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**STATE OF NEW YORK
RACING AND WAGERING BOARD**

Acting Secretary to the Board
Kristen Buckley

RESOLVED, that

WHEREAS the New York State Racing and Wagering Board has general jurisdiction over all horse racing activities and all pari-mutuel betting activities, both on-track and off-track in New York State, and over the corporations, associations, and persons involved therein; and

WHEREAS the horse racing is a significant element of New York State's economy, including agriculture, entertainment, and tourism; and

WHEREAS the preservation and continuation of pari-mutuel horse racing and its rich tradition is vital to the interests of the State of New York; and

WHEREAS the interests and opinions of the racing fan are important aspects in relation to the ongoing conduct of racing and the future conduct of racing; and

WHEREAS the New York State Racing and Wagering Board recognizes the significance of the interests and opinions of the racing fans,

NOW THEREFORE, the New York State Racing and Wagering Board ("Board") hereby establishes the **RACING FAN ADVISORY COUNCIL** to provide input and advice to the Board on all matters related to horse racing and wagering.

The **RACING FAN ADVISORY COUNCIL** ("RFAC" or "Council") shall be established and operate pursuant to the following:

1. The Council shall be composed of five members. None of the members of the Council shall be employees or officers of the New York State Racing and Wagering Board ("Board") or be paid employees, lobbyists, or officers of any licensed or franchised racetrack or off-track betting corporation or any non-profit corporation which represents breeders or horsemen. Members shall be selected based on their long-term involvement, interest in, knowledge, and devotion to the sport of horse racing as fans of the sport. Five persons shall be appointed by the

1 Broadway Center, Suite 600, Schenectady, NY 12305-2553


Telephone (518) 395-5400 FAX: (518) 347-1250

<http://www.racing.state.ny.us>

chairperson of the Board. One person shall be appointed upon the recommendation of the chairperson of the Senate Committee on Racing and Wagering and Gaming, and one person shall be appointed by the chairperson of the Assembly Committee on Racing and Wagering.

2. The chairperson and the deputy chairperson of the Council shall be selected by the chairperson of the Board. The deputy chairperson shall be selected from among the persons appointed by the chairpersons of the designated legislative committees.
3. The members of the Council shall serve for a period of five years. In the event of a vacancy occurring during a term of appointment by reason of death, resignation, disqualification or otherwise, such vacancy shall be filled for the unexpired term in the same manner as the original appointment.
4. The racing fan advisory council shall request and shall receive the assistance and cooperation of the Board in regard to receipt of information relating to horse racing and wagering in New York State.
5. The racing fan advisory council shall:
 - (a) have as its mission the growth of the fan base related to the sport of horse racing;
 - (b) recommend procedures to ensure that the opinion of the fan is a central part of the regulation of horse racing,
 - (c) advise the Board on issues related to horse racing and wagering;
 - (d) prepare an annual report, and any other reports it deems necessary, to the Board regarding the operation of the State's thoroughbred and harness racetracks and the state's off-track betting corporations;
 - (e) advise the Board on appropriate actions to encourage fan attendance and wagering at the State's thoroughbred and harness racetracks and the State's off-track betting corporations;
 - (f) be authorized by the Board to enter upon the racetracks and their facilities regulated or controlled by the Board during race times, and during periods of horse workouts, and during hours when members of the media are permitted to be present at the facilities;
 - (g) advise the Board on the creation and development of an I LOVE NY Racing promotion;
 - (h) give an annual, non-monetary award to a thoroughbred breeding farm and a New York State standardbred breeding farm which has worked to promote horse racing in New York;

- (i) recommend changes to the rules of the Board and to the laws affecting horse racing;
and
- (j) perform such other duties as may be increased by order of the Board.


Kristen M. Buckley
Acting Secretary to the Board

Dated: Schenectady, New York
June 29, 2011

