

**CALIFORNIA HORSE RACING BOARD**

1010 Hurley Way, Suite 300

Sacramento, CA 95825

[www.chrb.ca.gov](http://www.chrb.ca.gov)

(916) 263-6000 Fax (916) 263-6042



## **REGULAR MEETING**

Of the **California Horse Racing Board (CHRB/Board)** will be held on **Thursday, March 17, 2022**, commencing at **9:30 a.m. via teleconference**. The audio portion only of the California Horse Racing Board regular meeting will be available online through a link at the CHRB website ([www.chrb.ca.gov](http://www.chrb.ca.gov)) under “Webcasts.”

Please be advised, in accordance with Executive Order N-29-20, the CHRB will provide a teleconference option for its upcoming public meeting, to be held on **March 17, 2022 at 9:30 a.m.** Board members and members of the public are strongly encouraged to participate using the teleconference phone number provided below so as to minimize the spread of COVID-19 and reduce the risk of infection during this current state of emergency. No physical location will be provided.

To participate in the teleconference, dial 800-343-1703 and enter 41099# when prompted. To comment on an agenda item, press \*1 during the call to be added to the queue. If you are a member of the public and wish to listen to the meeting and not participate, we request that you please listen to the meeting via the webcast link on our website to avoid congestion and potential technical difficulties.

The agenda for the regular meeting will consist of the following matters:

### **AGENDA**

#### **Action Items:**

1. **Approval of the minutes of January 20, 2021.**
2. Report from the **Pari-Mutuel and Wagering Committee**.  
*Pursuant to Gov. Code § 11125.7(a), public comment will not be permitted on an agenda item when an opportunity has been given at a committee hearing for testimony on the item.*
3. Discussion and action by the Board regarding an amendment to the **Application for the Advance Deposit Wagering (ADW) of Churchill Downs Technology Initiatives Company, dba Twinpires and BetAmerica**, pursuant to Board Rule 2072(l).
4. Discussion and action by the Board regarding the **distribution of Race Day Charity proceeds of Del Mar Thoroughbred Club**, combined 2021 Race Meetings, in the amount of \$218,221, to nine beneficiaries.

5. Discussion and action by the Board regarding the **distribution of Race Day Charity proceeds of Pacific Racing Association II and Pacific Racing Association**, combined 2020 race meetings, in the amount of \$2,402, to eight beneficiaries.
6. Discussion and action by the Board regarding the **distribution of Race Day Charity proceeds of Pacific Racing Association II and Pacific Racing Association**, combined 2021 race meetings, in the amount of \$7,534, to eight beneficiaries.
7. Discussion and action by the Board regarding the **distribution of Race Day Charity proceeds of the Los Angeles Turf Club**, incorporated DBA as Santa Anita Park 2020-2021 Winter/Spring Race Meeting in the amount of \$39,863 to ten beneficiaries.
8. Discussion and action by the Board regarding the **distribution of Race Day Charity proceeds of the Los Angeles Turf Club II**, incorporated DBA as Santa Anita Park 2021 Fall Race Meeting in the amount of \$17,644 to ten beneficiaries.
9. Public hearing and action by the Board regarding the **proposed adoption of CHRB Rule 1415, Public Participation at Meetings**, to define the rules regarding public participation during meetings of the Board (Note: This concludes the 15-day public comment period. The Board may adopt the proposal as presented).
10. Presentation from the **California Thoroughbred Trainers (CTT) regarding a status update on the taskforce** regarding animal safety.
11. Discussion and action by the Board on the **Request from the California Authority of Racing Fairs (CARF) to Designate the Following 2022 Allocated Race Dates as a Combined Fair Horse Racing Meeting**, pursuant to Business and Professions Code section 19549.1: Alameda County Fair at Pleasanton, June 15, 2022 through July 12, 2022; California Exposition and State Fair, July 13, 2022 through August 2, 2022, Humboldt County Fair at Ferndale, August 17, 2022 through August 30, 2022; and The Big Fresno Fair, October 5, 2022, through October 18, 2022.
12. **Executive Director's Report.**
13. **Public Comment:** Communications, reports, requests for future actions of the Board. **Note:** During the public comment period, a total of thirty minutes will be allowed for public comments via the teleconference line. After thirty minutes, no further comments will be accepted. Each person will be limited to two minutes.
14. **Closed Session:** For the purpose of receiving advice from counsel, considering pending litigation, reaching decisions on administrative licensing and disciplinary hearings, and personnel matters, as authorized by section 11126 of the Government Code.
  - A. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending litigation described in the attachment to this agenda captioned "Pending Litigation," and as authorized by Government Code section 11126(e).

- B. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding pending administrative licensing or disciplinary matters as authorized by Government Code section 11126(e).
- C. The Board may convene a Closed Session for the purposes of considering personnel matters as authorized by Government Code section 11126(a).

Additional information regarding this meeting may be obtained from the CHRB Administrative Office, 1010 Hurley Way, Suite 300, Sacramento, CA 95825; telephone (916) 263-6000; fax (916) 263-6042. This notice is located on the CHRB website at [www.chrb.ca.gov](http://www.chrb.ca.gov). \*Information for requesting disability related accommodation for persons with a disability who require aid or services in order to participate in this public meeting, should contact Amanda Drummond. Requests will be swiftly resolved by CHRB staff.

**CALIFORNIA HORSE RACING BOARD**

Gregory L. Ferraro, DVM, Chairman  
Oscar Gonzales, Vice Chair  
Dennis Alfieri, Member  
Damascus Castellanos, Member  
Brenda Davis, Member  
Thomas C. Hudnut, Member  
Wendy Mitchell, Member  
Scott Chaney, Executive Director  
Cynthia Alameda, Assistant Executive Director

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## **PENDING ADMINISTRATIVE ADJUDICATIONS MARCH 2022**

The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending administrative licensing or disciplinary matters as authorized by Government Code section 11126(e). This shall include any matters mentioned below and/or permitted by law.

### **CASE**

- A. Proposed Decision of Appeal**  
**Owners Joseph Herrick & Deanna Thomsen**  
Case Number: SAC 21-0094
  
- B. Proposed Decision of Jockey Appeal**  
**Jockey Kent Desormeaux**  
Case Number: SAC 21-0063
  
- C. Proposed Decision of Jockey Appeal**  
**Jockey Kent Desormeaux**  
Case Number: SAC 21-0071
  
- D. Proposed Decision of Jockey Appeal**  
**Jockey Umberto Rispoli**  
Case Number: SAC 21-0068
  
- E. Proposed Decision of Appeal**  
**Trainer Simon Callaghan**  
Case Number: SAC 21-0099
  
- F. Proposed Decision of Fitness Hearing**  
**Trainer Applicant: Jason Peterson**  
Case Number: 21GG0104
  
- G. Proposed Decision of Medication Violation**  
**Trainer Ron McAnally**  
Case Number: 20DM0069

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## **PENDING LITIGATION MARCH 2022**

### **COURT LITIGATION**

- A. Ruis Racing, LLC v. California Horse Racing Board**  
Superior Court of California, County of Los Angeles
- B. Hollendorfer v. California Horse Racing Board**  
Superior Court of California, County of San Diego
- C. Zvi Kriple v. California Horse Racing Board**  
Superior Court of California, County of San Diego

### **OTHER LITIGATION**

- D. In the Matter of the Accusation Against Jeff Blea;**  
Case No. 4602021001570  
Before the Veterinary Medical Board

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**REGULAR BOARD MEETING MINUTES****Date and Time:** January 20, 2022 at 9:30 a.m.**Location:** Teleconference**Board Members Present:** Gregory Ferraro, Chairman  
Oscar Gonzales, Vice-Chairman  
Alex Solis, Member  
Dennis Alfieri, Member  
Wendy Mitchell, Member  
Demascus Castellanos, Member  
Brenda Washington Davis, Member**Staff Members Present:** Scott Chaney, Executive Director  
Cynthia Alameda, Assistant Executive Director  
Robert Brodrik, General Counsel**1. APPROVAL OF THE MINUTES OF DECEMBER 15, 2021.****Motion:** Approve.**Motioned/Seconded:** Castellanos/Alfieri.**Roll call vote: Aye:** Gonzales, Alfieri, Mitchell, Solis, Castellanos, Washington Davis, Ferraro. **Nay:** None. **Motion carried.**

Pages 3–4 in the Board transcript.

**2. DISCUSSION AND ACTION BY THE BOARD REGARDING THE DELEGATION OF AUTHORITY TO THE EXECUTIVE DIRECTOR PURSUANT TO CALIFORNIA BUSINESS AND PROFESSIONS CODE SECTION 19428 FOR ONE YEAR.****Motion:** Approve.**Motioned/Seconded:** Solis/Alfieri.**Roll call vote: Aye:** Ferraro, Gonzales, Solis, Alfieri, Mitchell, Castellanos, Washington Davis. **Nay:** None.**Motion carried.**

Pages 4–7 in the Board transcript.

**3. DISCUSSION AND ACTION BY THE BOARD REGARDING FIRE CLEARANCE STATUS OF SAN LUIS REY DOWNS AUXILIARY TRAINING FACILITY, PURSUANT TO CHRB RULE 1927, FIRE PREVENTION.****Motion:** Approve two-month extension for San Luis Rey Downs to complete remaining sprinkler installations. If not completed, will be heard at the March 2022 Board meeting.

**Proceedings of the Regular Meeting of January 20, 2022**

**Motioned/Seconded:** Solis/Castellanos.

**Roll call vote: Aye:** Gonzales, Alfieri, Mitchell, Solis, Castellanos, Washington Davis, Ferraro. **Nay:** None. **Motion carried.**

Pages 7–19 in the Board transcript.

**4. PRESENTATION FROM THE CALIFORNIA THOROUGHBRED TRAINERS (CTT) REGARDING A STATUS UPDATE ON THE TASKFORCE REGARDING ANIMAL SAFETY.**

Pages 19–43 in the Board transcript.

**5. REPORTS.**

**A. EXECUTIVE DIRECTOR'S REPORT**

Pages 44–64 in the Board transcript.

**B. EQUINE MEDICAL DIRECTOR'S REPORT.**

Pages 45–64 in the Board transcript.

**6. PUBLIC COMMENT.**

Pages 64–82 in the Board transcript.

**MEETING ADJOURNED AT 11:28 A.M.**

**Proceedings of the Regular Meeting of January 20, 2022**

A full and complete transcript of the aforesaid proceedings are on file at the office of the California Horse Racing Board, 1010 Hurley Way, Suite 300, Sacramento, California, and therefore made a part hereof.

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Chairman

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Executive Director

CALIFORNIA HORSE RACING BOARD

March 17, 2022

REGULAR BOARD MEETING

**There is no board package material for Item 2**

### Agenda Item 3

## STAFF ANALYSIS

### DISCUSSION AND ACTION BY THE BOARD REGARDING AN AMENDMENT TO THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING BY AN OUT-OF-STATE APPLICANT OF CHURCHILL DOWNS TECHNOLOGY INITIATIVE COMPANY, d.b.a. TWINSPIRES AND BETAMERICA, PURSUANT TO BOARD RULE 2072(I)

Regular Board Meeting  
March 17, 2022

#### ISSUE:

At its November 19, 2020 regular meeting, the California Horse Racing Board (Board) granted out-of-state applicant Churchill Downs Technology Initiative Company (CDTIC) an approval to conduct advance deposit wagering (ADW). Per subsection (I) of Board Rule 2072, any amendment to information contained in such application will be permitted by order of the Board or by Board approval of a written request by the applicant. CDTIC submitted a letter dated February 28, 2022, requesting the Board's approval to amend its application for approval to conduct ADW.

#### BACKGROUND:

[Business and Professions Code \(BPC\) section 19440](#) provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of Horse Racing Law. Responsibilities of the Board shall include, but not be limited to, the administration and enforcement of all laws, rules, and regulations affecting horse racing and parimutuel wagering. [BPC section 19590](#) provides that the Board shall adopt rules governing, permitting, and regulating parimutuel wagering on horse races and that parimutuel wagering shall be conducted only by a person or persons licensed under Horse Racing Law to conduct a horse racing meeting or authorized by the Board to conduct ADW.

#### ANALYSIS:

Following the November 19, 2020 approval of its application to conduct ADW, CDTIC appointed a new individual to management. The Board received a letter from CDTIC, dated February 28, 2022, requesting an amendment to its application to modify sections 1.B. and 3.B.4. to accommodate the change in management. Additionally, CDTIC submitted an amended version of Exhibit 1.B which provides the name, license number and racing jurisdiction where licensed for all licenses held by the newly appointed officer. There was no change to the operating procedures provided in the application package.

