

KENTUCKY HORSE RACING COMMISSION
April 26, 2022
SPECIAL MEETING AGENDA

Location: Kentucky Thoroughbred Association
4079 Iron Works Pkwy.
Lexington, KY 40511

Time: 1:30 pm

I. Call to Order and Roll Call

II. New Business

1. Minutes from February 15, 2022 and March 4, 2022
2. Kentucky Downs' 2022 September Meet KTDF Purse Allotment Request
3. Ellis Park's 2022 Summer Meet KTDF Purse Allotment Request
4. Ellis Park and Churchill Downs' request to transfer race dates, amending Section R of their 2022 applications
5. Churchill Downs' 2022 Spring Meet KTDF Allotment Increase Request and August 13, 2022 KTDF Allotment Request
6. KY Proud Series Proposed Race Meet Officials and Race Date Amendment
7. Oak Grove's 2022 Proposed Race Meet Officials
8. Oak Grove Request to Amend Section R of their 2022 Application for Race Dates and Post Times
9. Red Mile's 2022 Request to Amend Section R of their 2022 Application to Shift Race Dates for their 2022 Race Meet
10. Proposed Amendment to 810 KAR 8:010
11. Proposed Amendment to 810 KAR 9:010
12. Oak Grove Request to Offer New Exotic Wagers – 2022 Summer Race Meet
13. Approval of All Dirt Pick 5, All Three-Year-Old Pick 3 – Churchill Downs Kentucky Oaks and Kentucky Derby
14. Ratification of Executive Director's Approval for Churchill Downs' Future Wagers Request
15. Approval of Churchill Downs' Pick 5 Carryover Pool
16. Ratification of Executive Director's Approval for Keeneland's Pick 5 Carryover Pool
17. Ratification of Executive Director's Approval for Turfway Park's Pick 5 Carryover Pool

18. Reports

- a.** Thoroughbred Rulings
- b.** Veterinary Division
- c.** Pari-Mutuel Wagering Division

III. Executive Session

During the meeting on April 26, 2022, the Commission will go into closed session pursuant to KRS 61.810(1) (c) to discuss pending litigation (CONFIDENTIAL)

IV. Other Business

V. Adjournment

KENTUCKY HORSE RACING COMMISSION
MINUTES OF THE MEETING

Date: February 15, 2022 at 1:30 PM

Place: Via video conference from Kentucky Horse Racing Commission, Conference Room, 4063 Iron Works Parkway, Building B, Kentucky Horse Park, Lexington, Kentucky

Members Present: Chairman Jonathan Rabinowitz; Vice-Chairman Frank Jones, Jr.; Commissioner Kerry T. Cauthen; Commissioner Naveed Chowhan, M.D.; Commissioner Michael F. Dudgeon; Commissioner Gregory Harbut; Commissioner Douglas A. Hendrickson; Commissioner Lesley Ann May Howard; Commissioner Kenneth A. Jackson; Commissioner William L.S. Landes; Commissioner Charles O'Connor; Commissioner Tom Riddle, DVM; and Commissioner Mark Simendinger

Ex-officio Members Present: DJ Wasson on behalf of Secretary Ray Perry, Public Protection Cabinet; Secretary Mike Berry, Tourism, Arts & Heritage Cabinet; Angelica Vega on behalf of Interim Secretary, Larry Hayes, Cabinet for Economic Development

KHRC Staff Participating/Present: Marc A. Guilfoil, Executive Director; Jamie Eads, Deputy Executive Director and Director of Division of Incentives and Development; Jennifer Wolsing, General Counsel; Shan Dutta, Deputy General Counsel; Bruce Howard, DVM, Equine Medical Director; Nicholas Smith, DVM, Chief Racing Veterinarian; Barbara Borden, Chief State Steward; Waqas Ahmed, Director, Pari-mutuel Wagering and Compliance; Joanna Ricci, Executive Administrative Secretary

Others Present/Participating: Allen Page, DVM, PhD, University of Kentucky

<i>AGENDA ITEM</i>	<i>TRANSCRIPT PAGE NUMBER(S)</i>	<i>DISCUSSION / CONCLUSIONS / RECOMMENDATIONS</i>	<i>ACTION TAKEN</i>
I. Call to Order and Roll Call	4 – 5	Chairman Rabinowitz called the meeting of the Kentucky Horse Racing Commission (KHRC or Commission) to order and performed the roll call. A quorum was recognized.	No action taken.
II. New Business Tab 1 Minutes from December 14, 2021	5 – 51 5 – 6	Chairman Rabinowitz requested a motion from the Commission to address the request submitted by the KHRC staff to approve the proposed minutes of the KHRC meeting of December 14, 2021. Motion by Commissioner Landes. Second by Vice-Chairman Jones.	Chairman Rabinowitz called for a vote to approve the proposed minutes of the December 14, 2021 KHRC meeting, as presented. Motion carried

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		<p>Ms. Eads presented the proposed minutes, as outlined in the agenda materials.</p> <p>Approval of the proposed minutes was recommended by KHRC staff.</p>	with no objections or abstentions.
<p>Tab 2 Kentucky Downs' request to send KTDF Funds to Keeneland</p>	6 – 8	<p>Chairman Rabinowitz requested a motion from the Commission to address approval Kentucky Downs' request to send Kentucky Thoroughbred Development Fund funds (KTDF) to Keeneland. Motion by Commissioner Hendrickson. Second by Commissioner Simendinger.</p> <p>Ms. Eads presented Kentucky Downs' request to send \$1 million in KTDF funds to Keeneland for the 2022 Spring meet, as outlined in the agenda materials. At its February 1, 2022 meeting, the KTDF Advisory Committee approved the request.</p> <p>Approval was recommended by KHRC staff and the KTDF Advisory Committee.</p>	Chairman Rabinowitz called for a vote to approve Kentucky Downs' request to send KTDF funds to Keeneland, as presented. Motion carried with no objections or abstentions.
<p>Tab 3 KTDF Purse Structure Request for Keeneland Spring Meet</p>	8– 10	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of the KTDF purse structure request for Keeneland Spring meet. Motion by Vice-Chairman Jones. Second by Commissioner O'Connor.</p> <p>Ms. Eads presented the KTDF Advisory Committee's recommendation for approval of Keeneland's request dated January 24, 2022, as outlined in the agenda materials. At its February 1, 2022 meeting, the KTDF Advisory Committee recommended approval of the proposal as presented.</p>	Chairman Rabinowitz called for a vote to approve the proposed KTDF purse structure for Keeneland's Spring meet, as presented and recommended by the KTDF Advisory Committee. Motion carried with no objections or abstentions.

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		Approval was recommended by KHRC staff and the KTDF Advisory Committee.	
Tab 4 KTDF Purse Structure Request for Churchill Downs' Spring Meet	10 – 11	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of the KTDF purse structure request for Churchill Downs' Spring meet. Motion by Vice-Chairman Jones. Second by Commissioner O'Connor.</p> <p>Ms. Eads presented the KTDF Advisory Committee's recommendation for approval of Churchill Downs' request dated January 28, 2022, as outlined in the agenda materials. At its February 1, 2022 meeting, the KTDF Advisory Committee recommended approval of the proposal as presented.</p> <p>Approval was recommended by KHRC staff and the KTDF Advisory Committee.</p>	Chairman Rabinowitz called for a vote to approve the proposed KTDF purse structure for Churchill Downs' Spring meet, as presented and recommended by the KTDF Advisory Committee. Motion carried with no objections or abstentions.
Tab 5 Backside Improvement Fund Request	11 – 13	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of Churchill Downs' backside improvement fund request. Motion by Vice-Chairman Jones. Second by Commissioner Landes.</p> <p>Ms. Eads presented Churchill Downs' request received January 26, 2022 for approval of five (5) backside improvement fund projects, as outlined in the agenda materials. KHRC staff has confirmed the projects meet statutory and regulatory requirements and Churchill Downs has the funding available. Upon completion of the projects, KHRC staff will inspect the areas again and all invoices, photographs and communication will remain on file for Commission review.</p> <p>Approval was recommended by KHRC staff.</p>	Chairman Rabinowitz called for a vote to approve Churchill Downs backside improvement fund request for five (5) backside improvement projects, as presented. Motion carried with no objections or abstentions.

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<p>Tab 6 Kentucky Horse Breeders' Incentive Fund: Period VII Applications for Participation in 2022, 2023, 2024</p>	<p>13 – 16</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of Period VII applications for participation in the Kentucky Horse Breeders' Incentive Fund (KHBIF) during 2022, 2023, and 2024. Motion by Commissioner O'Connor. Second by Commissioner Landes.</p> <p>Ms. Eads presented the eleven (11) proposed KHBIF Period VII applications for 2022, 2023, and 2024 of the non-race affiliates as outlined in the agenda materials. At its February 3, 2022 meeting, the KHBIF Advisory Committee reviewed and approved the KHBIF Period VII applications.</p> <p>Approval of the applications was recommended by the KHBIF Advisory Committee and KHRC staff.</p>	<p>Chairman Rabinowitz called for a vote to approve the proposed KHBIF Period VII applications for participation in the KHBIF during 2022, 2023, and 2024, as presented. Motion carried with no objections or abstentions.</p>
<p>Tab 7 Proposed Amendments to 810 KAR 3:020: Licensing of Racing Participants and 3-020 01 (incorporated document)</p>	<p>16 – 19</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of the proposed amendments to 810 KAR 3:020 and its incorporated document, 3-020-1. Motion by Commissioner Simendinger. Second by Commissioner Cauthen.</p> <p>Ms. Wolsing presented the proposed amendments to 810 KAR 3:020, Licensing of racing participants, and its incorporated document, 3-020-1, as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	<p>Chairman Rabinowitz called for a vote to approve the proposed amendments to 810 KAR 3:020, Licensing of racing participants, and its incorporated document, 3-020-1, as presented. Motion carried with no objections or abstentions.</p>
<p>Tab 8 Proposed Amendments to 810 KAR 4:010</p>	<p>19 – 21</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of the proposed amendments to 810 KAR 4:010. Motion by Vice-Chairman Jones. Second by Commissioner O'Connor.</p>	<p>Chairman Rabinowitz called for a vote to approve the proposed amendments to 810 KAR 4:010, as presented. Motion carried with no objections or abstentions.</p>

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		<p>Ms. Wolsing presented the proposed amendments to 810 KAR 4:010, Horses, as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	
<p>Tab 9 Proposed Amendments to 810 KAR 4:030</p>	<p>21 – 24</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of the proposed amendments to 810 KAR 4:030. Motion by Vice-Chairman Jones. Second by Commissioner O’Connor.</p> <p>Ms. Wolsing presented the proposed amendments to 810 KAR 4:030, Entries, subscriptions, and declarations, as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	<p>Chairman Rabinowitz called for a vote to approve the proposed amendments to 810 KAR 4:030, as presented. Motion carried with no objections or abstentions.</p>
<p>Tab 10 Proposed Amendments to 810 KAR 4:050</p>	<p>24 – 29</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of the proposed amendments to 810 KAR 4:050. Motion by Vice-Chairman Jones. Second by Commissioner Landes.</p> <p>Ms. Wolsing presented the proposed amendments to 810 KAR 4:050, Claiming races, as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	<p>Chairman Rabinowitz called for a vote to approve the proposed amendments to 810 KAR 4:050, as presented. Motion carried with no objections or abstentions.</p>
<p>Tab 11 Proposed Amendments to 810 KAR 4:060</p>	<p>29 – 31</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of the proposed amendments to 810 KAR 4:060. Motion by Vice-Chairman Jones. Second by Commissioner Landes.</p>	<p>Chairman Rabinowitz called for a vote to approve the proposed amendments to 810 KAR 4:050, as presented. Motion carried with no objections or abstentions</p>

AGENDA ITEM	TRANSCRIPT PAGE NUMBER(S)	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
		<p>Ms. Wolsing presented the proposed amendments to 810 KAR 4:060, Objections and complaints, as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	
<p>Tab 12. Ratification of Executive Director Marc Guilfoil's approval of Turfway's request to amend post time and number of races for December 31, 2021</p>	<p>32 – 34</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address ratification of Executive Director Guilfoil's approval of Turfway's request to amend post time and number of races for December 31, 2021. Motion by Commissioner Simendinger. Second by Commissioner O'Connor.</p> <p>Ms. Wolsing presented Turfway's request received December 28, 2021, as outlined in the agenda materials. In accordance with KRS 230.230(1), Executive Director Guilfoil conditionally approved Turfway's request. The request is also supported by the Kentucky Horsemen's Benevolent and Protective Association (KyHBPA).</p> <p>Ratification of the Executive Director's conditional approval was recommended by KHRC staff.</p>	<p>Chairman Rabinowitz called for a vote to ratify Executive Director Guilfoil's conditional approval of the request submitted by Turfway to amend post time and the number of races for December 31, 2021, as presented. Motion carried with no objections or abstentions.</p>
<p>Tab 13. Ratification of Executive Director Marc Guilfoil's approval of Turfway's request to amend Section R of its 2022 application to amend race dates/times</p>	<p>34 – 37</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address ratification of Executive Director Guilfoil's approval of Turfway's request to amend Section R of its 2022 application to amend race dates/times. Motion by Commissioner Hendrickson. Second by Commissioner O'Connor.</p> <p>Ms. Wolsing presented Turfway's request, as outlined in the agenda materials. In accordance with KRS 230.230(1),</p>	<p>Chairman Rabinowitz called for a vote to ratify Executive Director Guilfoil's conditional approval of the request submitted by Turfway to amend Section R of its 2022 application to amend race dates/times, as presented. Motion carried with no objections or abstentions</p>

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		<p>Executive Director Guilfoil conditionally approved Turfway's request. The request is also supported by the KyHBPA.</p> <p>Ratification of the Executive Director's conditional approval was recommended by KHRC staff.</p>	
<p>Tab 14. Partial funding of a grant for a study titled "Pre-race inflammation in Catastrophically Injured Horses"</p>	<p>37 – 39</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address approval of partial funding of a grant for a study titled, "Pre-race Inflammation in Catastrophically Injured Horses." Motion by Commissioner Simendinger. Second by Commissioner Hendrickson.</p> <p>Dr. Howard presented the request submitted to the Equine Drug Research Council (EDRC) by Allen Page, DVM, PhD, of the University of Kentucky, to partially fund the study, as outlined in the agenda materials. At its February 4, 2022 meeting, the EDRC discussed and studied the request and voted to fund up to \$40,000 for the study.</p> <p>Approval was recommended by KHRC staff and the EDRC.</p>	<p>Chairman Rabinowitz called for a vote to approve the request for the EDRC's partial funding of a grant for a study titled "Pre-race Inflammation in Catastrophically Injured Horses, as presented and approved by the EDRC. Motion carried with no objections or abstentions</p>
<p>Tab 15. Keeneland's Proposed 2022 Spring Race Meet Officials and Date Preference System</p>	<p>39 – 41</p>	<p>Chairman Rabinowitz requested a motion from the Commission to address the request submitted by Keeneland to approve the proposed 2022 Spring race meet officials and date preference system. Motion by Vice-Chairman Jones. Second by Commissioner Simendinger.</p> <p>Ms. Borden presented the request by Keeneland dated January 28, 2022, as outlined in the agenda materials. All officials will be licensed by the beginning of the meet.</p> <p>Approval was recommended by KHRC.</p>	<p>Chairman Rabinowitz called for a vote to approve Keeneland's proposed 2022 Spring meet race meet officials and date preference system, as presented. Motion carried with no objections or abstentions.</p>

AGENDA ITEM	TRANSCRIPT PAGE NUMBER(S)	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
Tab 16. Churchill Downs' Proposed 2022 Spring Race Meet Officials and Date Preference System	41 – 42	<p>Chairman Rabinowitz requested a motion from the Commission to address the request submitted by Churchill Downs to approve the proposed 2022 Spring race meet officials and date preference system. Motion by Vice-Chairman Jones. Second by Commissioner Landes.</p> <p>Ms. Borden presented the request by Keeneland dated January 28, 2022, as outlined in the agenda materials. All officials will be licensed by the beginning of the meet.</p> <p>Approval was recommended by KHRC.</p>	<p>Chairman Rabinowitz called for a vote to approve Churchill Downs' proposed 2022 Spring race meet officials and date preference system, as presented. Motion carried with no objections or abstentions</p>
Tab 17 Reports a. Thoroughbred Rulings b. Standardbred Rulings c. Veterinary Division Report d. Pari-Mutuel Wagering Division e. Confidential - Litigation	42– 51 42 – 43 43 43 – 47 47 - 51 51	<p>a. Ms. Borden presented the thoroughbred rulings reports, as outlined in the agenda materials.</p> <p>b. Mr. Guilfoil presented the Standardbred rulings report, as outlined in the agenda materials. He noted that Ruling 026 has been paid.</p> <p>c. Drs. Howard and Smith presented the veterinary division reports, as outlined in the agenda materials. Dr. Howard noted a typographical error in the positive samples; Medroxyprogesterone should be a Class B, not a Class C.</p> <p>d. Mr. Ahmed presented the pari-mutuel wagering reports, as outlined in the agenda materials.</p> <p>e. Litigation and Regulation report is for informational purposes only.</p>	<p>No action taken. Informational items only.</p>
III. Executive Session	51 – 54	<p>Chairman Rabinowitz requested a motion from the Commission to convene in closed session to discuss proposed</p>	<p>Chairman Rabinowitz called for a vote to approve convening in</p>

AGENDA ITEM	TRANSCRIPT PAGE NUMBER(S)	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
<p>Kentucky Horse Racing Commission's Interim Order Granting Extension <i>Asmussen et al. v. KHRC</i>, KHRC-19-13, 14</p>	51 – 52	<p>or pending litigation against or on behalf of the agency as permitted by KRS 61.810(1)(c). Motion by Vice-Chairman Jones. Second by Commissioner O'Connor.</p>	<p>closed session. Motion carried with no objections or abstentions.</p>
	52 – 53	<p>Chairman Rabinowitz requested a motion from the Commission to reconvene in open session. Motion by Commissioner Landes. Second by Commissioner O'Connor.</p>	<p>Chairman Rabinowitz called for a vote to approve reconvening in open session. Motion carried with no objections or abstentions.</p>
	53	<p style="text-align: center;"><u>EXECUTIVE SESSION</u></p>	
	53 – 54	<p style="text-align: center;"><u>RETURN TO OPEN SESSION</u></p> <p>Following the return to open session, Chairman Rabinowitz requested a motion from the Commission to address the KRS 13B appeal, <i>Asmussen v. KHRC</i>, Administrative Action Nos. KHRC-19-TB-013 and KHRC-19-TB-014. Motion by Commissioner Landes. Second by Commissioner Simendinger.</p> <p>Ms. Wolsing presented the Hearing Officer's request for an extension of time to submit her Recommended Order, as outlined in the agenda materials.</p> <p>Approval is recommended by KHRC staff.</p>	<p>Chairman Rabinowitz called for a vote to approve the proposed interim order granting the extension in <i>Asmussen v. KHRC</i>, 19-TB-013 and 19-TB-014, as presented. Motion carried with no objections or abstentions.</p>
<p>IV. Other Business</p>	54	<p>Chairman Rabinowitz thanked the staff and Executive Director Guilfoil for their hard work in getting the meeting agenda materials together. There was no other business.</p>	<p>No action taken. Informational item only.</p>
<p>V. Adjournment</p>	54 – 55	<p>Hearing no other business, Chairman Rabinowitz requested a motion to adjourn the February 15, 2022 meeting of the KHRC. Motion by Commissioner Cauthen. Second by Commissioner Simendinger.</p>	<p>Chairman Rabinowitz called for a vote to adjourn the February 15, 2022 meeting of the KHRC.</p>

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		Meeting adjourned.	Motion carried with no objections or abstentions.

NOTE: The Agenda materials and any amendments and/or supplements thereto, subject to any applicable exemptions, and the official Transcript are incorporated by reference as if set forth fully herein.

KENTUCKY HORSE RACING COMMISSION
MINUTES OF THE SPECIAL MEETING CONDUCTED VIA VIDEO CONFERENCE

Date: March 4, 2022 at 10:30 AM

Location of Video Conference: Office of the Kentucky Horse Racing Commission, 4063 Iron Works Parkway, Building B, Kentucky Horse Park, Lexington, KY

Members Present: Chairman Jonathan Rabinowitz; Vice-Chairman Frank Jones, Jr.; Commissioner Kerry T. Cauthen; Commissioner Naveed Chowhan, M.D.; Commissioner Michael F. Dudgeon; Commissioner James D. Gates, Jr., Commissioner Gregory Harbut; Commissioner Douglas A. Hendrickson; Commissioner Lesley Ann May Howard; Commissioner Kenneth A. Jackson; Commissioner William L.S. Landes; Commissioner Charles O'Connor; Commissioner Tom Riddle, DVM; Commissioner Mark Simendinger; and Commissioner James E. Worley

Ex-officio Members Present: Secretary Ray Perry, Public Protection Cabinet; Secretary Mike Berry, Tourism, Arts & Heritage Cabinet; Angelica Vega on behalf of Interim Secretary, Larry Hayes, Cabinet for Economic Development

KHRC Staff Participating/Present: Marc A. Guilfoil, Executive Director; Jennifer Wolsing, General Counsel; Shan Dutta, Deputy General Counsel

Others Present/Participating: Clark O. Brewster, Counsel for Zedan Racing Stables, Inc., and W. Craig Robertson, III, Counsel for Bob Baffert, on behalf of Appellants, Bob Baffert and Zedan Racing Stables, Inc.

AGENDA ITEM	TRANSCRIPT PAGE NUMBER(S)	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
I. Call to Order and Roll Call	4 – 5	Special meeting called to order and roll call performed by Chairman Rabinowitz. A quorum was recognized.	No action taken.
II. New Business Tab 1 Requests for Stay in KHRC-22-TB-003 and KHRC-22-TB-004	5 – 24 5	Chairman Rabinowitz requested a motion from the Commission to address the Appellants' requests for stay pursuant to KRS 230.320 in the matters of KHRC-22-TB-003, <i>Zedan v. KHRC</i> , and KHRC-22-TB-004, <i>Baffert v. KHRC</i> . Motion by Vice-Chairman Jones. Second by Commissioner Simendinger.	Commissioners proceeded to address the requests for stay.
	5 – 6	Chairman Rabinowitz requested a motion from the Commission to open the floor to attorneys for Appellants and Commission General	

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	6 – 14 14 – 20	<p>Counsel, Jennifer Wolsing. Motion by Commissioner Hendrickson. Second by Commissioner Landes.</p> <p>Chairman Rabinowitz opened the floor to Appellants’ counsel and Ms. Wolsing stating that each would be afforded up to 10 minutes to address the Commission.</p> <p>Mr. Brewster addressed the Commission on behalf of the Appellants.</p> <p>Counsel for the Commission, Ms. Wolsing, addressed the Commission.</p>	
<p>III. Executive Session During the meeting on March 4, 2022 the Commission will go into closed session pursuant to KRS 61.810(1)(c) to discuss pending litigation</p>	20 – 24 20 – 21 21 – 22 22 – 24	<p>Chairman Rabinowitz requested a motion from the Commission to convene in closed session to discuss proposed or pending litigation against or on behalf of the agency as permitted by KRS Chapter 61.810(1)(c). Motion by Vice-Chairman Jones. Second by Commissioner Simendinger.</p> <p style="text-align: center;"><u>EXECUTIVE SESSION</u></p> <p>Chairman Rabinowitz requested a motion from the Commission to reconvene in open session. Motion by Commissioner Hendrickson. Second by Commission Chowhan.</p> <p style="text-align: center;"><u>RETURN TO OPEN SESSION</u></p> <p>Upon returning to open session, Chairman Rabinowitz requested a motion from the Commission to address the requests for stay in administrative proceedings, <i>Zedan v. KHRC</i>, Administrative Action</p>	<p>Chairman Rabinowitz called for a vote convene in closed session. Motion carried with no objections or abstentions.</p> <p>Chairman Rabinowitz called for a vote to reconvene in open session. Motion carried with no objections or abstentions.</p> <p>Chairman Rabinowitz conducted a roll call vote. Motion carried to</p>

AGENDA ITEM	TRANSCRIPT PAGE NUMBER(S)	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
		<p>No. KHRC-22-TB-003; and <i>Baffert v. KHRC</i>, Administrative Action No. KHRC-22-TB-004. Motion by Vice Chairman Jones. Second by Commissioner Gates.</p> <p>Chairman Rabinowitz stated a roll call vote would be conducted. He instructed Commissioners to vote “Yes” if in favor of granting the stays or “No” if opposed to granting the stays.</p> <p>Roll call vote was conducted.</p>	<p>deny the Appellants’ request for stays by a 10-0 vote, with 3 Commissioners abstaining and 1 Commissioner not voting, as follows: Commissioner Jones: No Commissioner Cauthen: Abstain Commissioner Chowhan: No Commissioner Dudgeon: No Commissioner Gates: No Commissioner Harbut: No Commissioner Hendrickson: No Commissioner Howard: Abstain Commissioner Jackson: No Commissioner Landes: No Commissioner O’Connor: Abstain Commissioner Riddle: No response and did not vote</p>

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			Commissioner Simendinger: No Commissioner Worley: No
IV. Adjournment	24 – 25	With no other business, Chairman Rabinowitz requested a motion from the Commission to adjourn the March 4, 2022 special meeting. Motion by Commissioner Cauthen. Second by Commissioner Hendrickson. Meeting adjourned.	Chairman Rabinowitz called for a vote to adjourn. Motion carried with no objections or abstentions.

NOTE: The Agenda materials and any amendments and/or supplements thereto, subject to any applicable exemptions, and the official Transcript are incorporated by reference as if set forth fully herein.



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
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Lexington, KY 40511
Telephone: (859) 246-2040
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Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

TO: ALL COMMISSION MEMBERS
FROM: Jamie H. Eads, Deputy Executive Director, Kentucky Horse Racing Commission
DATE: April 6, 2022
SUBJECT: KTDF PURSE STRUCTURE – KENTUCKY DOWNS SEPTEMBER MEET AND TRANSFER OF \$1 MILLION OF KTDF MONIES GENERATED FROM WAGERS ON HHR TO ELLIS PARK

On April 5, 2022, the KTDF Advisory Committee considered the following request from Kentucky Downs regarding its KTDF purse structure for the 2022 September Meet.

Kentucky Downs is proposing KTDF purses in the range of \$7.9-\$8.5 million. Projections are based on continued growth at Kentucky Downs on both live handle and wagers on HHR. Kentucky Downs is requesting a transfer of \$1 million dollars from wagers on HHR to Ellis Park for their 2022 Summer Meet.

Kentucky Downs will pay a minimum of \$1,000 to each eligible starter; KTDF purses through last place and in the event of a dead heat, the KTDF portion of the non-eligible horse reverts to the fund.

This request is supported by the KyHBPA and the KTA-KTOB.

The KTDF Advisory Committee Members recommend approval.

COMMISSION ACTION

_____ Approve

_____ Defer

_____ Deny



Kentucky Thoroughbred Development Fund
4079 Ironworks Pkwy
Lexington, KY 40511

RECEIVED

APR 01 2022

Kentucky Horse Racing Commission

Dear KTDF Committee Members,

Based on our continued growth of the Kentucky Downs live racing season and our projections for 2022, we respectfully request the committee's approval to offer a range of \$7,900,000-\$8,500,000 in KTDF purses and up to \$300,000 in advertising to help promote the Commonwealth's support of Kentucky's thoroughbreds and racing. As per 810KAR 1:090, we are also requesting a transfer of \$1million of KTDF funds to Ellis Park to enhance their Summer 23-day meet and to entice quality Kentucky-breds to remain in the Commonwealth for the Summer/Fall calendar. As in the past, Kentucky Downs is committed to strengthening the overall circuit, and with these funds it will push our commitment to Ellis Park to over \$20 million in purses.

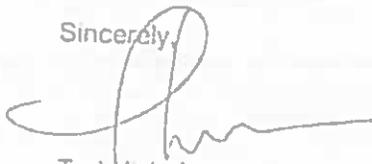
Our 2021 race meet was up 25% in overall handle, and we continue to set handle records year after year. The Kentucky Downs meet has become a premier destination for both horsemen and horseplayers. Our HHR handle also continues to set records every year. Based on these continued growth trends, we feel confident that our requested KTDF offering is an appropriate and conservative requisition of the state's funds.

Over the last few years, KY Downs has purposefully asked every year for an increase in the ability to secure additional funds for advertising as it has had a direct impact on improving the quality of the race meet and growing our handle. When ownership purchased the track in 2019, their vision was to have KY Downs be recognized as a premiere race meet both in the USA and abroad. They have invested considerable amounts of money in providing a premium experience to its fans either watching on television or attending in person. The advertising dollars provided by the KTDF assist in this goal as it is primarily used to generate awareness for the race meet with a focus on recruiting KY beds training outside the state in addition to improving the viewing quality of the race signal for both its simulcast and television products. KY Downs racing signal has played an integral part in raising the profile of the KY bred as a successful turf runner and the KTDF funds plays a key role in achieving this visibility and success.

We plan to pay KTDF money to every eligible starter as in the past. The 2022 meet will provide a minimum of \$1000 to each starter. Additionally, if a non-KTDF eligible horse is involved in a dead heat, those funds will revert to the fund.

We appreciate your review of this proposal and urge your approval of this plan.

Sincerely,



Ted Nicholson

Vice President of Racing



Andy Beshear
Governor

**Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039**

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

TO: ALL COMMISSION MEMBERS
FROM: Jamie H. Eads, Deputy Executive Director, Kentucky Horse Racing Commission
DATE: April 6, 2022
SUBJECT: KTDF PURSE STRUCTURE – ELLIS PARK SUMMER MEET

On April 5, 2022, the KTDF Advisory Committee considered the following request from Ellis Park regarding its KTDF purse structure for the 2022 Summer Meet.

KHRC staff confirms that Ellis Park ended the 2021 Summer Meet with a zero balance. Ellis Park is proposing KTDF purses of \$2.8 million. Projections are based on a \$1 million dollar transfer from wagers on HHR at Kentucky Downs; a payout percentage of 95% and daily KTDF purses of \$115,000.

Ellis Park will pay out KTDF purses through last place and in the event of a dead heat, the KTDF portion of the non-eligible horse reverts to the fund.

This request is supported by the KyHBPA and the KTA-KTOB.

The KTDF Advisory Committee Members recommend approval.

