

MATTHEW G. BEVIN
GOVERNOR

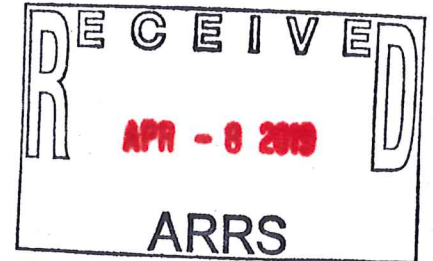
FRANKLIN S. KLING, JR.
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MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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](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 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,

A handwritten signature in blue ink that reads "John L. Forgy".

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 9:51 a.m.
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 "a".

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 "a".

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 "a".

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)".



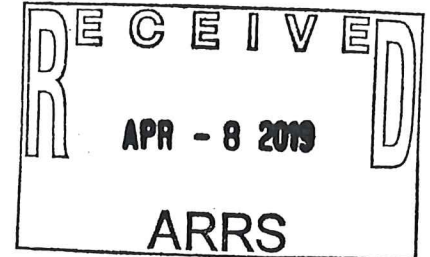
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Sincerely,

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 10:11 a.m.
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

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".

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 3
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".

Page 5

Section 5(4)

Lines 15 and 16

After "local police on", delete "all".



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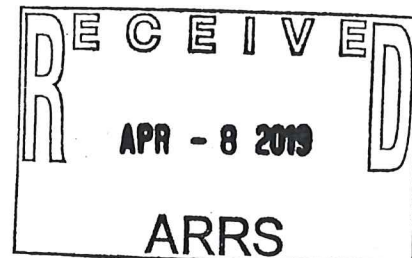
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Sincerely,

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

Kentucky
UNBRIDLED SPIRIT
EQUAL OPPORTUNITY M/F/D

Staff-suggested Amendment
Version 4/4/2019 10:18 a.m.
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 "t".

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

Page 1

Section 1(2)

Lines 15 through 17

After "race meeting shall", insert ":",

Return and insert the following:

(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 "t".

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".



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Administrative Regulation Review Subcommittee
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Frankfort KY 40601

Re: 810 KAR Chapter 2. General

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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 10:39 a.m.
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

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)

Re-number 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".

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)".



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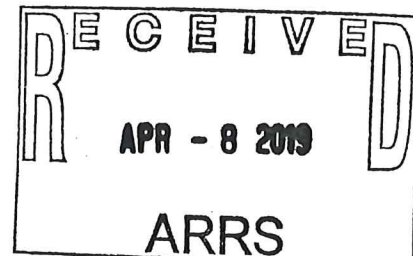
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Sincerely,

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 10:42 a.m.
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 "t".

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 "t".

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".

Page 7

Section 5(12)

Lines 9 and 10

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 "¿".

Page 7

Section 5(13)

Line 13

After "written record of", delete "all".



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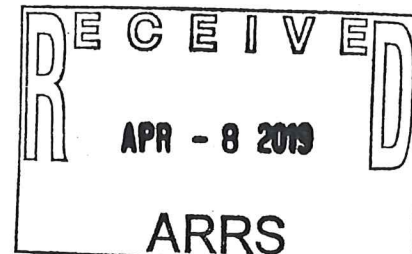
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Sincerely,

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

810 KAR 2:050. Judges and Standardbred Racing Officials.

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 "z".

Page 7

Section 13(5)

Lines 7 and 8

After "assistants by citing", delete "any".

After "obey their orders", insert "z".
Delete "or".

After "810 KAR Chapter 5", insert "z".

Page 7

Section 13(6)

Line 9

After "Examine under oath", insert "a".
Delete "any".

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 "1".
Delete "or".

After "810 KAR Chapter 5", insert "1".

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".



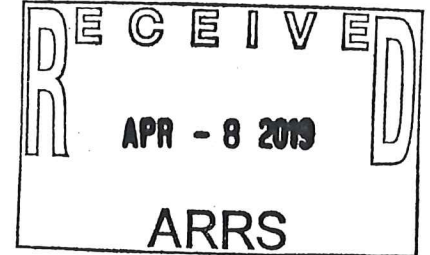
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April 8, 2019

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 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 1:00 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".

Page 3

Section 5(1)(a)

Line 18

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".