#### RECOMMENDATION:

This item is presented for Board discussion and action.



CHAD RINEY  
 (502) 394.1198 [chad.riney@kyderby.com](mailto:chad.riney@kyderby.com)  
 SENIOR COUNSEL, SPORTS & ONLINE WAGERING  
 9931 CORPORATE CAMPUS DR. SUITE 2000  
 LOUISVILLE, KY 40223

*via E-mail*

February 28, 2022

California Horse Racing Board  
 Attention: Zachary Voss, Regulation Analyst  
[zavoss@chrb.ca.gov](mailto:zavoss@chrb.ca.gov)  
 1010 Hurley Way, Suite 300  
 Sacramento CA 95825

**RE: Churchill Downs Technology Initiatives Company (“CDTIC”)**

Dear Mr. Voss:

As previously communicated, Benjamin Murr has been appointed as the President of CDTIC. Mr. Murr has an active license (Racing Official, # 320172) with the California Horse Racing Board that is valid through August 31, 2024. Accordingly, CDTIC hereby requests the following information be updated in CDTIC’s most recent Application For Approval To Conduct Advance Deposit Wagering approved by the California Horse Racing Board on November 19, 2020 for operation from January 1, 2021 through December 31, 2022:

Section 1.B – Delete all information related to Ian Williams and insert the following (including Exhibit 1.B for Mr. Murr as attached here):

Name and title	Racing Jurisdiction Where Licensed	License Number	Responsible for California Operations
Benjamin Murr, President	See Exhibit 1.B	320172	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Section 3.B.4 – Delete “Ian Williams” and insert “Benjamin Murr” as “President”.

Please do not hesitate to contact me if you have any questions for myself or Mr. Murr.

Sincerely,

Chad Riney  
 Senior Counsel, Sports & Online Wagering  
 Churchill Downs Incorporated

Exhibit 1.B

Licensee	State/Prov	Licensing Agency	License #	Disposition of Application	Type of License	Application Date	Expiration Date
Murr, Benjamin	New Brunswick Canada	Atlantic Lottery Corporation PO Box 5500, 992 Main Street Moncton, New Brunswick E1C 8W6		Pending	United Tote Company License		App Pending
Murr, Benjamin	Arizona	Arizona Department of Racing 1110 W. Washington, #260 Phoenix, AZ 85007 602-364-1700	15828	Granted	Totalisator Employee – United Tote Company (Fingerprinted – 02/07/2020)	02/12/2021 Individual App sent with Company App	02/17/2021 (Renewal Pending)
Murr, Benjamin	Birmingham	Birmingham Racing Commission 1000 John Rogers Drive Birmingham, AL 35210 205-838-7422		Granted	Multi-Jurisdictional (Renewed under Company license)	12/11/2020	12/31/2021
Murr, Benjamin	California	California Horse Racing Board 1010 Hurley Way, #300 Sacramento, CA 95825 916-263-6000	320172	Granted	Board Member – United Tote Company	08/10/2018	08/31/2021
Murr, Benjamin	Colorado	Colorado Division of Gaming 17301 W. Colfax Avenue Suite 135 Golden, CO 80401		Pending	Key Employee FP – 01/16/2020	01/16/2020	App Pending
Murr, Benjamin	Colorado	Colorado Racing Commission 1881 Pierce Street, Suite 108 Lakewood, Co 80214 303-205-2990	201310546	Granted	Totalisator Employee – United Tote Company  FP – 5/26/16	06/02/2019 Renewal Submitted w/company application	06/30/2022
Murr, Benjamin	District of Columbia	DC Office of Lottery and Charitable Games (DC Lottery) 2235 Shannon PI SE Washington, DC 20020		Pending	Personal History Disclosure	03/01/2021	Pending
Murr, Benjamin	Florida	FL DBPR – Division of Pari- Mutuel Wagering 1940 N. Monroe Street Tallahassee, FL 32399 850-487-1395	826003 1055	Granted	Slot Combo Professional – Key Gaming License	05/31/2019	06/30/2022

Exhibit 1.B

Murr, Benjamin	Illinois	Illinois Racing Commission 100 W. Randolph St, #7-701 Chicago, IL 60601 312-814-2600	N/A	Suitability Determination Granted	Not a license. Background check in connection with Annual IRB Race Date Application Arlington Park	11/07/2011	N/A
Murr, Benjamin	Indiana	Indiana Gaming Commission 101 W. Washington Street Suite 1600, East Tower Indianapolis, IN 43204 317-233-0046	SP3829	Granted	Level 1- Permanent		09/20/2024
Murr, Benjamin	Kentucky	Kentucky Horse Racing Comm 4063 Iron Works Pkwy, #1 Lexington, KY 40511 859-246-2040	91920	Granted	Standard	11/19/2019	12/31/2021
Murr, Benjamin	Kentucky	Kentucky Horse Racing Comm 4063 Iron Works Pkwy, #1 Lexington, KY 40511 859-246-2040	91920	Granted	Thoroughbred	11/19/2019	12/31/2021
Murr, Benjamin	Louisiana	Louisiana Racing Commission 320 N. Carrollton Avenue New Orleans, LA 70119	545616	Granted	Vendor	03/29/2021 (renewal sent to Jean for submission)	06/30/2021
Murr, Benjamin	Maryland	Maryland Lottery & Gaming Control Agency Montgomery Park Business Ctr. 1800 Washington Blvd, Suite 330 Baltimore, MD 21230 410-230-8800	G-13737	Granted	Gaming License	06/01/2017	05/24/2022
Murr, Benjamin	Mississippi	Mississippi Gaming Commission 620 North Street, Suite 200 Jackson, MS 39202 800-504-7529		Suitability Granted on 9/20/18 for 9 years	Multi-Jurisdictional (Fingerprinted – 07/11/18)	06/04/2018	09/20/2027
Murr, Benjamin	New Jersey	New Jersey Department of Gaming Enforcement 140 E Front Street Trenton, NJ 08608 609-292-9394		Qualifier – Issued Under CDI License	Multi-Jurisdictional (Fingerprinted – 06/12/18)	06/15/2018	No expire date

Exhibit 1.B

Murr, Benjamin	New York	NY Racing & Wagering Board One Broadway Center Suite 600 Schenectady, NY 12305 518-395-5400	1457084	Granted	Harness	07/27/2018	08/01/2021
Murr, Benjamin	New York	NY Racing & Wagering Board One Broadway Center Suite 600 Schenectady, NY 12305 518-395-5400	1457083	Granted	Thoroughbred	07/27/2018	08/01/2021
Murr, Benjamin	Ohio	Ohio Racing Commission 77 S. High Street Columbus, OH 43215 614-466-2757	125	Granted	Tote Officer Special A License (Fingerprinted 01/29/2021)	12/31/2020	12/31/2021
Murr, Benjamin	Oklahoma	Cherokee Gaming Commission 200 N. Water Avenue Tahlequah, OK 74464 918-431-4116	2354	Granted	Vendor	10/11/2019	01/08/2022
Murr, Benjamin	Oregon	Oregon Racing Commission 800 NE Oregon St, Suite 310 Portland, OR 97232 503-285-9144	2679734825	Granted	Manager License	06/01/2020	06/22/2023
Murr, Benjamin	Pennsylvania	PA Harness Racing Commission PO Box 427 Race Track Road Meadow Lands, PA 15347 724-233-4585	35	Granted	Tote Manager Finger Printed 08/30/2019	08/30/2019 (Renewal Submitted)	01/01/2023
Murr, Benjamin	Pennsylvania	PA Gaming Control Board PO Box 69060 Harrisburg, PA 17106-9060 717-346-8300	P107735	Granted	Multi- Jurisdictional	03/30/2018	01/08/2024
Murr, Benjamin	Rhode Island	Rhode Island State Police – Gaming Enforcement Unit 311 Danielson Pike North Scituate, RI 02857 401-462-9597		6-month Temporary approval Issued on 01/01/2020	Individual licensed under Company license. Multi-Jurisdictional (FP - 07/11/18)	11/14/2019 (Renewal submitted)	12/31/2022

Exhibit 1.B

Murr, Benjamin	Saskatchewan Canada	Saskatchewan Liquor & Gaming Authority 2500 Victoria Avenue Regina, SK S4P 3X2	Supplier #239326GS	Granted	Individual licensed under supplier license		11/30/2025
Murr, Benjamin	Texas	Texas Horse Racing Comm 8505 Cross Park Dr., #110 Austin, TX 78754 512-833-6699	149015	Active	Totalisator Employee – United Tote Company	06/10/2020	06/30/2021

## Agenda Item 4

### STAFF ANALYSIS DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF DEL MAR THOROUGHBRED CLUB, COMBINED 2021 RACE MEETINGS, IN THE AMOUNT OF \$218,221, TO NINE BENEFICIARIES

Regular Board Meeting  
March 17, 2022

#### ISSUE

The Del Mar Thoroughbred Club (DMTC) is requesting approval to distribute race day charity proceeds generated at two live race meetings for the period of July 4, 2021, through September 7, 2021, and from November 3, 2021, through November 30, 2021, including Breeder's Cup days of November 5th and 6th. The combined race meetings statutory distribution amount is \$131,511. DMTC is proposing to supplement the 2021 combined race day charity day proceeds and increase the distribution by \$86,710 and distribute a total amount of \$218,221, to nine beneficiaries. The charitable organizations selected and its amounts to be distributed are listed on the attachment. Staff notes that 100 percent of the proposed charity distributions are made to equine related charity organizations.

#### BACKGROUND

Business and Professions Code section 19550 states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days, and each licensed racing association that conducts more than 14 weeks of racing to designate five racing days during anyone meeting, to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds there from to beneficiaries through the distribution agent. No racing association shall be required to pay to a distributing agent for the purpose of distribution to beneficiaries more than an amount equal to two-tenths of one percent of the association's total on-track handle on live races conducted by the association at the meeting. Business and Professions Code section 19555 requires that proceeds are to be distributed to beneficiaries within 12 calendar months after the last day of the meet during which charity days were conducted. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 30 percent of the distribution shall be made to charities associated with the horse racing industry. An additional five percent shall be paid to a welfare fund and another five percent shall be paid to a nonprofit corporation, the primary purpose of which is to assist horsemen and backstretch personnel who are being affected adversely as a result of alcohol or substance abuse. In addition to the above distributions, a separate 20 percent shall be made to a nonprofit corporation or trust, the directors, or trustees of which shall serve without compensation except for reimbursement for reasonable expenses, and which has as its sole purpose the accumulation of endowment funds, the income on which shall be distributed to qualified disabled jockeys.

## RECOMMENDATION

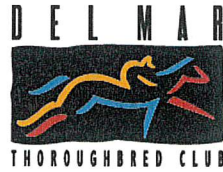
This item is presented for Board discussion and action.

**CHRB ANALYSIS**

Del Mar Thoroughbred Club (DMTC), Combined Charity Day Proceeds  
July 4, 2021 - September 7, 2021, and November 3, 2021 - November 30, 2021 including BC days (11/5-6)

#	Nonprofit Organization	Statutory Distribution Amounts	Disbursement Percentage	Percentage Required By Horse Racing Law (from the 2/10 of 1%)	Notes	DMTC Voluntary - Supplemental Distributions	Total Distributions
1	CARMA*	\$ 88,378.00	67%	minimum of 30%	a	\$ 39,890.00	\$ 128,268.00
2	Permanently Disabled Jockeys Fund *	26,303.00	20%	minimum of 20%	d	-	26,303.00
3	Racing & Medication Consortium*	-	0%	minimum of 30%	a	20,000.00	20,000.00
4	Winners Foundation*	6,575.00	5%	minimum of 5%	c	-	6,575.00
5	California Thoroughbred Horsemen's Foundation*	6,575.00	5%	minimum of 5%	b	-	6,575.00
6	Race Track Chaplaincy/Southern California*	3,680.00	3%	minimum of 30%	a	1,320.00	5,000.00
7	Edwin J. Gregson Foundation*	-	0%	minimum of 30%	a	20,500.00	20,500.00
8	California Center for Equine Health & Performance*	-	0%	minimum of 30%	a	2,500.00	2,500.00
9	UC Davis - JD Wheat Veterinary Research*	-	0%	minimum of 30%	a	2,500.00	2,500.00
	<b>Total</b>	\$ 131,511.00	100%		e	\$ 86,710.00	\$ 218,221.00
	<b>Notes</b>						
	<b>a</b>	30% to charities associated with the horse racing industry (B&P 19556(b))					
	<b>b</b>	5% to welfare fund (19556 (b)) described in subdivision (b) of Section 19641					
	<b>c</b>	5% to nonprofit organization to assist horsemen and backstretch personnel affected by alcohol and substance abuse(B&P 19556 (b))					
	<b>d</b>	20% to nonprofit organization that benefits qualified disabled jockeys (B&P 19556 (c)(1))					
	<b>e</b>	overall a minimum of 60% of the charity distribution should go to horse racing industry related nonprofit organizations.					