COMMISSION ACTION

_____ Approve

_____ Defer

_____ Deny

Ellis Park

RACING • GAMING

April 1, 2022

KTDF Advisory Committee of the
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Building B
Lexington, KY 40511

RECEIVED

APR 01 2022

Kentucky Horse Racing Commission

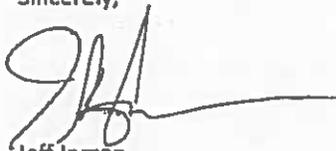
Committee Members:

Ellis Park has reviewed our KTDF data and with our projections in live race handle along with the Historical Racing handle and we propose to pay KTDF purses in the range of \$2.8M for our upcoming 2022 summer meet, which includes \$1M KTDF transferred from wagers on HHR at KY Downs. We have based the range on the following information:

1. We ended the 2021 race meet with no excess KTDF funds to carryover
2. In our 2021 summer meet we offered approximately \$3,989,000 in KTDF purses (inclusive of \$2,100,000 KTDF funds transferred from KY Downs) and paid out \$3,966,793 in KTDF purses.
3. We are assuming a KTDF payout percentage of approximately 95%.
4. We are projecting daily KTDF purses paid out of \$115K for the 2022 season covering 24 race days, which is a decrease compared to \$132K per day in 2021 for 30 race days.
5. Ellis Park will pay out KTDF funds through last place as follows:
 - a. 1st Place = 60%
 - b. 2nd Place = 20%
 - c. 3rd Place = 10%
 - d. 4th Place = 5%
 - e. 5th Place = 3%
 - f. Remaining 2% divided evenly among starters
 - g. If a non-KTDF eligible horse is involved in a dead heat, those funds will revert to the fund
6. Ellis Park will monitor the earnings and payouts on a daily basis and adjust these figures accordingly in our second condition book.

Please contact me should you have any questions or need additional information.

Sincerely,



Jeff Inman
General Manager
Ellis Entertainment, LLC

Ellis Park

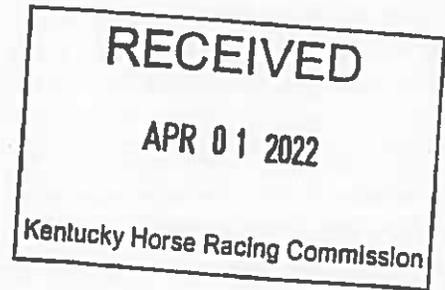
RACING • GAMING

To: KTDF Advisory Committee of the
Kentucky Horse Racing Commission

From: Jeff Inman – General Manager – Ellis Park

Date: April 1, 2022

Subject: 2022 Ellis Plans and Accomplishments



2021 Progress:

In 2021, Ellis committed to and completed a number of improvements to the physical plant and track. Specifically:

- High Def Fiber Runs to Cameras and Backside.
- Completion of the covering to the backside manure pit as required by the EPA.
- General track improvements.
 - GPS track leveling.
 - Track drainage repaired.
 - Improvements to backside infrastructure, including pumps, track equipment, and drainage improvements.
 - Improvements to sewer lift stations.
 - Levee repairs.
- A new web site with improved Racing / Simulcast content
- Self-serve player kiosks specifically for simulcast guests.

2022 Progress and Planning

Receiving Barn: Ellis has completed plans and permitting for a \$500K replacement receiving barn and has contracted a local firm to begin work. Completion by the time the race meet starts remains possible, however with weather delays Ellis will reassign the receiving barn in the interim.

Horse wash stations: Ellis is in the middle of this \$2.1M project that includes an irrigation pond for the expanded turf track. We are currently 60% completed with an anticipated July completion date. This project, similar to the manure pit enclosure was required by the EPA.

Ellis Park

RACING • GAMING

Turf widening: Ellis has executed an agreement with GRW engineering and architecture to review designs and complete permitting for the widening of the turf track. This project will add an additional 20 feet of turf around the track and include an upgrade to the tote board. The estimated cost for the entire project is \$3.25M.

Grandstand improvements: Ellis has completed work to repair drainage and plumbing problems throughout the property, most importantly in the grandstand restrooms and jockey's quarters. Ellis has also undertaken a full structural review of the grandstands and will have completed repair work on identified issues before racing commences.

HHR and Simulcast Tracking Systems: The new tracking system was installed at the end of 2021. In early April, Ellis will complete a synchronization project for this system and the existing simulcast system. With the completion of the synchronization system, Ellis will have the ability to offer point multipliers, comps, and a modernized marketing capacity for the racing product.

Sky Theater Repairs and Turf Club Renovation: Ellis has begun the repair process for the Sky Theater and the renovation process for the Turf Club, with anticipated completion before the 2022 race meet.

Water and Camera Tower Stability: Ellis is also in the middle of completing structural reviews of the water tower and camera towers to ensure the stability of both. The stability of the camera towers was an issue during last year's meet.

Phones & Data Lines: Ellis has wholly rewired our entire property with Cat 6 Cable, focusing on racing-related areas to ensure that we have reliable and up-to-date phone coverage for this race meet. New servers and phone hardware are being installed in April, with expected completion before the race meet.

Grandstand Audio: The grandstand audio is being replaced from source to speakers. Again, this requires a complete reworking of the entire cabling network along with all new infrastructure and amplifiers.

Tote Board Replacement: Ellis has received several proposals for the replacement or renovation of the tote board display. With recent supply chain issues, delivery of the new system before the race meet was never achievable. As the existing board will not need to be moved until the new turf rail is installed, we will continue with our existing board for one more year.

Backside and Barn Improvements: In addition to adding lime to stall floors, Ellis will have completed substantial repairs to 24 barns this off-season. All dorm rooms have been repainted and inspected for health and safety.

General property improvements: There are numerous areas that need attention. The parking lot, entrance awnings, signage, paint, winners circle, and paddock, to list a few. All of these areas will be addressed once the weather becomes a bit more favorable.

Ellis Park

RACING • GAMING

Track Lighting: Per the Ellis presentation to the KHRC, the track lighting project will commence on the completion of the turf widening project after the 2023 race season. It was deemed that both the track widening and lighting projects could not be completed concurrently.



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
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Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

To: Commissioners, Kentucky Horse Racing Commission

From: Jennifer Wolsing, General Counsel
Shan Dutta, Deputy General Counsel

Date: April 19, 2022

Re: Ellis Park and Churchill Downs' request to transfer race dates, amending Section R of their 2022 applications

In its application for a 2022 license, Ellis Park sought and received racing dates for its facility in Henderson, Kentucky, which required Ellis Park to open on July 5, 2022. Specifically, Ellis Park was awarded 2022 dates from July 5 through August 28.

In its application for a 2022 license, Churchill Downs sought and received racing dates for its facility in Louisville, Kentucky, which required Churchill Downs to open on April 30, 2022. Specifically, Churchill Downs was awarded dates in 2022 from April 30 through July 4, September 15 through October 6, October 30 through November 3, and November 6 through November 27.

On March 24, 2022, the Commission received a request from Ellis Park and Churchill Downs to allow Ellis Park Race Track to race one day during its 2022 Race Meet at Churchill Downs Racetrack. This request is to enable certain graded stakes traditionally run at Arlington Park in Illinois to be run this year in Kentucky, at Churchill Downs. The specific date being requested is Saturday, August 13, 2022. This request does not change host track status of Ellis Park. In addition, Ellis Park and Churchill Downs received consent from the Kentucky Thoroughbred Owners & Breeders, Inc., as well as the Kentucky Horsemen's Benevolent and Protective Association.

The Commission may approve transfer of race dates.

Per our review of Kentucky statutes and regulations, nothing prohibits the Commission from approving an association to transfer one (1) awarded race date. Although the award of additional race dates to a track after the November 1 deadline is not allowed under KRS 230.300(5), except in limited circumstances,¹ that is not what Ellis

¹ This reading of the statute is confirmed by two (2) Attorney General Opinions. See 1980-81 Ky. Op. Att'y Gen. 2-883 (1981) ("[I]t is not within the scope of authority of the Kentucky State Racing Commission to award additional racing dates to [a track] in absence of the cancellation of previously scheduled dates due to flood, fire, or inclement water, or an extraordinary disruption of the orderly conduct of business amounting to the same crisis level as a natural disaster."); 1978-79 Ky. Op. Att'y Gen. 2-539 (1979) ("By fixing the March 1 deadline, the legislature has clearly demonstrated its intent that the Commission shall decide who shall be awarded what dates by that time, and that, under ordinary circumstances, that decision shall be final."). One of those opinions suggested that the award of additional race dates could have dire consequences: "For, if the Commission were to award dates which were obviously unrelated to the purpose of making up for regular scheduled dates which were cancelled, [the track] would



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Governor

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Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

Park and Churchill Downs seek. Instead, Ellis Park seeks only to transfer one (1) live racing date to Churchill Downs, which has already been awarded.

The concern that drives the statutory time limit on awarding race dates—“to prevent ongoing battles for dates,” 1978-79 Ky. Op. Att’y Gen. 2-538 (1979)—is not present here. Ellis Park has already been awarded live racing dates in August, 2022. In addition, the proposed amendment is supported by Marty Maline, the Executive Director for the Kentucky Horsemen’s Benevolent and Protective Association.

If Ellis Park and Churchill Downs do not receive Commission approval for an amendment to its listed live race dates, then Ellis Park and Churchill Downs could be subject to penalties under 810 KAR 3:010 Section 10, which states that a licensee that fails to conduct racing after the commencement date specified in its license may be subject to a late fee not to exceed \$15,000.00 per day.

The KHRC staff recommends approval.

COMMISSION ACTION:

- _____ Approve
- _____ Deny
- _____ Defer

_____ be potentially liable not only for maintaining a public nuisance and for promoting illegal gambling activity, but there is also authority to the effect that [the track] would be civilly liable to patrons for the amount of bets placed and lost if it was in fact operating under a license which is invalid under the statute.” 1978-79 Ky. Op. Att’y Gen. 2-539 (1979).



CHURCHILL DOWNS

March 4, 2022

Mr. Marc Guilfoil
Executive Director
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Building B
Lexington, KY 40511

Dear Mr. Guilfoil:

Ellis Park Race Track and Churchill Downs Racetrack jointly and respectfully request the Kentucky Horse Racing Commission to allow Ellis Park Race Track to race one day during its 2022 Race Meet at Churchill Downs Racetrack. This request is to enable certain graded stakes traditionally run at Arlington Park in Illinois to be run this year in Kentucky, at Churchill Downs. The specific date we are requesting be run is Saturday, August 13, 2022.

The races to be run, The Arlington Million, The Beverly D, The Secretariat and the Modesty have traditionally run the second Saturday in August. The intent of continuing to run them in the same calendar timeframe is to maintain their graded stakes status and not impact other race meets, both in Kentucky and in the region.

This request is supported by the Kentucky Horsemen's Benevolent and Protective Association and the Kentucky Thoroughbred Association.

It is felt by both Ellis and Churchill that this request is in the best interest of racing in Kentucky and for Kentucky horsemen and will be a popular day with racing fans.

Ellis Park Race Track will continue to be the host for imported simulcast racing for this day.

Please contact us if you require any further information.

Very truly yours,

Jeff Inman
General Manager
Ellis Park Racetrack

Mike Ziegler
General Manager
Churchill Downs Racetrack



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
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Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

TO: ALL COMMISSION MEMBERS
FROM: Jamie H. Eads, Deputy Executive Director, Kentucky Horse Racing Commission
DATE: April 6, 2022
SUBJECT: INCREASE TO THE KTDF PURSE STRUCTURE – CHURCHILL DOWNS’ SPRING MEET
KTDF ALLOTMENT REQUEST FOR SATURDAY, AUGUST 13, 2022

On April 5, 2022, the KTDF Advisory Committee considered the following two requests from Churchill Downs’. Churchill Downs is seeking an increase to the previously approved 2022 KTDF Spring Meet purse structure and adding KTDF purses to the Saturday, August 13, 2022 race day.

KHRC staff confirms that Churchill Downs’ has the funds to increase the KTDF purse allotment to \$9.5 million to \$10.5 million. The increase will include adding KTDF purses on stakes races and carding non-state races at the same level as the Fall 2021 Meet. There is no change to the percent payout, distributions chart, dead-heat language and advertising request that was approved at the February 15, 2022 Commission meeting. That memorandum and approval follow this request.

The KTDF Advisory Committee also considered KTDF purse allotments for Saturday, August 13, 2022. Churchill Downs’ would like to card KTDF purses in the range of \$350,000-\$400,000. This is based on a projected KTDF balance of \$2.3 million at the end of July 2022 and a payout percentage of 86.5%.

Both requests are supported by the KyHBPA and the KTA-KTOB.

The KTDF Advisory Committee Members recommend approval.

COMMISSION ACTION

_____ Approve

_____ Defer

_____ Deny



March 11, 2022

KTDF Advisory Committee of the
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Building B
Lexington, Kentucky 40511

Committee Members:

Churchill Downs has reviewed our purses and would like to card KTDF purses in the range of \$9.5 million to \$10.5 million for our upcoming Spring Meet. This increase from the original request dated January 26, 2022 is driven by carding KTDF purses on stakes races and carding non-stakes races at the same level as the Fall 2021 Meet. We have based the range on the following information:

1. At the end of February 2022, Churchill Downs had a surplus balance of \$5,246,932.
2. Our 2022 Spring Meet will consist of 44 racing days beginning on Saturday, April 30th through Monday, July 4th. We are projecting additional earnings of \$7,156,086 by the end of July. The primary driver is the KTDF earned from pari-mutuel wagering from Derby City Gaming LLC ("Derby City") from the beginning of January 2022 through the end of the Spring Meet.
3. For Spring 2022, we are assuming a KTDF payout percentage of 86.5% with anticipated KTDF disbursements of \$10.2 million which is \$4.8 million higher than the \$5.4 million paid during the Spring 2021 Meet. In addition to previously listed drivers of growth, six more days of racing this year and the expectation of attendees for Derby Week fuel the increase.
4. To encourage participation during the Spring Meet, we are again planning to pay KTDF purses from first to last to all eligible horses.

Please contact either of us should you have any questions or need additional information.

Sincerely,

Ben Huffman
Vice President, Racing & Racing Secretary

Henry Snyder
Director, Finance

RECEIVED

MAR 11 2022

Kentucky Horse Racing Commission



CHURCHILL DOWNS

April 1, 2022

KTDF Advisory Committee of the
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Building B
Lexington, Kentucky 40511

Committee Members:

Churchill Downs reviewed our purses for Saturday, August 13th, and would like to card KTDF purses in the range of \$350 to \$400 thousand for our one day August card. We have based the range on the following information:

1. At the end of July 2022, Churchill Downs is projecting a KTDF balance of \$2.3 million.
2. We are projecting YTD KTDF earnings of \$9.8 million by the end of July. The primary driver is the KTDF earned from pari-mutuel wagering from Derby City Gaming LLC ("Derby City") from the beginning of January 2022 through the end of the Spring Meet.
3. We are assuming a KTDF payout percentage of 86.5%
4. To encourage participation during the Spring Meet, we are again planning to pay KTDF purses from first to last to all eligible horses.

Please contact either of us should you have any questions or need additional information.

Sincerely,

Ben Huffman
Vice President, Racing & Racing Secretary

Henry Snyder
Director, Finance



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
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Lexington, KY 40511
Telephone: (859) 246-2040
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Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

TO: ALL COMMISSION MEMBERS
FROM: Jamie H. Eads, Deputy Executive Director, Kentucky Horse Racing Commission
DATE: February 2, 2022
SUBJECT: KTDF PURSE STRUCTURE – CHURCHILL DOWNS’ SPRING MEET

On February 1, 2022, the KTDF Advisory Committee considered the following request from Churchill Downs’ with its KTDF purse structure for the 2022 Spring Meet.

KHRC staff confirms that at the end of the 2021 Fall Meet, Churchill had a surplus of \$2,839,196. Churchill Downs is proposing KTDF purses in the range of \$5.1 million to \$5.9 million. Projections are based on a payout of 87% of the amount carded, projected daily earnings of \$191,944. Pursuant to 810 KAR 7:030, section 3, Churchill Downs request includes up to \$150,000 for advertising KTDF during the Spring Meet.

Churchill Downs will pay out KTDF funds through last place and in the event of a dead heat, the KTDF portion of the non-eligible horse reverts to the fund.

The KTDF Advisory Committee Members recommend approval.

COMMISSION ACTION

 X Approve

 Defer

 Deny

Commission approved
2/15/22



January 28, 2022

KTDF Advisory Committee of the
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Building B
Lexington, Kentucky 40511

Committee Members:

Churchill Downs has reviewed our purses and would like to card KTDF purses in the range of \$5.1 million to \$5.9 million for our upcoming Spring Meet. We have based the range on the following information:

1. At the end of December 2021, Churchill Downs had a surplus balance of \$2,839,196.
2. Our 2022 Spring Meet will consist of 46 racing days running Saturday, April 30th through Monday, July 4th. We are projecting daily earnings of \$191,944 which is \$1,190 or 1% lower than \$193,134 earned in 2021 due to additional race days in 2022. The primary driver is the KTDF earned from pari-mutuel wagering from Derby City Gaming LLC ("Derby City") from the beginning of January 2022 through the end of the Spring Meet.
3. For Spring 2022, we are assuming a KTDF payout percentage of 86.5% with anticipated KTDF disbursements of \$5.1 million which is \$0.5 million higher than the \$4.6 million paid during the Spring 2021 Meet. The primary driver of the increase is the estimated pari-mutuel wagering from Derby City, 5 more days of racing this year, and the expectation of attendees for Derby Week.
4. To encourage participation during the Spring Meet, we are again planning to pay KTDF purses from first to last to all eligible horses.
5. We also propose to utilize up to \$150,000 for advertising as allowed through 810 KAR 7:030, section 3

Please contact either of us should you have any questions or need additional information.

Sincerely,

Ben Huffman
Vice President, Racing & Racing Secretary

Henry Snyder
Director, Finance



CHURCHILL DOWNS

January 28, 2022

KTDF Advisory Committee of the Kentucky Horse Racing Commission
 4063 Iron Works Parkway
 Building B
 Lexington, Kentucky 40511

Committee Members:

The following information will be included in Churchill Downs' 2022 Spring Condition Book related to the Kentucky Thoroughbred Development Fund (KTDF).

**CHURCHILL DOWNS RACE TRACK
 KENTUCKY THOROUGHBRED DEVELOPMENT FUND (KTDF)
 ALLOCATION OF FUND BASED ON NUMBER OF STARTERS AND FINISH**

For those horses that are registered and eligible according to the condition listed above, fund monies will be divided as follows: 60% to the winner, 20% to the second, 10% to the third, 5% to the fourth, 3% to the fifth and the remaining 2% to be allocated among sixth through last based on the schedule below.

Finish	Number of Starters										
	5	6	7	8	9	10	11	12	13	14	
1st	60.00%	60.00%	60.00%	60.00%	60.00%	60.00%	60.00%	60.00%	60.00%	60.00%	60.00%
2nd	20.00%	20.00%	20.00%	20.00%	20.00%	20.00%	20.00%	20.00%	20.00%	20.00%	20.00%
3rd	10.00%	10.00%	10.00%	10.00%	10.00%	10.00%	10.00%	10.00%	10.00%	10.00%	10.00%
4th	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%
5th	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%
6th		2.00%	1.00%	0.67%	0.50%	0.40%	0.34%	0.29%	0.25%	0.23%	
7th			1.00%	0.67%	0.50%	0.40%	0.34%	0.29%	0.25%	0.23%	
8th				0.66%	0.50%	0.40%	0.33%	0.29%	0.25%	0.22%	
9th					0.50%	0.40%	0.33%	0.29%	0.25%	0.22%	
10th						0.40%	0.33%	0.28%	0.25%	0.22%	
11th							0.33%	0.28%	0.25%	0.22%	
12th								0.28%	0.25%	0.22%	
13th									0.25%	0.22%	
14th										0.22%	
Total	98.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%

Example:

Date	Race	# of Starters	KTDF Offered
6/25/2017	10	11	\$7,400.00

KTDF:	Finish										
	1st	2nd	3rd	4th	5th	6th	7th	8th	9th	10th	11th
Eligible	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes
Payout	\$4,440.00	\$1,480.00	\$740.00	\$370.00	\$222.00	\$25.16	\$25.16	\$0.00	\$24.42	\$24.42	\$24.42
	KTDF Reverts \$24.42										



CHURCHILL DOWNS

Example: Dead Heat for 2nd between an eligible and non-eligible horse using the above example.

	<u>2nd</u>	<u>3rd</u>	<u>Total</u>	
KTDF:				
Payout	\$1,480.00	\$740.00	\$2,220.00	---> Eligible horse would receive 50% of the Total for 2nd and 3rd pla
	<u>KTDF</u>	<u>KTDF</u>		
	<u>Payout</u>	<u>Reverts</u>		
	\$1,110.00	\$1,110.00		

THE KENTUCKY THOROUGHBRED DEVELOPMENT FUND (KTDF)

Given several years of robust business during calendar years 2019 through 2021, the state-of-the-art historical racing machines at nearby Derby City Gaming has generated \$29.3 million in KTDF for horsemen with Kentucky-sired Kentucky-breds to run for in designated stakes, handicap, allowance, non-claiming maiden races, and allowance optional claiming races with a claiming price of not less than twenty-five thousand dollars (\$25,000) contested at Churchill Downs Racetrack.

Eligible races can be readily recognized in the stakes and condition books by the Kentucky Thoroughbred Development Fund seal, which will appear next to each race in the stakes and condition books.

In accordance with KRS 230.400(5) (d), it is mandatory for a horse to be registered prior to time of entry to be eligible to participate in the distribution of Kentucky Thoroughbred Development Fund monies. Registration is only complete once the application is approved and payment has been received.

All horses of racing age that are both Kentucky-bred and sired by a Kentucky stallion which stood in Kentucky the entire breeding season the year the horse was conceived are eligible to be registered. Owners of horses of racing age are responsible for registering their horses. Stallion owners are responsible for registering their stallions.

Registration applications may be obtained from the official registrar, the Kentucky Thoroughbred Owners and Breeders, by contacting:

Mrs. Jenny McGaughey, Registrar
Kentucky Thoroughbred Owners and Breeders
4079 Iron Works Parkway
Lexington, Kentucky 40511
Phone: 859-259-1643
Mobile: 859-361-6002

Registration may be completed online at www.kta-ktob.com. The Horse Identifier can check registration status of a horse.

For those horses that are registered and eligible according to the conditions listed above, fund monies will be divided as follows:

- 60%.....to the winner
- 20%.....to second
- 10%.....to third
- 5%.....to fourth
- 3%.....to fifth



CHURCHILL DOWNS

Remaining 2% divided among the starters based on the schedule listed above.

Unearned fund monies revert to the Kentucky Thoroughbred Development Fund. Additionally, if a non-KTDF eligible horse is involved in a dead heat, those funds will revert to the fund.

PLEASE NOTE: ALL KTDF PURSE ALLOTMENTS CONTAINED HEREIN ARE SUBJECT TO KHRC APPROVAL.

If you have any questions or need additional information, please reach out to me or Ben Huffman.

Sincerely,

Henry Snyder
Director, Finance
Churchill Downs Race Track
700 Central Avenue
Louisville, KY 40208
Office: 502-638-3845
Cell: 502-424-9372
Henry.snyder@kyderby.com

Ben Huffman
Vice President, Racing & Racing Secretary
Churchill Downs Race Track
700 Central Avenue
Louisville, KY 40208
Office: 502-638-3820
Fax: 800-928-3372
ben.huffman@kyderby.com



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

TO: KENTUCKY HORSE RACING COMMISSION MEMBERS

FROM: Patricia Cooksey, Presiding Judge, KHRC

DATE: April 14, 2022

SUBJECT: KENTUCKY PROUD SERIES PROPOSED 2022 RACE MEET OFFICIALS AND DATE CHANGE FOR THE WOODFORD COUNTY FAIR AT LEBANON

By letters submitted to the Kentucky Horse Racing Commission, the Kentucky County Fair Boards request approval of the attached Rosters of Racing Officials scheduled to preside over the conduct of racing during the 2022 Kentucky Proud Harness meets. Please note, the officials for the Kentucky Proud Races at Oak Grove will be the exact officials presiding over the Oak Grove race meet. The Kentucky Proud Finals will be conducted on July 23, 2022 at The Red Mile and will employ the same race officials that are selected for that race meet. Therefore, when the Commission is asked to approve The Red Mile race officials at the June meeting, that approval will also cover the Kentucky Proud Finals. Please be advised that race officials have been accredited by ROAP (Racing Officials Accreditation Program), all charters and starters have worked in these capacities in the past and will be licensed by the meet opening.

At the December 14, 2021 Commission Meeting the 2022 race dates for the Kentucky Proud Series were approved. Mr. James Avritt, Sr. spoke to the KHRC on February 10, 2022 and verbally requested to change the Woodford County Fair date from Sunday, June 19, 2022 to Saturday, June 18, 2022. The date change is necessary so as not to conflict with Oak Grove, which conducts racing on Sundays.

Approval is recommended.

COMMISSION ACTION:

_____ Approve

_____ Defer

_____ Deny

April 12, 2022

Mr. Marc Guilfoil, Executive Director
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Lexington, KY 40511

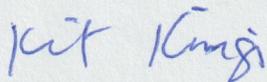
Dear Mr. Guilfoil,

The Purchase District Fair Board respectfully requests approval from the KHRC for the following racing officials for our upcoming race date of Saturday, May 28, 2022 with a post time of 12:00 pm and raindate of Sunday May 29, 2022 same time.

Corresponding Officer: Kristin King 270.804.1405
Speed Superintendent: Kandace Schooley 270.559.8568
Presiding Judge: Patricia Cooksey
Starter: Mike Moss
Charter: Tom Shinn
Photo Finish: Jamie Kerns
Clerk: Patricia Cooksey

The positions of Charter and Starter will be filled by individuals with a current USTA license.

Sincerely,



Kristin King
Fair Chair
Mayfield Graves County Parks Director & Treasurer

March 29, 2022

Mr. Marc Guilfoil, Executive Director
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Lexington, KY 40511 Dear

Mr. Guilfoil:

The Ballard County Fair Board respectfully requests approval from the KHRC for the following standardbred racing officials for our upcoming race date of June 4, 2022:

Announcer – Kent Korte

Charter – Janice Lance

Photo Finish – Jamie Kearns / Nick Coleman

Starter – Mike Moss

Timer – Oran Phillips

The positions of Charter and Starter will be filled by individuals with a current USTA license.

Sincerely,



Secretary & Treasurer
Ballard County Fair Board Inc.

April 1, 2022

Mr. Marc Guilfoil, Executive Director
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Lexington, KY 40511

Dear Mr. Guilfoil,

Woodford County Fair Harness Racing respectfully request approval from the KHRC for the following race officials for our upcoming race date of June 18, 2022:

Announcer- Rick Uppal

Charter- Janice Lance

Photo Finish- Jamie Kearns

Starter- Mike Moss

Timer- Mike Dennison

The position of Charter and Starter will be filled by individuals with a current USTA license.

Sincerely,

Russell Hundley

Woodford County Fair Harness Racing



MeadowCreek Farm
James L. Avritt, Owner
P.O. Box 671
Lebanon, KY 40033

To SUSAN NASH:

The Marion County Fair hereby requests approval from the KH RC of the following officials to be used by the Marion County Fair which is scheduled to race on Wednesday, June 29, 2022:

Announcer - Rick Uppel
Charter - Janice Lance
Photo Finish - Jame Kearns - Nick Coleman
Starter - Mike Moss
Timer - Michael Dennison

Thanks,
James L. Avritt
Racing Secretary
Marion County Fair



April 1, 2022

Mr. Marc Guilfoil, Executive Director
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Lexington, KY 40511

Dear Mr. Guilfoil,

Washington County Fair Harness Racing respectfully request approval from the KHRC for the following standardbred racing officials for the upcoming race date of July 6, 2022:

Announcer- Rick Uppal

Charter- Janice Lance

Photo Finish- Jamie Kearns

Starter- Mike Moss

Timer- Mike Dennison

Sincerely,

Peggy Grant

Washington County Fair Harness Racing

April 4, 2022

Marc Guilfoil, Executive Director
KY Horse Racing Commission
Building B
4063 Iron Works Parkway
Lexington, KY 40511

Director Guilfoil:

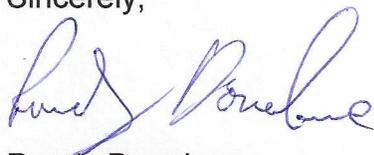
The Mercer County Fair Board respectfully requests KHRC approval for the following standardbred racing officials for our scheduled race date of July 13, 2022. Our race card is scheduled to be conducted at the Red Mile racetrack in Lexington:

Starter: Mike Moss
Charter: Janice Lance
Timer: TBD
Photo Finish: TBD
Announcer: TBD

My understanding is that both Mr. Moss and Ms. Lance meet all US Trotting Association (USTA) licensing requirements.

Thank you for your assistance with this request. If you or staff have any questions please feel free to contact me at 859-948-2782 or randydonahue@roadrunner.com.

Sincerely,



Randy Donahue
Admin, Mercer Co KY Fair Harness Racing



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

TO: KENTUCKY HORSE RACING COMMISSION

FROM: Patricia J. Cooksey, Presiding Judge, KHRC

DATE: April 20, 2022

RE: OAK GROVE'S PROPOSED 2022 RACE MEET OFFICIALS

By letter sent March 30, 2022, Cara Collins, Racing and Equine Manager at Oak Grove, requests approval of the attached roster of Racing Officials for their 2022 race meet. Please be advised all Judges have been accredited by ROAP (Racing Officials Accreditation Program) and all officials will be licensed by the meet opening.

Approval is recommended.

COMMISSION ACTION:

_____ Approve

_____ Defer

_____ Deny

OAK GROVE

RACING • GAMING • HOTEL

March, 30th 2022
Mr. Marc Guilfoil
Executive Director
Kentucky Horse Racing Commission
4062 Iron Works Parkway
Lexington, KY 42262

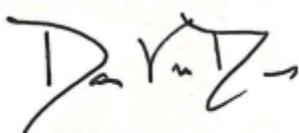
Mr. Guilfoil,

Oak Grove Racing and Gaming respectfully requests approval from the Kentucky Horse Racing Commission for the following Standardbred Racing Officials for our upcoming meet:

General Manager:	Darren VanDover
Racing Manager:	Cara Collins
Associate Steward:	Jeff James
Racing Secretary/ Program Coordinator:	Kevin Mack
Starter:	Roy Finn
Assistant Race Secretary/ Charter/ Clerk:	Janice Lance
Paddock Judge:	Cathy Rutherford
Horse Identifier:	Pam Coleman
Timer and Photo Finish:	International Sound/ Kayla Hanna
Mutuals Manager:	Karen Autry
Director of Security:	Joe Guenther
Track Superintendent:	Gary Mills
Track Announcer:	Robin Burns
Gate Driver/Paddock Blacksmith:	Marvin Pryor
Outrider:	Dwayne Wells

As always, Oak Grove Racing and Gaming shall be in compliance with all applicable state and federal laws. Thank you for your time in considering this matter.

