



**AMENDED ARIZONA RACING COMMISSION
THURSDAY, AUGUST 12, 2021
690th REGULAR MEETING AGENDA**

Action Taken Denoted In Red

The summary written below are notes compiled by ADG staff and are based on their observation of the live meeting. For the official record, please refer to the meeting minutes.

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 690th Regular Arizona Racing Commission Meeting of August 12, 2021

B. Introduction of New Staff

1. Caitlin Caputo, Agency Council
2. Brian Duncan, Racing Division Program Manager
3. Lena Kalkbrenner, Assistant Attorney General

C. Executive Session

The following item is for Executive Session purposes only:

1. In re the Appeal of Turf Racing, LLLP dba Turf Paradise 21A-002-RAC-RES; In re the Appeal of Arizona Downs, 21A-003-RAC-RES. Appeals in 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.

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

1. Pursuant to HB2772, the Division is Requesting Commission Approval to Proceed with a Rule Change to Allow for Mobile and Internet Wagering on Live, Simulcast and Teletrack Horse Racing in Arizona. 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. **Director Vogt addressed the Commission. Commission approves rule change (3-0)**
2. Turf Paradise Race Dates and Discussion with the AZHBPA. 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. **Multiple members from the AZHBPA and Turf Paradise addressed the Commission. No action taken.**
3. Simulcast Agreements Pursuant to A.R.S. § 5-112(U) **Approved (3-0)**

- a. Arizona Downs
 - 1. Mile High USA, Inc. dba Arapahoe Park
 - 2. Global Gaming RP, LLC dba Remington Park
 - 3. The Downs at Albuquerque, Inc.
 - b. Turf Paradise
 - 1. Mile High USA, Inc. dba Arapahoe Park
 - 2. Global Gaming RP, LLC dba Remington Park
 - 3. The Downs at Albuquerque, Inc.
4. Simulcast Horse Racing Import Signals Pursuant to IHA Section 3004(a)(3)
- a. Arizona Downs
 - 1. Arapahoe Park (anticipated dates 08/11/2021 – 10/15/2021) **Approved (3-0)**
 - 2. The Downs at Albuquerque (anticipated dates 08/14/2021 – 09/19/2021 and 10/23/2021) **Conditionally approved pending necessary documents received by Division (3-0)**
 - 3. Remington Park (anticipated dates 08/20/2021 – 12/19/2021) **Approved (3-0)**
 - b. Turf Paradise
 - 1. Arapahoe Park (anticipated dates 08/11/2021 – 10/15/2021) **Approved through September 23, 2021, extended approval conditioned that required horsemen's approval is received (3-0).**
 - 2. The Downs at Albuquerque (anticipated dates 08/14/2021 – 09/19/2021 and 10/23/2021) **Approved through September 23, 2021, extended approval conditioned that required horsemen's approval is received. Conditional approval pending required documents provided to the Division. (3-0)**
 - 3. Remington Park (anticipated dates 08/20/2021 – 12/19/2021) **Approved through September 23, 2021, extended approval conditioned that required horsemen's approval is received. Conditional approval pending required documents provided to the Division. (3-0)**
5. Simulcast Horse Racing Import Signals Pursuant to IHA Section 3004(a)(3). **No action taken.**
- a. Turf Paradise-Monarch and Monarch Affiliated
 - 1. Gulfstream Park (anticipated dates 07/08/2021 – 09/30/2021)
 - 2. Lone Star Park (anticipated dates 06/11/2021 – 12/18/2021)
 - 3. Monmouth Park (anticipated dates 07/08/2021 – 09/26/2021)
 - 4. Latin American Racing (anticipated dates 12/08/2021 – 12/31/2021)
 - 5. Laurel Park (anticipated dates 07/08/2021 – 12/31/2021)
 - 6. Pimlico (anticipated dates 07/08/2021 – 12/31/2021)
 - 7. Melbourne Racing Australia (anticipated dates 07/08/2021 – 12/31/2021)
 - 8. Timonium (anticipated dates 08/27/2021 – 09/06/2021)
 - 9. Del Mar (anticipated dates 07/16/2021 – 11/30/2021)
 - 10. Golden Gate (anticipated dates 07/23/2021 – 12/31/2021)
 - 11. Los Alamitos (anticipated dates 12/01/2021 – 12/14/2021)
 - 12. Los Alamitos – LA County Fair (anticipated dates 09/08/2021 – 09/28/2021)
 - 13. Santa Anita (anticipated dates 09/29/2021 – 12/31/2021)
 - 14. Sonoma County Fair Santa Rosa (anticipated dates 08/04/2021 – 08/17/2021)

E. Hearings Before the Commission

- 1. Appeal of Director's Order – Appellant Richard Troy Smith, Case No. 21A-007-DOR. 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. **Commission votes to deny the appeal and affirm the Director's decision based on the record and deliberation of the parties (3-0)**
- 2. Permit Renewal Hearing for TP Racing, LLLC – Consideration of 3-year Permit for 2021, 2022, and 2023 pursuant to A.R.S. § 5-108.01. 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. **Commission votes to approve permit renewal (3-0)**

F. Information Reports

- 1. Track Safety Report(s) (Gary Baze) **State Steward Gary Baze addressed the Commission regarding safety at Arizona downs since the last regular meeting.**

2. Budget Report (Director Casillas/Jason La Forest) CFO Jason LaForest addressed the Commission regarding the budget updates.
3. Track Maintenance (Commissioner Goreé/Michael Peterson) Michael Peterson addressed the Commission regarding track maintenance.
4. COVID-19 Protocols (Rudy Casillas) Racing Division Director Rudy Casillas notifying the Commission about the possibility of reinstating COVID-19 protocols depending on the spread of the Delta variant.
5. Permittee Reports – **Not to exceed 3 minutes**
 - a. American Greyhound Racing N/A
 - b. Arizona Downs GM Mike Weiss addressed the Commission
 - c. County Fairs N/A
 - d. Rillito Park GM Mike Weiss addressed the Commission
 - e. Tucson Greyhound Park N/A
 - f. Turf Paradise GM Vincent Francia addressed the Commission
6. Optional Industry Stakeholder Association Updates (limited to officers or officially designated spokesperson) – **Not to exceed 3 minutes**
 - a. Arizona Counties Racing Association N/A
 - b. Arizona Quarter Horse Racing Association N/A
 - c. Arizona Thoroughbred Breeders Association N/A
 - d. Horsemen’s Benevolent & Protective Association AZHBPA President Bob Hutton addressed the Commission.
 - e. Jockey’s Guild Jockey’s Guild representative addressed the Commission.

G. 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. Commissioner Goreé requests Department look at rule changes to address equine safety.

H. 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).

I. Announcements

The next regularly scheduled Commission meeting will be at **10:00 AM on Thursday, September 9, 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.

J. Adjournment

K. 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