\*Equine and/or horse racing related organization



Josh Rubinstein  
President & COO

March 3, 2022

Mr. Scott Chaney  
Executive Director  
California Horse Racing Board  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825

Executive Director Chaney:

Del Mar Thoroughbred Club (DMTC) is proud of our long-standing commitment to industry charities. In 2021 wagering on DMTC's races generated \$131,511 in Charity Days proceeds through the following:

- Summer Meet – \$80,768
- Breeders' Cup – \$38,064
- Fall Meet – \$12,679

We are also supplementing our Charity Days distributions with an additional \$86,710 of DMTC funds, increasing the total funding to the charity beneficiaries in 2021 to \$218,221.

Please find attached, for the California Horse Racing Board's consideration, DMTC's proposed 2021 Charity Days distributions. Also attached is a description of each charitable organization.

Thank you for your attention to this matter. If you need further information, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Josh Rubinstein", is written over a white background.

Josh Rubinstein  
President and COO

cc: Cynthia Almeda, Assistant Executive Director

DEL MAR THOROUGHBRED CLUB  
2021 CHARITY DAYS

ORGANIZATIONS	SUMMER 2021	FALL 2021	BC 2021	COMBINED 2021	DMTC CONTRIBUTION	COMBINED CONTRIBUTION
CALIFORNIA RETIREMENT MANAGEMENT ACCOUNT (CARMA) *	\$52,858.00	\$8,875.00	\$26,645.00	\$88,378.00	\$39,890.00	\$128,268.00
PERMANENTLY DISABLED JOCKEYS FUND *	\$16,154.00	\$2,536.00	\$7,613.00	\$26,303.00		\$26,303.00
RACING & MEDICATION CONSORTIUM *					\$20,000.00	\$20,000.00
WINNERS FOUNDATION *	\$4,038.00	\$634.00	\$1,903.00	\$6,575.00		\$6,575.00
CALIFORNIA THOROUGHBRED HORSEMEN FOUNDATION *	\$4,038.00	\$634.00	\$1,903.00	\$6,575.00		\$6,575.00
RACE TRACK CHAPLAINCY/SOUTHERN CALIFORNIA *	\$3,680.00			\$3,680.00	\$1,320.00	\$5,000.00
EDWIN J. GREGSON FOUNDATION *					\$20,500.00	\$20,500.00
CALIFORNIA CENTER FOR EQUINE HEALTH & PERFORMANCE *					\$2,500.00	\$2,500.00
UC DAVIS-JD WHEAT VETERINARY RESEARCH *					\$2,500.00	\$2,500.00
<b>TOTALS</b>	<b>\$80,768.00</b>	<b>\$12,679.00</b>	<b>\$38,064.00</b>	<b>\$131,511.00</b>	<b>\$86,710.00</b>	<b>\$218,221.00</b>
* EQUINE RELATED CHARITIES	\$80,768.00	\$12,679.00	\$38,064.00	\$131,511.00	\$86,710.00	\$218,221.00
NON-EQUINE RELATED CHARITIES	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00
PERCENTAGE OF EQUINE RELATED CHARITIES	100%	100%		100%	100%	100%



## 2021 CHARITABLE ORGANIZATIONS – SUMMER/FALL/BREEDER’S CUP

**CARMA – The California Retirement Management Account (CARMA) provides funding for retirement of California-raced Thoroughbred horses and serves as an educational resource for the public and racing community.** CARMA is a charitable 501(c)(3) non-profit organization founded in 2007 to raise money for retired racehorses. It is responsible for hosting fundraising events, educating owners and trainers on equine retirement, raising awareness and working to unify the racing industry in support of its equine athletes. Ways in which this is accomplished include facilitating the transition of racehorses off the track through its Placement Program and showcasing the breed’s versatility as equestrian mounts at its Thoroughbred Classic Horse Show. It is dedicated to the goal of providing funding for their rehabilitation, retraining and/or retirement. CARMA collects funds from racehorse owners, racetracks and other racing groups and organizations, then redistributes the funds to those farms and facilities that prove themselves worthy and capable of fulfilling the group’s goal. Madeline Auerbach is CARMA’s Founders Chair, Billy Koch-President, Howard Zucker-Vice President, and Samantha Siegel-Secretary. (Contact phone: 626-574-6654; [www.carma4horses.org](http://www.carma4horses.org))

**Permanently Disabled Jockeys Fund – Promotes awareness of the needs of permanently disabled jockeys – Provides financial support to permanently disabled jockeys – Provides financial support and assistance in obtaining medical coverage for permanently disabled jockeys – Promotes medical research dedicated to reducing catastrophic injuries within the horse racing industry.** Founded in 2006, it is a collaborative effort of many leaders in the horse racing industry, including racetracks, jockeys, horsemen and many others who had a vision of a program that would bring much-needed financial assistance to a group of athletes who have given so much to the sport of horse racing. The PDJF is governed by an independent board comprised of stakeholders from a broad cross-section of the horse racing industry. The mission of PDJF is to promote financial support to permanently disabled jockeys living with a catastrophic on-track injury; provide financial support and assistance for permanently disabled jockeys; and to promote medical research dedicated to reducing catastrophic injuries within the horse racing industry. Nancy LaSala is the group’s president. (Contact phone: 630-595-7660; [www.pdjf.org/](http://www.pdjf.org/))

**Racing Medication and Testing Consortium -- Striving to develop and promote uniform rules, policies and testing standards at the national level; coordinate research and educational programs that seek to ensure the integrity of racing and the health and welfare of racehorses and participants; and protect the interests of the racing public.** Founded in 2000 by a cross-section of racing leaders, the Racing Medication and Testing Consortium (RMTC) has a primary goal of developing and promoting uniform rules, policies and testing standards at the national level for racehorses. The tax-deductible organization strives to develop and promote uniform rules, policies and testing standards at the national level; coordinate research and educational programs that seek to ensure the integrity of racing and the health and welfare of racehorses and participants; and to protect the interest of the racing public. It is currently governed by a Board of Directors consisting of 23 racing industry stakeholders. RMTC Executive Director and COO is Dr. Mary Scollay, Administrative Manager is Christopher Ware (Contact phone: 859-759-4081; [www.rmtcnet.com/](http://www.rmtcnet.com/)); Communications & Development Consultant is Hallie Roach-Lewis (Contact phone: 858-224-2848).

**California Thoroughbred Horsemen's Foundation** – The California Thoroughbred Horsemen's Foundation (CTHF) is a non-profit charitable foundation dedicated to improving the quality of life in the community of stable workers at California's racetracks and training centers. It was founded in 1983 and, among its other projects, currently conducts Monday through Friday medical and dental clinics in both Northern and Southern California that are free for stable workers and their families. Ken Smole is President and Chair of CTHF, Cliff Goodrich, Executive Director. (Contact phone: 626-446-0169; [www.cthf.info/](http://www.cthf.info/))

**Winners Foundation** – The Winners Foundation was established in 1984 as a non-profit organization to provide information, support and referral sources to employees and family members of the California horse racing community who are being adversely affected as a result of mental illness, alcohol and/or substance abuse. There is no charge to anyone seeking aid through the group, which has aided and guided thousands of individuals since its inception. It is currently headed by Darin Scharer, Executive Director. (Contact phone: 626-574-6498; <http://winnersfoundation.org/>)

**Race Track Chaplaincy/Southern California (RTCA/SC)** – The RTCA/SC is a nonprofit organization that was established in 1971 and ministers to the spiritual, emotional, physical and social/educational needs of horse racing’s workers. RTCA/SC is an affiliate of Race Track Chaplaincy of America, which has 77 chaplains serving over 117 race tracks throughout the United States and Canada. RTCA/SC offers support, direction and guidance, as well as Church services, at Santa Anita, Los Alamitos and Del Mar. Contact: Chaplain Eli Hernandez, Cell 562-479-4924 (Contact phone: 626-574-6438; <http://rtcasc.com/>)

**Edwin J. Gregson Foundation** – The foundation has a primary goal of benefitting and enhancing the quality of life of California’s backstretch workers and their families. It was originally founded by the California Thoroughbred Trainers (CTT) in 1998 and renamed in memory of veteran trainer and past CTT president Edwin J. Gregson, who was the driving force behind its start. Notable among its benefits are the college scholarships it provides annually to family members of backstretch workers. Jenine Sahadi currently heads the foundation. (Contact phone: 626-447-2145; [www.gregsonfoundation.com](http://www.gregsonfoundation.com))

**California Center for Equine Health and Performance** – The Center for Equine Health (CEH) was established at University of California Davis School of Veterinary Medicine in 1973. The primary purpose of CEH is to serve as an administrative and academic umbrella for research into means and methods of improving equine health, welfare and performance. The team brings together research facilities, students, veterinary residents, researchers and veterinarians to tackle important problems affecting horse health. In conjunction with this, it produces a series of publications that disseminate its findings and pertinent information. Additionally, it serves as the West Coast’s quarantine and treatment station for the potentially devastating venereal disease contagious equine metritis. The center’s current Director is Dr. Carrie J. Finno, DVM, [cjfinno@ucdavis.edu](mailto:cjfinno@ucdavis.edu) (Contact phone: 530-752-6433.) Emeriti Directors include renowned veterinarian Gregory L. Ferraro, DVM, as well as Claudia Sonder, DVM.

**UC Davis - JD Wheat Veterinary Orthopedics Laboratory Research Laboratory, School of Veterinary Medicine** – The JD Wheat Veterinary Orthopedics Laboratory at UC Davis has been in the forefront of the state’s efforts to understand, treat and prevent musculoskeletal injuries in horses. Using research, education and a range of training tools and methods, the JD Wheat Laboratory has been a key cog in stemming catastrophic equine losses and providing means and methods to enhance safety on the racetrack. Contact: Susan M. Stover, DVM, [smstover@ucdavis.edu](mailto:smstover@ucdavis.edu), Rick M. Arthur, DVM, Equine Medical Director (626) 574-6351, [rmarthur@ucdavis.edu](mailto:rmarthur@ucdavis.edu).

## Agenda Item 5

### STAFF ANALYSIS DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF PACIFIC RACING ASSOCIATION II AND PACIFIC RACING ASSOCIATION, COMBINED 2020 RACE MEETINGS, IN THE AMOUNT OF \$2,402, TO EIGHT BENEFICIARIES

Regular Board Meeting  
March 17, 2022

#### ISSUE

The Pacific Racing Association II (PRA II) and the Pacific Racing Association (PRA) are requesting approval to distribute race day charity proceeds generated at three live race meetings during the year 2020 and Spring 2021: August 12, 2020, through October 20, 2020; October 21, 2020, through December 22, 2020; and December 23, 2020, through June 15, 2021. PRA II and PRA are proposing a combined total distribution of \$2,401.68. The charitable organizations selected and amounts to be distributed are listed on the attachment. Staff notes that 100 percent of the proposed charity distributions are made to equine related charity organizations.

#### BACKGROUND

Business and Professions Code section 19550 states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days, and each licensed racing association that conducts more than 14 weeks of racing to designate five racing days during any one meeting, to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds there from to beneficiaries through the distribution agent. No racing association shall be required to pay to a distributing agent for the purpose of distribution to beneficiaries more than an amount equal to two-tenths of one percent of the association's total on-track handle on live races conducted by the association at the meeting. Business and Professions Code section 19555 requires that proceeds are to be distributed to beneficiaries within 12 calendar months after the last day of the meet during which charity days were conducted. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 30 percent of the distribution shall be made to charities associated with the horse racing industry. An additional five percent shall be paid to a welfare fund and another five percent shall be paid to a nonprofit corporation, the primary purpose of which is to assist horsemen and backstretch personnel who are being affected adversely as a result of alcohol or substance abuse. In addition to the above distributions, a separate 20 percent shall be made to a nonprofit corporation or trust, the directors or trustees of which shall serve without compensation except for reimbursement for reasonable expenses, and which has as its sole purpose the accumulation of endowment funds, the income on which shall be distributed to qualified disabled jockeys.

#### RECOMMENDATION

This item is presented for Board discussion and action.

