

a California joint powers agency

1776 Tribute Road, Suite 150 Sacramento, CA 95815 Office: 916.263.3346 Fax: 916.263.3341 www.calfairs.com

# NOTICE CALIFORNIA AUTHORITY OF RACING FAIRS BOARD OF DIRECTORS & LIVE RACING COMMITTEE CONCURRENT MEETING JEROME HOBAN, CHAIR 11:00 A.M., THURSDAY, OCTOBER 5, 2023

Notice is hereby given that a meeting of the California Authority of Racing Fairs Board of Directors and Live Racing Committee will commence at 11:00 A.M., Thursday, October 5, 2023. The meeting will be held via teleconference originating at the Big Fresno Fair Grandstand, 1121 S. Chance Ave., Fresno, CA 93702.

CARF will provide a teleconference option for its upcoming public meeting. Public and members of the California Authority of Racing Fairs Board of Directors and Live Racing Committee may participate via teleconference.

Dial-In Number: 1-669-900-6833 Meeting ID: 896 6725 7052 Access Code: 638988

## Zoom Link:

https://us06web.zoom.us/j/89667257052

Alameda County Fair 4501 Pleasanton Ave. Pleasanton, CA 94566

Antelope Valley Fair 2551 West Ave. H, Suite 102 Lancaster, CA 93536

Big Fresno Fair 1121 S. Chance Ave. Fresno, CA 93702

California Department of Food & Ag 1220 N Street Sacramento, CA 95814 California State Fair & Exposition 1600 Exposition Blvd. Sacramento, CA 95815

Monterey County Fair 2004 Fairground Road Monterey, CA 93940

San Mateo Event Center 2495 S. Delaware Street San Mateo, CA 94403

Solano County Fair 900 Fairgrounds Drive Vallejo, CA 94589



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# AGENDA CALIFORNIA AUTHORITY OF RACING FAIRS BOARD OF DIRECTORS & LIVE RACING COMMITTEE CONCURRENT MEETING JEROME HOBAN, CHAIR 11:00 A.M., THURSDAY, OCTOBER 5, 2023

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#### **AGENDA**

- I. Date, Time and Location of Next Meeting: November 7, 2023 via teleconference.
- II. Public Comment.
- III. Closed Session: Conference with Legal Counsel Anticipated Litigation.
- IV. Approval of Board of Directors Meeting Minutes from April 4, May 2 and July 19, 2023.
- V. Approval of Live Racing Committee Meeting Minutes from August 3, 2023.
- VI. Report, Discussion and Action, if any, on Agency Bylaws.
- VII. Report, Discussion and Action, if any, on Legislative Program.
- VIII. Report, Discussion and Action, if any, on Calypso Challenge.
  - IX. Financials.
  - X. Report, Discussion and Action, if any, on Racing Calendar and Live Racing Operations.
  - XI. Executive Director's Report.

## CALIFORNIA AUTHORITY OF RACING FAIRS

## Board of Directors & Live Racing Committee Concurrent Meeting Tuesday, April 4, 2023

### **MINUTES**

A concurrent meeting of the California Authority of Racing Fairs (CARF) Board of Directors and Live Racing Committee was held at 11:00 A.M., Tuesday, April 4, 2023. The meeting was held via teleconference originating at the CARF office, 1776 Tribute Road, Sacramento, CA 95815.

CARF Board Directors joining by conference call: Stephen Hales, Dan Jacobs, Lauri King, Tom Martinez, Dana Stoehr and Kelly Violini.

CARF Live Racing Committee members joining by conference call: Lauri King and Tom Martinez.

Staff and Guests participating via conference call: Larry Swartzlander, Tom Doutrich, Heather Haviland, Juliana Gomes, Raechelle Gibbons, Ann Grottveit, Cody Boyles, Matt Cranford, Bill Nader, Angel Moore, Jeanne Wasserman, Greg Gomes, Tag Wotherspoon and Stacey Lapham.

**Agenda Item 1 – Date, Time and Location of Next Meeting:** The next CARF Board of Directors and Live Racing Committee meetings will be held Tuesday, May 2, 2023 via teleconference.

Agenda Item 2 – Public Comment. None.

Agenda Item 3 – Closed Session: Conference with Legal Counsel – Anticipated Litigation. Item deferred.

**Agenda Item 4 – Approval of Live Racing Committee Meeting Minutes from February 28, 2023. {ACTION}** Ms. King moved to approve the February 28, 2023 CARF Live Racing Committee meeting minutes as presented. Mr. Hales seconded, unanimously approved.

Agenda Item 5 – Approval of Board of Director's Meeting Minutes from March 14, 2023. {ACTION} Ms. King moved to approve the March 14, 2023 CARF Board of Directors & Live Racing Committee concurrent meeting minutes as presented. Mr. Hales seconded, unanimously approved.

**Agenda Item 6 – Report, Discussion and Action, if any, on Legislative Program.** Mr. Boyles reported that the members of the legislature are on spring break this week and back in their home districts for constituent services and local meetings, but will reconvene April 10.

April 28 is the deadline for policy committees to hear and report on fiscal bills introduced in their house of origin. The last day for non-fiscal bills to be heard in committee is May 5. The CARF-sponsored spot bill, AB 1074 (Alanis) was referred to the Committee on Governmental Organization and will be heard April 26. The bill will subsequently be amended prior to being reviewed by the Senate Appropriations Committee and any language changes will be shared at the next meeting.

Agenda Item 7 – Report, Discussion and Action, if any, on Fantasy Sports. Mr. Swartzlander reported that the CARF Finance Committee met to review the BetMakers' Global Tote agreement. That document is currently undergoing minor changes and will be brought back to the Finance Committee for final approval and recommendation to the full Board.