Very Much Appreciated,



Darren VanDover

General Manager



Cara Collins

Racing and Equine Manager



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

To: Commissioners, Kentucky Horse Racing Commission

From: Jennifer Wolsing, General Counsel
Shan Dutta, Deputy General Counsel

Date: April 20, 2022

Re: Oak Grove’s request to amend Section R of its 2022 application to amend race date and post time

In its application for a 2022 license, Oak Grove sought and received an award of numerous racing dates May 8 through July 24, 2022. Oak Grove is requesting to move the current Sunday, July 24 racing date to Tuesday, May 31, 2022. In addition, Oak Grove is requesting to move the current post time of 12:30pm CST to 3:00pm CST. Oak Grove received consent from the Kentucky Horsemen’s Association on both requests.

The Commission may approve shifted race dates and post time.

Per our review of Kentucky statutes and regulations, nothing prohibits the Commission from approving an association to change one (1) awarded race date. The concern that drives the statutory time limit on awarding race dates—“to prevent ongoing battles for dates,” 1978-79 Ky. Op. Att’y Gen. 2-538 (1979)—is not present here. Oak Grove has already been awarded live racing dates in May 2022. In addition, the proposed amendments are supported by the Kentucky Horsemen’s Association.

The KHRC staff recommends approval of the amended race date and post time.

COMMISSION ACTION:

_____ Approve

_____ Deny

_____ Defer



March, 28st 2022
Mr. Marc Guilfoil
Executive Director
Kentucky Horse Racing Commission
4062 Iron Works Parkway
Lexington, KY 42262

Dear Mr. Guilfoil,

Western Kentucky Development, LLC (Oak Grove Racing, Gaming & Hotel) respectfully requests approval from the Kentucky Horse Racing Commission to amend the race dates for the 2022 racing season. We are requesting to move the current Sunday, July 24, 2022 racing date to Tuesday, May 31, 2022. We believe it will be best to begin our three (3) day racing weeks in May to encourage more participation earlier in the meet and conclude our meet with the grand finale of the 2022 4 YO Series at Oak Grove on July 19th. As always, Oak Grove Racing and Gaming shall be in compliance with all applicable state and federal laws.

Should you have any questions, do not hesitate to call and thank you for your time in considering this matter.

Very Much Appreciated,

A handwritten signature in black ink that reads "Darren VanDover".

Darren VanDover

General Manager

A handwritten signature in black ink that reads "Cara Collins".

Cara Collins

Cara Collins

Racing and Equine Manager



KENTUCKY
HARNESS
ASSOCIATION

March 30, 2022

Mr. Marc Guilfoil
Executive Director
4063 Ironworks Parkway, Building B
Lexington, KY 40511

Re: Kentucky Harness Association, Inc.
Oak Grove Race Dates Amendment

Dear Mr. Guilfoil:

The Kentucky Harness Association, Inc. ("KHA") is writing this letter to support the request of Western Kentucky Development, LLC (Oak Grove Racing, Gaming & Hotel) to amend race dates for the 2022 racing season. The KHA has reviewed and approves the change requested to move the current July 24, 2022 date to Tuesday, May 31, 2022.

Should you have any questions, do not hesitate to call.

Sincerely,

Robert M. Brady

Robert M. Brady
President, Kentucky Harness Association



April 18th, 2022
Mr. Marc Guilfoil
Executive Director
Kentucky Horse Racing Commission
4062 Iron Works Parkway
Lexington, KY 42262

Dear Mr. Guilfoil,

Western Kentucky Development, LLC (Oak Grove Racing, Gaming & Hotel) respectfully requests approval from the Kentucky Horse Racing Commission to change the post time for the 2022 racing season. We are requesting to move the current post time of 12:30pm CST to 3:00pm CST. In agreeance with the Kentucky Harness Association, we believe it will be best to improve spectators and simulcasting numbers. As always, Oak Grove Racing and Gaming shall be in compliance with all applicable state and federal laws.

Should you have any questions, do not hesitate to call and thank you for your time in considering this matter.

Very Much Appreciated,

A handwritten signature in black ink that reads "Darren VanDover".

Darren VanDover

General Manager

A handwritten signature in black ink that reads "Cara Collins".

Cara Collins

Cara Collins

Racing and Equine Manager



April 18, 2022

Mr. Marc Guilfoil
Executive Director
4063 Ironworks Parkway, Building B
Lexington, KY 40511

Re: Kentucky Harness Association, Inc.
Oak Grove Race Dates Amendment

Dear Mr. Guilfoil:

The Kentucky Harness Association, Inc. ("KHA") is writing this letter to support the request of Western Kentucky Development, LLC (Oak Grove Racing, Gaming & Hotel) to amend the post time for the 2022 racing season. The KHA has reviewed and approves the change requested to move the current post time from 12:30 CST to 3:00 P.M. CST.

Should you have any questions, do not hesitate to call.

Sincerely,

Robert M. Brady

Robert M. Brady
President, Kentucky Harness Association



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

To: Commissioners, Kentucky Horse Racing Commission

From: Jennifer Wolsing, General Counsel
Shan Dutta, Deputy General Counsel

Date: April 19, 2022

Re: The Red Mile’s request to amend Section R of its 2022 application to amend race dates

In its application for a 2022 license, The Red Mile sought and received an award of numerous racing dates July 31 through October 9, 2022. The Red Mile is requesting to delete Sunday, October 2 and instead add racing on Thursday, September 29. The Red Mile received consent from the Kentucky Harness Horsemen’s Association.

The Commission may approve shifted race dates.

Per our review of Kentucky statutes and regulations, nothing prohibits the Commission from approving an association to change one (1) awarded race date. The concern that drives the statutory time limit on awarding race dates—“to prevent ongoing battles for dates,” 1978-79 Ky. Op. Att’y Gen. 2-538 (1979)—is not present here. The Red Mile has already been awarded live racing dates in September 2022. In addition, the proposed amendment is supported by the Kentucky Harness Horsemen’s Association.

The KHRC staff recommends approval of this amended race date.

COMMISSION ACTION:

- _____ Approve
- _____ Deny
- _____ Defer



March 28, 2022

Marc Guilfoil
Executive Director
Kentucky Horse Racing Commission
4063 Iron Works PKWY, BLDG. B
Lexington, KY 40511

Dear Mr. Guilfoil,

Lexington Trots Breeders Association requests permission to amend our Application for a License to Conduct Horse Racing in 2022 and revise our requested racing dates. We are requesting to delete Sunday October 2 and instead add racing on Thursday September 29. We have obtained Kentucky Harness Horsemen's Association approval for this request.

Sincerely,

Julie Sorrell Jones
Director of Mutuels & Simulcasting
The Red Mile

THE RED MILE
2022 Standardbred Racing Calendar
July 31 - October 9
All Posts 1:00 PM (est.)

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
JULY 31 2 YO Colt Trot 1 st Leg KYSS	AUGUST 1 2 YO Filly Trot 1 st Leg KYSS	2 2 YO Filly Pace 1 st Leg 3 YO Filly Trot 1 st Leg KYSS	3	4	5	6
7 2 YO Colt Pace 1 st Leg 3 YO Colt Pace 1 st Leg KYSS	8 2 YO Colt Trot 2 nd Leg 3 YO Colt Trot 1 st Leg KYSS	9 3 YO Filly Pace 1 st Leg KYSS	10	11	12	13
14 2 YO Filly Pace 2 nd Leg 3 YO Filly Trot 2 nd Leg KYSS	15 2 YO Filly Trot 2 nd Leg 3 YO Colt Pace 2 nd Leg KYSS	16 2 YO Colt Pace 2 nd Leg 3 YO Colt Trot 2 nd Leg KYSS	17	18	19	20
21 2 YO Colt Trot 3 rd Leg 3 YO Filly Pace 2 nd Leg KYSS	22 2 YO Filly Pace 3 rd Leg KYSS	23 3 YO Colt Pace 3 rd Leg 3 YO Filly Trot 3 rd Leg KYSS	24	25	26	27
28 2 YO Colt Pace 3 rd Leg 3 YO Colt Trot 3 rd Leg KYSS	29 2 YO Filly Trot 3 rd Leg KYSS	30 3 YO Filly Pace 3 rd Leg KYSS	31	SEPTEMBER 1	2	3
4 2 YO Colt Trot 4 th Leg 2 YO Filly Pace 4 th Leg KYSS	5 3 YO Colt Pace 4 th Leg 3 YO Filly Trot 4 th Leg KYSS	6 2 YO Filly Trot 4 th Leg 2 YO Colt Pace 4 th Leg KYSS	7	8	9	10
11 3 YO Filly Pace 4 th Leg 3 YO Colt Trot 4 th Leg KYSS	12	13	14	15	16	17
18 KYSS Championship Finals	19 KYSS Commonwealth Finals	20 KYSS Goldenrod Finals	21	22	23	24
25	26	27	28	29 Bluegrass 2 YO Colt Trot & 2 YO Filly Pace	30 Bluegrass 2 YO Colt Pace & 2 Filly Trot	OCTOBER 1 Bluegrass 3 YO Colt Pace, 3 YO Colt Trot, 3 YO Filly Pace, & 3 YO Filly Trot
2	3	4	5	6	7 INSS 2 YO Colt Trot & 2 YO Filly Pace	8 INSS 2 YO Colt Pace & 2 Filly Trot
9 Tattersalls 3 YO Open Pace Glen Garnsey 3 YO Filly Pace KY Futurity 3 YO Open Trot KY Filly Futurity 3 YO Filly Trot Allerage Open Pace & Trot Allerage Mare Open Pace & Trot	10	11	12	13	14	15



March 28, 2022

KHRC
Attn: Marc Guilfoil, Executive Director
4063 Iron Works Pkwy
Building B
Lexington, KY 40511

Dear Mr. Guilfoil,

The Kentucky Harness Horsemen's Association approves of a date change requested by The Red Mile to change specific racing dates from 9-30, 10-1, and 10-2 to 9-29, 9-30, and 10-1.

Thanks,
Amanda Stephens
Executive Secretary



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

To: Kentucky Horse Racing Commission
From: Jennifer Wolsing, General Counsel
Shan Dutta, Deputy General Counsel
Date: April 19, 2022

Re: Proposed amendments to 810 KAR 8:010: Medication; testing procedures; prohibited practices

The KHRC Rules Committee and KHRC Chief Steward Barbara Borden recommend amending 810 KAR 8:010.

The major proposed changes to this regulation are as follows:

- Elimination of redundant provisions and clarification of vague provisions.
- The owner or trainer requesting the split sample shall select an approved laboratory to perform the split analysis within 5 days of notification of the available laboratories. Failure to select a laboratory within that deadline shall be a waiver of the right to split analysis.
- The split sample shall be shipped within 7 days of the date that the trainer or owner selects a laboratory.

These proposed revisions were approved by the Rules Committee on April 19, 2022. The KHRC staff also recommends approval of these proposed revisions.

COMMISSION ACTION:

Approved
 Denied
 Deferred

1 PUBLIC PROTECTION CABNINET

2 KENTUCKY HORSE RACING COMMISSION

3 (Amendment)

4 810 KAR 8:010. Medication; testing procedures; prohibited practices

5 RELATES TO: KRS 230.215, 230.225, 230.240, 230.260, 230.265, 230.290, 230.320,
6 230.370

7 STATUTORY AUTHORITY: KRS 230.215(2), 230.225, 230.240(2), 230.260(8), 230.320,
8 230.370

9 NECESSITY, FUNCTION, AND CONFORMITY: KRS 230.215(2), 230.260(8), and 230.320
10 authorize the Kentucky Horse Racing Commission to promulgate administrative regulations
11 prescribing conditions under which all legitimate horse racing and wagering thereon is conducted
12 in Kentucky. KRS 230.240(2) requires the commission to promulgate administrative regulations
13 restricting or prohibiting the administration of drugs or stimulants or other improper acts to
14 horses prior to the horse participating in a race. This administrative regulation establishes
15 requirements and controls in the administration of drugs, medications, and substances to horses,
16 governs certain prohibited practices, and establishes trainer responsibilities relating to the health
17 and fitness of horses.

18 Section 1. Definitions.

19 (1) "AAS" or "anabolic steroid" means an anabolic androgenic steroid.

1 (2) "Administer" means to apply to or cause the introduction of a substance into the body
2 of a horse.

3 (3) "Commission laboratory" means a laboratory chosen by the commission to test
4 biologic specimens from horses taken under the supervision of the commission veterinarian.

5 (4) "Location under the jurisdiction of the commission" means a licensed race track or a
6 training center as described in KRS 230.260(5).

7 (5) "Positive finding" means the commission laboratory has conducted testing and
8 determined that a drug, medication, or substance, the use of which is restricted or prohibited by
9 this administrative regulation, 810 KAR 8:020, 810 KAR 8:025, or 810 KAR 8:040, was present in
10 the sample.

11 (a) For the drugs, medications, or substances listed in this administrative regulation, 810
12 KAR 8:020, or 810 KAR 8:025, for which an established concentration level is provided, it shall be
13 necessary to have a finding in excess of the established concentration level as provided for the
14 finding to be considered a positive finding.

15 (b) Positive finding also includes:

- 16 1. Substances present in the horse in excess of concentrations at which the substances
17 could occur naturally; and
- 18 2. Substances foreign to a horse that cause interference with testing procedures.

19 (6) "Primary sample" means the primary sample portion of the biologic specimen taken
20 under the supervision of the commission veterinarian to be tested by the commission laboratory.

21 (7) "Split sample" means the split sample portion of the biologic specimen taken under
22 the supervision of the commission veterinarian to be tested by the split sample laboratory.

1 (8) "Split sample laboratory" means the laboratory approved by the commission to test
2 the split sample portion of the biologic specimen from horses taken under the supervision of the
3 commission veterinarian.

4 (9) "Test barn" means a fenced enclosure sufficient in size and facilities to accommodate
5 the stabling of horses temporarily detained for obtaining biologic specimens for testing.

6 Section 2. Use of Medication.

7 (1) Therapeutic measures and medication necessary to improve or protect the health of
8 a horse shall be administered to a horse in training under the direction of a licensed veterinarian.

9 (2) Except as expressly permitted in 810 KAR Chapter 8, while participating in a race
10 (betting or non-betting), qualifying race, or time trial, it shall be a violation for a horse to carry in
11 its body any drug, medication, substance, or metabolic derivative, that:

12 (a) Is foreign to the horse; or

13 (b) Might mask the presence of a prohibited drug, or obstruct testing procedures.

14 (3) It shall be a violation for therapeutic medications to be present in excess of established
15 threshold concentrations established in this administrative regulation, 810 KAR 8:020, or in 810
16 KAR 8:025. The thresholds for permitted NSAIDs are established in Section 8 of this administrative
17 regulation.

18 (4) Except as provided by paragraphs (a), (b), and (c) of this subsection, it shall be a
19 violation for a substance to be present in a horse in excess of a concentration at which the
20 substance could occur naturally. It shall be the responsibility of the commission to prove that the
21 substance was in excess of normal concentration levels.

1 (a) Gamma amino butyric acid shall not be present in a concentration greater than 110
2 nanograms per milliliter in serum or plasma.

3 (b) Cobalt shall not be present in a concentration greater than twenty-five (25) parts per
4 billion in serum or plasma.

5 (c) Free prednisolone shall not be present in a concentration greater than ten (10)
6 nanograms per milliliter in urine.

7 (5) It shall be prima facie evidence that a horse was administered and carried, while
8 running in a race (betting or non-betting), qualifying race, or time trial, a drug, medication,
9 substance, or metabolic derivative thereof prohibited by this section if:

10 (a) A biologic specimen from the horse was taken under the supervision of the commission
11 veterinarian promptly after a horse ran in a race (betting or non-betting), qualifying race, or time
12 trial; and

13 (b) The commission laboratory presents to the commission a report of a positive finding.

14 (6) The commission shall utilize the Kentucky Horse Racing Commission Uniform Drug,
15 Medication, and Substance Classification Schedule as provided in 810 KAR 8:020, for classification
16 of drugs, medications, and substances violating this administrative regulation. Penalties for
17 violations of this administrative regulation shall be implemented in accordance with 810 KAR
18 8:030.

19 Section 3. Treatment Restrictions.

20 (1) Except as provided in Section 4 of this administrative regulation, only a veterinarian
21 licensed to practice veterinary medicine in Kentucky and licensed by the commission shall

1 administer by injection a prescription or controlled drug, medication, or other substance to a
2 horse at a location under the jurisdiction of the commission.

3 (2) The only injectable substance allowed within twenty-four (24) hours prior to post time
4 of the race in which the horse is entered shall be furosemide, as established in Section 6 of this
5 administrative regulation.

6 (3) Except as provided by subsection (5) of this section, only a veterinarian licensed to
7 practice veterinary medicine in Kentucky and licensed by the commission may possess a
8 hypodermic needle, syringe, or injectable of any kind at a location under the jurisdiction of the
9 commission.

10 (4) A veterinarian licensed to practice veterinary medicine in Kentucky and licensed by
11 the commission shall use only single-use disposable needles and syringes, and shall dispose of
12 them in a container approved by the commission veterinarian.

13 (5) If a person regulated by the commission has a medical condition that makes it
14 necessary to possess a needle and syringe at a location under the jurisdiction of the commission,
15 the person shall request prior permission from the stewards or judges and furnish a letter from
16 a licensed physician explaining why it is necessary for the person to possess a needle and syringe.
17 The stewards or judges may grant approval for a person to possess and use a needle and syringe
18 at a location under the jurisdiction of the commission, but may also establish necessary
19 restrictions and limitations.

20 (6) A commission employee may accompany a veterinarian at a location under the
21 jurisdiction of the commission and take possession of a syringe, needle, or other device used to
22 administer a substance to a horse.

1 (7) Electronic therapeutic treatments, other than nebulization, shall not be administered
2 to a horse within twenty-four (24) hours prior to post time of a race in which the horse is entered.

3 Section 4. Certain Permitted Substances. Liniments, antiseptics, antibiotics, ointments,
4 leg paints, washes, and other products commonly used in the daily care of horses may be
5 administered by a person, other than a licensed veterinarian if:

6 (1) The treatment does not include any drug, medication, or substance otherwise
7 prohibited by this administrative regulation;

8 (2) The treatment is not injected; and

9 (3) The person is acting under the direction of a licensed trainer or veterinarian licensed
10 to practice veterinary medicine in Kentucky and licensed by the commission.

11 Section 5. Anti-ulcer Medications.

12 The following anti-ulcer medications may be administered orally, at the dosage stated in
13 this section, up to twenty-four (24) hours prior to post time of the race in which the horse is
14 entered:

15 (1) Cimetidine (Tagamet): eight (8) to twenty (20) milligrams per kilogram;

16 (2) Omeprazole (Gastrogard): two and two-tenths (2.2) grams;

17 (3) Ranitidine (Zantac): eight (8) milligrams per kilogram; and

18 (4) Sucralfate: two (2) to four (4) grams.

19 Section 6. Furosemide Use on Race Day.

20 (1) Furosemide may be administered, in accordance with this section, to a horse that is
21 entered to compete in a race, qualifying race, or time trial, except as provided in subsection (6)
22 of this section.

1 (2) Furosemide shall only be administered prior to a race, qualifying race, or time trial by:

2 (a) The commission veterinarian; or

3 (b) A licensed veterinarian approved by the commission to perform the administration if

4 the commission veterinarian is unavailable. If the furosemide is administered by an approved

5 licensed veterinarian, the administering veterinarian shall provide a written report to the

6 commission veterinarian no later than two (2) hours prior to post time of the race in which the

7 horse receiving the furosemide is competing.

8 (3) Except as provided in subsection (6) of this section, furosemide may be used if

9 administered:

10 (a) At a location under the jurisdiction of the commission where the horse is scheduled to

11 race;

12 (b) By a single intravenous injection, not less than four (4) hours prior to post time for the

13 race, qualifying race, or time trial in which the horse is entered; and

14 (c) In a dosage not less than 150 milligrams and not more than 500 milligrams.

15 (4) The specific gravity of a post-race urine sample shall not be below one and one one-

16 hundredths (1.010). If the specific gravity of the post-race urine sample is determined to be below

17 one and one one-hundredths (1.010), a quantification of furosemide in serum or plasma shall be

18 performed by the commission laboratory. If a horse fails to produce a urine specimen, the

19 commission laboratory shall perform a quantification of furosemide in the serum or plasma

20 sample. Concentrations above 100 nanograms of furosemide per milliliter of serum or plasma

21 shall constitute a violation of this section.

1 (5) The initial cost of administering the furosemide shall be twenty (20) dollars per
2 administration. The commission shall monitor the costs associated with administering
3 furosemide and consult with industry representatives to determine if the cost should be lowered
4 based on prevailing veterinarian services and supplies. The commission shall maintain records
5 documenting the basis for its determination, and if the cost is determined to be less than twenty
6 (20) dollars per administration, then the commission shall lower the cost accordingly. The cost
7 shall be prominently posted in the racing office.

8 (6)(a) A two (2) year old or stakes horse shall not be administered any drug, medication
9 or other substance, including furosemide, within twenty-four (24) hours of the post time of the
10 race in which the horse is entered. Participation by the horse shall not affect the status of the
11 participating horse on the official authorized bleeder medication list.

12 (b) The implementation and enforcement of the prohibition in paragraph (a) of this
13 subsection shall begin on:

- 14 1. January 1, 2020 for all two (2) year olds; and
- 15 2. January 1, 2021 for all horses entered to run in a stakes race; including the races
16 comprising the Breeders' Cup World Championships and the races designated as graded stakes
17 by the American Graded Stakes Committee of the Thoroughbred Owners and Breeders
18 Association.

19 (c) A concentration of furosemide greater than one and zero-tenths (1.0) nanograms per
20 milliliter in serum in a post-race sample shall constitute a violation of this administrative
21 regulation.

22 Section 7. Furosemide Eligibility.

1 (1)(a) Except as provided in Section 6(6) of this administrative regulation, a horse shall be
2 eligible to race with furosemide if the licensed trainer or a licensed veterinarian determines that
3 it would be in the horse’s best interests to race with furosemide. Notice that a horse eligible to
4 receive furosemide will race with or without furosemide shall be made at the time of entry to
5 ensure public notification, including publication in the official racing program.

6 (b) It shall constitute a violation of this administrative regulation if notice is made
7 pursuant to this section that a horse will race with furosemide, and the post-race urine, serum,
8 or plasma does not show a detectable concentration of furosemide in the post-race urine, serum,
9 or plasma.

10 (2) After a horse has been determined to no longer be required to receive furosemide,
11 the horse shall not be eligible to receive furosemide unless the licensed trainer or a licensed
12 veterinarian determines that it would be in the horse’s best interest to race with furosemide and
13 the licensed trainer or a licensed veterinarian complies with the requirements of this section.

14 Section 8. Permitted Non-steroidal Anti-inflammatory Drugs (NSAIDs).

15 (1) NSAIDs shall not be administered within forty-eight (48) hours prior to post time for
16 the race in which the horse is entered. The detection in a post-race sample of blood of a
17 detectable concentration of an NSAID, except as allowed by subsection (2) of this section, shall
18 constitute a violation of this administrative regulation. The detection in a post-race sample of
19 blood of more than one (1) of phenylbutazone, flunixin, and ketoprofen in excess of the
20 concentrations permitted by subsection (2) of this section shall constitute a violation of this
21 administrative regulation.

1 (2)(a) A finding of phenylbutazone below a concentration of three-tenths (0.3) microgram
2 per milliliter of serum or plasma shall not constitute a violation of this section.

3 (b) A finding of flunixin below a concentration of five (5) nanograms per milliliter of serum
4 or plasma shall not constitute a violation of this section.

5 (c) A finding of ketoprofen below a concentration of two (2) nanograms per milliliter of
6 serum or plasma shall not constitute a violation of this section.

7 Section 9. Anabolic Steroids.

8 (1) An exogenous AAS shall not be present in a horse that is racing. The detection of an
9 exogenous AAS or metabolic derivative in a post-race sample shall constitute a violation of this
10 administrative regulation.

11 (2) The detection in a post-race sample of an endogenous AAS or metabolic derivative
12 where the concentration of the AAS or metabolic derivative exceeds naturally occurring
13 physiological levels shall constitute a violation of this administrative regulation. The following
14 shall be deemed to be naturally occurring physiological levels:

15 (a) Boldenone:

16 1. In male horses other than geldings, free and conjugated boldenone fifteen (15)
17 nanograms per milliliter in urine or free boldenone twenty-five (25) picograms per milliliter in
18 serum or plasma; and

19 2. In geldings and female horses, free and conjugated boldenone one (1) nanogram per
20 milliliter in urine or free boldenone twenty-five (25) picograms per milliliter in serum or plasma.

21 (b) Nandrolone:

1 1. In geldings, free and conjugated nandrolone one (1) nanogram per milliliter in urine or
2 free nandrolone twenty-five (25) picograms per milliliter in serum or plasma;

3 2. In fillies and mares, free and conjugated nandrolone one (1) nanogram per milliliter in
4 urine or free nandrolone twenty-five (25) picograms per milliliter in serum or plasma; and

5 3. In male horses other than geldings, forty-five (45) nanograms per milliliter of
6 metabolite, 5 α -estrane-3 β , 17 α -diol in urine or a ratio in urine of 5 α -estrane-3 β , 17 α -diol to
7 5 α -estrane-3 β , 17 α -diol of >1:1.

8 (c) Testosterone:

9 1. In geldings, free and conjugated testosterone twenty (20) nanograms per milliliter in
10 urine or free testosterone one hundred (100) picograms per milliliter in serum or plasma; and

11 2. In fillies and mares (unless in foal), free and conjugated testosterone fifty-five (55)
12 nanograms per milliliter in urine or free testosterone one hundred (100) picograms per milliliter
13 in serum or plasma.

14 (3) The gender of the horse from which a post-race biologic specimen is collected shall be
15 identified to the commission veterinarian and the testing laboratory.

16 Section 10. Clenbuterol.

17 (1) Clenbuterol use shall be prohibited in racing and training unless the conditions
18 established by this subsection are met.

19 (a) The prescription for clenbuterol shall be made for a specific horse based upon a
20 specific diagnosis.

1 (b) The veterinarian shall provide a copy of the treatment sheet to the Equine Medical
2 Director or his or her designee for review within twenty-four (24) hours of any administration of
3 clenbuterol.

4 (c) A horse administered clenbuterol shall be placed on the veterinarian's list for a
5 minimum of twenty-one (21) days after the date of last administration. The horse shall meet all
6 conditions for removal from the list, including blood and urine sampling taken after the twenty-
7 one (21) day period. Both samples shall have no detectable clenbuterol.

8 (2) A horse shall not be eligible to race until it has completed all the requirements in
9 subsection (1)(c) of this section.

10 (3) If clenbuterol is detected in a horse's post-race or out of competition sample and
11 appropriate notification as established in subsection (1)(b) of this section was not completed, the
12 horse shall immediately be placed on the veterinarian's list pending the outcome of an
13 investigation. The horse shall be required to meet all conditions for removal from the
14 veterinarian's list as established in subsection (1)(c) of this section.

15 Section 11. Test Barn.

16 (1) A licensed association shall provide and maintain a test barn on association grounds.

17 (2) The test barn shall be a fenced enclosure sufficient:

18 (a) In size and facilities to accommodate the stabling of horses temporarily detained for
19 the taking of biologic specimens; and

20 (b) In structural design to prevent entry by unauthorized persons.

21 (3) The test barn shall be under the supervision and control of the Chief Racing
22 Veterinarian or his or her designee, and no access to individuals other than commission personnel

1 shall be permitted unless with the permission of the Chief Racing Veterinarian or his or her
2 designee. If association personnel require immediate access to the test barn due to fire or other
3 emergency, the association shall report the access to commission officials as soon as possible
4 after the emergency.

5 Section 12. Sample Collection, Testing and Reporting.

6 (1) Sample collection shall be done in accordance with the procedures provided in this
7 administrative regulation, 810 KAR 8:060, and under the instructions provided by the commission
8 veterinarian.

9 (2) The commission veterinarian, in consultation with the commission laboratory shall
10 determine a minimum sample requirement which shall be uniform for each horse and which shall
11 be separated into primary and split samples.

12 ~~[(3) An owner or trainer may request that a split sample be tested by a split sample~~
13 ~~laboratory approved by the commission.]~~

14 ~~[(4)] [The cost of testing under subsection (3) of this section, including shipping, shall be~~
15 ~~borne by the owner or trainer requesting the test.]~~

16 ~~(3)~~~~(5)~~ (a) Stable equipment other than that necessary for washing and cooling out a
17 horse shall not be permitted in the test barn.

18 (b) Buckets and water shall be furnished by the commission veterinarian.

19 (c) If a body brace is to be used on a horse, it shall:

20 1. Be supplied by the trainer; and

21 2. Applied only with the permission and in the presence of the commission veterinarian
22 or his designee.

1 (d) A licensed veterinarian may attend to a horse in the test barn only with the permission
2 of and in the presence of the commission veterinarian or his designee.

3 ~~(4)~~~~(6)~~ Within five (5) business days of receipt of notification by the commission
4 laboratory of a positive finding, the stewards and judges shall notify the owner and trainer orally
5 or in writing of the positive finding.

6 ~~(5)~~~~(7)~~ The stewards or judges shall conduct a hearing pursuant to 810 KAR 9:010~~[as soon~~
7 ~~as possible]~~ after the conclusion of an investigation of a positive finding. A person charged with
8 a violation may request a continuance, which the stewards or the judges may grant for good
9 cause shown.

10 Section 13. Storage and Shipment of Split Samples.

11 (1) Split samples shall be secured and made available for further testing in accordance
12 with the procedures established in this subsection.

13 (a) Split samples shall be secured in the test barn in the same manner as the primary
14 samples for shipment to the commission laboratory, as established in Section 12 of this
15 administrative regulation, until the primary samples are packed and secured for shipment to the
16 commission laboratory. Split samples shall then be transferred to a freezer or refrigerator at a
17 secure location approved and chosen by the commission.

18 (b) A freezer or refrigerator for storage of split samples shall be equipped with a lock. The
19 lock shall be secured to prevent access to the freezer or refrigerator at all times except as
20 specifically provided by paragraph (c) of this subsection.

21 (c) A freezer or refrigerator for storage of split samples shall be opened only for depositing
22 or removing split samples, for inventory, or for checking the condition of samples.