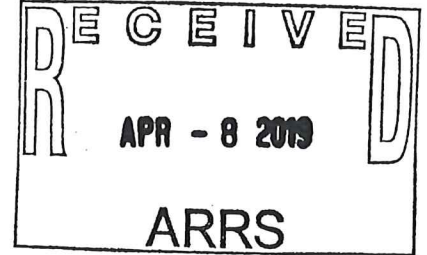
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Senator Stephen West, Co-Chair
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c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

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

**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 "L".

Page 3

Section 6(2)

Line 6

After "Arabian, quarter horse, paint horse", insert "L".

Page 4

Section 11

Line 17

After "administrative regulations, codes", insert "L".

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".

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 "z".
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 "i".

After "shall not contain provisions", insert "that".

Delete "which".

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

Page 16

Section 34(1)(a)

Line 1

After "of any licensee", insert "i".

Delete "or".

After "its agents", insert "i".

Page 16

Section 34(1)(a)1.

Line 3

After "Ordinary negligence", insert "that".

Delete "which".

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

Page 16

Section 34(1)(a)2.

Lines 5 and 6

After "Ordinary negligence", insert "that".

Delete "which".

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

Page 16

Section 34(1)(b)

Lines 8 and 12

After "of this subsection,", delete "all".

After "limit liability of", insert "a".

Delete "any".

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 "i".

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 "i".

Page 17

Section 34(3)(b)

Lines 8, 11, and 12

After "Ordinary negligence", insert "that".
Delete "which".

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

After "its agents", insert "i".

After "(name of licensed association)", insert "i".



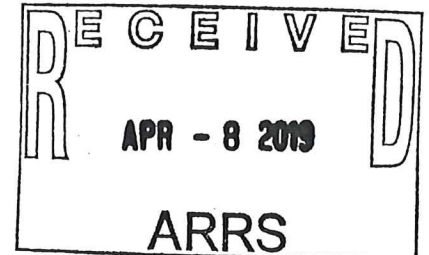
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April 8, 2019

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 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 4/5/2019 1:51 p.m.
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission

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".

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 "i".

After "omissions of any licensee", insert "i".

Delete "or".

After "its agents", insert "i".

Page 9

Section 25(1)

Line 20

After "(1) Ordinary negligence", insert "that".

Delete "which".

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

Page 10

Section 25(2)

Lines 1, 2, and 7

After "(2) Ordinary negligence", insert "that".

Delete "which".

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

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 "I".

After "and release, hold harmless", insert "I".

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 "I".

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 "I".

After "omissions of a licensee", insert "I".

Delete "and".

After "its agents", insert "I".

After "of the premises", insert "of".

Delete "or".

After "(name of licensed association)", insert "I".

After "as provided above,", delete "all".

After "in racing, training", insert "I".

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 "¿".



MATTHEW G. BEVIN
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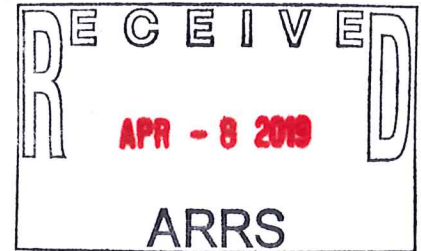
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April 8, 2019



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 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 3:001. 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".

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)".



MATTHEW G. BEVIN
GOVERNOR

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April 8, 2019



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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".



MATTHEW G. BEVIN
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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 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

**PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission**

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 "accompanied 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 "accompanied 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

Page 25

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 STANDARD BRED – 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)".



MATTHEW G. BEVIN
GOVERNOR

FRANKLIN S. KLING, JR.
CHAIRMAN

K. GAIL RUSSELL
SECRETARY

MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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April 8, 2019



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Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
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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

Revised: 4/4/19

SUGGESTED AMENDMENT

**PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission**

810 KAR 3:030. Licensing totalizator 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.

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 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)".



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April 8, 2019



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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.

Page 12

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.

Page 17

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".



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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 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)".



MATTHEW G. BEVIN
GOVERNOR

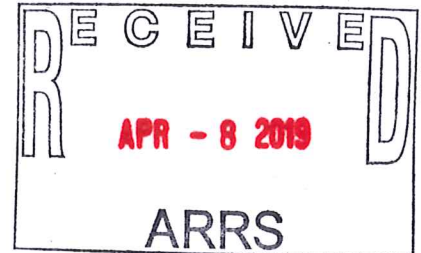
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Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

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".

Page 8
Section 1(66)
Line 18

After "by KRS 230.210", insert "(21)".
Delete "(3)".