Mr. Swartzlander reported that one major change to the tote agreement is that no hardware will be installed initially at the satellites and all contest entries will be made via the Internet. Mr. Swartzlander feels this change is a net positive and will help facilitate the Beta test in June and full rollout August 1.

**Agenda Item 8 – Financials.** Ms. Gibbons presented the financials provided in the meeting packet. Mr. Martinez called for questions; no questions at this time.

Ms. Gibbons reported that the field work for CARF's 2022 audit is scheduled for May 1-5, 2023.

**Agenda Item 9 – Report, Discussion and Action, if any on Live Racing Operations.** Mr. Swartzlander reported on three areas specific to live racing operations:

<u>CHRB License Applications:</u> Mr. Swartzlander welcomed Bill Nader, President & CEO of the Thoroughbred Owners of California (TOC). Mr. Swartzlander reported that CARF's purse structure, stakes schedule and incentives are being reviewed by the TOC and a meeting of TOC staff and representatives will be convened next week to discuss the package.

Mr. Swartzlander stated that the Pleasanton California Horse Racing Board (CHRB) license to conduct racing will be heard May 18 in Sacramento and the Cal Expo license will be heard June 15 in Pleasanton.

<u>Horse Recruitment:</u> Mr. Doutrich stated that he had a successful recruitment trip at Turf Paradise in Arizona. The decision of Arizona Downs management to not race this summer has created an opportunity for 6-7 trainers with 70-100 horses to join the CARF circuit. Stall applications are due April 15.

Other: Mr. Swartzlander reported that Golden Gate Fields (GGF) has officially announced that they will close the stabling area this summer through the first week of Santa Rosa, necessitating a stabling agreement between CARF and Santa Rosa.

Bill Nader greeted the group and added that TOC has reached out to GGF to explore the possibility of them opening for stabling earlier, if possible, to accommodate the Santa Rosa meet.

**Agenda Item 10 – Executive Director's Report.** No report.

Respectfully submitted, Heather Haviland

## CALIFORNIA AUTHORITY OF RACING FAIRS

## Board of Directors & Live Racing Committee Concurrent Meeting Tuesday, May 2, 2023

## **MINUTES**

A concurrent meeting of the California Authority of Racing Fairs (CARF) Board of Directors and Live Racing Committee was held at 11:00 A.M., Tuesday, May 2, 2023. The meeting was held via teleconference originating at the CARF office, 1776 Tribute Road, Sacramento, CA 95815.

CARF Board Directors joining by conference call: Jerome Hoban, Tom Martinez, and Kelly Violini.

CARF Live Racing Committee members joining by conference call: Greg Gomes, Jerome Hoban and Tom Martinez.

Staff and Guests participating via conference call: Larry Swartzlander, Heather Haviland, Juliana Gomes, Raechelle Gibbons, Ann Grottveit, Cody Boyles, Matt Cranford, Jeanne Wasserman, Tiffany Loushin, Greg Gomes, James Morgan, Allen Aldrich, Ruben Gastello and Stacey Lapham.

Agenda Item 1 – Date, Time and Location of Next Meeting: TBD.

**Agenda Item 2 – Public Comment.** None.

Agenda Item 3 – Closed Session: Conference with Legal Counsel – Anticipated Litigation. Item deferred to follow Agenda Item 9. Mr. Hoban reported that the group heard from legal counsel and no action was taken.

Agenda Item 4 – Approval of Board of Directors Meeting Minutes from April 4, 2023. No quorum. Item deferred.

Agenda Item 5 – Report, Discussion and Action, if any, on Legislative Program. Mr. Boyles reported that the CARF-sponsored spot bill, AB 1074 (Alanis), passed out of the Senate G.O. Committee unanimously and was amended in preparation for review by the Senate Appropriations Committee. The bill, as it currently reads, allows Stanislaus County Fair to open a satellite wagering facility off the fairgrounds, but within the boundaries of the fair 20-mile radius, in the same manner as Kern and Shasta Counties. Mr. Boyles stated that June 2 is the deadline for bills to pass from their house of origin.

Agenda Item 6 – Report, Discussion and Action, if any, on Fantasy Sports. Mr. Swartzlander reported he has received the final BetMakers' Global Tote and Pegasus Communications agreements, the details of which are still under legal review. Mr. Swartzlander stated that he will keep the Board informed regarding dates for the Beta and full rollout.

**Agenda Item 7 – Financials.** Ms. Gibbons stated that financials through March 31, 2023 are included in the meeting packet and that CARF is currently undergoing fieldwork for the 2022 organizational audit. Mr. Hoban called for questions; no questions at this time.

**Agenda Item 9 – Report, Discussion and Action, if any on Live Racing Operations.** Mr. Swartzlander reported on two areas specific to live racing operations:

CHRB License Applications & Horsemen's Agreements: Mr. Swartzlander stated that the Pleasanton California Horse Racing Board (CHRB) license to conduct racing will be heard May 18 in Sacramento and the Cal Expo license will be heard June 15 in Pleasanton. The outstanding items are minimal and scheduled to be received by the application hearing. The first draft of the Ferndale license is due for CHRB staff review on May 18.

<u>Auxiliary Stabling:</u> Mr. Swartzlander stated that Golden Gate Fields has not determined an opening date for training, leaving auxiliary stabling at Santa Rosa in question.

**Agenda Item 9 – Executive Director's Report.** Mr. Swartzlander reported that he has received clearance for another year regarding any corrective heart surgery.

Mr. Swartzlander stated that he is travelling to Southern California for meetings regarding Calypso Challenge and to attend a Kentucky Derby party, he and Mr. Doutrich will be travelling to Ferndale for a Jockey Club event and his Kentucky Derby pick is Angel of Empire.

