



a California joint powers agency

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NOTICE
CALIFORNIA AUTHORITY OF RACING FAIRS
LIVE RACING COMMITTEE MEETING
JOHN ALKIRE, CHAIR
11:00 A.M., TUESDAY, JUNE 1st, 2010
VIA TELECONFERENCE

Notice is hereby given that a teleconference meeting of the Live Racing Committee will commence at 11:00 A.M., Tuesday, June 1st, 2010. The meeting will be held at the CARF Conference Room located at 1776 Tribute Road, Sacramento, California 95815.

CARF Live Racing Committee Meeting
Toll Free Dial In Number: (800) 791-2345
Participant Code: 62745 #

The Public and members of the Live Racing Committee may participate from the following locations:

Alameda County Fair
4501 Pleasanton Ave.
Pleasanton, CA 94566

Humboldt County Fair
1250 5th Street
Ferndale, CA 95536

Solano County Fair
900 Fairgrounds Drive
Vallejo, CA 94589

The Big Fresno Fair
1121 S. Chance Avenue
Fresno, CA 93702

San Joaquin Fair
1658 S. Airport Way
Stockton, CA 95206

Sonoma County Fair
1350 Bennett Valley Road
Santa Rosa, CA 95404

California State Fair
1600 Exposition Blvd.
Sacramento, CA 95815

San Mateo County Fair
2495 South Delaware Street
San Mateo, CA 94403



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**AGENDA
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AGENDA

- I. Date, time and location of next meeting.
- II. Approval of minutes.
- III. Report, discussion and action, if any, on Legislative Matters.
- IV. Report on NTRA Track Accreditation Program.
- V. Report, discussion and action on Track Safety and Maintenance Program and Equipment Leases.
- VI. Discussion and action, if any, on Racing Calendar.
- VII. Discussion and action, if any, on Policy Regarding Horsemen's Passes.
- VIII. Discussion and action, if any, on plans, preparation and agreements related to Contracts of Live Racing.
- IX. Report from Racing Secretary.
- X. Executive Director's Report

CALIFORNIA AUTHORITY OF RACING FAIRS**Live Racing Committee****Tuesday, May 4, 2010****MINUTES**

A meeting of the California Authority of Racing Fairs Live Racing Committee was held at 11:00 A.M., Tuesday, May 4, 2010. The meeting was hosted at the California Authority of Racing Fairs board room located at 1776 Tribute Road, Suite 205, Sacramento, California.

CARF Live Racing Committee members attending: John Alkire, Norb Bartosik, Debbie Cook, Mike Paluszak, Rick Pickering, Tawny Tesconi and Stuart Titus.

Staff and Guests attending: Christopher Korby, Larry Swartzlander, Heather Haviland, Amelia White, Mike Treacy, Rebecca Desmond, Dave Elliott, Louie Brown, Kelly Violini and Richard Lewis. Joining by conference call: Dan Jacobs, Kate Phariss, Tom Doutrich and Chris Carpenter.

Agenda Item 1 – Date and Time of Next Meeting. The next CARF Board & Live Racing Committee meetings will be held Tuesday, June 1, 2010 in Sacramento, time to be determined.

Agenda Item 2 – Approval of Minutes. Ms. Cook asked that Agenda Item 7, motion to approve the 2010 stakes schedule, have Mr. Bartosik and Mr. Pickering added to the “yes” vote. Mr. Paluszak moved to approve the meeting minutes as corrected. Mr. Pickering seconded, unanimously approved.

Agenda Item 3 – Report, Discussion and Action, if any, on Legislative Matters. Mr. Jacobs requested that Agenda Items 3-7, which are identical items in both the Live Racing Committee meeting and Board meeting, be carried over and discussed during the CARF Board of Directors Meeting at 12:30 p.m.

Agenda Item 8 – Report, Discussion and Action, if any, on Recent Meeting with Northern California Racing Industry Stakeholders. Mr. Korby reported that Fairs Managers and other Northern California racing industry stakeholders met April 26-17, 2010 in Santa Rosa. The two-day meeting was coordinated by the Thoroughbred Owner’s of California (TOC).

Important elements of the meeting were discussions regarding the 2011 Northern California racing calendar and the implementation of mini-satellite wagering facilities. The Fair representatives at the meeting pledged to provide a first draft of the 2011 Fair component of the racing calendar by mid-June.

Mr. Korby reported that the San Mateo County Event Center and Golden Gate Fields are very close to signing an agreement that will grant reciprocal consent between the facilities to define market areas in the San Francisco Bay. Mr. Korby encouraged Mr. Carpenter to sign the agreement. Mr. Carpenter reminded the group that it is still important for the Fairs to continue to oppose SB 1439 (Price).

Mr. Korby mentioned that at the stakeholders meeting, Fair Managers were asked which Fair venues planned to remain in operation. Fair representatives stated the need for industry support, whether monetary or through date allocation, that would ensure an orderly and timely transition. At this point, industry stakeholders do not seem interested in providing financial support.

Agenda Item 9 – Discussion and Action, if any, on Northern California Racing Dates for 2011 and Beyond. Mr. Korby stated several issues relating to the 2011 Northern California Racing calendar: 1) merits/shortfalls of continuous racing at Golden Gate Fields, 2) availability of Pleasanton as a racing venue (specifically pertaining to a spring meet), 3) future of racing at Stockton, 4) overlap at Ferndale, 5) developing a longer term revenue replacement plan for Fairs reducing or discontinuing racing, and 6) availability of Santa Rosa and CalExpo as venues to run racing dates outside of the traditional Fair dates.

To initiate conversation, Mr. Korby proposed the following 2011 calendar:

- January 1 – March 13, 2011 – Golden Gate Fields
- March 16 – April 10, 2011 – Pleasanton
- April 13 – June 12, 2011 – Golden Gate Fields
- June 15 – September 5, 2011 – Fair Block
- September 9 – September 25, 2011 – Golden Gate Fields (Fri, Sat, Sun)
- September 30 – October 16, 2011 – Fresno
- October 19 – December 18, 2011 – Golden Gate Fields

Mr. Korby reported that Golden Gate Fields management has expressed concerns regarding continuous racing at their facility, including the difficulty creating community excitement with a long-term presence and overuse of the Turf course. Conversely, horsemen have enjoyed the stability of racing at one location. Golden Gate Fields has recently changed ownership within the MAGNA holdings, creating uncertainty regarding future plans.

Mr. Pickering stated that Pleasanton is available for a spring meet with the stipulation that the dates be allocated no later than September/October 2010. It would not be logistically feasible for Pleasanton to coordinate a March race meet with less than 5-6 months notice. For informational purposes, Mr. Pickering stated that the annual Goodguys Car Show will be held March 25-27, 2011. Conducting the Goodguys Car Show simultaneously with live racing creates

both benefits and challenges in planning and implementation. If a spring meet were run at Pleasanton, Mr. Pickering would like the meet to be licensed as a CARF meet. Mr. Bartosik expressed interest in adding an additional week to the California State Fair meet.

Ms. Cook stated that the San Joaquin County Fair is not in a financial position to reduce racing from two weeks to one week without monetary compensation. Ms. Cook proposed two potential solutions for Stockton: 1) ask for two weeks of racing and enter into an agreement with Pleasanton to operate one of those weeks on a revenue sharing basis, or 2) maintain one week of racing (similar to 2010) and receive replacement revenue from a source that has yet to be identified. Ms. Cook will not agree to eliminate racing at Stockton until there is a signed agreement for long-term replacement revenue.

Mr. Titus stated that Ferndale would like to run two weeks un-overlapped and feels that the Fair might justify that position based on the outcome of the 2010 meet. Mr. Titus is going to take a wait and see approach. Mr. Alkire stated that Fresno is willing to run additional dates, but not if the CHRB mandates that the Fair must run concurrent with racing.

Mr. Alkire asked the group to refocus on the Fair block of dates and the effort to maintain that block until results from the 2010 race meets provide further guidance. Mr. Alkire asked that Fair Managers return to their Boards and try to solidify desired positions within that Fair block for discussion at the next meeting. Mr. Alkire also asked that CARF meet with F&E and staff to discuss solutions to help Stockton and Vallejo through this transition.

