Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 2. General

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 2:001; 810 KAR 2:010; 810 KAR 2:020; 810 KAR 2:030; 810 KAR 2:040; 810 KAR 2:050; 810 KAR 2:060; 810 KAR 2:070; and 810 KAR 2:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 2:001; 810 KAR 2:010; 810 KAR 2:020; 810 KAR 2:030; 810 KAR 2:040; 810 KAR 2:050; 810 KAR 2:060; 810 KAR 2:070; and 810 KAR 2:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Staff-suggested Amendment

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission
(Amended After Comments)

810 KAR 2:001. Definitions.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Lines 7, 8, and 9
After “KRS 230.215(2)”, insert “authorizes”.
Delete “grants”.

After “the commission”, delete “the authority”.

After “KRS 230.260(8)”, insert “authorizes”.
Delete “grants”.

After “the commission”, delete “the authority”.

Page 1
Section 1(2)
Line 16
After “‘Arrears’ means”, delete “all”.

Page 1
Section 1(3)
Line 19
After “defined by KRS 230.210”, insert “(5)”.
Delete “(1)”.

Page 2
Section 1(4)
Line 1
After “in flat racing”, insert “a”.
Delete “any”.

Page 2
Section 1(5)
Line 5
After “810 KAR 5:030”, insert “.”.
Page 2
Section 1(7)(a)
Lines 10 and 11
   After “defined in KRS”, insert “138.511(4)”.
   Delete “230.210(2)”.

   After “pari-mutuel wagering;”, insert “or”.
   Delete “and”.

Page 2
Section 1(9)
Line 17 and 18
   After “or payouts awarded”, insert “exceeds”.
   Delete “does exceed”.

Page 2
Section 1(10)
Line 19
   After “‘Day’ means”, insert “a”.
   Delete “any”.

Page 3
Section 1(11)(a)
Line 2
   After “race in conformance with”, insert “KAR Title 810; or”.
   Delete “Title 810 KAR::”.

Page 3
Section 1(12)(f), (g), and (h)
Lines 11, 12, and 13
   After “Denial of purse money;”, insert “or”.

   After “Forfeiture of purse money”, delete the following:

   ; or (h) Any combination of paragraphs (a) through (g) of this subsection

Page 3
Section 1(14)
Line 16
   After “positions by lot.”, delete the additional period.
Page 4
Section 1(21)
Line 8
After ""Foul" means", insert "an".
Delete "any".

After "action by", insert "a".
Delete "any".

After "another jockey or", insert "an".
Delete "any".

Page 4
Section 1(22)
Line 11
After "to a horse's", delete the extra space before the colon.

Page 4
Section 1(25)
Line 20
After ""Horse" means", insert "an".
Delete "any".

Page 6
Section 1(39)
Line 10
After ""Owner" means", insert "an".
Delete "any".

Page 6
Section 1(40)
Line 13
After ""pari-mutuel system of wagering"", delete "each".

Page 7
Section 1(49)
Line 11
After ""Race day" means", insert "an".
Delete "any".
Page 7
Section 1(53)
Line 19
After “"Rulings" means”, delete “all".

After “orders of the stewards", insert "judges".

Page 8
Section 1(56)
Line 3
After “KRS 230.210", insert "(19)".
Delete "(11)".

Page 8
Section 1(57)
Line 4
After “"Starter" means", delete “either”.

Page 8
Section 1(60)
Line 11
After "by the steward", insert "judge".

Page 8
Section 1(61)
Line 12
After “KRS 230.210", insert "(21)".
Delete "(3)".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 2. General

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Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 2:010. Racing Commission and administrative staff.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Lines 9 and 10
   After “best interest of racing.”, insert the following:

      This administrative regulation establishes the positions and duties of certain commission staff members

Delete the following:

   The function of this administrative regulation is to outline the positions and duties of certain commission staff members

Page 1
Section 1(1)
Line 13
   After “overall supervision of”, delete “all”.

Page 1
Section 1(2)
Line 15
   After “judge, responsible for”, delete “all”.

Page 1
Section 2(1)(a)
Line 19
   After “license applications of”, delete “all”.

Page 2
Section 2(2)(d)
Line 10
   After “(d) Forward”, delete “all”.

1
Page 3
Section 3(2)
Line 5
   After "access to", delete "all".

Page 3
Section 4(1)(d)
Line 14
   After "racing soundness for", delete "all".

Page 4
Section 4(1)(f)
Line 17
   After "(f) Report", delete "any".

Page 4
Section 4(1)(n)
Line 5
   After "(n) Observe", delete "all".

Page 4
Section 4(4)(a)
Lines 17 and 18
   After "to race at", insert "a".
   Delete "any".
   After "race track where", insert "the veterinarian".
   Delete "he or she".

Page 4
Section 4(4)(b)
Line 19
   After "for himself or another,"; insert "a".
   Delete "any".

Page 5
Section 4(4)(e)
Line 1
   After "(e) Sell", insert "Equine".
After “local police on”, delete “all”.
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 2. General

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Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Staff-suggested Amendment
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 2:020. Thoroughbred and flat racing officials.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Lines 9 and 10
After “This administrative regulation”, insert “establishes”.
Delete “outlines”.

After “duties, powers”, insert “.”.

Page 1
Section 1(1)
Lines 12 through 14
After “shall include”, delete “the following”.

After “:”, return and insert the following:

(a) Steward;
(b) Racing secretary;
(c) Assistant racing secretary;
(d) Clerk of scales;
(e) Paddock judge;
(f) Starter;
(g) Placing judge;
(h) Timer;
(i) Identifier;
(j) Veterinarian;
(k) Assistant starter;
(l) Jockey room custodian;
(m) Jockey room employee;
(n) Valet; and
(o) Outrider

Delete the following:

steward, racing secretary, assistant racing secretary, clerk of scales, paddock judge, starter, placing judge, timer, identifier, veterinarian, assistant starter, jockey room custodian, jockey room employee, valet, and outrider
(a) First be approved by the commission;
(b) Serve only so long as approved by the commission; and
(c) Be under the supervision of the stewards.

Delete the following:

first be approved by the commission, shall serve only so long as approved by the commission, and shall be under the supervision of the stewards.

Page 2
Section 1(3)(b)
Line 2
After “himself or another”, insert “a”.
Delete “any”.

Page 2
Section 1(3)(c)
Line 4
After “himself or another”, insert “a”.
Delete “any”.

After “right to”, insert “or contract with,“.
Delete “or in a contract with”.

Page 2
Section 1(3)(d)
Line 6
After “Wager on”, insert “a”.
Delete “any”.

Page 2
Section 1(3)(f)
Line 8
After “(f) Have”, insert “a”.
Delete “any”.

After “monetary interest in”, insert “a”.
Delete “any”.
Page 2
Section 1(4)
Lines 9 and 10
After "racing associations.", return and insert "(4) A".
Delete "(3) Any".

Page 2
Section 1(5)
Lines 13 and 14
After "colors correctly.", return and insert "(5) A".
Delete "(4) Any".

Page 2
Section 1(5)
Lines 14 and 15
After "race meeting shall", insert "notify the stewards".
Delete "first obtain permission from the commission".

Page 3
Section 2(4)
Line 1
After "(4) Receiving", delete "all".

Page 3
Section 2(6)
Lines 5 and 6
After "a record of", delete "all".

After "claiming races, and", delete "all".

Page 3
Section 2(10)(c)
Line 19
After "horse, indicated as", insert "lessee".
Delete "leased".

Page 4
Section 2(10)(e)1.
Line 2
After "1.", delete "All".
Uppercase "jockeys".
Page 4
Section 2(10)(g)
Line 9
After "sex, age, sire", insert "."

Page 4
Section 3(2)
Line 16
After "Weighing out", insert "a".
Delete "every".

Page 4
Section 3(3)
Lines 19 and 20
After "Weighing in", insert "a".
Delete "every".

After "race in which", insert "the".
delete "a".

After "the stewards whether", insert "a".
delete "any".

Page 5
Section 4(4)
Line 18
After "Paddock schooling of", delete "all".

Page 5
Section 4(5)
Line 19
After "the saddling of", delete "all".

Page 6
Section 5(1)
Line 1
After "fair and equal start", delete "all".

Page 6
Section 5(2)
Line 4
After "starter shall cause", delete "all".
Page 6
Section 5(3)
Line 13
   After "the names of", delete "all".

Page 7
Section 5(6)(a)
Line 1
   After "(a) Accept", insert "a".
   Delete "any".

Page 7
Section 5(6)(c)
Line 4
   After "(c) Strike", insert "a jockey".

Page 7
Section 5(7)
Lines 4 and 5
   After "language to a jockey.", return and insert "(7)".
   Delete "(6)".

Page 7
Section 5(7)
Line 5
   After "showing the names of", delete "all".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 2. General

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 2:001; 810 KAR 2:010; 810 KAR 2:020; 810 KAR 2:030; 810 KAR 2:040; 810 KAR 2:050; 810 KAR 2:060; 810 KAR 2:070; and 810 KAR 2:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 2:001; 810 KAR 2:010; 810 KAR 2:020; 810 KAR 2:030; 810 KAR 2:040; 810 KAR 2:050; 810 KAR 2:060; 810 KAR 2:070; and 810 KAR 2:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 2:030. Chemical Dependency.

Page 2  
Section 1(1)  
Line 1  
After "Alcohol concentration" means" delete "either".

Page 2  
Section 1(2)  
Lines 3, 4, and 6  
After "and drug paraphernalia" means", delete "all".

After "drugs and drug paraphernalia", insert "that".  
Delete "which".

After "in marijuana, cocaine, or", delete "any".

Page 2  
Section 1(3)  
Lines 8 through 12  
After "valid prescription. (3)"", delete the following:

"Documentation" means proof of regular attendance at meetings, counseling sessions, clean drug test results (if suspended for a drug violation), and certification from the treatment program indicating full compliance with treatment and completion of the program. (4)

Renumber the remaining subsection accordingly.

Page 2  
Section 1(4)  
Line 12  
After "KRS 218.500(1)."", delete ".".

Page 2  
Section 2(2)  
Line 20  
After "(2) Commit", insert "a".  
Delete "any".
Page 3
Section 2(5)
Line 3
After “a judge, or”, delete “any”.

Page 4
Section 3(3)
Line 1
After “A conviction in”, insert “a”.
Delete “any”.

Page 4
Section 4(4)
Line 20
After “offense. Conviction in”, insert “a”.
Delete “any”.

Page 5
Section 5(1)(a) and (c)
Lines 7, 8, and 10
After “may require: (a)”, delete “All”.
Uppercase “licensees”.

After “that the stewards or judges”, insert “have”.
Delete “has”.

Page 5
Section 5(2)(a) and (b)
Lines 14 and 16
After “KAR Title 810”, insert “that”.
Delete “which”.

After “(b) Involvement in”, insert “an”.
Delete “any”.

After “at the track or”, insert “a”.
Delete “any”.

Page 6
Section 5(2)(i)4.
Line 13
After “The Association”, insert “of”.
Delete “or”.

2
Page 6
Section 5(2)(k)
Line 19
    After "so in accordance", insert "with".

Page 7
Section 6(1)(a)
Line 9
    After "set forth in Section 5", insert "(2)".
    Delete "(4)".
Senator Stephen West, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601  

Re: 810 KAR Chapter 2. General  

Dear Co-Chairs West and Hale:  

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Sincerely,

John L. Forgy, General Counsel  
Kentucky Horse Racing Commission  
4063 Iron Works Parkway, Building B  
Lexington, KY 40511
Staff-suggested Amendment

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 2:040. Stewards.

Page 2
Section 2(2)
Line 9
   After “suspension or ejection by”, insert “a”.
   Delete “any”.

Page 2
Section 2(3)
Lines 11 and 12
   After “(3) No person”, insert “shall”.
   Delete “may”.

   After “salary as a steward,”, insert “which”.
   Delete “that”.

Page 2
Section 2(3)
Lines 13 and 14
   After “or employment by”, insert “a”.
   Delete “any”.

Page 3
Section 3(3)
Lines 7 and 8
   After “during a race meeting”, insert “and”.
   Delete “that”.

   After “conclusion of the race meeting”, delete “, then”.
Page 3
Section 4(1)
Lines 20, 21, and 22
After "(1) Authority over", delete "all".

After "horses and", delete "all".

After "meeting as to", delete "all".

Page 4
Section 4(2)
Lines 1 and 2
After "(2) Determining", delete "all".

After "objections concerning racing", insert "that".
Delete "which".

Page 4
Section 4(4)
Line 7
After "Register and determining", delete "all".

Page 4
Section 4(5)
Line 9
After "pertaining to racing", insert "that".
Delete "which".

Page 4
Section 4(7)
Line 16
After "Conducting hearings on", delete "all".

Page 4
Section 4(8)
Line 20
After "a horse or replace", insert "a".
Delete "any".
Page 4
Section 4(9)
Line 21
   After “for stewards in”, insert “KAR”.
   After “Title 810”, delete “KAR”.

Page 5
Section 5
Line 4
   After “enumerated in”, insert “KAR Title 810”.
   Delete “these administrative regulations”.

Page 5
Section 5(1)
Lines 6 and 7
   After “appropriate action on”, delete “all”.
   After “to be made of”, delete “all”.

Page 5
Section 5(2)
Line 9
   After “grounds from scratch time”, insert “. . .”.

Page 5
Section 5(3)
Lines 16 through 19
   After “minutes before each race”, delete the following:

   The steward may remain there until the horses leave for the starting gate, to observe the
   conduct of all persons in and around the paddock and inspect, with the paddock judge and
   commission veterinarian, all horses for fitness

Page 5
Section 5(4)
Line 21
   After “standard examinations”, delete “all”.

Page 6
Section 5(4)
Line 1
   After “the qualifications of”, delete “all”.
Page 6
Section 5(6)
Lines 9 and 10
After "eligibility is in question", insert "."

Page 6
Section 5(8)
Lines 15, 16, and 17
After "entries and receive", delete "all".

After "scratches and determine", delete "all".

After "refuse the entry of", insert "a".
Delete "any".

Page 6
Section 5(9)
Lines 19 and 21
After "(9) To lock", delete "all".

After "doubt is held by", insert "a".
Delete "any".

After "steward or", delete "any".

Page 7
Section 5(10)
Line 3
After "list of riders", insert "."

After "all apprentice jockeys", insert "to".
Delete "whom the stewards feel should".

Page 7
Section 5(11)
Lines 5 and 7
After "Stewards Report recording", delete "all".

After "taken by the stewards on", delete "all".

After "rulings issued, and", delete "any".
After "of the barn area", insert ".".
Delete "and".

After "check track security", insert ",".
Delete "and to".

After "occasional", insert "and".
Delete ",".

After "the jockeys' room", insert ",".
Delete "and".

After "weighing out", insert ",".

After "written record of", delete "all".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 2. General

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Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Staff-suggested Amendment

Version 4/4/2019 12:54 p.m.
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission


Page 2
Section 1(2)
Line 9
After “judges’ stand. At”, insert “a”.
Delete “any”.

Page 3
Section 3
Lines 2 through 5
After “a person shall have:”, return and insert “(1)”. Delete “(a)”.

After “by the commission;”, return and insert “(2)”. Delete “(b)”.