Respectfully submitted, Heather Haviland

## CALIFORNIA AUTHORITY OF RACING FAIRS

## Board of Directors & Live Racing Committee Concurrent Special Meeting Wednesday, July 19, 2023

### **MINUTES**

A concurrent special meeting of the California Authority of Racing Fairs (CARF) Board of Directors and Live Racing Committee was held at 11:00 A.M., Wednesday, July 19, 2023. The meeting was held via teleconference originating at the CARF office, 1776 Tribute Road, Sacramento, CA 95815.

CARF Board Directors joining by conference call: Stephen Hales, Dan Jacobs, Tom Martinez and Dana Stoehr.

CARF Live Racing Committee members joining by conference call: Tom Martinez.

Staff and Guests participating via conference call: Larry Swartzlander, Heather Haviland, Juliana Gomes, Raechelle Gibbons, Ann Grottveit, Cody Boyles, Mike Francesconi, Matt Cranford, Bill Nader, Wayne Atwell, Ruben Gastelo, Jeanne Wasserman, Johnny Taboada, Larry Odbert, Michael Haake, Ramon Silva, Angel Moore, Becky Bartling, Blaine Wright, John Tipton, Ed Moger, Mark Harmon, Jordyn Egan, Allen Aldrich, Jim Morgan, Duane Martin, Richard Rosenberg, Stephanie Wedge Rockeford, Matt Dohman, Justin Oldfield, Tom McCarthy, Eddie Rich, 707-496-8841, 650-222-8152, 209-576-0629, 209-759-3315, 415-760-8090, 415-307-4723, 510-847-1819, 909-570-1378, 323-353-2030, 650-218-2688, 510-812-9277, 650-302-4609, 707-975-3853, 707-320-3382, 707-326-2361, 925-297-9590, 714-820-2722, 762-200-2463, 707-443-3158, 510-331-9343, 626-216-6595, 859-221-9895, 925-462-8428, 510-375-7333, 925-339-2727, 310-869-1919, 650-274-1069, 415-517-1350, 619-609-8761, 925-785-6868, 650-222-4704 and 408-483-4519.

**Agenda Item 1 – Date, Time and Location of Next Meeting:** TBD via teleconference.

**Agenda Item 2 – Public Comment.** Item deferred to after Agenda Item 5. Mr. Martinez opened closed session by expressing his concern and condolences for the horsemen, backstretch workers and employees affected by the announcement of Golden Gate Fields anticipated closure.

Mr. Swartzlander asked all speakers to please identify themselves and to provide comments only, as questions will not be answered at this time.

Bill Nader, President and CEO, Thoroughbred Owners of California (TOC): Mr. Nader stated that he listened intently to what has been said and feels that we are all rowing in the same boat trying to formulate what might be options for the industry to consider collectively,

understanding the many stakeholders and people affected. Mr. Nader stated that as industry discussion continues and questions are answered, TOC will be able to form a position.

Doug Burge, President, California Thoroughbred Breeders Association (CTBA): Mr. Burge stated that his organization represents breeders throughout California and that 60% of horses that race in Northern California are Cal-Breds. CTBA supports the expanded calendar CARF has presented and will back efforts that give horsemen confidence that they can breed in California, buy and sell in California sales and feel assured that racing will continue in Northern California.

Blaine Wright, Trainer: Mr. Wright stated that he and Tim McCanna are Washington-based horsemen and that the closure of smaller tracks in Washington, for reasons similar to what California is now facing, have resulted in decimating the racing and breeding industry, resulting in foal crops of 200 horses annually. Mr. Wright stated that he will support the efforts being made to continue racing in Northern California and believes that consolidating racing to the larger tracks in Southern California could have similar long-term effects to what has occurred in Washington.

Jim Morgan, member of the public: Mr. Morgan applauded CARF's efforts and supports retaining and protecting host status in Northern California, thereby seizing the opportunity to enhance purses, undertake capital improvements and establish economic viability in Northern California.

Justin Oldfield, Northern California Breeder and Farm Owner: Mr. Oldfield thanked CARF for addressing the Golden Gate Fields announcement so quicky and wanted to echo Mr. Burge's comments regarding the California breeding program and protecting the viability of raising foals in Northern California. Mr. Oldfield supports CARF efforts to race year-round in Northern California, but stressed coming to a resolution as quickly as possible to give owners of breeding stock time to make the necessary decisions depending on the outcome of the 2024 Northern California racing calendar.

Michael Haake, representative Local 280: Mr. Haake expressed support of retaining year-round racing in Northern California on behalf of mutuel employees and supports the Sonoma County Fair rejoining CARF.

Agenda Item 3 – Closed Session: Conference with Legal Counsel – Anticipated Litigation. Mr. Martinez reported that the CARF Board of Directors heard legal counsel related to the anticipated closure of Golden Gate Fields in closed session; no action taken.

Agenda Item 4 – Report, Discussion and Action, if any, on Stabling and Racing Transition from Golden Gate Fields. Mr. Swartzlander referred to a point paper he circulated to the Board and public titled, "DRAFT CARF Position on 2024 Racing Program." CARF's

initial reaction to The Stronach Group's (TSG) announcement of their intent to permanently close Golden Gate Fields and cease racing in Northern California is that CARF will need to establish a base of operations to continue year-round racing in the Northern zone. Mr. Swartzlander feels it is essential for Golden Gate Fields to stay open through June 2024 to give horsemen sufficient time to relocate their families and horses while giving CARF the opportunity to begin establishing a hub for year-round racing operations. Mr. Swartzlander stated TSG's announcement is recent and leaves almost all questions unanswered. He asked for the public's patience while CARF staff tries to ascertain more information to formulate a path forward for the horsemen, backstretch workers, track employees, vendors, and fans.

**Agenda Item 5 – Report, Discussion and Action, if any, on Fantasy Sports.** Mr. Swartzlander reported that CARF staff continues to move forward in updating the legal opinion regarding the legality of fantasy contests in California.