Mr. Bartosik suggested that CARF start to establish dialog with Chairman Brackpool, both to develop a sense of his position regarding Northern California dates and to determine the possible direction that the CHRB dates committee might be leaning toward.

Agenda Item 10 – Discussion and Action, if any, on Horsemen’s Agreements for Conduct of 2010 Fair Meetings. Mr. Swartzlander reported that the American Mule Racing Association has signed the 2010 race meet agreement and the Quarter Horse, Arabian and CTT contracts are still in the works. CTT has recently undergone a major overhaul of their Board/Executive Director and have not yet sent a draft agreement for 2010.

Mr. Korby reported that the 2010 TOC Race Meet Agreement has been signed by both parties and is included in the meeting packet. There is new language in the agreement regarding consolidated purses that increases the threshold for retro checks from \$50,000 to \$200,000, which will allow CARF to better manage Fair purses.

Agenda Item 11 – Report, Discussion and Action on Services, Contracts and Planning for 2010 Fair Racing Meetings. Mr. Bartosik requested that CARF staff work more diligently to inform Fairs of outstanding invoices and communicate accurate accruals in a timely manner.

Agenda Item 12 – Executive Director’s Report. The Executive Director’s report will be carried over to the CARF Board of Director’s meeting at 12:30 p.m.

Respectfully submitted,
Heather Haviland

CA Authority of Racing Fairs Legislative Report

- Last 10 Days
5/21/2010

AB 1152 (Anderson) Horse racing: outriders: advance deposit wagering: jockey retirement plan: welfare fund. (A-05/18/2010 [html](#) [pdf](#))

Status: 05/18/2010-From committee chair, with author's amendments: Amend, and refer to committee. Read second time, amended, and re-referred to Com. on APPR.

Current Location: 05/18/2010-S APPR.

Digest: Existing law, effective January 1, 2011, requires an outrider to be licensed by the California Horse Racing Board pursuant to certain provisions of law relating to stewards and racing officials.

This bill would delete the requirement that outriders be licensed under those provisions. Existing law requires certain persons who participate in, or have anything to do with, the racing of horses to be licensed by the board pursuant to rules and regulations that the board may adopt, and upon the payment of a license fee fixed and determined by the board.

This bill would require the licensure of outriders pursuant to those provisions. By requiring outriders to be licensed, the violation of which would be a crime pursuant to other provisions of existing law, this bill would create new crimes and would thereby impose a state-mandated local program.

This bill would require the board to adopt regulations to require outrider license applicants to pass both a written and an oral examination and to authorize outriders to exercise certain duties and powers of the board as are delegated by the board.

Existing law authorizes advance deposit wagering to be conducted, with the approval of the board. Existing law requires amounts distributed under certain provisions of law relating to advance deposit wagering to be proportionally reduced by an amount equal to 0.00295 multiplied by the amount handled on ~~advanced~~ advance deposit wagers originating in California for each racing meeting, not to exceed \$2,000,000.

This bill would exempt from that calculation amounts handled on ~~advanced~~ advance deposit wagers originating in California for harness racing meetings.

Existing law requires the amount deducted, as per the above calculation, to be distributed as specified, with 50% of the money to the board to establish and to administer jointly with a certain jockey organization, a defined contribution retirement plan for ~~California-licensed~~ California-licensed jockeys who retired from racing on or after January 1, 2009, and who, as of the date of retirement, had ridden in a minimum of 1,250 parimutuel races conducted in California.

This bill would delete that requirement relating to a minimum number of races ridden. *This bill would require amounts distributed under certain provisions of law relating to advance deposit wagering to be proportionally reduced by an amount equal to 0.00295 multiplied by the amount handled on advance deposit wagers originating in California for each harness racing meeting, not to exceed \$500,000. The bill would require the amount deducted to be distributed to a certain welfare fund established for the benefit of horsemen and backstretch personnel, as provided, and the amount remaining, if any, for the benefit of the horsemen, as specified. By imposing new requirements on licensees under the Horse Racing Law, the violation of which would be a crime, this bill would create new crimes and would thereby impose a state-mandated local program.*

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish

procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

Laws: An act to amend Sections 19510, 19520, and 19604 of the Business and Professions Code, relating to horse racing, and declaring the urgency thereof, to take effect immediately.

History:

May 18 From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on APPR.

Apr. 27 From committee: Do pass, and re-refer to Com. on APPR. Re-referred. (Ayes 7. Noes 0.) (April 27).

Apr. 21 From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on G.O.

Apr. 14 From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on G.O.

Apr. 6 In committee: Set, first hearing. Hearing canceled at the request of author.

Mar. 17 Re-referred to Com. on G.O.

Mar. 9 Re-referred to Com. on RLS.

Mar. 8 From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on B., P. & E.D.

July 8 From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on B., P. & E.D.

July 6 In committee: Set, first hearing. Hearing canceled at the request of author.

June 11 Referred to Com. on B., P. & E.D.

May 27 In Senate. Read first time. To Com. on RLS. for assignment.

May 26 Read third time, passed, and to Senate. (Ayes 75. Noes 0. Page 1678.)

May 19 Read second time. To third reading.

May 18 Read second time and amended. Ordered returned to second reading.

May 14 From committee: Amend, and do pass as amended. (Ayes 11. Noes 0.) (May 12).

May 5 In committee: Hearing postponed by committee.

Mar. 26 Referred to Com. on B. & P.

Mar. 2 Read first time.

Mar. 1 From printer. May be heard in committee March 30.

Feb. 27 Introduced. To print.

Organization

CARF

[AB 1753](#) (Hall) Slot machines. (A-04/14/2010 [html](#) [pdf](#))

Status: 05/20/2010-In Senate. Read first time. To Com. on RLS. for assignment.

Current Location: 05/20/2010-S RLS.

Digest: Existing law, subject to exceptions, generally prohibits the possession and use of a "slot machine or device" as defined, and prohibits certain other acts and transactions pertaining to slot machines or devices. Existing law provides varying

definitions of "slot machine or device" for these purposes. Violations of these provisions are punishable by varying misdemeanor penalties.

This bill would increase those misdemeanor penalties to provide that a first offense under these provisions would be punishable by a fine of not less than \$500 nor more than \$1,000, or by imprisonment in a county jail not exceeding 6 months, or by both that fine and imprisonment, that a 2nd offense would be punishable by a fine of not less than \$1,000 nor more than ~~\$5,000~~ \$10,000 , or by imprisonment in a county jail not exceeding 6 months, or by both that fine and imprisonment, and that a 3rd or subsequent offense would be punishable by a fine of not less than ~~\$5,000~~ \$10,000 , nor more than ~~\$10,000~~ \$25,000 , or by imprisonment in a county jail not exceeding one year, or by both that fine and imprisonment. The bill would also provide that if the offense involved more than one machine or more than one location, an additional fine of not less than ~~\$100~~ \$1,000 nor more than ~~\$500~~ \$5,000 would be imposed per machine and per location. ~~The bill would further provide that, for certain purposes, the definition of "slot machine or device" includes any machine or device that offers any prize or consideration with a value greater than the price or amount to play the machine or device, regardless of chance, or the skill or knowledge of the operator, is a slot machine or device, and that the definition of "slot machine or device" for certain other purposes includes "gambling machine" as defined in federal law.~~

~~By expanding the scope of, and~~ increasing the penalties for ~~existing~~ crimes, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

Laws: An act to amend Sections 330a, 330b, and 330.1 of the Penal Code, relating to slot machines.

History:

May 20 Read third time, passed, and to Senate.

May 20 In Senate. Read first time. To Com. on RLS. for assignment.

May 17 Read second time. To third reading.

May 13 From committee: Do pass. (Ayes 15. Noes 0.) (May 12).

Apr. 22 From committee: Do pass, and re-refer to Com. on APPR. with recommendation: To Consent Calendar. Re-referred. (Ayes 21. Noes 0.) (April 21).

Apr. 15 Re-referred to Com. on G.O.

Apr. 14 From committee chair, with author's amendments: Amend, and re-refer to Com. on G.O. Read second time and amended.

Feb. 18 Referred to Com. on G.O.

Feb. 9 From printer. May be heard in committee March 11.

