



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, December 13, 2023**

- 1) The Ohio State Racing Commission ("OSRC") held its monthly meeting at 10:05 a.m. on December 13, 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, Greg Simpson, Tom Winters, and Dan McCarthy were present.
- 3) Executive Session: Commissioner Winters moved to go into executive session to discuss pending legal actions and Commissioner Simpson seconded the motion. The commission returned to regular session at 10:20 a.m.
- 4) Approval of Minutes from November 15th Commission Meeting: Commissioner Winters moved to approve the November 15, 2023, Commission meeting minutes. Commissioner Simpson seconded the motion. The motion was unanimously approved by roll call vote.
- 5) Ratification of Executive Director Approvals: Commissioner Hansen moved to ratify the Executive Director's approvals and Commissioner Simpson seconded the motion. The motion was unanimously approved by roll call vote.
- 6) Reappointment of Trustee for Thoroughbred Horsemen's Health Fund: Mike Rone: Commissioner Winters requested an audit from Dave Bassler including the form 990. Commissioner Simpson moved to approve the Reappointment of Trustee for Thoroughbred Horsemen's Health Fund. Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.
- 7) Consideration for Approval: OTRF 2024:
 - a) Budget
 - b) Rules and Conditions
 - c) Stakes Schedule

Commissioner Winters moved to approve the Budget, Rules and Conditions, and Stakes Schedule, and Commissioner Simpson seconded the motion. The motion was unanimously approved by roll call vote.

8) Resolutions for Rule Reviews

a) Resolution 2023-12: 5-YR No Change Rules:

1. Chapter 4 – Permit holders & officials
2. Chapter 8 – Drugs/death of horse
3. Chapter 17 – Safety reins
4. Chapter 18 – Drugs/death of horse
5. Chapter 20 – Relocation of Racetracks eligible for VLTs

Commissioner Simpson moved to approve Resolution 2023-12, which encompassed ‘no-change’ rules to comply with the 5-YR rule review. Commissioner Winters seconded the motion. The motion was unanimously agreed upon by roll call vote.

b) Resolution 2023-13: SB-9:

1. Chapter 2 – Amended to encompass both breeds.
2. Chapter 12 – Rescinded chapter 12 due to duplication of Chapter 2

Commissioner Simpson moved to approve Resolution 2023-13 to comply with SB-9. Commissioner Winters seconded the motion. The Chairman commented that these reviews are required by SB-9. The motion was unanimously approved by roll call vote.

9) Resolution 2023-14: Adoption of ARCI Guidelines: This was removed from the agenda per Chairman Borgemenke.

10) Update on Rules Status

a) SB-9:

b) 5-Year Review:

OSRC Deputy Director Tanya Boulmetis updated the Commission on the status of compliance with SB-9 and the 5-year review. For SB-9, once the rules that are in various stages of the CSI/JCARR pipeline are effective, the commission will be projected to have slightly over the required 20% reduction for the June 2024 deadline. Regarding the 5-year rule review: Resolution 2023-12: Once these rules are filed with JCARR, the commission will be compliant with JCARR.

11) Executive Director Reports: 2024 Permits.

a) Dayton Raceway

b) Miami Valley

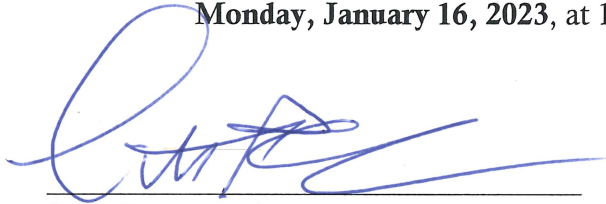
Consideration for Approval of Requested 2024 Racing Permits: Commissioner Winters moved to approve Dayton Raceway and Miami Valley’s 2024 Racing permits, and Commissioner Simpson seconded the approval. The motion was unanimously approved by roll call vote.

- 12) Executive Director Reports: 2024 Miami Valley Meet Request: The Executive Director reported that Miami Valley has positioned their judges for the 2024 racing season and is ready for the racing season. Commissioner Winters moved to approve Miami Valley's 2024 Meet Request. Commissioner Simpson seconded the approval. The motion was unanimously approved by roll call vote.
- 13) Update on Horse Fatalities: Dr. James Robertson updated the Commission on horse fatalities in Ohio. 2023 has a total of 35 Equine deaths which includes racing, training, and sudden deaths. There have been 34 Thoroughbreds and 1 Standardbred. Dr. James Robertson informed the Commission that there were 2 Thoroughbred fatalities in November and that the only standardbred fatality was during a training session in July.
- 14) Monthly Financial Report: Fiscal Officer Sherry White noted the Commission's overall loss from January to November is \$43,000 which is \$28,500 higher than last year's loss, but tax revenue is down 21% this year. Ms. White said the Statement of Operation shows a loss of \$74,000 for November 2023, but November 2022 had a loss of \$68,000. Chairman Borgemenke mentioned rethinking the policies on the casino distribution in later meetings.
- 15) Update on HISA: No updates
- 16) Recreational Marijuana Clarification as it concerns Racing: Chairman Borgemenke updated the Commission that he has spoken with the representatives of the State Highway Patrol regarding marijuana use on race day for drivers, jockeys, trainers, and grooms. Chairman Borgemenke publicly announced that the Commission is intending to start random oral swab testing and if a test confirms a positive then that licensee will be asked to leave the facility grounds and not to be permitted back for one day.
- 17) Committee Reports:
- a) Medication – No report.
 - b) Safety – Commissioner Simpson mentioned concerns about Harness tracks allowing horses to be warmed up on the track prerace time without having an outrider and ambulance crew present. OHHA Executive Director, Renee Mancino, informed the OSRC of the new Outriders track accident insurance offered at each parimutuel harness racetrack in Ohio.
 - c) Standardbred – Commissioner Winters questioned, OHHA Executive Director, Renee Mancino, on the status update of the Standardbred Development Fund that was spoken about in previous meetings.
- 18) Commissioners Comments: The Chairman gave a general notice that the Commission needs more funding to properly service Ohio. A reminder was given from Chairman Borgemenke that the state budget included a Sports Gaming Committee that will start reviewing matters in February and March.
- 19) Public Comments: No public comments were received.

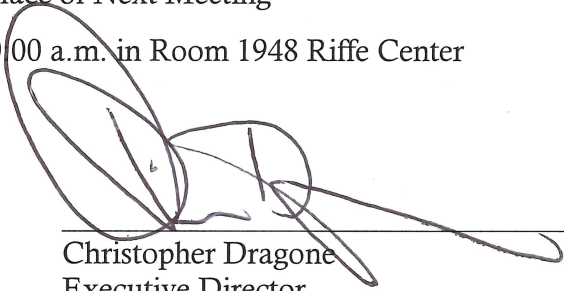
20) Adjournment: The Commission meeting was adjourned at 11:30 a.m. Commissioner Simpson motioned to adjourn the meeting and Commissioner Hansen seconded the motion. The motion was unanimously approved by roll call vote.

Date, Time, and Place of Next Meeting

Monday, January 16, 2023, at 10:00 a.m. in Room 1948 Riffe Center



Scott Borgemenke,
Chairman
Ohio State Racing Commission



Christopher Dragone
Executive Director
Ohio State Racing Commission