

RECORD OF PROCEEDINGS

The regularly scheduled meeting of the Colorado Racing Commission was held on Tuesday, May 8, 2012 at 1881 Pierce Street in Conference Room 110, Lakewood, Colorado. Commission Chairman Jack Pretti called the meeting to order at 9:40 a.m.

Members Present

Jack Pretti, Chairman
Mary Sharon Wells, Vice-Chair
Daniel J. Kester, Member
Sean Beirne, Member

Commissioner Charles Vail, DVM, was excused from the meeting.

Staff Present

Dan Hartman, Director, Division of Racing Events
Mark Brown, Enforcement Supervisor
Robert "Duke" Mann, Horse Racing Coordinator
Pam Kilgore, Division Auditor
Susan Cariveau, Division Licensing Supervisor
Ashley Leary, Division Investigator
Y. E. Scott, Senior Assistant Attorney General representing the Division of Racing Events
Sherry Gunnell, Assistant to the Division Director

Also Present

An attendance sheet is attached hereto and made a part of these minutes.

Approval of Minutes of April 3, 2012

A motion was thereupon made by Commissioner Wells, seconded by Commissioner Kester and unanimously carried to approve the minutes of April 3, 2012 as submitted.

Consideration of 2012 Renewal Application – Arapahoe Park – Robert "Duke" Mann

Mr. Robert "Duke" Mann, Horse Racing Coordinator, presented his report concerning Arapahoe Park's 2012 renewal application. Mr. William Powers, Arapahoe Park's Property Facility Manager/Director of Racing, appeared on behalf of the Racing Association. Mr. Bruce Seymore, Director of Racing Operations Colorado for Mile High Racing & Entertainment, was also present to represent the Racing Association.

Mr. Mann advised the Commission that Arapahoe Park intends to conduct a thirty-nine (39) day live race meet beginning on Saturday, May 26, 2012 and concluding on Sunday, August 19, 2012, with live performances to be offered on Friday, Saturday and Sunday throughout the meet, including a special program to be conducted on Monday, May 28, 2012 (Memorial Day observance). Mr. Powers informed the Commission that Arapahoe Park's racing schedule does not include a performance on Wednesday, July 4, 2012 as part of its official complement of race days. However, he commented that he might wish to add a Fourth of July matinee performance. The Commission delegated authority to Division Director Dan Hartman to approve such a request. Additionally, the Commission noted that Arapahoe Park intends to offer nine races per day with a 1:00 p.m. post time on all live race days as well as full simulcast race cards from numerous venues throughout the season. Mr. Mann stated that Arapahoe Park proposes to offer diverse racing programs composed of Thoroughbred, Quarterhorse, Appaloosa, Paint and Arabian races.

The Commission took notice that Arapahoe Park would be sending its live signal to the ten (10) in-state simulcast facilities and to numerous out-of-state venues. He stated

that some contracts with out-of-state associations and simulcast providers are still in the process of being negotiated. Mr. Mann advised the Commission that Arapahoe Park would need to notify the Division and seek approval of any future export contracts and agreements with out-of-state associations and simulcast providers forty-eight (48) hours prior to sending/receiving a simulcast signal. Additionally, Mr. Mann advised the Commission that the Division had received a copy of the agreement from the Colorado Horse Racing Association endorsing Arapahoe Park's request to send its signal out-of-state. Notice was taken that Arapahoe Park intends to simulcast out-of-state horse races into Colorado seven (7) days a week on both its live and non-live race days. Notice was also taken that a copy of the agreement between the Colorado Horse Racing Association and Arapahoe Park giving approval for and support of Arapahoe Park's intention to send its signal to out-of-state locations was provided with the renewal application, as was a copy of the purse structure.

Mr. Mann apprised the Commission that a copy of Arapahoe Park's proposed wagering format had been submitted. He stated that Arapahoe Park's proposed take-out rates would be the same as they were in 2011: 18.5% on Win, Place and Show wagers; 23.0% on Daily Double, Exacta and Quiniela wagers; and 24.0% on Trifecta, Superfecta and Pick 3 wagers.