After “or program; and”, return and insert “(3)”. Delete “(c)”.

Page 3
Section 4
Lines 7 through 9
After “Judge Prohibitions.”, delete “(1)”.

After “serve as a judge:”, return and insert “(1)”. Delete “(a)”.

After “the commission; or”, return and insert “(2)”. Delete “(b)”.

Page 3
Section 6(3)
Line 18
After “shall employ or approve”, delete “all”.
Page 4
Section 7(1)
Line 4
    After “an ownership interest in”, insert “a”.
    Delete “any”.

Page 4
Section 7(2)
Line 5
    After “or purchase of”, insert “a”.
    Delete “any”.

Page 4
Section 7(3)
Line 6
    After “horse insurance on”, insert “a”.
    Delete “any”.

Page 4
Section 7(5)
Line 8
    After “the outcome of”, insert “a”.
    Delete “any”.

Page 6
Section 12(2)
Line 4
    After “owners, trainers, drivers”, insert “’”.

Page 7
Section 13(5)
Lines 7 and 8
    After “assistants by citing”, delete “any”.
    After “obey their orders”, insert “’”.
    Delete “or”.
    After “810 KAR Chapter 5”, insert “’”.

Page 7
Section 13(6)
Line 9
    After “Examine under oath”, insert “a”.
    Delete “any”.

2
Page 7
Section 13(10)
Line 17
After “failure of electricity or”, delete “any”.

Page 9
Section 16(1)(b)7.
Lines 19 and 20
After “races; and 7.”, delete “Any”.
Uppercase “apparent”.

Page 10
Section 16(3)
Lines 7 and 8
After “KRS Chapter 230”, insert “.”
delete “or”.

After “810 KAR Chapter 5”, insert “.”.

Page 10
Section 16(4)(b)
Lines 11 and 12
After “Changing course; (b)”, delete “Any”.
Uppercase “driving”.

Page 13
Section 19(2)(a)
Lines 2 and 3
After “containing: (a)”, delete “All”.
Uppercase “horses”.

Page 14
Section 20(4)(c)
Line 3
After “leading horse at the”, insert the following:

one-quarter (1/4), one-half (1/2), and three-quarters (3/4) mile

Delete the following:

quarter, half, three-quarters
Page 15
Section 21(4)(b)
Line 2
   After “the presiding judge of”, delete “any”.

Page 15
Section 21(4)(g)
Line 10
   After “Notify judges of”, delete “any”.

Page 17
Section 24(3)(j)
Line 1
   After “position at the”, insert the following:

   one-quarter (1/4), one-half (1/2), three-quarters (3/4) mile

   Delete the following:

   quarter (1/4), half (1/2), three quarters (3/4)

Page 17
Section 25
Line 12
   After “Section 25.”, delete “Any”.
   Uppercase “variance”.

Page 17
Section 26(1)
Line 17
   After “(1) Ensure that”, delete “all”.
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
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Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Staff-suggested Amendment

Version 4/4/2019 1:00 p.m.
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 2:060. Owners' Authorized Agents and Jockey Agents

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Lines 11 and 12
After "be conducted in Kentucky.", insert the following:

This administrative regulation establishes

Delete the following:

The function of this administrative regulation is to outline

Page 1
Section 1
Lines 14 and 15
After "Agents Permitted.", insert "A".
Delete "Any".

After "the licensee's behalf in", delete "all".

Page 1
Section 2
Line 18
After "Required. No person", insert "shall".
Delete "may".

Page 2
Section 3(1)
Line 1
After "If an authorized agent", insert "acts".
Delete "is to act".

Page 2
Section 3(3)
Line 8
After "behalf of the principal", delete "in any way".
Page 2
Section 3(4)
Line 10
   After “official shall permit”, insert “an”.  
   Delete “any”.

Page 2
Section 3(5)
Lines 14 and 16
After “the licensed owner”, delete “all”.

       After “In executing”, insert “a”.
       Delete “any”.

Page 3
Section 4(1)
Line 2
After “(2) riders. No rider”, insert “shall”.
Delete “may”.

Page 3
Section 4(2)
Line 3
After “licensed jockey agent”, insert “shall”.
Delete “may”.

Page 3
Section 4(2)
Line 4
After “own riding engagements.”, insert “A”.
Delete “Any”.

Page 3
Section 4(2)
Line 7
After “No jockey agent”, insert “shall”.
Delete “may”.

Page 3
Section 4(3)
Line 9
After “(3)”, insert “A”.
Delete “Any”.

2
After "KHRC 2-060-01", insert "11/2018".

Materials Incorporated by Reference
Authorized Agent License Application, KHRC 2-060-01.
Insert edition date "11/2018".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair

Re: 810 KAR Chapter 2. General

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 2:001; 810 KAR 2:010; 810 KAR 2:020; 810 KAR 2:030; 810 KAR 2:040; 810 KAR 2:050; 810 KAR 2:060; 810 KAR 2:070; and 810 KAR 2:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 2:001; 810 KAR 2:010; 810 KAR 2:020; 810 KAR 2:030; 810 KAR 2:040; 810 KAR 2:050; 810 KAR 2:060; 810 KAR 2:070; and 810 KAR 2:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Staff-suggested Amendment

Version 4/4/2019 1:18 p.m.
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 2:070. Thoroughbred and Other Flat Racing Associations.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Line 7
   After “and 230.260(8)”, insert "authorize".
   Delete “require”.

Page 1
Section 1(1)
Line 11
   After “of Grounds, Facilities”, insert “.”.

Page 3
Section 6(2)
Line 6
   After “Arabian, quarter horse, paint horse”, insert “.”.

Page 4
Section 11
Line 17
   After “administrative regulations, codes”, insert “.”.

Page 6
Section 16(2)(a)
Line 16
   After “or less; and”, delete “.”.

Page 8
Section 20(1)
Line 3
   After “night and day,”, insert “on”.
   Delete “in”.

1
Page 8
Section 21(4)
Line 21
   After “of products”, insert “that”.
   Delete “which”.

Page 10
Section 22(3)(a)
Line 1
   After “from association grounds”, delete “for any reason”.

Page 11
Section 27(3)(a)
Line 19
   After “has been declared official”, delete “;”.

Page 12
Section 28(1)(a)
Line 19
   After “to the post;”, delete “and”.

Page 12
Section 28(1)(b)
Line 20
   After “the returning of”, delete “all”.
   After “the unsaddling area”, insert “.”
   Delete “.”.

Page 13
Section 29(2)
Lines 16 and 17
   After “(2)”, insert “A”.
   Delete “Any”.
   After “stable pony on”, insert “a”.
   Delete “any”.
   After “the commission,” delete “all”.
   After “starters, and”, insert “a”.
   Delete “any”.
Page 15
Section 34(1)(a)
Lines 18, 20, and 21
After “the training of horses”, insert “.”.
After “shall not contain provisions”, insert “that”.
Delete “which”.
After “loss of use, injury”, insert “.”.

Page 16
Section 34(1)(a)
Line 1
After “of any licensee”, insert “.”.
Delete “or”.
After “its agents”, insert “.”.

Page 16
Section 34(1)(a)1.
Line 3
After “Ordinary negligence”, insert “that”.
Delete “which”.
After “contributes to loss, injury”, insert “.”.

Page 16
Section 34(1)(a)2.
Lines 5 and 6
After “Ordinary negligence”, insert “that”.
Delete “which”.
After “loss of use, injury”, insert “.”.

Page 16
Section 34(1)(b)
Lines 8 and 12
After “of this subsection,”, delete “all”.
After “limit liability of”, insert “a”.
Delete “any”.

3
Page 16
Section 34(2)
Lines 14 and 18
   After "consent of licensees.", delete "All".
   Uppercase "persons".

   After "association. Exculpatory provisions", insert "that".
   Delete "which".

Page 17
Section 34(3)
Line 5
   After "hold harmless", insert ",."

   After "not to sue", insert "other participating licensees".
   Delete the following:

   all other licensees so participating

Page 17
Section 34(3)(a)
Line 6
   After "Ordinary negligence", insert "that".
   Delete "which".

   After "loss of use, injury", insert ",."

Page 17
Section 34(3)(b)
Lines 8, 11, and 12
   After "Ordinary negligence", insert "that".
   Delete "which".

   After "omissions of a licensee", insert ",."
   Delete "and".

   After "its agents", insert ",."

   After "(name of licensed association)", insert ",."
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair

c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 2. General

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 2:001; 810 KAR 2:010; 810 KAR 2:020; 810 KAR 2:030; 810 KAR 2:040; 810 KAR 2:050; 810 KAR 2:060; 810 KAR 2:070; and 810 KAR 2:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 2:001; 810 KAR 2:010; 810 KAR 2:020; 810 KAR 2:030; 810 KAR 2:040; 810 KAR 2:050; 810 KAR 2:060; 810 KAR 2:070; and 810 KAR 2:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 2:080. Standardbred racing associations.

Page 2
Section 5
Line 5
After “purse for which”, insert “the”.
Delete “such”.

Page 2
Section 7
Line 11
After “An association shall not”, insert the following:

pay or advertise to pay an

Delete the following:
advertise to pay or pay any

Page 2
Section 8(2)
Line 19
After “A daily record”, delete “all”.

Page 5
Section 11(1)(a)
Line 1
After “person certified to use”, insert “the”.
Delete “such a”.

Page 7
Section 14(4)
Lines 11 and 12
After “leave its station”, delete “for any reason”.

1
Page 7
Section 15
Lines 14 and 16
After "Commission Office.", insert "An".
Delete "Each".

After "the deficiencies of", insert "association".
Delete "said".

After "facilities shall subject", insert "the".
Delete "said".

Page 7
Section 16
Lines 20, 21, and 22
After "shall be allowed on", delete "any part of".

After "the betting ring or", insert "elsewhere".
Delete "any place else".

Page 8
Section 16
Lines 1 and 2
After "nothing, and", insert "a person"

Delete "anyone".

After "licensee shall thereafter exclude", insert "the".
Delete "said".

Page 8
Section 17
Lines 5, 7, and 8
After "methods of", delete "so-called".

After "to the track enclosure.", delete "Such".
Uppercase "supervision".

After "to race at", insert "the".
Delete "said".

After "control or monopolize", insert "any".
Delete "said".
Page 8
Section 19
Lines 13, 14, and 15
After “Stabling of Horses.”, insert “A”.
Delete “Any”.

After “confines of that track;”, delete “provided.”.

After “case of necessity”, delete “such”.

Page 8
Section 21
Line 20
After “(1) Watchmen”, delete “so employed”.

Page 9
Section 21
Lines 1 and 2
After “may be within”, insert “the”.
Delete “said”.

Page 9
Section 22
Line 6
After “Stable Enclosures Fenced.”, delete “All”.
Uppercase “stable”.

Page 9
Section 24
Line 10
After “Paddock Employees.”, insert “A”.
Delete “Any”.
Page 9
Section 25
Lines 16, 17, 18, and 19
After "not contain provisions", insert "that".
Delete "which".

After "for loss, loss of use, injury", insert ",.

After "omissions of any licensee", insert ",.
Delete "or".

After "its agents", insert ",.

Page 9
Section 25(1)
Line 20
After "(1) Ordinary negligence", insert "that".
Delete "which".

After "contributes to loss, injury", insert ",.

Page 10
Section 25(2)
Lines 1, 2, and 7
After "(2) Ordinary negligence", insert "that".
Delete "which".

After "loss of use, injury", insert ",.

After "to limit liability of", insert "a".
Delete "any".

Page 10
Section 26
Lines 9 and 13
After "Consent of Licensees.", delete "All".
Uppercase "persons".

After "Exculpatory provisions", insert "that".
Delete "which".
Page 10
Section 27
Lines 20, 21, and 22
After “stabling, racing, training”, insert ",."

After “and release, hold harmless”, insert ",."

After “not to sue”, insert the following:

other participating licensees

Delete the following:

all other licensees so participating

Page 11
Section 27(1)
Line 1
After “(1) Ordinary negligence”, insert “that”.
Delete “which”.

After “loss of use, injury”, insert ",."

Page 11
Section 27(2)
Lines 3, 4, 6, 7, and 8
After “(2) Ordinary negligence”, insert “that”.
Delete “which”.

After “loss of use, injury”, insert ",."

After “omissions of a licensee”, insert ",."
Delete “and”.

After “its agents”, insert ",."

After “of the premises”, insert “of”.
Delete “or”.

After “(name of licensed association)”, insert ",."

After “as provided above,”, delete “all”.

After “in racing, training”, insert ",."

5
Page 11
Section 28(3)
Lines 17, 18, and 19
After "the racing association", insert ".".
Delete "or".

After "the owner", insert ".".

After "the following exceptions", insert ".".
Delete ";".

Page 14
Section 31(1)(g)
Line 4
After "(g)", insert "An".
Delete "Any".

Page 15
Section 32(2)(d)
Line 3
After "or suggestion that", insert "a".
Delete "any".

Page 15
Section 33
Line 5
After "Section 33", insert ".".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 3. Licensing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050.

Sincerely,

[Signature]
John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
SUGGESTED AMENDMENT

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 3:001. Definitions.

Page 1
TITLE
Line 4
After “Definitions”, insert the following:
for 810 KAR Chapter 3

Page 1
RELATES TO
Line 5
After “RELATES TO:”, insert “KRS Chapter 230”.
Delete “810 KAR Chapter 3”.

Page 1
STATUTORY AUTHORITY
Line 6
After “230.215”, insert “(2)”. 

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Line 8
After “under which”, insert “horse”.
Delete “thoroughbred”.
After “racing”, insert “is”.
Delete “shall be”.

Page 1
Section 1(4)
Line 19
After “230.210”, insert “(5)”. 
Delete “(1)”. 

Page 2
Section 1(6)
Line 5
After “conformity with”, insert “810”.

1
Delete “811”.

**Page 2**
**Section 1(7)(a)**
**Lines 7-8**
After “Commission”, insert the following:

as defined by KRS 230.210(16)

Delete the following:
(formerly known as the Kentucky Horse Racing Authority and defined in KRS 230.210(2))

**Line 9**
After “wagering;”, insert “or”.
Delete “and”.

**Page 3**
**Section 1(16)**
**Line 5**
After “conformance with”, insert “KAR”.

**Lines 5-6**
After “810”, delete “KAR”.

**Page 3**
**Section 1(19)**
**Line 13**
After “not qualified under”, insert “KAR”.
After “810”, delete “KAR”.

**Page 4**
**Section 1(23)**
**Line 1**
After “corporation,”, insert “limited liability company,”.

**Page 4**
**Section 1(26)**
**Line 14**
After “corporation,”, insert “limited liability company,”.

**Page 5**
**Section 1(37)**
**Line 17**
After “230.210”, insert “(19)”.
Delete “(11)”.

2
Public Protection Cabinet
Kentucky Horse Racing Commission
Established 1906
4063 Iron Works Pkwy., Bldg. B
Lexington, Kentucky 40511
Telephone: (859) 246-2040 Fax: (859) 246-2039
Website: http://khrc.ky.gov

April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
C/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 3. Licensing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
SUGGESTED AMENDMENT

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 3:010. Licensing of racing associations.