1 (d) A log shall be maintained by the commission veterinarian that shall be used each time
2 a split sample freezer or refrigerator is opened to specify each person in attendance, the purpose
3 for opening the freezer or refrigerator, identification of split samples deposited or removed, the
4 date and time the freezer or refrigerator was opened, the time the freezer or refrigerator was
5 closed, and verification that the lock was secured prior to and after opening of the freezer or
6 refrigerator. A commission veterinarian or his designee shall be present when the freezer or
7 refrigerator is opened.

8 (e) Evidence of a malfunction of a split sample freezer or refrigerator shall be documented
9 in the log.

10 (f) The commission shall be considered the owner of a split sample.

11 (2)(a) A trainer or owner of a horse receiving notice of a positive finding may request that
12 a split sample corresponding to the portion of the sample tested by the commission laboratory
13 be sent to the split sample laboratory. The party requesting the split sample shall select a
14 laboratory solicited and approved by the commission to perform the analysis.

15 (b) The request shall be made in writing and delivered to the stewards or judges within
16 three (3) business days after the trainer or owner of the horse receives oral or written notice of
17 the positive finding by the commission laboratory.

18 (c) The party requesting the split sample shall select a laboratory solicited and approved
19 by the commission to perform the analysis within five (5) days after he or she is notified of the
20 split sample laboratories available to test the split sample. If a trainer or owner does not select a
21 laboratory within five (5) days after notification of the available split laboratories, then he or she
22 shall be deemed to have waived the right to split sample analysis.

1 (d) [(e)] A split sample so requested shall be shipped [as expeditiously as possible] within
2 seven (7) days of the date that the trainer or owner provides his or her laboratory selection to
3 the stewards.

4 (3)(a) The owner or trainer requesting testing of a split sample shall be responsible for the
5 cost of the testing, including the cost of shipping.

6 (b) Failure of the owner, trainer, or a designee to appear at the time and place designated
7 by the commission veterinarian in connection with securing, maintaining, or shipping the split
8 sample shall constitute a waiver of any right to be present during the packaging and shipping of
9 the split sample [split sample testing procedures].

10 (c) Prior to shipment of the split sample, the commission shall confirm:

- 11 1. That the split sample laboratory has agreed to provide the testing requested;
12 2. That the split sample laboratory has agreed to send results to the commission; and
13 3. That arrangements for payment satisfactory to the split sample laboratory have been
14 made.

15 Section 14. Split Sample Chain of Custody.

16 (1) Prior to opening the split sample freezer or refrigerator, the commission shall provide
17 a split sample chain of custody verification form. The form to be used shall be the Split Sample
18 Chain of Custody Form. The form shall be fully completed during the retrieval, packaging, and
19 shipment of the split sample and shall contain the following information:

- 20 (a) The date and time the sample is removed from the split sample freezer or refrigerator;
21 (b) The sample number; and
22 (c) The address where the split sample is to be sent.

1 (2) A split sample shall be removed from the split sample freezer or refrigerator by a
2 commission employee after notice to the owner, trainer, or designee thereof and a commission-
3 designated representative shall pack the split sample for shipment in accordance with the
4 packaging procedures directed by the commission. The Split Sample Chain of Custody Form shall
5 be signed by both the owner’s representative, if present, and the commission representative to
6 confirm the proper packaging of the split sample for shipment. The exterior of the package shall
7 be secured and sealed to prevent tampering with the package.

8 (3) The owner, trainer, or designee, if present, may inspect the package containing the
9 split sample immediately prior to transfer to the delivery carrier to verify that the package is
10 intact and has not been tampered with.

11 (4) The Split Sample Chain of Custody Form shall be completed and signed by the
12 representative of the commission and the owner, trainer, or designee, if present.

13 (5) The commission representative shall retain the original Split Sample Chain of Custody
14 Form and provide a copy to the owner, trainer, or designee, if requested.

15 Section 15. Medical Labeling.

16 (1) A drug or medication that, by federal or state law, requires a prescription shall not be
17 used or kept on association grounds unless validly prescribed by a duly licensed veterinarian.

18 (2) A drug or medication shall bear a prescription label that is securely attached and
19 clearly ascribed to show the following:

20 (a) The name of the product;

21 (b) The name, address, and telephone number of the veterinarian prescribing or
22 dispensing the product;

- 1 (c) The name of the horse for which the product is intended or prescribed;
- 2 (d) The dosage, duration of treatment, and expiration date of the prescribed or dispensed
- 3 product; and
- 4 (e) The name of the trainer to whom the product was dispensed.

5 Section 16. Trainer Responsibility.

6 (1) In the absence of substantial evidence to the contrary, a trainer shall be responsible

7 for the condition of a horse in his or her care.

8 (2) In the absence of substantial evidence to the contrary, a trainer shall be responsible

9 for the presence of a prohibited drug, medication, substance, or metabolic derivative, including

10 permitted medication in excess of the maximum allowable concentration, in a horse in his or her

11 care.

12 (3) A trainer shall prevent the administration of a drug, medication, substance, or

13 metabolic derivative that may constitute a violation of this administrative regulation.

14 (4) A trainer whose horse has been claimed shall remain responsible for a violation of this

15 administrative regulation regarding that horse's participation in the race in which the horse is

16 claimed.

17 (5) A trainer shall be responsible for:

18 (a) Maintaining the assigned stable area in a clean, neat, and sanitary condition at all

19 times;

20 (b) Using the services of those veterinarians licensed by the commission to attend to

21 horses that are on association grounds;

1 (c) The proper identity, custody, care, health, condition, and safety of horses in his or her
2 care;

3 (d) Promptly reporting the alteration of the sex of a horse to the horse identifier and the
4 racing secretary;

5 (e) Promptly reporting to the racing secretary and the commission veterinarian if a
6 posterior digital neurectomy (heel nerving) is performed on a horse in his or her care and
7 ensuring this fact is designated on its certificate of registration;

8 (f) Promptly reporting to the racing secretary the name of a mare in his or her care that
9 has been bred and is entered to race;

10 (g) Promptly notifying the commission veterinarian of a reportable disease or
11 communicable illness in a horse in his or her care;

12 (h) Promptly reporting the serious injury or death of a horse in his or her care at a location
13 under the jurisdiction of the commission to the stewards or judges and the commission
14 veterinarian and ensuring compliance with Section 23 of this administrative regulation and 810
15 KAR 4:010, Section 14, governing postmortem examinations;

16 (i) Complying with the medication and recordkeeping requirements in subsection (6) of
17 this section;

18 (j) Promptly notifying the stewards or judges and the commission veterinarian if the
19 trainer has knowledge or reason to believe that there has been an administration to a horse of a
20 drug, medication, or other substance prohibited by this administrative regulation or has
21 knowledge or reason to believe that a prohibited practice has occurred as established in Section
22 21 of this administrative regulation;

1 (k) Ensuring the fitness of every horse in his or her care to perform creditably at the
2 distance entered;

3 (l) Ensuring that every horse he or she has entered to race is present at its assigned stall
4 for a pre-race soundness inspection as prescribed by 810 KAR 2:010, Section 4(1)(l);

5 (m) Ensuring proper bandages, equipment, and shoes;

6 (n) Ensuring the horse's presence in the paddock at the time prescribed by racing officials
7 before the race in which the horse is entered;

8 (o) Personally attending in the paddock and supervising the saddling or preparation of a
9 horse in his or her care, unless an assistant trainer fulfills these duties or the trainer is excused
10 by the judges or stewards pursuant to 810 KAR 4:100, Section 3(2)(f); and

11 (p) Attending the collection of a biologic specimen taken from a horse in his or her care
12 or delegating a licensed employee or the owner to do so.

13 (6)(a) A trainer shall maintain a clear and accurate record of any treatment administered
14 to a horse in his or her care.

15 (b) A trainer shall ensure the transfer of copies of all medical records to the subsequent
16 owner and trainer of a horse.

17 (c) Failure to comply with this subsection may result in the imposition of penalties
18 pursuant to 810 KAR 8:030.

19 (d) The stewards and judges may at any time require presentation of a horse's medical
20 records.

21 Section 17. Licensed Veterinarians.

1 (1) A veterinarian licensed by the commission and practicing at a location under the
2 jurisdiction of the commission shall be considered under the supervision of the commission
3 veterinarian and the stewards or judges.

4 (2) A veterinarian shall report to the stewards, judges or the commission veterinarian a
5 violation of this administrative regulation by a licensee.

6 Section 18. Veterinary Reports.

7 (1) A veterinarian who treats a horse at a location under the jurisdiction of the
8 commission shall submit a Veterinary Report of Horses Treated to be Submitted Daily form to the
9 commission veterinarian containing the following information:

- 10 (a) The name of the horse treated;
- 11 (b) The type and dosage of drug or medication administered or prescribed;
- 12 (c) The name of the trainer of the horse;
- 13 (d) The date and time of treatment; and
- 14 (e) Other pertinent treatment information requested by the commission veterinarian.

15 (2) The Veterinary Report of Horses Treated to be Submitted Daily form shall be signed
16 by the treating practicing veterinarian.

17 (3) The Veterinary Report of Horses Treated to be Submitted Daily form shall be on file
18 not later than the time prescribed on the next race day by the commission veterinarian.

19 (4) The Veterinary Report of Horses Treated to be Submitted Daily form shall be
20 confidential, and its content shall not be disclosed except in the course of an investigation of a
21 possible violation of this administrative regulation or in a proceeding before the stewards, judges
22 or the commission, or to the trainer or owner of record at the time of treatment.

1 (5) A timely and accurate filing of a Veterinary Report of Horses Treated to be Submitted
2 Daily form by the veterinarian or his designee that is consistent with the analytical results of a
3 positive test reported by the commission laboratory may be used as a mitigating factor in
4 determining the appropriate penalties pursuant to 810 KAR 8:030.

5 (6) A veterinarian having knowledge or reason to believe that a horse entered in a race
6 has received a drug, medication, or substance prohibited under this administrative regulation or
7 has knowledge or reason to believe that a prohibited practice has occurred as established in
8 Section 21 of this administrative regulation shall report this fact immediately to the commission
9 veterinarian or to the stewards or judges.

10 (7) A practicing veterinarian shall maintain records of all horses treated and of all
11 medications sold or dispensed. The records shall include:

- 12 (a) The name of the horse;
- 13 (b) The trainer of the horse;
- 14 (c) The date, time, amount, and type of medication administered;
- 15 (d) The drug or compound administered;
- 16 (e) The method of administration; and
- 17 (f) The diagnosis.

18 (8) The records shall be retained for at least sixty (60) days after the horse has raced and
19 shall be available for inspection by the commission.

20 Section 19. Veterinarian's List.

1 (1) The commission veterinarian shall maintain a list of horses determined to be unfit to
2 compete in a race due to illness, physical distress, unsoundness, infirmity, or other medical
3 condition.

4 (2) A horse may be removed from the veterinarian's list when, in the opinion of the
5 commission veterinarian, the horse is capable of competing in a race.

6 (3) The commission shall maintain a bleeder list of all horses that have demonstrated
7 external evidence of exercise-induced pulmonary hemorrhage during or after a race or workout
8 as observed by the commission veterinarian.

9 (4) Every horse that is a confirmed bleeder, regardless of age, shall be placed on the
10 bleeder list and be ineligible to participate in a race (betting or non-betting), qualifying race, time
11 trial, or for the following time periods:

12 (a) First incident - fourteen (14) days;

13 (b) Second incident within a 365-day period - thirty (30) days;

14 (c) Third incident within a 365-day period - 180 days; and

15 (d) Fourth incident within a 365-day period - barred from racing for life.

16 (5) For the purpose of counting the number of days a horse is ineligible to run, the day
17 after the horse bled externally shall be the first day of the recovery period.

18 (6) The voluntary administration of furosemide without an external bleeding incident shall
19 not subject a horse to the initial period of ineligibility as established in this section.

20 Section 20. Distribution of Purses, Barn Searches, and Retention of Samples.

21 (1) For all races, purse money in thoroughbred and other flat racing shall be paid or
22 distributed pursuant to the process provided in 810 KAR 2:070, Section 27(3), and in

1 standardbred racing, no later than twenty-four (24) hours after notice from the commission that
2 a final laboratory report has been issued.

3 (2) The distribution of purse money prior to the issuance of a final laboratory report shall
4 not be considered a finding that no prohibited drug, medication, substance, or metabolic
5 derivative has been administered to a horse.

6 (3) After the commission laboratory issues a positive finding the executive director of the
7 commission or the stewards or judges may authorize and execute an investigation into the
8 circumstances surrounding the incident that is the subject of the positive finding.

9 (4) If the purse money has been distributed, the stewards or judges shall order the money
10 returned immediately to the association upon notification from the commission laboratory that
11 a prohibited drug, medication, substance, or metabolic derivative was administered to a horse
12 eligible for purse money.

13 (5) At the conclusion of testing by the commission laboratory and split sample laboratory,
14 the remaining portion of the samples at the commission laboratory and split samples remaining
15 at the test barn may be retained at a proper temperature at a secure facility approved and chosen
16 by the commission. If a report indicating a positive finding has been issued, the commission shall
17 use its best reasonable efforts to retain any remaining portion of the sample until legal
18 proceedings have concluded. The commission may freeze samples.

19 Section 21. Other Prohibited Practices Constituting a Violation of this Administrative
20 Regulation.

1 (1) A drug, medication, substance, or device shall not be possessed or used by a licensee,
2 or his designee or agent, within a nonpublic area at a location under the jurisdiction of the
3 commission:

4 (a) The use of which may endanger the health and welfare of the horse; or

5 (b) The use of which may endanger the safety of the rider or driver.

6 (2) Without the prior permission of the commission or its designee, a drug, medication,
7 or substance that has never been approved by the United States Food and Drug Administration
8 (USFDA) for use in humans or animals shall not be possessed or used at a location under the
9 jurisdiction of the commission. The commission shall determine whether to grant prior
10 permission after consultation with the Equine Drug Research Council.

11 (3) The following blood-doping agents shall not be possessed or used at a location under
12 the jurisdiction of the commission:

13 (a) Erythropoietin;

14 (b) Darbepoietin;

15 (c) Oxyglobin;

16 (d) Hemopure; or

17 (e) Any substance that abnormally enhances the oxygenation of body tissue.

18 (4) A treatment, procedure, or therapy shall not be practiced, administered, or applied
19 that may:

20 (a) Endanger the health or welfare of a horse; or

21 (b) Endanger the safety of a rider or driver.

1 (5) Extracorporeal Shock Wave Therapy or Radial Pulse Wave Therapy shall not be used
2 unless the conditions established in this subsection are met.

3 (a) A treated horse shall not race for a minimum of ten (10) days following treatment.

4 (b) A veterinarian licensed to practice by the commission shall administer the treatment.

5 (c) The commission veterinarian shall be notified prior to the delivery of the machine on
6 association grounds.

7 (d) Prior to administering the treatment, a report shall be submitted by the veterinarian
8 administering the treatment to the commission veterinarian on the Veterinary Report of Horses
9 Treated with Extracorporeal Shock Wave Therapy or Radial Pulse Wave Therapy.

10 (6) Other than furosemide, an alkalizing substance that could alter the serum or plasma
11 pH or concentration of bicarbonates or carbon dioxide in a horse shall not be used within twenty-
12 four (24) hours prior to post time of the race in which the horse is entered.

13 (7) Without the prior permission of the commission veterinarian or his designee, based
14 on standard veterinary practice for recognized conditions, a nasogastric tube which is longer than
15 six (6) inches shall not be used for the administration of any substance within twenty-four (24)
16 hours prior to post time of the race in which the horse is entered.

17 (8) A serum or plasma total carbon dioxide (TCO₂) level shall not exceed thirty-seven
18 (37.0) millimoles per liter; except, a violation shall not exist if the TCO₂ level is found to be normal
19 for the horse following the quarantine procedure established in Section 22 of this administrative
20 regulation.

1 (9) A blood gas machine shall not be possessed or used by a person other than an
2 authorized representative of the commission at a location under the jurisdiction of the
3 commission.

4 (10) A shock wave therapy machine or radial pulse wave therapy machine shall not be
5 possessed or used by anyone other than a veterinarian licensed by the commission at a location
6 under the jurisdiction of the commission.

7 Section 22. TCO₂ Testing and Procedures.

8 (1)(a) The stewards, judges, or commission veterinarian may order the pre-race or post-
9 race collection of blood specimens from a horse to determine the total carbon dioxide
10 concentration in the serum or plasma of the horse. The winning horse and other horses, as
11 selected by the stewards or judges, may be tested in each race to determine if there has been a
12 violation of this administrative regulation.

13 (b) Pre-race sampling shall be done at a reasonable time, place, and manner directed by
14 the chief state steward in consultation with the commission veterinarian.

15 (c) A specimen consisting of at least two (2) blood tubes shall be taken from a horse to
16 determine the TCO₂ concentration in the serum or plasma of the horse. If the commission
17 laboratory determines that the TCO₂ level exceeds thirty-seven (37.0) millimoles per liter plus
18 the laboratory's measurement of uncertainty, the executive director of the commission shall be
19 informed of the positive finding.

20 (d) Split sample testing for TCO₂ may be requested by an owner or trainer in advance of
21 the collection of the specimen by the commission veterinarian; however, the collection and

1 testing of a split sample for TCO₂ testing shall be done at a reasonable time, place, and manner
2 directed by the commission veterinarian.

3 (e) The cost of split sample testing, including the cost of shipping, shall be borne by the
4 owner or the trainer.

5 (2)(a) If the level of TCO₂ is determined to exceed thirty-seven (37.0) millimoles per liter
6 plus the laboratory's measurement of uncertainty and the licensed owner or trainer of the horse
7 certifies in writing to the stewards or judges within twenty-four (24) hours after the notification
8 of the test result that the level is normal for that horse, the owner or trainer may request that
9 the horse be held in quarantine. If quarantine is requested, the licensed association shall make
10 guarded quarantine available for that horse for a period of time to be determined by the steward
11 or judges, but in no event for more than seventy-two (72) hours.

12 (b) The expense for maintaining the quarantine shall be borne by the owner or trainer.

13 (c) During quarantine, the horse shall be retested periodically by the commission
14 veterinarian.

15 (d) The horse shall not be permitted to race during a quarantine period, but it may be
16 exercised and trained at times prescribed by the licensed association and in a manner that allows
17 monitoring of the horse by a commission representative.

18 (e) During quarantine, the horse shall be fed only hay, oats, and water.

19 (f) If the commission veterinarian is satisfied that the horse's level of TCO₂, as registered
20 in the original test, is physiologically normal for that horse, the stewards or judges:

21 1. Shall permit the horse to race; and

1 2. May require repetition of the quarantine procedure established in paragraphs (a)
2 through (f) of this subsection to reestablish that the horse’s TCO2 level is physiologically normal.

3 Section 23. Postmortem Examination.

4 (1) A horse that dies or is euthanized on the grounds of a licensed association or training
5 center under the jurisdiction of the commission shall undergo a postmortem examination at the
6 discretion of the commission and at a facility designated by the commission, through its designee,
7 as provided in 810 KAR 4:010, Section 14.

8 (2) The commission shall bear the cost of an autopsy that is required by the commission.

9 (3) The presence of a prohibited drug, medication, substance, or metabolic derivative
10 thereof in a specimen collected during the postmortem examination of a horse may constitute a
11 violation of this administrative regulation.

12 Section 24. Corticosteroids.

13 (1) A corticosteroid shall not be administered intra-articularly within fourteen (14) days
14 before post time for the race in which the horse is entered.

15 (2) The presence of a detectable concentration of more than one (1) corticosteroid in a
16 post-race sample of blood, urine, or any combination of blood and urine shall constitute a
17 violation of this section.

18 Section 25. Incorporation by Reference.

19 (1) The following material is incorporated by reference:

20 a) “Veterinary Report of Horses Treated to be Submitted Daily”, KHRC 8-010-1, 11/2018;

21 (b) “Split Sample Chain of Custody Form”, KHRC 8-010-2, 11/2018; and

1 (c) “Veterinary Report of Horses Treated with Extracorporeal Shock Wave Therapy or
2 Radial Pulse Wave Therapy”, KHRC 8-010-3, 11/2018.

3 (2) This material may be inspected, copied, or obtained, subject to applicable copyright
4 law, at the Kentucky Horse Racing Commission, 4063 Iron Works Parkway, Building B, Lexington,
5 Kentucky 40511, Monday through Friday, 8:00 a.m. to 4:30 p.m. This material is also available on
6 the commission’s Web site at https://khrc.ky.gov/new_docs.aspx?cat=32.

810 KAR 8:010
READ AND APPROVED:

Jonathan Rabinowitz

Date

Chairman, Kentucky Horse Racing Commission

Ray Perry

Date

Secretary, Public Protection Cabinet

PUBLIC HEARING AND PUBLIC COMMENT PERIOD

A public hearing on this administrative regulation shall be held at ___ AM on ____, 2022 at 4063 Iron Works Parkway, Building B, Lexington, KY 40511. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through 11:59 PM on ____, 2022. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person below.

Contact Person: Jennifer Wolsing

Title: General Counsel

Address: 4063 Iron Works Parkway, Building B, Lexington, KY 40511

Phone: +1 (859) 246-2040

Fax: +1 (859) 246-2039

Email: jennifer.wolsing@ky.gov

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Regulation: 810 KAR 8:010
Contact Person: Jennifer Wolsing
Phone: +1 (859) 246-2040
Email: jennifer.wolsing@ky.gov

(1) Provide a brief summary of:

(a) What this administrative regulation does:

(b) The necessity of this administrative regulation:

(c) How this administrative regulation conforms to the content of the authorizing statutes:

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

(b) The necessity of the amendment to this administrative regulation:

(c) How the amendment conforms to the content of the authorizing statutes:

(d) How the amendment will assist in the effective administration of the statutes:

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

(4) Provide an analysis of how the entities identified in the previous question will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions each of the regulated entities have to take to comply with this regulation or amendment:

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities:

(c) As a result of compliance, what benefits will accrue to the entities:

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially:

(b) On a continuing basis:

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation:

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees:

(9) TIERING: Is tiering applied? Explain why or why not. Tiering was not applied because this administrative regulation will apply to all similarly situated entities in an equal manner.

FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

Regulation: 810 KAR 8:010
Contact Person: Jennifer Wolsing
Phone: +1 (859) 246-2040
Email: jennifer.wolsing@ky.gov

(1) What units, parts or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? The Kentucky Horse Racing Commission will be impacted by this administrative regulation.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation.

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect. If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year?

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years?

(c) How much will it cost to administer this program for the first year?

(d) How much will it cost to administer this program for subsequent years?

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-): Neutral

Expenditures (+/-): Neutral

Other Explanation: None



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

To: Kentucky Horse Racing Commission
From: Jennifer Wolsing, General Counsel
Shan Dutta, Deputy General Counsel
Date: April 19, 2022

Re: Proposed amendments to 810 KAR 9:010: Hearings, reviews, and appeals

The KHRC Rules Committee and KHRC Chief Steward Barbara Borden recommend amending 810 KAR 9:010.

The major proposed changes to this regulation are as follows:

- The Commission or its executive director will be allowed to publicly disclose information about an alleged violation, if such information will not unduly impact an investigation.
 - After notifying a racing participant, the Commission or Executive Director may publicly disclose the identity of a racing participant and/or horse involved in an alleged regulatory violation.
 - After the receipt of testing results, the Commission or Executive Director may publicly disclose the alleged conduct and/or alleged amount and type of medication that gave rise to a regulatory violation.
 - At any time, the Commission or Executive Director may publicly disclose the date of an upcoming stewards' hearing.
 - At any time, the Commission or Executive Director may disclose other information as deemed appropriate.
- Situations giving rise to the disclosure of information by the Commission or Executive Director may include:
 - The racing participant has previously publicly disclosed information relating to an alleged violation.
 - In the case of a medication violation, all test results have been received from the laboratory or laboratories.
 - Other reasons in the best interest of racing.
- A stewards' or judges' hearing shall be conducted no more than 60 days after either:
 - The participant is notified of an alleged violation, or
 - If the racing participant receives split laboratory results, the date on which the participant receives those results.



Andy Beshear
Governor

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Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

- The stewards and judges may extend the deadline in their sole discretion, upon demonstration of exigent circumstances.
- Public attendance at stewards' hearings is allowed.

These proposed revisions were approved by the Rules Committee on April 19, 2022. The KHRC staff also recommends approval of these proposed revisions. Of note, KHRC staff made one further edit to Section 2(5) following the Rules Committee meeting, in order to clarify that the public is allowed to attend stewards' and judges' hearings.

COMMISSION ACTION:

- Approved
- Denied
- Deferred

1 PUBLIC PROTECTION CABINET

2 KENTUCKY HORSE RACING COMMISSION

3 (Amendment)

4 810 KAR 9:010. Hearings, reviews, and appeals

5 RELATES TO: KRS 230.215(2), 230.310(2), 230.320, 230.330

6 STATUTORY AUTHORITY: KRS 230.215(2), 230.320, 230.370

7 NECESSITY, FUNCTION, AND CONFORMITY: KRS 230.215 vests the Kentucky Horse Racing
8 Commission with plenary power to promulgate administrative regulations prescribing conditions
9 under which all legitimate horse racing and wagering thereon is conducted in the
10 Commonwealth. KRS 230.320(1) authorizes the commission to promulgate administrative
11 regulations under which any license may be denied, suspended, or revoked, and under which any
12 licensee or other person participating in Kentucky horse racing may be assessed an administrative
13 fine or required to forfeit or return a purse. KRS 230.320(3) requires the commission to grant an
14 appeal and administrative hearing in accordance with KRS Chapter 13B to any person whose
15 license is denied, suspended, or revoked or who is assessed an administrative fine or required to
16 return a purse. KRS 230.320(5) authorizes the commission to determine that certain appeals are
17 frivolous and requires prescription of the factors leading to such a determination. KRS 230.370
18 authorizes the commission to promulgate any reasonable and necessary administrative
19 regulation for the conduct of hearings before it. This administrative regulation establishes the

1 procedures for administrative hearings and appeals held pursuant to KRS Chapter 230 and
2 establishes parameters for frivolous appeals.

3 Section 1. Public Disclosures

4 (1) The commission or its executive director may publicly disclose information regarding
5 an alleged violation if such information will not unduly impact any investigation.

6 (a) After notice to the racing participant, the commission or its executive director may
7 publicly disclose the identity of any racing participant who is accused of an alleged regulatory
8 violation and the identity of the horse at issue;

9 (b) After commission and racing participant receive testing results pursuant to 810 KAR
10 8:010 and 810 KAR 8:060, the commission or its executive director may publicly disclose the
11 alleged conduct or the alleged amount and type of the medication, drug, or substance that gave
12 rise to the alleged regulatory violation; or

13 (c) At any time, the commission or its executive director may publicly disclose the date of
14 an upcoming stewards' hearing; or

15 (d) At any time, the commission or its executive director may publicly disclose other
16 information as deemed appropriate.

17 (2) Situations giving rise to the disclosure of information by the commission or its
18 executive director may include the following:

19 (a) Information pertaining to an alleged regulatory violation has been previously publicly
20 disclosed by the racing participant;

1 (b) In the case of an alleged medication violation, if the commission's laboratory has
2 returned a positive finding and the racing participant has been notified of the results of split
3 sample pursuant to 810 KAR 8:010;

4 (c) In the case of a medication violation, if the commission's laboratory has returned a
5 positive finding and the racing participant has not exercised his or her right to further laboratory
6 testing; or

7 (d) For other reasons in the best interests of racing.

8 Section 2. Stewards' and Judges' Hearings.

9 (1) A stewards' or judge's hearing, as applicable, shall be conducted by a state steward or
10 a state judge unless waived in writing by the party charged with the violation. A stewards' or
11 judges' hearing shall be conducted no more than sixty (60) days after either:

12 (a) the racing participant is notified of an alleged violation, or

13 (b) if the racing participant requests split laboratory results, the date on which the
14 participant receives those results.

15 (2) The stewards or judges may extend the 60-day deadline in their sole discretion, upon
16 demonstration of exigent circumstances.

17 (3)[(2)] At least two (2) stewards or judges must be present at all times during the hearing.

18 All three (3) stewards or judges shall review the evidence and testimony prior to issuing a ruling.

19 A ruling shall be made by all three (3) stewards or judges sitting in the matter.

20 (4)[(3)] A party charged with a violation other than a routine riding offense occurring in a
21 race shall be given written notice of the stewards' or judges' hearing, unless waived in writing by
22 the party charged.

1 (5)[(4)] Public attendance at stewards' and judges' hearings is allowed. Nothing in this
2 section limits the authority of the presiding stewards or judges to order closure of a hearing or
3 to make other protective orders to the extent necessary or proper to satisfy the United States
4 Constitution, the Kentucky Constitution, federal or state statute, or other law, such as laws
5 protecting privileged, confidential, or other protected information. [Stewards' and judges'
6 hearings shall be closed, and the stewards and judges shall make no public announcement
7 concerning a matter under investigation until the conclusion of the hearing.]

8 (6)[(5)] A state steward or a state judge shall conduct the hearing in such a manner as to
9 ascertain and determine the substantial rights of the parties involved and shall not be bound by
10 technical rules of procedure and evidence.

11 (7)[(6)] Testimony shall be given under oath and a record shall be kept by use of an audio
12 recorder or by court reporter's transcript. The party charged with the violation may, however,
13 waive the recording and the transcription of the testimony. The stewards or judges shall not be
14 required to receive testimony in cases where their ruling is based solely upon a review of the race
15 replay.

16 (8)[(7)] If, after the hearing, the stewards or judges find that a statute or an administrative
17 regulation has been violated, they shall promptly issue a written ruling setting forth the:

- 18 (a) Full name of every person charged with the violation;
- 19 (b) Identification of licensees charged with the violation;
- 20 (c) Statute or administrative regulation number and pertinent parts of the statute or
21 administrative regulation violated;
- 22 (d) Findings; and

1 (e) Penalty.

2 (9)~~(8)~~ Copies of the ruling shall be delivered to:

3 (a) Each party in interest;

4 (b) The commission; and

5 (c) The office of the Association of Racing Commissioners International, and in Standard-
6 bred racing, to the United States Trotting Association.

7 (10)~~(9)~~ A party who is the subject of an order or ruling of the stewards or judges may
8 apply for a commission hearing pursuant to KRS Chapter 13B, except as to:

9 (a) Determinations of whether a horse or horses in a race shall be disqualified for fouls
10 committed during the race; or

11 (b) Findings of fact as to matters occurring during and incident to the running of a race.

12 (11)~~(10)~~ An application to the commission for review of a stewards' or judges' order or
13 ruling shall be made within ten (10) days after the order or ruling is issued in writing on the
14 "Notice of Appeal," KHRC 9-010-1.