Additionally, Mr. Mann explained that "Mile High USA, Inc." was organized as a corporation under the laws of the State of Delaware on December 8, 1989 and that the company is a wholly owned subsidiary of the Twin River Management Group, Inc. Further, he stated that Mile High USA, Inc. owns 100% of Racing Associates of Colorado, doing business as Arapahoe Park Racetrack in Aurora, Colorado. Mr. Mann observed that Racing Associates of Colorado was organized as a limited partnership under the laws of the State of Colorado on March 8, 1991 and that the ownership of Racing Associates of Colorado, Ltd. complies with Colorado Racing Statutes.

The Commission reviewed the list of racing officials for Arapahoe Park's upcoming meet. Mr. Powers confirmed that the majority of the Arapahoe Park racing officials were returning from last year and that all of these officials are in good standing and hold current Colorado Racing licenses. Mr. Mann apprised the Commission that Mr. Randy Blaseg, who served as the Senior State Steward during the 2011 Arapahoe Park race meet, would hold the position of Presiding Steward at the upcoming meet and that Mr. Walter Soes, also an accredited Steward, would act as the new State Steward. He observed that the following persons are new to their positions this season: Mr. Gil Romero, who will serve as the Assistant Racing Secretary and Ms. Sally Rushton, who will be the Horsemen's Bookkeeper. Mr. Mann commented that the Division is in receipt of resumes and has performed initial background checks on these officials and recommends that they be approved to serve at the 2012 Arapahoe Park live meet.

Notice was taken that Mr. William Powers would also serve as the Director of Security. Mr. Mann observed that Mr. Powers delegated responsibility to Mr. Alan Holder to oversee and supervise grandstand security personnel and assigned responsibility to Mr. Keith Munson to oversee and supervise security personnel in the stable area, including the Division's test barn. Both Mr. Holder and Mr. Munson are experienced former racetrack employees. Mr. Mann reported that a meeting with security personnel has already been conducted.

The Commission took notice that the consolidated financial statements for Mile High USA, Inc., doing business as Racing Associates of Colorado Ltd. had been submitted to the Division of Racing Events with Arapahoe Park's 2012 renewal license application and that Division Auditor Pam Kilgore and Commissioner Daniel Kester had reviewed the subject documents and had found them to be complete, in order and prepared in accordance with generally accepted accounting principles. Further, Mr. Mann observed that Twin Rivers Management Group, which owns 100% of Mile High USA, Inc., would be overseeing the Racing Association's financial matters. Commissioner Kester observed that, although the Association's financial status remains tenuous, it is in a positive cash flow position and has paid off all of its debts from the sale of the Mile High Greyhound Park property. Commissioner Kester stated that he is confident that the Association would be able to continue to meet its financial obligations. He expressed his opinion that increased

advertising of the race meet would be helpful and would bring new patrons to the racetrack. Commissioner Kester commended Mr. Bruce Seymore and his staff on their ongoing efforts to make Arapahoe Park a successful and prosperous venture. Mr. Mann stated that the Division recommends that the financial statements dated December 31, 2011 and 2010 be accepted as presented.

Mr. Mann apprised the Commission that the following required exhibits had either been submitted with the renewal application or would be provided in a timely manner:

- An insurance binder for on-track accident coverage for the jockeys has been submitted;
- A copy of the current proof of adequate public liability insurance coverage to protect the public was also provided. However, since the expiration date on the Certificate of Insurance is June 1, 2012, a copy of the renewal contract must be submitted upon issuance;
- A current fire inspection report was submitted and no major issues were reported. Any subsequent fire inspection reports must be provided to the Division when issued;
- Current health/sanitation inspection reports for Arapahoe Park and some of its in-state simulcast facilities have not yet been received by the Division. These reports for Arapahoe Park and all affiliated in-state off-track wagering facilities must be submitted to the Division no later than five days prior to the opening of the meet;
- Copies of the most recent contracts between the Association and its service providers for video patrol, photo finish and totalisator services, products and materials have been provided for the upcoming race meet; and
- A copy of the Horsemen's Contract between the Colorado Horse Racing Association and Arapahoe Park, effective through April 20, 2013, was submitted with the application.