Page 1
Section 1(1)
Lines 16-17
After "(1)", delete the remainder of this subsection in its entirety.

Page 1
Section 1(2)
Line 18
Before ""Principal"", delete "(2)".
After "230.210", insert "(14)".
Delete "(17)".

Page 1
Section 1(3)
Line 19
Before "(3)", insert "(2)".
Delete "(3)".

Page 2
Section 1(4)
Line 7
Delete this subsection in its entirety.

Page 2
Section 2(2)
Line 12
After "230.300", insert "(1)".

Page 2
Section 3(1)
Line 20
After "(1)", insert "License Fee. (a)".
Line 21
After "$5,000.", insert the following:
(b) A renewal applicant shall not be charged a fee to renew a racing association license, unless an investigation fee is authorized by subsection (2) of this section.

Page 3
Section 3(2)
Line 1
After “(2), insert the following:
Investigation Fees.

(a)

Lines 1-4
After "submit with the application an investigation fee of $10,000." insert the following:
(b)1. The commission may require a renewal applicant or an applicant proposing a substantial change in ownership to pay an investigation fee of $10,000 if:
a. The applicant or one (1) of its principals has not previously been subject to an investigation; 
b. More than five (5) years has passed since the last investigation of the applicant or one (1) of its principals was conducted; or

c. The commission finds other good cause for an investigation.
2. If an investigation fee is requested, the applicant shall submit a cashier's check or certified check payable to the commission within ten (10) days of receipt of the request.

(c)
Delete the following:
If the commission determines that investigation of a renewal applicant or an applicant that is proposing to undergo a substantial change in ownership is necessary, the applicant shall pay an investigation fee of $10,000.

Lines 6, 9
Renumber paragraphs “(a)” and “(b)” as paragraphs “(d)” and “(e)” accordingly.

Page 3
Section 3(2)(b)
Line 10
After “in the amount”, insert “reasonably”.

Page 4
Section 4(2)(a)5.
Line 14
After “remitting taxes”, insert a semicolon.
Delete the period.

Page 5
Section 4(2)(j)4.
Line 13
After "public improvements", insert a semicolon.
Delete the period.

Page 6
Section 5(6)
Line 7
After "230 and", insert "KAR".
After "810", delete "KAR".

Page 7
Section 8(1)
Line 4
After "Control Form", insert ", KHRC 3-010-2".

Page 7
Section 8(3)(a)
Line 9
After "A nominal change", insert "in".
Delete "of".

Page 7
Section 8(3)(b)
Line 12
After "by a person who", insert "will".
Delete "shall".

Page 7
Section 8(3)(c)
Line 14
After "unless", insert "the".
Delete "such".

Page 8
Section 11(1)(a)
Line 21
After "3-010-1", insert ", 11/2018".

Page 9
Section 11(1)(b)
Line 2
After "3-010-2", insert ", 11/2018".
Senator Stephen West, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

Re: 810 KAR Chapter 3. Licensing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050.

Sincerely,

John L. Forgy, General Counsel  
Kentucky Horse Racing Commission  
4063 Iron Works Parkway, Building B  
Lexington, KY 40511
810 KAR 3:020. Licensing of racing participants.

Page 1
RELATES TO
Line 5
   After "230.320", insert ", 230.330".

Page 3
Section 2(2)(w)
Line 8
   After "Owner/trainer/driver", insert a semicolon.

Page 3
Section 2(2) (second occurrence)
Line 21
   Before "(2) A Person", insert "(3)".
   Delete "(2)".
   Renumber subsection (3) accordingly.

Page 4
Section 2(3)(c)
Lines 9-10
   After "or its designee", delete the following:
      upon submission of a written application

Page 4
Section 3(1)
Lines 12-13
   After "to participate in", insert "horse".
   Delete "thoroughbred".

Page 5
Section 3(6)
Line 16
   After "The commission shall", insert "notify".
   Delete "provide notice".
Page 6
Section 4(2)(a)
Line 5
After "(QF) license", insert a comma.

Page 6
Section 4(2)(b)
Line 7
After "(P) license", insert a comma.

Page 6
Section 4(2)(c)
Line 9
After "(A) license", insert a comma.

Page 7
Section 5(1)(b)2.
Line 8
After "2. A", delete the quotation marks around "Veterinarian Approval Form".
After "3-020-4", insert a comma.

Page 7
Section 5(1)(c)
Lines 10-11
After "accompanyed by a", delete the quotation marks around "Veterinarian Approval Form".
Line 11
After "3-020-4", insert a comma.

Page 7
Section 5(1)(d)
Line 14
After "accompanyed by a ", delete the quotation marks around "Veterinary Approval Form".
After "3-020-4", insert a comma.

Pages 8-11
Section 6(1)
Lines 17-22; 1-22; 1-22; 1-6
After "shall not be refundable.", insert the following:
(a) Association Employee:
1. For thoroughbreds: $25:
2. For standardbreds: $25; or
3. For other horses: $10;
(b) Assistant trainer:
1. For thoroughbreds: $150; or
2. For other horses: $35;
(c) Claiming: $150;
(d) Dental technician: $100;
(e) Driver: $125;
(f) Driver/trainer: $125;
(g) Equine therapist:
1. For thoroughbreds: $50;
2. For standardbreds: $50; or
3. For other horses: $25;
(h) Exercise rider: $10;
(i) Farm manager or agent:
1. For thoroughbreds: $50;
2. For standardbreds: $50; or
3. For other horses: $25;
(j) Farrier:
1. For thoroughbreds: $100;
2. For standardbreds: $100; or
3. For other horses: $35;
(k) Farrier apprentice:
1. For thoroughbreds: $50;
2. For standardbreds: $50; or
3. For other horses: $25;
(l) Jockey:
1. For thoroughbreds: $150; or
2. For other horses: $35;
(m) Jockey agent:
1. For thoroughbreds: $150; or
2. For other horses: $35;
(n) Jockey apprentice:
1. For thoroughbreds: $100; or
2. For other horses: $35;
(o) Matinee driver: $125;
(p) Mutuel employee:
1. For thoroughbreds: $50;
2. For standardbreds: $50; or
3. For other horses: $20;
(q) Owner:
1. For thoroughbreds: $150;
2. For standardbreds: $125; or
3. For other horses: $35;
(r) Owner (temporary):
1. For thoroughbreds: $150;
2. For standardbreds: $125; or
3. For other horses: $35;
(s) Owner/assistant trainer:
1. For thoroughbreds: $150; or
2. For other horses: $35;
(t) Owner/trainer:
1. For thoroughbreds: $150;
2. For standardbreds: $125; or
3. For other horses: $35;
(u) Owner/trainer/driver: $125;
(v) Owner/driver: $125;
(w) Racing department employee: $100;
(x) Racing official:
1. For thoroughbreds: $100;
2. For standardbreds: $100; or
3. For other horses: $35;
(y) Special event employee: $10;
(z) Stable employee:
1. For thoroughbreds: $10;
2. For standardbreds: $5; or
3. For other horses: $5;
(aa) Steeplechase jockey: $150;
(bb) Trainer:
1. For thoroughbreds: $150;
2. For standardbreds: $125; or
3. For other horses: $35;
(cc) Vendor:
1. For thoroughbreds: $50;
2. For standardbreds: $50; or
3. For other horses: $25;
(dd) Vendor employee: $25;
(ee) Veterinarian:
1. For thoroughbreds: $150;
2. For standardbreds: $125; or
3. For other horses: $35;
(ff) Veterinary assistant:
1. For thoroughbreds: $50;
2. For standardbreds: $50; or
3. For other horses: $25; or
(gg) Veterinary technologist or technician:
1. For thoroughbreds: $50;
2. For standardbreds: $50; or
3. For other horses: $25.
Delete the remainder of subsection (1) in its entirety.

Page 12  
Section 10(2)  
Lines 9-10  
After “Chapter 230 or”, insert “KAR”.  
After “810”, delete “KAR”.

Page 12  
Section 11(1)(b)  
Line 21  
After “Chapter 230 or”, insert “KAR”.  
After “810”, delete “KAR”.

Page 19  
Section 15(1)(cc)  
Line 2  
After “to comply with”, insert the following:  
KRS Chapter 230 or KAR Title 810  
Delete the following:  
Kentucky statutes or administrative regulations

Page 19  
Section 15(1)(jj)2.  
Line 20  
After “prohibited by”, insert the following:  
KRS Chapter 230 or KAR Title 810  
Delete the following:  
a statute or administrative regulation of the commission

Page 25  
Section 22(7)  
Line 6  
After “any violation of”, insert the following:  
KRS Chapter 230 or KAR Title 810  
Delete the following:  
the administrative regulations of the commission
Section 24(1)(a)
Line 13
After “3-020-1”, insert ", 4/2019".

Page 25
Section 24(1)(b)
Line 14
After “3-020-2”, insert ", 11/2018".

Page 25
Section 24(1)(c)
Line 15
After “3-020-3”, insert ", 4/2019".

Page 25
Section 24(1)(d)
Line 13
After “3-020-4”, insert ", 4/2019".

Changes to Material Incorporated by Reference:
Licensing Application form
Under THOROUGHBRED FEES, insert the following:
   Owner (temporary) $150
   Racing department employee $100

Under STANDARDBRED – QUARTER & OTHER FEES, insert the following:
   Owner (temporary) $125 ($35)
   Owner/driver $125
   Racing department employee $100

Change in Application Information Form
In opening paragraph, after “Pursuant to 810 KAR 3:020, Section”, insert “17”.
Delete “11”.

Veterinarian Approval Form
In both paragraphs, after “Pursuant to 810 KAR 3:020, Section”, insert “5(1)”.
Delete “3(4)".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
C/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 3. Licensing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050.

Sincerely,

[Signature]

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511

[Seal of the Commonwealth of Kentucky]
SUGGESTED AMENDMENT

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 3:030. Licensing totalizer companies.

Page 1
STATUTORY AUTHORITY
Line 7
After “230.215”, insert “(2)".

Page 1
Section 1(3)
Line 20
After “(3)”, delete the remainder of this subsection in its entirety.

Page 2
Section 1(4)
Line 1
Before ““Person””, delete “(4)”.

Page 2
Section 1(5)
Line 4
Before “(5)”, insert “(4)”. Delete “(5)”. After “is defined”, insert “by”. Delete “in”. After “230.210”, insert “(14)”.

Page 2
Section 1(5)(e)
Line 16
After “; and”, delete the semicolon.

Pages 2-3
Section 1(6)-(7)
Lines 20-22; 1-2
Delete subsections (6) and (7) in their entirety.

Page 3
Section 1(8)
Line 3
Before “(8)”, insert “(5)”.
Delete “(8)”.

Page 3
Section 2(2)
Lines 8-9
After “for a license on the”, delete the opening quotation mark before “Initial/Renewal”.
After “3-030-1”, delete “(9/18)”.

Page 4
Section 3(2)(d)
Lines 9-12
After “(d)”, insert the following:
1. The commission may require a renewal applicant or an applicant proposing a substantial change in ownership to pay an investigation fee in an amount reasonably requested by the commission if:
a. The applicant or one (1) of its principals has not previously been subject to an investigation;
b. More than five (5) years has passed since the last investigation of the applicant or one (1) of its principals was conducted; or
c. The commission finds other good cause for an investigation.
2. If an investigation fee is requested, the applicant shall submit a cashier’s check or certified check payable to the commission within ten (10) days of receipt of the request.

Delete the following:
If the commission determines that investigation of a renewal applicant or an applicant that is proposing to undergo a substantial change in ownership is necessary, the applicant shall submit a cashier’s check or certified check payable to the commission in an amount requested by the commission within ten (10) days of receipt of request.

Page 5
Section 4(2)
Line 8
After “3-030-1”, delete “(9/18)”.
Page 5
Section 4(2)(d)
Line 21
After “3-030-03”, delete “(9/18)”. After the semicolon, insert “and”.

Page 6
Section 4(2) (second occurrence)
Line 3
Before “(2)”, insert “(3)”. Delete “(2)”.

Page 6
Section 4(2)(2)(a) (now renumbered as Section 4(3)(a))
Line 4
Before “Any”, delete “(a)”. Lowercase “Any” Remove the return between “may consider” and “any”.

Page 6
Section 4(2)(2)(b) (now renumbered as Section 4(3)(b))
Line 7
Before “(b)”, insert “(a)”. Delete “(b)”.

Page 7
Section 4(2)(2)(b)10. (now renumbered as Section 4(3)(a)10.)
Line 12
After “remitting taxes”, insert a semicolon. Delete the colon.

Page 7
Section 4(2)(2)(c)-(f) (now renumbered as Section 4(3)(c)-(f))
Lines 13, 14, 15, 17
Renumber paragraphs “(c)” through “(f)” as paragraphs “(b)” through “(e)”.

Page 8
Section 7(3)
Line 15
After “3-030-03”, delete “(9/18)”.
Page 8
Section 8(1)
Line 17
   After “on the Totalizator”, insert “Services”.
   Delete “Serves”.
   After “Control Form”, insert “KHRC 3-030-2”.

Page 9
Section 8(3)(c)
Line 5
   After “unless”, insert “the”.
   Delete “such”.

Page 9
Section 10(1)(a)
Lines 18-19
   After “3-030-1”, insert “11/2018”.
   Delete “(9/18)”.

Page 9
Section 10(1)(b)
Line 20
   After “Totalizator”, insert “Services”.
   After “3-030-2”, insert “11/2018”.
   Delete “(9/18)”.

Page 9
Section 10(1)(c)
Line 21
   After “3-030-3”, insert “11/2018”.
   Delete “(9/18)”.
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 3. Licensing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
SUGGESTED AMENDMENT
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 3:040. Advance deposit account wagering.

Page 2
Section 1(6)
Line 3
After "(6)", delete the remainder of this subsection in its entirety.

Page 2
Section 1(7)
Line 4
Before "Confidential Information", delete "(7)".
Renumber subsections "(8)" and "(9)" as subsections "(7)" and "(8)".

Page 2
Section 1(10)
Line 20
Delete this subsection in its entirety.
Renumber subsections "(11)" and "(12)" as subsections "(9)" and "(10)".

Page 3
Section 1(13)
Line 17
Delete this subsection in its entirety.

Page 3
Section 1(14)
Line 18
Before "(14)", insert "(11)".
Delete "(14)".

Page 3
Section 1(15)
Lines 19-22
Delete this subsection in its entirety.
Page 4
Section 2(2)
Lines 5-7
After “on the Initial/”, insert “Renewal”.
Delete “Renal”.
After “Deposit Account”, insert “Wagering”.
Delete “Wager”.
After “KHRC”, insert “3-040-01”.
Delete “3-030-01”.

Page 4
Section 3(2)(a)
Line 21
After “including”, insert a colon.

Page 4
Section 3(2)(a)1.
Line 22
After “costs”, insert a semicolon.
Delete the comma.