Feb. 8 Read first time. To print.

Organization

CARF

02/10/2010 [html](#) [pdf](#))

Status: 05/13/2010-In Senate. Read first time. To Com. on RLS. for assignment.

Current Location: 05/13/2010-S RLS.

Digest: Existing law provides that, notwithstanding any other law and in lieu of any license fee payable to the state prescribed for or referred to in specified provisions of the Horse Racing Law, any association or fair that conducts a racing meeting shall pay its proportional amount, as determined by the formula devised by the California Horse Racing Board in consultation with the industry, as a license fee to the state to fund the board and the equine drug testing program, as provided. Existing law provides that the license fee reductions resulting from these provisions, after payments to fund the board and the equine drug testing program, shall be distributed as specified for thoroughbred racing, quarter horse racing, harness racing, and all other breeds. For quarter horse racing, 2.5% of the amount of the reduction is required to be deposited with the official registering agency and distributed as provided.

This bill would increase to 3% the amount of the reduction for quarter horse racing that is to be deposited with the official registering agency for distribution.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

Laws: An act to amend Section 19616.51 of the Business and Professions Code, relating to horse racing.

History:

May 13 Read third time, passed, and to Senate. (Ayes 76. Noes 0. Page 5159.)

May 13 In Senate. Read first time. To Com. on RLS. for assignment.

May 10 Read second time. To Consent Calendar.

May 6 From committee: Do pass. To Consent Calendar. (May 5).

Apr. 22 From committee: Do pass, and re-refer to Com. on APPR. with recommendation: To Consent Calendar. Re-referred. (Ayes 21. Noes 0.) (April 21).

Feb. 18 Referred to Com. on G.O.

Feb. 11 From printer. May be heard in committee March 13.

Feb. 10 Read first time. To print.

Organization

CARF

AB 1857 (Cook) Horse racing: out-of-state thoroughbred races: importation limitation. (I-

02/12/2010 [html](#) [pdf](#))

Status: 05/13/2010-In Senate. Read first time. To Com. on RLS. for assignment.

Current Location: 05/13/2010-S RLS.

Digest: Existing law authorizes a thoroughbred racing association or fair to distribute the audiovisual signal and accept wagers on the results of out-of-state thoroughbred races conducted in the United States during the calendar period the association or fair is conducting a race meeting, including days on which there is no live racing being conducted by the association or fair, without the consent of the organization that represents horsemen participating in the race meeting and without regard to the amount of purses. Existing law also provides, subject to exceptions, that the total number of thoroughbred races imported by associations or fairs on a statewide basis under these

provisions shall not exceed 32 per day on days when live thoroughbred or fair racing is being conducted in the state.

This bill would provide that, subject to exceptions, the total number of thoroughbred races imported by associations or fairs on a statewide basis under these provisions shall not exceed 36 per day on days when live thoroughbred or fair racing is being conducted in the state.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

Laws: An act to amend Section 19596.2 of the Business and Professions Code, relating to horse racing.

History:

May 13 Read third time, passed, and to Senate. (Ayes 73. Noes 0. Page 5147.)

May 13 In Senate. Read first time. To Com. on RLS. for assignment.

May 10 Read second time. To third reading.

May 6 From committee: Do pass. (Ayes 19. Noes 0.) (May 5).

Feb. 25 Referred to Com. on G.O.

Feb. 16 From printer. May be heard in committee March 18.

Feb. 12 Read first time. To print.

Organization

CARF

Position

Support

[AB 1992](#) (Portantino) Horse racing: safety standards: racing surface. (A-03/24/2010 [html](#) [pdf](#))

Status: 05/13/2010-In Senate. Read first time. To Com. on RLS. for assignment.

Current Location: 05/13/2010-S RLS.

Digest: Existing law, the Horse Racing Law, generally regulates horse racing and parimutuel wagering on horse races and vests administration and enforcement of the Horse Racing Law in the California Horse Racing Board.

Existing law requires the board to establish safety standards governing the uniformity and content of the racing surface.

This bill would specify that the board shall establish those safety standards for racing surfaces whether the surface is synthetic or dirt , *and for the maintenance of the racing surface* .

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

Laws: An act to amend Section 19481 of the Business and Professions Code, relating to horse racing.

History:

May 13 Read third time, passed, and to Senate. (Ayes 76. Noes 0. Page 5159.)

May 13 In Senate. Read first time. To Com. on RLS. for assignment.

May 10 Read second time. To Consent Calendar.

May 6 From committee: Do pass. To Consent Calendar. (May 5).

Apr. 22 From committee: Do pass, and re-refer to Com. on APPR. with recommendation: To Consent Calendar. Re-referred. (Ayes 21. Noes 0.) (April 21).

Mar. 25 Re-referred to Com. on G.O.
Mar. 24 From committee chair, with author's amendments: Amend, and re-refer to Com. on G.O. Read second time and amended.
Mar. 4 Referred to Com. on G.O.
Feb. 18 From printer. May be heard in committee March 20.
Feb. 17 Read first time. To print.

Organization
CARF

AB 2201 (Coto) **Horse racing: harness racing: the Cane Pace.** (A-04/15/2010 [html](#) [pdf](#))
Status: 05/13/2010-In Senate. Read first time. To Com. on RLS. for assignment.
Current Location: 05/13/2010-S RLS.

Digest: *Existing law provides that the California Horse Racing Board may authorize a California harness racing association conducting a live racing meeting to accept wagers on the full card of races conducted by another racing association on the day that other association conducts the Breeder's Crown Stakes, the Meadowlands Pace, the Hambletonian, Kentucky Futurity, or the North American Cup. This bill would authorize the board to permit a California harness racing association conducting a live racing meeting to accept wagers on the full card of races conducted by another racing association on the day that other association conducts the Cane Pace. The bill would also make technical, nonsubstantive changes.*

~~Existing law provides that the California Horse Racing Board shall have the authority to allocate racing weeks and provides that the maximum number of racing weeks that may be allocated for harness racing, other than at fairs, in the northern zone is 25 weeks per year. Existing law also provides that the maximum number of racing weeks that may be allocated to a fair shall be 4 weeks each year, except as provided, including that the board may allocate additional weeks of harness racing to the California Exposition and State Fair in Sacramento or its lessee, to be raced at that fair.~~

~~This bill would provide that in the event the California Exposition and State Fair in Sacramento is not available for harness racing, or chooses not to conduct harness racing, in any given year, then 52 weeks of harness racing shall be available that year to any racing venue in the northern zone, subject to allocation by the board.~~

~~Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.~~

Laws: An act to amend Section 19596 of the Business and Professions Code, relating to horse racing.

History:

May 13 Read third time, passed, and to Senate. (Ayes 74. Noes 0. Page 5144.)
May 13 In Senate. Read first time. To Com. on RLS. for assignment.
May 10 Read second time. To third reading.
May 6 From committee: Do pass. (Ayes 17. Noes 0.) (May 5).
Apr. 22 From committee: Do pass, and re-refer to Com. on APPR. Re-referred. (Ayes 22. Noes 0.) (April 21).
Apr. 19 Re-referred to Com. on G.O.
Apr. 15 From committee chair, with author's amendments: Amend, and re-refer to Com. on G.O. Read second time and amended.

Apr. 5 Re-referred to Com. on G.O.
Mar. 25 Referred to Com. on G.O. From committee chair, with author's amendments:
Amend, and re-refer to Com. on G.O. Read second time and amended.
Feb. 21 From printer. May be heard in committee March 23.
Feb. 18 Read first time. To print.

Organization
CARF

AB 2215 (Fuentes) **Horse racing: advance deposit wagering: wagering account facilities.** (A-04/28/2010 [html](#) [pdf](#))

Status: 05/12/2010-In committee: Set, first hearing. Referred to APPR. suspense file.