**Agenda Item 6 – Executive Director's Report.** No report.

Respectfully submitted, Heather Haviland

## CALIFORNIA AUTHORITY OF RACING FAIRS Live Racing Committee Meeting Thursday, August 3, 2023

## **MINUTES**

A meeting of the California Authority of Racing Fairs (CARF) Live Racing Committee was held at 1:00 P.M., Thursday, August 3, 2023. The meeting was held via teleconference originating at the CARF office, 1776 Tribute Road, Sacramento, CA 95815.

CARF Live Racing Committee members joining by conference call: Christina Estrada, Greg Gomes, Jerome Hoban and Tom Martinez.

Staff and Guests participating via conference call: Dana Stoehr, Kelly Violini, Larry Swartzlander, Heather Haviland, Juliana Gomes, Raechelle Gibbons, Ann Grottveit, Louie Brown, Cody Boyles, Mike Francesconi, Matt Cranford, Angel Moore, Jeanne Wasserman, Terry Gonsalvez, Ruben Gastelo, Dan Ross, Anne P., Steve Anderson, Jake, Michael, Bill Patterson, Richard Lewis, Marielena Rodriguez, Jorge, Allen Aldrich and Ellis Davis.

**Agenda Item 1 – Date, Time and Location of Next Meeting:** The date and time of the next CARF Board of Directors and Live Racing Committee meeting is TBD via teleconference.

**Agenda Item 2 – Public Comment.** None.

Agenda Item 3 – Closed Session: Conference with Legal Counsel – Anticipated Litigation. Mr. Martinez reported that the CARF Live Racing Commmittee heard legal advice regarding anticipated litigation that could arise from the closure of Golden Gate Fields; no action taken.

Agenda Item 4 – Report, Discussion and Action, if any, on 2024 Live Racing Calendar and Live Racing Operations. Mr. Hoban reported that CARF staff is exploring all options and talking to all interested parties to create a successful 2024 racing season in light of the closure of Golden Gate Fields.

Respectfully submitted, Heather Haviland

## CARF Comprehensive Report 9/15/2023

VII.

AB 224 (Aguiar-Curry D) Gaming Policy Advisory Committee.

Current Text: Introduced: 1/10/2023 <a href="https://html.pdf">html</a> <a href="pdf">pdf</a>

**Introduced:** 1/10/2023

Status: 8/17/2023-From Consent Calendar. Ordered to inactive file at the request of Senator McGuire.

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**Summary:** Current law requires the California Gambling Control Commission to establish a 10-member Gaming Policy Advisory Committee composed of representatives of controlled gambling licensees and members of the general public in equal numbers. Current law requires the executive director of the commission to convene the committee, from time to time, for the purpose of discussing matters of controlled gambling regulatory policy and any other relevant gambling-related issue. This bill would increase the membership of the committee from 10 to 12 members and would require the additional members to include one representative of academia who possesses knowledge on matters related to gaming and one representative from the bureau. The bill would require the executive director to convene the committee at least twice every calendar year, rather than from time to time.

OrganizationPositionPriorityAssignedSubjectCARFWatch

AB 341 (Ramos D) Gambling: local moratorium.

Current Text: Chaptered: 5/22/2023 <a href="httml">httml</a> <a href="pdf">pdf</a>

**Introduced:** 1/30/2023

Status: 5/22/2023-Approved by the Governor. Chaptered by Secretary of State - Chapter 8, Statutes

of 2023.

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**Summary:** Current law requires the Department of Justice to investigate any violations of, and to enforce, the Gambling Control Act. Under the act, a city, county, or city and county may authorize controlled gambling consistent with state law. Current law, however, prohibits an ordinance that would result in an expansion of gambling in the city, county, or city and county from being valid unless the amendment is approved by a majority of the voters. Current law requires an amendment to a city or county ordinance relating to a gambling establishment or the act to be submitted to the department for review and comment before the ordinance is adopted by the city or county. Prior law, until January 1, 2023, prohibited the commission from issuing a gambling license for a gambling establishment that was not licensed to operate on December 31, 1999, except as specified. This bill would reenact that prohibition until January 1, 2043, and would prohibit the commission from issuing a gambling license for a gambling establishment that was not licensed to operate on December 31, 2022, and that is pending before the commission as of January 1, 2024.

OrganizationPositionPriorityAssignedSubjectCARFWatch

AB 498 (Aguiar-Curry D) Tribal gaming: compact ratification.

Current Text: Chaptered: 5/22/2023 <a href="html">html</a> <a href="pdf">pdf</a>

**Introduced: 2/7/2023** 

Status: 5/22/2023-Approved by the Governor. Chaptered by Secretary of State - Chapter 9, Statutes

of 2023.

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**Summary:** Would ratify the tribal-state gaming compact entered into between the State of California and the Federated Indians of Graton Rancheria, executed on March 9, 2023. The bill would provide that, in deference to tribal sovereignty, certain actions related to this compact are not projects for purposes of CEQA. This bill would declare that it is to take effect immediately as an urgency statute.

**Organization Position Priority Assigned Subject**CARF Watch

AB 854 (Ramos D) Tribal gaming: compact ratification.

Current Text: Enrollment: 9/13/2023 html pdf

**Introduced:** 2/14/2023

Status: 9/13/2023-Enrolled and presented to the Governor at 3 p.m.

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**Summary:** Would ratify the tribal-state gaming compact entered into between the State of California and the Redding Rancheria, California, executed on March 30, 2023. The bill would provide that, in deference to tribal sovereignty, certain actions related to this compact are not projects for purposes of the California Environmental Quality Act (CEQA).

Organization Position Priority Assigned Subject

CARF Watch

AB 1074 (Alanis R) Horse racing.