15 (12)~~(11)~~ An application to the executive director for a stay of a stewards' or judges' order
16 or ruling shall be made in writing within ten (10) days after the order or ruling is issued on the
17 "Request for Stay Pending Appeal" KHRC 9-010-2.

18 Section 3~~2~~. Frivolous Appeals. The commission may determine that an appeal of a
19 stewards' or judges' order or ruling, or any other administrative appeal to the racing commission
20 by a licensee or other person participating in Kentucky horse racing, is frivolous. An appeal shall
21 be presumed to be frivolous if:

1 (1) The applicant seeks review by the commission but fails, without good cause, to appear
2 for proceedings;

3 (2) The applicant attends the commission hearing but fails, without good cause, to offer
4 evidence to support the application for review; or

5 (3) The appeal is totally lacking in merit such that it appears to have been taken in bad
6 faith.

7 Section 4.~~[3.]~~ Commission Hearings.

8 (1) Except where precluded by another provision of KRS Chapter 230 or this
9 administrative regulation, commission hearings shall be conducted in accordance with KRS
10 Chapter 13B.

11 (2) Copies of final commission orders or rulings related to licensing of individuals shall be
12 forwarded to the office of the Association of Racing Commissioners International, and, in
13 standardbred racing, to the United States Trotting Association.

14 Section 5.~~[4.]~~ Appeal from Commission Order. A person or licensee aggrieved by an order
15 or decision of the commission may appeal to the Franklin Circuit Court in accordance with KRS
16 230.330.

17 Section 6.~~[5.]~~ Incorporation by Reference.

18 (1) The following material is incorporated by reference:

19 (a) The “Notice of Appeal” KHRC 9-010-1, 11/2018; and

20 (b) The “Request for Stay Pending Appeal” KHRC 9-010-2, 11/2018.

21 (2) This material may be inspected, copied, or obtained, subject to applicable copyright
22 law, at the Kentucky Horse Racing Commission, 4063 Iron Works Parkway, Building B, Lexington,

- 1 Kentucky 40511, Monday through Friday, 8:00 a.m. to 4:30 p.m. This material is also available on
- 2 the KHRC Web site at <http://khrc.ky.gov>.

810 KAR 9:010
READ AND APPROVED:

Jonathan Rabinowitz

Date

Chairman, Kentucky Horse Racing Commission

Ray Perry

Date

Secretary, Public Protection Cabinet

PUBLIC HEARING AND PUBLIC COMMENT PERIOD

A public hearing on this administrative regulation shall be held at ___ AM on ____, 2022 at 4063 Iron Works Parkway, Building B, Lexington, KY 40511. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through 11:59 PM on ____, 2022. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person below.

Contact Person: Jennifer Wolsing

Title: General Counsel

Address: 4063 Iron Works Parkway, Building B, Lexington, KY 40511

Phone: +1 (859) 246-2040

Fax: +1 (859) 246-2039

Email: jennifer.wolsing@ky.gov

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Regulation: 810 KAR 9:010
Contact Person: Jennifer Wolsing
Phone: +1 (859) 246-2040
Email: jennifer.wolsing@ky.gov

(1) Provide a brief summary of:

(a) What this administrative regulation does:

(b) The necessity of this administrative regulation:

(c) How this administrative regulation conforms to the content of the authorizing statutes:

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

(b) The necessity of the amendment to this administrative regulation:

(c) How the amendment conforms to the content of the authorizing statutes:

(d) How the amendment will assist in the effective administration of the statutes:

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

(4) Provide an analysis of how the entities identified in the previous question will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions each of the regulated entities have to take to comply with this regulation or amendment:

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities:

(c) As a result of compliance, what benefits will accrue to the entities:

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially:

(b) On a continuing basis:

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation:

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees:

(9) TIERING: Is tiering applied? Explain why or why not. Tiering was not applied because this administrative regulation will apply to all similarly situated entities in an equal manner.

FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

Regulation: 810 KAR 9:010
Contact Person: Jennifer Wolsing
Phone: +1 (859) 246-2040
Email: jennifer.wolsing@ky.gov

(1) What units, parts or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? The Kentucky Horse Racing Commission will be impacted by this administrative regulation.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation.

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect. If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year?

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years?

(c) How much will it cost to administer this program for the first year?

(d) How much will it cost to administer this program for subsequent years?

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-): Neutral

Expenditures (+/-): Neutral

Other Explanation: None



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

Click or tap to enter a date.

TO: ALL COMMISSION MEMBERS

From: Waqas Ahmed, Division Director, Pari-Mutuel Wagering and Compliance

Date: April 21, 2022

Subject: Request to offer new exotic wagers – Oak Grove 2022 Summer Race Meet

The KHRC received a request from Oak Grove Racing and Gaming for permission to offer new exotic wagers for the 2022 Summer Race Meet. These wagers include:

- **Pick Three, Pick Four, Pick Five, Super Hi-Five**

Pick Three, Pick Four, and Pick Five wagers are to follow 810 KAR 6:020 Section 14(3)(a) Method 1 of the Pick(n) rule, with 75% of the net pool to be carried into the next corresponding Pool with the remaining to be paid out to wagers selecting the most winners if no wager selects all winners.

The Super Hi-Five wager is to be offered on the last race of each day. In the event no wagers select the first five winners in order, the day's net pool will be carried into the next day's Super Hi-Five Pool.

The KHRC requests approval of the above wagers to be offered.

COMMISSION ACTION:

_____ APPROVE

_____ DENY

_____ DEFER

Mr. Marc Guilfoil
Executive Director
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Building B
Lexington, KY 40511

Mr. Guilfoil,

Oak Grove requests permission to offer a few new exotic wagers during the upcoming 2022 Summer Race Meet. These wagers will be in addition to the standard and previously approved win, place, show, daily double, exacta, trifecta and superfecta wagers that were offered last season. The new requested wagers are as follows:

- Pick Three wagers as per 810 KAR 6:020 Section 14. The Pick Three wager would utilize Section 14(3)(a) Method 1 of the Pick -(n) rule. In the event there are no wagers that correctly select all three winners, a designated percentage (75%) of the net Pick Three pool would be carried over to the next Pick Three pool and the remaining percentage (25%) would be paid out those who selected the most winners.
- Pick Four wagers as per 810 KAR 6:020 Section 14. The Pick Four wager would utilize Section 14(3)(a) Method 1 of the Pick -(n) rule. In the event there are no wagers that correctly select all four winners, a designated percentage (75%) of the net Pick Four pool would be carried over to the next day's corresponding Pick Four pool and the remaining percentage (25%) would be paid out those who selected the most winners.
- Pick Five wagers as per 810 KAR 6:020 Section 14. The Pick Five wager would utilize Section 14(3)(a) Method 1 of the Pick -(n) rule. In the event there are no wagers that correctly select all five winners, a designated percentage (75%) of the net Pick Five pool would be carried over to the next day's corresponding Pick Five pool and the remaining percentage (25%) would be paid out those who selected the most winners.
- Super Hi-Five wagers as per 810 KAR 6:020 Section 11. The Super Hi-Five pool will be offered on the last race of each day's race card. In the event that no wagers correctly select the first five winners in order, the entire day's net pool will be carried over to the next day's Super Hi-Five pool.

Pursuant to 810 KAR 6:020 Section 14.11, Oak Grove additionally requests the Commission's approval to process Pick Four and Pick Five carryovers in the following manner:

- Any carryover in the Early Pick Four (Races 1-5) will be carried over to the next racing day's Early Pick Four (races 1-5).
- Any carryover in the Late Pick Four on each day's last four races will be carried over the next racing day's Late Pick Four.
- Any carryover in the Pick Five pool will be carried over to the next day's Pick Five pool.

We feel that these additional wagers will be a welcome enhancement to the Oak Grove wagering menu. These new wagers will couple well with Oak Grove's expanded daily number of races, which will in turn lead to a greater interest amongst horseplayers resulting in increases in wagering handle benefiting the Standardbred horsemen and Commonwealth of Kentucky.

Thank you for considering of this request.



Darren VanDover

General Manager, Oak Grove



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

Click or tap to enter a date.

TO: ALL COMMISSION MEMBERS

From: Waqas Ahmed, Division Director, Pari-Mutuel Wagering and Compliance

Date: April 21, 2022

Subject: All Dirt Pick 5, All Three Year Old Pick 3 – Churchill Downs Kentucky Oaks and Kentucky Derby

On March 31 the KHRC considered the following request from Churchill Downs to amend Section S for the addition of the following new special wagers for the May 6 and May 7 Kentucky Oaks and Kentucky Derby race cards:

1. All Stakes, All Dirt Pick 5 to be held on May 7
 - Offers mandatory payout and follows same methodology of other Pick 5 pools on the day. Minimum wager to be \$0.50 with takeout rate of 15% consistent with other Pick 5 pools. The pool will consist of the five dirt stakes races on Kentucky Derby Day, the Knicks Go overnight stakes, the Pat Day Mile, the Churchill Downs, the Derby City Distaff, and the Kentucky Derby.
2. All Three-Year-Old Pick 3 wager to be held on May 7
 - Minimum wager to be \$0.50 with takeout rate of 22% and to be priced consistent with other Pick 3 pools on the day. The wager will encompass the three-year-old races on Kentucky Derby Day, the American Turf, the Pat Day Mile, and the Kentucky Derby.

Both wagers would be represented as special events within the tote system with respective event codes. On April 1 the request was approved by the Marc Guilfoil, Executive Director. The KHRC requests the ratification of this approval.

COMMISSION ACTION:

_____ APPROVE

_____ DENY

_____ DEFER



CHURCHILL DOWNS

March 31, 2022

Mr. Marc Guilfoil
Executive Director
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Building B
Lexington, KY 40511

Dear Executive Director Guilfoil:

Churchill Downs would like to request the following new special wagers for the May 6 and May 7, Kentucky Oaks and Kentucky Derby race cards:

1. All Stakes, All Dirt Pick 5 to be held on Saturday, May 7
 - This Pick 5 wager would offer a mandatory payout and would follow Section 14.3.a Method (1) of the Pick N rules. This pool would operate under the same rules and methodology that govern the other Pick 5 pools on the day. The minimum wager amount would be \$.50 and the takeout rate would be 15% as is customary with all other Pick 5 pools. The pool will consist of the five dirt stakes races on Kentucky Derby Day, the Knicks Go overnight stakes, the Pat Day Mile, the Churchill Downs, the Derby City Distaff and the Kentucky Derby.

2. An all Three-Year-Old Pick 3 wager to be held on Saturday, May 7
 - This special Pick 3 wager would encompass the three three-year-old races on Kentucky Derby Day, the American Turf, the Pat Day Mile and the Kentucky Derby. This wager would be priced in the same manner as all other Pick 3 pools and would have a \$.50 minimum bet amount and 22% takeout rate.

Both of these new special wagers would be special events with the tote system with their own separate event codes. We believe that both wagers will provide the opportunity for horseplayers to take further advantage of the wagering opportunities that make up these fantastic races thus producing additional handle for the track, the horsemen and the state.

Thank you for your consideration of this request; please contact me with any questions.

Sincerely,

Mike Ziegler

Churchill Downs



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

Click or tap to enter a date.

TO: ALL COMMISSION MEMBERS

From: Waqas Ahmed, Division Director, Pari-Mutuel Wagering and Compliance

Date: April 21, 2022

Subject: Ratification of Executive Director’s Approval of Kentucky Oaks and Kentucky Derby Future Wagers

On April 1 the Executive Director approved a request from Churchill Downs for five 2022 Kentucky Derby and Kentucky Oaks Future Wager Pools to be conducted on the following dates:

- November 25-28 2021 (Kentucky Derby), January 21-23 2022 (Kentucky Derby), February 11-13 2022 (Kentucky Derby), March 11-13 2022 (Kentucky Derby and Kentucky Oaks), and April 7-10 2022.

The approval is contingent upon ratification by the Kentucky Horse Racing Commission (“KHRC”) and pursuant to all applicable Kentucky statutes and regulations. The KHRC staff recommends ratification of the Executive Director’s approval of the request from Churchill Downs.

COMMISSION ACTION:

_____ APPROVE

_____ DENY

_____ DEFER



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

April 1, 2022

Mr. Mike Anderson
President
Churchill Downs Racetrack, LLC
700 Central Avenue
Louisville, KY 40208

Re: Approval of Future Wagers for 2022 Kentucky Derby and Kentucky Oaks

Dear Mr. Anderson:

The request submitted to the Kentucky Horse Racing Commission ("KHRC") for five (5) 2022 Kentucky Derby and Kentucky Oaks Future Wager Pools to be conducted on the following dates: November 25-28, 2021 (Kentucky Derby); January 21-23, 2022 (Kentucky Derby); February 11-13, 2022 (Kentucky Derby); March 11-13, 2022 (Kentucky Derby and Kentucky Oaks); and April 7-April 10, 2022 is hereby approved pursuant to all applicable Kentucky statutes and regulation.

Please coordinate any logistical issues or concerns arising from these wagers with Waqas Ahmed, KHRC Director of Par-Mutuel Wagering and Compliance, and Barbara Borden, the Chief State Steward for the KHRC.

Please note that this item may be placed on a KHRC public meeting agenda for commission ratification.

With best regards,

A handwritten signature in blue ink, appearing to read "Marc A. Guilfoil".

Marc A. Guilfoil
Executive Director



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

Click or tap to enter a date.

TO: ALL COMMISSION MEMBERS

From: Waqas Ahmed, Division Director, Pari-Mutuel Wagering and Compliance

Date: April 21, 2022

Subject: Request to amend Pick 5 Pool Carryover Process – Churchill Downs

The KHRC received a request from Churchill Downs for approval to process Pick 5 Pools with carryover in any Pick 5 Pool to be added to the next racing day's last Pick 5 Pool. In the event of two Pick 5 Pools within the same day both producing carryover both carryovers would also be added to the next racing day's last Pick 5 Pool.

Two exceptions are identified:

- Any Pick 5 carryover from May 5 would result in carryover to the Pick 5 Pool on May 6 that begins in Race #7 and ends with the Kentucky Oaks
- Any Pick 5 carryover from May 6 would result in carryover to the Pick 5 Pool on May 7 that begins in Race #8 and ends with the Kentucky Derby

The KHRC requests approval of the above carryover processes.

COMMISSION ACTION:

_____ APPROVE

_____ DENY

_____ DEFER



CHURCHILL DOWNS

March 31, 2022

Mr. Marc Guilfoil
Executive Director
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Building B
Lexington, KY 40511

Dear Executive Director Guilfoil:

Pursuant to 810 KAR 6:020 Section 14.11, Churchill Downs respectfully requests the Commission's approval to process Pick Five carryovers in the following manner:

A carryover in any Pick 5 pool, unless specifically noted below, would carryover to the next racing day's last Pick 5 Pool. In the event that two Pick 5 pools on the same day both produce a carryover, both carryovers would also go to the next racing day's last Pick 5 Pool.

The only two situations that differ from the above are:

- Any Pick 5 carryover from Thursday, May 5 would result in a carryover to the Pick 5 pool on Friday, May 6 that begins in Race #7 and ends with the Kentucky Oaks.
- Any Pick 5 carryover from Friday, May 6 would result in a carryover to the Pick 5 pool on Saturday, May 7 that begins in Race #8 and ends with the Kentucky Derby.

In our opinion, carrying over Pick 5 pools to the last Pick 5 on the next racing day provides consistency for the wagering public as that is the current methodology in which these pools operate. This method also allows us to have extra time to promote the carryover throughout the races earlier on in the day in order to maximize handle for the track, the horsemen and the state. Furthermore, the last five races of each day's racing programs generally feature the most premiere races for the horseplayers to wager on thus also adding to the increased handle opportunity.

Attached is the per race day breakdown of how carryovers will be treated for each racing day. These dates are based on the current racing schedule and could change based on each day. Should there be a change in the number of races each day, the carryovers will be treated in the same manner as described above.

Thank you for your consideration of this request; please contact me with any questions.

Sincerely,

Mike Ziegler

Churchill Downs Race Track



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

Click or tap to enter a date.

TO: ALL COMMISSION MEMBERS

From: Waqas Ahmed, Division Director, Pari-Mutuel Wagering and Compliance

Date: April 21, 2022

Subject: Request to amend Pick 5 Pool Carryover Process – Keeneland Spring and Fall Meets

The KHRC received a request from Keeneland for approval to process Pick 5 Pools with carryover in any Pick 5 Pool to be added to the corresponding Pick 5 Pool on the next racing day. Early Pick 5 Pool carryover would be added to the Early Pick 5 Pool of the next racing day, and Late Pick 5 Pool carryover would be added to the Late Pick 5 Pool of the next racing day. This would occur for any number of Pick 5 Pools within a race day.

This process is requested for each racing day in the Spring Meet and Fall Meet of 2022. On April 9, the All-Stakes Pick 5 and the Late Pick 5 will carry forward to the Late Pick 5 on April 10. On closing days of the meets, there would be no carryover and a mandatory payout would be processed.

The above request was approved by Marc Guilfoil, Executive Director. The KHRC requests the ratification of this approval.

COMMISSION ACTION:

_____ APPROVE

_____ DENY

_____ DEFER



Keeneland Association, Inc.
4201 Versailles Road
P.O. Box 1690
Lexington, KY 40588-1690
859 254-3412 Tel.
800 456-3412
859 288-4348 Fax
www.keeneland.com

April 1, 2022

Mr. Marc Guilfoil
Executive Director
Kentucky Horse Racing Commission
4063 Iron Works Parkway
Building B
Lexington, KY 40511

Dear Executive Director Guilfoil:

Pursuant to 810 KAR 6:020 Subsection 11a, Keeneland respectfully requests the Commission's approval to process Pick Five carryovers in the following manner:

In order to maximize benefit to both the horsemen and the horseplayers, in the event that no perfect tickets are sold in the Pick Five, any carryover will go forward to the corresponding Pick Five on the next racing day. For example, a carryover in the early Pick Five will go forward to the early Pick Five on the next racing day, and a carryover in the late Pick Five will go forward to the late Pick Five on the next racing day. In the event a third Pick Five is carded, any carryover in that Pick Five will go forward to the late Pick Five on the next racing day. This allows the horseplayer to be sufficiently informed of the carryover, and will allow the track to publicize the carryover, which increases handle and benefits the horsemen.

Specifically, on each racing day in the Spring Meet and the Fall Meet of 2022, Keeneland proposes that any carryovers on the Pick Five go forward to the corresponding Pick Five on the next racing day. On Saturday, April 9, the All-Stakes Pick Five, as well as the late Pick Five, will carry forward to the late Pick Five on April 10. On closing days of the meets, there will be no carryover but we will process a mandatory payout.

Please see the attached spreadsheet with details for each racing day of the Spring Meet. Thank you for your consideration of this request; please contact me with any questions.

Sincerely,

Gatewood Bell
Vice-President, Racing



Andy Beshear
Governor

Public Protection Cabinet
Kentucky Horse Racing Commission
4063 Iron Works Parkway, Building B
Lexington, KY 40511
Telephone: (859) 246-2040
Fax: (859) 246-2039

Ray A. Perry
Secretary

Marc Guilfoil
Executive Director

Jonathan Rabinowitz
Chairman

Click or tap to enter a date.

TO: ALL COMMISSION MEMBERS

From: Waqas Ahmed, Division Director, Pari-Mutuel Wagering and Compliance

Date: April 21, 2022

Subject: Request to amend Pick 5 Pool Carryover Process – Turfway Park

The KHRC received a request from Turfway Park for approval to process Pick 5 Pools with carryover in any Pick 5 Pool to be added to the corresponding Pick 5 Pool on the next racing day. Early Pick 5 Pool carryover would be added to the Early Pick 5 Pool of the next racing day, and Late Pick 5 Pool carryover would be added to the Late Pick 5 Pool of the next racing day. This would occur for any number of Pick 5 Pools within a race day.

This process is requested for February 11, 12, and 16 race card. In the instance there is a Pick 5 Pool carryover on February 16 for races 6-10, the carryover would be added to the Pick 5 Pool of races 1-5 on February 17 as there will be only 8 races on February 17.

The above request was approved by Marc Guilfoil, Executive Director. The KHRC requests the ratification of this approval.

COMMISSION ACTION:

_____ APPROVE

_____ DENY

_____ DEFER



February 11, 2022

Waqas,

Pursuant to 810 KAR6:020 subsection 11(a), Turfway Park requests permission to pay out any carryover of Pick 5 pools in the following manner:

- Any carryover in the Pick 5 pool on races 1-5 would subsequently carryover to the next scheduled racing day's Pick 5 pool on races 1 -5
- Any carryover in the Pick 5 pool on races 6-10 would subsequently carryover to the next scheduled racing day's Pick 5 pool on races 6-10

By carrying over these totals to the next day, horseplayers around the country would have adequate time to properly handicap and invest in these wagering pools. Furthermore, Turfway Park would be able to actively and aggressively market the carryover of the pools thus driving a significant growth in handle on not only the Pick 5 pool but the entire night, which greatly benefits Kentucky racing.

More specifically, Turfway Park seeks approval to operate the carryovers with the above designations on the February 11, 12 and 16 race cards. In the event there is a Pick 5 carryover on February 16 on the pool in races 6-10, the carryover would be designated to the Pick 5 pool on races 1-5 on February 17.

This change is due to the fact that there will only be 8 races run on February 17.

We greatly appreciate your time on this important matter.

Sincerely,

A handwritten signature in black ink that reads "Daniel Bach".

Daniel "Chip" Bach, Jr.
General Manager
Turfway Park, LLC

2022 THOROUGHBRED RULINGS

RULING NUMBER	RULING DATE	INFRACTION DATE	ISSUED TO	DETERMINATION	DRUG CLASS	PENALTY OR ACTION	FINE	STATUS
22-0005	2/2/2022	1/15/2022	Ronald Bryan DeWolf (owner)	Certificate of Analysis received from UK-EACL		Claimant Tom Campbell opted to void claim and return horse to previous owner		Claim voided pursuant to 810 KAR 4:050 Section 1, (18)(b)
22-0006	2/12/2022	2/11/2022	Gabriel Lagunes	Violated crop regulation		Suspended 3 days February 16 through February 18, 2022 (inclusive)		Suspension served
22-0007	2/12/2022	2/11/2022	Gerardo Corrales	Violated crop regulation		Fined	\$ 500	Paid
22-0008	2/17/2022	2/12/2022	Javier Tavares	Violated crop regulation		Suspended 3 days February 24 through February 26, 2022 (inclusive)		Suspension served
22-0009	2/21/2022	5/1/2021	Robert A. Baffert	Betamethasone #E427258	C	Suspended 90 days March 8 through June 5, 2022 (inclusive)	\$ 7,500	APPEALED
22-0010	2/21/2022	5/1/2021	Amr Zedan (owner)	Betamethasone #E427258	C	Medina Spirit disqualified and purse redistributed. All purse monies must be returned to the association.		APPEALED
22-0011	2/21/2022	2/16/2022	Gregory Romero	Violated crop regulation		Suspended 3 days February 24 through February 26, 2022 (inclusive)		Suspension served
22-0012	2/21/2022	2/15/2022	Joe J. Talamo	Violated crop regulation		Fined	\$ 500	Paid
22-0013	2/21/2022	2/18/2022	Perry W. Ouzts	Violated crop regulation		Suspended 3 days February 19, February 23 and February 24, 2022		Suspension served

2022 THOROUGHBRED RULINGS

RULING NUMBER	RULING DATE	INFRACTION DATE	ISSUED TO	DETERMINATION	DRUG CLASS	PENALTY OR ACTION	FINE	STATUS	
22-0014	2/21/2022	2/18/2022	Julio E. Felix	Violated crop regulation		Fined	\$ 500	Paid	
22-0015	2/21/2022	2/18/2022	Joseph S. Rocco, Jr.	Violated crop regulation		Fined	\$ 500	Paid	
22-0016	2/21/2022	2/19/2022	Andres P. Ulloa	Violated crop regulation		Suspended 3 days February 23 through February 25, 2022 (inclusive)		Suspension served	
22-0017	2/21/2022	2/19/2022	Jeffrey N. Perrin	Failed to honor calls		Fined	\$ 200	Paid	
22-0018	2/26/2022	2/23/2022	Abel Lezcano	Violated crop regulation		Suspended 3 days March 2 through March 4, 2022 (inclusive)		Suspension served	
22-0019	2/26/2022	11/4/2021	James E. Baker	Metformin #E490742	B	Suspended 30 days, 15 to be served March 1 through March 15, 2022 (inclusive). (Remaining 15 days stayed pending no further medication violation in 365 days)	\$ 500	Suspension served Paid	Fine
22-0020	2/26/2022	11/4/2021	Joseph F. Lamb	Metformin #E490742	B	Fed Money disqualified and purse redistributed. All purse monies must be returned to the association.		DQ and purse redistribution completed	
22-0021	3/2/2022	2/26/2022	Edward T. Baird	Violated crop regulation		Suspended 3 days March 3 through March 5, 2022 (inclusive)		Suspension served	
22-0022	3/2/2022	2/26/2022	Edgar Morales	Violated crop regulation		Fined	\$ 500	Not Paid	
22-0023	3/3/2022	3/2/2022	Santiago Gonzalez	Violated crop regulation		Fined	\$ 500	Not Paid	
22-0024	3/3/2022	3/2/2022	Emmanuel Esquivel	Violated crop regulation		Fined	\$ 500	Not Paid	

2022 THOROUGHBRED RULINGS

RULING NUMBER	RULING DATE	INFRACTION DATE	ISSUED TO	DETERMINATION	DRUG CLASS	PENALTY OR ACTION	FINE	STATUS
22-0025	3/4/2022	3/3/2022	Rogelio Miranda	Violated crop regulation		Fined	\$ 500	Not Paid
22-0026	3/12/2022	11/26/2021	Grant T. Forster	Gabapentin #E491165	B	Suspended 30 days, 15 to be served March 28 through April 11, 2022 (inclusive). (Remaining 15 days stayed pending no further medication violation in 365 days)	\$ 500	Suspension served Not Paid Fine
22-0027	3/12/2022	11/26/2021	David A. Mowat	Gabapentin #E491165	B	Epicurean disqualified and purse redistributed. All purse monies must be returned to the association.		DQ and purse redistribution completed
22-0028	3/19/2022	3/17/2022	Javier Tavares	Violated crop regulation		Fined	\$ 500	Paid
22-0029	3/25/2022	3/19/2022	Chris M. Landeros	Violated crop regulation		Fined	\$ 500	Not Paid
22-0030	3/25/2022	3/4/2022	Fergus Bogle	Phenylbutazone #R000335	C	Fined	\$ 500	Not Paid
22-0031	3/25/2022	3/4/2022	Fergus Bogle (owner)	Phenylbutazone #R000335	C	T J Munnings disqualified and purse redistributed. All purse monies must be returned to the association.		DQ and purse redistribution completed
22-0032	4/1/2022	3/31/2022	Andres P. Ulloa	Violated crop regulation		Fined	\$ 500	Paid
22-0033	4/2/2022	4/2/2022	Edwin A. Maldonado	Violated crop regulation		Fined	\$ 500	Paid

2022 THOROUGHBRED RULINGS

RULING NUMBER	RULING DATE	INFRACTION DATE	ISSUED TO	DETERMINATION	DRUG CLASS	PENALTY OR ACTION	FINE	STATUS
22-0034	4/2/2022	4/2/2022	Alice Beckman	Violated crop regulation		Suspended 3 days April 8 through April 10, 2022 (inclusive)		Suspension served
22-0035	4/2/2022	4/2/2022	Williams Naupac	Violated crop regulation		Suspended 3 days April 8 through April 10, 2022 (inclusive)		Suspension served
22-0036	4/2/2022	4/2/2022	Gerardo Corrales	Failure to be appear for race replay		Fined	\$ 100	Paid
22-0037	4/2/2022	4/1/2022	Gerardo Corrales	Easing up without adequate cause		Fined	\$ 1,000	Paid
22-0038	4/10/2022	4/8/2022	Luis Contreras	Violated crop regulation		Fined	\$ 500	Not Paid
22-0039	4/10/2022	4/9/2022	Brian J. Hernandez, Jr.	Violated crop regulation		Fined	\$ 500	Not Paid
22-0040	4/13/2022	4/8/2022	Robert B, Hess, Jr.	Violated claiming regulation		Fined	\$ 1,000	Not Paid
22-0041	4/13/2022	4/10/2022	Jack Gilligan	Violated crop regulation		Suspended 3 days April 14 through April 16, 2022 (inclusive)		Suspension served

2022 TB RULINGS LIST BY CATEGORY (Through April 13, 2022)

MEDICATION VIOLATIONS

<u>Medication Class</u>	<u>Total</u>	<u>Fines</u>	<u>Suspensions</u>	<u>Disqualifications</u>	<u>Appeals</u>	<u>Explanations</u>
Class A	0	0	0	0	0	
Class B	3	3	3	3	0	Metformin, Gabapentin
Class C	1	1	1	1	1	Betamethasone
Class D	0	0	0	0	0	
NSAIDS	1	1	0	1	0	Phenylbutazone
Multiple NSAIDS	0	0	0	0	0	
TCO2	<u>0</u>	0	0	0	0	
Subtotal	5	\$9,500				
<u>NON-MEDICATION VIOLATIONS</u>						
<u>Jockey Violations</u>						
Careless Riding	1	0	1	0	0	Routine riding offense
Crop Violations	24	14	10	0	0	1st offense given choice of fine or suspension
Other Disciplinary Violations	2	2	0	0	0	Failed to report to race review, Eased up without adequate cause
Subtotal	<u>27</u>	\$8,100				
<u>Other Licensee Violations</u>						
Misc. violations by licensees	2	2	0	0	0	Jockey agent failed to honor calls, Improper signature on claim slip
Disorderly conduct and formal ejections	0	0	0	0	0	
Suspended for non payment of fines	0	0	0	0	0	
Subtotal	<u>2</u>	\$1,200				
Other Rulings Issued	7	0	0	0	0	The remaining 7 rulings that have been issued in 2022 are for information only and include previously assessed penalties vacated and purse redistribution, claim voided
TOTAL 2022 RULINGS	<u>41</u>	<u>\$18,800</u>				

KHRC Veterinary Report

Turfway Park Winter Meet 2022

Total Starts	2993
<hr/>	
Post Race Samples	737
tCO ₂	417
<hr/>	
Veterinary Scratches	62
<hr/>	
Pre-Race	34
On-Track	28
Soundness related	22
Gate/paddock Injury	6
<hr/>	
KHRC Veterinary List	
<hr/>	
Scratches	62
Race Injuries/post race lame/test barn lame	26
EIPH	7
<hr/>	
Claimed horses	216
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Voided Claims	15
<hr/>	
Ambulance Runs	15
<hr/>	
Racing Fatalities	2
<hr/>	
Musculo-skeletal	1
Sudden Death	1
<hr/>	
Training Fatalities	4
<hr/>	
Musculo-skeletal	3
Sudden Death	1