Current Location: 05/12/2010-A APPR. SUSPENSE FILE

Calendar Events: 05/28/10 Upon Adjournment of Session - State Capitol, Room 4202
ASM APPROPRIATIONS SUSPENSE

Digest: Existing law authorizes advance deposit wagering to be conducted, with the approval of the California Horse Racing Board. Existing law requires the board to develop and adopt rules to license and regulate all phases of operation of advance deposit wagering for advance deposit wagering providers operating in California. This bill would authorize the board to adopt rules and regulations authorizing advance deposit wagering providers to create and administer wagering accounts at *existing satellite wagering facilities or minisatellite wagering facilities located within this state* through which persons may deposit cash funds or vouchers, issue wagering instructions, and withdraw cash funds or vouchers, subject to the approval of racing associations or satellite wagering facilities located within 10-20 miles of a facility administering those accounts, and the approval of the horsemen's organization responsible for negotiating with the racing associations or satellite wagering facilities.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

Laws: An act to amend Section 19604 of the Business and Professions Code, relating to horse racing.

History:

May 12 In committee: Set, first hearing. Referred to APPR. suspense file.

Apr. 29 Re-referred to Com. on APPR.

Apr. 28 Read second time and amended.

Apr. 27 From committee: Amend, do pass as amended, and re-refer to Com. on APPR. (Ayes 21. Noes 0.) (April 21).

Mar. 11 Referred to Com. on G.O.

Feb. 19 From printer. May be heard in committee March 21.

Feb. 18 Read first time. To print.

Organization
CARF

AB 2241 (Coto) **Gambling Control Act: administration.** (A-05/10/2010 [html](#) [pdf](#))

Status: 05/11/2010-Read second time. To third reading.

Current Location: 05/11/2010-A THIRD READING

Calendar Events: 05/24/10 47 ASM ASSEMBLY THIRD READING FILE

Digest: The Gambling Control Act provides for the California Gambling Control Commission, consisting of 5 members appointed by the Governor, subject to confirmation by the Senate. Under existing law a majority of the commission members is a quorum and the concurring vote of 3 members of the commission is required for any official action.

This bill would instead require a majority of the appointed members of the commission to constitute a quorum and the ~~concurring~~ *affirmative* vote of a majority of those members present at a meeting of the commission shall be required ~~for any official action of the commission~~ *to render a decision, to pass a motion, or for the exercise of any of the commission's duties, powers, or functions* .

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

Laws: An act to amend Section 19819 of the Business and Professions Code, relating to gaming.

History:

May 11 Read second time. To third reading.

May 10 Read second time and amended. Ordered returned to second reading.

May 6 From committee: Amend, and do pass as amended. (Ayes 13. Noes 2.) (May 5).

Mar. 11 Referred to Com. on G.O.

Feb. 21 From printer. May be heard in committee March 23.

Feb. 18 Read first time. To print.

Organization

CARF

AB 2414 (John A. Perez) Horse racing: thoroughbred racing: Breeders' Cup: wagering deduction: promotion. (A-04/15/2010 [html](#) [pdf](#))

Status: 05/19/2010-In committee: Set, first hearing. Referred to APPR. suspense file.

Current Location: 05/19/2010-A APPR. SUSPENSE FILE

Calendar Events: 05/28/10 Upon Adjournment of Session - State Capitol, Room 4202 ASM APPROPRIATIONS SUSPENSE

Digest: Existing law authorizes a thoroughbred association or fair, subject to approval by the California Horse Racing Board, to deduct from the parimutuel pool for any type of wager, a specified percentage for the meeting of the thoroughbred association or fair that accepts the wager.

This bill would authorize a thoroughbred association hosting Breeders' Cup races, upon filing a written notice with the board, to deduct from *the total amount handled in the parimutuel pool* for any type of wager made during the days on which Breeders' Cup races are held, ~~a specified percentage~~ *an amount of not less than 10% nor more than 25%* . The bill would require the written notice to include the written agreement of the thoroughbred association and the horsemen's organization. The bill would require the amount deducted to be distributed as prescribed in the Horse Racing Law.

Existing law permits racing associations, fairs, and the organization responsible for contracting with racing associations and fairs with respect to the conduct of racing

meetings, to form a private, statewide marketing organization to market and promote thoroughbred and fair horse racing, and to obtain, provide, or defray the cost of workers' compensation coverage for stable employees and jockeys of thoroughbred trainers.

This bill would, for every year that the organization operating the Breeders' Cup Championship series chooses to conduct the Breeders' Cup Championship series of races in California, require the statewide marketing organization to enter into an agreement, in consultation and cooperation with the California Tourism Commission, with the organization that operates the Breeders' Cup Championship series to sponsor and promote the Breeders' Cup Championship series of races. The bill would require the agreement to provide for assistance with a minimum value of \$2,000,000 annually in support of the organization operating the Breeders' Cup Championship series and to promote the Breeders' Cup Championship series. By imposing new requirements under the Horse Racing Law, the violation of which would be a crime, this bill would create new crimes and would thereby impose a state-mandated local program.

This bill would also declare the Legislature's intent to later amend this bill to provide that a percentage of the takeout that is attributable to the Breeders' Cup races that otherwise would not have been generated absent the Breeders' Cup races occurring in this state, be eligible to be made available to support the statewide marketing organization and the state horse racing industry.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes . State-mandated local program: ~~no~~-yes .

Laws: An act to add Sections 19601.02 and 19605.74 to the Business and Professions Code, relating to horse racing.

History:

May 19 In committee: Set, first hearing. Referred to APPR. suspense file.

May 5 In committee: Hearing postponed by committee.

Apr. 22 From committee: Do pass, and re-refer to Com. on APPR. with recommendation: To Consent Calendar. Re-referred. (Ayes 21. Noes 0.) (April 21).

Apr. 19 Re-referred to Com. on G.O.

Apr. 15 From committee chair, with author's amendments: Amend, and re-refer to Com. on G.O. Read second time and amended.

Mar. 11 Referred to Com. on G.O.

Feb. 22 Read first time.

Feb. 21 From printer. May be heard in committee March 23.

Feb. 19 Introduced. To print.

Organization

CARF

[AB 2790](#) (Committee on Governmental Organization) Horse racing: out-of-state thoroughbred races: the Arlington Million. (I-03/17/2010 [html](#) [pdf](#))

Status: 05/13/2010-In Senate. Read first time. To Com. on RLS. for assignment.

Current Location: 05/13/2010-S RLS.

Digest: Existing law authorizes a thoroughbred horse racing association or fair to distribute the audiovisual signal and accept wagers on the results of out-of-state thoroughbred races conducted in the United States during the calendar period the association or fair is conducting a race meeting, including days on which there is no live racing being conducted by the association or fair, without the consent of the organization that represents horsemen participating in the race meeting and without regard to the amount of purse. Existing law prohibits the total number of thoroughbred races imported by associations or fairs on a statewide basis from exceeding 32 per day on days when live thoroughbred or fair racing is being conducted in the state. However, that limitation excludes imported races that are part of the race card of the Kentucky Derby, Kentucky Oaks, and other specified races.

This bill would add races that are part of the race card of the Arlington Million to the list of imported races not subject to the limitation of 32 races per day.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

Laws: An act to amend Section 19596.2 of the Business and Professions Code, relating to horse racing.

History:

May 13 Read third time, passed, and to Senate. (Ayes 73. Noes 0. Page 5147.)

May 13 In Senate. Read first time. To Com. on RLS. for assignment.

May 10 Read second time. To third reading.

May 6 From committee: Do pass. (Ayes 19. Noes 0.) (May 5).

Mar. 25 Referred to Com. on G.O.

Mar. 18 From printer. May be heard in committee April 17.

Mar. 17 Read first time. To print.

Organization

CARF

[AB 2792](#) (Committee on Governmental Organization) Horse racing law intent: licenses. (I-03/17/2010 [html](#) [pdf](#))

Status: 05/17/2010-Read second time. To third reading.

Current Location: 05/17/2010-A THIRD READING

Calendar Events: 05/24/10 57 ASM ASSEMBLY THIRD READING FILE

Digest: Existing law, the Horse Racing Law, generally regulates horse racing and vests the administration and enforcement of the Horse Racing Law in the California Horse Racing Board.

Existing law provides that the intent of the Horse Racing Law is to allow parimutuel wagering on horse races while, among other things, supporting the network of California fairs.

This bill would delete from that statement of intent supporting the network of California fairs.

Existing law requires all licenses granted under the Horse Racing Law to, among other things, contain such conditions as are deemed necessary or desirable by the board for the purposes of the Horse Racing Law.

