

MINUTES
WV RACING COMMISSION MEETING
WV LOTTERY CONFERENCE ROOM
Tuesday, August 25, 2009, 9:00 a.m.

The Racing Commission meeting was called to order at 9:00 a.m. by Chairman Joe Smith. Present were his fellow commission members Greg McDermott and Jack Rossi. Present also were Executive Secretary Linda Rutledge, Racing Specialist Sherry Dorsey, Deputy Attorney General Kelli Talbott and Assistant Deputy Attorney General Anthony Eates and Deputy General Counsel for Department of Revenue Kathy Lawson. (See sign in sheet for other attendees)

1. Approval of July 15, 2009 minutes

Upon motion duly made, seconded and carried the minutes from the July 15, 2009 minutes were approved.

2. Double Loading Rule
Requires a Rule Change

Kelli Talbott explained that "Double Loading" would take a rule change through the rule making process. Chairman Smith asked Deputy Attorney General Kelli Talbott to draft proposed legislation to require "Double Loading" as it is believed that "Double Loading" cuts down on the total amount of time that horses are in the starting gate; thus, improving safety for horses and jockeys. Attorney Talbott will present the proposed legislation at the September 28, 2009 meeting.

3. Mountaineer Racetrack requests – Rose Mary Williams

Rosemary Williams, Director of Racing, Mountaineer Racetrack was present and made the following requests:

a. Request permission to implement wagering on the "Super Five"
The request would take a rule change through the rule making process.

b. Request permission to implement wagering on the "123 racing"
Because all 123 racing pools will be hosted on the Philadelphia Park system, there is a need to execute an addendum to the existing simulcast agreement with Philadelphia Park, adding the 123 racing pools.

Upon motion duly made, seconded and carried the Racing Commission approved wagering on the "123 racing."

4. Distribution of 10-10-10 Funds – State Breeder Awards

Deputy Attorney General Kelly Talbott gave a brief summary of the 10-10-10 State Breeder Awards.

Rule 71.1 states a bona fide resident means a person who maintains a permanent residence within the State of West Virginia, with the intent of remaining in the state, and, for the purpose of qualifying for the awards in West Virginia Code, 19-23-13.