A surety bond to cover the Horsemen's Bookkeeper will not be required for the 2012 race meet. Mr. Mann commented that the Division would release purse funds from the Escrow Account throughout the race meet upon the Association's request in order to satisfy the purse money owed and, in the event that any derogatory actions are subsequently brought against the Horsemen's Bookkeeper, the Commission would have the ability to reinstate the bond requirement on the Horsemen's Bookkeeper Account.

Mr. Mann reviewed the list of recommendations set forth in Arapahoe Park's 2011 end of meet report, noting that Arapahoe Park had complied with or is in the process of addressing each of them. Again this season, the Division of Racing Events will be providing a Compliance Investigator to assist with the intake of horses, the preparation of associated paperwork and the facilitation of access to the restricted stable area. Notice was taken that Arapahoe Park would continue to employ an off-duty sheriff's deputy on live race days.

Mr. Mann advised the Commission that the Association would, again this season, be scheduling a pre-meet meeting with the members of the Board of Stewards, Arapahoe Park management and the video operators to address the needs and expectations of the Board for their race review. He commented that, approximately one week prior to the commencement of the race meet, a complete inspection of the entire facility and grounds will be conducted.

Mr. Mann affirmed that the same racing surface maintenance protocols in effect during the 2011 race meet would be utilized during the upcoming live racing season. He observed that the Track Superintendent, Mr. William Byers, has been consistently scrupulous in his care, preparation and maintenance of the racing surface during each meet at which he has served. The Commission expressed its endorsement of the continuation of the subject maintenance routines. Further, it was agreed that the Association should continue to ensure that soil sampling is performed and depth measurements are taken at regular intervals as deemed necessary.

Mr. Mann stated that the renewal license application submitted by Racing Associates of Colorado, Ltd. (Arapahoe Park) to conduct a 2012 live race meet appears to comply with the Colorado Revised Statutes and the Colorado Racing Commission Rules and, therefore, the Division of Racing Events would recommend that the Commission grant conditional approval of Arapahoe Park's 2012 renewal application.

Following review and discussion, a motion was made by Commissioner Beirne, seconded by Commissioner Wells and unanimously carried to approve Arapahoe Park's 2012 renewal application to operate as a Class B racetrack during the period specified in the application; to approve the retention and hiring of all Racing Officials noted in the renewal license application; to approve the take-out rates as specified in Arapahoe Park's renewal application; and to delegate authority to Division Director Hartman to approve a request for Arapahoe Park to conduct an additional day of live racing on Wednesday, July 4, 2012 in the event that such a request is submitted, and to make this approval contingent upon satisfaction of the following conditions:

- 1) That Arapahoe Park will submit to a full and complete pre-meet facility inspection by the Division of Racing Events. (If it is determined via the inspection that there are areas of concern or matters to be addressed, specific time frames for compliance will be imposed.);
- 2) That, in the event that a vacancy occurs among the Racing Officials for longer than one racing day, the Association shall fill the vacancy with an official approved by the Division and shall notify the Division in writing of the substitution prior to making the change;
- 3) That Arapahoe Park will ensure that its public liability insurance policy is in effect and will provide a copy of the renewed Certificate of Insurance to the Division on or before its June 1, 2012 expiration date;
- 4) That Arapahoe Park will provide copies of all intrastate simulcast contracts and/or agreements entered into by the applicant to the Division no later than five (5) days prior to receipt of the simulcast signal;
- 5) That Arapahoe Park will submit copies of its certified health/sanitation inspection no later than five (5) days prior to the commencement of the live meet, and, further, any additional health/sanitation and fire inspection reports for Arapahoe Park's in-state simulcast or track facilities are to be provided to the Division when completed;
- 6) That Arapahoe Park will provide copies of all new service contracts not presently on file with the Division no later than five days prior to the commencement of the meet; and
- 7) That the Commission may determine, in its discretion, to impose additional conditions at any time prior to or during Arapahoe Park's live meet.