### CHRB ANALYSIS

Pacific Racing Association II & Pacific Racing Association, Combined 2020 Charity Day Proceeds  
August 12, 2020 - October 20, 2020, October 21, 2020 - December 22, 2020, and December 23, 2020 - June 15, 2021

#	Nonprofit Organization	Statutory Distribution Amounts	Disbursement Percentage	Percentage Required By Horse Racing Law (from the 2/10 of 1%)	Notes
1	California Thoroughbred Foundation*	\$ 44.67	2%		a
2	CARMA*	214.71	9%		a
3	Edwin J. Gregson Foundation*	368.90	15%		a
4	Neigh Savers Foundation*	33.86	1%		a
5	Race Track Chaplaincy California*	58.36	2%		a
7	California Thoroughbred Horsemen's Foundation*	274.03	11%	minimum of 5%	b
8	Winners Foundation*	672.47	28%	minimum of 5%	c
9	Permanently Disabled Jockeys Fund *	734.67	31%	minimum of 20%	d
	<b>Total</b>	\$ 2,401.68	100%		e
	Notes				
	<b>a</b>	30% to charities associated with the horse racing industry (B&P 19556(b))			
	<b>b</b>	5% to welfare fund (19556 (b)) described in subdivision (b) of Section 19641			
	<b>c</b>	5% to nonprofit organization to assist horsemen and backstretch personnel affected by alcohol and substance abuse(B&P 19556			
	<b>d</b>	20% to nonprofit organization that benefits qualified disabled jockeys (B&P 19556 (c)(1))			
	<b>e</b>	overall a minimum of 60% of the charity distribution should go to horse racing industry related nonprofit organizations.			

\*Equine and/or horse racing related organization



# GOLDEN GATE FIELDS

February 23, 2022

California Horse Racing Board  
Attention: Scott Chaney  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825

RE: Pacific Racing Association, Charity Day Proceeds

Dear Mr. Chaney,

Pacific Racing Association, doing business as "Golden Gate Fields," has determined the beneficiaries of proceeds from Charity Days races conducted at Golden Gate Fields from August 15, 2020 through June 13, 2021, in the amount of \$2,401.68.

Attached is a list of the organizations selected to be the beneficiaries of the Charity Day proceeds and statement about each recipient. Please note that 100% of the distributions are to horse-related charities.

Also attached is the official CHRIMS Report of Handle for the period upon which this distribution is based.

We request that you please add this matter for discussion and action by the California Horse Racing Board at its next regularly scheduled meeting. Distributions will be made upon approval of the proposed amounts by the Board.

Should you have any questions regarding the distributions, or the matter set forth herein, do not hesitate to contact me.

Sincerely

Eric Sindler  
General Counsel,  
California Racing Operations

# GOLDEN GATE FIELDS

Pacific Racing Association  
Distribution of Charity Days Proceeds  
August 15, 2020 - June 13, 2021

		Amounts	Subtotals
I.	Horse Related Charities - BP 19556(b) (30% minimum)		
	California Thoroughbred Foundation	\$ 44.67	
	CARMA	\$ 214.71	
	Edwin Gregson Foundation	\$ 368.90	
	Neigh Sayers Foundation	\$ 33.86	
	Race Track Chaplaincy of America	\$ 58.36	\$ 720.50
II.	Welfare Fund for Backside Personnel - 19556(b) (5% Minimum Distribution to Welfare Fund described in 19641(b))		
	California Thoroughbred Horsemen's Foundation	\$ 274.03	\$ 274.03
III.	Fund for Subastance or Alcohol Abuse - BP 19556(b) (5% minimum)		
	Winners Foundation	\$ 672.47	\$ 672.47
IV.	Disabled Jockeys Fund - BP 19556(c) (20% minimum)	\$ 734.67	\$ 734.67
	<b>Total Distribution:</b>		\$ 2,401.67



# GOLDEN GATE FIELDS

## Pacific Racing Association Golden Gate Fields

### I. Horse Related Charities – California B&P Code Section 19556(b) (30% Minimum Distribution)

**California Thoroughbred Foundation** – CTF is a 503(c) (3) non-profit organization that provides multiple benefits to individuals involved in the Thoroughbred industry. These include scholarship programs for veterinary medicine students at US Davis and maintenance of the Carleton F. Burke Memorial Library.

**CARMA** – The California Retirement Management Account is organized to raise money for retired California race horses. Their mission statement provides that they assist thoroughbred retirement facilities that care for and retrain horses whose careers have ended after competing in California Thoroughbred races. Their services include tracking of retired California race horses and in working to find homes for retired equines. CARMA also manages a grant request process and distributes funds to qualified retirement facilities caring for such horses. CARMA is dedicated to the goal of providing funding for rehabilitation, retraining and/or retirement of Thoroughbred horses that have raced in California.

**Edwin Gregson Foundation** – A non-profit charitable foundation organized for the purpose of improving the lives of backstretch worker and their immediate family members at California race tracks. The organization provides backstretch workers with many educational programs, including “English as a second language,” bible studies, and provides numerous programs, including computer training programs at its recreation facility, computer games, and various magazines in English and Spanish. It organizes family outings for the workers excursions. The organization also maintains a recreational hall at Santa Anita Park for the benefit of the backside workers and their children.

**Neigh Savers Foundation** – Neigh Savers creates new beginnings for retired racing Thoroughbreds by building relationships, both on and off the track, to help as many horses as possible. Through rescue, rehabilitation and retraining the organization provides the foundation needed for racing Thoroughbreds to successfully transition into new careers. Whether the horse is an Off-Track Thoroughbred (OTTB) ready to end its racing career or one that has been injured on the track or has found itself standing at an auction or on a feedlot with no other options, Neigh Savers strives to make a difference, one OTTB at a time.

**Racetrack Chaplaincy of America** – The stated mission of the organization is “The overall mission of RTCA, through its councils and chaplains, is to make disciples for Jesus Christ through teaching, preaching, and ministering to the spiritual, emotional, physical, social, and educational needs of those persons involved in all aspects of the horse racing industry.”

II. **Welfare Fund for Backside Personnel - California B&P Code Section 19556(b) (5% Minimum Distribution to Welfare Fund described in 19641(b))**

**California Thoroughbred Horsemen's Foundation** – CTHF is a 501(c) (3) nonprofit foundation that provides assistance to the low-income backstretch community occupied with the care of Thoroughbred race horses at California's major race tracks and fair circuits and California Horse Racing Board recognized off-track training centers. The organization maintains three clinics throughout the state, which see over 10,000 people each year, including numerous children who are prepared medically to return to school each year.

III. **Fund for Substance or Alcohol Abuse - California B&P Code Section 19556(b) (5% Minimum Distribution)**

**Winners Foundation** – The Winners Foundation provides confidential assistance on a one-to-one basis to employees and family members of California race track who are seeking help for alcohol, gambling and drug addiction. Each situation is geared to best support an individual's desire to change his or her life for the better. The Foundation has developed a large referral base and maintains close relationships with community-based services such as anonymous 12 step groups, city and county assistance agencies, detox centers, halfway houses, and out-patient and in-patient hospital treatment programs. This service is provided to any employee or family member of anyone involved in the California Thoroughbred horse racing community, free of charge. This includes backstretch works, as well as all employees at Del Mar, Golden Gate Fields, Santa Anita, and the California Association of Racing Fairs.

IV. **Permanently Disabled Jockeys Fund - B&P Code Section 19556(c) (20% Minimum Distribution)**

**Permanently Disabled Jockeys' Fund** – This is a statutorily mandated distribution per Business and Professions Code Section 19556(c). It provides support to disabled jockeys, as its name implies.

## Agenda Item 6

### STAFF ANALYSIS DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF PACIFIC RACING ASSOCIATION II AND PACIFIC RACING ASSOCIATION, COMBINED 2021 RACE MEETINGS, IN THE AMOUNT OF \$7,534, TO EIGHT BENEFICIARIES

Regular Board Meeting  
March 17, 2022

#### ISSUE

The Pacific Racing Association II (PRA II) and the Pacific Racing Association (PRA) are requesting approval to distribute race day charity proceeds generated at three live race meetings during the year 2021: July 21, 2021, through August 3, 2021; August 25, 2021, through October 5, 2021; and October 20, 2021, through December 21, 2021. PRA II and PRA are proposing a combined total distribution of \$7,533.87. The charitable organizations selected and amounts to be distributed are listed on the attachment. Staff notes that 100 percent of the proposed charity distributions are made to equine related charity organizations.

#### BACKGROUND

Business and Professions Code section 19550 states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days, and each licensed racing association that conducts more than 14 weeks of racing to designate five racing days during any one meeting, to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds there from to beneficiaries through the distribution agent. No racing association shall be required to pay to a distributing agent for the purpose of distribution to beneficiaries more than an amount equal to two-tenths of one percent of the association's total on-track handle on live races conducted by the association at the meeting. Business and Professions Code section 19555 requires that proceeds are to be distributed to beneficiaries within 12 calendar months after the last day of the meet during which charity days were conducted. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 30 percent of the distribution shall be made to charities associated with the horse racing industry. An additional five percent shall be paid to a welfare fund and another five percent shall be paid to a nonprofit corporation, the primary purpose of which is to assist horsemen and backstretch personnel who are being affected adversely as a result of alcohol or substance abuse. In addition to the above distributions, a separate 20 percent shall be made to a nonprofit corporation or trust, the directors or trustees of which shall serve without compensation except for reimbursement for reasonable expenses, and which has as its sole purpose the accumulation of endowment funds, the income on which shall be distributed to qualified disabled jockeys.

#### RECOMMENDATION

This item is presented for Board discussion and action.

### CHRB ANALYSIS

Pacific Racing Association II & Pacific Racing Association, Combined 2021 Charity Day Proceeds  
July 21, 2021 - August 3, 2021, August 25, 2021 - October 5, 2021, and October 20, 2021 - December 21, 2021

#	Nonprofit Organization	Statutory Distribution Amounts	Disbursement Percentage	Percentage Required By Horse Racing Law (from the 2/10 of 1%)	Notes
1	California Thoroughbred Foundation*	\$ 140.13	2%		a
2	CARMA*	673.53	9%		a
3	Edwin J. Gregson Foundation*	1,157.20	15%		a
4	Neigh Savers Foundation*	106.23	1%		a
5	Race Track Chaplaincy California*	183.07	2%		a
7	California Thoroughbred Horsemen's Foundation*	859.61	11%	minimum of 5%	b
8	Winners Foundation*	2,109.48	28%	minimum of 5%	c
9	Permanently Disabled Jockeys Fund *	2,304.61	31%	minimum of 20%	d
	<b>Total</b>	<b>\$ 7,533.87</b>	<b>100%</b>		<b>e</b>
	Notes				
	<b>a</b>	30% to charities associated with the horse racing industry (B&P 19556(b))			
	<b>b</b>	5% to welfare fund (19556 (b)) described in subdivision (b) of Section 19641			
	<b>c</b>	5% to nonprofit organization to assist horsemen and backstretch personnel affected by alcohol and substance abuse(B&P 19556			
	<b>d</b>	20% to nonprofit organization that benefits qualified disabled jockeys (B&P 19556 (c)(1))			
	<b>e</b>	overall a minimum of 60% of the charity distribution should go to horse racing industry related nonprofit organizations.			

\*Equine and/or horse racing related organization



# GOLDEN GATE FIELDS

January 11, 2022

California Horse Racing Board  
Attention: Scott Chaney  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825

RE: Pacific Racing Association, Charity Day Proceeds

Dear Mr. Chaney,

Pacific Racing Association, doing business as “Golden Gate Fields”, has determined the beneficiaries of proceeds from Charity Days races conducted at Golden Gate Fields from July 23, 2021 to December 12, 2021, in the amount of \$7,533.87.

Attached is a list of the organizations selected to be the beneficiaries of the Charity Day proceeds and statement about each recipient. Please note that 100% of the distributions are to horse-related charities.

Also attached is the official CHRIMS Report of Handle for the said race meet period upon which this distribution is based.

We request that you please add this matter for discussion and action by the California Horse Racing Board at its next regularly scheduled meeting. Distributions will be made upon approval of the proposed amounts by the Board.

Should you have any questions regarding the distributions or the matter set forth herein, do not hesitate to contact me.

