

OHIO STATE RACING COMMISSION

RESOLUTION 2022-04

**WHEREAS**, Chapter 3769 of the Revised Code authorizes the Ohio State Racing Commission (“Commission”) to regulate and preserve the integrity of horse racing in Ohio;

**WHEREAS**, Ohio Revised Code 3769.03 allows the Commission to prescribe the forms of wagering that are permissible including the procedures on wagering and the wagering information to be provided to the public;

**WHEREAS**, Ohio Revised Code 3769.089 authorizes any permit holder, with approval of the Commission, to provide televised simulcasts of horse races where patrons can wager on these horse races at the permit holder’s premises;

**WHEREAS**, Ohio Revised Code 3769.089 (D) states a simulcast host that *normally* operates during the day may serve as a simulcast host for only day-simulcast racing programs. (emphasis added) A simulcast host that *normally* operates during the evening may only serve as a simulcast host for only evening-simulcast racing programs. (emphasis added) A simulcast host may serve as a simulcast host for both the day-simulcast racing program and the evening-simulcast racing programs;

**WHEREAS**, Since Ohio Revised Code 3769.089 went into effect, Scioto Downs has normally operated as a simulcast host during the evening;

**WHEREAS**, From January 1, 2022, Scioto Downs has been operating as a non-live nighttime host of evening simulcast programs;

**WHEREAS**, Scioto Downs is currently building a new grandstand. While this construction is proceeding, Scioto Downs will not have racetrack lights which requires a new post time of 3:15 pm;

**NOW, THEREFORE, BE IT RESOLVED** Scioto Downs has normally operated simulcast horse racing programs during the evening. Therefore, Scioto Downs may serve as a simulcast host during the evening throughout its horse racing meeting which commences on May 12, 2022, and ends on September 17, 2022;

**NOW, THEREFORE, BE IT RESOLVED** Scioto Downs may continue to operate as a non-live simulcast host of evening simulcast programs after September 17, 2022, until the end of the year;

Adopted: April 20, 2022