



MINUTES

Oregon Racing Commission
September 15, 2011

Meeting Detail

The Oregon Racing Commission (ORC) met on Thursday, September 15, 2011 in Room 1A of the Portland State Office Building located at 800 NE Oregon Street, Portland, Oregon.

Call to Order

Commission Chair, Stan Robson, called the meeting to order at 1:32pm.

In Attendance

Commissioners: Chair Stan Robson, Vice-Chair Christopher Dudley, Commissioner Michael Huber, DVM, Commissioner Charles Williamson and Commissioner Jan Palmer, DVM

Staff: Randy Evers (Executive Director) and Kelly Gabliks (Assistant Attorney General)

AGENDA ITEMS

Approvals:

September 15, 2011 Meeting Agenda

Action: Motion to approve the agenda as amended to add a report from Commissioner Williamson regarding the rules hearing and move the service award presentation to the end of the meeting.

Moved by: Commissioner Huber

Seconded: Commissioner Williamson

Vote: 5 Ayes, 0 Nays

August 18, 2011 Meeting Minutes

Action: Motion to approve the August 18, 2011 Commission meeting minutes as submitted.

Moved by: Commissioner Williamson

Seconded: Commission Vice-Chair Dudley

Vote: 5 Ayes, 0 Nays

Old Business:

Sub-Committee Update Reports:

- a. Advanced Deposit Wagering (ADW) and Multi-jurisdictional Hubs
Commissioner Williamson stated that the ADW sub-committee is scheduled to meet later in the day. Currently there is nothing to report.
- b. Best Practices
Commission Vice-Chair Dudley distributed to the Commissioners the best practices/performance measures report forms. Vice-Chair Dudley explained to the Commission members that the Commissioners are required to self-evaluate on an annual basis. Vice-Chair Dudley requested that the Commissioners complete their individual reports and return the reports to him before the October Commission meeting. Vice-Chair Dudley stated he will compile the data for the final report. The final report will be presented for review and approval at the October meeting.
- c. Budget and Hub Funds
Commission Chair Stan Robson stated that there was nothing to report.
- d. Medication and Horse Welfare
Commissioner Huber stated that the sub-committee met that morning. They discussed the summer race meets, race day medications regarding the use of "lasix" and the topic of banning "lasix" for use at tracks on race days. The sub-committee also discussed the upcoming Portland Meadows race meet. The ORC medication and horse welfare sub-committee plans to arrange a stakeholder meeting to gather testimony from those who wish to comment on the subject of race day lasix.
- e. Executive Director's Report
Executive Director Evers reported that the summer race meets have concluded. There were some challenges again this year at the Harney County race meet. Some of these challenges were discussed at the medication and horse welfare sub-committee meeting as there were a couple of catastrophic injuries. Dealing with the rodeo individuals was another area of difficulty. Director Evers stated that next year the ORC will look at how to improve safety at the Harney County race meet with some additional needed changes.

Director Evers stated that Oregon is co-hosting with Washington the Steward's continued education program on September 19th and 20th, 2011. The ORC Stewards and he will be attending.

Director Evers stated that Friday, September 16, 2011 is a mandatory state furlough day and all offices of the ORC will be closed.

Vice-Chair Dudley asked Director Ever if there were any race dates that conflict with the mandatory furlough days. Director Evers reported that the ORC staff is working with the Department of Administrative Services in Salem to correct any issues with furlough days.

New Business:

Oregon Thoroughbred Owners and Breeders Association (OTOBA):

Gay Welliver, President of the OTOBA, and Wendie Hayes-Pounds, Executive Director of the OTOBA, came before the Commission to request approval for disbursement of the owners' and breeders' awards.

Director Evers clarified for the Commissioners, OTOBA, OQHRA and the OHBPA which funds are required to have approval for disbursement. It is not an association's entire budget that is required to have Commission approval. According to statute, it is the disbursement of Hub funds, breakage funds and the owners' and breeders' awards that require approval from the Commission.

Action: Motion to approve the disbursement of owners' and breeders' awards according to the report provided to the Commission by the OTOBA.

Moved by: Commissioner Williamson

Seconded: Vice-Chair Dudley

Vote: 5 Ayes, 0 Nays

Review of the Administrative Rules Hearing:

Commissioner Williamson stated the administrative rules hearing was held at 10:30am in room 221 on September 15, 2011 and that no one testified for or against the proposed changes. There are a couple of grammatical corrections that will be made by staff.

Action: Motion to approve the administrative rules as presented.

Moved by: Commissioner Williamson

Seconded: Vice-Chair Dudley

Vote: 5 Ayes, 0 Nays

Future of Racing in Oregon Stakeholder Meeting - Review:

Commissioner Williamson stated that the stakeholder meeting went very well. All in attendance came prepared to work together to brainstorm ideas for the future of racing in Oregon.

Commissioner Williamson reported that there may have been ninety or so ideas that came out of the first session and it was encouraging to see how united everyone was. The next meeting is scheduled for October 12, 2011.

Information, Materials and Approvals:

None

Contested Cases:

Proposed Order – Beverly Ann Stone

Assistant Attorney General Kelly Gabliks presented the Beverly Ann Stone case to the Commissioners. Ms. Gabliks stated that Ms. Stone falsified her license application by failing

to disclose her former arrests. Ms. Gabliks informed the Commissioners of their options from the options memo.

Action: Motion to approve the proposed order denying license approval and that Ms. Stone may not re-apply for licensure with the ORC for a period of two years.

Moved by: Commissioner Williamson

Seconded: Commission Huber

Vote: 5 Ayes, 0 Nays

Amended Order - Clifford Balcom

Assistant Attorney General Kelly Gabliks presented the amended order reversing the decision by the Administrative Law Judge (ALJ) who had overturned the Stewards' decision to change the order of finish in the race that Clifford Balcom's horse "ICWHATYOURLOOKINAT" ran.

Action: Motion to approve the amended proposed order reversing the ALJ's decision regarding the order of finish.

Moved by: Commissioner Williamson

Seconded: Vice-Chair Dudley

Vote: 5 Ayes, 0 Nays

Action: Motion to approve the final amended order reversing the ALJ's decision regarding the order of finish.

Moved by: Commissioner Williamson

Seconded: Vice-Chair Dudley

Vote: 5 Ayes, 0 Nays

Other Business As May Properly Come Before the Commission:

None

Public Comment:

None

Confirmation of the Next Commission Meeting:

Thursday, October 20, 2011 Room 1A of the Portland State Office Building at 1:30 pm.

Adjournment:

Prior to adjournment, Chair Stan Robson presented a service award plaque to former Commissioner Kerry Johnson thanking her for her years of service with the Oregon Racing Commission.

There being no further business, the meeting was adjourned at 2:10 p.m.