Agency Am.



MATTHEW G. BEVIN
GOVERNOR

K. GAIL RUSSELL
SECRETARY

FRANKLIN S. KLING, JR.
CHAIRMAN

MARC A. GUILFOIL
EXECUTIVE DIRECTOR

PUBLIC PROTECTION CABINET
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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,

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



Agency Amendment

Final Version: 4/4/2019 2:15 PM

**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 veterinarian 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.



MATTHEW G. BEVIN
GOVERNOR

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CHAIRMAN

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MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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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 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 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".



MATTHEW G. BEVIN
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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 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 12:43 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".



MATTHEW G. BEVIN
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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 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 "lot, 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".



MATTHEW G. BEVIN
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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 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 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".



MATTHEW G. BEVIN
GOVERNOR

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CHAIRMAN

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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 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: 4/5/2019 12:32 PM

**PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission**

810 KAR 4:050. Claiming races.

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".

Page 2

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".

Page 2

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".

Page 2

Section 1(4)(b)

Line 11

After "by the same", insert "owner".

After "authorized agent", insert ", or". Delete "and/or".

Page 2

Section 1(5)(c)

Line 18

After "entitled to enter", insert "as".

Delete "whenever".

Page 3

Section 1(7)(a)1.

Line 7

Delete the quotation marks around "Claim Blank".

Page 3

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

Page 3

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".

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.



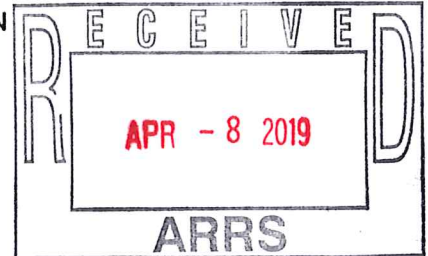
MATTHEW G. BEVIN
GOVERNOR

FRANKLIN S. KLING, JR.
CHAIRMAN

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MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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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 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 8:53 AM

**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".



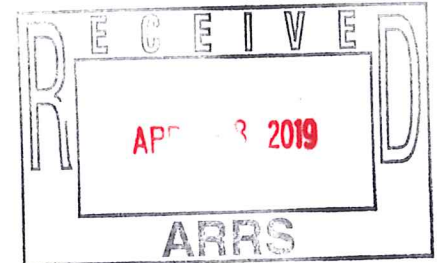
MATTHEW G. BEVIN
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April 8, 2019

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 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 9:37 AM

**PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission**

810 KAR 4:070. Jockeys and apprentices.

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".

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".

Page 8
Section 9(2)(b)
Line 6

After "(b)", insert "If a".
Delete "When".

Page 8
Section 9(2)(c)
Line 8

After "(c)", insert "If a".
Delete "When".

Page 9
Section 10
Line 4

After "shall be paid", delete "only".

Page 9
Section 11
Line 9

After "to be unsafe", insert a period.
Delete "; however,".
Capitalize the first letter of "if".

Page 9
Section 12(1)
Line 14

After "first race he", insert "or she".

Page 9
Section 12(2)
Lines 21 and 22

After "room until he", insert the following:
or she has fulfilled all
Delete "has fulfilled all his".

Page 10
Section 12(2)
Line 3

After "for whom he", insert "or she".

Page 11
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".

Page 15

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".

MATTHEW G. BEVIN
GOVERNOR

FRANKLIN S. KLING, JR.
CHAIRMAN

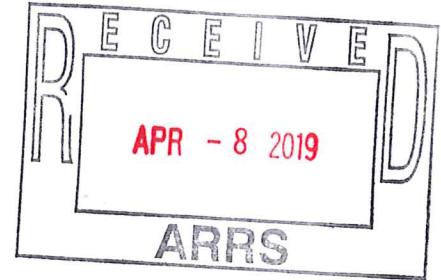


K. GAIL RUSSELL
SECRETARY

MARC A. GUILFOIL
EXECUTIVE DIRECTOR

PUBLIC PROTECTION CABINET
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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 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,

A handwritten signature in black ink, appearing to read "John L. Forgy".

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 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".

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)".



MATTHEW G. BEVIN
GOVERNOR

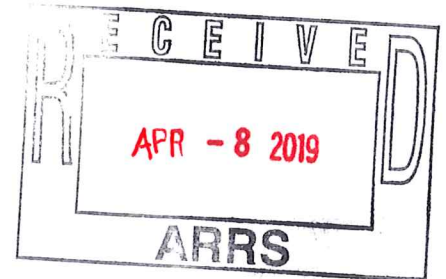
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April 8, 2019



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 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".