A Notice of Issuance of Meet License with Conditions will be provided to Arapahoe Park in accordance with the Commission's motion.

Consideration of Contents of "Horsemen's Information Packet": A) Proposed Stewards' Guidelines and Groundrules; B) Medication Guidelines and Veterinary Practices; C) Split Sample Policy; D) Stable Roster; E) CRC Rule 11.544; F) Stable Inspection Procedures; G) Stable Inspection Report; and H) 2012 New Rules (effective April 30, 2012) – Robert "Duke" Mann

Mr. Robert "Duke" Mann, Horse Racing Coordinator, presented and identified each of the documents contained in the "Horsemen's Information Packet". He commented that, not only is the packet a reference tool, but it serves as a study guide for new trainers who must take their trainer's tests. Mr. Mann stated that, upon Commission acceptance, the subject packet would be made available in the Arapahoe Park Division office for trainers and other interested parties participating in the upcoming Arapahoe

Park race meet as well as in the Arapahoe Park Racing Office and would, also, be placed on the Division's website for access by all interested owners. Thereupon, the Commission reviewed the contents of the subject packet:

- 1) Stewards' Guidelines and Groundrules: The Commission reviewed the proposed Stewards' Guidelines and Groundrules for 2012. Mr. Mann observed that this document, which is informational in nature, is intended to provide all track license-holders with generic instructions regarding conduct, restrictions and prohibitions. He stated that the current version is unchanged from the 2011 edition. Those in attendance were afforded an opportunity to comment on the document and offer views and opinions relating to it. No objections were raised to acceptance of this document as presented.
- 2) Horse Racing Medication Guidelines and Veterinary Practices: Mr. Mann explained that, prior to each live horse racing season, the Division staff veterinarian(s) prepare(s) an informational bulletin designed to provide updated information to all horse owners, trainers and practicing veterinarians concerning medication rules, regulations, policies and procedures of the Colorado Racing Commission. The Commission took notice that, during the upcoming Arapahoe Park race meet, a Division representative shall witness the administration of a furosemide (Lasix) injection to any horse specified to race on it. Additionally, pursuant to revised Colorado Racing Commission Rule 5.320, a Division designee shall arrange for a Division representative to accompany each practicing veterinarian while in the restricted barn area on race days.

Mr. Mann stated that, as in the past, all horses entering the grounds at Arapahoe Park will need to have a current health certificate signed by a Veterinarian as well as a current Coggins Test (within the previous twelve months) no matter whether the horse(s) is/are from within or outside of Colorado.

- 3) Split-Sample Policy: The Commission reviewed the proposed Split-Sample Policy for 2012. Mr. Mann explained the protocol associated with the handling of a request for split-sample testing. He observed that the 2012 Split-Sample Policy has been updated and contains some new material, including the addition of a new testing laboratory, a new split sample testing scheduling form and a specification that any blood serum would be poured into a separate vial before being shipped to a split-sample laboratory.

Mr. Mann called the Commission's attention to the addition of HFL Sport Science, Inc., a new testing laboratory selected by Ms. Petra Hartmann, Director of Drug Testing Services at The Industrial Laboratories Company, Inc., the Division's primary testing laboratory. Mr. Mann advised that Mr. Rick Sams, Laboratory Director for HFL Sport Science, Inc., has agreed to accept samples from Colorado and will be submitting his testing protocol to the Division. Mr. Sams has given assurance that HFL Sport Science, Inc. will be using the same testing methodology that Industrial Laboratories uses.

Mr. Mann advised that, as is customary, he and Ms. Petra Hartmann will ensure that all of the "pre-approved reference laboratories" (those laboratories that the Division has approved for Split-Sample Testing on the basis that these laboratories are 1) capable of professionally performing all of the necessary laboratory tests; and 2) are willing, generally, to receive Split-Samples for the purpose of confirmation testing) provide written verification from their laboratory managers that they are using the same equipment and testing methodology for every test that Industrial Laboratories uses.