Occurrence of Thoroughbred race-related fatalities in Kentucky 2007 to present

Year	Category Non-musculoskeletal: EIPH, Sudden Death, Racing Accident	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total	Starts (Equibase)	Fatalities per 1,000 starts
2007	Musculoskeletal	2	1	5	2	4	3	4	2	2	3	4	5	37	23,180	1.60
	Non-musculoskeletal	0	0	0	0	0	0	0	0	0	1	0	0	1		0.04
	TOTAL	2	1	5	2	4	3	4	2	2	4	4	5	38		1.64
2008	Musculoskeletal	3	0	4	2	3	2	2	2	3	2	4	8	35	22,278	1.57
	Non-musculoskeletal	0	0	0	0	0	0	0	0	0	0	0	0	0		0.00
	TOTAL	3	0	4	2	3	2	2	2	3	2	4	8	35		1.57
2009	Musculoskeletal	3	5	1	2	4	1	2	4	3	3	2	3	33	20,142	1.64
	Non-musculoskeletal	0	0	0	0	0	0	0	0	0	0	0	0	0		0.00
	TOTAL	3	5	1	2	4	1	2	4	3	3	2	3	33		1.64
2010	Musculoskeletal	2	1	2	0	0	2	4	2	1	3	7	1	25	18,167	1.38
	Non-musculoskeletal	0	0	1	1	0	0	0	0	0	0	0	0	2		0.11
	TOTAL	2	1	3	1	0	2	4	2	1	3	7	1	27		1.49
2011	Musculoskeletal	2	2	1	1	2	5	1	3	2	5	3	1	28	18,258	1.53
	Non-musculoskeletal	0	0	0	0	0	0	0	0	1	0	0	0	1		0.05
	TOTAL	2	2	1	1	2	5	1	3	3	5	3	1	29		1.59
2012	Musculoskeletal	0	0	1	2	9	2	0	2	0	3	5	3	27	17,513	1.54
	Non-musculoskeletal	0	0	0	0	0	0	0	0	0	1	0	0	1		0.06
	TOTAL	0	0	1	2	9	2	0	2	0	4	5	3	28		1.60

Year	Category Non-musculoskeletal: EIPH, Sudden Death, Racing Accident	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total	Starts (Equibase)	Fatalities per 1,000 starts
2013	Musculoskeletal	2	2	0	0	1	2	2	5	3	1	1	3	22	16,242	1.35
	Non-musculoskeletal	0	0	0	0	0	0	0	0	1	0	0	0	1		0.06
	TOTAL	2	2	0	0	1	2	1	5	4	1	1	3	23		1.42
2014	Musculoskeletal	2	2	0	0	3	0	1	1	1	3	3	0	16	14,460	1.11
	Non-musculoskeletal	0	0	0	0	0	0	0	0	0	0	0	0	0		0.00
	TOTAL	2	2	0	0	3	0	1	1	1	3	3	0	16		1.11
2015	Musculoskeletal	3	1	1	0	3	2	1	1	3	3	2	1	21	15,514	1.35
	Non-musculoskeletal	0	0	0	0	0	1	0	1	0	0	0	0	2		0.13
	TOTAL	3	1	1	0	3	3	1	2	3	3	3	1	23		1.48
2016	Musculoskeletal	0	2	0	4	4	3	1	0	1	2	5	1	23	16,495	1.39
	Non-musculoskeletal	0	0	0	0	0	2	1	0	0	0	0	0	3		0.18
	TOTAL	0	2	0	4	4	5	2	0	1	2	5	1	26		1.58
2017	Musculoskeletal	1	2	1	2	1	3	0	1	2	3	2	0	18	15,032	1.20
	Non-musculoskeletal	0	0	0	0	0	2	0	0	0	0	0	0	2		0.13
	TOTAL	1	2	1	2	1	5	0	1	2	3	2	0	20		1.33
2018	Musculoskeletal	2	1	0	4	3	1	6	0	7	1	3	4	32	15,049	2.13
	Non-musculoskeletal	0	0	1	0	1	0	0	1	0	0	1	0	4		0.27
	TOTAL	2	1	1	4	4	1	6	1	7	1	4	4	36		2.39
2019	Musculoskeletal	0	1	1	4	1	0	0	1	1	5	2	3	19	15,456	1.23
	Non-musculoskeletal	0	0	0	0	0	2	0	1	0	0	0	0	3		0.19
	TOTAL	0	1	1	4	1	2	0	2	1	5	2	3	22		1.42

Kentucky Pari-Mutuel Excise Tax and BIF by Source, FYTD 2022
January-2022

Racetrack/ADW	Thoroughbred Development Fund		Standardbred Development Fund		QH/Other Development Fund		Equine Industry Program		Equine Drug Program		Higher Education Program		Backside Improvement *		ADW Host Track Allocation		ADW Purse Allocation		Kentucky General Fund		Total Excise Tax (Includes Backside Improvement) FYTD	
	% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund	
	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total
Live	\$ 219,364	0.9%	\$ 12,821	0.2%			\$ 60,548	8.3%	\$ 30,274	7.7%	\$ 30,274	7.7%	\$ 146,241	100.0%			\$ 103,396	0.4%	\$ 602,918	1.0%		
Churchill Downs	\$ 68,236	0.3%					\$ 18,197	2.5%	\$ 9,098	2.3%	\$ 9,098	2.3%	\$ 45,490	31.1%			\$ 31,844	0.1%	\$ 181,963	0.3%		
ECL (Corbin)			\$ 2,068	0.0%			\$ 331	0.0%	\$ 165	0.0%	\$ 165	0.0%					\$ 165	0.0%	\$ 2,894	0.0%		
Ellis Park	\$ 22,250	0.1%					\$ 5,933	0.8%	\$ 2,967	0.8%	\$ 2,967	0.8%	\$ 14,833	10.1%			\$ 10,383	0.0%	\$ 59,333	0.1%		
Keeneland	\$ 113,717	0.5%					\$ 30,324	4.1%	\$ 15,162	3.8%	\$ 15,162	3.8%	\$ 75,811	51.8%			\$ 53,068	0.2%	\$ 303,244	0.5%		
Kentucky Downs	\$ 11,935	0.0%					\$ 3,183	0.4%	\$ 1,591	0.4%	\$ 1,591	0.4%	\$ 7,957	5.4%			\$ 5,570	0.0%	\$ 31,827	0.1%		
Oak Grove			\$ 1,194	0.0%			\$ 191	0.0%	\$ 96	0.0%	\$ 96	0.0%					\$ 96	0.0%	\$ 1,673	0.0%		
The Red Mile			\$ 9,559	0.2%			\$ 1,529	0.2%	\$ 765	0.2%	\$ 765	0.2%					\$ 765	0.0%	\$ 13,383	0.0%		
Turfway Park	\$ 3,226	0.0%					\$ 860	0.1%	\$ 430	0.1%	\$ 430	0.1%	\$ 2,150	1.5%			\$ 1,505	0.0%	\$ 8,601	0.0%		
Simulcast	\$ 850,776	3.5%	\$ 26,533	0.4%	\$ 5,538	100%	\$ 22,073	3.0%	\$ 44,141	11.2%	\$ 44,141	11.2%					\$ 331,068	1.3%	\$ 1,324,270	2.3%		
Churchill Downs	\$ 233,992	1.0%	\$ 2,475	0.0%	\$ 927	16.7%	\$ 5,935	0.8%	\$ 11,870	3.0%	\$ 11,870	3.0%					\$ 89,023	0.3%	\$ 356,092	0.6%		
ECL (Corbin)																						
Ellis Park	\$ 120,778	0.5%	\$ 11,533	0.2%	\$ 486	8.8%	\$ 3,319	0.5%	\$ 6,641	1.7%	\$ 6,641	1.7%					\$ 49,800	0.2%	\$ 199,198	0.3%		
Keeneland	\$ 307,430	1.3%			\$ 962	17.4%	\$ 7,709	1.1%	\$ 15,418	3.9%	\$ 15,418	3.9%					\$ 115,646	0.5%	\$ 462,583	0.8%		
Kentucky Downs	\$ 120,141	0.5%	\$ 10,873	0.2%	\$ 2,331	42.1%	\$ 3,337	0.5%	\$ 6,667	1.7%	\$ 6,667	1.7%					\$ 50,004	0.2%	\$ 200,020	0.3%		
Oak Grove	\$ -	0.0%	\$ -																			
The Red Mile																						
Turfway Park	\$ 68,435	0.3%	\$ 1,652	0.0%	\$ 832	15.0%	\$ 1,773	0.2%	\$ 3,545	0.9%	\$ 3,545	0.9%					\$ 26,595	0.1%	\$ 106,377	0.2%		
ADW															\$ 421,167	100.0%	\$ 421,167	100.0%	\$ 148,650	0.6%	\$ 990,984	1.7%
Amwest															\$ 2,657	0.6%	\$ 2,657	0.6%	\$ 938	0.0%	\$ 6,252	0.0%
eBet															\$ 1,150	0.3%	\$ 1,150	0.3%	\$ 406	0.0%	\$ 2,706	0.0%
Lien Games															\$ 630	0.1%	\$ 630	0.1%	\$ 224	0.0%	\$ 1,484	0.0%
NYRA															\$ 12,661	3.0%	\$ 12,661	3.0%	\$ 4,469	0.0%	\$ 29,791	0.1%
TVG															\$ 126,801	30.1%	\$ 126,801	30.1%	\$ 44,753	0.2%	\$ 298,355	0.5%
TwinSpires															\$ 222,868	52.9%	\$ 222,868	52.9%	\$ 78,660	0.3%	\$ 524,396	0.9%
Watch and Wager															\$ 1,085	0.3%	\$ 1,085	0.3%	\$ 383	0.0%	\$ 2,553	0.0%
XpressBet															\$ 53,315	12.7%	\$ 53,315	12.7%	\$ 18,817	0.1%	\$ 125,447	0.2%
HHR	\$ 23,404,015	95.6%	\$ 5,879,898	99.3%			\$ 650,001	88.7%	\$ 320,000	81.1%	\$ 320,000	81.1%					\$ 25,053,964	97.7%	\$ 55,627,878	95.0%		
Derby City Gaming	\$ 8,591,827	35.1%					\$ 204,303	27.9%	\$ 100,580	25.5%	\$ 100,580	25.5%					\$ 8,186,365	31.9%	\$ 17,183,655	29.4%		
ECL - Bowling Green	\$ 279,927	1.1%					\$ -	0.0%	\$ -	0.0%	\$ -	0.0%					\$ 279,927	1.1%	\$ 559,854	1.0%		
Ellis Park	\$ 938,480	3.8%					\$ 22,782	3.1%	\$ 11,216	2.8%	\$ 11,216	2.8%					\$ 893,266	3.5%	\$ 1,876,960	3.2%		
Keeneland/Red Mile	\$ 1,517,774	6.2%	\$ 2,023,698	34.2%			\$ 70,536	9.6%	\$ 34,725	8.8%	\$ 34,725	8.8%					\$ 2,389,635	9.3%	\$ 6,071,093	10.4%		
Kentucky Downs	\$ 8,131,888	33.2%					\$ 191,848	26.2%	\$ 94,448	23.9%	\$ 94,448	23.9%					\$ 7,751,145	30.2%	\$ 16,263,777	27.8%		
Newport Racing	\$ 1,051,970	4.3%					\$ 23,623	3.2%	\$ 11,630	2.9%	\$ 11,630	2.9%					\$ 1,005,088	3.9%	\$ 2,103,941	3.6%		
Oak Grove	\$ 2,892,149	11.8%	\$ 3,856,200	65.1%			\$ 136,909	18.7%	\$ 67,401	17.1%	\$ 67,401	17.1%					\$ 4,548,538	17.7%	\$ 11,568,598	19.8%		
Grand Total	\$ 24,474,155	100.0%	\$ 5,919,252	100.0%	\$ 5,538	100%	\$ 732,622	100.0%	\$ 394,415	100.0%	\$ 394,415	100.0%	\$ 146,241	100.0%	\$ 421,167	100.0%	\$ 421,167	100.0%	\$ 25,637,078	100.0%	\$ 58,546,050	100.0%

* The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.



Kentucky Live and Simulcast Wagering Report January 2022

Live Racing						
	Jan-22	Jan-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	11	15	-26.7%	171	163	4.9%
On Track Handle	\$ 176,601	\$ 186,682	-5.4%	\$ 30,274,108	\$ 9,261,730	226.9%
Less: Return to the Public	\$ 141,360	\$ 149,611	-5.5%	\$ 23,041,552	\$ 7,415,990	210.7%
Less: Breakage	\$ 1,225	\$ 1,170	4.7%	\$ 220,128	\$ 54,159	306.4%
Gross Commission	\$ 34,016	\$ 35,902	-5.3%	\$ 7,012,428	\$ 1,791,581	291.4%
TB Development Fund	\$ 1,325	\$ 1,400	-5.4%	\$ 219,363	\$ 63,323	246.4%
SB Development Fund	\$ -	\$ -		\$ 12,821	\$ 10,233	25.3%
Equine Industry Program	\$ 353	\$ 373	-5.4%	\$ 60,548	\$ 18,523	226.9%
Equine Drug Research	\$ 177	\$ 187	-5.4%	\$ 30,274	\$ 9,262	226.9%
Higher Education Fund	\$ 177	\$ 187	-5.4%	\$ 30,274	\$ 9,262	226.9%
Ky General Fund	\$ 618	\$ 653	-5.4%	\$ 103,395	\$ 30,369	240.5%
Total Kentucky Excise Tax (1.5%) (Note 1)	\$ 2,649	\$ 2,800	-5.4%	\$ 456,676	\$ 140,973	223.9%
Backside Improvement Fund (Note 1)	\$ 883	\$ 933	-5.4%	\$ 146,242	\$ 42,215	246.4%
Net Commission	\$ 31,709	\$ 32,168	-1.4%	\$ 6,409,510	\$ 1,608,394	298.5%
Off Track Handle From:						
Other Kentucky Tracks	\$ 309,763	\$ 413,862	-25.2%	\$ 5,650,580	\$ 1,600,262	253.1%
Kentucky ADW's	\$ 10,037,819	\$ 2,480,610	304.7%	\$ 235,867,750	\$ 66,288,855	255.8%
Kentucky Simulcast Facility (non-taxable)	\$ 12,039	\$ -		\$ 138,689	\$ -	
Other Sources (non-taxable)	\$ 13,173,175	\$ 32,427,922	-59.4%	\$ 292,142,532	\$ 672,314,606	-56.5%
(Non-Ky Tracks, OTB's, Other ADW's)						
All Sources Handle	\$ 23,709,397	\$ 35,509,076	-33.2%	\$ 564,073,658	\$ 749,465,453	-24.7%
Average Daily Handle - On Track	\$ 16,055	\$ 12,445	29.0%	\$ 177,042	\$ 56,820	211.6%
Average Daily Handle - All Sources	\$ 2,155,400	\$ 2,367,272	-9.0%	\$ 3,298,676	\$ 4,597,948	-28.3%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 4,958,784	\$ 5,829,075	-14.9%	\$ 43,307,387	\$ 37,442,150	15.7%
Standardbred	\$ 1,445,158	\$ 1,553,557	-7.0%	\$ 12,856,769	\$ 13,157,303	-2.3%
Qtr/Arabian	\$ 45,832	\$ 19,335	137.0%	\$ 368,596	\$ 311,999	18.1%
Total Handle	\$ 6,449,774	\$ 7,401,966	-12.9%	\$ 56,532,753	\$ 50,911,453	11.0%
TB Development Fund	\$ 97,594	\$ 114,596	-14.8%	\$ 850,774	\$ 740,338	14.9%
SB Development Fund	\$ 2,919	\$ 2,568	13.7%	\$ 26,531	\$ 24,621	7.8%
QH Development Fund	\$ 823	\$ 313	163.1%	\$ 5,537	\$ 4,595	20.5%
Equine Industry Program*	\$ 2,533	\$ 2,937	-13.7%	\$ 22,071	\$ 19,239	14.7%
Equine Drug Research	\$ 5,067	\$ 5,874	-13.7%	\$ 44,142	\$ 38,478	14.7%
Higher Education Fund	\$ 5,067	\$ 5,874	-13.7%	\$ 44,142	\$ 38,478	14.7%
Ky General Fund	\$ 38,001	\$ 44,054	-13.7%	\$ 331,066	\$ 288,583	14.7%
Total Kentucky Excise Tax	\$ 152,005	\$ 176,216	-13.7%	\$ 1,324,264	\$ 1,154,331	14.7%

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Monthly Track Report - Churchill Downs

January 2022

Live Racing						
	Jan-22	Jan-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		33	38	-13.2%
On Track Handle	\$ -	\$ -		\$ 9,098,136	\$ 3,626,053	150.9%
Less: Return to the Public	\$ -	\$ -		\$ 6,788,156	\$ 2,897,629	134.3%
Less: Breakage	\$ -	\$ -		\$ 70,758	\$ 24,202	192.4%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 2,239,222</u>	<u>\$ 704,222</u>	<u>218.0%</u>
TB Development Fund	\$ -	\$ -		\$ 68,236	\$ 27,195	150.9%
Equine Industry Program	\$ -	\$ -		\$ 18,196	\$ 7,252	
Equine Drug Research	\$ -	\$ -		\$ 9,098	\$ 3,626	150.9%
Higher Education Fund	\$ -	\$ -		\$ 9,098	\$ 3,626	150.9%
Ky General Fund	\$ -	\$ -		\$ 31,843	\$ 12,691	150.9%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 136,472</u>	<u>\$ 54,391</u>	<u>150.9%</u>
Backside Improvement Fund (Note 1)	\$ -	\$ -		\$ 45,491	\$ 18,130	150.9%
Net Commission	\$ -	\$ -		\$ 2,057,259	\$ 631,701	225.7%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 1,629,176	\$ 2,703,204	-39.7%
Kentucky ADW's	\$ -	\$ -		\$ 81,528,335	\$ 35,550,786	129.3%
Kentucky Simulcast Facility (non-taxable)	\$ 12,039	\$ -		138,689	\$ -	
Other Sources (non-taxable)	\$ -	\$ -		\$ 89,488,219	\$ 301,963,190	-70.4%
(Non-Ky Tracks, OTB's, Other ADW's)						
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 181,743,866</u>	<u>\$ 343,843,233</u>	<u>-47.1%</u>
Average Daily Handle - On Track				\$ 275,701	\$ 95,422	188.9%
Average Daily Handle - All Sources				\$ 5,507,390	\$ 9,048,506	-39.1%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 1,451,185	\$ 1,352,892	7.3%	\$ 11,699,602	\$ 4,966,941	135.5%
Standardbred	\$ 30,649	\$ 33,247	-7.8%	\$ 123,776	\$ 55,193	124.3%
Qtr/Arabian	\$ 11,914	\$ 1,579		\$ 46,342	\$ 4,018	1053.5%
Total Handle	<u>\$ 1,493,748</u>	<u>\$ 1,387,718</u>	<u>7.6%</u>	<u>\$ 11,869,720</u>	<u>\$ 5,026,152</u>	<u>136.2%</u>
TB Development Fund	\$ 29,024	\$ 27,058	7.3%	\$ 233,992	\$ 99,339	135.5%
SB Development Fund	\$ 613	\$ 665	-7.8%	\$ 2,476	\$ 1,104	124.3%
QH Development Fund	\$ 238	\$ 32		\$ 927	\$ 80	1053.5%
Equine Industry Program*	\$ 747	\$ 694	7.6%	\$ 5,935	\$ 2,513	136.2%
Equine Drug Research	\$ 1,494	\$ 1,388	7.6%	\$ 11,870	\$ 5,026	136.2%
Higher Education Fund	\$ 1,494	\$ 1,388	7.6%	\$ 11,870	\$ 5,026	136.2%
Ky General Fund	\$ 11,203	\$ 10,408	7.6%	\$ 89,023	\$ 37,696	136.2%
Total Kentucky Excise Tax (3%)	<u>\$ 44,812</u>	<u>\$ 41,632</u>	<u>7.6%</u>	<u>\$ 356,092</u>	<u>\$ 150,785</u>	<u>136.2%</u>

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Monthly Track Report - ECL Corbin

January 2022

Live Racing

	Jan-22	Jan-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		12	0	
On Track Handle	\$ -	\$ -		\$ 165,407	\$ -	
Less: Return to the Public	\$ -	\$ -		\$ 128,681	\$ -	
Less: Breakage	\$ -	\$ -		\$ 195	\$ -	
Gross Commission	\$ -	\$ -		\$ 36,531	\$ -	
SB Development Fund	\$ -	\$ -		\$ 2,068	\$ -	
Equine Industry Program	\$ -	\$ -		\$ 331	\$ -	
Equine Drug Research	\$ -	\$ -		\$ 165	\$ -	
Higher Education Fund	\$ -	\$ -		\$ 165	\$ -	
Ky General Fund	\$ -	\$ -		\$ 165	\$ -	
Total Kentucky Excise Tax (1.75%)	\$ -	\$ -		\$ 2,895	\$ -	
Net Commission	\$ -	\$ -		\$ 33,636	\$ -	
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 174,877	\$ -	
Kentucky ADW's	\$ -	\$ -		\$ 447,328	\$ -	
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 683,761	\$ -	
All Sources Handle	\$ -	\$ -		\$ 1,471,373	\$ -	
Average Daily Handle - On Track				\$ 13,784		
Average Daily Handle - All Sources				\$ 122,614		

Simulcast

Handle by Breed						
Thoroughbred	\$ -	\$ -		\$ -	\$ -	
Standardbred	\$ -	\$ -		\$ -	\$ -	
Qtr/Arabian	\$ -	\$ -		\$ -	\$ -	
Total Handle	\$ -	\$ -		\$ -	\$ -	
TB Development Fund						
SB Development Fund						
QH Development Fund						ONLY TAXED ON LIVE RACING (per KRS 138.510)
Equine Industry Program						
Equine Drug Research						
Higher Education Fund						
Ky General Fund						
Total Kentucky Excise Tax						

Monthly Track Report - Ellis Park

January 2022

Live Racing

	Jan-22	Jan-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		29	25	16.0%
On Track Handle	\$ -	\$ -		\$ 2,966,666	\$ 1,000,965	196.4%
Less: Return to the Public	\$ -	\$ -		\$ 2,205,657	\$ 796,412	176.9%
Less: Breakage	\$ -	\$ -		\$ 25,511	\$ 8,359	205.2%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 735,498</u>	<u>\$ 196,195</u>	<u>274.9%</u>
TB Development Fund	\$ -	\$ -		\$ 22,250	\$ 7,507	196.4%
Equine Industry Program	\$ -	\$ -		\$ 5,933	\$ 2,002	196.4%
Equine Drug Research	\$ -	\$ -		\$ 2,967	\$ 1,001	196.4%
Higher Education Fund	\$ -	\$ -		\$ 2,967	\$ 1,001	196.4%
Ky General Fund	\$ -	\$ -		\$ 10,383	\$ 3,503	196.4%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 44,500</u>	<u>\$ 15,014</u>	<u>196.4%</u>
Backside Improvement Fund (Note 1)	\$ -	\$ -		\$ 14,833	\$ 5,005	196.4%
Net Commission	\$ -	\$ -		\$ 676,164	\$ 176,175	283.8%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 1,003,489	\$ 532,769	88.4%
Kentucky ADW's	\$ -	\$ -		\$ 20,760,266	\$ 4,074,802	409.5%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 26,603,375	\$ 42,409,100	-37.3%
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 51,333,795</u>	<u>\$ 48,017,636</u>	<u>6.9%</u>
Average Daily Handle - On Track				\$ 102,299	\$ 40,039	155.5%
Average Daily Handle - All Sources				\$ 1,770,131	\$ 1,920,705	-7.8%

Simulcast

Handle by Breed						
Thoroughbred	\$ 710,776	\$ 821,043	-13.4%	\$ 6,038,946	\$ 6,110,703	-1.2%
Standardbred	\$ 63,825	\$ 36,082	76.9%	\$ 576,571	\$ 652,995	-11.7%
Qtr/Arabian	\$ 4,459	\$ 898	397%	\$ 24,339	\$ 17,178	41.7%
Total Handle	<u>\$ 779,060</u>	<u>\$ 858,023</u>	<u>-9.2%</u>	<u>\$ 6,639,856</u>	<u>\$ 6,780,876</u>	<u>-2.1%</u>
TB Development Fund	\$ 14,216	\$ 16,421	-13.4%	\$ 120,779	\$ 122,214	-1.2%
SB Development Fund	\$ 1,277	\$ 722	76.9%	\$ 11,531	\$ 13,060	-11.7%
QH Development Fund	\$ 89	\$ 18	396.8%	\$ 487	\$ 344	41.7%
Equine Industry Program*	\$ 390	\$ 429	-9.2%	\$ 3,320	\$ 3,390	-2.1%
Equine Drug Research	\$ 779	\$ 858	-9.2%	\$ 6,640	\$ 6,781	-2.1%
Higher Education Fund	\$ 779	\$ 858	-9.2%	\$ 6,640	\$ 6,781	-2.1%
Ky General Fund	\$ 5,843	\$ 6,435	-9.2%	\$ 49,799	\$ 50,857	-2.1%
Total Kentucky Excise Tax (3%)	<u>\$ 23,372</u>	<u>\$ 25,741</u>	<u>-9.2%</u>	<u>\$ 199,196</u>	<u>\$ 203,426</u>	<u>-2.1%</u>

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Monthly Track Report - Keeneland

January 2022

Live Racing						
	Jan-22	Jan-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		17	22	-22.7%
On Track Handle	\$ -	\$ -		\$ 15,162,221	\$ 3,152,200	381.0%
Less: Return to the Public	\$ -	\$ -		\$ 11,649,088	\$ 2,549,822	356.9%
Less: Breakage	\$ -	\$ -		\$ 111,932	\$ 20,348	450.1%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 3,401,201</u>	<u>\$ 582,030</u>	484.4%
TB Development Fund	\$ -	\$ -		\$ 113,717	\$ 23,641	381.0%
Equine Industry Program	\$ -	\$ -		\$ 30,324	\$ 6,304	381.0%
Equine Drug Research	\$ -	\$ -		\$ 15,162	\$ 3,152	381.0%
Higher Education Fund	\$ -	\$ -		\$ 15,162	\$ 3,152	381.0%
Ky General Fund	\$ -	\$ -		\$ 53,068	\$ 11,033	381.0%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 227,433</u>	<u>\$ 47,283</u>	381.0%
Backside Improvement Fund (Note 1)	\$ -	\$ -		\$ 75,811	\$ 15,761	381.0%
Net Commission	\$ -	\$ -		\$ 3,097,957	\$ 518,986	496.9%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 1,187,512	\$ 1,041,783	14.0%
Kentucky ADW's	\$ -	\$ -		\$ 69,174,718	\$ 17,248,408	301.0%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 95,484,521	\$ 190,086,649	-49.8%
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 181,008,972</u>	<u>\$ 211,529,040</u>	-14.4%
Average Daily Handle - On Track				\$ 891,895	\$ 143,282	522.5%
Average Daily Handle - All Sources				\$ 10,647,587	\$ 9,614,956	10.7%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 1,665,908	\$ 2,092,825	-20.4%	\$ 15,371,459	\$ 18,368,998	-16.3%
Standardbred						
Qtr/Arabian	\$ 14,444	\$ 1,807	699.2%	\$ 48,052	\$ 42,660	12.6%
Total Handle	<u>\$ 1,680,352</u>	<u>\$ 2,094,632</u>	-19.8%	<u>\$ 15,419,511</u>	<u>\$ 18,411,657</u>	-16.3%
TB Development Fund	\$ 33,318	\$ 41,856	-20.4%	\$ 307,429	\$ 367,380	-16.3%
SB Development Fund						
QH Development Fund	\$ 289	\$ 36	699.2%	\$ 961	\$ 853	12.6%
Equine Industry Program*	\$ 840	\$ 1,047	-19.8%	\$ 7,710	\$ 9,206	-16.3%
Equine Drug Research	\$ 1,680	\$ 2,095	-19.8%	\$ 15,420	\$ 18,412	-16.3%
Higher Education Fund	\$ 1,680	\$ 2,095	-19.8%	\$ 15,420	\$ 18,412	-16.3%
Ky General Fund	\$ 12,603	\$ 15,710	-19.8%	\$ 115,646	\$ 138,087	-16.3%
Total Kentucky Excise Tax (3%)	<u>\$ 50,411</u>	<u>\$ 62,839</u>	-19.8%	<u>\$ 462,585</u>	<u>\$ 552,350</u>	-16.3%

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Monthly Track Report - Kentucky Downs

January 2022

Live Racing						
	Jan-22	Jan-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		6	6	0.0%
On Track Handle	\$ -	\$ -		\$ 1,591,345	\$ 332,301	378.9%
Less: Return to the Public	\$ -	\$ -		\$ 1,305,875	\$ 273,475	377.5%
Less: Breakage	\$ -	\$ -		\$ 9,711	\$ 1,706	469.2%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 275,759</u>	<u>\$ 57,120</u>	<u>382.8%</u>
TB Development Fund	\$ -	\$ -		\$ 11,935	\$ 2,492	378.9%
Equine Industry Program	\$ -	\$ -		\$ 3,183	\$ 665	
Equine Drug Research	\$ -	\$ -		\$ 1,591	\$ 332	378.9%
Higher Education Fund	\$ -	\$ -		\$ 1,591	\$ 332	378.9%
Ky General Fund	\$ -	\$ -		\$ 5,570	\$ 1,163	378.9%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 23,870</u>	<u>\$ 4,985</u>	<u>378.9%</u>
Backside Improvement Fund (Note 1)	\$ -	\$ -		\$ 7,957	\$ 1,662	378.9%
Net Commission	\$ -	\$ -		\$ 243,932	\$ 50,474	383.3%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 706,876	\$ 271,022	160.8%
Kentucky ADW's	\$ -	\$ -		\$ 34,554,562	\$ 3,451,557	901.1%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 37,235,751	\$ 55,773,563	-33.2%
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 74,088,533</u>	<u>\$ 59,828,443</u>	<u>23.8%</u>
Average Daily Handle - On Track				\$ 265,224	\$ 55,384	378.9%
Average Daily Handle - All Sources				\$ 12,348,089	\$ 9,971,407	23.8%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 622,530	\$ 933,707	-33.3%	\$ 6,006,992	\$ 5,792,901	3.7%
Standardbred	\$ 34,804	\$ 51,970	-33.0%	\$ 543,637	\$ 515,012	5.6%
Qtr/Arabian	\$ 8,183	\$ 9,970	-17.9%	\$ 116,522	\$ 144,412	-19.3%
Total Handle	<u>\$ 665,517</u>	<u>\$ 995,647</u>	<u>-33.2%</u>	<u>\$ 6,667,150</u>	<u>\$ 6,452,325</u>	<u>3.3%</u>
TB Development Fund	\$ 12,451	\$ 18,674	-33.3%	\$ 120,140	\$ 115,858	3.7%
SB Development Fund	\$ 696	\$ 1,039	-33.0%	\$ 10,873	\$ 10,300	5.6%
QH Development Fund	\$ 164	\$ 199	-17.9%	\$ 2,330	\$ 2,888	-19.3%
Equine Industry Program*	\$ 333	\$ 498	-33.2%	\$ 3,334	\$ 3,226	3.3%
Equine Drug Research	\$ 666	\$ 996	-33.2%	\$ 6,667	\$ 6,452	3.3%
Higher Education Fund	\$ 666	\$ 996	-33.2%	\$ 6,667	\$ 6,452	3.3%
Ky General Fund	\$ 4,991	\$ 7,467	-33.2%	\$ 50,004	\$ 48,392	3.3%
Total Kentucky Excise Tax (3%)	<u>\$ 19,966</u>	<u>\$ 29,869</u>	<u>-33.2%</u>	<u>\$ 200,014</u>	<u>\$ 193,570</u>	<u>3.3%</u>

