

230.445 Kentucky paint horse, Appaloosa, and Arabian development fund -- Contributions -- Purposes -- Distribution -- Administrative regulations.

- (1)
 - (a) There is hereby created a corporate account for the Kentucky Horse Racing and Gaming Corporation designated the Kentucky paint horse, Appaloosa, and Arabian development fund, consisting of moneys allocated to the fund under KRS 230.3771 together with any other moneys contributed to or allocated to the fund from all other sources.
 - (b) For the purposes of this section, "development fund" or "fund" means the Kentucky paint horse, Appaloosa, and Arabian development fund.
 - (c) Moneys to the credit of the development fund shall be transferred in the following order:
 1. Twenty-five thousand dollars (\$25,000) each fiscal year to the Kentucky problem gambling assistance account established in KRS 230.826; and
 2. Remaining moneys to be divided as follows:
 - a. At least ninety percent (90%) shall be allocated within Kentucky as set forth in this section; and
 - b. Up to ten percent (10%) for administration and operation of the corporation.
 - (d) Notwithstanding KRS 45.229, moneys to the credit of the fund at the end of the fiscal year shall not lapse but shall be carried forward in the fund to the succeeding fiscal year.
 - (e) Interest earnings of the fund shall become a part of the fund and shall not lapse.
 - (f) Moneys in the fund shall be used for purposes specified in this section.
- (2) The Kentucky Horse Racing and Gaming Corporation shall use the development fund to promote races and to provide purses for races for horses bred and foaled in the Commonwealth. The corporation shall provide for distribution of moneys to the credit of the development fund to persons, corporations, or associations operating licensed tracks within Kentucky conducting paint horse, Appaloosa, or Arabian horse racing, on an equitable basis as determined by the corporation and in conformance with subsection (3) of this section.
- (3)
 - (a) The Kentucky Horse Racing and Gaming Corporation shall:
 1. Fix the amount of moneys to be paid from the development fund to be added to the purse provided for each race by the licensed operator of the track; and
 2. Fix the dates and conditions of races to be held by licensed tracks.
 - (b) At least ninety percent (90%) of the moneys from the fund shall be allocated to each breed of horse represented in the fund in an amount equal to the amount the breed has contributed to the fund.
- (4) The Kentucky Horse Racing and Gaming Corporation shall:
 - (a) Supervise registration of, or determine the eligibility of, horses entitled to entry in races which receive a portion of purse money from the development fund; and

- (b) Determine the conditions, class, and quality of the fund-supported race program established to carry out the purposes of this section.

The personnel shall serve at the pleasure of the corporation and compensation shall be fixed by the corporation.

- (5) The corporation may promulgate administrative regulations to carry out the provisions of this section and shall administer the Kentucky paint horse, Appaloosa, and Arabian development fund in a manner designed to:
 - (a) Promote and aid in the development of the horse industry in Kentucky;
 - (b) Upgrade the quality of racing in Kentucky; and
 - (c) Improve the quality of horses bred in Kentucky.

Effective: March 27, 2025

History: Amended 2025 Ky. Acts ch. 124, sec. 15, effective March 27, 2025. -- Amended 2024 Ky. Acts ch. 166, sec. 8, effective July 15, 2024; and ch. 171, sec. 84, effective July 1, 2024. -- Amended 2015 Ky. Acts ch. 47, sec. 2, effective June 24, 2015. -- Created 2010 Ky. Acts ch. 57, sec. 4, effective July 15, 2010.

Legislative Research Commission Note (7/15/2010). References to the "Kentucky Horse Racing Authority" and "authority" in this section, as created by 2010 Ky. Acts ch. 57, sec. 4, have been changed in codification to the "Kentucky Horse Racing Commission" and "commission" to reflect the reorganization of certain parts of the Executive Branch, as set forth in Executive Order 2009-535 and confirmed by the General Assembly in 2010 Ky. Acts ch. 24. These changes were made by the reviser of statutes pursuant to 2010 Ky. Acts ch. 24, sec. 1938.