This bill would instead require those licenses to contain such conditions as are deemed necessary or desirable by the board for the best interests of horse racing and the purposes of the Horse Racing Law. The bill would also make technical, nonsubstantive changes.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

Laws: An act to amend Sections 19401 and 19460 of the Business and Professions Code, relating to horse racing.

History:

May 17 Read second time. To third reading.

May 13 From committee: Do pass. (Ayes 11. Noes 0.) (May 12).

Apr. 22 From committee: Do pass, and re-refer to Com. on APPR. with recommendation: To Consent Calendar. Re-referred. (Ayes 21. Noes 0.) (April 21).

Mar. 25 Referred to Com. on G.O.

Mar. 18 From printer. May be heard in committee April 17.

Mar. 17 Read first time. To print.

Organization

CARF

[AB 2794](#) (Committee on Governmental Organization) Tribal gaming. (A-04/14/2010 [html](#) [pdf](#))

Status: 05/13/2010-In Senate. Read first time. To Com. on RLS. for assignment.

Current Location: 05/13/2010-S RLS.

Digest: Existing federal law, the Indian Gaming Regulatory Act of 1988, provides for the negotiation and execution of tribal-state gaming compacts for the purpose of authorizing certain types of gaming on Indian lands within a state. The California Constitution authorizes the Governor to negotiate and conclude compacts, subject to ratification by the Legislature.

Existing law ratifies a number of tribal-state gaming compacts between the State of California and specified Indian tribes. Existing law creates in the State Treasury the Indian Gaming Revenue Sharing Trust Fund and the Indian Gaming Special Distribution Fund for the receipt and deposit of moneys received by the state from Indian tribes pursuant to the terms of gaming compacts entered into with the state, and authorizes moneys in those funds to be used for certain purposes. Existing law establishes the method of calculating the distribution of appropriations from the Indian Gaming Special Distribution Fund for grants to local government agencies impacted by tribal gaming.

This bill would reorganize and make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

Laws: An act to add Title 16.5 (commencing with Section 98020) to, to repeal Sections 12012.25, 12012.30, 12012.35, 12012.40, 12012.45, 12012.46, 12012.465, 12012.47, 12012.475, 12012.48, 12012.485, 12012.49, 12012.495, 12012.5, 12012.51, 12012.515, 12012.52, 12012.53, 12012.75, 12012.85, and 12012.90 of, to repeal Chapter 7.5

(commencing with Section 12710) of Part 2 of Division 3 of Title 2 of, and to repeal Chapter 3 (commencing with Section 98055) of Title 16.5 of, the Government Code, relating to gaming.

History:

May 13 Read third time, passed, and to Senate. (Ayes 76. Noes 0. Page 5162.)
May 13 In Senate. Read first time. To Com. on RLS. for assignment.
May 10 Read second time. To Consent Calendar.
May 6 From committee: Do pass. To Consent Calendar. (May 5).
Apr. 15 Re-referred to Com. on G.O.
Apr. 14 From committee chair, with author's amendments: Amend, and re-refer to Com. on G.O. Read second time and amended.
Mar. 25 Referred to Com. on G.O.
Mar. 18 From printer. May be heard in committee April 17.
Mar. 17 Read first time. To print.

Organization

CARF

SB 899 (Denham) **Horse racing: satellite wagering: out-of-country thoroughbred races.** (I-01/26/2010 [html](#) [pdf](#))

Status: 05/13/2010-To Com. on G.O.

Current Location: 05/13/2010-A G.O.

Digest: Existing law authorizes a thoroughbred racing association or fair to distribute the audiovisual signal and accept wagers on the results of out-of-country thoroughbred races during the calendar period the association or fair is conducting a race meeting, without the consent of the participating horsemen's organization. These imported races are subject to specified conditions, including the condition that the total number of out-of-country thoroughbred races on which wagers are allowed to be accepted statewide in any given year does not exceed the total number of out-of-country thoroughbred races on which wagers were accepted in 1998.

This bill would delete that condition that limits the total number of out-of-country thoroughbred races on which wagers are allowed to be accepted statewide in any given year.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

Laws: An act to amend Section 19596.3 of the Business and Professions Code, relating to horse racing.

History:

May 13 To Com. on G.O.
Apr. 29 Read third time. Passed. (Ayes 34. Noes 0. Page 3376.) To Assembly.
Apr. 29 In Assembly. Read first time. Held at Desk.
Apr. 28 Read second time. To third reading.
Apr. 27 From committee: Do pass. (Ayes 7. Noes 0. Page 3357.)
Mar. 10 Set for hearing April 27.
Feb. 11 To Com. on G.O.
Jan. 27 From print. May be acted upon on or after February 26.

Jan. 26 Introduced. Read first time. To Com. on RLS. for assignment. To print.

Organization
CARF

SB 1072 (Calderon) **Horse racing: statewide marketing organization.** (I-02/17/2010 [html](#) [pdf](#))
Status: 05/20/2010-To Com. on G.O.
Current Location: 05/20/2010-A G.O.

Digest: Existing law permits racing associations, fairs, and the organization responsible for contracting with racing associations and fairs with respect to the conduct of racing meetings, to form a private, statewide marketing organization to market and promote thoroughbred and fair horse racing, and to obtain, provide, or defray the cost of workers' compensation coverage for stable employees and jockeys of thoroughbred trainers. Existing law requires the marketing organization to annually submit to the California Horse Racing Board a statewide marketing and promotion plan and a thoroughbred trainers' workers' compensation defrayal plan for thoroughbred and fair horse racing. A specified percentage of the amount handled by each satellite wagering facility is required to be distributed to the marketing organization for the promotion of thoroughbred and fair horse racing, and for workers' compensation defrayal, as specified. Existing law repeals these provisions on January 1, 2011.

This bill would extend the operation of these provisions until January 1, 2014, when they would be repealed.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

Laws: An act to amend Section 19605.73 of the Business and Professions Code, relating to horse racing.

History:

May 20 To Com. on G.O.

May 3 Read third time. Passed. (Ayes 34. Noes 0. Page 3412.) To Assembly.

May 3 In Assembly. Read first time. Held at Desk.

Apr. 28 Read second time. To Consent Calendar.

Apr. 27 From committee: Do pass. To Consent Calendar. (Ayes 7. Noes 0. Page 3357.)

Mar. 10 Set for hearing April 27.

Feb. 25 To Com. on G.O.

Feb. 18 From print. May be acted upon on or after March 20.

Feb. 17 Introduced. Read first time. To Com. on RLS. for assignment. To print.

Organization	Position
CARF	Support

SB 1439 (Price) **Horse racing: minisatellite wagering facilities.** (A-04/28/2010 [html](#) [pdf](#))
Status: 05/18/2010-Set for hearing May 24.
Current Location: 04/28/2010-S APPR.
Calendar Events: 05/24/10 11 a.m. - John L. Burton Hearing Room (4203) SEN APPROPRIATIONS

Digest: Existing law authorizes the California Horse Racing Board to approve an additional 15 minisatellite wagering sites in each zone under certain conditions, including that no site is within 20 miles of a racetrack, a satellite wagering facility, or a tribal casino that has a satellite wagering facility. Existing law provides that if the proposed facility is within 20 miles of one of the above-referenced satellite facilities, then the consent of each facility within a 20-mile radius must be given before the proposed facility may be approved by the board. Existing law requires the written consent of the San Mateo County Fair be obtained prior to the approval of any minisatellite wagering site located within a 20-mile radius of its fairground.

This bill would replace the 20-mile radius requirement in the above provisions with a 15-mile radius requirement and would provide that the requirement that the approval of a racetrack, satellite wagering facility, tribal casino that has a satellite wagering facility, or fair be obtained if the proposed minisatellite wagering facility is within 15 miles shall only apply to those facilities that are operated by tribal casinos, racetracks, or fairs that actually conduct 2 weeks or more of live racing in the preceding year. The bill would authorize the board, if a satellite wagering facility or tribal casino does not consent to a minisatellite wagering facility being situated within 15 miles, to conduct a one-year test at the proposed site in order to determine its impact on total parimutuel revenues and on attendance and wagering at existing satellite wagering facilities. With respect to the one-year test, the *bill would provide that the* board may approve only one minisatellite wagering facility per existing satellite wagering facility and the minisatellite wagering facility must be located within 10 miles of the satellite wagering facility. The bill would authorize a certain impact fee, as provided.

