

NEBRASKA STATE RACING AND GAMING COMMISSION  
MINUTES OF MEETING

DATE: December 17, 2021

TIME: 9:30 am

LOCATION: Nebraska Innovation Campus  
2021 Transformation Dr  
Lincoln, NE 68508  
Conference Center

PRESENT COMMISSIONERS:

Dennis P. Lee	Chairman
Janell Beveridge	Vice Chairperson
Jeffrey Galyen	Commissioner
Shane Greckel	Commissioner
Shelby Bakenhus	Commissioner
Tony Fulton	Commissioner

ABSENT:

Chm. Lee convened the meeting at 9:37 am in compliance with the provision of Neb. Rev. Stat. 84-1411. Notice of the meeting was published in the Lincoln Journal Star. In addition, copies of such notice were sent to those on the Racing and Gaming Commission agenda mailing list. Notification was given to the public of the open meetings law and notification to its location for public view.

PUBLIC HEARING – RULES FOR NE RACETRACK GAMING ACT: TITLE 296

Lynn McNally, HBPA, spoke in favor of these rules and encourages the Commission to pass these rules. Representatives of Global Gaming of Nebraska spoke in favor of these rules. Representatives of North Central States Regional Council of Carpenters spoke in a neutral capacity about the importance of adequate payroll records. Gambling with the Good Life spoke in support of the rules. Nebraska Family Alliance spoke in a neutral capacity of the rules but indicated many rules they were in support of. Loretta Fairchild PhD Economist opposes the rules and would like to see the process slow down. John Dinkel appeared in a neutral capacity and is opposed to a Norfolk casino. Willard Peterson a resident of Nebraska appeared in a neutral capacity and represents farmers and ranchers in an unofficial capacity. The public hearing closed at 10:35 and the Commission received two written submissions which were made part of the record. Greckel moved, seconded by Beveridge to approve the Rules for Nebraska Racetrack Gaming Act: Title 296. Voting aye: Lee, Beveridge, Galyen, Greckel, Bakenhus and Fulton. Motion carried.

PUBLIC HEARING – RULE CHANGES TO NE RULES OF RACING: TITLE 294 CHAPTERS 24 AND 25

Lynn McNally, HBPA, fully supports the changes to the racing rules. The public hearing closed at 10:45 am. Chm. Lee moved, seconded by Fulton to approve the Rule changes to Nebraska Rules of Racing: Title 294 Chapters 24 and 25. Voting aye: Lee, Beveridge, Galyen, Greckel, Bakenhus and Fulton. Motion carried.

APPROVAL OF MEETING MINUTES AND FINANCIAL REPORTS

Chm. Lee moved, seconded by Greckel to approve the meeting minutes from November 3, 2021. Voting aye: Lee, Beveridge, Greckel, Bakenhus and Fulton. Abstain: Galyen. Motion carried.

Chm. Lee moved, seconded by Beveridge to approve the November 2021 financial report. Voting aye: Lee, Beveridge, Galyen, Greckel, Bakenhus and Fulton. Motion carried.

### APPROVAL OF SIMULCAST APPLICATIONS RECEIVED

Beveridge moved seconded by Fulton to approve the simulcast applications received by all tracks. Voting aye: Lee, Beveridge, Galyen, Greckel, Bakenhus and Fulton. Motion carried.

### APPROVAL OF LIVE RACE DAYS FOR OMAHA AND LINCOLN FOR 2022

Greckel moved, seconded by Galyen to approve February 1, 2022 as the live race day for Lincoln Racecourse and February 3, 2022 as the live race day for Horsemen's Park. Voting aye: Lee, Beveridge, Galyen, Greckel, Bakenhus and Fulton. Motion carried.

### HASTINGS REQUEST TO WITHDRAW CHANGE REQUEST MADE ON JULY 16, 2021

Chm. Lee moved, seconded by Beveridge to accept the request made by Hastings to withdraw their request to make changes to the FairPlay Park Racetrack Enclosure which was requested at the Commission Meeting on July 16, 2021. Voting aye: Lee, Beveridge, Galyen, Greckel, Bakenhus and Fulton. Motion carried.

### HASTINGS PLANS FOR RACING IN HASTINGS, NE

Plans were presented for construction of a racetrack north of Hastings. The Commission received updated renderings and site plans. In addition, the Commission received support letters for Global Gaming. Informational only. No action taken.

### JOHN SHEPARD – RULING 2021-CLS-2

Lynn McNally, HBPA, appeared on behalf of Mr. Shepard. Chm. Lee moved, seconded by Fulton to suspend Mr. Shepard's license for 2021 and he will not be eligible for re-licensing in 2022 until the \$300.00 fine is paid in full. Voting aye: Lee, Beveridge, Galyen, Greckel, Bakenhus and Fulton. Motion carried.

### DIRECTOR'S UPDATE

Director, Tom Sage – Update on HISA, RFP on Lab that is no longer accredited and the beginning of a new process, minimum control standards for gaming, enforcement issues, the Attorney III position will hopefully be filled soon, Greckel moved seconded by Beveridge to allow Mr. Sage to make the decision and offer for the Attorney III position. Voting aye: Beveridge, Galyen, Greckel, Bakenhus and Fulton. Abstain: Chm. Lee. Motion carried. Mr. Sage also announced the office hours for Fonner Park next year.

### MEETINGS WITH ASSOCIATIONS

NE Thoroughbred Breeders' Association – Julie Larmon – update and new website [www.nebreeder.com](http://www.nebreeder.com).  
NE Horsemen's Benevolent & Protective Association – Lynn McNally, name change on Lincoln Race Course.  
NE Quarter Horse Racing Association – None.  
NE Quarter Horse Breeders Association – None.

### PUBLIC COMMENTS

There were no public comments.

### ADJOURNMENT

The meeting adjourned at 11:32 am.

Respectfully submitted,  
Tom Sage  
Executive Secretary