



**ARIZONA RACING COMMISSION
THURSDAY, December 14, 2023
718th 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 718th Arizona Racing Commission Meeting of Thursday, December 14, 2023

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

1. Discussion, consideration, and possible action on the Administrative Law Judge's Recommended Decision in Case No. 23A-016-RAC involving the revocation of Arizona Downs' Live Racing Permit. Possible action includes accepting, rejecting, or modifying the Findings of Fact, Conclusions of Law, and Order. Pursuant to A.R.S. § 41-1092.08(I), the Board may meet and confer with the parties for purposes of modifying the recommended decision, including the Findings of Fact, Conclusions of Law, and Recommended Order set forth in the ALJ's recommended decision. The Board may only consider the official record when adjudicating a Formal Hearing Matter; therefore, the Board cannot consider new testimony or evidence at this time. During the Board's consideration of this matter, it may vote to go into executive session to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).
2. Request from Turf Paradise for Off-Track Betting Facility Luke-Greenway American Legion Post #1, 364 North 7th Avenue, Phoenix, AZ 85007. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) and/or (4) in order to discuss with its attorneys on this matter .
3. Simulcast Agreements Pursuant to A.R.S. § 5-112(U). The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) and/or (4) in order to discuss with its attorneys on this matter.
 - a. Turf Paradise
 1. Aqueduct (NYRA)
 2. Charles Town (PNG)
 3. Golden Gate (MCM)
 4. Los Alamitos
 5. Louisiana Downs (CDI)
 6. Parx Racing
 7. Santa Anita (MCM)
 8. Sunland Park
 9. Mahoning Valley Race Course (PNG)
 10. Penn National (PNG)
 11. Sam Houston Race Park (PNG)
 12. Gulfstream Park (MCM)

13. Maryland Jockey Club (MCM)

4. Simulcast Horse Racing Import Signals Pursuant to IHA Section 3004(a)(3). The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) and/or (4) in order to discuss with its attorneys on this matter.
 - a. Turf Paradise
 1. Aqueduct (pending) (anticipated dates 01/01/2024-03/30/2024)
 2. Charles Town (pending) (anticipated dates 01/03/2024-12/14/2024)
 3. Golden Gate (pending) (anticipated dates 12/26/2023-06/09/2024)
 4. Los Alamitos (pending) (anticipated dates 12/30/2023-12/22/2024)
 5. Louisiana Downs (pending) (anticipated dates 01/09/2024-03/30/2024)
 6. Parx Racing (pending) (anticipated dates 01/01/2024-12/31/2024)
 7. Santa Anita (pending) (anticipated dates 12/26/2023-06/16/2024)
 8. Sunland Park (pending) (anticipated dates 01/05/2024-04/07/2024)
 9. Mahoning Valley Race Course (pending)(anticipated dated 01/01/2024-04/13/2024)
 10. Penn National (pending) (anticipated dates 01/10/2024-12/27/2024)
 11. Sam Houston Race Park (pending)(anticipated dates 01/05/2024-06/15/2024)
 12. Gulfstream Park (pending)(anticipated dates 01/01/2024-03/31/2024)
 13. Maryland Jockey Club (pending)(anticipated dates 01/05/2024-03/30/2024)

C. Information Reports

1. Track Safety Report (Sue Gale, DVM)
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 by 9:00 a.m. December 14, 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 scheduled Commission meeting will be in-person at 10:00 AM on Friday, January 12, 2024 at 100 N. 15th Ave. Suite 302., Phoenix, Arizona and via Google Meet, and is subject to change based on a quorum. Physical access to the meeting place will be fifteen minutes before the start of the meeting. 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.