Sincerely,

Eric Sindler  
General Counsel,  
California Racing Operations

Pacific Racing Association - Golden Gate Fields  
 Distribution of Charity Days Proceeds

July 23, 2021 - December 12, 2021

California Thoroughbred Foundation	6.2%	\$ 140.13			
CARMA	29.8%	\$ 673.53			
Edwin Gregson Foundation	51.2%	\$ 1,157.20			
Neigh Sayers Foundation	4.7%	\$ 106.23			
Race Track Chaplaincy of America	8.1%	\$ 183.07			
Pegasus Foundation	0.0%	\$ -			
<b>Horse Related Charities Above</b>	<b>100.0%</b>		\$ 2,260.16	\$ 2,260.16 }	30% of total distribution
California Thoroughbred Horsemen's Foundation	16.3%	\$ 859.61			
Winner's Foundation	40.0%	\$ 2,109.48			
Permanently Disabled Jockey's Fund	43.7%	\$ 2,304.61			
<b>Horse Related Charities Above</b>	<b>100.0%</b>		\$ 5,273.71	\$ 5,273.71 }	70% of total distribution
<b>Total Distribution</b>			\$ 7,533.87	\$ 7,533.87	\$ - Must be zero



# GOLDEN GATE FIELDS

## Pacific Racing Association Golden Gate Fields

### I. Horse Related Charities – California B&P Code Section 19556(b) (30% Minimum Distribution)

**California Thoroughbred Foundation** – CTF is a 503(c) (3) non-profit organization that provides multiple benefits to individuals involved in the Thoroughbred industry. These include scholarship programs for veterinary medicine students at US Davis and maintenance of the Carleton F. Burke Memorial Library.

**CARMA** – The California Retirement Management Account is organized to raise money for retired California race horses. Their mission statement provides that they assist thoroughbred retirement facilities that care for and retrain horses whose careers have ended after competing in California Thoroughbred races. Their services include tracking of retired California race horses and in working to find homes for retired equines. CARMA also manages a grant request process and distributes funds to qualified retirement facilities caring for such horses. CARMA is dedicated to the goal of providing funding for rehabilitation, retraining and/or retirement of Thoroughbred horses that have raced in California.

**Edwin Gregson Foundation** – A non-profit charitable foundation organized for the purpose of improving the lives of backstretch worker and their immediate family members at California race tracks. The organization provides backstretch workers with many educational programs, including “English as a second language,” bible studies and provides numerous programs, including computer training programs at its recreation facility, computer games and various magazines in English and Spanish. It organizes family outings for the workers excursions. The organization also maintains a recreational hall at Santa Anita Park for the benefit of the backside workers and their children.

**Neigh Savers Foundation** – Neigh Savers creates new beginnings for retired racing Thoroughbreds by building relationships, both on and off the track, to help as many horses as possible. Through rescue, rehabilitation and retraining the organization provides the foundation needed for racing Thoroughbreds to successfully transition into new careers. Whether the horse is an Off-Track Thoroughbred (OTTB) ready to end its racing career or one that has been injured on the track or has found itself standing at an auction or on a feedlot with no other options, Neigh Savers strives to make a difference, one OTTB at a time.

**Racetrack Chaplaincy of America** – The stated mission of the organization is “The overall mission of RTCA, through its councils and chaplains, is to make disciples for Jesus Christ through teaching, preaching, and ministering to the spiritual, emotional, physical, social, and educational needs of those persons involved in all aspects of the horse racing industry.”

II. **Welfare Fund for Backside Personnel - California B&P Code Section 19556(b)) (5% Minimum Distribution to Welfare Fund described in 19641(b))**

**California Thoroughbred Horsemen's Foundation** – CTHF is a 501(c) (3) nonprofit foundation that provides assistance to the low-income backstretch community occupied with the care of Thoroughbred race horses at California's major race tracks and fair circuits and California Horse Racing Board recognized off-track training centers. The organization maintains three clinics throughout the state, which see over 10,000 people each year, including numerous children who are prepared medically to return to school each year.

III. **Fund for Substance or Alcohol Abuse - California B&P Code Section 19556(b) (5% Minimum Distribution)**

**Winners Foundation** – The Winners Foundation provides confidential assistance on a one-to-one basis to employees and family members of California race track who are seeking help for alcohol, gambling and drug addiction. Each situation is geared to best support an individual's desire to change his or her life for the better. The Foundation has developed a large referral base and maintains close relationships with community based services such as anonymous 12 step groups, city and county assistance agencies, detox centers, halfway houses and out-patient and in-patient hospital treatment programs. This service is provided to any employee or family member of anyone involved in the California Thoroughbred horse racing community, free of charge. This includes backstretch works, as well as all employees at Del Mar, Golden Gate Fields, Santa Anita and the California Association of Racing Fairs.

IV. **Permanently Disabled Jockeys Fund - B&P Code Section 19556(c) (20% Minimum Distribution)**

**Permanently Disabled Jockeys' Fund** – This is a statutorily mandated distribution per Business and Professions Code Section 19556(c). It provides support to disabled jockeys, as its name implies.

## Agenda Item 7

### STAFF ANALYSIS DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF THE LOS ANGELES TURF CLUB, INCORPORATED DBA AS SANTA ANITA PARK 2020-2021 WINTER/SPRING RACE MEETING IN THE AMOUNT OF \$39,863 TO TEN BENEFICIARIES

Regular Board Meeting  
March 17, 2022

#### ISSUE

Los Angeles Turf Club (LATC) is requesting approval to distribute race day charity proceeds generated at its 2020-2021 Winter/Spring race meet from December 26, 2020, through June 20, 2021. LATC is proposing a total distribution of \$39,863. The charitable organizations selected and amounts to be distributed are listed on the attachment. Staff notes that 100 percent of the proposed charity distributions are made to horse racing industry related charity organizations.

#### BACKGROUND

Business and Professions Code section 19550 states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days, and each licensed racing association that conducts more than 14 weeks of racing to designate five racing days during any one meeting, to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds there from to beneficiaries through the distribution agent. No racing association shall be required to pay to a distributing agent for the purpose of distribution to beneficiaries more than an amount equal to two-tenths of one percent of the association's total on-track handle on live races conducted by the association at the meeting. Business and Professions Code section 19555 requires that proceeds are to be distributed to beneficiaries within 12 calendar months after the last day of the meet during which charity days were conducted. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 30 percent of the distribution shall be made to charities associated with the horse racing industry. An additional five percent shall be paid to a welfare fund and another five percent shall be paid to a non-profit corporation, the primary purpose of which is to assist horsemen and backstretch personnel who are being affected adversely as a result of alcohol or substance abuse. In addition to the above distributions, a separate 20 percent shall be made to a nonprofit corporation or trust, the directors or trustees of which shall serve without compensation except for reimbursement for reasonable expenses, and which has as its sole purpose the accumulation of endowment funds, the income on which shall be distributed to qualified disabled jockeys.

## RECOMMENDATION

This item is presented for Board discussion and action.

**CHRB ANALYSIS**

Los Angeles Turf Club, Inc. dba Santa Anita Park, Winter - Spring Race Meet Charity Day Proceeds

December 26, 2020 through June 20, 2021

#	Nonprofit Organization	Amount	Proposed Disbursement Percentage	Percentage Required By Horse Racing Law (2/10 of 1% on-track, live, handle)	Notes
1	California Thoroughbred Foundation*	526.19	1%		a
2	CARMA*	3,348.50	8%		a
3	Edwin J. Gregson Foundation*	5,907.70	15%		a
4	Holy Angels Church (Backside Permanent Deacon)*	346.81	1%		
5	Racetrack Chaplaincy of American (Southern CA Council)*	777.33	2%		a
6	Southern California Equine Foundation, Inc.*	526.19	1%		a
7	United Pegasus Foundation*	526.19	1%		a
8	California Thoroughbred Horsemen's Foundation*	4,548.37	11%	minimum of 5%	b
9	Winners Foundation*	11,161.65	28%	minimum of 5%	c
10	Permanently Disabled Jockeys' Fund*	12,194.10	31%	minimum of 20%	d
	<b>Total Horse Related Charities</b>	<b>\$ 39,863.03</b>	<b>100%</b>	<b>minimum of 60%</b>	<b>e</b>
	Notes:				
	<b>a</b>	30% to charities associated with the horse racing industry (B&P 19556 (b))			
	<b>b</b>	5% to welfare fund (19556 (b)) described in subdivision (b) of Section 19641			
	<b>c</b>	5% to nonprofit organization to assist horsemen and backstretch personnel affected by alcohol and substance abuse (B&P 19556 (b))			
	<b>d</b>	20% to nonprofit organization that benefits qualified disabled jockeys (B&P 19556 (c)(1))			
	<b>e</b>	overall a minimum of 60% of the charity distribution should go to horse racing industry related nonprofit organizations.			

\*horse racing industry-related organization



February 23, 2022

California Horse Racing Board  
Attention: Scott Chaney  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825

RE: Los Angeles Turf Club, Incorporated, Charity Day Proceeds

Dear Mr. Chaney,

Los Angeles Turf Club, Incorporated, doing business as “Santa Anita Park,” has determined the beneficiaries of proceeds from Charity Days races conducted at Santa Anita Park from December 26, 2020 through June 20, 2021, in the amount of \$39,863.04.

Attached is a list of the organizations selected to be the beneficiaries of the Charity Day proceeds and statement about each recipient. Please note that 100% of the distributions are to horse-related charities.

Also attached is the official CHRIMS Report of Handle for the period upon which this distribution is based.

While the amount donated to various charities via Race Day Charities is lower than past years due to limited on-track attendance due to Covid-19, Santa Anita Park engages in other charitable efforts throughout the year. Some of the additional charitable efforts include: CARMA matching funds, PDJF fundraiser, Free Animal Doctor, and Pinktober. Additionally, Santa Anita Park donates our property and staff—free of charge—to the Red Cross for disaster relief efforts, the County of Los Angeles so that Santa Anita Park can be used as a voting center, and to other charitable organizations and for other community events.

We request that you please add this matter for discussion and action by the California Horse Racing Board at its next regularly scheduled meeting. Distributions will be made upon approval of the proposed amounts by the Board.

Should you have any questions regarding the distributions, or the matter set forth herein, do not hesitate to contact me.

Sincerely,

Eric Sindler  
General Counsel,  
California Racing Operations



# SANTA ANITA PARK

Los Angeles Turf Club, Incorporated  
 Distribution of Charity Days Proceeds  
 December 26, 2020 - June 20, 2021)

		2020	
		Amounts	Subtotals
I.	Horse Related Charities - BP <u>19556(b)</u> (30% minimum)		
	California Thoroughbred Foundation	\$ 526.19	
	CARMA	\$ 3,348.50	
	Edwin Gregson Foundation	\$ 5,907.70	
	Holy Angels Church (Backside Permanent Deacon)	\$ 346.81	
	Race Track Chaplaincy of America (Southern California Council)	\$ 777.33	
	Southern California Equine Foundation, Inc.	\$ 526.19	
	United Pegasus Foundation	\$ 526.19	\$ 11,958.91
II.	Welfare Fund for Backside Personnel - BP 19641 (5% minimum)		
	California Thoroughbred Horsemen's Foundation	\$ 4,548.37	\$ 4,548.37
III.	Fund for Substance or Alcohol Abuse - BP 19556(b) (5% minimum)		
	Winners Foundation	\$ 11,161.65	\$ 11,161.65
IV.	Disabled Jockeys Fund - BP 19556(c) (20% minimum)	\$ 12,194.10	\$ 12,194.10
<b>Total Distribution:</b>			\$ 39,863.03



**LOS ANGELES TURF CLUB, INCORPORATED**  
**Santa Anita Park**

I. **Horse Related Charities – California B&P Code Section 19556(b) (30% Minimum Distribution)**

**California Thoroughbred Foundation** – CTF is a 503(c) (3) non-profit organization that provides multiple benefits to individuals involved in the Thoroughbred industry. These include scholarship programs for veterinary medicine students at US Davis and maintenance of the Carleton F. Burke Memorial Library.

**CARMA** – The California Retirement Management Account is organized to raise money for retired California race horses. Their mission statement provides that they assist thoroughbred retirement facilities that care for and retrain horses whose careers have ended after competing in California Thoroughbred races. Their services include tracking of retired California race horses and in working to find homes for retired equines. CARMA also manages a grant request process and distributes funds to qualified retirement facilities caring for such horses. CARMA is dedicated to the goal of providing funding for rehabilitation, retraining, and/or retirement of Thoroughbred horses that have raced in California.

**Edwin Gregson Foundation** – A non-profit charitable foundation organized for the purpose of improving the lives of backstretch worker and their immediate family members at California race tracks. The organization provides backstretch workers with many educational programs, including “English as a second language,” bible studies, and provides numerous programs, including computer training programs at its recreation facility, computer games, and various magazines in English and Spanish. It organizes family outings for the workers excursions. The organization also maintains a recreational hall at Santa Anita Park for the benefit of the backside workers and their children.