This bill would specify how mileages are to be measured for purposes of the above provisions.

This bill would, notwithstanding the above provisions, prohibit the establishment of a satellite wagering facility or minisatellite wagering facility within 20 miles of a tribal casino. By establishing a prohibition under the Horse Racing Law, the violation of which would be a crime, the bill would impose a state-mandated local program.

This bill would make clarifying and other technical changes.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: ~~no~~ yes .

Laws: An act to amend Section 19605.25 of the Business and Professions Code, relating to horse racing.

History:

May 18 Set for hearing May 24.

May 17 Hearing postponed by committee.

May 7 Set for hearing May 17.

Apr. 28 Read second time. Amended. Re-referred to Com. on APPR.

Apr. 27 From committee: Do pass as amended, but first amend, and re-refer to Com. on APPR. (Ayes 8. Noes 0. Page 3181.)

Apr. 6 From committee with author's amendments. Read second time. Amended. Re-referred to Com. on G.O.

Mar. 16 Set for hearing April 13.
Mar. 11 To Com. on G.O.
Feb. 20 From print. May be acted upon on or after March 22.
Feb. 19 Introduced. Read first time. To Com. on RLS. for assignment. To print.

<i>Organization</i>	<i>Position</i>
<i>CARF</i>	<i>Oppose</i>

SB 1485 (Committee on Governmental Organization) Gambling Control Act: licenses. (I-03/08/2010 [html](#) [pdf](#))

Status: 05/06/2010-In Senate. Held at Desk.

Current Location: 05/06/2010-S DESK

Digest: The Gambling Control Act provides for the licensure of certain individuals and establishments involved in various gambling activities, and for the regulation of those activities, by the California Gambling Control Commission. Existing law requires certain persons employed in the operation of a gambling enterprise, known as key employees, to apply for and obtain a key employee license.

This bill would include surveillance managers or supervisors in the definition of "key employee" and make other technical changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

Laws: An act to amend Section 19805 of the Business and Professions Code, relating to gambling.

History:

May 6 Returned to Senate for further action.

May 6 In Senate. Held at Desk.

Apr. 29 Read third time. Passed. (Ayes 33. Noes 0. Page 3380.) To Assembly.

Apr. 29 In Assembly. Read first time. Held at Desk.

Apr. 27 Read second time. To Consent Calendar.

Apr. 26 From committee: Be placed on second reading file pursuant to Senate Rule 28.8 and be placed on Consent Calendar.

Apr. 16 Set for hearing April 26.

Apr. 14 From committee: Do pass, but first be re-referred to Com. on APPR with recommendation: To Consent Calendar. (Ayes 10. Noes 0. Page 3182.) Re-referred to Com. on APPR.

Mar. 16 Set for hearing April 13.

Mar. 11 To Com. on G.O.

Mar. 9 From print. May be acted upon on or after April 8.

Mar. 8 Introduced. Read first time. To Com. on RLS. for assignment. To print.

<i>Organization</i>
<i>CARF</i>

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The NTRA Safety and Integrity Alliance is a standing organization whose purpose is to establish standards and practices to promote safety and integrity in horseracing and to secure their implementation. The Honorable Tommy G. Thompson, former four-term Governor of Wisconsin and U.S. Secretary of Health and Human Services, serves as independent counsel of the Alliance and will provide public reports on Alliance progress in instituting safety and integrity standards. Mike Ziegler serves as the Alliance's Executive Director.

The Alliance, formed in October of 2008, has authored a second set of safety and integrity compliance standards which were approved by the NTRA Board of Directors in March. The standards serve as the basis for the accreditation of Alliance members, which includes 55 racetracks in North America and every major national horsemen's organization. Current and ongoing adherence to Alliance certification standards will be a prerequisite for racetrack accreditation. These standards cover six broad areas: injury reporting and prevention; creating a safer racing environment; aftercare and transition of retired racehorses; uniform medication, testing and penalties; safety research; and, wagering security. Within those five categories, specific standards will focus on many areas including:

- Systematic reporting of equine injuries
- Aftercare of racehorses
- Pre- and post-race veterinary examinations
- Post-mortem examinations
- Health and safety of jockeys
- Riding crops and their use
- Horse shoes and hoof care
- Safety research
- Safety equipment for jockeys and horse handlers
- Exogenous Anabolic Steroids
- Alkalinizing agents (TCO₂)
- On-track emergency medical care for humans and equines
- Out-of-competition testing
- Freezing and retrospective testing of post race samples
- Continuing education
- Security assessment and training
- Wagering Incident Investigation Protocols

The accreditation program initially will focus on human and equine safety, but will be expanded to cover additional areas, as was the case with wagering security. The accreditation process includes a written application to be submitted by the member and an on-site visit by an Alliance safety team that will perform inspections and conduct interviews with track executives, racetrack personnel, jockeys, owners, trainers, stewards, regulators and customers, among others.

Among the first racetracks that went through the newly established accreditation process of the Alliance were the three Triple Crown venues—Churchill Downs, Pimlico Race Course and Belmont Park. Overall, the Alliance accredited 16 tracks in its first year of operations.

“The Alliance's compliance standards are the culmination of a collaborative effort among all segments of the horse racing industry,” said Alex Waldrop, President and CEO of the NTRA. “Alliance members are committed to uniform implementation of these important safety and integrity initiatives in a timely and transparent manner.”

Additional information on the Alliance, including the complete compliance standards document, can be found at www.NTRAAlliance.com.



NTRA Safety & Integrity Alliance

Benefits of Accreditation and the Accreditation Process

- 1) **Demonstrates Commitment to Safety and Integrity:** Being accredited by the NTRA Safety & Integrity Alliance means that a track meets minimum safety and integrity standards in the following important areas:
 - a. **Injury Reporting and Prevention**
 - b. **Safety Equipment and a Safer Racing Environment**
 - c. **Medication and Testing**
 - d. **Health and Welfare of Jockeys**
 - e. **Aftercare of Retired Racehorses**
 - f. **Wagering Security**
- 2) **Improves Track Operations:** Going through the application process enables a racetrack to take a closer look at its operations from the standpoint of safety and integrity. Many track executives who have gone through the process have stated that the inspection process alone is of tremendous value. Tracks have improved their own operations through the process.
- 3) **Provides Valuable Third Party Verification:** As part of the application process, tracks must be inspected by an independent assessment team consisting of a regulatory veterinarian, a former track executive with knowledge of racing operations, and a representative of the Alliance. This assessment usually provides extremely important information about the applicant and its operations that an internal inspection would never uncover.
- 4) **Educates Concerning Best Practices:** Another valuable aspect of the application and inspection process is the opportunity to take advantage of the accumulated knowledge of the inspection team and the representatives of the Alliance. In many situations, applicants benefit from learning about best practices employed at other accredited tracks.
- 5) **Builds Public Trust:** Fans can be assured that accredited tracks and the jurisdictions in which they operate are paying attention to safety and integrity matters. Racing fans that watch and wager on horse racing will have a greater sense of trust knowing integrity standards have been met.
- 6) **Creates National Uniformity:** Accredited tracks and the jurisdictions in which they operate are more in line with national standards and practices because the Alliance Code of Standards is the national standard on a host of operational and governmental matters.
- 7) **Protects Equine Athletes:** Accredited tracks focus not only equine safety while competing but also provides resources and structure for transitioning horses to second careers and new homes in retirement. Aftercare is something that can't be legislated but a program like accreditation can build the kinds of support systems nationwide that are so necessary to provide the dignified end-of-career options our equine athletes so badly need.

**California Authority
of Racing Fairs
(CARF)**

Memo

To: Chris Korby
From: Larry A. Swartzlander
CC:
Date: 5/24/2010
Re: Request for contract bids for 8295RT John Deere Tractor

CARF has solicited bids for an additional Tracked Tractor of use in the Racetrack Maintenance Program.

As outlined in the attached memo I did contact the marketing department at NTRA and have not received any formal bid. Formal bids were requested and received from Mid-Cal based in Stockton and John Deere dealers in Santa Rosa and Merced.

