

1 AN ACT relating to the reorganization of the Kentucky Horse Racing Commission.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 230.225 is repealed, reenacted, and amended to read as follows:

4 (1) The Kentucky Horse Racing Commission is created as an independent agency of
5 state government to regulate the conduct of horse racing and pari-mutuel wagering
6 on horse racing, and related activities within the Commonwealth of Kentucky. The
7 racing commission shall be attached to the Public Protection Cabinet for
8 administrative purposes.

9 (2) **(a)** The Kentucky Horse Racing Commission shall consist of fifteen (15)
10 members appointed by the Governor, with the secretaries of the Public
11 Protection Cabinet, Tourism, Arts and Heritage Cabinet, and Economic
12 Development Cabinet, **or their designees**, serving as ex officio **voting**,
13 ~~nonvoting~~ members.

14 **(b)** Two (2) members shall have no financial interest in the business or industry
15 regulated.

16 **(c)** The members of the racing commission shall be appointed to serve for a term
17 of **four (4)**~~three (3)~~ years, **except the initial terms shall be staggered as**
18 **follows:**

19 **1. Five (5) members shall serve for a term of four (4) years;**

20 **2. Five (5) members shall serve for a term of three (3) years; and**

21 **3. Five (5) members shall serve for a term of two (2) years.**

22 **(d)** Any member appointed to fill a vacancy occurring other than by expiration of
23 a term shall be appointed for the remainder of the unexpired term.

24 **(e)** In making appointments, the Governor may consider members broadly
25 representative of the Thoroughbred industry and members broadly
26 representative of the standardbred, quarter horse, Appaloosa, or Arabian
27 industries. The Governor may also consider recommendations from the

1 Kentucky Thoroughbred Owners and Breeders, Inc., the Kentucky Division of
2 the Horsemen's Benevolent and Protective Association, the Kentucky Harness
3 Horsemen's Association, and other interested organizations.

4 (3) (a) Members of the racing commission shall receive **no compensation for serving**
5 **on the commission, but shall be reimbursed for travel expenses for**
6 **attending meetings and performing other official functions consistent with**
7 **the reimbursement policy for state employees established by KRS 45.101**
8 **and administrative regulations promulgated thereunder**~~[one hundred dollars~~
9 ~~(\$100) per day for each meeting attended and shall be reimbursed for all~~
10 ~~expenses paid or incurred in the discharge of official business].~~

11 (b) The Governor shall appoint one (1) member of the racing commission to serve
12 as its chairperson who shall serve at the pleasure of the Governor.

13 (c) The Governor shall further designate a second member to serve as vice chair
14 with authority to act in the absence of the chairperson.

15 (d) Before entering upon the discharge of their duties, all members of the
16 Kentucky Horse Racing Commission shall take the constitutional oath of
17 office.

18 (4) (a) The racing commission shall establish and maintain a general office for the
19 transaction of its business and may in its discretion establish a branch office or
20 offices.

21 (b) The racing commission may hold meetings at any of its offices or at any other
22 place when the convenience of the racing commission requires.

23 (c) All meetings of the racing commission shall be open and public, and all
24 persons shall be permitted to attend meetings.

25 (d) A majority of the voting members of the racing commission shall constitute a
26 quorum for the transaction of its business or exercise of any of its powers.

27 (5) Except as otherwise provided, the racing commission shall be responsible for the

1 following:

- 2 (a) Developing and implementing programs designed to ensure the safety and
3 well-being of horses, jockeys, and drivers;
- 4 (b) Developing programs and procedures that will aggressively fulfill its oversight
5 and regulatory role on such matters as medical practices and integrity issues;
- 6 (c) Recommending tax incentives and implementing incentive programs to ensure
7 the strength and growth of the equine industry;
- 8 (d) Designing and implementing programs that strengthen the ties between
9 Kentucky's horse industry and the state's universities, with the goal of
10 significantly increasing the economic impact of the horse industry on
11 Kentucky's economy, improving research for the purpose of promoting the
12 enhanced health and welfare of the horse, and other related industry issues;
- 13 and
- 14 (e) Developing and supporting programs which ensure that Kentucky remains in
15 the forefront of equine research.

16 ➔Section 2. Notwithstanding KRS 12.028(5), the General Assembly confirms
17 Executive Order 2016-229, dated April 28, 2016, and Executive Order 2016-494, dated
18 July 14, 2016, to the extent not otherwise confirmed or superseded by this Act.