Page 5
Section 3(2)(d)
Lines 8-11
After “(d)”, insert the following:
1. The commission may require a renewal applicant or an applicant proposing a substantial change in ownership to pay an investigation fee in an amount reasonably requested by the commission if:
   a. The applicant or one (1) of its principals has not previously been subject to an investigation;
   b. More than five (5) years has passed since the last investigation of the applicant or one (1) of its principals was conducted; or
   c. The commission finds other good cause for an investigation.
2. If an investigation fee is requested, the applicant shall submit a cashier’s check or certified check payable to the commission within ten (10) days of receipt of the request.
3.
Delete the following:
If the commission determines that investigation of a renewal applicant or an applicant that is proposing to undergo a substantial change in ownership is necessary, the applicant shall submit a cashier’s check or certified check payable to
the commission in an amount requested by the commission within ten (10) days of receipt of request.

Page 6
Section 4(4)
Line 22
After “renewal license”, insert a period.
Delete “; and”.

Page 9
Section 8(2)
Line 3
After “(2)”, insert “(a)”.

Line 8
After “confidence in the licensee.”, insert “(b)”.

Line 9
After “send a copy of”, insert “the”.
Delete “any such”.

Line 10
After “by the licensee.”, insert “(c)”.
After “This”, insert “subsection”.
Delete “regulation”.

Page 10
Section 8(5)(c)
Line 5
After “manipulation”, insert a semicolon.

Page 10
Section 8(5)(e)
Line 7
After “especially within”, insert “two (2)”.
Delete “2”.

Page 10
Section 8(6)
Line 11
After “(6)”, insert “(a)1.”.
Lines 11-12
After “pursuant to”, insert the following:
subsections (2) through (5) of this section
Delete the following:
Sections 2 through 5 of this administrative regulation

Lines 13-14
After “immediately after the event triggering the notice requirement.”, insert “2.”.

Line 14
After “written notice of the event”, insert the following:
required to be given to the commission pursuant to subsections (2) through (5) of this section

Line 17
After “or facsimile.”, insert “(b)”.  
After “other than those in”, insert the following:
subsections (2) through (5) of this section
Delete the following:
Sections 1 through 5

Line 19
After “instructed in”, insert “this administrative regulation”.  
Delete “these regulations”.

Page 11
Section 8(7)
Line 1
After “business day of the”, insert “second”.
After “week”, insert “after”.  
Delete “next succeeding”.

Page 11
Section 8(8)(a)2.
Line 8
After “associations”, insert “. or”.  
Delete the period.

Page 12
Section 8(10)
Line 2
After “the commission”, delete “the form” and the opening quotation mark.

Line 3
After “Summary Report”, insert “form KHRC 3-040-05.”.  
Delete the closing quotation mark.
Section 8(11)
Line 7
After “the commission”, delete “the form” and the opening quotation mark.

Line 8
After “Summary Report”, insert “form”.
After the comma, delete the closing quotation mark.

Page 12
Section 8(14)
Line 19
After “Section 4”, insert “(2)(a)”.
Delete “(1)(d)”.

Page 13
Section 8(16)
Line 2
After “any other”, delete “such”.

Page 13
Section 8(17)
Lines 6-7
After “system in”, delete “such”.
After “a way”, insert “that does not”.
Delete “as not to”.

Page 17
Section 9(1)
Lines 5-6
After “accompanied by a certified copy of the”, delete the opening quotation mark.
After “Credit Form,”, delete the closing quotation mark.

Page 17
Section 9(2)
Line 8
After “Part III of the”, delete “form” and the opening quotation mark.

Line 9
After “Report”, insert “form”.
After the comma, delete the closing quotation mark.
After “3-040-05”, insert a comma.
Section 9(2)(b)

Line 14

After “Part III of the”, delete “form” and the opening quotation mark.

Line 15

After “Report”, insert “form”.
After the comma, delete the closing quotation mark.

Page 17

Section 9(2)(c)

Line 18

After “Part III of the”, delete “form” and the opening quotation mark.

Line 19

After “Report”, insert “form”.
After the comma, delete the closing quotation mark.

Page 18

Section 9(3)(a)

Line 2

After “wagering licensee”, insert “stated”.
Delete “set forth”.

Page 18

Section 10(1)

Line 10

After “Advance Deposit”, insert “Account”.

Page 18

Section 10(3)(b)

Line 18

After “by a person who”, insert “will”.
Delete “shall”.

Page 18

Section 10(3)(c)

Line 20

After “unless”, insert “the”.
Delete “such”.

Page 19

Section 12(1)(a)

Line 16
After “3-040-1”, insert “11/2018”.

Page 19
Section 12(1)(b)
Line 17
After “3-040-2”, insert “11/2018”.

Page 19
Section 12(1)(c)
Lines 18-19
After “3-040-3”, insert “11/2018”.

Page 19
Section 12(1)(d)
Line 20
After “3-040-4”, insert “11/2018”.

Page 20
Section 12(1)(e)
Line 2
After “3-040-5”, insert “11/2018”.
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
C/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 3. Licensing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 3:001; 810 KAR 3:010; 810 KAR 3:020; 810 KAR 3:030; 810 KAR 3:040; and 810 KAR 3:050.

Sincerely,

[Signature]

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
SUGGESTED AMENDMENT

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 3:050. Simulcast facilities.

Page 1
RELATES TO
Line 5
   After “KRS”, insert “230.300.”.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Lines 8-9
   After “commission to”, insert “promulgate administrative regulations establishing”.
   Delete “establish”.
   After “of simulcast facilities”, delete “through administrative regulation”.

Page 1
Section 1(2)
Line 15
   After “230.210”, insert “(8)”.
   Delete “(15)”.

Page 1
Section 1(3)
Line 16
   After “230.210”, insert “(22)”.
   Delete “(10)”.

Page 2
Section 2(2)(b)5.
Line 7
   After “and directors;”, insert “and”.

Page 2
Section 2(3)(a)2.
Line 15
After “located;”, insert “and”.

Page 2
Section 2(3)(b)1.
Line 19
   After “located;”, insert “and”.

Page 3
Section 2(7)(d)4.
Line 22
   After “washrooms;”, insert “and”.

Page 5
Section 2(8)(a)
Line 9
   After “of the change”, insert a period.
   Delete the semicolon.

Page 5
Section 2(8)(b)
Line 11
   After “the provisions of”, insert “KRS Chapter 230”.
   Delete “applicable statutes”.

Page 6
Section 2(9)(i)
Lines 4-5
   After “as required by”, insert the following:
       KRS Chapter 230 or KAR Title 810
   Delete the following:
       applicable statute or administrative regulation

Page 6
Section 2(10)(c)1.
Line 22
   After “determination;”, insert “and”.

Page 7
Section 3
Line 4
   After “required by Section”, insert “2”.
   Delete “1(1) through (10)”.

2
PUBLIC PROTECTION CABINET
KENTUCKY HORSE RACING COMMISSION
ESTABLISHED 1906
4063 IRON WORKS PKWY., BLDG. B
LEXINGTON, KENTUCKY 40511
TELEPHONE: (859) 246-2040  FAX: (859) 246-2039
WEBSITE: HTTP://KHRC.KY.GOV

April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:001; 810 KAR 4:010; 810 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:001; 810 KAR 4:010; 810 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Suggested Amendment
Final Version: 4/2/2019 12:20 PM

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:001. Definitions for 810 KAR Chapter 4.

Page 1
TITLE
Line 4
After “KAR 4:001 Definitions”, insert the following:
for 810 KAR Chapter 4

Page 1
RELATES TO
Line 5
After “RELATES TO:”, insert “KRS Chapter 230”.
Delete “810 KAR Chapter 4”.

Page 1
Section 1(1)
Line 15
After “other fund, and”, insert “that”.
Delete “which”.

Page 2
Section 1(7)
Line 9
After “KRS 230.210”, insert “(5)”.
Delete “(1)”.

Page 2
Section 1(11)
Lines 16 and 17
After “for a race”, insert “are not”.
Delete “will not be”.

Page 3
Section 1(13)(a)
Lines 1 and 2
After “Horse Racing Authority”, delete the following:
and defined in KRS 230.210(2)
Page 4
Section 1(24)
Line 12
    After “single betting interest”, insert the following:
    which is not a mutuel entry.

Lines 12 and 13
    After “one (1) horse”, delete the remainder of subsection (24), except the period.

Page 5
Section 1(34)
Line 12
    After “in flat racing”, insert a comma.
    After “a horse”, insert “that”.
    Delete “which”.

Page 5
Section 1(35)
Lines 15 and 16
    After “racing. A meeting”, insert “begins”.
    Delete “shall begin”.

Page 6
Section 1(43)
Lines 13 and 14
    After “place in one”, insert “(1)”.  

Page 8
Section 1(60)
Line 6
    After “or starting, as”, delete “may be”.

Page 8
Section 1(61)
Line 8
    After “means a race”, insert “that”.
    Delete “which”.

Page 8
Section 1(63)
Line 14
    After “powers and duties”, insert “established”.
    Delete “specified”.
After "by KRS 230.210", insert "(21)".
Delete "(3)".
April 4, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill, Regulations Compiler
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR 4:010, Horses.

Dear Co-Chairs West and Hale:

After further internal discussions concerning issues raised in the above-referenced administrative regulation, the Kentucky Horse Racing Commission proposes the attached Agency Amendment to 810 KAR 4:010, Horses.

Sincerely,

[Signature]
John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Agency Amendment

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:010. Horses.

Page 5
Sections 7 and 7(1)
Line 10
   After “Thoroughbred Age Restrictions.”, delete the notation, “(1)”.

Page 5
Section 7(2)
Lines 12 and 13
   Delete subsection (2) in its entirety.

Page 6
Section 9(3)
Lined 3 and 4
   Delete subsection (3) in its entirety.

Page 6
Section 10(3) and (4)
Lines 9 and 10
   Delete the following:
      (3) Has previously raced, but has made no starts in the last
          365 days or more, unless approved by a commission veteri-
          narian prior to entry.

Note to Compiler: Because there were originally two subsection (3)s, there should not be a need to renumber the rest of this section. Keep: “(3) Is suspended in any jurisdiction;” and the subsections thereafter.
Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:001; 810 KAR 4:010; 810 KAR 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:001; 810 KAR 4:010; 810 KAR 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Suggested Amendment
Final Version: 4/2/2019 11:32 AM

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:010. Horses.

Page 1
Section 1
Lines 13 and 14
After “association’s racing secretary”, insert the following:
or the secretary’s designee, or horse identifier or the identifier’s designee
Delete the following:
, or his designee, or horse identifier, or his designee

Page 2
Section 3(2)
Line 21
After “horse that he”, insert “or she”.

Lines 21 and 22
After “is in his”, insert “or her”.

Page 5
Section 9(1)
Line 17
After “by a stallion”, insert “shall”.

Page 5
Section 9(1)(a)
Line 18
After “(a)”, delete “Shall”.
Capitalize the first letter of “be”.

Page 5
Section 9(1)(b)
Line 19
After “(b)”, delete “Shall”.
Capitalize the first letter of “not”.

Page 6
Section 11(1)
Line 16
After “on a horse”, insert “while racing”.
Page 7
Section 11(8)
Line 4
After "riding crop, that", insert "can".
Delete "may".

Page 7
Section 11(9)(a)
Line 6
After "Any riding crop", insert "shall".
Delete "may".

Page 9
Section 15(1)
Line 20
After "ISO 11784", insert "2004".
Delete "1996/Amd.1:2004".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:001; 810 KAR 4:010; 810 KAR 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:001; 810 KAR 4:010; 810 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Suggested Amendment
Final Version: 4/2/2019 12:43 PM

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:020. Weights.

Page 2
Section 1(6)(a)
Line 7
   After “(6)(a) Except as”, insert “established”.
   Delete “provided”.

Page 3
Section 1(10)(c)
Line 4
   After “through September 1”, insert a comma.

Page 5
Section 2(5)
Line 5
   After “from riding his”, insert “or her”.
Senator Stephen West, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601  

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:001; 810 KAR 4:010; 810 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:001; 810 KAR 4:010; 810 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050.

Sincerely,

John L. Forgy, General Counsel  
Kentucky Horse Racing Commission  
4063 Iron Works Parkway, Building B  
Lexington, KY 40511
Suggested Amendment

Final Version: 4/3/2019 8:38 AM

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:030. Entries, subscriptions, and declarations.

Page 2
Section 3(1)
Line 2
After “a period of”, insert “at least”.

Page 2
Section 3(2)
Line 5
After “secretary pursuant to”, insert the following:
subsection (3) of this section
Delete “810 KAR 2:030”.

Page 3
Section 4(1)
Line 19
After “entry except as”, insert “established”.
Delete “provided”.

Page 4
Section 5(2)
Line 7
After “interest, except as”, insert “established”.
Delete “provided”.

Page 6
Section 8(2)(b)
Line 11
After “(b) Except as”, insert “established”.
Delete “provided”.

Page 7
Section 9(3)
Line 8
After “conditions established in”, insert the following:
paragraphs (a) through (c) of
Page 7
Section 10(1)
Lines 17 and 18
    After “not, except as”, insert “established”.
    Delete “described”.

Page 8
Section 11(1)
Line 2
    After “to start, as”, insert “established”.
    Delete “provided”.

Page 9
Section 15(1)(a)
Line 14
    After “(a) Except as”, insert “established”.
    Delete “provided”.

Page 10
Section 15(1)(c)2.
Line 3
    After “racing secretary or”, insert “the secretary’s”.
    Delete “his”.

Page 10
Section 15(3)
Line 10
    After “or trainer may”, delete “be permitted to”.

Page 10
Section 15(5)
Line 19
    After “racing association for”, insert “at least”.
April 8, 2019

Senator Stephen West, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:001; 810 KAR 4:010; 810 KAR 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:001; 810 KAR 4:010; 810 KAR 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Suggested Amendment

Final Version: 4/2/2019 2:31 PM

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:040. Running of the race.

Page 2
Section 5
Line 16
After “to the post”, insert a comma.

Page 2
Section 6(1)
Line 19
After “the starting post.”, insert “(a)”.  
After “the stewards’ stand.”, insert “(b)”.  
Line 21
After “to the post.”, insert “(c)”.  

Page 4
Section 10(1)(c)
Line 10
After “and viewing the”, insert “race replay”.  
Delete the following: 
patrol films or video tapes  
Lines 10 and 11
After “, whether”, insert “or not”.  

Page 5
Section 12
Line 4
After “Section 12. Fouls.”, insert “(1)”.  
After “of the track.”, insert “(2)”.  
Line 7
After “deemed a foul.”, insert “(3)”.  
After “is a foul.”, insert “(4)”.  
After “If”, insert a comma.  
Lines 7 and 8
After “of the stewards”, insert a comma.
Page 5
Section 13
Line 9
After “Determine Foul Riding.”, insert “(1)”.  
After “jockey shall make”, insert “a”.  
Delete “his”.

Line 10
After “and guide his”, insert “or her”.  
After “cause a foul.”, insert “(2)”.  

Line 11
After “irrespective of whether”, insert “or not”.
After “objection is lodged.”, insert “(3)”.  
After “If”, insert a comma.

Lines 11 and 12
After “of the stewards”, insert a comma.

Line 12
After “jockey not making”, insert “a”.  
Delete “his”.

Lines 12 and 13
After “and guide his”, insert “or her”.  

Line 13
After “a foul, whether”, insert “or not”.

Page 5
Section 14
Line 15
After “be Ridden Out.”, insert “(1)”.  

Line 17
After “at the time.”, insert “(2)”.  