Current Text: Enrollment: 9/14/2023 <a href="https://html">html</a> <a href="pdf">pdf</a>

**Introduced:** 2/15/2023

**Status:** 9/14/2023-Re-referred to Com. on G.O. pursuant to Assembly Rule 77.2. Joint Rule 62(a), file notice suspended. From committee: That the Senate amendments be concurred in. (Ayes 18. Noes 0.)

(September 14). Senate amendments concurred in. To Engrossing and Enrolling.

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Summary: The Horse Racing law authorizes the California Horse Racing Board to issue a license to an association or a fair to conduct a horse racing meeting in accordance with its provisions at the track specified in the written application, as specified. Under the Horse Racing Law, the board may allocate racing weeks to an applicant, subject to specified limitations, and specify the racing days, dates, and hours for horse racing meetings that will be in the public interest and will subserve the purposes of that law. The Horse Racing Law requires the board to make allocations of racing weeks as it deems appropriate and specifies the maximum number of racing weeks that may be allocated for horse racing other than at fairs, including, for thoroughbred racing, a maximum of 44 weeks per year of racing weeks in the northern zone and a maximum of 49 weeks per year in the combined central and southern zones. If the board does not license a thoroughbred race meet to be conducted by a racing association at a racetrack located in a specified location in the northern zone after July 1, 2024, this bill would deem a thoroughbred racing association, or racing fair, licensed to meet in the southern or central zone to be operating in the northern zone during certain racing weeks for the purpose of conducting all permissible forms of wagering in the northern zone and making and receiving required distributions from those wagers. The bill would require mandatory distributions to be made in accordance with requirements applicable to the northern zone, as specified, and would require amounts generated for purses and commissions to be distributed in accordance with prescribed requirements.

Organization Position Priority Assigned Subject

CARF Sponsor

**Notes:** 9.11.2023 CARF letter to Author 7.13.2023 CARF letter to SEN Approps 6.16.2023 CARF letter to SEN GO 4.25.2023 CARF letter to ASM GO 3.9.2023 CARF letter to ASM GO

#### AB 1271 (Gipson D) Gambling Control Act: licenses.

Current Text: Enrolled: 9/14/2023 <a href="https://doi.org/10.1007/jhtml">httml</a> <a href="pdf">pdf</a>

**Introduced:** 2/16/2023

Status: 9/12/2023-Assembly Rule 77 suspended. Senate amendments concurred in. To Engrossing and

Enrolling. (Ayes 80. Noes 0.).

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Summary: Current law requires a person who deals, operates, carries on, conducts, maintains, or exposes for play any controlled game in this state, or who receives any compensation or reward, or any percentage or share of the money or property played, for keeping, running, or carrying on any controlled game in this state, to apply for and obtain a valid state gambling license, key employee license, or work permit. Current law provides that an owner of a gambling enterprise is known as the owner-licensee. Under existing law, other persons who also obtain a state gambling license do not receive a separate license certificate, but instead the license of those persons are endorsed on the license certificate that is issued to the owner-licensee. Under current law, a key employee license entitles the holder to work as a key employee in any key employee position at any gambling establishment, provided that the key employee terminates employment with one gambling establishment before commencing work for another. Current law also authorizes a key employee with a valid personal portable license to work as a key employee in any key employee position in more than one gambling establishment and requires the commission to establish a program for portable personal licenses for key employees. This bill would repeal those provisions relating to key employees working at different gambling establishments, would authorize the commission to adopt regulations to waive any application requirement for an applicant who already possesses a license in good standing, and would require the commission to adopt regulations, as specified, implementing a new owner license that allows for a person or entity to be endorsed on the license certificate of multiple gambling enterprises.

Organization Position Priority Assigned Subject

CARF Watch

## AB 1768 (Committee on Governmental Organization) Horse racing: out-of-state thoroughbred races:

Pegasus World Cup.

Current Text: Introduced: 3/22/2023 <a href="https://html.pdf">html</a> <a href="pdf">pdf</a>

**Introduced:** 3/22/2023

**Status:** 9/12/2023-Ordered to inactive file at the request of Senator Dodd.

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**Summary:** Under the Horse Racing Law, the total number of thoroughbred races imported by associations or fairs on a statewide basis under these provisions are required to not exceed 50 per day on days when live thoroughbred or fair racing is being conducted in the state, with the exception of prescribed races. This bill would exempt from the 50 imported race per day limitation, races imported that are part of the race card of the Pegasus World Cup.

Organization Position Priority Assigned Subject

CARF Watch

## **SB 74** (Dodd D) State entities: state-owned or state-issued devices: social media platforms.

Current Text: Amended: 8/17/2023 <a href="https://html.pdf">html</a> <a href="pdf">pdf</a>

**Introduced:** 1/11/2023

**Status:** 9/6/2023-Ordered to inactive file on request of Assembly Member Bryan.

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**Summary:** Would require state agencies, when implementing social media and cybersecurity policies pursuant to the Statewide Information Management Manual and authorizing any agency installation or download of an application for a particular social media platform on a state-issued or state-owned electronic device for an official state purpose, to adopt risk mitigation strategies tailored to risks posed by that social media platform, as specified. For purposes of adopting these risk mitigation strategies, the bill would specify that there is a rebuttable presumption that a state agency shall prohibit installation or download on that agency's state-issued or state-owned electronic devices of any application for a social media platform to which any of specified conditions apply, and would specify how that rebuttable presumption may be overcome by the state agency. The bill would define various terms for these purposes. The bill would declare that it is to take effect immediately as an urgency statute.