MATTHEW G. BEVIN
GOVERNOR

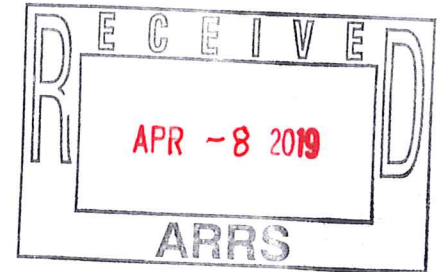
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CHAIRMAN

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MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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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 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 11:46 AM

**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".

Page 2

Section 3(2)(a)

Line 21

After "commission license administrator", insert a semicolon.
Delete the period.

Page 3

Section 3(2)(b)

Line 2

After "KRS Chapter 342", insert a semicolon.
Delete the period.

Page 3

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.

Page 3

Section 3(2)(d)

Line 12

After "jockey fees due", insert a semicolon.
Delete the period.

Page 3

Section 3(2)(e)

Line 15

After "name a rider", insert a semicolon.
Delete the period.

Page 3

Section 3(2)(f)3.

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".



MATTHEW G. BEVIN
GOVERNOR

FRANKLIN S. KLING, JR.
CHAIRMAN

K. GAIL RUSSELL
SECRETARY

MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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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 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

REVISED:
4/5/2019 8:56 AM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

810 KAR 5:001. Definitions.

Page 1
RELATES TO
Line 5

After "RELATES TO", insert the following:
KRS 230.210, 230.215, 230.260, 230.3615
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 "aces".

Delete "dashes".

Line 14

After "each", insert "ace; and (b)".

Delete "dash and".

Line 15

After "starters in the", insert "ace".

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".



MATTHEW G. BEVIN
GOVERNOR

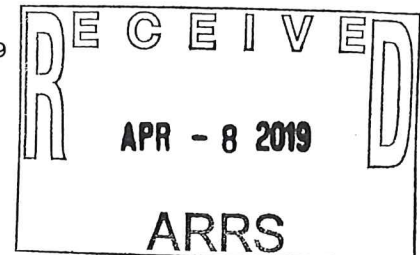
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April 8, 2019



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 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

REVISED:
4/5/2019 9:05 AM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

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.

Page 4

Section 7

Line 14

After "return", insert "of the certificate".

Delete "thereof".



MATTHEW G. BEVIN
GOVERNOR

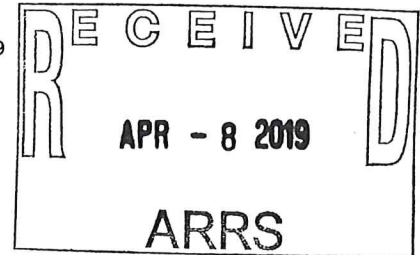
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c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

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

REVISED:
4/5/2019 12:52 PM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

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)".



MATTHEW G. BEVIN
GOVERNOR

FRANKLIN S. KLING, JR.
CHAIRMAN

K. GAIL RUSSELL
SECRETARY

MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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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 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

REVISED:
4/5/2019 9:25 AM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

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.



MATTHEW G. BEVIN
GOVERNOR

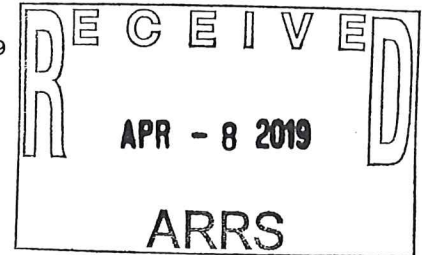
FRANKLIN S. KLING, JR.
CHAIRMAN

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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 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

REVISED:
4/5/2019 9:27 AM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

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.

Page 3

Section 1(7)(e)

Line 15

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

After "available", insert the following:

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:

, 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".

Page 5

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)".

Page 6

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)".

Page 6

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)".



MATTHEW G. BEVIN
GOVERNOR

FRANKLIN S. KLING, JR.
CHAIRMAN

K. GAIL RUSSELL
SECRETARY

MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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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 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

REVISED:
4/5/2019 9:31 AM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

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

Page 8

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.



