

## NEBRASKA RACING & GAMING COMMISSION AGENDA

DATE: January 13, 2023

TIME: 1:30 pm

LOCATION: Virtual Meeting via ZOOM

To join the Zoom Meeting: use this link

<https://us02web.zoom.us/j/84706779818?pwd=dHVmaDI1N1dZcnVUeElyQ3lrMnl2dz09>

Meeting ID: 847 0677 9818

Passcode: 455489

Dial by your location

+1 346 248 7799 US (Houston)

Meeting ID: 847 0677 9818

Passcode: 455489

Find your local number: <https://us02web.zoom.us/u/kbGnYDegm>

If any member of the public would like to be present at the meeting and cannot join by Zoom, they can attend this meeting in person at the Racing and Gaming Commission office 5903 Walker Ave, Lincoln NE 68507. All meeting material can be obtained at [www.racingcommission.nebraska.gov](http://www.racingcommission.nebraska.gov).

### 1. Open Meetings Act Notification

Public bodies shall make available at the meeting...at least one copy of all reproducible written material to be discussed at an open meeting. Public bodies shall make available at least one current copy of the Open Meetings Act posted in the meeting room at a location accessible to members of the public. At the beginning of the meeting, the public shall be informed about the location of the posted information.

### 2. Election of Racing Commission Officers for 2023

### 3. Approval of Staff for 2023

### 4. Approval of Meeting Minutes and Financial Reports

a. December 21, 2022, Meeting Minutes

b. December 2022 Financial Reports

### 5. Approval of Simulcast Applications Received to Date for 2023

a. Fonner

b. Horsemen's

c. Legacy Downs

d. Columbus

### 6. Fonner Park

a. Takeout Rate

b. Approval of Officials

c. Request of Mandatory Payout in Pick 5 for March 18, 2023

d. Request for Option to Alter Friday Post Times

### 7. New Columbus Facility – Title 294 Neb. Admin. Code § 3.001.14 Construction Request

### 8. Harrah's – Columbus Exposition & Racing

a. Ag Park Construction Update (Casino and Stewards' Stand)

b. Commission Confirmation of Authority for Intra-County Transfer of Gaming License Associated with an Intra-County Transfer of a Racing License (Tabled from October 21,

- 2022, meeting pending receipt of opinion from the Nebraska Attorney General on Intra-County Transfer)
9. Harrah's Nebraska LLC – Request Waiver of Rules 3.012.01K and 3.012.01L under Title 296:
    - a. 3.012.01K Proposed staffing plan for gaming operations, provided that such plan is updated at least one-hundred-twenty (120) days prior to the proposed opening date of the Gaming Facility to include the identification of those employees proposed for a position that may require a Level I Occupational License
    - b. 3.012.01L At least one-hundred-twenty (120) days prior to the proposed opening date, applications for all employees who will require level 1 occupational licenses will be filed with the Commission
  10. Legacy Downs - Amendment to Recognized Racetrack Enclosure Boundaries in Lincoln Nebraska at Legacy Downs
  11. Discussion: NRG Market Analysis Deadline
  12. Directives:
    - 01-23 Health Papers
    - 02-23 Jockey Mount Fees
    - 03-23 Steroids
    - 04-23 Cancel Delay
    - 05-23 Test Barn Staff Using Needles
    - 06-23 Wearing Licenses
    - 07-23 Veterinarian License
    - 08-23 Rule 23.001.13
    - 09-23 Revocation
    - 10-23 Saddling Horses in the Paddock
    - 11-23 Approved Safety Vests
    - 12-23 Approved Safety Helmets
    - 13-23 Riding Crop
    - 14-23 Jockey Insurance
    - 15-23 NSAID'S
    - 16-23 Thresholds CTMS
    - 17-23 Environmental Contaminants
    - 18-23 Simulcast Agreements
    - 19-23 Five-Year-Old Maidens
    - 20-23 Tattoos 21-21 Equine Injury Database
    - 21-23 Equine Injury Database
    - 22-23 Riding Crop Model Rule
    - 23-23 NQHRA Embryo Transfer Guidelines
  13. Discussion – Commission Approval of Items by Email Outside of Public Meeting
  14. Meetings with Association
    - a. Nebraska Thoroughbred Breeders' Association
    - b. Nebraska Horsemen's Benevolent and Protective Association
    - c. Nebraska Quarter Horse Racing Association
    - d. Nebraska Quarter Horse Breeders Association
  15. Public Comments
  16. Adjournment