Recommend the bid from Mid-Cal be accepted. This recommendation is based on three criteria:

1. It is the lowest offer.
2. CARF has purchased all of its tractors from Mid-Cal and has only experience one major power train failure in 10 years and that was covered by warranty. Mid-Cal has also provided exceptional maintenance support for CARF tractors, water trucks and graders for the last 10 years.
3. Mid-Cal has offered to lease the tractor to CARF for \$9,000 per month for four months starting 1 June, 2010. At the end of this four month period CARF would then purchase the tractor with the \$36,000 being credited towards the purchase price. This option allows Mid-Cal to carry our contract into the fall when the new purchase programs or offered. Mid-Cal expects a program to be out offering used tractor loans at no interest. This would allow CARF to then sign a purchase contract on 1 October, 2010 for five years at no interest when if we signed now the interest would be 4.5% APR for five years.



WEST CAL TRACTOR
 4101 S. MOORLAND AVENUE
 SANTA ROSA ,CA 95407
 Phone: 707-584-9111
 Fax: 707-584-0907



Quote Id : 4413309

Quote Summary

Prepared For: Cal Fairs CA	Prepared By: TERRY FISCHER 4101 S. MOORLAND AVENUE SANTA ROSA ,CA 95407 TERRY@WESTCALTRACTOR.NET	Quote ID: 4413309 Created On: May 18, 2010 Last Modified On: May 18, 2010 Expiration Date: May 31, 2010
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Equipment Summary	Selling Price	Qty	Extended
John Deere 8295RT 295HP TRACTOR NA/R1	\$ 230,500.00 X	1 =	\$ 230,500.00
PowerGard Protection	\$ 4,665.00 X	1 =	\$ 4,665.00
Sub Total			\$ 235,165.00
Equipment Total			\$ 235,165.00

Quote Summary	
Equipment	\$ 235,165.00
Trade In	
State Tire Fee	\$ 0.00
Subtotal	\$ 235,165.00
Sales Tax	\$ 5,879.12
Total	\$ 241,044.12
Down Payment	
Rental Applied	
Balance Due	\$ 241,044.12

Salesperson: X _____

Accepted By: X _____



Selling Equipment



Quote Id : 4413309

John Deere 8295RT 295HP TRACTOR NA/R1

Selling Price
\$ 230,500.00

Code	Description	Qty	Unit	Extended
7361RW	8295RT Tractor	1	\$ 249,387.00	\$ 249,387.00
Standard Options - Per Unit				
0830	No Package	1	\$ 0.00	\$ 0.00
0987	CommandView II Cab	1	\$ -2,416.00	\$ -2,416.00
1016	AutoTrac Ready Promotion	1	\$ 0.00	\$ 0.00
1120	16F/4R Speed Automatic PowerShift Transmission 24.5 mph (40 km/h)	1	\$ 0.00	\$ 0.00
1700	Lighting	1	\$ 0.00	\$ 0.00
1810	Deluxe Radio Package	1	\$ 650.00	\$ 650.00
2300	Three Remote Cylinder Control Valves with Breakaway Couplers	1	\$ -1,759.00	\$ -1,759.00
2540	16,800 Lb. Capacity 3-Point Hitch (Cat. 3/3N) and Adjustable Cat. 3 Swinging Drawbar	1	\$ 0.00	\$ 0.00
2800	63 cc Displacement Hydraulic Pump 44 gpm (166.6 lpm)	1	\$ 0.00	\$ 0.00
4748	30 In. (760 mm) Width, 7.3 In. Pitch Camoplast DURABUILT 5500 Tracks	1	\$ 8,855.00	\$ 8,855.00
7076	76 In. (1930 mm) Spacing, Capable of 72 In. (1828 mm) to 120 In. (3048 mm) Spacing	1	\$ 0.00	\$ 0.00
8501	English Operator's Manual and Text Labels	1	\$ 0.00	\$ 0.00
9134	Wide Drive Wheel Option	1	\$ 2,160.00	\$ 2,160.00
9422	Weight, Front Support with Twenty-Two Suitcase Weights	1	\$ 2,778.00	\$ 2,778.00
Standard Options Total				\$ 10,268.00
Service Agreements				
	PowerGard Protection	1	\$ 4,665.00	\$ 4,665.00
Service Agreements Total				\$ 4,665.00
Other Charges				
	Setup	1	\$ 500.00	\$ 500.00
	Freight	1	\$ 5,628.48	\$ 5,628.48
Other Charges Total				\$ 6,128.48
	Discount	1	\$ -35,283.48	\$ -35,283.48
Total				\$ 235,165.00



Extended Warranty Proposal

John Deere 8295RT 295HP TRACTOR NA/R1

Date : May 18, 2010

Machine/Use Information

Manufacturer	John Deere
Equipment Type	8295T TRACK TRACTOR 295 HP
Model	8295T TRACK TRACTOR 295 HP
Country	US
Scraper/Const. Use	No

Plan Description

Plan Type	New - Grace Period
Coverage	Limited
Total Months	60
Total Hours	5000

Price

Deductible	\$ 500.00
List:	\$ 4,665.00

GRACE pricing is only good during the first 12 months or 1000 hours of ownership for new tractors during the John Deere basic warranty period. After this period, DELAYED pricing can be purchased upto the end of the John Deere basic warranty for tractors of 24 months or 2000 hours, and having passed a special inspection/certification process. The Total Months and Hours listed above include the John Deere basic Warranty. 'Limited' Plan coverage = Engine & Powertrain only. 'Comprehensive' Plan coverage = Full Machine.

PowerGard Protection Proposal Prepared for:

Customer Name - Please Print

Customer Signature

I have been offered this extended warranty and

■ **I ACCEPT** the PowerGard Protection

■ **I DECLINE** the PowerGard Protection

If declined, I fully understand that any equipment listed above is not covered for customer expenses due to component failures beyond the original basic warranty period provided by John Deere.

Note: This is **not** a contract. For specific PowerGard Protection coverage terms and conditions, please refer to the actual PowerGard Protection Plan contract for more information and the terms, conditions and limitations of the agreement.

What PowerGard Protection is:

The PowerGard Protection Plan is an extended warranty program for reimbursement on parts and labour for covered components that fail due to faulty material or original workmanship that occur beyond the John Deere Basic Warranty coverage period. The agreement is between Deere & Company and the owners of select John Deere Commercial and Agricultural equipment, who purchase the PowerGard Plans for the desired coverage as indicated in this proposal.

What PowerGard Protection is not:

PowerGard Protection is not insurance. It also does not cover routine maintenance or high wear items, or insurance-related risks/perils such as collision, overturn, vandalism, wind, fire, hail, etc. It does not cover loss of income or loss of value of crops during or after an equipment failure. See the actual product-specific PowerGard Protection Plan agreement for a complete listing of covered components, and limitations and conditions under the program.

Features/Benefits:

PowerGard protection include the following features and benefits under the program :

- Pays for parts and labour costs incurred on failed covered components (less any applicable deductibles),
- Does not require pre-approval before repairs are made by the authorized John Deere dealership,
- Payments are reimbursed directly to the dealership with no prepayment required by the contract holder.