Line 18
After “the purse money.”, insert “(3)”.  

Line 19
After “of the stewards.”, insert “(4)”.  

Line 21
After “with the horse.”, insert “(5)”.  

Page 6
Section 15(5)
Line 14
After “for safety, correction”, insert a comma.

Page 7
Section 15(7)(a)
Line 1
After “the head, flanks”, insert a comma.
Page 7
Section 15(9)
Line 11
After "for cuts, welts", insert a comma.

Page 7
Section 15(10)
Line 13
After "any licensee that", insert a comma.
After "if obeyed", insert a comma.

Page 7
Section 17
Line 21
After "Pari-mutuel Payoff.", insert "Once".
Delete "When".

Pages 7 and 8
Section 17
Lines 22 and 1
After "the rules and", insert the following:
KAR Titles 810 and 811
Delete the following:
administrative regulations of the commission

Page 8
Section 17
Line 3
After "pari-mutuel wagering purposes", insert "shall be final".
Delete "is final".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:001; 810 KAR 4:010; 810 KAR 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:001; 810 KAR 4:010; 810 KAR 4:020; 810 KAR 4:030; 810 KAR 4:040; and 810 KAR 4:050.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Suggested Amendment
Final Version: 4/5/2019 12:32 PM
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission


Page 1
Section 1(1)
Line 12
After “in good standing,”, insert “an authorized agent,”.

Line 13
After “shall be as”, insert the following:
   established in paragraphs (a) and (b) of this subsection and subsection (2)
   of this section.
Delete “follows:“.

Page 1
Section 1(1)(a)1.
Line 15
   After “An application for”, insert “a claiming”.
   Delete “owners' original”.

Page 2
Sections 1(2)
Line 2
   After “(2)”, insert “Authorized agent,”.

Page 2
Section 1(2)(a) and (b)
Lines 2 and 3
   After the notation, “(a)”, delete the remainder of paragraph (a) in its entirety and
delete the notation, “(b)“.

Page 2
Section 1(2)(b)
Line 3
   After “An agent”, insert “shall”.
   Delete “may”.
   After “for whom he”, insert “or she”.

1
Section 1(2)(b) and (c)

Lines 3 and 4
After “licensed as agent.”, insert “(b).”
Delete “(c).”

Line 5
After “appear on the”, capitalize the first letter of “claim” and insert “Blank”. Delete “slip”.

Section 1(3)(a)

Line 6
After “not claim his”, insert “or her”.
After “or cause his”, insert “or her”.

Line 7
After “indirectly, for his”, insert “or her”.

Section 1(4)(b)

Line 11
After “by the same”, insert “owner,”.
After “authorized agent”, insert “, or”. Delete “and/or”.

Section 1(5)(c)

Line 18
After “entitled to enter”, insert “as”.
Delete “whenever”.

Section 1(7)(a)1.

Line 7
Delete the quotation marks around “Claim Blank”.

Section 1(7)(a)2.

Line 8
After “2. Sealed in”, insert “a Claim Blank Envelope”.
Delete the following:
an envelope supplied by the commission

Section 1(7)(b)

Line 10
Delete the quotation marks around “Claim Bank”. 
Page 3
Section 1(8)(c)
Lines 14 and 15
After “balance in his”, insert “or her”.

Page 3
Section 1(9)(b)
Line 20
After “to ascertain whether”, insert “or not”.

Page 4
Section 1(11)(a)
Line 3
After “has been run”, insert a comma.

Page 4
Section 1(12)(b)
Line 15
After “is a starter”, insert a comma.
Delete the semicolon.
After “previous owner, with”, insert “the”.
Delete “said”.

Page 4
Section 1(12)(c)
Line 17
After “claim and return”, insert “title to”.

Page 5
Section 1(12)(c) and (d) (Should Have Been Section 1(12)(d) and (e))
Lines 1 and 5
Renumber paragraphs (c) and (d) as paragraphs (d) and (e), respectively.

Page 5
Section 1(12)(d) (Should Have Been Section 1(12)(d))
Line 2
After “regardless of whether”, insert “or not”.

Page 6
Section 1(18)(c)
Line 11
After “results, a claimant”, insert “shall”.

3
Page 6
Section 1(18)(c)1.
Line 12
   After “1.”, delete “Shall”.
   Capitalize the first letter of “exercise”.

Page 6
Section 1(18)(c)2.
Line 13
   After “2.”, delete “Shall”.
   Capitalize the first letter of “not”.

Page 6
Section 2(1)(a)
Line 16
   After “(a) “Claim Blank”, insert “. 11/2018”.

Page 6
Section 2(1)(b)
Line 17
   After “(b)”, insert “Claim Blank Envelope, 11/2108”.
   Delete “Claim Blank envelope”.

Page 6
Section 2(2)
Line 18
   After “may be inspected”, insert the following:
       , copied, or obtained, subject to applicable copyright law.
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:060; 810 KAR 4:070; 810 4:080; 810 KAR 4:090; and 810 KAR 4:100, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:060; 810 KAR 4:070; 810 4:080; 810 KAR 4:090; and 810 KAR 4:100.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Suggested Amendment


PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:060. Objections and complaints.

Page 1
Section 1(1)
Line 11
After “(1) Except as”, insert “established”.
Delete “provided”.

Page 1
Section 1(1)(b)
Line 16
After “horse suffered or”, insert “could”.
Delete “may”.

Lines 16 and 17
After “alleged violation of”, insert the following:
KAR Titles 810 or 811
Delete “an administrative regulation”.

Page 2
Section 3(1)
Line 8
After “(1) Except as”, insert “established”.
Delete “provided”.

Page 4
Section 5
Line 6
After “alleged violation of”, insert the following:
KAR Titles 810 or 811
Delete “an administrative regulation”.

Page 4
Section 5(2)
Line 14
After “alleged violation of”, insert the following:
KAR Titles 810 or 811 that
Delete “an administrative regulation which”.
Page 5  
Section 6  
Line 2
After "alleged violation of", insert the following:
KAR Titles 810 or 811
Delete "an administrative regulation".

Lines 3 and 4
After "stewards find that", insert the following:
a requirement of KAR Titles 810 or 811
Delete "an administrative regulation".

Page 5  
Section 7(2)  
Line 12
After "racing statistics as", insert "might".
Delete "may".

Page 5  
Section 8  
Line 20
After "the commission as", insert "established".
Delete "provided".
Public Protection Cabinet
Kentucky Horse Racing Commission
Established 1906
4063 Iron Works Pkwy., Bldg. B
Lexington, Kentucky 40511
Telephone: (859) 246-2040 Fax: (859) 246-2039
Website: http://khrc.ky.gov

April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:060; 810 KAR 4:070; 810 4:080; 810 KAR 4:090; and 810 KAR 4:100, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:060; 810 KAR 4:070; 810 4:080; 810 KAR 4:090; and 810 KAR 4:100.

Sincerely,

John L. Forgry, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Suggested Amendment  

PUBLIC PROTECTION CABINET  
Kentucky Horse Racing Commission


Page 2  
Section 1(2)  
Line 2  
After “as evidenced by”, delete “his”.

Page 2  
Section 2(1)  
Line 15  
After “her legal name”, insert a comma.

Page 2  
Section 2(4)  
Line 20  
After “jockey’s, the horses;”, insert “or”.  
Delete “and”.

Page 3  
Section 3(1)  
Line 2  
After “fees or gratuities”, delete “therefore”.

Page 3  
Section 3(1)(c)  
Line 7  
After “(c) Have”, delete “his”.

Page 3  
Section 3(2)  
Line 9  
After “to ride his”, insert “or her”.

Page 5  
Section 6(1)  
Line 22  
After “trained by his”, insert “or her”.

1
Page 6
Section 6(3)
Line 3
After “riding with his”, insert “or her”.
After “contract employer;”, insert “or”.
Delete “and”.

Page 6
Section 6(4)
Line 5
After “except through his”, insert “or her”.

Page 6
Section 7(1)
Line 7
After “call on his”, insert “or her”.

Page 6
Section 7(2)
Lines 8 and 9
After “against the stable”, insert “that”.
Delete “which”.

Line 9
After “employs him”, insert “or her”.

Page 7
Section 8(1)(b)
Line 1
After “fee amount as”, insert “established”.
Delete “set out”.

Page 7
Sections 9(1) and 9(1)(a)
Lines 13 and 14
After “agreement, as follows:”, delete “(a)”.

Page 8
Section 9(2)(a)
Line 3
After “(a)”, insert “If a”.
Delete “When”.
Section 9(2)(b)

Line 6
After “(b)”, insert “If a”.
Delete “When”.

Section 9(2)(c)

Line 8
After “(c)”, insert “If a”.
Delete “When”.

Section 10

Line 4
After “shall be paid”, delete “only”.

Section 11

Line 9
After “to be unsafe”, insert a period.
Delete “; however,”.
Capitalize the first letter of “if”.

Section 12(1)

Line 14
After “first race he”, insert “or she”.

Section 12(2)

Lines 21 and 22
After “room until he”, insert the following:
or she has fulfilled all
Delete “has fulfilled all his”.

Section 12(2)

Line 3
After “for whom he”, insert “or she”.

Section 14(1)(c)

Line 3
After “except on his”, insert “or her”.
Line 4
After “the horse he”, insert “or she”.

Page 11
Section 15(2)(e)
Line 17
After “meet the standards”, insert “established”.
Delete “set forth”.

Page 12
Section 15(4)
Line 4
After “that it meets”, insert “or exceeds one (1)”.
Delete “one”.

Page 13
Section 16(1)(a)3.
Line 6
After “under the process”, insert “established”.
Delete “set forth”.

Page 13
Section 16(1)(c)
Line 9
After “the advertising standards”, insert “established”.
Delete “listed”.

Page 13
Section 16(1)(e)
Line 18
After “commission of the”, delete the opening quotation mark.

Lines 18 and 19
After “and Promotional Materials”, insert a comma.
Delete the closing quotation mark.
After “form”, delete the comma.

Line 20
After “later than 5 p.m.”, insert “at least”.

Page 14
Section 16(3)
Line 13
After “ongoing business activity”, insert “could”.
Delete “may”.
Page 14
Section 16(4)
Line 15
After “any other provision”, insert “established”.
Delete “provided”.

Line 16
After “administrative regulation”, insert “shall”.
Delete “may”.

Line 17
After “Chapter 230 and”, insert “KAR”.
After “Title 810”, delete “KAR”.

Page 15
Section 17
Line 12
After “Section 17.”, insert “Race Replay”.
Delete the following:
Viewing Films or Tapes of Races

Page 15
Section 17(1)
Line 12
After “shall check the”, insert “race replay”.
Delete “film”.

Page 15
Section 17(2)
Line 15
After “posting of the”, insert “race replay”.
Delete “film”.

Lines 15 and 16
After “to view the”, insert “race replay”.
Delete the remainder of subsection (2), except the period.

Page 15
Section 17(3)
Line 18
After “in viewing the”, insert “race replay”.
Delete “films”.

Line 19
After “viewing by his”, insert “or her”.
Sections 18(1) and 18(1)(a)

Lines 20 through 22

After "(1)", delete the following:

The following material is incorporated by reference:

(a)

Line 22

After “KHRC 4-070-1”, insert “ , 11/2018”. 
Senator Stephen West, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:060; 810 KAR 4:070; 810 KAR 4:080; 810 KAR 4:090; and 810 KAR 4:100, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:060; 810 KAR 4:070; 810 KAR 4:080; 810 KAR 4:090; and 810 KAR 4:100.

Sincerely,

John Forgy, General Counsel  
Kentucky Horse Racing Commission  
4063 Iron Works Parkway, Building B  
Lexington, KY 40511
Suggested Amendment
Final Version: 4/5/2019 3:24 PM

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:080. Steeplechase racing.

Page 1
Sections 1 and 1(1)
Line 12
   After “Section 1. Definitions.”, delete “(1)”.

Section 1(1)
Line 13
   After “a prescribed course”, insert “that sometimes includes”.
   Delete “which may include”.

Page 1
Section 1(2)
Lines 15 through 18
   Delete subsection (2) in its entirety.

Page 2
Section 3
Line 5
   After “recognized meeting, except”, delete “as follows”.

Page 2
Section 3(1)
Line 7
   After “a steeplechase race”, insert “, and”.
   Delete the period.

Page 2
Section 3(2)
Line 8
   After “regardless of whether”, insert “or not”.

Page 2
Section 4
Line 10
   After “be considered a”, delete the quotation marks around “starter”.

1
Page 2
Section 5
Line 12
After "In steeplechase races, the", delete the quotation marks around "Scale of Weights for Age".

Lines 12 and 13
After "in the", delete the quotation marks around "National Steeplechase Association Rules of Racing".

Page 2
Section 6
Line 14
After "KAR 2:070, Section", insert "33".
Delete "35".

Page 2
Section 9
Line 18
After "ridden a winner", insert "shall be".
Delete "are".
After "ten (10) pounds.", insert "(1)".

Line 19
After "(5) pounds.", insert "(2)".
After "shall be obligatory.", insert "(3)".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
C/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:060; 810 KAR 4:070; 810 4:080; 810 KAR 4:090; and 810 KAR 4:100, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:060; 810 KAR 4:070; 810 4:080; 810 KAR 4:090; and 810 KAR 4:100.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Suggested Amendment

Final Version: 4/3/2019 10:01 AM

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:090. Owners.

Page 1
Section 1
Line 17
After “Owner’s License Required.”, insert the following:
   A horse shall not be
Delete the following:
   No horse may be entered or

Line 18
After “owners, except as”, insert “established”.
Delete “allowed”.
After “Section 4 of this”, insert “administrative”.

Page 2
Section 2(1)
Line 2
After “for horses he”, insert “or she”.
After “as in his”, insert the following:
   or her care, if he or she
Delete “care, provided he”.

Page 2
Section 2(2)
Line 4
After “A licensed owner”, insert “shall”.

Page 2
Section 2(2)(a)
Line 5
After “(a)”, delete “Shall”.
Capitalize the first letter of “own”.
After “eligible to race”, delete the comma.

Line 6
After “of the stewards”, insert “and”.
Delete the period.
Page 2
Section 2(2)(b)
Line 7
   After "(b)", delete "Shall".
   Capitalize the first letter of "not".

Page 2
Section 2(3)(a)
Line 9
   After "(3)(a) Except", insert "as established".
   Delete "at provided".

Page 2
Section 2(3)(b)1.
Line 13
   After "1.", insert "Holds".
   Delete "Hold".

Page 3
Section 3(2)
Line 5
   After "in and to", insert "a".
   Delete "such".
Line 7
   After "and time of", delete "such".

Page 3
Section 3(3)
Line 9
   After "time of entry", insert a comma.
   After "event occurs first", insert a comma.

Page 3
Section 3(6)
Line 19
   After "control of which", delete the comma.

Page 3
Section 4(1)
Line 20
   After "(1)", delete "No".
   Capitalize the first letter of "more".
   After "(5) individual persons", insert "shall not".
   Delete "may".
Page 4
Section 5
Line 9
After “Listing of Owners.”, insert “(1)”.

Line 10
After “the daily program.”, insert “(2)”.

Line 11
After “shall precede surnames.”, insert “(3)”.

Line 12
After “space limitations permit.”, insert “(4)”.