Mr. Mann cited the following conditions that are applicable to all Split-Sample testing: 1) that communication should be restricted to the Commission designee and the split-sample laboratory representative; 2) that the split-sample laboratory shall be sent a copy of the affidavit describing the substance detected and the analytical procedure used for identification. The

split-sample laboratory shall limit its analysis to the analysis conducted by the primary laboratory; and 3) communication between the primary testing laboratory and the split-sample laboratory is limited to the exchange of the analytical method and the threshold level used to confirm the identity of the drug(s) or its/their metabolites. The split-sample laboratory shall be instructed to contact Ms. Hartmann at The Industrial Laboratories.

Mr. Mann noted that, should the Division receive advance notification of a positive test result in a trial race, it would be sufficient reason for the horse to be disqualified from racing in the finals. Mr. Mann observed that most of the breed organizations have stringent requirements for nomination and entry of horses into special races, such as stakes races.

The Commission took notice that the Division has included owners as recipients of notices of hearing/medication violations in order to prevent communications lapses between owners and trainers. After considering Mr. Mann's comments, the Commission found the document to be acceptable as presented.

- 4) Stable Roster: Following its review, the Commission found this document to be acceptable.
- 5) Colorado Racing Commission Rule #11.544 Pertaining to Stable Inspections: The Commission reviewed the text of Rule #11.544 and took notice of its inclusion in the "Horsemen's Information Packet".
- 6) Stable Inspection Procedures: Mr. Mann stated that the current edition is unchanged from last year's version. Those in attendance were afforded an opportunity to comment on the document and offer views and opinions relating to it. No objections were raised to acceptance of this document as presented. Mr. Mann advised that Division personnel conduct a minimum of one complete inspection of every stable in the barn area during the live race meet and the inspection report is kept on file. He noted that the Division may conduct an inspection of a stable at any time.
- 7) Stable Inspection Report: The Commission took notice of the inclusion of this document in the Horsemen's Information Packet.
- 8) Copies of New Rules (Effective April 30, 2012): The Commission took notice of the inclusion of these documents in the Horsemen's Information Packet.

Mr. Mann concluded his presentation by recommending that the Commission approve the aforementioned documents.

Following discussion, a motion was made by Commissioner Wells, seconded by Commissioner Beirne and unanimously carried to accept the aforementioned documents, rules and pertinent supplementary material contained in the "2012 Horsemen's Information Packet" as presented by Mr. Mann and to direct that any typographical errors be corrected prior to distribution of the subject packet.

Consideration of Proposed Changes to and Decision Regarding Future Publication and Issuance of Document Entitled "Colorado Division of Racing Events Therapeutic Medications Withdrawal Times" – Dan Hartman

Mr. Dan Hartman, Director of the Division of Racing Events, tendered a proposed revised version of the document entitled "Colorado Division of Racing Events Therapeutic Medications Withdrawal Times" for Commission review. He expressed his belief that it would be desirable for this or a similar document approved by the Commission to be available for use by horse racing participants at Arapahoe Park's 2012 race meet. He observed that, by making such a document available to trainers and/or owners as well as practicing veterinarians, the Division would be allowing them to

determine what would be potentially appropriate time frames for any administration of a therapeutic medication and would also be emphasizing the Commission's zero tolerance message.

Mr. Hartman explained that, in preparing the subject document, he had consulted with Ms. Petra Hartmann, Director of Drug Testing Services at The Industrial Laboratories Company, Inc., the Division's primary testing laboratory, regarding suggested withdrawal times and, also, used various research studies and guidelines as source material. Additionally, Ms. Y. E. Scott, Senior Assistant Attorney General for the Division of Racing Events, revised the text of the "Special Notice" portion of the document. Mr. Hartman informed the Commission that he wrote to Dr. VandeWoude of the Colorado State University School of Veterinary Medicine, to inquire about the feasibility of applying some of the funds provided by the Commission for equine research projects to the development of a protocol to gauge withdrawal times of certain drugs and medications, therapeutic as well as performance-enhancing, from racehorses. He observed that, should this proposal be accepted, the research time frame would most likely be six to nine months from inception and, therefore, no data would be available for this racing season.