MATTHEW G. BEVIN
GOVERNOR

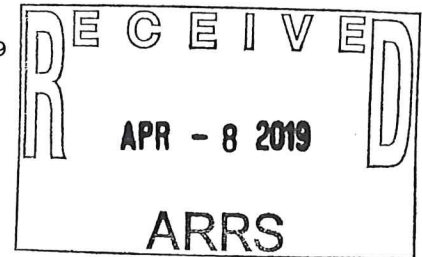
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April 8, 2019



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 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

REVISED:
4/5/2019 9:36 AM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

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".



MATTHEW G. BEVIN
GOVERNOR

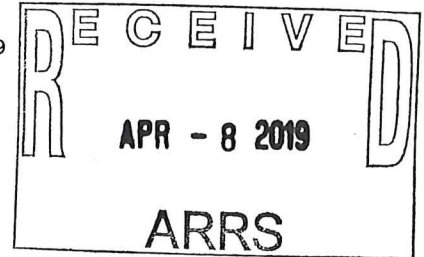
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CHAIRMAN

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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 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

REVISED:
4/5/2019 9:38 AM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

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".



MATTHEW G. BEVIN
GOVERNOR

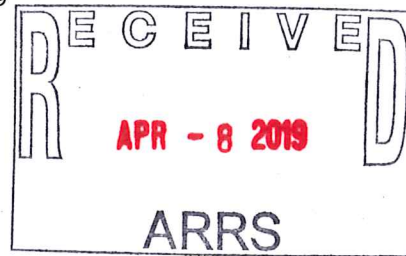
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CHAIRMAN

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SECRETARY

MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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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 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

Revised: 4/3/19

SUGGESTED AMENDMENT

**PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission**

810 KAR 6:020. Calculation of payouts and distribution of pools.

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".

Page 31

Section 14(3)(f)

Line 18

After "wagers, the pool", insert "shall be".

Delete "is".

Page 32

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)".

Page 33

Section 14(6)

Line 2

After "including pool calculations.", insert "If".

Delete "In the event that".

Page 34

Section 14(11)

Line 5

After "The request", insert "shall".

Delete "must".

Page 34

Section 14(12)

Line 9

After "(12)", insert "If".

Delete "Should".

After "Pick-(n) carryover", insert "is".

Delete "be".

Page 34

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".

Agency Am.



MATTHEW G. BEVIN
GOVERNOR

K. GAIL RUSSELL
SECRETARY

FRANKLIN S. KLING, JR.
CHAIRMAN

MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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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 7:020**. Kentucky thoroughbred breeders' incentive fund.

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**

810 KAR 7:020. Kentucky thoroughbred breeders' incentive fund.

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.



MATTHEW G. BEVIN
GOVERNOR

K. GAIL RUSSELL
SECRETARY

FRANKLIN S. KLING, JR.
CHAIRMAN

MARC A. GUILFOIL
EXECUTIVE DIRECTOR

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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

REVISED:
4/4/2019 10:46 AM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

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)".

Page 1

Section 3(1)(b)1.

Line 20

Before "A prioritized", insert "(a)".
Delete "1.".

Page 2

Section 3(1)(b)2.

Line 1

Before "A full", insert "(b)".
Delete "2.".

Page 2

Section 3(1)(b)3.

Line 3

Before "An itemized", insert "(c)".
Delete "3.".

Page 2

Section 3(1)(b)4.

Line 4

Before "Any contract", insert "(d)".
Delete "4.".

Page 2

Section 4(1)

Line 6

Before "an", delete "(1)".

Page 2

Section 4(1)(a)

Line 7

Before "The first", insert "(1)".
Delete "(a)".

Page 2

Section 4(1)(b)

Line 9

Before "At the second", insert "(2)".
Delete "(b)".

Page 2

Section 4(1)(c)

Line 11

Before "Approval of", insert "(3)".

Delete "(c)".



MATTHEW G. BEVIN
GOVERNOR

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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

REVISED:
4/4/2019 12:42 PM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

810 KAR 7:020. Kentucky thoroughbred breeders' incentive fund.

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. Is".

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".



MATTHEW G. BEVIN
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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

REVISED:
4/4/2019 12:55 PM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

**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



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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

REVISED:
4/4/2019 12:49 PM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

**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".



MATTHEW G. BEVIN
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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



REVISED:
4/4/2019 12:24 PM
Suggested Amendment
Public Protection Cabinet
Kentucky Horse Racing Commission

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)".