Page 4
Section 6(2)
Line 16
After “(2)”, insert “A lease shall not”.
Delete “No lease may”.

Page 5
Section 6(2)(d)
Line 1
After “lease specify whether”, insert “or not”.

Page 5
Section 6(2)(e)
Line 6
After “bona fide purchaser;”, insert “and”.

Page 5
Section 6(2)(f)2.
Line 12
After “listing of lessee”, insert “shall”.
Delete “would”.

Page 5
Section 7(2)
Line 19
After “or words, or”, insert “that”.
Delete “which”.

Page 6
Section 7(3)
Line 1
After “(3)”, insert “A thoroughbred shall not”.
Delete “No thoroughbred may”.
Page 6
Section 7(5)
Line 8
   After “on each rider”, insert “upon”.
   Delete “when”.

Page 6
Section 8(2)
Line 12
   After “responsible with his”, insert “or her”.

Page 6
Section 9
Line 14
   After “Section 9. Suspension.”, insert “A”.
   Delete “No”.
Line 15
   After “suspended shall”, insert “not”.
   After “to race during”, delete “such”.

Page 6
Section 10(2)
Lines 18 and 19
   After “shall set forth”, delete “the following”.
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 4. Flat and Steeplechase Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 4:060; 810 KAR 4:070; 810 4:080; 810 KAR 4:090; and 810 KAR 4:100, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 4:060; 810 KAR 4:070; 810 4:080; 810 KAR 4:090; and 810 KAR 4:100.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Suggested Amendment


PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 4:100. Trainers.

Page 1
RELATES TO
Line 5
After “230.320”, insert “. Chapter 342”.

Page 1
Section 1
Line 13
After “Trainer’s License Required.”, insert “A horse shall not”.
Delete “No horse may”.

Page 1
Section 2(2)
Line 20
After “(2)”, insert “A trainer shall not”.
Delete “No trainer may”.

Page 2
Section 2(3)
Line 1
After “(3)”, insert “A trainer shall not”.
Delete “No trainer shall”.

Page 2
Section 2(4)
Lines 5 and 6
After “employee, except as”, insert “established”.
Delete “provided”.

Page 2
Section 2(5)
Line 10
After “a trainer shall”, insert “not”.
Delete “in no way”.

Section 3(2)(a)

Line 21
After “commission license administrator”, insert a semicolon.
Delete the period.

Section 3(2)(b)

Line 2
After “KRS Chapter 342”, insert a semicolon.
Delete the period.

Section 3(2)(c)

Lines 3 and 4
After “or her charge.”, insert the following:
A licensed trainer shall not
Delete “No licensed trainer may”.

Line 5
After “as an owner.”, insert the following:
A licensed trainer shall not
Delete “No licensed trainer shall”.

Line 6
After “supervision, except as”, insert “established”.
Delete “provided”.
After “of this section”, insert a semicolon.
Delete the period.

Section 3(2)(d)

Line 12
After “jockey fees due”, insert a semicolon.
Delete the period.

Section 3(2)(e)

Line 15
After “name a rider”, insert a semicolon.
Delete the period.

Section 3(2)(f)

Line 22
After “to be entered”, insert a semicolon.
Delete the period.
Page 4
Section 3(2)(g)
Line 2
   After "may delegate one", insert "(1)".
Line 3
   After "to do so", insert a semicolon.
   Delete the period.

Page 4
Section 3(2)(h)
Line 4
   After "stable area assigned", delete "to him".
   Line 5
       After "ensure that fire-prevention", insert the following:
       established by the racing association
       After "strictly observed", insert ", and".
       Delete the period.

Page 4
Section 4
Line 8
   After "Ownership Restrictions.", insert the following:
       A licensed trainer shall not
   Delete "No licensed trainer shall".

Page 4
Section 5
Line 11
   After "Section 5. Suspension.", insert "A"
   Delete "No".
Line 12
   After "or suspended shall", insert "not".

Page 4
Section 6(2)(a)
Line 17
   After "before acting in", delete "such capacity."

Page 4
Section 6(3)
Lines 20 and 21
   After "duties and responsibilities", insert "as".
   Delete "that are imposed on".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 5. Standardbred Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 5:001. Definitions.

Page 1
RELATES TO
Line 5
After "RELATES TO", insert the following:
Delete "810 KAR Chapter 5".

Page 2
Section 1(4)
Line 8
After "steward", insert comma.
Delete "or".
After "judge", insert comma.

Page 2
Section 1(6)
Line 10
After "230.210", insert "(5)".
Delete "(1)".

Page 2
Section 1(10)(a)
Lines 18-19
After "Commission", delete the following:
(formerly known as the Kentucky Horse Racing Authority and defined in
KRS 230.210(2))

Line 20
After "wagering;", insert "or".
Delete "and".

Page 3
Section 1(14)
Line 13
After "in which", insert ".(a)".
After "in all", insert "races".
Delete "dashes".

**Line 14**
After "each", insert "race; and (b)".
Delete "dash and".

**Line 15**
After "starters in the", insert "race".
Delete "dash".

**Page 4**
**Section 1(24)**
**Line 12**
After "series of meetings", insert ".(a)".
Delete comma.
After "progress", insert ".(b)".
Delete comma.

**Line 13**
After "duration", insert semicolon.
After "and", insert "(c)".

**Page 5**
**Section 1(29)**
**Line 2**
After "horse’s", delete the space.

**Page 5**
**Section 1(30)**
**Line 7**
After "equine", delete the following:
irrespective of age or sex designation and

**Line 8**
After "registry", insert the following:
, irrespective of age or sex designation

**Page 5**
**Section 1(34)**
**Line 15**
After "weeks but", delete "not".
Page 5
Section 1(36)
Line 18
After "means", insert ". (a)".

Line 19
After "question", insert "S".
Delete "R".

Line 21
After "following year", insert ": or (b)".
Delete the following:
. Licensed premises may also include

Page 6
Section 1(38)
Lines 7-8
After "live horse racing", insert "beginning".
Delete the following:
. A meeting shall begin

Line 8
After "racing day and", insert "extending".
Delete "extend".

Page 8
Section 1(60)
Line 15
After "commission", delete "duly".

Page 8
Section 1(63)
Line 20
After "230.210", insert "(19)".
Delete "(11)".

Page 9
Section 1(65)
Line 5
After "closing", insert ". (a)".

Line 6
After "all of which", insert comma.

Line 7
After "awards", insert comma.
After "winners", insert semicolon.
Delete comma.
After "and", insert "(b)".

Page 9
Section 1(66)
Line 11
After "starting, as", delete "may be".

Page 9
Section 1(70)
Line 20
After "withdrawal", insert "of racing privileges".
After "by the", insert "judges".
Delete "steward".
After "commission", delete "of racing privileges".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 5. Standardbred Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 5:010. Registration and identification of horses.

Page 1
RELATES TO
Line 5
After "230.260(1),", insert "(2)."
After "(7)", delete ", (2)".

Page 1
Section 2
Line 15
Before "The bona", insert "(1)".
Delete "(a)".

Line 16
Before "The lessee", insert "(2)".
Delete "(b)".

Page 3
Section 4
Line 21
After "establishing the horse's", insert "identity".
Delete "identify".

Page 4
Section 4
Line 1
After "information", insert comma.
Delete "or to".

Page 4
Section 5(1)
Line 5
After "tattooed", insert semicolon.
Delete comma.
After "return", insert "of the certificate".
Delete "thereof".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair

Re: 810 KAR Chapter 5. Standardbred Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 5:030. Claiming races.

Page 1
RELATES TO
Line 5
After "KRS" insert "139.531(1)(c)".

Page 1
STATUTORY AUTHORITY
Line 6
After "230.260", delete "(3)".

Page 1
Section 1(2)
Line 16
After "filing", insert "with the judges".
After "completed", insert comma.
After "(KHRC 2-060-01)", insert the following:
, incorporated by reference in 810 KAR 2:060
Delete "with the judges".

Page 3
Section 3(1)(c)
Line 9
After "of the race", insert comma.
Delete parenthesis.
After "excepted", insert comma.
Delete parenthesis.

Page 3
Section 3(3)
Line 12
Before "The claiming price", insert "(2)".
Delete "(3)".
After "on the program", insert comma.
Line 13
After "so designated", insert period.
Delete "and".
Capitalize "any".

Page 3
Section 3(4)
Line 15
Before "A claim", insert "(3)".
Delete "(4)".
After "sealed", insert comma.

Page 3
Section 3(5) [first occurrence of (5)]
Line 18
Before "The claim", insert "(4)".
Delete "(5)".

Page 4
Section 3(5) [first occurrence of (5)]
Line 1
After "claimant", insert "shall".
Delete "will".

Page 4
Section 3(9)(c)
Line 19
After "return the", insert "title".
Delete "horse".

Page 5
Section 3(11)(b)
Line 15
After "or transferred", insert the following:
for a period of thirty (30) days following the date of claiming, except in a claiming race

Line 16
After "claiming race", delete the following:
for a period of thirty (30) days following the date of claiming
Page 6
Section 3(13)(b) [will be (14)(b) after compiler change]

Line 5
After "subsequent race", insert comma.
Delete parenthesis.
After "classification", insert comma.
Delete parenthesis.

Line 8
After "errors.", insert "1."
After "price", insert "shall".
Delete "must".

Lines 8-9
After "carried", insert ". 2. The".
Delete "and".

Line 9
After "right to claim", insert "shall be".
Delete "is".
After "announcer", insert semicolon.
After "and", insert the following:
3. The claiming price shall be

Page 7
Section 3(15)(c) [will be (16)(c) after compiler change]

Line 12
After "of the claim", insert the following:
that shows the mare is pregnant
Delete the remainder of paragraph (c) in its entirety.

Page 8
Section 4

Line 2
After "owner", insert "when".
Delete "at the time".

Line 3
After "claimant", insert ". The association".
Delete "and".

Page 8
Section 5(2)(a)

Line 9
After "shall", insert "not".
After "be", insert "any".
Delete "no".

Page 8
Section 6
Line 19
After "Section", insert "16".
Delete "20".

Page 9
Section 8(1)
Line 4
After "(1)", insert "A".
Delete "No".
After "shall", insert "not".

Page 9
Section 8(2)
Line 8
After "(2)", insert "A".
Delete "No".
After "shall", insert "not".

Line 10
After "they shall", insert ":(a)".
After "in", insert semicolon.
Delete comma.
After "and", insert "(b)".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair

Re: 810 KAR Chapter 5. Standardbred Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 5:040. Farm, corporate, or stable name.

Page 1
STATUTORY AUTHORITY
Line 6
   After "230.260", insert "(9), (11)".
   Delete "(3)".

Page 2
Section 1(3)
Line 1
   After "stable", insert "that is".
Line 2
   After "Commission", insert the following:
       in accordance with 810 KAR 3:020

Page 2
Section 3(2)(b)
Line 17
   After "to the commission", insert comma.
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 5. Standardbred Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 5:050. Stakes and futurities.

Page 1

STATUTORY AUTHORITY

Line 6
After "230.260", insert "(8)".
Delete "(3)".

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 7
After "230.260", insert "(8)".
Delete "(3)".

Page 3

Section 1(5)

Line 1
After "conditions.", insert the following:
   
   Printed conditions of all stakes and futurities shall be submitted to and received by
   
   After "commission", delete the following:
   must receive printed conditions of all stakes and futurities

Page 3

Section 1(7)(a)

Line 7
After "of closing", insert semicolon.
Delete period.

Page 3

Section 1(7)(d)

Line 14
After "and gait", insert semicolon.
Delete period.
Section 1(7)(e)

Line 15
After "(e)" , insert "1."

After "available", insert the following:

\[ \text{to the owners or agents of all eligibles and to the commission} \]

Line 16
After "starting fee", insert ", a."

Delete comma.

After "gait", insert ", and b."

Delete the following:

\[ \text{, to the owners or agents of all eligibles and to the commission, together with} \]

Line 18
After "substituted", insert comma.

After "conditions.", insert "2."

Page 4
Section 1(7)(f)

Line 1
After "sustaining payments", insert comma.

Delete parenthesis.

After "starting fee", insert comma.

Delete parenthesis.

Line 2
After "of the month.", insert "1."

After "shall", insert "not".

After "be", insert "any".

Delete "no".

Line 3
After "due", insert "by".

Delete "not later than".

After "August 15.", insert "2."

Line 5
After "year. There shall", insert "not".

After "be", insert "any".

Delete "no".

Line 7
After "following year.", insert "3."

Line 8
After "July 15.", insert "4."
Section 7(1)

Line 20
After "starters:", insert "(a)".
After "winning horse", insert "(b)".
Delete comma.

Line 21
After "second", insert "(c)".
Delete comma.
After "third", insert "(d)".
Delete comma.

Line 22
After "fourth", insert semicolon.
Delete comma.
After "and", insert "(e)".

Section 7(2)

Line 1
After "starters only:", insert "(a)".
After "winning horse", insert "(b)".
Delete comma.

Line 2
After "second", insert "(c)".
Delete comma.
After "third", insert semicolon.
Delete comma.
After "and", insert "(d)".

Section 7(3)

Line 4
After "starters only:", insert "(a)".
After "winning horse", insert "(b)".
Delete comma.

Line 5
After "second", insert semicolon.
Delete comma.
After "and", insert "(c)".
Page 6
Section 7(4)
Line 6
After "starters only:", insert "(a)".
After "winning horse", insert semicolon.
After "and", insert "(b)".
Senator Stephen West, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

Re: 810 KAR Chapter 5. Standardbred Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080.

Sincerely,

John L. Forgy, General Counsel  
Kentucky Horse Racing Commission  
4063 Iron Works Parkway, Building B  
Lexington, KY 40511
810 KAR 5:060. Entries and starters.

Page 1
Section 1(3)
Line 19
   After "Section ", insert "18".
   Delete "20".

Page 2
Section 2
Line 2
   After "fails to start", insert comma.

Page 2
Section 3(1)(a)
Line 8
   After "mail", insert comma.

Page 2
Section 3(1)(b)
Line 9
   After "holiday, the payment", insert "shall be".
   Delete "is".
   After "due on", insert "the following".
   Line 10
   After "mail", insert ", the envelope".

Page 3
Section 5(1)(a)
Line 3
   After "entries", insert comma.

Page 4
Section 9(1)
Line 2
After "raced", insert comma.
After "and", insert the following:
   there shall not be a
Delete "no".
After "change in", insert "the".

Line 3
After "conditions", delete "shall be made".

Line 4
After "eligible", insert "when".
Delete "at the time".

Page 4
Section 9(5)
Line 13
After "(10) days", insert comma.
After "and", insert "a".

Page 5
Section 10
Line 9
After "days after", insert ": (a) ".
After "due", insert ": and (b)".
Delete "and".

Page 7
Section 17(2)
Line 15
After "(2)", insert the following:
   Unless otherwise specified in the conditions of the race.
After "determine", insert ": (a)".

Line 16
After "second position", insert ": and (b)".
Delete comma.

Line 17
After "third position", delete "and".
After "fourth position", delete "in".

Line 18
After "succession", delete the following:
   unless otherwise specified in the conditions of the race
Section 20(6)
Line 19
After "be made", insert comma.