Discussion ensued during which the Commission expressed its desire to afford all sectors of the Arapahoe Park horse-racing community, including practicing veterinarians, an opportunity to voice their views and opinions regarding the subject document and proposed medication withdrawal times. Mr. Hartman advised that the Commission could schedule a special teleconference meeting for this purpose. (Subsequently, the Commission scheduled and conducted a special teleconference meeting relating to this matter, which was held on Friday, May 18, 2012.)

Comments Regarding New Division of Racing Events' Procedures – Dan Hartman

Mr. Hartman stated that, this year, the Division of Racing Events has adopted many new procedures, including new pre-race and sample testing protocols. He apprised the Commission that he and Ms. Hartmann are in the process of developing a new program, similar to one in place in Minnesota, whereby an owner could elect to have a horse that is entered to race pre-tested, either by the Division veterinarian or a practicing veterinarian, to ascertain whether the horse has any unauthorized medication in its system and, if so, the horse could then be withdrawn from its race without penalty. In response to queries from the Commission, Mr. Hartman replied that, in the event that a stakes race entrant was the subject of such pre-race testing and was found to have medication in its system, the owner could decide whether to allow the horse to race or not knowing the risk involved. Mr. Hartman observed that the Division would request that all pre-race samples, which are expected to cost approximately \$50 each, be taken by Wednesday, so that the test results would be available by Friday. In the event that an owner decides to remove his/her horse from a race based upon a pre-race positive test result, such removal would be considered a veterinarian's scratch and the trainer of the horse would not be subject to any type of penalty.

Additionally, Mr. Hartman reported that the Division has recently begun to use a new licensing program, MyLicenseOffice (MiLO). He explained that Division licensing personnel hope that license applicants will be patient with them as they become familiar with the new program.

Consideration of Applications for Release of Monies from the Greyhound Purse, Welfare, Adoption and Greyhound Racing Promotion Fund – Dan Hartman

Mr. Dan Hartman, Director of the Division of Racing Events, commended the greyhound welfare and adoption organizations and acknowledged that they deserve to receive compensation for their outstanding work and service. He reported that the Division is in receipt of five applications for release of money from the Greyhound Purse, Welfare, Adoption and Greyhound Racing Promotion Fund. He observed that the requesting organizations are: 1) Colorado Greyhound Adoption; 2) The Colorado Greyhound Breeders' Association; 3) Friends of Retired Greyhounds; 4) Greyhound Connection; and 5) Rocky Mountain Greyhound Adoption, Inc. Mr. Hartman advised

that he and Division Auditor Pam Kilgore have reviewed each of the subject applications. He apprised the Commission that, currently, there is approximately \$40,000 in the Fund.

Mr. Hartman explained that the Division is recommending a new distribution methodology based upon comments made over the year since the last distribution. This methodology reimburses organizations based upon the number of greyhounds placed in the six-month application period divided into the available amount of fund money. He stated that, during the subject six-month period, there were 344 greyhounds placed by the applicants. This would mean that the organizations would receive \$116.28 per placed greyhound ($\$40,000/344=\116.28). Before distribution of the fund, the Division would again review the paperwork from the requesting organizations to ensure that accurate numbers have been reported and used in all calculations.

Prior to offering the Division's recommendation concerning fund distributions, Mr. Hartman voiced his opinion that the request from The Colorado Greyhound Breeders' Association for the release of \$1,484 fails to meet the standards set forth in the rules (#9.400 and #9.410) to qualify to receive Fund money. He advised that the Division does not believe that The Colorado Greyhound Breeder's Association's submission of receipts for transportation to and from Racing Commission meetings and requests for reimbursements for meeting with legislators, National Greyhound Association membership dues and attorney fees constitutes a reasonable or defensible interpretation of the rule(s) relating to distribution of monies from this Fund, noting that, although the Commission voted to disburse some money to this organization last year, he would not recommend repeating this practice. Thereupon, Mr. Hartman recommended that the Commission decline to distribute any money to The Colorado Greyhound Breeders' Association at this time and until such time as the organization complies with the Commission's rule(s) relating to said distribution.