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Monthly Track Report - Oak Grove

January 2022

Live Racing

	Jan-22	Jan-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		20	14	42.9%
On Track Handle	\$ -	\$ -		\$ 95,564	\$ 62,569	52.7%
Less: Return to the Public	\$ -	\$ -		\$ 66,264	\$ 48,692	36.1%
Less: Breakage	\$ -	\$ -		\$ 832	\$ 479	73.8%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 28,469</u>	<u>\$ 13,398</u>	112.5%
SB Development Fund	\$ -	\$ -		\$ 1,195	\$ 782	52.7%
Equine Industry Program	\$ -	\$ -		\$ 191	\$ 125	
Equine Drug Research	\$ -	\$ -		\$ 96	\$ 63	52.7%
Higher Education Fund	\$ -	\$ -		\$ 96	\$ 63	52.7%
Ky General Fund	\$ -	\$ -		\$ 96	\$ 63	52.7%
Total Kentucky Excise Tax (1.75%)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 1,672</u>	<u>\$ 1,095</u>	52.7%
Net Commission	\$ -	\$ -		\$ 26,797	\$ 12,303	117.8%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 37,495	\$ 34,003	10.3%
Kentucky ADW's	\$ -	\$ -		\$ 558,030	\$ 33,396	1570.9%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 1,167,061	\$ 1,084,726	7.6%
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 1,858,151</u>	<u>\$ 1,214,694</u>	53.0%
Average Daily Handle - On Track	#DIV/0!			\$ 4,778	\$ 4,469	6.9%
Average Daily Handle - All Sources	#DIV/0!			\$ 92,908	\$ 86,764	7.1%

Simulcast

Handle by Breed						
Thoroughbred	\$ 79,089	\$ 99,270	-20.3%	\$ 768,674	\$ 425,249	80.8%
Standardbred	\$ 10,515	\$ 12,968	-18.9%	\$ 151,445	\$ 72,992	107.5%
Qtr/Arabian	\$ 210	\$ 710	-70.4%	\$ 22,812	\$ 9,530	139.4%
Total Handle	<u>\$ 89,814</u>	<u>\$ 112,947</u>	-20.5%	<u>\$ 942,931</u>	<u>\$ 507,771</u>	85.7%
TB Development Fund						
SB Development Fund						
QH Development Fund			ONLY TAXED ON LIVE RACING (per KRS 138.510)			
Equine Industry Program						
Equine Drug Research						
Higher Education Fund						
Ky General Fund						
Total Kentucky Excise Tax	<u>_____</u>	<u>_____</u>		<u>_____</u>	<u>_____</u>	

Monthly Track Report - The Red Mile

January 2022

Live Racing

	Jan-22	Jan-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		27	30	-10.0%
On Track Handle	\$ -	\$ -		\$ 764,679	\$ 756,104	1.1%
Less: Return to the Public	\$ -	\$ -		\$ 589,385	\$ 584,448	0.8%
Less: Breakage	\$ -	\$ -		\$ (1,436)	\$ (2,879)	-50.1%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 176,730</u>	<u>\$ 174,535</u>	1.3%
SB Development Fund	\$ -	\$ -		\$ 9,558	\$ 9,451	1.1%
Equine Industry Program	\$ -	\$ -		\$ 1,529	\$ 1,512	
Equine Drug Research	\$ -	\$ -		\$ 765	\$ 756	1.1%
Higher Education Fund	\$ -	\$ -		\$ 765	\$ 756	1.1%
Ky General Fund	\$ -	\$ -		\$ 765	\$ 756	1.1%
Total Kentucky Excise Tax (1.75%)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 13,382</u>	<u>\$ 13,232</u>	1.1%
Net Commission	\$ -	\$ -		\$ 163,348	\$ 161,303	1.3%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 51,315	\$ 37,080	38.4%
Kentucky ADW's	\$ -	\$ -		\$ 2,207,030	\$ 211,311	944.4%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 5,485,321	\$ 9,989,466	-45.1%
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 8,508,344</u>	<u>\$ 10,993,960</u>	-22.6%
Average Daily Handle - On Track				\$ 28,321	\$ 25,203	12.4%
Average Daily Handle - All Sources				\$ 315,124	\$ 366,465	-14.0%

Simulcast

Handle by Breed						
Thoroughbred	\$ -	\$ -		\$ -	\$ -	
Standardbred	\$ 1,288,682	\$ 1,412,189	-8.7%	\$ 11,378,760	\$ 11,853,252	-4.0%
Qtr/Arabian	\$ 4,451	\$ 2,974	49.7%	\$ 68,924	\$ 72,735	-5.2%
Total Handle	<u>\$ 1,293,133</u>	<u>\$ 1,415,163</u>	-8.6%	<u>\$ 11,447,684</u>	<u>\$ 11,925,987</u>	-4.0%
TB Development Fund						
SB Development Fund						
QH Development Fund			ONLY TAXED ON LIVE RACING (per KRS 138.510)			
Equine Industry Program						
Equine Drug Research						
Higher Education Fund						
Ky General Fund						
Total Kentucky Excise Tax	<u>_____</u>	<u>_____</u>		<u>_____</u>	<u>_____</u>	

Monthly Track Report - Turfway Park

January 2022

Live Racing						
	Jan-22	Jan-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	11	15	-26.7%	27	28	-3.6%
On Track Handle	\$ 176,601	\$ 186,682	-5.4%	\$ 430,089	\$ 331,540	29.7%
Less: Return to the Public	\$ 141,360	\$ 149,611	-5.5%	\$ 308,446	\$ 265,512	16.2%
Less: Breakage	\$ 1,225	\$ 1,170	4.7%	\$ 2,625	\$ 1,945	34.9%
Gross Commission	<u>\$ 34,016</u>	<u>\$ 35,902</u>	-5.3%	<u>\$ 119,018</u>	<u>\$ 64,082</u>	85.7%
TB Development Fund	\$ 1,325	\$ 1,400	-5.4%	\$ 3,226	\$ 2,487	29.7%
Equine Industry Program	\$ 353	\$ 373	-5.4%	\$ 860	\$ 663	29.7%
Equine Drug Research	\$ 177	\$ 187	-5.4%	\$ 430	\$ 332	29.7%
Higher Education Fund	\$ 177	\$ 187	-5.4%	\$ 430	\$ 332	29.7%
Ky General Fund	\$ 618	\$ 653	-5.4%	\$ 1,505	\$ 1,160	29.7%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ 2,649</u>	<u>\$ 2,800</u>	-5.4%	<u>\$ 6,451</u>	<u>\$ 4,973</u>	29.7%
Backside Improvement Fund (Note 1)	\$ 883	\$ 933	-5.4%	\$ 2,150	\$ 1,658	29.7%
Net Commission	\$ 31,709	\$ 32,168	-1.4%	\$ 110,416	\$ 57,452	92.2%
Off Track Handle From:						
Other Kentucky Tracks	\$ 309,763	\$ 413,862	-25.2%	\$ 859,841	\$ 756,516	13.7%
Kentucky ADW's	\$ 10,037,819	\$ 2,480,610	304.7%	\$ 26,637,481	\$ 4,963,047	436.7%
Other Sources (non-taxable)	\$ 13,173,175	\$ 32,427,922	-59.4%	\$ 35,994,523	\$ 61,732,008	-41.7%
(Non-Ky Tracks, OTB's, Other ADW's)						
All Sources Handle	<u>\$ 23,697,358</u>	<u>\$ 35,509,076</u>		<u>\$ 63,921,934</u>	<u>\$ 67,783,111</u>	
Average Daily Handle - On Track	\$ 16,055	\$ 12,445	29.0%	\$ 15,929	\$ 11,841	34.5%
Average Daily Handle - All Sources	\$ 2,154,305	\$ 2,367,272	-9.0%	\$ 2,367,479	\$ 2,420,825	-2.2%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 429,296	\$ 529,339	-18.9%	\$ 3,421,716	\$ 1,777,359	92.5%
Standardbred	\$ 16,683	\$ 7,100		\$ 82,580	\$ 7,859	950.8%
Qtr/Arabian	\$ 2,171	\$ 1,398	55.3%	\$ 41,605	\$ 21,468	93.8%
Total Handle	<u>\$ 448,150</u>	<u>\$ 537,837</u>	-16.7%	<u>\$ 3,545,901</u>	<u>\$ 1,806,685</u>	96.3%
TB Development Fund	\$ 8,586	\$ 10,587	-18.9%	\$ 68,434	\$ 35,547	92.5%
SB Development Fund	\$ 334	\$ 142		\$ 1,652	\$ 157	950.8%
QH Development Fund	\$ 43	\$ 28		\$ 832	\$ 429	
Equine Industry Program*	\$ 224	\$ 269	-16.7%	\$ 1,773	\$ 903	96.3%
Equine Drug Research	\$ 448	\$ 538	-16.7%	\$ 3,546	\$ 1,807	96.3%
Higher Education Fund	\$ 448	\$ 538	-16.7%	\$ 3,546	\$ 1,807	96.3%
Ky General Fund	\$ 3,361	\$ 4,034	-16.7%	\$ 26,594	\$ 13,550	96.3%
Total Kentucky Excise Tax (3%)	<u>\$ 13,445</u>	<u>\$ 16,135</u>	-16.7%	<u>\$ 106,377</u>	<u>\$ 54,201</u>	96.3%

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Kentucky Resident Advance Deposit Wagering Report January, 2022

	Jan-22	Jan-21	% Change	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	\$ 1,520,289	\$ 2,480,975	-38.7%	\$ 41,880,798	\$ 75,494,451	-44.5%
Total Out-of State Handle	\$ 20,739,940	\$ 24,770,770	-16.3%	\$ 156,316,361	\$ 171,130,593	-8.7%
Total Handle (TH)	\$ 22,260,229	\$ 27,251,745	-18.3%	\$ 198,197,160	\$ 246,625,044	-19.6%
Host Track (42.5% Allocation)	\$ 47,303	\$ 57,910	-18.3%	\$ 421,169	\$ 524,078	-19.6%
Purse (42.5% Allocation)	\$ 47,303	\$ 57,910	-18.3%	\$ 421,169	\$ 524,078	-19.6%
KY General Fund (15% Allocation)	\$ 16,695	\$ 20,439	-18.3%	\$ 148,648	\$ 184,969	-19.6%
Total KY Excise Tax (.5% of TH)	\$ 111,301	\$ 136,259	-18.3%	\$ 990,986	\$ 1,233,125	-19.6%



Kentucky Resident Advance Deposit Wagering Report for January 2022

AmWest Entertainment	% of Total	Jan-22	Jan-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	0.00%	\$ -	\$ -		0.28%	\$ 117,453	\$ 97,505	20.5%
Total Out-of State Handle	0.48%	\$ 99,303	\$ 108,891	-8.8%	0.72%	\$ 1,133,216	\$ 774,098	46.4%
Total Handle (TH)	0.45%	\$ 99,303	\$ 108,891	-8.8%	0.63%	\$ 1,250,669	\$ 871,603	43.5%
Host Track (42.5% Allocation)		\$ 211	\$ 231	-8.8%		\$ 2,658	\$ 1,852	43.5%
Purse (42.5% Allocation)		\$ 211	\$ 231	-8.8%		\$ 2,658	\$ 1,852	43.5%
KY General Fund (15% Allocation)		\$ 74	\$ 82	-8.8%		\$ 938	\$ 654	43.5%
Total KY Excise Tax (.5% of TH)		\$ 497	\$ 544	-8.8%		\$ 6,253	\$ 4,358	43.5%

eBet	% of Total	Jan-22	Jan-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	0.20%	\$ 3,101	\$ 1,808	71.5%	0.11%	\$ 44,967	\$ 41,747	7.7%
Total Out-of State Handle	0.33%	\$ 69,215	\$ 49,831	38.9%	0.32%	\$ 495,914	\$ 443,304	11.9%
Total Handle (TH)	0.32%	\$ 72,316	\$ 51,639	40.0%	0.27%	\$ 540,881	\$ 485,051	11.5%
Host Track (42.5% Allocation)		\$ 154	\$ 110	40.0%		\$ 1,149	\$ 1,031	11.5%
Purse (42.5% Allocation)		\$ 154	\$ 110	40.0%		\$ 1,149	\$ 1,031	11.5%
KY General Fund (15% Allocation)		\$ 54	\$ 39	40.0%		\$ 406	\$ 364	11.5%
Total KY Excise Tax (.5% of TH)		\$ 362	\$ 258	40.0%		\$ 2,704	\$ 2,425	11.5%

Lien Games	% of Total	Jan-22	Jan-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	0.00%	\$ -	\$ -		0.03%	\$ 10,907	\$ 13,812	-21.0%
Total Out-of State Handle	0.17%	\$ 34,265	\$ 37,570	-8.8%	0.18%	\$ 285,923	\$ 170,961	67.2%
Total Handle (TH)	0.15%	\$ 34,265	\$ 37,570	-8.8%	0.15%	\$ 296,829	\$ 184,773	60.6%
Host Track (42.5% Allocation)		\$ 73	\$ 80	-8.8%		\$ 631	\$ 393	60.6%
Purse (42.5% Allocation)		\$ 73	\$ 80	-8.8%		\$ 631	\$ 393	60.6%
KY General Fund (15% Allocation)		\$ 26	\$ 28	-8.8%		\$ 223	\$ 139	60.6%
Total KY Excise Tax (.5% of TH)		\$ 171	\$ 188	-8.8%		\$ 1,484	\$ 924	60.6%

Kentucky Resident Advance Deposit Wagering Report for January 2022 (Cont)

NYRAbets	% of Total	Jan-22	Jan-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	1.87%	\$ 28,474	\$ 81,662	-65.1%	2.33%	\$ 974,120	\$ 1,945,172	-49.9%
Total Out-of State Handle	2.30%	\$ 476,579	\$ 931,298	-48.8%	3.19%	\$ 4,983,568	\$ 5,225,353	-4.6%
Total Handle (TH)	2.27%	\$ 505,053	\$ 1,012,959	-50.1%	3.01%	\$ 5,957,688	\$ 7,170,525	-16.9%
Host Track (42.5% Allocation)		\$ 1,073	\$ 2,153	-50.1%		\$ 12,660	\$ 15,237	-16.9%
Purse (42.5% Allocation)		\$ 1,073	\$ 2,153	-50.1%		\$ 12,660	\$ 15,237	-16.9%
KY General Fund (15% Allocation)		\$ 379	\$ 760	-50.1%		\$ 4,468	\$ 5,378	-16.9%
Total KY Excise Tax (.5% of TH)		\$ 2,525	\$ 5,065	-50.1%		\$ 29,788	\$ 35,853	-16.9%

TVG	% of Total	Jan-22	Jan-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	28.11%	\$ 427,363	\$ 748,140	-42.9%	24.03%	\$ 10,065,988	\$ 20,609,209	-51.2%
Total Out-of State Handle	30.97%	\$ 6,422,214	\$ 8,200,606	-21.7%	31.73%	\$ 49,604,883	\$ 61,025,269	-18.7%
Total Handle (TH)	30.77%	\$ 6,849,577	\$ 8,948,745	-23.5%	30.11%	\$ 59,670,870	\$ 81,634,478	-26.9%
Host Track (42.5% Allocation)		\$ 14,555	\$ 19,016	-23.5%		\$ 126,801	\$ 173,473	-26.9%
Purse (42.5% Allocation)		\$ 14,555	\$ 19,016	-23.5%		\$ 126,801	\$ 173,473	-26.9%
KY General Fund (15% Allocation)		\$ 5,137	\$ 6,712	-23.5%		\$ 44,753	\$ 61,226	-26.9%
Total KY Excise Tax (.5% of TH)		\$ 34,248	\$ 44,744	-23.5%		\$ 298,354	\$ 408,172	-26.9%

TwinSpires	% of Total	Jan-22	Jan-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	63.20%	\$ 960,802	\$ 1,477,059	-35.0%	60.10%	\$ 25,170,747	\$ 44,876,464	-43.9%
Total Out-of State Handle	52.01%	\$ 10,787,216	\$ 12,219,670	-11.7%	50.99%	\$ 79,708,386	\$ 84,697,122	-5.9%
Total Handle (TH)	52.78%	\$ 11,748,018	\$ 13,696,729	-14.2%	52.92%	\$ 104,879,133	\$ 129,573,586	-19.1%
Host Track (42.5% Allocation)		\$ 24,965	\$ 29,106	-14.2%		\$ 222,868	\$ 275,344	-19.1%
Purse (42.5% Allocation)		\$ 24,965	\$ 29,106	-14.2%		\$ 222,868	\$ 275,344	-19.1%
KY General Fund (15% Allocation)		\$ 8,811	\$ 10,273	-14.2%		\$ 78,659	\$ 97,180	-19.1%
Total KY Excise Tax (.5% of TH)		\$ 58,740	\$ 68,484	-14.2%		\$ 524,396	\$ 647,868	-19.1%

Kentucky Resident Advance Deposit Wagering Report for January 2022 (Cont)

Watch and Wager	% of Total	Jan-22	Jan-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	0.45%	\$ 6,910	\$ 1,281	439.3%	0.22%	\$ 91,905	\$ 33,799	171.9%
Total Out-of State Handle	0.25%	\$ 52,350	\$ 15,847	230.3%	0.27%	\$ 419,023	\$ 160,951	160.3%
Total Handle (TH)	0.27%	\$ 59,260	\$ 17,129	246.0%	0.26%	\$ 510,928	\$ 194,750	162.4%
Host Track (42.5% Allocation)		\$ 126	\$ 36	246.0%		\$ 1,086	\$ 414	162.4%
Purse (42.5% Allocation)		\$ 126	\$ 36	246.0%		\$ 1,086	\$ 414	162.4%
KY General Fund (15% Allocation)		\$ 44	\$ 13	246.0%		\$ 383	\$ 146	162.4%
Total KY Excise Tax (.5% of TH)		\$ 296	\$ 86	246.0%		\$ 2,555	\$ 974	162.4%

Xpressbet	% of Total	Jan-22	Jan-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	6.16%	\$ 93,640	\$ 171,026	-45.2%	12.90%	\$ 5,404,711	\$ 7,876,743	-31.4%
Total Out-of State Handle	13.49%	\$ 2,798,799	\$ 3,207,057	-12.7%	12.59%	\$ 19,685,449	\$ 18,633,535	5.6%
Total Handle (TH)	12.99%	\$ 2,892,438	\$ 3,378,083	-14.4%	12.66%	\$ 25,090,161	\$ 26,510,277	-5.4%
Host Track (42.5% Allocation)		\$ 6,146	\$ 7,178	-14.4%		\$ 53,317	\$ 56,334	-5.4%
Purse (42.5% Allocation)		\$ 6,146	\$ 7,178	-14.4%		\$ 53,317	\$ 56,334	-5.4%
KY General Fund (15% Allocation)		\$ 2,169	\$ 2,534	-14.4%		\$ 18,818	\$ 19,883	-5.4%
Total KY Excise Tax (.5% of TH)		\$ 14,462	\$ 16,890	-14.4%		\$ 125,451	\$ 132,551	-5.4%

Kentucky Historical Horse Racing Report for January, 2022

	January -22	January - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 514,977,925	\$ 395,928,964	30.1%	\$3,708,525,410	\$2,201,843,942	68.4%
Less: Returned to Public	\$ 470,603,537	\$ 360,888,732	30.4%	\$3,384,387,135	\$2,006,582,372	68.7%
Less: Breakage	\$ 55,077	\$ 75,814		\$ 483,814	\$ 528,834	
Less: Change in Pools (Note 6)	\$ (222,735)	\$ 375,334		\$ 1,500,112	\$ 4,527,861	
Gross Commission	<u>\$ 44,542,046</u>	<u>\$ 34,589,084</u>	28.8%	<u>\$ 322,154,348</u>	<u>\$ 190,204,875</u>	69.4%
TB Development Fund (Note 1)	\$ 3,279,737	\$ 2,276,553	44.1%	\$ 23,404,017	\$ 13,392,917	74.7%
SB Development Fund (Note 2)	\$ 776,796	\$ 923,886	-15.9%	\$ 5,879,898	\$ 4,161,216	41.3%
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 650,000	\$ 650,000	0.0%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 320,000	\$ 320,000	0.0%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 320,000	\$ 320,000	0.0%
Kentucky General Fund (Note 5)	\$ 3,668,135	\$ 2,738,496	33.9%	\$ 25,053,966	\$ 14,183,526	76.6%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 7,724,669</u>	<u>\$ 5,938,934</u>	30.1%	<u>\$ 55,627,881</u>	<u>\$ 33,027,659</u>	68.4%
% of Gross Commission	17.3%	17.2%		17.3%	17.4%	
Net Commission + Breakage	\$ 36,872,454	\$ 28,725,964	28.4%	\$ 267,010,282	\$ 157,706,050	69.3%
% of Total Handle	7.16%	7.26%		7.20%	7.16%	
Number of HHR Terminals	5,592	3,672	52.3%	5,440	3,436	58.3%
Average Daily Handle	\$ 16,612,191	\$ 12,771,902	30.1%	\$ 17,248,955	\$ 10,241,135	68.4%
Handle/Day/Terminal	\$ 2,971	\$ 3,478	-14.6%	\$ 3,171	\$ 2,981	6.4%
Gross Commission / Day /Terminal	\$ 257	\$ 304	-15.4%	\$ 275	\$ 257	7.0%
	January -22	December - 21	% Change	Since Inception		
Total Handle	\$ 514,977,925	\$ 550,870,262	-6.5%	Total Handle	\$ 16,314,484,798	
Total Kentucky Excise Tax	\$ 7,724,669	\$ 8,263,054	-6.5%	Total Kentucky Excise Tax	\$ 244,717,272	
Average Daily Handle	\$ 16,612,191	\$ 17,770,008	-6.5%	Total KY General Fund	\$ 103,552,257	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Kentucky Downs-Bowling Green Historical Horse Racing Report for January, 2022

	January -22	January - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 31,738,331			\$ 37,323,711		
Less: Returned to Public	\$ 28,670,831			\$ 33,678,717		
Less: Breakage	\$ 945			\$ 1,075		
Less: Change in Pools (Note 6)	\$ 135,074			\$ 188,352		
Gross Commission	<u>\$ 2,931,481</u>			<u>\$ 3,455,568</u>		
TB Development Fund (Note 1)	\$ 238,037			\$ 279,928		
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -			\$ -		
Equine Drug Research (Note 4)	\$ -			\$ -		
Higher Education Fund (Note 4)	\$ -			\$ -		
Kentucky General Fund (Note 5)	\$ 238,037			\$ 279,928		
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 476,075</u>			<u>\$ 559,856</u>		
% of Gross Commission	16.2%			16.2%		
Net Commission + Breakage	\$ 2,456,351	\$ -		\$ 2,896,787	\$ -	
% of Total Handle	7.74%			7.76%		
Number of HHR Terminals	441			450		
Average Daily Handle	\$ 1,023,817			\$ 1,066,392		
Handle/Day/Terminal	\$ 2,322			\$ 2,418		
Gross Commission / Day /Terminal	\$ 214			\$ 224		

	January -22	December - 21	% Change	Since Inception (December 28, 2021)	
Total Handle	\$ 31,738,331			Total Handle	\$ 37,323,711
Total Kentucky Excise Tax	\$ 476,075			Total Kentucky Excise Tax	\$ 559,856
Average Daily Handle	\$ 1,023,817			Total KY General Fund	\$ 279,928

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Derby City Gaming Historical Horse Racing Report for January, 2022

	January -22	January - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 154,685,397	\$ 118,462,169	30.6%	\$1,145,577,123	\$ 714,243,115	60.4%
Less: Returned to Public	\$ 140,643,317	\$ 107,694,197	30.6%	\$1,042,367,308	\$ 649,386,355	60.5%
Less: Breakage	\$ -	\$ -		\$ -	\$ -	
Less: Change in Pools (Note 6)	\$ 369,520	\$ 153,612		\$ 1,079,771	\$ 1,071,199	
Gross Commission	<u>\$ 13,672,561</u>	<u>\$ 10,614,360</u>	28.8%	<u>\$ 102,130,045</u>	<u>\$ 63,785,562</u>	60.1%
TB Development Fund (Note 1)	\$ 1,160,140	\$ 888,466	30.6%	\$ 8,591,828	\$ 5,356,823	60.4%
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 204,303	\$ 250,499	-18.4%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 100,580	\$ 123,322	-18.4%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 100,580	\$ 123,322	-18.4%
Kentucky General Fund (Note 5)	\$ 1,160,140	\$ 888,466	30.6%	\$ 8,186,366	\$ 4,859,680	68.5%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 2,320,281</u>	<u>\$ 1,776,933</u>	30.6%	<u>\$ 17,183,657</u>	<u>\$ 10,713,647</u>	60.4%
% of Gross Commission	17.0%	16.7%		16.8%	16.8%	
Net Commission + Breakage	\$ 11,352,280	\$ 8,837,427	28.5%	\$ 84,946,388	\$ 53,071,915	60.1%
% of Total Handle	7.34%	7.46%		7.42%	7.43%	
Number of HHR Terminals	1,211	750	61.5%	1,048	707	48.2%
Average Daily Handle	\$ 4,989,852	\$ 3,821,360	30.6%	\$ 5,328,266	\$ 3,322,061	60.4%
Handle/Day/Terminal	\$ 4,120	\$ 5,095	-19.1%	\$ 4,400	\$ 4,429	-0.7%
Gross Commission / Day /Terminal	\$ 364	\$ 457	-20.2%	\$ 392	\$ 396	-0.8%

	January -22	December - 21	% Change	Since Inception (September 10, 2018)	
Total Handle	\$ 154,685,397	\$ 174,604,354	-11.41%	Total Handle	\$ 4,234,021,015
Total Kentucky Excise Tax	\$ 2,320,281	\$ 2,619,065	-11.41%	Total Kentucky Excise Tax	\$ 63,510,315
Average Daily Handle	\$ 4,989,852	\$ 5,632,399	-11.41%	Total KY General Fund	\$ 30,209,708

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Ellis Park Historical Horse Racing Report for January, 2022

	January -22	January - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 15,876,066	\$ 18,331,427	-13.4%	\$ 125,130,430	\$ 122,670,864	2.0%
Less: Returned to Public	\$ 14,505,667	\$ 16,795,437	-13.6%	\$ 114,183,687	\$ 111,907,478	2.0%
Less: Breakage	\$ 2,748	\$ 2,447		\$ 18,274	\$ 14,131	
Less: Change in Pools (Note 6)	\$ (10,861)	\$ (47,322)		\$ 132,698	\$ 132,425	
Gross Commission	<u>\$ 1,378,513</u>	<u>\$ 1,580,866</u>	-12.8%	<u>\$ 10,795,770</u>	<u>\$ 10,616,832</u>	1.7%
TB Development Fund (Note 1)	\$ 119,071	\$ 137,486	-13.4%	\$ 938,478	\$ 920,031	2.0%
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 22,782	\$ 46,371	-50.9%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 11,216	\$ 22,829	-50.9%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 11,216	\$ 22,829	-50.9%
Kentucky General Fund (Note 5)	\$ 119,071	\$ 137,486	-13.4%	\$ 893,265	\$ 828,004	7.9%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 238,141</u>	<u>\$ 274,971</u>	-13.4%	<u>\$ 1,876,956</u>	<u>\$ 1,840,063</u>	2.0%
% of Gross Commission	17.3%	17.4%		17.4%	17.3%	
Net Commission + Breakage	\$ 1,143,119	\$ 1,308,341	-12.6%	\$ 8,937,088	\$ 8,790,900	1.7%
% of Total Handle	7.20%	7.14%		7.14%	7.17%	
Number of HHR Terminals	320	204	56.9%	318	186	70.5%
Average Daily Handle	\$ 512,131	\$ 591,336	-13.4%	\$ 582,002	\$ 570,562	2.0%
Handle/Day/Terminal	\$ 1,600	\$ 2,899	-44.8%	\$ 1,819	\$ 2,797	-35.0%
Gross Commission / Day /Terminal	\$ 139	\$ 250	-44.4%	\$ 157	\$ 242	-35.2%
	January -22	December - 21	% Change	Since Inception (August 31, 2012)		
Total Handle	\$ 15,876,066	\$ 17,545,213	-9.5%	Total Handle	\$ 871,831,237	
Total Kentucky Excise Tax	\$ 238,141	\$ 263,178	-9.5%	Total Kentucky Excise Tax	\$ 13,077,469	
Average Daily Handle	\$ 512,131	\$ 565,975	-9.5%	Total KY General Fund	\$ 5,482,293	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Kentucky Downs Historical Horse Racing Report for January, 2022

