

**NEW MEXICO RACING COMMISSION**  
**SPECIAL MEETING**  
**FINAL Agenda**

**Note: This Special Commission Meeting will be held in 3 sessions (two open sessions – open to the public and the Executive Session – closed to the public) by Zoom Video Conference and in person in the New Mexico Racing Commission Boardroom at 4900 Alameda Blvd., NE, Suite A, Albuquerque, New Mexico. The link to join the open session(s) is listed below and can also be found on the NMRC website.**

Join Zoom Meeting

<https://us02web.zoom.us/j/83505372749?pwd=VHFnMklmd0NwdXNBWnAxTzdWZ3JKZz09>

**Meeting ID: 835 0537 2749**

**Passcode: 1JEbWg**

Dial by your location

- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
  - +1 669 444 9171 US
- +1 669 900 6833 US (San Jose)
  - +1 719 359 4580 US
  - +1 253 205 0468 US
  - +1 360 209 5623 US
  - +1 386 347 5053 US
  - +1 507 473 4847 US
  - +1 564 217 2000 US
  - +1 646 931 3860 US
  - +1 689 278 1000 US
- +1 929 205 6099 US (New York)
- +1 301 715 8592 US (Washington DC)
  - +1 305 224 1968 US
  - +1 309 205 3325 US
- +1 312 626 6799 US (Chicago)

Meeting ID: 835 0537 2749

Passcode: 576751

Find your local number: <https://us02web.zoom.us/j/83505372749>

**Public Meeting**

**Date: Thursday, March 21, 2024**

**Time: 10:00 AM Mountain Time (US and Canada)**

**Please note that all items will begin at 10:00 AM and each item will be addressed by the Commission in the following order:**

- 1. Roll Call**
- 2. Pledge of Allegiance**
- 3. Approval of Agenda\***
- 4. Approval of Minutes: February 22, 2024**
- 5. Commissioners' Reports**
- 6. Agency Director Reports\*(Limited to maximum 5 minutes speaking time)**
  - A. NMRC Executive Director Report
  - B. NMHBA

---

\*The New Mexico Racing Commission attempts to follow the order of the items as listed on the agenda, however, it should be noted that the order of specific items are tentative and may vary from the printed agenda. \*\*The Commission may go into Executive Session to discuss these items and any other items pursuant to Section 10-15-1H(1), Section 10-15-1H(2), Section 10-15-1H(3), or Section 10-15-1H(7) of the Open Meetings Act. Agenda items may be executed at any time during the meeting to accommodate hearings. H(1) are licensing matters, H(2) is limited to personnel matters, H(3) is limited to deliberations on administrative adjudicatory proceedings, H(7) is pending or threatened litigation. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact Denise Chavez at 505.249.2184 at least one (1) week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact Denise Chavez at 505.249.2184 if a summary or other type of accessible format is needed.

**7. Closed Session Items pursuant to Section 10-15-1(H)(1) and (7) NMSA 1978:**  
(Closed session is estimated to begin at approximately 10:30 AM and to continue until approximately 12:00 PM, but each item will be addressed by the Commission in order and closed session items may begin prior to 10:00 or end after 12:00)

- A. D-202-CV-2020-06564 (S-1-SC-39693); D-202-CV-2021-03236 (A-1-CA-40911) and (A-1-CA-40915); D-202-CV-2022-03779 (Pending Litigation)
  - B. D-202-CV-202200712 (Pending Litigation)
  - C. Race Appeals:
    - 1. Appeal by: Arturo Rubio Cervantes
    - 2. Appeal by: Jose R. Gonzalez, Jr.
    - 3. Appeal by: Renee K. Wilson
    - 4. Appeal by: Jose I. DeHerrera
    - 5. Appeal by: Jesus Rondan, Jr.
    - 6. Appeal by: James J. Gonzales, II
    - 7. Appeal by: John D. May
    - 8. Appeal by: Christian Dominguez-Olivas
- 