**Holy Angeles Church (Backside Permanent Deacon)** – Holy Angeles church is a Catholic Church across the street from Santa Anita Park. A deacon from the church performs a weekly Mass in the recreation room at the track on Monday nights for the workers on the backside. He walks down the shed rows daily in the morning and assists the workers in an endless variety of ways. Examples of the assistance provided include counseling, organizing religious and recreational activities, the collection and distribution of clothing, help with Medicare, Medi-Cal, and immigration forms, officiating at holiday gatherings at Santa Anita, etc.

**Racetrack Chaplaincy of America** – The stated mission of the organization is “The overall mission of RTCA, through its councils and chaplains, is to make disciples for Jesus Christ through teaching, preaching, and ministering to the spiritual, emotional, physical, social, and educational needs of those persons involved in all aspects of the horse racing industry.”

**Southern California Equine Foundation, Inc.** – SCEF is a nonprofit charitable organization providing hospital and equine ambulance services on the Southern California Thoroughbred

racetrack circuit. Commonly known as the Equine Hospital, SCEF has a long history of service to the racing industry and the equine athlete. This is an organization “dedicated to the care of the injured horse.”

**United Pegasus Foundation** ENI#95-4497611 – UPF is a 501(c) (3) charitable organization that has become one of the largest Thoroughbred retirement, rehabilitation, and adoption organizations, saving hundreds of former race horses from an uncertain destiny by giving them a humane and deserved retirement home and providing for their care at its 27-acre ranch in San Jacinto, California. The retired Thoroughbreds are maintained in pleasant quarters and peaceful surroundings to live out the balance of their lives. This organization depends entirely upon donations for the purchase of food and other amenities required maintaining the Thoroughbreds.

II. **Welfare Fund for Backside Personnel** - California **B&P** Code Section 1964J(b) (5% Minimum Distribution)

**California Thoroughbred Horsemen’s Foundation** – CTHF is a 501(c) (3) nonprofit foundation that provides assistance to the low-income backstretch community occupied with the care of Thoroughbred race horses at California’s major race tracks and fair circuits and California Horse Racing Board recognized off-track training centers. The organization maintains three clinics throughout the state, which see over 10,000 people each year, including numerous children who are prepared medically to return to school each year.

III. **Fund for Substance or Alcohol Abuse** - California **B&P** Code Section 19556(b) (5% Minimum Distribution)

**Winners Foundation** – The Winners Foundation provides confidential assistance on a one-to-one basis to employees and family members of California race track who are seeking help for alcohol, gambling, and drug addiction. Each situation is geared to best support an individual’s desire to change his or her life for the better. The Foundation has developed a large referral base and maintains close relationships with community-based services such as anonymous 12 step groups, city and county assistance agencies, detox centers, halfway houses, and out-patient and in-patient hospital treatment programs. This service is provided to any employee or family member of anyone involved in the California Thoroughbred horse racing community, free of charge. This includes backstretch works, as well as all employees at Del Mar, Golden Gate Fields, Santa Anita, and the California Association of Racing Fairs.

IV. **Permanently Disabled Jockeys Fund** - **B&P** Code Section 19556(c) (20% Minimum Distribution)

**Permanently Disabled Jockeys’ Fund** – This is a statutorily mandated distribution per Business and Professions Code Section 19556(c). It provides support to disabled jockeys, as its name implies.

## Agenda Item 8

### STAFF ANALYSIS DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF THE LOS ANGELES TURF CLUB II, INCORPORATED DBA AS SANTA ANITA PARK 2021 FALL RACE MEETING IN THE AMOUNT OF \$17,644 TO TEN BENEFICIARIES

Regular Board Meeting  
March 17, 2022

#### ISSUE

Los Angeles Turf Club II (LATC II) is requesting approval to distribute race day charity proceeds generated at its 2021 Fall race meet from October 1 to 31, 2021. LATC II is proposing a total distribution of \$17,644. The charitable organizations selected and amounts to be distributed are listed on the attachment. Staff notes that 100 percent of the proposed charity distributions are made to horse racing industry related charity organizations.

#### BACKGROUND

Business and Professions Code section 19550 states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days, and each licensed racing association that conducts more than 14 weeks of racing to designate five racing days during any one meeting, to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds there from to beneficiaries through the distribution agent. No racing association shall be required to pay to a distributing agent for the purpose of distribution to beneficiaries more than an amount equal to two-tenths of one percent of the association's total on-track handle on live races conducted by the association at the meeting. Business and Professions Code section 19555 requires that proceeds are to be distributed to beneficiaries within 12 calendar months after the last day of the meet during which charity days were conducted. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 30 percent of the distribution shall be made to charities associated with the horse racing industry. An additional five percent shall be paid to a welfare fund and another five percent shall be paid to a non-profit corporation, the primary purpose of which is to assist horsemen and backstretch personnel who are being affected adversely as a result of alcohol or substance abuse. In addition to the above distributions, a separate 20 percent shall be made to a nonprofit corporation or trust, the directors or trustees of which shall serve without compensation except for reimbursement for reasonable expenses, and which has as its sole purpose the accumulation of endowment funds, the income on which shall be distributed to qualified disabled jockeys.

## RECOMMENDATION

This item is presented for Board discussion and action.

**CHRB ANALYSIS**

Los Angeles Turf Club II, Inc. dba Santa Anita Park, Fall Race Meet Charity Day Proceeds

October 1 - 31, 2021

#	Nonprofit Organization	Amount	Proposed Disbursement Percentage	Percentage Required By Horse Racing Law (2/10 of 1% on-track, live, handle)	Notes
1	California Thoroughbred Foundation*	232.91	1%		a
2	CARMA*	1,482.13	8%		a
3	Edwin J. Gregson Foundation*	2,614.90	15%		a
4	Holy Angels Church (Backside Permanent Deacon)*	153.51	1%		
5	Racetrack Chaplaincy of American (Southern CA Council)*	344.07	2%		a
6	Southern California Equine Foundation, Inc.*	232.91	1%		a
7	United Pegasus Foundation*	232.91	1%		a
8	California Thoroughbred Horsemen's Foundation*	2,013.23	11%	minimum of 5%	b
9	Winners Foundation*	4,940.44	28%	minimum of 5%	c
10	Permanently Disabled Jockeys' Fund*	5,397.43	31%	minimum of 20%	d
	<b>Total Horse Related Charities</b>	<b>\$ 17,644.44</b>	<b>100%</b>	<b>minimum of 60%</b>	<b>e</b>
	Notes:				
	<b>a</b>	30% to charities associated with the horse racing industry (B&P 19556 (b))			
	<b>b</b>	5% to welfare fund (19556 (b)) described in subdivision (b) of Section 19641			
	<b>c</b>	5% to nonprofit organization to assist horsemen and backstretch personnel affected by alcohol and substance abuse (B&P 19556 (b))			
	<b>d</b>	20% to nonprofit organization that benefits qualified disabled jockeys (B&P 19556 (c)(1))			
	<b>e</b>	overall a minimum of 60% of the charity distribution should go to horse racing industry related nonprofit organizations.			

\*horse racing industry-related organization



February 23, 2022

California Horse Racing Board  
Attention: Scott Chaney  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825

RE: Los Angeles Turf Club, Incorporated, Charity Day Proceeds

Dear Mr. Chaney,

Los Angeles Turf Club II, Inc., doing business as “Santa Anita Park”, has determined the beneficiaries of proceeds from Charity Days races conducted at Santa Anita Park from October 1, 2021 to October 31, 2021, in the amount of \$17,644.43.

Attached is a list of the organizations selected to be the beneficiaries of the Charity Day proceeds and statement about each recipient. Please note that 100% of the distributions are to horse-related charities.

Also attached is the official CHRIMS Report of Handle for the period upon which this distribution is based.

We request that you please add this matter for discussion and action by the California Horse Racing Board at its next regularly scheduled meeting. Distributions will be made upon approval of the proposed amounts by the Board.

Should you have any questions regarding the distributions or the matter set forth herein, do not hesitate to contact me.

Sincerely,

Eric Sindler  
General Counsel,  
California Racing Operations

Los Angeles Turf Club - Santa Anita

Distribution of Charity Days Proceeds

October 1, 2021 - October 31, 2021

California Thoroughbred Foundation	4.4%	\$ 232.91			
CARMA	28.0%	\$ 1,482.13			
Edwin Gregson Foundation	49.4%	\$ 2,614.90			
Holy Angels Church	2.9%	\$ 153.51			
Race Track Chaplaincy of America	6.5%	\$ 344.07			
Southern California Equine Foundaation	4.4%	\$ 232.91			
United Pegasus	4.4%	\$ 232.91			
<b>Horse Related Charities Above</b>	<b>100.0%</b>		\$ 5,293.33	\$ 5,293.33 }	30.0% of total distribution
California Thoroughbred Horsemen's Foundation	16.3%	\$ 2,013.23			
Winner's Foundation	40.0%	\$ 4,940.44			
Permanently Disabled Jockey's Fund	43.7%	\$ 5,397.43			
<b>Horse Related Charities Above</b>	<b>100.0%</b>		<u>\$ 12,351.10</u>	<u>\$ 12,351.10 }</u>	70.0% of total distribution
<b>Total Distribution</b>			<u>\$ 17,644.43</u>	<u>\$ 17,644.43</u>	\$ - Must be zero



**LOS ANGELES TURF CLUB, INCORPORATED**  
**Santa Anita Park**

I. **Horse Related Charities – California B&P Code Section 19556(b) (30% Minimum Distribution)**

**California Thoroughbred Foundation** – CTF is a 503(c) (3) non-profit organization that provides multiple benefits to individuals involved in the Thoroughbred industry. These include scholarship programs for veterinary medicine students at US Davis and maintenance of the Carleton F. Burke Memorial Library.

**CARMA** – The California Retirement Management Account is organized to raise money for retired California race horses. Their mission statement provides that they assist thoroughbred retirement facilities that care for and retrain horses whose careers have ended after competing in California Thoroughbred races. Their services include tracking of retired California race horses and in working to find homes for retired equines. CARMA also manages a grant request process and distributes funds to qualified retirement facilities caring for such horses. CARMA is dedicated to the goal of providing funding for rehabilitation, retraining and/or retirement of Thoroughbred horses that have raced in California.

**Edwin Gregson Foundation** – A non-profit charitable foundation organized for the purpose of improving the lives of backstretch worker and their immediate family members at California race tracks. The organization provides backstretch workers with many educational programs, including “English as a second language,” bible studies and provides numerous programs, including computer training programs at its recreation facility, computer games and various magazines in English and Spanish. It organizes family outings for the workers excursions. The organization also maintains a recreational hall at Santa Anita Park for the benefit of the backside workers and their children.

**Holy Angeles Church (Backside Permanent Deacon)** – Holy Angeles church is a Catholic Church across the street from Santa Anita Park. A deacon from the church performs a weekly Mass in the recreation room at the track on Monday nights for the workers on the backside. He walks down the shed rows daily in the morning and assists the workers in an endless variety of ways. Examples of the assistance provided include counseling, organizing religious and recreational activities, the collection and distribution of clothing, help with Medicare, Medi-Cal and immigration forms, officiating at holiday gatherings at Santa Anita, etc.

**Racetrack Chaplaincy of America** – The stated mission of the organization is “The overall mission of RTCA, through its councils and chaplains, is to make disciples for Jesus Christ through teaching, preaching, and ministering to the spiritual, emotional, physical, social, and educational needs of those persons involved in all aspects of the horse racing industry.”

**Southern California Equine Foundation, Inc.** – SCEF is a nonprofit charitable organization providing hospital and equine ambulance services on the Southern California Thoroughbred racing circuit. Commonly known as the Equine Hospital, SCEF has a long history of service to the racing industry and the equine athlete. This is an organization “dedicated to the care of the injured horse.”

**United Pegasus Foundation** ENI#95-4497611 – UPF is a 501(c) (3) charitable organization that has become one of the largest Thoroughbred retirement, rehabilitation and adoption organizations, saving hundreds of former race horses from an uncertain destiny by giving them a humane and deserved retirement home and providing for their care at its 27-acre ranch in San Jacinto, California. The retired Thoroughbreds are maintained in pleasant quarters and peaceful surroundings to live out the balance of their lives. This organization depends entirely upon donations for the purchase of food and other amenities required maintaining the Thoroughbreds.