Organization Position Priority Assigned Subject

CARF Watch

#### SB 411 (Portantino D) Open meetings: teleconferences: neighborhood councils.

Current Text: Enrollment: 9/11/2023 <a href="https://html.pdf">html</a> <a href="pdf">pdf</a>

**Introduced:** 2/9/2023

**Status:** 9/11/2023-Enrolled and presented to the Governor at 3 p.m.

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**Summary:** Would, until January 1, 2026, authorize an eligible legislative body to use alternate teleconferencing provisions related to notice, agenda, and public participation, as prescribed, if the city council has adopted an authorizing resolution and 2/3 of an eligible legislative body votes to use the alternate teleconferencing provisions. The bill would define "eligible legislative body" for this purpose to mean a neighborhood council that is an advisory body with the purpose to promote more citizen participation in government and make government more responsive to local needs that is established pursuant to the charter of a city with a population of more than 3,000,000 people that is subject to the act. The bill would require an eligible legislative body authorized under the bill to provide publicly accessible physical locations for public participation, as prescribed. The bill would also require that at least a quorum of the members of the neighborhood council participate from locations within the boundaries of the city in which the neighborhood council is established. The bill would require that, at least once per year, at least a quorum of the members of the eligible legislative body participate in person from a singular physical location that is open to the public and within the boundaries of the eligible legislative body.

Organization Position Priority Assigned Subject

CARF Watch

## SB 416 (Laird D) State agencies: building and renovation projects: LEED certification.

Current Text: Enrolled: 9/14/2023 <a href="https://doi.org/10.2007/html">httml</a> <a href="pdf">pdf</a>

**Introduced:** 2/9/2023

**Status:** 9/12/2023-Assembly amendments concurred in. (Ayes 35. Noes 0.) Ordered to engrossing and

enrolling.

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**Summary:** Would require all new building and major renovation projects larger than 10,000 gross square feet undertaken by state agencies, and for which the project schematic design documents are initiated by the state agency on or after January 1, 2024, to obtain the Leadership in Energy and Environmental Design or "LEED" Gold or higher certification, except as provided. The bill would instead require the state agency to obtain LEED Silver certification if the state agency concerned makes a finding that achieving LEED Gold conflicts with critical operational or security requirements, is demonstrably cost ineffective, or conflicts with California Building Code requirements. The bill would authorize certification to an alternative equivalent or higher rating system or standard, if any, only when approved by the Director of General Services.

Organization Position Priority Assigned Subject

CARF Watch

SB 624 (Alvarado-Gil D) Horse racing: state-designated fairs: allocation of revenues: gross receipts for sales and use tax.

Current Text: Amended: 6/26/2023 <a href="https://html">httml</a> <a href="pdf">pdf</a>

Introduced: 2/16/2023

Status: 7/10/2023-July 10 set for first hearing. Placed on REV. & TAX. suspense file. July 10 hearing.

Held in committee and under submission.

Watch

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**Summary:** Current law requires a tax return filed with the California Department of Tax and Fee Administration (CDTFA) that reports gross receipts for sales and use tax purposes to segregate the gross receipts of the seller and the sales price of the property on a line or a separate form when the place of sale in this state or for use in this state is on or within the real property of a state-designated fair, as defined, or any real property of a state-designated fair that is leased to another party. Current law requires, on or before November 1 of each year, the CDTFA to report to the Department of Finance the amount of the total gross receipts segregated on these tax returns for the prior fiscal year, and that 3/4 of 1% of the total gross receipts be included in the next annual Governor's Budget for use by the Department of Food and Agriculture for allocation to fairs and that those funds be transferred by the Controller to the Fair and Exposition Fund, which is continuously appropriated, as prescribed. Existing law provides that certain revenues deposited into the Fair and Exposition Fund are appropriated without regard to fiscal years for allocation by the Secretary of Food and Agriculture for capital outlay to California fairs, as specified. This bill would increase the amount of the total gross receipts required to be included in the next annual Governor's Budget for use by the Department of Food and Agriculture and transferred to the Fair and Exposition Fund, as specified, from 3/4 of 1% to 3.5%. From the funds subject to allocation by the Secretary of Food and Agriculture for capital outlay to California fairs, which the bill would increase by adding this 3.5% gross receipts transfer, the bill would require, each fiscal year, the sum of \$2,500,000, or an amount equal to 5% of the fund, whichever is greater, to be paid to the department for purposes of providing administrative services to fairs, as specified.

Organization Position Priority Assigned Subject

Total Measures: 11 Total Tracking Forms: 11

**CARF** 



## CALIFORNIA AUTHORITY OF RACING FAIRS STATEMENT OF NET POSITION August 31, 2023

ASSETS	CURRENT YTD 08/31/23	PRIOR YTD 08/31/22
Cash - LAIF & Investments	207,664	200,273
Cash - Operating/Money Market	418,924	392,208
Cash - Trust	1,738,187	2,555,889
CHECKING - PPP PMB	0	0
Marketable Securities	0	0
A/R - Member Dues	26,265	101,592
A/R - Programs South	0	0
A/R - Racing Fairs & Settlements	3,000,735	2,837,508
A/R - Other Receivables CMC,DRF,GGF	182,707	327,675
RECEIVABLE FROM HORSEMEN UNSECURED	0	0
Prepaids/Deposits	37,686	30,263
OPEB Assets	525,379	601,917
Total Current Assets	6,137,548	7,047,326
Fixed Assets	004.040	004.040
AUTOMOBILE	204,018	204,018
FURNITURE & EQUIPMENT	0	0
COMPUTER HARDWARE/SOFTWARE	3,378	4,906
SIMULCAST EQUIPMENT	0	0
PRINTING EQUIPMENT	(152,018)	(37,835)
TRACK EQUIPMENT Total Fixed Assets (Net of Depr.)	(152,016)	, ,
TOTAL ASSETS	6,192,925	171,089 7,218,415
DEFERRED OUTFLOWS - OPEB	119,459	0
DEFERRED OUTFLOWS - OF EB DEFERRED OUTFLOWS - PENSION GASB68	504,448	153,882
TOTAL ASSETS	6,816,832	7,372,297
LIABILITIES		<u> </u>
A/P & Withholdings	625,544	546,482
Compensated Leave Accruals	57,757	62,856
A/P - Program Royalties to Host	0	0
PPP LOAN	0	0
Racing Distributions	4,757,980	5,052,013
Purses	(1,945,273)	(1,390,177)
AB460 1%/RTM	(59,331)	(1,241)
Horsemens Recruitment Programs	34,170	36,484
LOU-5 - Symposium Funds	0	0
Revenue Generating Project Funds	142,722	198,024
Racing Operations Augmentation Funds	128,146	168,981
Change Fund	555,304	719,636
FAIRS - Equipment Replacement Funds	354,134	531,882
NET PENSION LIABILITY, GASB68	1,120,187	416,667
NET OPEB LIABILITY  TOTAL CURRENT & NONCURRENT LIAB.	5,771,340	6,341,606
DEFERRED INFLOWS - OPEB	210,791	240,348
DEFERRED INFLOWS - PENSION GASB68	167,710	492,975
NET POSITION		
Agency Fund Equity	1,021,350	929,248
F&E Net Assets	(96,074)	(64,966)
Reserves - PENSION GASB68	(783,449)	(755,760)
Reserves, OPEB GASB 75	434,047	361,569
Net Income/(Net Loss)	91,117	(172,724)
TOTAL NET POSITION	666,991	297,368
	6,816,832	7,372,297



