



Ohio State Racing Commission
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Mike DeWine
Governor

Scott Borgemenke
Chairman

Minutes of the Ohio State Racing Commission Meeting held on Wednesday, January 18, 2023

1. The Ohio State Racing Commission (“OSRC”) held its monthly meeting at 10:00 a.m. on January 18, 2023, at the Verne Riffe Center, room 1948, 19th floor, 77 S High Street, Columbus, OH 43215.
2. Call to Order and Roll Call: The Commission Chairman called the meeting to order. Chairman Scott Borgemenke, Commissioners Beth Hansen, and Greg Simpson were present. Commissioner Winters was excused, and Commissioner Bill Patmon was present via a phone link.
3. Commissioner Hansen moved to approve the December 14, 2022, commission meeting minutes. Commissioner Simpson seconded the motion. The motion was unanimously approved by roll call vote.
4. Executive Director Dragone discussed the Executive Director’s approvals. Executive Director Dragone clarified that it is the penalty guidelines that were last reviewed in 2015 that is being tabled, not the actual harness whip rule.
5. OSDF Approvals. The order of this was placed after the Adjudications to allow Renee Mancino more time to prepare as she was delayed. Ms. Mancino discussed the 2023 Stake season rules, the Stake season schedule that were approved by the OSDF, and their proposed budget. Commissioner Simpson motioned to approve, and Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.
6. Resolution 2023-01 Veterinary Technician. This item was tabled for this meeting during the Call to Order discussion.
7. Resolution 2023-02 Casino Revenue Distribution. Commissioner Simpson motioned to approve, and Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.
8. Settlement Agreements
 - A) Steven J. Cross. Commissioner Simpson motioned to approve, and Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.
 - B) Virgil V. Morgan Jr. Commissioner Simpson motioned to approve, and Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.

- C) Tom O'Donnell. Commissioner Simpson motioned to approve, and Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.
- D) Alesha Marie Binkley. Commissioner Simpson motioned to approve, and Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.

9. Adjudications

- A) Chris Short. This was tabled until the February meeting, due to Chris Short contacting the Commission saying he was ill and unable to attend the commission meeting.
- B) Nancy Johansson Takter. Attorney Jim Gallagher appeared on behalf of his client. Commissioner Simpson motioned to approve the hearing officers report and recommendation, and Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.
- C) Robert Boggs. Attorney Alison Boggs appeared on behalf of her client. Commissioner Simpson motioned to approve the hearing officers report and recommendation, and Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.

10. Monthly Financial Report. The fiscal report showed the commission is within range of where it was predicted to be.

11. Update on Horse Fatalities. Dr. James Robertson updated the Commission on horse fatalities in Ohio. Through December 31, 2023, there have been fifty-four (54) total fatalities from racing and training. There have been forty-three (43) fatalities from the thoroughbreds – thirty-three (33) racing and eleven (11) training, and eleven (11) fatalities from the standardbreds. Dr. Robertson congratulated Mahoning on having a very low breakdown rate for the start of their meet. He also commended Ohio Department of Agriculture on their rapid turnaround time for post-work blood test screening. The average time is four days from receipt of blood to communicating the results.

12. Update on HISA. There was a correction in the Omnibus bill that may have corrected some of the legal issues. The Courts have not said anything yet. HISA said they are submitting new rules to the FTC for their approval. Once the FTC approves rules, then HISA would take over testing. Until that time, the OSRC will continue to regulate post-race testing, and nothing changes with the status quo. There was discussion about the ability of the OSRC to sign a contract that violates Ohio open records laws.

13. Committee Reports

- A. Medication – this was pulled from the agenda.
- B. Safety – a rule regarding a 3-light safety warning system which would be similar to the NASCAR system is being discussed. There was also a

discussion about standardizing pylons within Ohio. Chairman Borgemenke thanked Commissioner Simpson for all his work in this area.

C. Standardbred – this was pulled from the agenda.

14. Commissioners Comments. The Chairman had a general reminder that anyone who works for a permit holder or works on the permit holders' grounds needs to be licensed – even if they do not work every day. Also, there are issues at one track with an unacceptably low number of veterinarian assistants in the test barn to catch post-race urine samples, so it may require tracks to offer a higher pay rate.

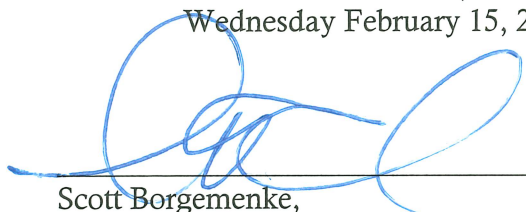
15. Public Comments. There were no public comments.

16. Executive Session. There was no executive session.

17. Adjournment. The commission meeting was adjourned at 12:10 p.m.

Date, Time, and Place of Next Meeting

Wednesday February 15, 2023, at 10:00 a.m. in Room 1948 Riffe Center



Scott Borgemenke,
Chairman



Christopher Dragone
Executive Director

