12/2021)
- ~~19~~ 20. Sunray Park (anticipated dates 04/23/2021 – 5/30/2021)
- ~~20~~ 21. Thistledown (anticipated dates 04/26/2021 – 10/14/2021)
- ~~21~~ 22. Woodbine (anticipated dates 05/07/2021 – 12/05/2021)

- 9. Training Presented by Assistant Attorney General Kelly Wagner. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorney(s) on this matter.
 - A. Review of Statutes and Regulations
 - B. Open Meeting Law Review
 - C. Robert's Rules of Order Review
- 10. Arizona Downs Request for Off-Track Facility:
 - Dirty Birdies, 2285 E. Butler Ave., Flagstaff, AZ 86004

D. Information Reports

- 1. Track Safety Report(s)
- 2. Jockey Concussion Protocols (Darrell Haire, Jockey's Guild)
- 3. Budget Report (Director Casillas/Jason La Forest)
- 4. Permittee Reports – **Not to exceed 3 minutes**
 - a. American Greyhound Racing
 - b. Arizona Downs
 - c. County Fairs
 - d. Rillito Park
 - e. Tucson Greyhound Park
 - f. Turf Paradise
- 5. Optional Industry Stakeholder Association Updates (limited to officers or officially designated spokesperson) – **Not to exceed 3 minutes**
 - a. Arizona Counties Racing Association
 - b. Arizona Quarter Horse Racing Association
 - c. Arizona Thoroughbred Breeders Association
 - d. Horsemen's Benevolent & Protective Association
 - e. Jockey's Guild

E. Commission Reports

- 1. Summary of Current Events Affecting the Arizona Racing Commission. A.R.S. § 38-431.02(K) – Only Commission Members or the Director may report. No discussion or action may be taken on matters reported unless properly noticed for legal action or discussion.
- 2. Identification of matters to be placed on future Agendas.

F. Call to the Public

Those members of the public wishing to address the Commission should please notify Commission Secretary, Cassie Goodwin, via EMAIL at cgoodwin@azgaming.gov, by 9 a.m. April 19, 2021 with your name and the portion of the Agenda for which you wish to address the Commission. If any person wishes to address the Commission after the meeting has commenced, those persons may TEXT Commission Secretary, Cassie Goodwin, at 480-276-5005, giving their name and the portion of the Agenda for which they wish to address the Commission, and the information will be provided to the Chair of the Racing Commission during the meeting. They may also submit a request via the "chat" feature in Google Meet. The Chair will recognize the request and, time permitting, each presentation will be given approximately three (3) minutes to speak. Those requesting to speak should be prepared to use a phone to call into the meeting at 541-626-6148 PIN 398 809 873# or the microphone on their device as soon as the Chair recognizes them to speak. Action taken as a result of public comment will be limited to directing staff to study the matter or ask that the matter be placed on a future Agenda, pursuant to A.R.S. § 38-431.01(H).

G. Announcements

The next regularly scheduled Commission meeting will be at **10:00 AM on Thursday, May 13, 2021** at **1110 W. Washington St., Phoenix, Arizona or via Google Meet**, and is subject to change based on a quorum. For current information about the Arizona Racing Commission meeting schedule, please visit the Arizona Department of Gaming-Racing Division website (<https://racing.az.gov/racing-commission/commission-calendar-schedule>) or call Cassie Goodwin at 602-771-4263.

H. Adjournment

I. Materials

A copy of the Agenda and background material and Commission packets (excluding materials exempt from public inspection) will be available at least 24 hours in advance of the meeting, at the Department of Gaming, located at 1110 W Washington St., Ste. 450, Phoenix, AZ 85007