## California Authority of Racing Fairs Agency & Live Racing Operating Expense Summary

	2021	2022	2023	2023	2023	2023
	Year End	Year End	Actual	Annual	Budget	% Budget
	Actual	Actual	Jan-Aug	Budget	Variance	
_						
Summary Expenses						
Agency & Live Racing Expenses:						
SALARIES	449,461	443,077	314,992	486,103	171,111	65%
BENEFITS	61,535	64,066	46,156	73,143	26,987	63%
POST RETIREMENT BENEFITS	41,795	33,852	22,846	35,000	12,154	65%
ER TAXES	125,224	137,081	98,989	147,502	48,513	67%
ACCOUNTING	68,250	71,663	47,775	71,747	23,972	67%
AUDIT SERVICES	15,450	41,900	17,000	15,000	(2,000)	113%
AUTOMOBILE	7,667	5,781	2,031	8,500	6,469	24%
OUTSIDE LABOR	117,684	260,956	827	2,000	1,173	41%
DEPRECIATION	21,960	34,751	1,758	3,500	1,742	50%
DUES/SUBSCRIP	0	99	0	400	400	0%
INSURANCE	56,853	61,115	42,914	62,000	19,086	69%
LEGAL	117,853	37,453	35,865	60,000	24,135	60%
LEGISLATIVE	45,320	45,320	30,959	46,000	15,041	67%
MEETINGS	607	832	311	1,000	689	31%
MISC	994	199	142	200	58	71%
OFFICE SUPP	6,248	6,533	3,293	7,000	3,707	47%
POSTAGE/SHIP	692	355	51	500	449	10%
RENT/UTIL	13,414	13,414	8,943	13,500	4,557	66%
REPAIRS/MTCE	0	0	0	500	500	0%
TELEPHONE	9,314	11,164	8,254	10,500	2,246	79%
TRAINING	0	0	0	1,000	1,000	0%
TRAVEL	51,013	80,290	23,795	77,000	53,205	31%
<b>Total Operating Expenses</b>	1,211,335	1,349,899	706,900	1,122,095	415,195	63%



## California Authority of Racing Fairs Agency Income Statement August 31, 2023

	2021 Year End Actual	2022 Year End Actual	2022 Jan-Aug YTD	2023 Jan-Aug YTD	2023 Annual Budget	2023 Budget Variance	2023 % Budget
Revenue:							
Other Revenue/OPEB trust Reimb	289,248	292,133	10,058	27,613	35,000	(7,387)	79%
Interest Income	249	4,544	96	3,084	0	3,084	0%
Member Dues	201,064	200,067	150,051	150,051	200,064	(50,013)	75%
CARF South Prog Admin Fee	0	0	0	0	0	0	0%
Live Racing variance billing							
CARF Live Racing Agency Allocation	299,797	299,797	224,848	238,982	318,643	(79,661)	75%
<b>Total Revenue</b>	790,369	796,541	385,053	419,730	553,707	(133,977)	76%
Expenses:							
Salaries	132,988	132,966	94,407	108,604	165,305	56,701	66%
Employee Benefits	17,366	18,766	12,699	14,040	22,407	8,367	63%
Post Retirement Benefits	41,795	33,852	22,159	22,846	35,000	12,154	65%
Payroll Taxes	40,786	40,870	26,951	30,638	46,645	16,007	66%
Accounting Costs	17,063	17,916	11,944	11,944	18,000	6,056	66%
Advertising Expense	0	0	0	0	0	0	0%
Audit Services	4,388	17,150	14,450	4,250	3,750	(500)	113%
Automobile Expense	3,601	2,875	326	2,031	3,500	1,469	58%
Contracted Services	117,684	260,956	1,189	827	2,000	1,173	41%
Depreciation	3,852	3,642	2,354	1,758	3,500	1,742	50%
Dues & Subscriptions	0	99	0	0	400	400	0%
Insurance Expense	56,853	61,115	40,075	42,914	62,000	19,086	69%
Legal Expenses	117,853	37,453	32,140	35,865	60,000	24,135	60%
Legislative Expenses	45,320	45,320	30,160	30,959	46,000	15,041	67%
Meetings Expense	607	815	251	311	1,000	689	31%
Misc. (Ag Day Sponsor)	994	199	126	142	200	58	71%
Office Supplies	6,248	6,533	2,827	3,293	7,000	3,707	47%
Postage & Shipping	692	355	108	51	500	449	10%
Rent (Tribute Road)	13,414	13,414	8,943	8,943	13,500	4,557	66%
Repairs & Maintenance	0	0	0	0	500	500	0%
Telephone Expense	3,517	4,789	2,778	4,273	4,500	227	95%
Training	0	0	0	0	1,000	1,000	0%
Travel Expense	1,241	4,914	3,072	4,925	7,000	2,075	70%
<b>Total Expenses</b>	626,261	703,997	306,958	328,613	503,708	175,094	65%
Agency Income (Loss)	164,108	92,544	78,096	91,117	50,000	41,118	
Southern Prog Income (Loss)	34	0	0	0	0	0	
Total Bal Sheet Net Income (Loss)	164,142	92,544	78,096	91,117	50,000	41,118	
GASB 68 PENSION EXPENSE	(83,906)		•	0	50,000	,	0%
	, , ,	27,689	0				
GASB 75 OPEB EXPENSE	(74,651)	(72,478)	0	0	0		0%
Total Net Income after GASB68, GASB75	173,397	(7,623)	78,096	91,117	(1)		0