Page 9
Section 20(9)
Line 4
Before "Because", insert "(a)".
Delete "1."

Line 5
Before "With the permission", insert "(b)".
Delete "2."
After "permission of the", delete extra space.

Page 9
Section 20(10)(a)
Line 8
After "race", insert comma.
After "and", insert "the omission is".
After "verified", insert "to be".

Page 9
Section 20(10)(b)
Line 10
After "race", insert "shall".
Delete "must".

Page 9
Section 20(10)(e)
Line 15
After "horse", insert "shall".
Delete "will".

Page 11
Section 21(6)(b)
Line 5
After "qualifier", insert comma.

Page 11
Section 21(10)
Line 21
After "horse", insert "shall".
Delete "must".

Page 12
Section 22(2)(e)
Line 18
After "part of", insert "the".

Page 15
Section 25(1)(a)4.
Line 2
After "lame;", delete "or".

Page 15
Section 25(1)(b)
Line 5
After "writing", insert ": 1. If".
Delete "When".
After "list", insert semicolon.
Delete comma.

Line 6
After "and", insert "2. Of".

Page 16
Section 27(2)(a)
Line 14
After "committee", insert the following:
established pursuant to
Delete "formed in".

Page 17
Section 28(3)
Line 16
After "mile dash", insert comma.
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 5. Standardbred Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 5:070. Running of the race.

Page 1
RELATES TO
Line 5
After "KRS", insert "13B.".

Page 1
Section 1(1)
Line 18
After "altering positions", insert ": (a) ".
Delete comma.
After "strides", insert semicolon.
Delete comma.
After "or", insert "(b)".

Page 5
Section 5(1)
Line 2
After "in the race", insert comma.

Page 5
Section 8
Line 21
After "distracting", insert comma.

Page 6
Section 9
Line 5
After "(2)", insert the following:
Except for the ordinary whip or crop.

Lines 5-6
After "appliance", delete the following:
, other than the ordinary whip or crop,
Page 8
Section 14(1)
Line 17
After "falls", insert comma.
Delete "or".

Line 18
After "track", insert comma.

Page 9
Section 17
Line 15
After "Vests.", delete "(1)".

Page 9
Section 18(1)
Line 18
After "judge", insert semicolon.
Delete comma.

Page 14
Section 2 (incorrect)
Line 20
After "Section", insert "27".
Delete "2".

NOTE TO AGENCY: The Regulations Compiler has already renumbered the remaining subsections.

Page 16
Section 30 (after renumbering, it will be "31")
Line 5
After "Section", insert "30".
Delete "5".

Page 16
Section 31 (after renumbering, it will be "32")
Line 9
After "finish", insert "in".
Delete "is".
Page 16
Section 34 (after renumbering, it will be “35”)
Lines 17-18
After "followed", insert "if there is".
Delete "in the event of".

Page 16
Section 35 (after renumbering, it will be “36”)
Line 21
After "taken by", insert colon.

Page 16
Section 35(1) (after renumbering, it will be “36(1)”)
Line 22
After "and", delete colon.

Page 19
Section 43(2) (after renumbering, it will be “44(2)”)
Line 3
After "off", insert comma.

Page 19
Section 43(3) (after renumbering, it will be “44(3)”)
Line 9
After "summary", insert comma.

Page 19
Section 43(4) (after renumbering, it will be “44(4)”)
Line 11
After "advertised", insert comma.

Page 22
Section 49 (after renumbering, it will be “50”)
Line 2
After "protest", insert the following:
  If the purse is won by that horse, it
Delete the following:
  , and the purse, if any is won by that horse,
Line 4
After "Section", insert "53".
Delete "52".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 5. Standardbred Racing

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 5:001; 810 KAR 5:010; 810 KAR 5:030; 810 KAR 5:040; 810 KAR 5:050; 810 KAR 5:060; 810 KAR 5:070; and 810 KAR 5:080.

Sincerely,

[Signature]

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 5:080. Harness racing at county fairs.

Page 4
Section 10(2)
Line 20
After "trailers", insert comma.

Page 6
Section 15
Line 21
After "safety vest", insert "as required by".
Delete the following:
that meets the standards set forth in

Line 22
After "Section", insert "17".
Delete "21".

Page 7
Section 15
Line 1
After "Section", insert "16".
Delete "21".

Page 7
Section 18
Line 9
After "information", delete "for".

Page 7
Section 18(1)
Line 10
After "(1)", insert "For".

Page 7
Section 18(1)(g)
Line 18
After "preceding year", insert ".which".
Delete the following:
. A horse's best win time

Page 7
Section 18(2)
Line 19
After "(2)", insert "For".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 6. Pari-Mutuel Wagering

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 6:020, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 6:020.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
SUGGESTED AMENDMENT

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission


Page 7
Section 3(1)(b)
Line 16
  After "(5) or more betting interests;", delete "and".

Page 8
Section 3(4)
Line 13
  After "requirements in", insert the following:
    subsection (1) or (2)
  Delete the following:
    Subsection 1 or Subsection 2

Page 8
Section 3(5)
Line 17
  After "described in", insert the following:
    subsection (4) or (5)
  Delete the following:
    Subsection 4 or Subsection 5

Page 9
Section 4(2)(c)
Line 9
  After "finishes third,"; insert "except".
  Delete "but".
  After "if there are", insert "not any of those".
  Delete "no such".
Page 16
Section 9(1)
Line 10
   After "(1) The Trifecta", insert "shall require".
   Delete "requires".

Page 29
Section 14(1)
Line 1
   After "(1) The Pick-(n)", insert "shall require".
   Delete "requires".

Page 29
Section 14(3)(a)
Line 11
   After "If there are", insert "not any of those".
   Delete "no such".

Page 29
Section 14(3)(b)
Line 20
   After "If there are", insert "not any of those".
   Delete "no such".

Page 30
Section 14(3)(d)
Line 18
   After "wagers, the pool", insert "shall be".
   Delete "is".

Page 31
Section 14(3)(e)
Line 5
   After "the major and minor shares", insert "shall be".
   Delete "are"
Line 6
   After "wagers, the pool", insert "shall be".
   Delete "is".
Section 14(3)(f)

Line 18
After “wagers, the pool”, insert “shall be”.
Delete “is”.

Section 14(3)(g)

Lines 11-12
After “under this subsection, associations”, insert “shall”.
Delete “must”.
After “which definition under”, insert “subsection (16)(b) of this section”.
Delete “paragraph 16(b)”.

Section 14(6)

Line 2
After “including pool calculations.”, insert “If”.
Delete “In the event that”.

Section 14(11)

Line 5
After “The request”, insert “shall”.
Delete “must”.

Section 14(12)

Line 9
After “(12)”, insert “If”.
Delete “Should”.
After “Pick-(n) carryover”, insert “is”.
Delete “be”.

Section 14(12)(a)

Line 14
After “provided in subsection”, insert “(11)”.
Delete “(8)”.
Lines 14-15
After “of this”, insert “section”.
Delete “rule”.

Page 34
Section 14(12)(b)
Line 17
After “discontinued”, insert “, or”.
Delete the period.

Page 34
Section 14(13)
Line 19
After “and (12)”, insert “of this section”.

Page 35
Section 14(16)
Line 9
After “distribution method under”, insert “subsection (3)(g) of this”.
After “section”, delete “(2)”.

Page 35
Section 14(16)(a)
Lines 11-12
After “to the commission. The request”, insert “shall”.
Delete “must”.

Line 13
After “for the distribution.”, insert “If”.
Delete “Should”.

Line 14
After “applicable carryover”, insert “is”.
Delete “be”.

Page 35
Section 14(16)(b)
Line 18
After “(b) Associations”, insert “shall”.
Delete “must”.
After “selection under”, insert the following:

subparagraphs 1 and 2 of this paragraph
Delete the following:
clauses (i) and (ii) below

Page 36
Section 15(1)
Line 21
After “(1) The Twin Trifecta”, insert “shall require”.
Delete “requires”.

Page 38
Section 15(4)
Line 1
After “Except as”, insert “established”.
Delete “set forth”.

5
April 4, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill, Regulations Compiler
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601


Dear Co-Chairs West and Hale:

After further internal discussions concerning issues raised in the above-referenced administrative regulation, the Kentucky Horse Racing Commission proposes the attached Agency Amendment to 810 KAR 7:020, Kentucky thoroughbred breeders’ incentive fund.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Agency Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission


Page 5
Section 3(2)(a)
Lines 12
    After "(2)", delete "(a)".
Lines 14-16
    Delete paragraph (b) in its entirety.

Page 5
Section 3(2)(c)
Line 17
    Before "An incentive", insert "(b)".
    Delete "(c)".

**NOTE TO REGULATIONS COMPILER:**

*Please renumber the remaining paragraphs accordingly.*
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 7. Incentive and Development Funds

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070.

Sincerely,

[Signature]
John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 7:010. Backside improvement fund.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 10
After "in Kentucky.", insert the following:
This administrative regulation establishes requirements for the backside improvement fund.

Page 1
Section 1
Line 12
After "Kentucky where", insert ".(a)."
After "quartered", insert semicolon.
After "and", insert "(b)."
Delete "where".

Page 1
Section 3
Line 16
After "Application.", delete "(1)."

Page 1
Section 3(1)(a)
Line 18
Before "Be submitted", insert "(1)."
Delete "(a)."

Page 1
Section 3(1)(b)
Line 19
Before "Include", insert "(2)."
Delete "(b)."
Section 3(1)(b)1.
Line 20
Before "A prioritized", insert "(a)".
Delete "1.".

Section 3(1)(b)2.
Line 1
Before "A full", insert "(b)".
Delete "2.".

Section 3(1)(b)3.
Line 3
Before "An itemized", insert "(c)".
Delete "3.".

Section 3(1)(b)4.
Line 4
Before "Any contract", insert "(d)".
Delete "4.".

Section 4(1)
Line 6
Before "an", delete "(1)".

Section 4(1)(a)
Line 7
Before "The first", insert "(1)".
Delete "(a)".

Section 4(1)(b)
Line 9
Before "At the second", insert "(2)".
Delete "(b)".
Before "Approval of", insert "(3)".
Delete "(c)".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 7. Incentive and Development Funds

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511

Page 3
Section 1(10)
Lines 11-12
After "mare who", insert ": (a)".
After "desires to", insert ": 1."
After "breeding purposes", insert semicolon.
After "and", insert ": 2."
Delete "to".

Line 13
After "Incentive Fund", insert semicolon
After "and", insert "(b)".
Delete "who".

Page 4
Section 1(18)
Line 7
After "who", insert ": (a)1."
After "mare", insert semicolon.

Line 8
After "and", insert ": 2.1s".
After "sire", insert semicolon.
After "and", insert "(b)".
Delete "who".

Page 6
Section 3(2)(c)16.
Line 12
After "sixteenth most wins;", insert "and".

Page 6
Section 3(2)(c)17.
Line 13
After "$6,000 to", insert "each".
Delete "the".

Page 9
Section 4(2)(b)
Line 5
After "purposes of this", insert "administrative".

Page 12
Section 5(4)(a)3.
Line 5
After "Kentucky", insert the following:
    based on the criteria in this paragraph

Page 12
Section 5(4)(b)3.
Line 18
After "Kentucky", insert the following:
    based on the criteria in this paragraph

Page 13
Section 5(4)(c)3.
Line 7
After "Kentucky", insert the following:
    based on the criteria in this paragraph

Page 16
Section 9(1)(a)
Line 7
After "7-020-1", insert ", 11/2018".

Page 16
Section 9(1)(b)
Line 8
After "7-020-2", insert ", 11/2018".

Page 16
Section 9(1)(c)
Lines 9-10
After "7-020-3", insert ", 11/2018".
Page 16
Section 9(1)(d)
Line 12
After "7-020-4", insert ", 11/2018".

Page 16
Section 9(1)(e)
Line 14
After "7-020-5", insert ", 11/2018".

Page 16
Section 9(1)(f)
Line 16
After "7-020-6", insert ", 11/2018".

Page 16
Section 9(1)(g)
Line 18
After "7-020-7", insert ", 11/2018".

Page 16
Section 9(1)(h)
Line 20
After "7-020-8", insert ", 11/2018".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 7. Incentive and Development Funds

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070.

Sincerely,

[Signature]
John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 7:040. Kentucky Standardbred Development Fund and Kentucky
Standardbred Breeders’ Incentive Fund.

Page 1
Section 1(4)
Line 7
    After "means", delete the following:
    , for the purposes of this administrative regulation,

Page 5
Section 5
Line 4
    After "consolation", insert comma.

Page 5
Section 6(2)(a)
Line 12
    After "final with", insert ", 1."
Line 13
    After "(5/8) mile track", insert semicolon.
    After "or", insert ", 2."

Page 5
Section 6(2)(b)
Lines 15-16
    After "(8) point earners", insert "shall not be".
    Delete "are not".
Line 16
    After "(10) point earners", insert "shall not be".
    Delete "are not".

Page 10
Section 11(2)(c)
Line 6
    After "(c)", delete the extra spaces.
Page 15
Section 22(1)(a)
Line 9
   After "7-040-1", insert ", 11/2018".

Page 15
Section 22(1)(b)
Line 10
   After "7-040-2", insert ", 11/2018".

Page 15
Section 22(1)(c)
Line 11
   After "7-040-3", insert ", 11/2018".
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April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 7. Incentive and Development Funds

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 7:060. Kentucky Quarterhorse, Paint Horse, Appaloosa, and Arabian Development Fund.

Page 5
Section 3(2)(b)3.
Line 9
After "Kentucky", insert the following:
  based on the criteria in this paragraph

Page 5
Section 3(2)(c)3.
Line 21
After "Kentucky", insert the following:
  based on the criteria in this paragraph

Page 12
Section 8(1)(a)
Line 9
After "7-060-1", insert ", 11/2018".

Page 12
Section 8(1)(b)
Line 11
After "7-060-2", insert ", 11/2018".

Page 12
Section 8(1)(c)
Line 13
After "7-060-3", insert ", 11/2018".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 7. Incentive and Development Funds

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 7:010; 810 KAR 7:020; 710 KAR 7:040; 810 KAR 7:060; and 810 KAR 7:070.

Sincerely,

[Signature]
John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 7:070. Violations, Discipline, Disputes, and Investigation.

Page 1
RELATES TO
Line 5
   After "KRS", insert "13B.".
   After "230.400", insert ", 230.445".
   Delete "230.400 445".

Page 1
STATUTORY AUTHORITY
Line 7
   After "230.370," insert "230.400,"
   Delete "KRS".
Lines 7-8
   After "and (2)(b),", delete "KRS".

Page 3
Section 1(2)
Line 1
   After "of this", insert "administrative".

Page 4
Section 2(7)
Line 8
   Before "Notice", insert "(5)".
   Delete "(7)".

Page 4
Section 2(8)
Line 13
   Before "An administrative", insert "(6)".
   Delete "(8)".
Section 2(9)
Line 14
Before "If the request", insert "(7)".
Delete "(9)".
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 8. Medication Guidelines

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 8:010; 810 KAR 8:020; 810 KAR 8:030; 810 KAR 8:040; and 810 KAR 8:060, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 8:010; 810 KAR 8:020; 810 KAR 8:030; 810 KAR 8:040; and 810 KAR 8:060.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
SUGGESTED AMENDMENT

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 8:010. Medication; Testing Procedures; Prohibited Practices.