II. **Welfare Fund for Backside Personnel - California B&P Code Section 1964J(b) (5% Minimum Distribution)**

**California Thoroughbred Horsemen’s Foundation** – CTHF is a 501(c) (3) nonprofit foundation that provides assistance to the low-income backstretch community occupied with the care of Thoroughbred race horses at California’s major race tracks and fair circuits and California Horse Racing Board recognized off-track training centers. The organization maintains three clinics throughout the state, which see over 10,000 people each year, including numerous children who are prepared medically to return to school each year.

III. **Fund for Substance or Alcohol Abuse - California B&P Code Section 19556(b) (5% Minimum Distribution)**

**Winners Foundation** – The Winners Foundation provides confidential assistance on a one-to-one basis to employees and family members of California race track who are seeking help for alcohol, gambling and drug addiction. Each situation is geared to best support an individual’s desire to change his or her life for the better. The Foundation has developed a large referral base and maintains close relationships with community based services such as anonymous 12 step groups, city and county assistance agencies, detox centers, halfway houses and out-patient and in-patient hospital treatment programs. This service is provided to any employee or family member of anyone involved in the California Thoroughbred horse racing community, free of charge. This includes backstretch works, as well as all employees at Del Mar, Golden Gate Fields, Santa Anita and the California Association of Racing Fairs.

IV. **Permanently Disabled Jockeys Fund - B&P Code Section 19556(c) (20% Minimum Distribution)**

**Permanently Disabled Jockeys’ Fund** – This is a statutorily mandated distribution per Business and Professions Code Section 19556(c). It provides support to disabled jockeys, as its name implies.

## Agenda Item 9

### STAFF ANALYSIS PUBLIC HEARING AND ACTION BY THE BOARD REGARDING THE PROPOSED ADOPTION OF CHRB RULE 1415, PUBLIC PARTICIPATION AT MEETINGS, TO DEFINE THE RULES REGARDING PUBLIC PARTICIPATION DURING MEETINGS OF THE BOARD.

Regular Board Meeting  
March 17, 2022

#### ISSUE:

The California Horse Racing Board (Board) noticed the originally proposed text of Board Rule 1415, Public Participation at Meetings, to the public on May 21, 2021. The proposed addition was subject to a public hearing on July 7, 2021. The final rulemaking package was submitted to the Office of Administrative Law (OAL) on October 26, 2021. OAL informed the Board that the rule did not meet the requirements of the California Administrative Procedures Act (APA), so OAL could not approve the file without modification. The Board subsequently proposed changes to modify the proposed regulation to bring the rulemaking into compliance with the APA.

#### ANALYSIS:

The original rulemaking file, submitted to OAL on October 26, 2021, had elements that lacked clarity such that it failed to comply with the APA. The originally proposed text lacked enough clarity to fail scrutiny under the APA review. To correct these deficiencies, the text of proposed Board Rule 1415 was modified, and a document was added to the rulemaking file. Additionally, an addendum to the Initial Statement of Reasons (ISOR) was added to the rulemaking record to correct any discrepancies between the ISOR and the proposed text, and to add supplemental content to the ISOR for additional clarity.

The 15-day notice of modification to the text is February 28, 2022 to March 15, 2022. To date, no written comments have been received.

#### BACKGROUND:

Business and Professions Code (BPC) [section 19440](#) provides that all licenses granted under the Horse Racing Law are subject to the rules, regulations, and conditions prescribed by the Board.

Government Code (GC) [section 11125.7\(b\)](#) provides that if a board wishes to establish a standing ruling that discussion of agenda items will be given a specified amount of time, or that public comment will be limited to a certain amount of time, the board may do so by adopting an administrative regulation.

GC section 11125.7(d) specifies that a state body cannot prohibit public criticism of the policies, programs, or services of the state body, or of the acts or omissions of the state body.

RECOMMENDATION:

This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD  
TITLE 4. CALIFORNIA CODE OF REGULATIONS  
ARTICLE 1. RACING BOARD POWERS AND JURISDICTION  
RULE 1415. PUBLIC PARTICIPATION AT MEETINGS.

1415. Public Participation at Meetings.

During meetings of the California Horse Racing Board (Board) subject to the Bagley-Keene Open Meeting Act (Government Code § 11120 et seq.), the following rules regarding public participation apply:

(a) Time.

(1) A member of the public will have ~~a maximum of~~ two minutes to speak per agenda item ~~and two minutes to speak during the general public comment period.~~

(2) A member of the public who requires translation or interpretive services will have ~~a maximum of~~ four minutes to speak per agenda item.

(3) ~~The Chairperson may limit~~ ~~modify~~ the amount of time members of the public are allocated for individual comments ~~to less than two minutes per agenda item if the number of commenters wishing to speak would otherwise exceed 30 minutes per agenda item, depending on the number of speakers. A change to the amount of time allocated for individual comments will apply equally to all speakers.~~

(4) A member of the public may not transfer his or her unused time for public comment to another member of the public.

~~(5) The Chairperson may limit the total amount of time allocated for items not on the agenda or for a particular agenda item and may publish such limitations in advance on the agenda for the meeting.~~

~~(6) (5) If the total amount of time allocated for public comments is limited by the Chairperson, individuals~~ Any member of the public who does not receive the opportunity to speak due to the expiration of the allocated time set forth in subdivision (a)(3) may submit comments in writing during the meeting. To be included as an addendum to the public Board materials packet ~~administrative record~~, written comments must be limited to items listed on the agenda or within the Board's jurisdiction and be provided to a designated staff member ~~and such comments will be made part of the record.~~

(b) Rules of Organization and Order.

(1) ~~Except as otherwise directed by the Chairperson, public comments at meetings shall be received on a "first come, first serve" basis.~~ In order to provide public comment as set forth in subdivision (a)(1) or (a)(2), a member of the public is encouraged, but not required, to submit a request to provide public comment that includes their name, the agenda item number, and the

topic they wish to address. Completed public comment requests should be submitted to a designated staff member prior to the start of the public comment period. Speakers will be called in the order in which the public comment requests are received unless otherwise grouped or organized by topic and/or organization.

~~(2) The Chairperson may take comments out of order.~~

(32) A speaker shall address only the Board during public comment and shall not direct comments at other members of the public in attendance, except with express, advance permission of the Chairperson.

(43) A speaker shall yield the floor to any member of the Board who wishes to ask a question or otherwise speak during the speaker's comment. ~~Yielding the floor to a Board member will toll the speaker's allotted time.~~

(A) If a member of the Board wishes to speak to a commenter or ask a clarifying question, the two minutes allowed for the public comment will be paused and additional time will be granted to the speaker to respond to the Board member.

~~(5) A speaker shall refrain from profane, lowd, abusive, or repetitious commentary to the extent that such commentary is disruptive to the meeting.~~ (64) A speaker shall limit comments to the subject matter of the agenda item being heard and or, if commenting during the general public comment period, to matters that are subject to the Board's jurisdiction.

~~(75) A member of the public may not disrupt any other attendee(s) from viewing, hearing, or legitimately participating in any material portion of the meeting.~~

(86) A member of the public shall not bring signs, flags, banners, exhibits, marquees, or other demonstrative objects into the meeting room. A member of the public may carry and/or display paper materials no larger than an 8.5 x 11 inch letter-sized paper in the meeting room, provided that such paper materials are displayed below shoulder height, and do not otherwise obstruct the view of any other attendee(s).

(97) The Chairperson may require a member of the public to leave the meeting, or limit that individual's opportunity to provide public comment, if that individual ~~has purposely violated~~ this Regulation or otherwise purposefully disrupted ~~ed~~ or otherwise impedes the orderly conduct of the meeting, ~~or expressly encouraged another to do so.~~ Prior to removal or limiting the individual's public comment, the Chairperson shall notify the person that they have failed to comply with meeting procedures, request that they comply, and inform them of the consequences of non-compliance.

~~(10) The Board may not prohibit a public comment or otherwise enforce this Regulation based on any view expressed, which may include criticism of acts, omissions, policies, programs, or~~

~~services of the Board.~~

Authority cited: Sections 19440,  
Business and Professions Code.

Reference: Sections 11121 and 11125.7,  
Government Code.

CALIFORNIA HORSE RACING BOARD

March 17, 2022

REGULAR BOARD MEETING

**There is no board package material for Item 10**

## Agenda Item 11

### STAFF ANALYSIS

DISCUSSION AND ACTION BY THE BOARD ON THE REQUEST FROM THE CALIFORNIA AUTHORITY OF RACING FAIRS (CARF) TO DESIGNATE THE FOLLOWING 2022 ALLOCATED RACE DATES AS A COMBINED FAIR HORSE RACING MEETING, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 19549.1: ALAMEDA COUNTY FAIR, JUNE 15, 2022, THROUGH JULY 12, 2022; CALIFORNIA EXPOSITION AND STATE FAIR, JULY 13, 2022, THROUGH AUGUST 2, 2022; HUMBOLDT COUNTY FAIR, AUGUST 17, 2022, THROUGH AUGUST 30, 2022; AND THE BIG FRESNO FAIR, OCTOBER 5, 2022, THROUGH OCTOBER 18, 2022.

Regular Board Meeting  
March 17, 2022

The California Authority of Racing Fairs (CARF) has submitted a letter (attached) to the California Horse Racing Board (Board) requesting approval to designate the 2022 allocated race dates of Alameda County Fair, California Exposition and State Fair, Humboldt County Fair, and The Big Fresno Fair as a combined fair horse racing meeting.

CARF also requests that the license application for each segment of the combined fair horse racing meeting be filed in the usual manner (i.e., each fair files its race meet license application individually).

#### BACKGROUND:

[Business and Professions Code \(BPC\) section 19549.1](#) states that the Board may allocate horse racing days for mixed breed and combined fair horse racing meetings pursuant to [Food and Agricultural Code section 4058](#). Subsection (a) of section 4058 stipulates that county fairs in the northern zone may form an entity for conducting combined fair horse racing meetings on days other than the days on which general fair activities are conducted.

In 2021, CARF requested that the Board designate the 2021 racing dates allocated to its member fairs as a combined fair horse racing meeting. CARF also requested that the license applications for each segment of the combined fair horse racing meeting be filed individually, as normally done for racing meetings. At its March 2021 regular meeting, the Board approved these requests.

#### ANALYSIS:

The Board approved the 2022 race dates calendar at its September 15, 2021 Board meeting. The CARF member fairs were approved to conduct mixed breed horse racing meetings as follows:

- Alameda County Fair at Pleasanton—6/15/22–7/12/22
- California Exposition and State Fair—7/13/22–8/2/22

- Humboldt County Fair at Ferndale—8/17/22–8/30/22
- The Big Fresno Fair—10/5/22–10/18/22

CARF requests that the Board designate these dates as a combined fair horse racing meeting in 2022. CARF states that the recognition of these dates as a combined fair horse racing meeting will provide the mechanism needed to carry over wagering pools from one fair to the next. In support of its request, CARF has submitted an agreement (attached) signed by all of the above-mentioned fairs to participate in a combined fair horse racing meeting. Additionally, CARF requests that the license applications for each segment of the combined fair horse racing meeting be filed in the usual manner, with each fair submitting an individual application for its own portion of the race meeting.

RECOMMENDATION:

This item is presented for Board discussion and action.



*a California joint powers agency*

1776 Tribute Road, Suite 150  
Sacramento, CA 95815  
Office: 916.263-3346  
Fax: 916.263.3341  
www.calfairs.com

January 6, 2022

Scott Chaney, Executive Director  
California Horse Racing Board  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825

Dear Scott,

Pursuant to Ag Code Section 4058 and Business Professions Code Section 19549.1, the California Authority of Racing Fairs (CARF) requests that the Board designate the following 2022 racing dates as a combined Fair horse racing meeting. Request this be on the March CHRB agenda for approval.

- **Alameda County Fair – June 15 – July 12, 2022**
- **California State Fair – July 13 – August 2, 2022**
- **Humboldt County Fair – August 17 – August 30, 2022**
- **The Big Fresno Fair – October 5 – October 18, 2022**

We are requesting that the license applications for each segment of the combined Fair horse racing meeting be filed in the usual manner.

A combined Fair horse racing meeting will allow Northern California racing Fairs the mechanism needed to carryover wagering pools from one fair to the next.