# California Authority of Racing Fairs Live Racing Income Statement August 31, 2023 29 days 2022 = 35 days

	2021 20.1	August 31, 2	2023		2022 25 1		
	-	2022 = 35  days			2023 = 35  da	•	
	2021	2022	2022	2023	2023	2023	2023
	Year End	Year End	Jan-Aug	Jan-Aug	Annual	Budget	% Budget
	Actual	Actual	YTD	YTD	Budget	Variance	
Revenues:							
Reimb. From Live Racing Fairs	1,533,381	2,138,421	1,285,170	1,437,047	2,103,887	(666,840)	68%
3rd Party Lasik Reimb	22,184	39,652	32,906	23,284	50,000	(26,716)	47%
Racing Operations Augmentation Funds	0	0	0	0	0	0	0%
NCOTWINC Reimbursement	0	0	0	0	20,000	(20,000)	0%
RTM 1% Funds	0	0	0	0	0		
Advertising Revenue							
Operating Expenses:							
Salaries	316,473	310,111	181,810	206,387	320,798	114,411	64%
Employee Benefits	44,169	45,301	29,576	32,116	50,736	18,620	63%
Payroll Taxes	84,438	96,211	60,558	68,351	100,857	32,506	68%
Accounting Costs	51,187	53,747	35,831	35,831	53,747	17,916	67%
Audit Services	11,063	24,750	18,750	12,750	11,250	(1,500)	113%
Automobile Expense	4,067	2,907	2,907	0	5,000	5,000	0%
Legal Expenses	0	0	0	0	0	0	0%
Meetings Expense	0	17	0	0	0	0	0%
Telephone Expense	5,797	6,375	4,333	3,981	6,000	2,019	66%
Travel Expense	49,772	75,376	27,305	18,870	70,000	51,130	27%
Sub-Totals	566,966	614,794	361,070	378,287	618,388	240,101	61%
Racing Support Services:							
Announcer	13,775	16,625	12,825	11,875	30,000	18,125	40%
Condition Bk/Program Cover	9,326	9,325	7,642	7,095	10,000	2,905	71%
Racing Operations Support	107,195	158,152	129,954	118,182	160,000	41,818	74%
Signal Broadcast (RCN)	7,878	26,595	19,948	13,308	40,000	26,692	33%
Simulcast Management	0	0	0	30,000	40,000	10,000	75%
Fitness Vet/TC02 Testing	91,741	103,427	75,171	82,857	120,000	37,143	69%
3RD PARTY LASIKS	22,184	39,652	31,055	24,640	50,000	25,360	49%
Marketing/Web Devel	120	12,695	12,535	8,160	2,000	(6,160)	408%
Network Management	0	0	0	0	0	0	0%
Paymaster Operations	8,448	9,045	772	2,738	12,500	9,762	22%
Incompass Racing Office	96,964	120,163	73,018	77,087	135,000	57,913	57%
Racing Office Expenses	5,613	16,739	16,560	19,449	18,000	(1,449)	108%
Recruitment	2,800	798	376	101	10,000	9,899	1%
Jumbo Screen	69,150	81,900	66,600	58,950	100,000	41,050	59%
Supplies	7,895	21,183	10,526	8,640	15,000	6,360	58%
Tattooing	5,074	10,598	717	8,662	15,000	6,338	58%
Timing/Clocker	13,340	0	0	0	15,000	15,000	0%
Transportation-silks	0	500	500	500	3,000	2,500	17%
TV Production/Simulcast	220,696	291.866	222,213	224,262	330,000	105,738	68%
RTM ALLOCATION (MAINT)	135,833	187,821	139,548	169,227	200,000	30,773	85%
RTM TRANSPORTATION	51,617	84,692	57,220	45,901	90,000	44,099	51%
RTM PRIOR YEAR LOAN	0	0	0	0	0,000	0	0%
STABLING AND TRAINING	0	0	0	0	0	0	0%
RTM SUPPORT COSTS	118,950	371,946	330,646	170,410	160,000	(10,410)	107%
Sub-Totals	988,599	1,563,721	1,207,826	1,082,044	1,555,500	473,456	70%
Total Gross Expenses	1,555,565	2,178,515	1,568,895	1,460,331	2,173,888	713,557	67%
•							2.,0
Total Net Expenses	1,555,565	2,138,863	1,537,840	1,435,691	2,103,888		

(0) over (under) billbacks

## **2024 NORTHERN CALIFORNIA FAIR DATES PROPOSAL**

**2023** 31-Aug-23

December								
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31								

RACE DAYS	
Alameda County Fair	13
California State Fair	9
Sonoma County Fair	9
Humboldt County Fair	9
Big Fresno Fair	7

2024

	January									
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May									
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June									
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July									
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August									
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September									
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	October									
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November									
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December									
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January									
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February									
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March									
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	April								
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May									
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July									
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August							
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September							
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October								
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November							
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December							
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