Page 1
STATUTORY AUTHORITY
Line 6
After “230.215", insert "(2)".
After “230.240", insert "(2)".
After “230.260", insert "(8)".

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Lines 11-12
After “improper acts to horse prior to", insert "the horse".

Page 3
Section 1(11)
Line 8
Delete this subsection in its entirety.

Page 3
Section 2(3)
Line 18
After “concentrations", insert "established".
Delete "set forth".
Line 19
After “NSAIDs are", insert "established".
Delete "set forth".

Page 5
Section 3(2)
Line 4
After “furosemide, as", insert "established".
Delete "set forth".
Page 7
Section 6(2)(b)
Lines 1-2
After “comply with”, insert “this administrative regulation”.
Delete the following:
all the applicable administrative regulations

Page 11
Section 10(1)
Line 8
After “(1)”, delete the comma.

Page 11
Section 10(2)
Line 10
After “enclosure sufficient:”, insert a return.
After “(a)”, capitalize “in”.

Page 11
Section 10(3)
Lines 14-15
After “control of the”, insert the following:
Chief Racing Veterinarian or his or her designee
Delete “commission chief veterinarian”.

Line 16
After “permission of the”, insert the following:
Chief Racing Veterinarian or his or her designee
Delete “commission chief veterinarian”.

Page 11
Section 11(1)
Line 20
After “8:060”, insert a comma.

Page 13
Section 12(1)(a)
Line 5
After “commission laboratory, as”, insert “established”.
Delete “addressed”.
Page 17
Section 15(5)(h)
Line 17
After “commission to the”, insert “stewards or”.

Page 18
Section 15(5)(j)
Line 2
After “has occurred as”, insert “established”.
Delete “set forth”.

Page 18
Section 15(5)(l)
Line 7
After “810 KAR 2:010”, insert a comma.

Page 18
Section 15(5)(o)
Line 13
After “810 KAR”, insert “4:100, Section 3(2)(f)”.  
Delete “3:040, Section 3(4)”.

Page 20
Section 17(6)
Line 1
After “has occurred as”, insert “established”.
Delete “set forth”.

Page 21
Section 18(6)
Line 11
After “of ineligibility as”, insert “established”.
Delete “defined”.

Page 21
Section 19(1)
Line 14
After “810”, insert “KAR”.
After “Section”, insert “27(3)”.
Delete “29(3)”.
Line 20
After “Pulse Wave Therapy”, insert a period.

Page 24
Section 20(8)
Line 10
After “quarantine procedure”, insert “established”. Delete “set forth”.

Page 26
Section 21(2)(f)2.
Line 10
After “quarantine procedure”, insert “established”. Delete “set forth”.

Page 26
Section 23(1)(a)
Line 22
After “8-010-1”, insert “, 11/2018”.

Page 27
Section 23(1)(b)
Line 1
After “8-010-2”, insert “, 11/2018”.

Page 27
Section 23(1)(c)
Line 3
After “8-010-3”, insert “, 11/2018”.
Senator Stephen West, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601  

Re: 810 KAR Chapter 8. Medication Guidelines

Dear Co-Chairs West and Hale:

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Sincerely,

John L. Forgy, General Counsel  
Kentucky Horse Racing Commission  
4063 Iron Works Parkway, Building B  
Lexington, KY 40511
SUGGESTED AMENDMENT

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 8:020. Drug, medication, and substance classification schedule and withdrawal guidelines.

Page 1
STATUTORY AUTHORITY
Line 7
After “230.215”, insert “(2)”.  
After “230.240”, insert “(2)”.

Page 1
Section 1
Line 16
After “Section 1. The”, delete the opening quotation mark.

Line 17
After “Classification Schedule”, delete the closing quotation mark.

Line 18
After “therein. The”, delete the opening quotation mark.

Line 19
After “and Arabian”, delete the closing quotation mark.

Page 2
Section 2(1)(a)
Line 6
After “8-020-1”, insert “, 11/2018”.

Page 2
Section 2(1)(b)
Line 8
After “8-020-2”, insert “, 11/2018”.

Revised: 4/3/19
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 8. Medication Guidelines

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 8:010; 810 KAR 8:020; 810 KAR 8:030; 810 KAR 8:040; and 810 KAR 8:060, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 8:010; 810 KAR 8:020; 810 KAR 8:030; 810 KAR 8:040; and 810 KAR 8:060.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 8:030. Disciplinary Measures and Penalties.

Page 3
Section 2(5)
Line 18
   After “calculated in”, delete “Kentucky”.

Page 4
Section 2(7)
Line 4
   After “determined by the stewards”, insert “or judges”.
Line 5
   After “Section 10”, insert the following:
   or 810 KAR 5:010. Section 4

Page 4
Section 2(10)
Line 18
   After “230 or”, insert “KAR”.
   After “810”, delete “KAR”.

Page 7
Section 4(1)
Line 12
   After “(1) Class A drugs.”, insert the following:
   The penalties established in paragraphs (a) and (b) of this subsection shall apply to
   a Class A drug violation.

Page 15
Section 4(5)
Line 3
   After “(5) Multiple NSAIDs.”, insert the following:
   The penalties established in paragraphs (a) and (b) of this subsection shall apply to
   an
Lowercase “Overage”.
After “permitted NSAIDs”, insert a colon.

Page 17
Section 5
Line 5
After “TCO2 Penalties.”, insert the following:
The penalties established in subsections (1) and (2) of this section shall apply to a violation
Delete “Penalties for violations”.

Lines 5-6
After “(7), or (8)”, insert a period.
Delete “shall be as follows.”.

Page 19
Section 6
Line 1
After “Blood Gas Machine Penalties.”, insert the following:
The penalties established in subsections (1) and (2) of this section shall apply to a violation
Delete “Penalties for violations”.

Line 2
After “(9), or (10)”, insert a period.
Delete the following:
, shall be as follows:

Page 22
Section 10 (renumbered as Section 9 prepublication)
Line 17
After “230 or”, insert “KAR”.
After “Title 810”, delete “KAR”.

Page 24
Section 12 (renumbered as Section 11 prepublication)
Lines 11-17
Delete this section in its entirety, including subsections (1) and (2).
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 8. Medication Guidelines

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Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
SUGGESTED AMENDMENT

PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

810 KAR 8:040. Out-of-competition testing.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Lines 13-14
After “found to be in”, insert the following:
violation of this administrative regulation

Page 2
Section 2(1)
Lines 11-12
After “race day samples”, insert “established”.
Delete “set forth”.
After “810 KAR”, delete “810 KAR”.

Page 2
Section 2(2)
Line 15
After “prohibited at all times”, insert “without”.
Delete “absent”.

Page 2
Section 2(3)
Lines 20-21
After “by this administrative regulation”, insert the following:
may be used if the
Delete the following:
shall be permitted provided such

Page 3
Section 2(4)
Lines 5-6
After “by this administrative regulation”, insert the following:
may be used if the
Delete the following:
shall be permitted provided such

Page 3
Section 2(5)(a)
Line 11
After "(AAS)", insert "shall be".
Delete "are".

Page 4
Section 2(5)(a1)
Line 8
After "-hydroxyestr-4,9,11-trien-3-one)", which is at the end of the paragraph, insert " and ".
Delete the period.

Page 4
Section 2(5)(a2)
Line 9
After "or their synthetic esters", insert "if".
Delete "when".

Page 4
Section 2(5)(b)
Line 20
After "out of competition", insert "if".
Delete "provided".

Page 5
Section 2(6)(a)
Lines 11-12
After "shall be prohibited: ", insert a return and "1.".
Delete "1)".
After "clenbuterol", insert a semicolon, a return, and "2.".
Delete " , 2)".
After "(SARMs)", insert a semicolon, a return, and "3.".
Delete " , 3)".
After "ractopamine", insert a semicolon, a return, and "4.".
Delete " , 4)".
After "tibolone", insert a semicolon, a return, and "5.".
Delete " , 5)".
After “zeranol”, insert a semicolon. Delete the comma.
After “and”, insert a return and “6.”. Delete “6)”. 

Page 5
Section 2(6)(b)
Line 13
After “be administered”, insert “if”. Delete “provided”. 

Page 6
Section 2(7)(c)
Line 1
After “including cobalt (“, insert “if”. Delete “when”.
Line 2
After “810 KAR 8:010”, insert “Section”. Delete “Sec.”.

Page 6
Section 2(8)(b)
Lines 6-7
After “male horses”, insert “if”. Delete “provided”. 

Page 6
Section 2(9)(b)
Line 13
After “may be used”, insert “if”. Delete “provided”. 

Page 7
Section 2(10)
Lines 7-8
After “may be used”, insert “if the”. Delete “provided such”. 

Page 7
Section 2(12)
Line 14
After "albuterol", insert "may be used if".
Delete "are permitted provided".

Page 7
Section 2(13)
Line 18
After "(13)", insert the following:
(a) Except as established in paragraphs (b) and (c) of this subsection,
Lowercase "Hormone".

Pages 7-8
Section 2(13)(a)-(h)
Lines 19; 1, 3, 4, 5, 8, 9, 10
Renumber paragraphs "(a)" through "(h)" as subparagraphs "1." through "8."

Page 8
Section 2(13)(g) (now renumbered as paragraph (a)7.)
Line 9
After "Trimetazidine;", insert "and".

Page 8
Section 2(13)(i)
Line 12
Before "(i)", insert "(b)".
Delete "(i)".
After "(T4)", insert "may be used if".
Delete "is permitted provided that".

Page 8
Section 2(13)(j)
Line 16
Before "(j)", insert "(c)".
Delete "(j)".
After "fillies and mares", insert "if the".
Delete "provided that such".
Line 17
After "Altrengest", insert "may be used".
Delete "is permitted".
After "intact males", insert "if".
Delete "provided".
Page 9
Section 2(18)(b)
Line 6
    After “out of competition”, insert “if”.
    Delete “provided”.

Page 9
Section 2(18)(c)
Line 10
    After “including those”, insert “established”.
    Delete “set forth”.
Line 11
    After “in an emergency”, insert “if”.
    Delete “provided”.

Page 9
Section 2(18)(c)1.
Line 12
    After “prescription;”, insert “and”.

Page 10
Section 2(25)
Lines 11-12
    After “disorders,”, insert “if the”.
    Delete “provided that such”.

Page 10
Section 3(1)
Line 19
    After “regulation. A horse”, insert “shall be”.
    Delete “is”.

Page 12
Section 3(4)(b)
Line 12
    After “making”, insert “that”.
    Delete “such”.

Page 12
Section 3(4)(c)
Line 16
After "at the time", insert "the".
Delete "such".

Page 12
Section 3(4)(d)
Line 19
After "list for", insert "as long".
Delete "such time".

Page 13
Section 5
Line 20
After "requirements as", insert "established".
Delete "set forth".

Page 14
Section 6(5)
Line 14
After "The cost of testing a", insert "split sample".

Page 15
Section 8(1)
Line 4
After "for that substance", insert "established".
Delete "set forth".

Page 15
Section 8(2)
Lines 10-11
After "to the penalties", insert the following:
established in subsection (4) of this section
Delete the following:
described in Section 8 of this administrative regulation

Page 15
Section 8(3)
Line 13
After "subsection (4)(c)", delete "(2)".
Section 8(4)

Line 21
After "(4)", insert "(a)".

Section 8(4)(a)

Line 3
Before "(a)", insert "1."
Delete "(a)"
After "Class A penalty as", insert "established".
Delete "set forth".
After "8:030", insert ". or .
Delete the period.

Section 8(4)(b)

Line 4
Before "(b)", insert "2."
Delete "(b)"

Section 8(4)(c)

Line 5
Before "(c)", insert "(b)"
Delete "(c)"

Section 8(5)

Line 7
After "regulation", insert the following:
shall be penalized as follows

Section 8(5)(a)

Line 8
After "warning", insert ". or .
Delete the period.
Page 16
Section 8(5)(b)
Line 9
After “penalty as”, insert “established”.
Delete “set forth”.

Page 16
Section 8(7)
Lines 18-19
After “was detected”, insert “shall remain”.
Delete “remains”.
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 8. Medication Guidelines

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 8:010; 810 KAR 8:020; 810 KAR 8:030; 810 KAR 8:040; and 810 KAR 8:060, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 8:010; 810 KAR 8:020; 810 KAR 8:030; 810 KAR 8:040; and 810 KAR 8:060.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511

Page 1
STATUTORY AUTHORITY
Line 6
After “230.215”, insert “(2)”.
After “230.240”, insert “(2)”.

Page 1
Section 1
Line 14
After “to the procedures”, insert “established”.
Delete “set forth”.

Page 3
Section 3(2)
Line 13
After “shall be sampled”, insert a period.
Delete the semicolon.

Page 4
Section 4(4)
Line 4
After “and procedures”, insert “established”.
Delete “set forth”.

Line 6
After “with the procedures”, insert “established”.
Delete “set forth”.

Page 4
Section 5(1)
Line 8
After “with the procedures”, insert “established”.
Delete “set forth”.

Revised: 4/4/19
April 8, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: 810 KAR Chapter 9. Hearings and Appeals

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 810 KAR 9:010, the Kentucky Horse Racing Commission proposes the attached suggested amendment to 810 KAR 9:010.

Sincerely,

John L. Forgy, General Counsel
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
810 KAR 9:010. Hearings, reviews and appeals.

Page 1
Title
Line 4
   After “Hearings, reviews”, insert “.”.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Line 19
   After “conduct of hearings before it.”, insert the following:

      This administrative regulation establishes the procedures for administrative hearings and
appeals held pursuant to KRS Chapter 230 and establishes parameters for frivolous appeals.

Page 2
Section 1(2)
Lines 4 and 5
   After “three”, insert “(3)”.
   After “made by all three” insert “(3)”.

Page 2
Section 1(4)
Line 9
   After “(4)”, delete “All”.
   Uppercase “stewards”.

Page 2
Section 1(6)
Line 15
   After “(6)”, delete “All”.
   Uppercase “testimony”.
   After “record shall be kept”, delete “, either”.

1
Page 2
Section 1(6)
Lines 18 and 19

After "a review of the", insert "race replay".
Delete "video replay of a race".

Page 3
Section 1(9)
Line 11

After "(9)", insert "A".
Delete "Any".

After "the subject of", insert "an".
Delete "any".

Page 3
Section 1(9)(a)
Line 13

After "Determinations of whether", delete "or not".

Page 3
Section 1(9)(b)
Line 15

After "fact as to", delete "all".

Page 4
Section 3(2)
Lines 13

After "Copies of", delete "all".

Page 4
Section 4
Line 16

After "from Commission Order.", insert "A".
Delete "Any".

After "licensee aggrieved by", insert "an".
Delete "any".
Section 5(1)(a) and (b)

Lines 21 and 22

After "KHRC 9-010-1", insert “11/2018”.

After "KHRC 9-010-2", insert “11/2018”.

Material Incorporated by Reference

Notice of Appeal, KHRC 9-010-1 and

Request for Stay Pending Appeal, KHRC 9-010-2

Insert the edition date of “11/2018”.