

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., TUESDAY, FEBRUARY 6, 2024

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., Tuesday, February 6, 2024. The meeting will be held via teleconference originating at the CARF Office, 1776 Tribute Road, Suite 150, Sacramento, CA 95815.

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: 876 9234 2277 Access Code: 837035

Zoom Link:

https://us06web.zoom.us/j/87692342277

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., TUESDAY, FEBRUARY 6, 2024

Notice is hereby given that a meeting of the California Authority of Racing Fairs Board of Directors and the Live Racing Committee will commence at 11:00 A.M., Tuesday, February 6, 2024. The meeting will be held via teleconference originating at the CARF Office in Sacramento.

AGENDA

- I. Date, Time, and Location of Next Meeting: Tuesday, March 5, 2024, via teleconference.
- II. Public Comment.
- III. Closed Session:
 - Conference with Legal Counsel Anticipated Litigation.
 - Public Employee Performance Evaluation.
- IV. Approval of Minutes from December 12, 2023.
- V. Report, Discussion and Action, of any, on Legislative Program.
- VI. Report, Discussion and Action, if any, on Calypso Challenge.
- VII. Report, Discussion and Action, if any, on Fair Racing Calendar and Live Racing Operations.
- VIII. Report, Discussion and Action, if any, on Northern California Racing.
- IX. Executive Director's Report.

CALIFORNIA AUTHORITY OF RACING FAIRS

Board of Directors & Live Racing Committee Concurrent Meeting Tuesday, December 12, 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, December 12, 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, Jerome Hoban, Dan Jacobs, Tom Martinez, and Kelly Violini.

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

Staff and Guests participating via conference call: Larry Swartzlander, Heather Haviland, Juliana Gomes, Tom Doutrich, Raechelle Gibbons, Ann Grottveit, Cody Boyles, Daniel Castillo, Matt Cranford, Ruben Gastelo, Tiffany Loushin, Allen Aldrich, and (510) 775-4466.

Agenda Item 1 – Date, Time and Location of Next Meeting: Tuesday, February 6, 2024, via teleconference.

Agenda Item 2 – Public Comment. None.

Agenda Item 3 – Closed Session: Conference with Legal Counsel – Anticipated Litigation. Mr. Hoban reported that the board had discussed with legal counsel and instructed staff to move forward with tote contract discussions for Calypso Challenge.

Agenda Item 4 – Approval of Minutes from September 5, September 8, October 5, November 14, 2023. {ACTION} Mr. Martinez moved to approve the CARF Board of Directors and Live Racing Committee meeting minutes from September 5, September 8, October 5, November 14, 2023 as presented. Mr. Hales seconded, unanimously approved.

Agenda Item 5 – Report on Agency Bylaws Adopted December 1, 2023. Ms. Haviland reported that the Agency Bylaws were approved by CARF membership mail-in vote and that the revised Bylaws are included in the packet.

Agenda Item 6 – Report, Discussion and Action, if any, on Legislative Program. Mr. Boyles reported that the legislature remains in recess until January 3, 2024 and that the state budget will face an estimated \$68 billion deficit. Mr. Boyles added that public programs will be expecting heavy cuts to offset the shortfall.

Agenda Item 7 – Report, Discussion and Action, if any, on Calypso Challenge. Mr. Swartzlander reported that he had received board approval to pursue contract negotiations with a new tote company and will return to the board when he receives further details.

Agenda Item 8 – Report, Discussion and Action, if any, on the 2024 Budget. Ms. Gibbons shared the 2024 CARF Agency & Live Racing Budget and highlighted several categories after discussions with the Finance Committee.

Ms. Gibbons provided a large-scale overview and noted a few changes in budget such as a Financial Review with Gilbert in 2023 will require a higher expense in 2024 for the Gilbert full audit.

{ACTION} Mr. Martinez, per recommendation and action of the CARF Finance Committee, moved to approve the 2024 CARF Agency & Live Racing Budget as presented. Mr. Hales seconded, unanimously approved.

Agenda Item 9 – Report, Discussion and Action, if any, on Golden Gate Fields Closure and 2024 Racing Calendar. Mr. Swartzlander summarized that he continues to work on negotiations for the future site of Northern California racing. Mr. Swartzlander added that there is concern with Golden Gate Fields cutting purses by 25% but is hopeful that as CARF moves forward, there can be some assurance given for the future of racing in Northern California.

Agenda Item 10 – Executive Director's Report. Mr. Swartzlander will be reviewing his yearly CARF Objectives and will be in contact with the Board regarding his and CARF staff employee evaluations.

