



**ARIZONA RACING COMMISSION  
THURSDAY, MARCH 9, 2023  
709<sup>th</sup> 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 709<sup>th</sup> Arizona Racing Commission Meeting of Thursday, March 9, 2023**

**B. Action Items: Review, discussion and possible action on:**

1. Clarification of enforcement to Arizona Downs OTB's and simulcasts if Arizona Downs does not run a live meet in 2023. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorneys on this matter.
2. Request from Turf Paradise to amend their live race day request as submitted to the Arizona Department of Gaming/Racing Division in May, 2021, and amended on August 11, 2022, for the 2022-2023 Race Meet by changing the following Live Race Days to Dark Day Simulcasts: April 2, 16, 23, 30, 2023 and May 7 & 8, 2023. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorneys on this matter.
3. Request from Santa Cruz County Fair and Rodeo Association to amend its approved 2023 race dates. On October 8, 2020, the Commission approved Santa Cruz County Fair to race on April 29 & 30, 2023 and May 6 & 7, 2023. Santa Cruz County Fair and Rodeo Association does not intend to race on the April 29 & 30, 2023. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorneys on this matter.
4. Request from Cochise County Fair Association Approval to run its fair meet on April 15 & 16, 2023. The Arizona Racing Commission approved the Cochise County Fair Horse Racing Commission's 3-year permit on April 21, 2022. It has been approved the dates would be determined later in 2023. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorneys on this matter.
5. TP Racing, L.L.P. respectfully Requests Approval of the following 2023 Charity Race Dates: Saturday, March 11, 2023, Saturday, April 22, 2023 and Saturday, May 6, 2023. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorneys on this matter.

6. Awarding of Annual Adoption Grants. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorneys on this matter.
  - a. Desert Oasis Rescue (Tucson, Az.)
7. Simulcast Agreements Pursuant to A.R.S. § 5-112(U)
  - a. Arizona Downs (contingent on action item B(1))
    1. Sandy Ridge at Red Mile (NYRA)
    2. Fairmont (aka FanDuel) Park (NYRA)
    3. Horseshoe Indianapolis (NYRA)
    4. Evangeline Downs
  - b. Turf Paradise
    1. Maryland Jockey Club (MCM)
    2. Gulfstream Park (MCM)
    3. Keeneland (MCM)
    4. Lone Star Park (MCM)
8. Simulcast Horse Racing Import Signals Pursuant to IHA Section 3004(a)(3)
  - a. Arizona Downs (contingent on action item B(1))
    1. Sandy Ridge at Red Mile (Complete) (anticipated dates 04/01/2023 – 04/06/2023)
    2. Fairmont (aka FanDuel) Park (Pending Documents) (anticipated dates 04/18/2023 - 09/24/2023)
    3. Horseshoe Indianapolis (Pending Documents) (anticipated dates 04/18/2023 – 11/17/2023)
    4. Evangeline Downs (Pending Documents) (anticipated dates 04/05/2023 – 08/26/2023)
  - b. Turf Paradise
    1. Maryland Jockey Club (Complete) (anticipated dates 04/01/2023 - 05/07/2023)
    2. Gulfstream Park (Complete) (anticipated dates 04/06/2023 – 08/27/2023)
    3. Keeneland (Pending Documents) (anticipated dates 04/07/2023 – 04/28/2023)
    4. Lone Star Park (Pending Documents) (anticipated dates 04/13/2023 – 07/04/2023)

### C. Information Reports

1. Track Safety Report(Sue Gale, DVM, Brian Duncan/Carlos Partida)
2. Budget Report
3. Report on International Horseracing Integrity Act (Wm. Leroy Gessmann, HBPA)
4. Permittee Reports – **Not to exceed 3 minutes**
  - a. American Greyhound Racing
  - b. Arizona Downs
  - c. County Fairs
  - d. Rillito Park
  - e. 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

### D. 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.

#### **E. Call to the Public**

Those members of the public wishing to address the Commission should please notify by phone or text to the Commission Secretary, Ana Armenta, via EMAIL at [aarmenta@azgaming.gov](mailto:aarmenta@azgaming.gov) by 9:00 a.m. March 9, 2023 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 once the meeting has commenced, those persons may TEXT the Commission Secretary, Ana Armenta, at 602-316-6976, 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 262-770-5837 PIN: 630 308 377# 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).

#### **F. Announcements**

The next regularly scheduled Commission meeting will be at **10:00 AM on Thursday, April 13, 2023 at 100 N. 15th Ave. Suite 202., 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://gaming.az.gov/racing/calendar>)

#### **G. Adjournment**

#### **H. 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 100 N. 15th Ave., Ste. 202, Phoenix, AZ 85007.