Page 4

Section 2(9)

Line 14

Before "If the request", insert "(7)".

Delete "(9)".



MATTHEW G. BEVIN
GOVERNOR

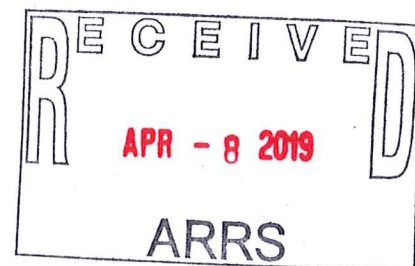
FRANKLIN S. KLING, JR.
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April 8, 2019



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 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



Revised: 4/4/19

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".



MATTHEW G. BEVIN
GOVERNOR

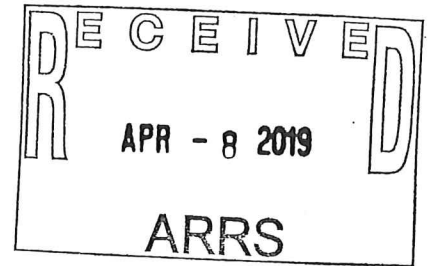
FRANKLIN S. KLING, JR.
CHAIRMAN

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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 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

Revised: 4/3/19

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".



MATTHEW G. BEVIN
GOVERNOR

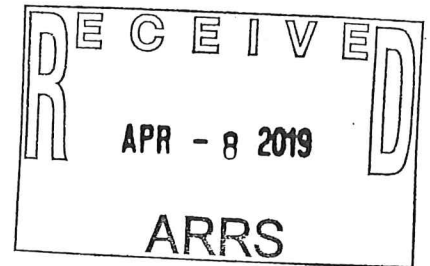
FRANKLIN S. KLING, JR.
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K. GAIL RUSSELL
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April 8, 2019



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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 8:030. 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).



MATTHEW G. BEVIN
GOVERNOR

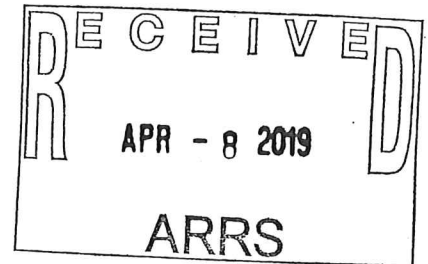
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Frankfort KY 40601

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 8:040. 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)(a)1.

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)(a)2.

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 "Altrenogest", 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)".

Page 15

Section 8(4)

Line 21

After "(4)", insert "(a)".

Page 16

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.

Page 16

Section 8(4)(b)

Line 4

Before "(b)", insert "2.".

Delete "(b)".

Page 16

Section 8(4)(c)

Line 5

Before "(c)", insert "(b)".

Delete "(c)".

Page 16

Section 8(5)

Line 7

After "regulation", insert the following:

shall be penalized as follows

Page 16

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".



MATTHEW G. BEVIN
GOVERNOR

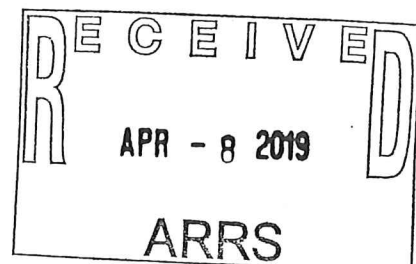
FRANKLIN S. KLING, JR.
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April 8, 2019



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 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

Revised: 4/4/19

SUGGESTED AMENDMENT

**PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission**

810 KAR 8:060. Post-race Sampling and Testing Procedures.

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".



MATTHEW G. BEVIN
GOVERNOR

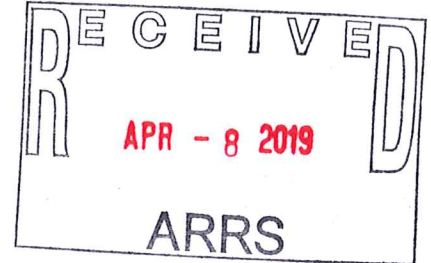
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April 8, 2019



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 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



Staff-suggested Amendment

**Version 4/4/2019 2:18 p.m.
PUBLIC PROTECTION CABINET
Kentucky Horse Racing Commission**

810 KAR 9:010. Hearings, reviews and appeals.

Page 1

Title

Line 4

After "Hearings, reviews", insert "t".

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".

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".

Page 4

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".