Mr. Swartzlander plans to undergo medical evaluation for his heart within the week and expects to undergo a procedure sometime in the New Year.

Respectfully submitted, Juliana Gomes

CARF Comprehensive Report 1/26/2024



AB 8 (Friedman D) Ticket sellers.

Current Text: Amended: 6/19/2023 html pdf

Introduced: 12/5/2022

Status: 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE

on 8/28/2023)(May be acted upon Jan 2024)

Desk Policy Fiscal Floor	Desk Policy 2 year Flo	or Conf.	Envalled	Votood	Chantored
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Summary: Current law provides comprehensive regulation of ticket sellers and makes violations of those provisions a misdemeanor. Current law imposes various refund requirements on a ticket seller, including a requirement to issue a refund upon request to a ticket purchaser for canceled, postponed, or rescheduled events. Current law also imposes various disclosure requirements on a ticket seller, including a requirement to disclose to a purchaser the location of the seat represented by the ticket, as specified. This bill would revise and recast those provisions by expanding the definition of a ticket seller to include a primary contractor or platform, as defined, and would instead apply the refund requirement relating to the postponement or rescheduling of an event only to primary contractors. The bill would impose various disclosure requirements on ticket sellers relating to ticket price, including that the ticket seller would be prohibited from advertising, displaying, or offering a price for a ticket that does not include all fees or charges that must be paid in order to purchase the ticket other than taxes or fees imposed by a government on the transaction.

OrganizationPositionPriorityAssignedSubjectCARFWatch

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

Current Text: Introduced: 1/10/2023 html pdf

Introduced: 1/10/2023

Status: 9/14/2023-Failed Deadline pursuant to Rule 61(a)(14). (Last location was INACTIVE FILE on

8/17/2023)(May be acted upon Jan 2024)

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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 554 (Gabriel D) Corporations for the prevention of cruelty to animals: enforcement of laws.

Current Text: Amended: 3/15/2023 html pdf

Introduced: 2/8/2023

Status: 6/2/2023-Failed Deadline pursuant to Rule 61(a)(8). (Last location was INACTIVE FILE on

5/25/2023)(May be acted upon Jan 2024)

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Summary: Current law authorizes the formation of nonprofit corporations under the Nonprofit Public Benefit Corporation Law by 20 or more persons for the prevention of cruelty to animals. Current law authorizes a corporation, or human officer thereof, to proffer a complaint against any person, before any court or magistrate having jurisdiction, for the violation of any law relating to or affecting animals and to aid in the prosecution of the offender before a court or magistrate. This bill would authorize a corporation, or humane officer thereof, proffering a complaint under existing law to bring it as a civil action to obtain specific or injunctive relief to enforce laws relating to or affecting animals.

Organization Position Priority Assigned Subject

CARF Oppose

Notes: 4.18.2023 signed on to Bryant GA coalition letter

AB 1137 (Jones-Sawyer D) Excluded employees.

Current Text: Introduced: 2/15/2023 httml pdf

Introduced: 2/15/2023

Status: 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was L., P.E. & R. on

6/14/2023)(May be acted upon Jan 2024)

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Summary: Current law requires the Department of Human Resources to establish and adjust salary ranges for each class of position in the state civil service, subject to any merit limits contained in the California Constitution. Currentlaw provides that, after completion of the first year in a position, an employee shall receive a merit salary adjustment during each year when they meet the standards of efficiency, as prescribed by the department. This bill would require an employee who is excluded from the definition of "state employee" to be informed in writing of a merit salary adjustment denial 10 working days before the proposed effective date of the adjustment. This bill contains other related provisions and other existing laws.

OrganizationPositionPriorityAssignedSubjectCARFWatch

AB 1174 (Patterson, Joe R) Horse racing: minisatellite wagering facilities.

Current Text: Introduced: 2/16/2023 html pdf

Introduced: 2/16/2023

Status: 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was G.O. on 5/3/2023)

(May be acted upon Jan 2024)

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Summary: Current law authorizes the California Horse Racing Board to approve minisatellite wagering sites, as defined, under specified conditions. Current law requires an organization formed by associations or fairs to operate the audiovisual signal system to execute a specified agreement with the association conducting a racing meeting and the minisatellite wagering facility that specifies, among other things, the components of its racing program, including live, out-of-zone, out-of-state, and out-of-country races, that an association or fair will make available to the site. This bill would explicitly require the agreement to specify which live in-state races would be provided by the association or fair to the site.