**8. Unfinished/New Business and/or Action Items:**

- A. **Approvals for Sunland Park**
  - 1. Request for Ratification of Approval to Amend 2024 Stakes Schedule
  - 2. Request for Ratification of Approval to Amend 2024 Racing Officials
  - 3. Request for Ratification of Approval to Amend 2024 Post Times & Wagering Format
- B. **Approvals for SunRay Park**
  - 1. Request for Approval to Amend 2024 Racing Officials
- C. **Approvals for Zia Park**
  - 1. Request for Approval of 2024 NM Classic Derby and Futurity Nomination Blanks
- D. **Race Appeals:**
  - 1. Appeal by: Arturo Rubio Cervantes
  - 2. Appeal by: Jose R. Gonzalez, Jr.
  - 3. Appeal by: Renee K. Wilson
  - 4. Appeal by: Jose I. DeHerrera
  - 5. Appeal by: Jesus Rondan, Jr.
  - 6. Appeal by: James J. Gonzales, II
  - 7. Appeal by: John D. May
  - 8. Appeal by: Christian Dominguez-Olivas
- E. **Proposed Initiation of Rulemaking on Subsection A of 15.2.7.10 NMAC – Simulcast Wagering**
- F. **Discussion, Deliberation and Voting on Proposed Rule Changes:**
  - 1. **Subsections C, M, P and S of 15.2.1.7 NMAC - Definitions**
  - 2. **Subsections C and J of 15.2.1.8 NMAC - Commission**
  - 3. **Subsections A and B of 15.2.1.9 NMAC – Due Process and Disciplinary Action**
  - 4. **Subsections E, G, H, L and R of 15.2.2.8 NMAC - Associations**
  - 5. **Subsections A, B, C, E and O of 15.2.3.8 NMAC – Flat Racing Officials General Provisions**
  - 6. **Subsections A, C, F and G of 15.2.4.8 NMAC – Claiming Races**
  - 7. **Subsection B of 15.2.5.8 NMAC – Entries and Nominations**

\*The New Mexico Racing Commission attempts to follow the order of the items as listed on the agenda, however, it should be noted that the order of specific items are tentative and may vary from the printed agenda. \*\*The Commission may go into Executive Session to discuss these items and any other items pursuant to Section 10-15-1H(1), Section 10-15-1H(2), Section 10-15-1H(3), or Section 10-15-1H(7) of the Open Meetings Act. Agenda items may be executed at any time during the meeting to accommodate hearings. H(1) are licensing matters, H(2) is limited to personnel matters, H(3) is limited to deliberations on administrative adjudicatory proceedings, H(7) is pending or threatened litigation. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact Denise Chavez at 505.249.2184 at least one (1) week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact Denise Chavez at 505.249.2184 if a summary or other type of accessible format is needed.

- 8. Subsection B of 15.2.5.9 NMAC – Declarations and Scratches**
- 9. Subsections A and B of 15.2.5.12 NMAC – Horses Ineligible**
- 10. Subsections C, D and E of 15.2.5.13 NMAC – Running of the Race**
- 11. Subsection C of 15.2.5.14 NMAC – Protests, Objections and Inquiries**
- 12. Subsection B of 15.2.6.8 NMAC – Veterinary Practices**
- 13. Subsections A and C of 15.2.6.9 NMAC – Medications and Prohibited Substances**
- 14. Subsections A and B of 15.2.6.10 NMAC - Testing**
- 15. Subsection B of 15.2.6.12 NMAC – Physical Inspection of Horses**
- 16. Subsections A, N and P of 16.47.1.8 NMAC – General Provisions**
- 17. Subsections A and B of 16.47.1.10 NMAC - Trainers**
- 18. Subsections A, B, and C of 16.47.1.17 NMAC – Human Drug Testing**
- 19. Subsections A, B, C and D of 16.47.1.18 NMAC – Testing Procedures**

**9. Adjournment**

\*The New Mexico Racing Commission attempts to follow the order of the items as listed on the agenda, however, it should be noted that the order of specific items are tentative and may vary from the printed agenda. \*\*The Commission may go into Executive Session to discuss these items and any other items pursuant to Section 10-15-1H(1), Section 10-15-1H(2), Section 10-15-1H(3), or Section 10-15-1H(7) of the Open Meetings Act. Agenda items may be executed at any time during the meeting to accommodate hearings. H(1) are licensing matters, H(2) is limited to personnel matters, H(3) is limited to deliberations on administrative adjudicatory proceedings, H(7) is pending or threatened litigation. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact Denise Chavez at 505.249.2184 at least one (1) week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact Denise Chavez at 505.249.2184 if a summary or other type of accessible format is needed.