

MAINE HARNESS RACING COMMISSION
MINUTES OF MEETING
June 11, 2014
Champlain Room
Department of Public Safety
45 Commerce Drive, Augusta, Maine

Commission Members Present: Barbara Dresser, Chair, James Tracy, Gary Reed and Michael Timmons. Absent: Commissioner Dirk Duncan.

Staff Members Present: Ron Guay, AAG, Henry Jackson, Miles Greenleaf, Zachary Matzkin, and Carol Gauthier.

ADJUDICATORY HEARINGS:

1. None.

UNFINISHED BUSINESS:

1. Commissioner Dresser stated that they would review and take action on the following proposed rules that were advertised on April 2, 2014. Attorney Guay stated that they could approve the rules all at once. Mr. Jackson said that you can as long as there is no objection from the other Commission members. Commissioner Dresser was looking for a motion on Chapter 5, Section 7; Chapter 7, Section 8; Chapter 9, Section 4 and Chapter 11, Sections 2, 7, 8 and 9. Mr. Jackson stated that there were no written comments received concerning any of the proposed rules. Commissioner Dresser asked for a motion. Commissioner Tracy made a motion to approve Chapter 5, Section 7; Chapter 7, Section 8; Chapter 9, Section 4 and Chapter 11, Sections 2, 7, 8 and 9 to be effective 10 days after the secretary of state's office. Commissioner Reed seconded. Vote 4-0. Mr. Jackson stated that he needs to have a finding so that he can use that in the basis statement when it goes back over for adoption. Attorney Guay asked Mr. Jackson what specifically he is looking for. Mr. Jackson stated that there has to be reason why there was an adoption. Attorney Guay asked Mr. Jackson if he had some suggestions. Mr. Jackson stated that he could reword the concise summary that was advertised. Commissioner Dresser asked if he could give them some draft language that they can have for the finding and bring that to the meeting on Thursday. Mr. Jackson stated that he can do that.

2. Commissioner Dresser stated that they will continue to review Chapters 11 and 17 for proposed rule changes. She was hoping to have more participation from the horsemen who have expressed their concern about some of these proposed changes, but apparently not enough to come and actually hear and share with us. She asked Mr. Higgins if he had been given any. Mr. Higgins stated no. Attorney Guay stated that in terms of procedurally Chapter 11 was just recently adopted it would be pretty confusing to change the rule. Mr. Jackson presented Chapter 11 as if it were adopted with the new proposed rule changes. They discussed the list of drug classes and how someone might challenge them as to how they might classify that drug. Commissioner Dresser stated that at the July meeting they will have a clean copy to approve for publication for notice of public hearing in theory in August. Do we keep moving forward with rule changes from the committee? She asked Mr. Malia if he had given any thought to what he would like to do next. Mr. Malia stated that he would like to finish these two first. Commissioner Dresser stated that Chapter 21 would be good to get the proposed rule changes taken care of as well.

NEW BUSINESS:

1. None.

REPORTS:

1. None.

OTHER BUSINESS:

1. None.

The meeting adjourned at 3:10 p.m.

Respectfully submitted by:

Henry W. Jackson

Executive Director