

Chavez, DeniseM, RC

From: Fred Heinrich <frh066@sprcnm.com>
Sent: Wednesday, October 20, 2021 3:32 PM
To: Chavez, DeniseM, RC
Cc: Ahmad Mughni; Dustin Dix; Trejo, Ismael, RC
Subject: [EXTERNAL] RE: REVISED - DRAFT Proposed Rules
Attachments: 2021 defn meeting.pdf

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Hi Ms. Chavez—

Sunland Park would respectfully suggest that the proposed definition of “meeting” in 15.2.1.7.M(4) be changed to delete the words “and simulcasting” in the first sentence. This would make the proposed regulation more consistent with the definition of “race meet” in Section 60-1A-2 of the New Mexico Horse Racing Act since simulcasting is not mentioned in the statutory definition.

Also, the racetracks in New Mexico traditionally have received two separate documents from the Racing Commission to memorialize their licenses for the following year. The first is a simulcast license and the other is a license for our race meet, which effectively recognizes that those two subject areas are related, but separate. Sunland Park respectfully suggests that deleting the words “and simulcasting” from the proposed definition of “meeting” will continue to keep those two subjects separate.

Our proposed change is on the attached. If the Racing Commission needs any additional information, please let me know. Thank you for giving us the opportunity to comment.

Fred
UKA001755

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Subsection M of 15.2.1.7 NMAC: The purpose of the proposed amendment is to provide clarity to exactly what activities at the racetracks trigger both the start and end dates of the race meeting.

15.2.1.7 DEFINITIONS:

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- (3) "Match race" is a race between two horses under conditions agreed to by their owners.
- (4) "Meeting" is ~~the specified~~ an entire period of consecutive days that ~~and dates each year~~ during which an association which is issued a racetrack license, is authorized by the commission to conduct live racing and simulcasting by approval of the commission. For purposes of this rule, the commission shall determine the beginning and end dates of the race meet as well as the dates in which live racing will be conducted within the determined consecutive days. ~~meeting begins on the first date prior to actual racing that entries are accepted by the racing secretary. Entries shall be accepted no sooner than seven days before racing commences.~~
- (5) "Minus pool" occurs when the payout is in excess of the net pool.
- (6) "Month" is a calendar month.
- (7) "Mutuel field" refers to two or more contestants in a contest that are treated as a single betting interest for pari-mutuel wagering purposes because the number of betting interests exceeds the number that can be handled individually by the pari-mutuel system.

[15.2.1.10 NMAC - Rp, 15 NMAC 2.1.10, 3/15/2001; A, 3/14/2018]

History of 15.2.1 NMAC:

Pre-NMAC History: Material in this part was derived from that previously filed with the commission of public records - state records center and archives as:
NMSRC 67-1, Amendment No. 1, Rule Revisions Adopted by the New Mexico State Racing Commission April 21, 1967 Rules 352 & 380, filed 4/26/1967;
NMSRC 69-1, New Mexico Laws and Rules and Regulations Governing Horse Racing, filed 6/9/1969;
NMSRC 81-1, Rules Governing Horse Racing in New Mexico, filed 12/4/1981;

History of Repealed Material: 15 NMAC 2.1, Horse Racing - General Provisions, filed 9/29/1995 repealed in its entirety; renumbered, reformatted and replaced by 15.2.1 NMAC, Horse Racing - General Provisions, to conform to the new NMAC requirements effective 3/15/2001.

Other History:

NMSRC 81-1, Rules Governing Horse Racing in new Mexico, filed 12/4/1981 - that applicable portion renumbered, reformatted and amended to 15 NMAC 2.1, Horse Racing - General Provisions, filed 9/29/1995.