OrganizationPositionPriorityAssignedSubjectCARFWatch

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

Pegasus World Cup.

Current Text: Introduced: 3/22/2023 httml pdf

Introduced: 3/22/2023

Status: 9/14/2023-Failed Deadline pursuant to Rule 61(a)(14). (Last location was INACTIVE FILE on

9/12/2023)(May be acted upon Jan 2024)

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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 SubjectCARF Watch

AB 1785 (Pacheco D) California Public Records Act.

Current Text: Introduced: 1/3/2024 html pdf

Introduced: 1/3/2024

Status: 1/16/2024-Referred to Com. on JUD.

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Summary: The California Public Records Act requires state and local agencies to make their records available for public inspection, unless an exemption from disclosure applies. The act prohibits a state or local agency from posting the home address or telephone number of any elected or appointed official on the internet without first obtaining the written permission of that individual. This bill would define "home address," for purposes of the above provision, to include an assessor's parcel number, which may be converted to a physical address through reference to other information made available online by the state or local agency.

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 html pdf

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.

OrganizationPositionPriorityAssignedSubjectCARFWatch

SB 346 (Ochoa Bogh R) Gambling Control Act.

Current Text: Introduced: 2/7/2023 httml pdf

Introduced: 2/7/2023

Status: 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was G.O. on 5/18/2023)

(May be acted upon Jan 2024)

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Summary: The Gambling Control Act establishes the California Gambling Control Commission, which is responsible for licensing and regulating various gambling activities and establishments. Current law requires the commission to maintain a public record of every vote at its principal office. This bill would additionally require the commission to post a public record of every vote on the commission's internet website no later than the close of business on the 2nd business day after the meeting at which the vote was taken.

OrganizationPositionPriorityAssignedSubjectCARFWatch

SB 536 (Rubio D) Horse racing: out-of-state thoroughbred races: Delaware Handicap.

Current Text: Amended: 1/3/2024 html pdf

Introduced: 2/14/2023

Status: 1/22/2024-Read third time. Passed. (Ayes 39. Noes 0.) Ordered to the Assembly. In Assembly.

Read first time. Held at Desk.

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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 is 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 Delaware Handicap.

OrganizationPositionPriorityAssignedSubjectCARFWatch

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

Current Text: Amended: 6/26/2023 httml pdf

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.

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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.

OrganizationPositionPriorityAssignedSubjectCARFWatch

SB 931 (Committee on Governmental Organization) Gambling: work permits: suspension.

Current Text: Introduced: 1/16/2024 html pdf

Introduced: 1/16/2024

Status: 1/17/2024-From printer. May be acted upon on or after February 16.

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Summary: Current law requires specified employees of a gambling enterprise to apply for and obtain a work permit from the California Gambling Control Commission or from a city, county, or city and county. Current law authorizes the commission to issue an order summarily suspending a person's work permit upon a finding that the suspension is necessary for the immediate preservation of the public peace, health, safety, or general welfare, and provides for a hearing within 30 calendar days of the date of service of the suspension. This bill would instead provide for a hearing within 27 calendar days.

Organization Position Priority Assigned Subject

CARF Watch

Total Measures: 12 Total Tracking Forms: 12

2024 NORTHERN CALIFORNIA FAIR DATES PROPOSAL

2023 31-Aug-23

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

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2024 NORTHERN CALIFORNIA DATES PROPOSAL - DRAFT E

2023 13-Dec-23

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RACE DAYS	
Alameda County Fair	13
California State Fair	9
Sonoma County Fair	9
Humboldt County Fair	9
Big Fresno Fair	7
CAPITOL RACING	40

GOLDEN GATE FIELDS (BLOCK OF DATES)	
CAPITOL RACING (MEET #1) at Cal Expo	9
CAPITOL RACING (MEET #2) at Cal Expo	31
TOTAL CAPITOL RACING DAYS	40
CAPITOL RACING SIMULCAST-ONLY DAYS	26

TOTAL NOR CAL RACE DATES

87

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2024 NORTHERN CALIFORNIA FAIR DATES PROPOSAL

30-Jan-24

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

	January						
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2024 NORTHERN CALIFORNIA DATES PROPOSAL - DRAFT F

30-Jan-24

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FAIR BLOCK OF DATES
Alameda County Fair
California State Fair
Sonoma County Fair
Humboldt County Fair
Big Fresno Fair

GOLDEN GATE FIELDS (BLOCK OF DATES)	
NOR CAL RACING at Pleasanton	31
NOR CAL RACING Simucast-Only Days	49

January								
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