8295RT JOHN DEERE TRACTOR
SERIAL NO. 2010 YEAR MODEL

EQ# 10000
HOURS - NEW

CODES	DESCRIPTION	RETAIL PRICE
7361RW	JOHN DEERE 8295RT TRACTOR.....	249,387.00
0830	NO PACKAGE DISCOUNT.....	BASE PRICE
096	COMMAND VIEW CAB.....	(2,416.00)
1016	AUTOTRAC READY.....	BASE PRICE
1120	16 SPEED POWERSHIFT TRANSMISSION.....	BASE PRICE
1700	STANDARD LIGHT PACKAGE.....	BASE PRICE
1810	DELUXE RADIO PACKAGE.....	650.00
2300	THREE REMOTE VALVES.....	(1,759.00)
2570	THREE POINT HITCH W/15,180 LB. LIFT CAPACITY.....	BASE PRICE
2800	44 GPM HYD PUMP.....	BASE PRICE
4748	30 IN. WIDTH CAMOPLAST DURA 5500 BELTS.....	8,855.00
7072	72 IN. TRACK SPACING.....	BASE PRICE
9134	WIDE DRIVE WHEEL OPTION.....	2,160.00
9422	QUIK-TATCH SUPPORT W/TWENTY WEIGHTS.....	2,778.00
	FREIGHT & PREPARATION.....	6,340.00
* 5	YEAR 5000 POWERTRAIN/ENGINE WARRANTY.....	4,700.00
TOTAL RETAIL PRICE.....		270,695.00
LESS DISCOUNT.....		(40,451.10)
DISCOUNTED PRICE.....		230,243.90
SALES TAX.....		5,756.10
TOTAL PRICE INCLUDING SALES TAX.....		236,000.00

* **MID CAL TRACTOR RENTAL PROGRAM:**
RENTAL PERIOD - FOUR MONTHS
RENTAL RATE - \$9,000.00 PER 30 DAYS
HOUR RATE - 200 HOURS PER 30 DAYS / \$45.00 PER HOUR OVERAGE
CUSTOMER RESPONSIBLE FOR DAMAGES NOT COVERED BY WARRANTY
100% OF RENTAL APPLIES TO PURCHASE
FINANCE PLAN AT TIME OF PURCHASE

JOHN DEERE FINANCE PLAN:

FIXED 4.90% INTEREST RATE
FIVE YEAR PAYMENT PLAN

SCHEDULE OF PAYMENTS:

* 4	MONTHS RENTAL CREDIT (\$36,900.00) APPLIED TO DOWN..	36,900.00
* DOWN	BALANCE OF DOWNPAYMENT DUE ON CONTRACT DATE.....	22,100.00
	FIRST PAYMENT 12 MONTHS AFTER CONTRACT DATE.....	40,785.60
	SECOND PAYMENT 12 MONTHS AFTER LAST PAYMENT.....	40,785.60
	THIRD PAYMENT 12 MONTHS AFTER LAST PAYMENT.....	40,785.60
	FOURTH PAYMENT 12 MONTHS AFTER LAST PAYMENT.....	40,785.60
	FIFTH PAYMENT 12 MONTHS AFTER LAST PAYMENT.....	40,785.60
TOTAL OF PAYMENTS.....		262,927.97



Quote Id : 4412911

Prepared For:

Proposal For:

Prepared By: DOUGLAS DINGELDEIN
RANCHERS TRACTOR CO., INC.
1486 S State Highway 59
MERCED, CA 95341
Phone: 209-722-8031
Fax: 209-722-1677
Work Email: SALES@RANCHERSTRACTOR.COM

Date: May 18, 2010

Offer Expires: June 30, 2010



RANCHERS TRACTOR CO., INC.
 1486 S State Highway 59
 MERCED ,CA 95341
 Phone: 209-722-8031
 Fax: 209-722-1677



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Quote Summary

Prepared For:	Prepared By:	Quote ID:	4412911
	DOUGLAS DINGELDEIN	Created On:	May 18, 2010
	1486 S State Highway 59	Last Modified On:	May 18, 2010
	MERCED ,CA 95341	Expiration Date:	June 30, 2010
	SALES@RANCHERSTRACTOR.COM		

Equipment Summary	Selling Price	Qty	Extended
John Deere 8295RT 295HP TRACTOR NA/R1	\$ 234,000.00 X	1 =	\$ 234,000.00
PowerGard Protection	\$ 4,665.00 X	1 =	\$ 4,665.00
Sub Total			\$ 238,665.00
Equipment Total			\$ 238,665.00

Quote Summary	
Equipment	\$ 238,665.00
Trade In	
Subtotal	\$ 238,665.00
Sales Tax	\$ 5,850.00
Total	\$ 244,515.00
Down Payment	
Rental Applied	
Balance Due	\$ 244,515.00

Salesperson: X _____

Accepted By: X _____



Selling Equipment



Quote Id : 4412911

John Deere 8295RT 295HP TRACTOR NA/R1

Selling Price
\$ 234,000.00

Code	Description	Qty	Unit	Extended
7361RW	8295RT Tractor	1	\$ 249,387.00	\$ 249,387.00
Standard Options - Per Unit				
0830	No Package	1	\$ 0.00	\$ 0.00
0987	CommandView II Cab	1	\$ -2,416.00	\$ -2,416.00
1016	AutoTrac Ready Promotion	1	\$ 0.00	\$ 0.00
1120	16F/4R Speed Automatic PowerShift Transmission 24.5 mph (40 km/h)	1	\$ 0.00	\$ 0.00
1700	Lighting	1	\$ 0.00	\$ 0.00
1810	Deluxe Radio Package	1	\$ 650.00	\$ 650.00
2300	Three Remote Cylinder Control Valves with Breakaway Couplers	1	\$ -1,759.00	\$ -1,759.00
2540	16,800 Lb. Capacity 3-Point Hitch (Cat. 3/3N) and Adjustable Cat. 3 Swinging Drawbar	1	\$ 0.00	\$ 0.00
2800	63 cc Displacement Hydraulic Pump 44 gpm (166.6 lpm)	1	\$ 0.00	\$ 0.00
4748	30 In. (760 mm) Width, 7.3 In. Pitch Camoplast DURABUILT 5500 Tracks	1	\$ 8,855.00	\$ 8,855.00
7076	76 In. (1930 mm) Spacing, Capable of 72 In. (1828 mm) to 120 In. (3048 mm) Spacing	1	\$ 0.00	\$ 0.00
8501	English Operator's Manual and Text Labels	1	\$ 0.00	\$ 0.00
9134	Wide Drive Wheel Option	1	\$ 2,160.00	\$ 2,160.00
9422	Weight, Front Support with Twenty-Two Suitcase Weights	1	\$ 2,778.00	\$ 2,778.00
Standard Options Total				\$ 10,268.00
Service Agreements				
	PowerGard Protection	1	\$ 4,665.00	\$ 4,665.00
Service Agreements Total				\$ 4,665.00
Other Charges				
	Freight	1	\$ 5,685.24	\$ 5,685.24
Other Charges Total				\$ 5,685.24
	Discount	1	\$ -31,340.24	\$ -31,340.24
Total				\$ 238,665.00



Extended Warranty Proposal

John Deere 8295RT 295HP TRACTOR NA/R1

Date : May 18, 2010

Machine/Use Information

Manufacturer	John Deere
Equipment Type	8295T TRACK TRACTOR 295 HP
Model	8295T TRACK TRACTOR 295 HP
Country	US
Scraper/Const. Use	No

Plan Description

Plan Type	New - Grace Period
Coverage	Limited
Total Months	60
Total Hours	5000

Price

Deductible	\$ 500.00
List:	\$ 4,665.00

GRACE pricing is only good during the first 12 months or 1000 hours of ownership for new tractors during the John Deere basic warranty period. After this period, DELAYED pricing can be purchased upto the end of the John Deere basic warranty for tractors of 24 months or 2000 hours, and having passed a special inspection/certification process. The Total Months and Hours listed above include the John Deere basic Warranty. 'Limited' Plan coverage = Engine & Powertrain only. 'Comprehensive' Plan coverage = Full Machine.

PowerGard Protection Proposal Prepared for:

Customer Name - Please Print

Customer Signature

I have been offered this extended warranty and

- **I ACCEPT** the PowerGard Protection
- **I DECLINE** the PowerGard Protection

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Proposed Policy for Horsemen's Passes
For 2010 Northern California Racing Fairs

- Upon request, a licensed owner or trainer license may receive two passes each racing day. Owner or trainer must present valid CHRB license to personnel in the racing office when the request is made.
- Upon request, a licensed owner may receive four (4) passes on the day his or her horse or horses are racing. Owner must present valid CHRB license to personnel in the racing office when the request is made.
- Upon request, any other CHRB license owners may receive one pass per day. Licensee must present valid CHRB license to personnel in the racing office when the request is made.
- Fair will furnish the Racing Secretary with not less than 200 passes for each race day, for use at the Racing Secretary's discretion, as he or she deems necessary to enhance the race meet.
- Each Jockey will receive 40 passes for a 10 day meet or 4 per race day depending on the length of the meet.
- These are recommended minimums and can be increased based on each Fair's operational racing program.