Respectfully submitted,

  
Larry Swartzlander  
Executive Director

-AGREEMENT-  
COMBINED FAIR HORSE RACING MEETING

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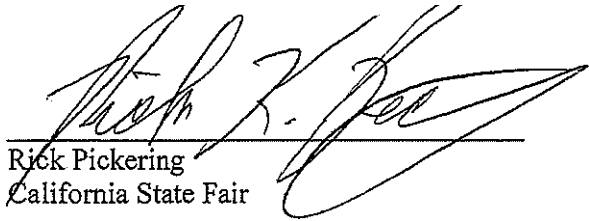
The undersigned Fairs agree to and confirm their participation in a combined Fair horse racing meeting pursuant to the California Food and Agricultural Code Section 4058 and Business and Professions Code Section 19549.1 ff. This agreement is effective April 4, 2017 and will remain in effect until a participating Fair gives notice in writing to the California Authority of Racing Fairs (CARF) that withdraws from their participation. These Fairs designate CARF to act on their behalf to conduct the combined Fair horse racing meeting.



Jerome Hoban  
Alameda County Fair

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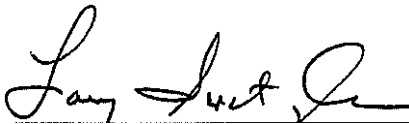
Lauri King  
The Big Fresno Fair



Rick Pickering  
California State Fair

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Andy Titus  
Humboldt County Fair

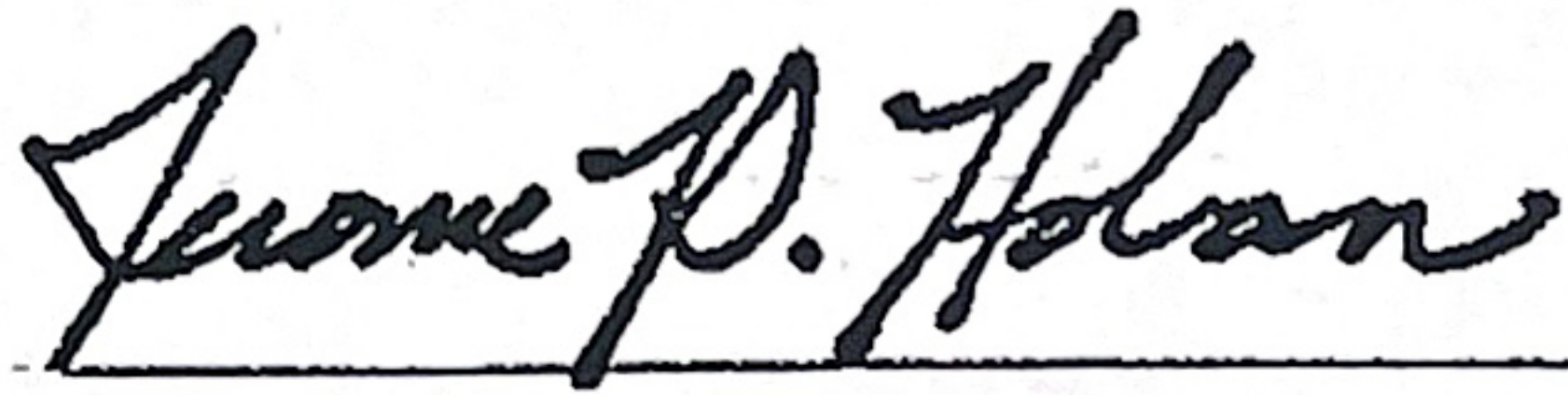


Larry Swartzlander  
California Authority of Racing Fairs

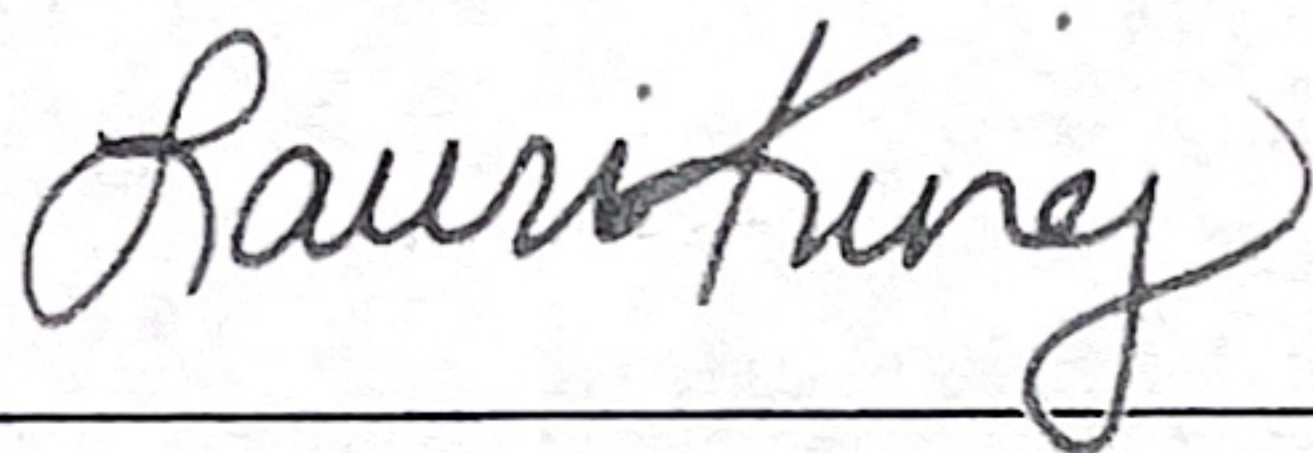
-AGREEMENT-  
COMBINED FAIR HORSE RACING MEETING

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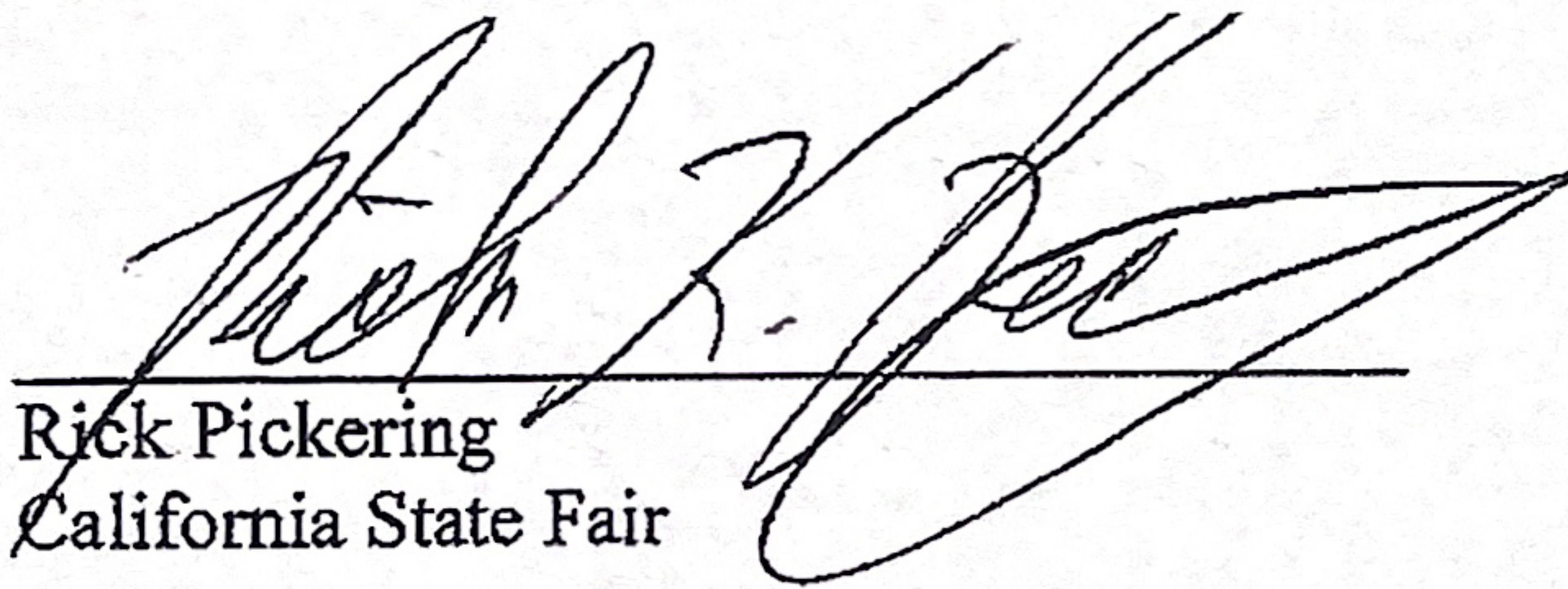
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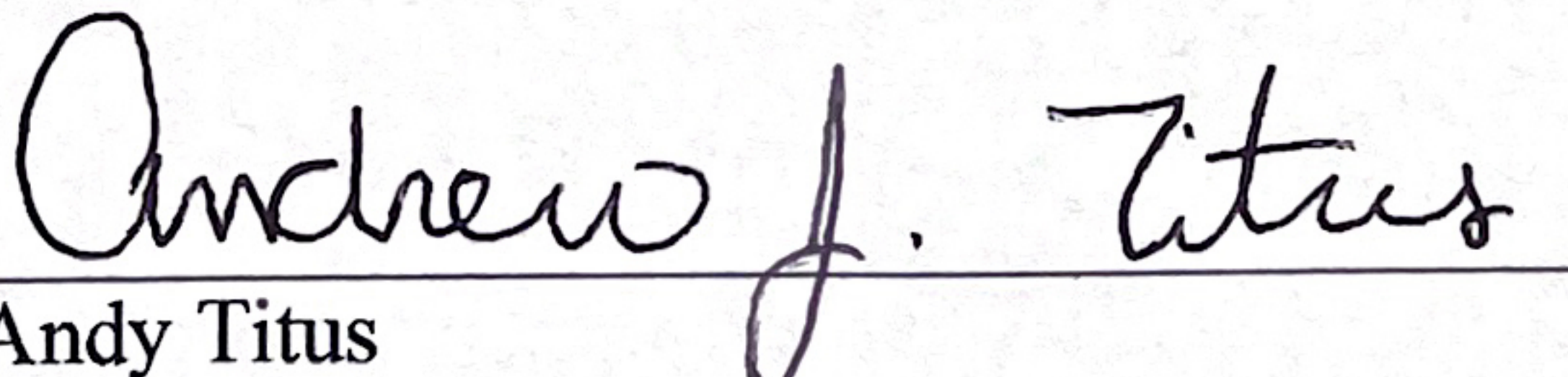
Jerome Hoban  
Alameda County Fair



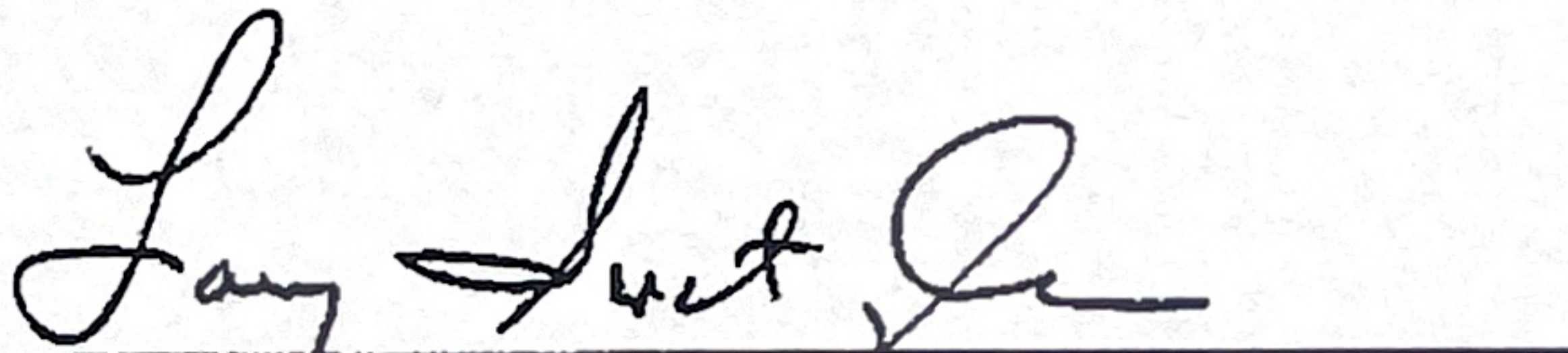
Lauri King  
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Humboldt County Fair



Larry Swartzlander  
California Authority of Racing Fairs

CALIFORNIA HORSE RACING BOARD

March 17, 2022

REGULAR BOARD MEETING

**There is no board package material for Item 12**

CALIFORNIA HORSE RACING BOARD

March 17, 2022

REGULAR BOARD MEETING

**There is no board package material for Item 13**

CALIFORNIA HORSE RACING BOARD

March 17, 2022

REGULAR BOARD MEETING

**There is no board package material for Item 14**