Mr. Hartman confirmed that all of the remaining applications meet the criteria set forth in the Commission's rule(s). In those applications, Colorado Greyhound Adoption has requested \$25,000, Friends of Retired Greyhounds has requested \$15,000, Greyhound Connection has requested \$26,327, and Rocky Mountain Greyhound Adoption, Inc. has requested \$8,574. Notice was taken that each of these organizations has previously received Fund money. Mr. Hartman stated that the Division of Racing Events would recommend that the Commission approve the following disbursements totaling \$40,000 from the Greyhound Promotion and Welfare Fund:

• To Colorado Greyhound Adoption:	\$ 8,953.00
• To Friends of Retired Greyhounds:	\$ 4,535.00
• To Greyhound Connection:	\$20,698.00
• To Rocky Mountain Greyhound Adoption, Inc.	\$ 5,814.00
	<hr/>
	\$40,000.00

Discussion ensued during which Mr. Melvin Johnson, a member of the Colorado Greyhound Breeders' Association, voiced his objections to the denial of his organization's request for release of funds. He stated that he believes that his organization has complied with the Commission's rules and regulations and deserves to be a recipient of money from the subject fund. The Commission disputed Mr. Johnson's assertions and informed him that his organization did not meet the necessary standards and criteria for receiving fund money. Further, Mr. Bruce Seymore, Director of Racing Operations Colorado for Mile High Racing & Entertainment, clarified the original intent of the Legislature in establishing the Greyhound Promotion and Welfare Fund. He stated that the Legislature was attempting to alleviate the problems relating to the placement of greyhounds that resulted from the closure of Mile High Greyhound Park and the cessation of live greyhound racing in 2008.

Representatives from Friends of Retired Greyhounds and Colorado Greyhound Adoption assured the Commission that the funds have and continue to provide significant benefits to their organizations. However, they observed that, unlike their organizations that primarily handle in-state adoptions, Greyhound Connection serves as a "pass-through" site for greyhounds that are being transported outside of Colorado to be

adopted. Commissioner Beirne observed that, in light of this information, the Division's formula for distributing money from the Greyhound Promotion and Welfare Fund should be carefully re-examined. Further, he commented that, in the future, the Division and the Commission need to be focusing attention upon the final destination and permanent placement of greyhounds. The Commission directed Mr. Hartman to take these matters into consideration when assessing future requests for distribution of funds.

The Commission stipulated that all fund recipients would be required to submit the following information/documentation to the offices of the Division of Racing Events for subsequent Commission review: 1) a preliminary report specifying how the organization intends to utilize the subject funds; and 2) subsequent to expending the funds, a follow-up accounting that reflects how the money allotted to the organization was used.

After ascertaining that there were no further comments to be made, a motion was made by Commissioner Kester, seconded by Commissioner Wells and unanimously carried to release \$8,953.00 to Colorado Greyhound Adoption; \$4,535.00 to Friends of Retired Greyhounds; \$20,698.00 to Greyhound Connection; and \$5,814.00 to Rocky Mountain Greyhound Adoption, Inc., which totals \$40,000.00, with the proviso that each organization is to provide preliminary and follow-up reports relating to the use of the subject funds and, further, to assert that Commissioner Beirne's comments and recommendations are relevant to future evaluation of applications for release of money from the Greyhound Promotion and Welfare Fund.

Adjournment

After determining that there was no further business to consider, a motion was made by Commissioner Beirne, seconded by Commissioner Kester and unanimously carried to adjourn the meeting at 11:00 a.m.

Next Regularly Scheduled Meeting

The next regularly scheduled meeting of the Colorado Racing Commission will be held on **Tuesday, July 10, 2012** at Arapahoe Park, 26000 East Quincy Avenue, Aurora, Colorado.

The undersigned hereby approve the foregoing Minutes.

JACK PRETTI, CHAIRMAN

MARY SHARON WELLS, VICE-CHAIR

CHARLES VAIL, DVM, MEMBER

DANIEL KESTER, MEMBER

SEAN BEIRNE, MEMBER