	January -22	January - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 133,679,514	\$ 130,249,345	2.6%	\$1,084,251,671	\$ 741,754,372	46.2%
Less: Returned to Public	\$ 123,055,945	\$ 118,757,277	3.6%	\$ 992,717,498	\$ 677,885,384	46.4%
Less: Breakage	\$ 8,904	\$ 29,635		\$ 93,292	\$ 137,777	
Less: Change in Pools (Note 6)	\$ (465,560)	\$ 152,837		\$ (48,750)	\$ 499,266	
Gross Commission	<u>\$ 11,080,225</u>	<u>\$ 11,309,596</u>	-2.0%	<u>\$ 91,489,632</u>	<u>\$ 63,231,944</u>	44.7%
TB Development Fund (Note 1)	\$ 1,002,596	\$ 976,870	2.6%	\$ 8,131,888	\$ 5,563,158	46.2%
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 191,848	\$ 246,916	-22.3%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 94,448	\$ 121,559	-22.3%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 94,448	\$ 121,559	-22.3%
Kentucky General Fund (Note 5)	\$ 1,002,596	\$ 976,870	2.6%	\$ 7,751,144	\$ 5,073,123	52.8%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 2,005,193</u>	<u>\$ 1,953,740</u>	2.6%	<u>\$ 16,263,775</u>	<u>\$ 11,126,316</u>	46.2%
% of Gross Commission	18.1%	17.3%		17.8%	17.6%	
Net Commission + Breakage	\$ 9,083,936	\$ 9,385,490	-3.2%	\$ 75,319,148	\$ 52,243,405	44.2%
% of Total Handle	6.80%	7.21%		6.95%	7.04%	
Number of HHR Terminals	1,040	965	7.8%	1,053	821	28.2%
Average Daily Handle	\$ 4,312,242	\$ 4,201,592	2.6%	\$ 5,043,031	\$ 3,450,020	46.2%
Handle/Day/Terminal	\$ 4,146	\$ 4,354	-4.8%	\$ 4,849	\$ 3,575	35.6%
Gross Commission / Day /Terminal	\$ 344	\$ 378	-9.1%	\$ 409	\$ 305	34.3%
	January -22	December - 21	% Change	Since Inception (September 1, 2011)		
Total Handle	\$ 133,679,514	\$ 160,697,550	-16.8%	Total Handle	\$ 7,054,530,605	
Total Kentucky Excise Tax	\$ 2,005,193	\$ 2,410,463	-16.8%	Total Kentucky Excise Tax	\$ 105,817,959	
Average Daily Handle	\$ 4,312,242	\$ 5,183,792	-16.8%	Total KY General Fund	\$ 44,387,116	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

KRM Historical Horse Racing Report for January, 2022

	January -22	January - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 50,407,748	\$ 37,629,704	34.0%	\$ 404,739,671	\$ 296,697,852	36.4%
Less: Returned to Public	\$ 46,432,920	\$ 34,794,216	33.5%	\$ 371,471,837	\$ 271,713,135	36.7%
Less: Breakage	\$ 42,481	\$ 43,733		\$ 371,173	\$ 376,926	
Less: Change in Pools (Note 6)	\$ (223,494)	\$ (136,554)		\$ (300,747)	\$ 1,306,926	
Gross Commission	<u>\$ 4,155,841</u>	<u>\$ 2,928,310</u>	41.9%	<u>\$ 33,197,407</u>	<u>\$ 23,300,865</u>	42.5%
TB Development Fund (Note 1)	\$ 189,029	\$ 141,111	34.0%	\$ 1,517,774	\$ 1,112,617	36.4%
SB Development Fund (Note 2)	\$ 252,039	\$ 188,149	34.0%	\$ 2,023,698	\$ 1,483,489	36.4%
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 70,536	\$ 106,214	-33.6%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 34,725	\$ 52,290	-33.6%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 34,725	\$ 52,290	-33.6%
Kentucky General Fund (Note 5)	\$ 315,048	\$ 235,186	34.0%	\$ 2,389,636	\$ 1,643,567	45.4%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 756,116</u>	<u>\$ 564,446</u>	34.0%	<u>\$ 6,071,095</u>	<u>\$ 4,450,468</u>	36.4%
% of Gross Commission	18.2%	19.3%		18.3%	19.1%	
Net Commission + Breakage	\$ 3,442,206	\$ 2,407,597	43.0%	\$ 27,497,486	\$ 19,227,324	43.0%
% of Total Handle	6.83%	6.40%		6.79%	6.48%	
Number of HHR Terminals	801	388	106.4%	877	448.8571429	95.4%
Average Daily Handle	\$ 1,626,056	\$ 1,567,904	3.7%	\$ 1,891,307	\$ 1,433,323	32.0%
Handle/Day/Terminal	\$ 2,030	\$ 4,041	-49.8%	\$ 2,361	\$ 3,694	-36.1%
Gross Commission / Day /Terminal	\$ 167	\$ 314	-46.8%	\$ 194	\$ 290	-33.2%
	January -22	December - 21	% Change	Since Inception (September 8, 2015)		
Total Handle	\$ 50,407,748	\$ 58,954,214	-14.5%	Total Handle	\$ 2,358,360,831	
Total Kentucky Excise Tax	\$ 756,116	\$ 884,313	-14.5%	Total Kentucky Excise Tax	\$ 35,375,412	
Average Daily Handle	\$ 1,626,056	\$ 1,965,140	-17.3%	Total KY General Fund	\$ 12,964,569	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Newport Racing and Gaming Historical Horse Racing Report for January, 2022

	January -22	January - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 23,639,346	\$ 17,682,549	33.7%	\$ 140,262,794	\$ 58,705,031	138.9%
Less: Returned to Public	\$ 21,619,892	\$ 15,951,336	35.5%	\$ 127,062,696	\$ 52,752,909	140.9%
Less: Breakage	\$ -	\$ -		\$ -	\$ -	
Less: Change in Pools (Note 6)	\$ (144,736)	\$ 49,503		\$ 181,150	\$ 362,171	
Gross Commission	<u>\$ 2,164,190</u>	<u>\$ 1,681,709</u>	28.7%	<u>\$ 13,018,948</u>	<u>\$ 5,589,952</u>	132.9%
TB Development Fund (Note 1)	\$ 177,295	\$ 132,619	33.7%	\$ 1,051,971	\$ 440,288	138.9%
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 23,623	\$ -	
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 11,630	\$ -	
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 11,630	\$ -	
Kentucky General Fund (Note 5)	\$ 177,295	\$ 132,619	33.7%	\$ 1,005,089	\$ 440,288	128.3%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 354,590</u>	<u>\$ 265,238</u>	33.7%	<u>\$ 2,103,942</u>	<u>\$ 880,575</u>	138.9%
% of Gross Commission	16.4%	15.8%		16.2%	15.8%	
Net Commission + Breakage	\$ 1,809,600	\$ 1,416,471	27.8%	\$ 10,915,006	\$ 4,709,376	131.8%
% of Total Handle	7.66%	8.01%		7.78%	8.02%	
Number of HHR Terminals	489	415	17.8%	454	311	46.2%
Average Daily Handle	\$ 762,560	\$ 570,405	33.7%	\$ 652,385	\$ 477,277	36.7%
Handle/Day/Terminal	\$ 1,559	\$ 1,374	13.5%	\$ 1,334	\$ 1,150	16.0%
Gross Commission / Day /Terminal	\$ 143	\$ 131	9.2%	\$ 124	\$ 110	13.1%
	January -22	December - 21	% Change	Since Inception (September 30, 2020)		
Total Handle	\$ 23,639,346	\$ 22,715,760	4.1%	Total Handle	\$ 293,772,676	
Total Kentucky Excise Tax	\$ 354,590	\$ 340,736	4.1%	Total Kentucky Excise Tax	\$ 4,406,590	
Average Daily Handle	\$ 762,560	\$ 732,766	4.1%	Total KY General Fund	\$ 2,156,413	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Oak Grove Historical Horse Racing Report for January, 2022

	January -22	January - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 104,951,534	\$ 73,573,770	42.6%	\$ 771,240,009	\$ 267,772,708	188.0%
Less: Returned to Public	\$ 95,674,979	\$ 66,896,269	43.0%	\$ 702,905,391	\$ 242,937,112	189.3%
Less: Breakage	\$ -	\$ -		\$ -	\$ -	
Less: Change in Pools (Note 6)	\$ 117,320	\$ 203,257		\$ 267,638	\$ 1,155,874	
Gross Commission	<u>\$ 9,159,235</u>	<u>\$ 6,474,245</u>	41.5%	<u>\$ 68,066,979</u>	<u>\$ 23,679,721</u>	187.4%
TB Development Fund (Note 1)	\$ 393,568	\$ -		\$ 2,892,150	\$ -	
SB Development Fund (Note 2)	\$ 524,758	\$ 735,738	-28.7%	\$ 3,856,200	\$ 2,677,727	44.0%
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 136,909	\$ -	
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 67,401	\$ -	
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 67,401	\$ -	
Kentucky General Fund (Note 5)	\$ 655,947	\$ 367,869	78.3%	\$ 4,548,539	\$ 1,338,864	239.7%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 1,574,273</u>	<u>\$ 1,103,607</u>	42.6%	<u>\$ 11,568,600</u>	<u>\$ 4,016,591</u>	188.0%
% of Gross Commission	17.2%	17.0%		17.0%	17.0%	
Net Commission + Breakage	\$ 7,584,962	\$ 5,370,638	41.2%	\$ 56,498,379	\$ 19,663,131	187.3%
% of Total Handle	7.23%	7.30%		7.33%	7.34%	
Number of HHR Terminals	1,290	950	35.8%	1,241	962	29.0%
Average Daily Handle	\$ 3,385,533	\$ 2,373,347	42.6%	\$ 3,587,163	\$ 1,954,545	83.5%
Handle/Day/Terminal	\$ 2,624	\$ 2,498	5.1%	\$ 2,781	\$ 2,057	35.2%
Gross Commission / Day /Terminal	\$ 229	\$ 220	4.2%	\$ 245	\$ 182	34.9%

	January -22	December - 21	% Change	Since Inception (September 16, 2020)	
Total Handle	\$ 104,951,534	\$ 116,353,172	-9.8%	Total Handle	\$ 1,501,968,435
Total Kentucky Excise Tax	\$ 1,574,273	\$ 1,745,298	-9.8%	Total Kentucky Excise Tax	\$ 22,529,527
Average Daily Handle	\$ 3,385,533	\$ 3,753,328	-9.8%	Total KY General Fund	\$ 8,352,159

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Kentucky Pari-Mutuel Excise Tax and BIF by Source, FYTD 2022

February-2022

Racetrack/ADW	Thoroughbred Development Fund		Standardbred Development Fund		QH/Other Development Fund		Equine Industry Program		Equine Drug Program		Higher Education Program		Backside Improvement *		ADW Host Track Allocation		ADW Purse Allocation		Kentucky General Fund		Total Excise Tax (Includes Backside Improvement) FYTD	
	% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund		% of Fund	
	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total	FYTD	Total
Live	\$ 220,862	0.8%	\$ 12,821	0.2%			\$ 60,548	8.2%	\$ 30,274	7.6%	\$ 30,274	7.6%	\$ 147,240	100.0%			\$ 103,396	0.3%	\$ 605,415	0.9%		
Churchill Downs	\$ 68,236	0.2%					\$ 18,197	2.5%	\$ 9,098	2.3%	\$ 9,098	2.3%	\$ 45,490	30.9%			\$ 31,844	0.1%	\$ 181,963	0.3%		
ECL (Corbin)			\$ 2,068	0.0%			\$ 331	0.0%	\$ 165	0.0%	\$ 165	0.0%					\$ 165	0.0%	\$ 2,894	0.0%		
Ellis Park	\$ 22,250	0.1%					\$ 5,933	0.8%	\$ 2,967	0.7%	\$ 2,967	0.7%	\$ 14,833	10.1%			\$ 10,383	0.0%	\$ 59,333	0.1%		
Keeneland	\$ 113,717	0.4%					\$ 30,324	4.1%	\$ 15,162	3.8%	\$ 15,162	3.8%	\$ 75,811	51.5%			\$ 53,068	0.2%	\$ 303,244	0.4%		
Kentucky Downs	\$ 11,935	0.0%					\$ 3,183	0.4%	\$ 1,591	0.4%	\$ 1,591	0.4%	\$ 7,957	5.4%			\$ 5,570	0.0%	\$ 31,827	0.0%		
Oak Grove			\$ 1,194	0.0%			\$ 191	0.0%	\$ 96	0.0%	\$ 96	0.0%					\$ 96	0.0%	\$ 1,673	0.0%		
The Red Mile			\$ 9,559	0.1%			\$ 1,529	0.2%	\$ 765	0.2%	\$ 765	0.2%					\$ 765	0.0%	\$ 13,383	0.0%		
Turfway Park	\$ 4,724	0.0%					\$ 860	0.1%	\$ 430	0.1%	\$ 430	0.1%	\$ 3,149	2.1%			\$ 1,505	0.0%	\$ 11,098	0.0%		
Simulcast	\$ 944,363	3.3%	\$ 29,546	0.4%	\$ 6,194	100%	\$ 24,503	3.3%	\$ 49,002	12.3%	\$ 49,002	12.3%					\$ 367,539	1.2%	\$ 1,470,149	2.2%		
Churchill Downs	\$ 259,858	0.9%	\$ 3,193	0.0%	\$ 1,102	17.8%	\$ 6,604	0.9%	\$ 13,208	3.3%	\$ 13,208	3.3%					\$ 99,058	0.3%	\$ 396,231	0.6%		
ECL (Corbin)																						
Ellis Park	\$ 134,665	0.5%	\$ 12,697	0.2%	\$ 581	9.4%	\$ 3,697	0.5%	\$ 7,398	1.9%	\$ 7,398	1.9%					\$ 55,480	0.2%	\$ 221,916	0.3%		
Keeneland	\$ 340,724	1.2%			\$ 1,123	18.1%	\$ 8,545	1.2%	\$ 17,091	4.3%	\$ 17,091	4.3%					\$ 128,191	0.4%	\$ 512,765	0.8%		
Kentucky Downs	\$ 131,957	0.5%	\$ 11,574	0.2%	\$ 2,500	40.4%	\$ 3,654	0.5%	\$ 7,300	1.8%	\$ 7,300	1.8%					\$ 54,761	0.2%	\$ 219,046	0.3%		
Oak Grove	\$ -	0.0%	\$ -	0.0%																		
The Red Mile																						
Turfway Park	\$ 77,159	0.3%	\$ 2,082	0.0%	\$ 888	14.3%	\$ 2,003	0.3%	\$ 4,005	1.0%	\$ 4,005	1.0%					\$ 30,049	0.1%	\$ 120,191	0.2%		
ADW															\$ 468,485	100.0%	\$ 468,485	100.0%	\$ 165,352	0.6%	\$ 1,102,322	1.6%
Amwest															\$ 2,809	0.6%	\$ 2,809	0.6%	\$ 992	0.0%	\$ 6,610	0.0%
eBet															\$ 1,393	0.3%	\$ 1,393	0.3%	\$ 492	0.0%	\$ 3,278	0.0%
Lien Games															\$ 745	0.2%	\$ 745	0.2%	\$ 265	0.0%	\$ 1,755	0.0%
NYRA															\$ 13,569	2.9%	\$ 13,569	2.9%	\$ 4,790	0.0%	\$ 31,928	0.0%
TVG															\$ 141,148	30.1%	\$ 141,148	30.1%	\$ 49,817	0.2%	\$ 332,113	0.5%
TwinSpires															\$ 248,221	53.0%	\$ 248,221	53.0%	\$ 87,608	0.3%	\$ 584,050	0.9%
Watch and Wager															\$ 1,184	0.3%	\$ 1,184	0.3%	\$ 418	0.0%	\$ 2,786	0.0%
XpressBet															\$ 59,416	12.7%	\$ 59,416	12.7%	\$ 20,970	0.1%	\$ 139,802	0.2%
HHR	\$ 27,051,877	95.9%	\$ 6,764,041	99.4%			\$ 650,001	88.4%	\$ 320,000	80.1%	\$ 320,000	80.1%							\$ 29,143,897	97.9%	\$ 64,249,816	95.3%
Derby City Gaming	\$ 9,844,979	34.9%					\$ 204,303	27.8%	\$ 100,580	25.2%	\$ 100,580	25.2%							\$ 9,439,517	31.7%	\$ 19,689,959	29.2%
ECL- Bowling Green	\$ 563,000	2.0%					\$ -	0.0%	\$ -	0.0%	\$ -	0.0%							\$ 563,000	1.9%	\$ 1,126,000	1.7%
Ellis Park	\$ 1,054,593	3.7%					\$ 22,782	3.1%	\$ 11,216	2.8%	\$ 11,216	2.8%							\$ 1,009,379	3.4%	\$ 2,109,186	3.1%
Keeneland/Red Mile	\$ 1,733,216	6.1%	\$ 2,310,954	34.0%			\$ 70,536	9.6%	\$ 34,725	8.7%	\$ 34,725	8.7%							\$ 2,748,704	9.2%	\$ 6,932,860	10.3%
Kentucky Downs	\$ 9,266,991	32.8%					\$ 191,848	26.1%	\$ 94,448	23.7%	\$ 94,448	23.7%							\$ 8,886,248	29.8%	\$ 18,533,983	27.5%
Newport Racing	\$ 1,249,284	4.4%					\$ 23,623	3.2%	\$ 11,630	2.9%	\$ 11,630	2.9%							\$ 1,202,402	4.0%	\$ 2,498,569	3.7%
Oak Grove	\$ 3,339,814	11.8%	\$ 4,453,087	65.4%			\$ 136,909	18.6%	\$ 67,401	16.9%	\$ 67,401	16.9%							\$ 5,294,647	17.8%	\$ 13,359,259	19.8%
Grand Total	\$ 28,217,102	100.0%	\$ 6,806,408	100.0%	\$ 6,194	100%	\$ 735,052	100.0%	\$ 399,276	100.0%	\$ 399,276	100.0%	\$ 147,240	100.0%	\$ 468,485	100.0%	\$ 468,485	100.0%	\$ 29,780,184	100.0%	\$ 67,427,702	100.0%

* The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.



Kentucky Live and Simulcast Wagering Report February 2022

Live Racing						
	Feb-22	Feb-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	11	7	57.1%	182	170	7.1%
On Track Handle	\$ 199,735	\$ 91,965	117.2%	\$ 30,473,843	\$ 9,353,696	225.8%
Less: Return to the Public	\$ 159,622	\$ 73,578	116.9%	\$ 23,201,174	\$ 7,489,568	209.8%
Less: Breakage	\$ 1,428	\$ 456	213.4%	\$ 221,556	\$ 54,615	305.7%
Gross Commission	\$ 38,685	\$ 17,932	115.7%	\$ 7,051,113	\$ 1,809,514	289.7%
TB Development Fund	\$ 1,498	\$ 690	117.2%	\$ 220,861	\$ 64,013	245.0%
SB Development Fund	\$ -	\$ -		\$ 12,821	\$ 10,233	25.3%
Equine Industry Program	\$ 399	\$ 184	117.2%	\$ 60,948	\$ 18,707	225.8%
Equine Drug Research	\$ 200	\$ 92	117.2%	\$ 30,474	\$ 9,354	225.8%
Higher Education Fund	\$ 200	\$ 92	117.2%	\$ 30,474	\$ 9,354	225.8%
Ky General Fund	\$ 699	\$ 322	117.2%	\$ 104,094	\$ 30,691	239.2%
Total Kentucky Excise Tax (1.5%) (Note 1)	\$ 2,996	\$ 1,379	117.2%	\$ 459,672	\$ 142,352	222.9%
Backside Improvement Fund (Note 1)	\$ 999	\$ 460	117.2%	\$ 147,241	\$ 42,675	245.0%
Net Commission	\$ 36,119	\$ 16,093	124.4%	\$ 6,444,200	\$ 1,624,486	296.7%
Off Track Handle From:						
Other Kentucky Tracks	\$ 297,430	\$ 187,471	58.7%	\$ 5,948,010	\$ 1,600,262	271.7%
Kentucky ADW's	\$ 12,196,608	\$ 1,164,077	947.7%	\$ 248,064,358	\$ 67,452,932	267.8%
Kentucky Simulcast Facility (non-taxable)	\$ 16,527	\$ -		\$ 155,216	\$ -	
Other Sources (non-taxable)	\$ 15,093,902	\$ 13,010,193	16.0%	\$ 307,236,434	\$ 685,324,799	-55.2%
(Non-Ky Tracks, OTB's, Other ADW's)						
All Sources Handle	\$ 27,804,202	\$ 14,453,706	92.4%	\$ 591,877,860	\$ 763,731,688	-22.5%
Average Daily Handle - On Track	\$ 18,158	\$ 13,138	38.2%	\$ 167,439	\$ 55,022	204.3%
Average Daily Handle - All Sources	\$ 2,527,655	\$ 2,064,815	22.4%	\$ 3,252,076	\$ 4,492,539	-27.6%
Simulcast						
Handle by Breed						
Thoroughbred	\$ 4,790,037	\$ 4,537,546	5.6%	\$ 48,097,424	\$ 41,979,697	14.6%
Standardbred	\$ 1,606,306	\$ 1,437,493	11.7%	\$ 14,463,075	\$ 14,594,797	-0.9%
Qtr/Arabian	\$ 42,502	\$ 18,248	132.9%	\$ 409,759	\$ 330,248	24.1%
Total Handle	\$ 6,438,845	\$ 5,993,288	7.4%	\$ 62,970,259	\$ 56,904,741	10.7%
TB Development Fund	\$ 93,587	\$ 88,703	5.5%	\$ 944,361	\$ 829,041	13.9%
SB Development Fund	\$ 3,013	\$ 2,354	28.0%	\$ 29,544	\$ 26,976	9.5%
QH Development Fund	\$ 683	\$ 270	152.7%	\$ 6,194	\$ 4,865	27.3%
Equine Industry Program*	\$ 2,432	\$ 2,283	6.5%	\$ 24,502	\$ 21,522	13.8%
Equine Drug Research	\$ 4,864	\$ 4,566	6.5%	\$ 49,005	\$ 43,044	13.8%
Higher Education Fund	\$ 4,864	\$ 4,566	6.5%	\$ 49,005	\$ 43,044	13.8%
Ky General Fund	\$ 36,481	\$ 34,248	6.5%	\$ 367,537	\$ 322,830	13.8%
Total Kentucky Excise Tax	\$ 145,924	\$ 136,991	6.5%	\$ 1,470,148	\$ 1,291,322	13.8%

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Monthly Track Report - Churchill Downs

February 2022

Live Racing						
	Feb-22	Feb-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		33	38	-13.2%
On Track Handle	\$ -	\$ -		\$ 9,098,136	\$ 3,626,053	150.9%
Less: Return to the Public	\$ -	\$ -		\$ 6,788,156	\$ 2,897,629	134.3%
Less: Breakage	\$ -	\$ -		\$ 70,758	\$ 24,202	192.4%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 2,239,222</u>	<u>\$ 704,222</u>	<u>218.0%</u>
TB Development Fund	\$ -	\$ -		\$ 68,236	\$ 27,195	150.9%
Equine Industry Program	\$ -	\$ -		\$ 18,196	\$ 7,252	
Equine Drug Research	\$ -	\$ -		\$ 9,098	\$ 3,626	150.9%
Higher Education Fund	\$ -	\$ -		\$ 9,098	\$ 3,626	150.9%
Ky General Fund	\$ -	\$ -		\$ 31,843	\$ 12,691	150.9%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 136,472</u>	<u>\$ 54,391</u>	<u>150.9%</u>
Backside Improvement Fund (Note 1)	\$ -	\$ -		\$ 45,491	\$ 18,130	150.9%
Net Commission	\$ -	\$ -		\$ 2,057,259	\$ 631,701	225.7%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 1,629,176	\$ 2,703,204	-39.7%
Kentucky ADW's	\$ -	\$ -		\$ 81,528,335	\$ 35,550,786	129.3%
Kentucky Simulcast Facility (non-taxable)	\$ 16,527	\$ -		\$ 155,216	\$ -	
Other Sources (non-taxable)	\$ -	\$ -		\$ 89,488,219	\$ 301,963,190	-70.4%
(Non-Ky Tracks, OTB's, Other ADW's)						
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 181,743,866</u>	<u>\$ 343,843,233</u>	<u>-47.1%</u>
Average Daily Handle - On Track				\$ 275,701	\$ 95,422	188.9%
Average Daily Handle - All Sources				\$ 5,507,390	\$ 9,048,506	-39.1%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 1,293,302	\$ 994,859	30.0%	\$ 12,992,904	\$ 5,961,800	117.9%
Standardbred	\$ 35,917	\$ 25,322	41.8%	\$ 159,693	\$ 80,515	98.3%
Qtr/Arabian	\$ 8,753	\$ 1,216		\$ 55,095	\$ 5,233	952.8%
Total Handle	<u>\$ 1,337,972</u>	<u>\$ 1,021,397</u>	<u>31.0%</u>	<u>\$ 13,207,692</u>	<u>\$ 6,047,549</u>	<u>118.4%</u>
TB Development Fund	\$ 25,866	\$ 19,897	30.0%	\$ 259,858	\$ 119,236	117.9%
SB Development Fund	\$ 718	\$ 506	41.8%	\$ 3,194	\$ 1,610	98.3%
QH Development Fund	\$ 175	\$ 24		\$ 1,102	\$ 105	952.8%
Equine Industry Program*	\$ 669	\$ 511	31.0%	\$ 6,604	\$ 3,024	118.4%
Equine Drug Research	\$ 1,338	\$ 1,021	31.0%	\$ 13,208	\$ 6,048	118.4%
Higher Education Fund	\$ 1,338	\$ 1,021	31.0%	\$ 13,208	\$ 6,048	118.4%
Ky General Fund	\$ 10,035	\$ 7,660	31.0%	\$ 99,058	\$ 45,357	118.4%
Total Kentucky Excise Tax (3%)	<u>\$ 40,139</u>	<u>\$ 30,642</u>	<u>31.0%</u>	<u>\$ 396,231</u>	<u>\$ 181,426</u>	<u>118.4%</u>

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Monthly Track Report - ECL Corbin
February 2022

Live Racing

	Feb-22	Feb-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		12	0	
On Track Handle	\$ -	\$ -		\$ 165,407	\$ -	
Less: Return to the Public	\$ -	\$ -		\$ 128,681	\$ -	
Less: Breakage	\$ -	\$ -		\$ 195	\$ -	
Gross Commission	\$ -	\$ -		\$ 36,531	\$ -	
SB Development Fund	\$ -	\$ -		\$ 2,068	\$ -	
Equine Industry Program	\$ -	\$ -		\$ 331	\$ -	
Equine Drug Research	\$ -	\$ -		\$ 165	\$ -	
Higher Education Fund	\$ -	\$ -		\$ 165	\$ -	
Ky General Fund	\$ -	\$ -		\$ 165	\$ -	
Total Kentucky Excise Tax (1.75%)	\$ -	\$ -		\$ 2,895	\$ -	
Net Commission	\$ -	\$ -		\$ 33,636	\$ -	
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 174,877	\$ -	
Kentucky ADW's	\$ -	\$ -		\$ 447,328	\$ -	
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 683,761	\$ -	
All Sources Handle	\$ -	\$ -		\$ 1,471,373	\$ -	
Average Daily Handle - On Track				\$ 13,784		
Average Daily Handle - All Sources				\$ 122,614		

Simulcast

Handle by Breed						
Thoroughbred	\$ -	\$ -		\$ -	\$ -	
Standardbred	\$ -	\$ -		\$ -	\$ -	
Qtr/Arabian	\$ -	\$ -		\$ -	\$ -	
Total Handle	\$ -	\$ -		\$ -	\$ -	
TB Development Fund						
SB Development Fund						
QH Development Fund						
Equine Industry Program						
Equine Drug Research						
Higher Education Fund						
Ky General Fund						
Total Kentucky Excise Tax						

ONLY TAXED ON LIVE RACING (per KRS 138.510)

Monthly Track Report - Ellis Park

February 2022

Live Racing						
	Feb-22	Feb-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		29	25	16.0%
On Track Handle	\$ -	\$ -		\$ 2,966,666	\$ 1,000,965	196.4%
Less: Return to the Public	\$ -	\$ -		\$ 2,205,657	\$ 796,412	176.9%
Less: Breakage	\$ -	\$ -		\$ 25,511	\$ 8,359	205.2%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 735,498</u>	<u>\$ 196,195</u>	<u>274.9%</u>
TB Development Fund	\$ -	\$ -		\$ 22,250	\$ 7,507	196.4%
Equine Industry Program	\$ -	\$ -		\$ 5,933	\$ 2,002	196.4%
Equine Drug Research	\$ -	\$ -		\$ 2,967	\$ 1,001	196.4%
Higher Education Fund	\$ -	\$ -		\$ 2,967	\$ 1,001	196.4%
Ky General Fund	\$ -	\$ -		\$ 10,383	\$ 3,503	196.4%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 44,500</u>	<u>\$ 15,014</u>	<u>196.4%</u>
Backside Improvement Fund (Note 1)	\$ -	\$ -		\$ 14,833	\$ 5,005	196.4%
Net Commission	\$ -	\$ -		\$ 676,164	\$ 176,175	283.8%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 1,003,489	\$ 532,769	88.4%
Kentucky ADW's	\$ -	\$ -		\$ 20,760,266	\$ 4,074,802	409.5%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 26,603,375	\$ 42,409,100	-37.3%
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 51,333,795</u>	<u>\$ 48,017,636</u>	<u>6.9%</u>
Average Daily Handle - On Track				\$ 102,299	\$ 40,039	155.5%
Average Daily Handle - All Sources				\$ 1,770,131	\$ 1,920,705	-7.8%
Simulcast						
Handle by Breed						
Thoroughbred	\$ 694,365	\$ 673,471	3.1%	\$ 6,733,311	\$ 6,784,175	-0.7%
Standardbred	\$ 58,217	\$ 33,528	73.6%	\$ 634,788	\$ 686,523	-7.5%
Qtr/Arabian	\$ 4,906	\$ 826	494%	\$ 29,103	\$ 18,003	61.7%
Total Handle	<u>\$ 757,488</u>	<u>\$ 707,825</u>	<u>7.0%</u>	<u>\$ 7,397,202</u>	<u>\$ 7,488,701</u>	<u>-1.2%</u>
TB Development Fund	\$ 13,887	\$ 13,469	3.1%	\$ 134,666	\$ 135,683	-0.7%
SB Development Fund	\$ 1,164	\$ 671	73.6%	\$ 12,696	\$ 13,730	-7.5%
QH Development Fund	\$ 98	\$ 17	494.1%	\$ 582	\$ 360	61.7%
Equine Industry Program*	\$ 379	\$ 354	7.0%	\$ 3,699	\$ 3,744	-1.2%
Equine Drug Research	\$ 757	\$ 708	7.0%	\$ 7,397	\$ 7,489	-1.2%
Higher Education Fund	\$ 757	\$ 708	7.0%	\$ 7,397	\$ 7,489	-1.2%
Ky General Fund	\$ 5,681	\$ 5,309	7.0%	\$ 55,479	\$ 56,165	-1.2%
Total Kentucky Excise Tax (3%)	<u>\$ 22,725</u>	<u>\$ 21,235</u>	<u>7.0%</u>	<u>\$ 221,916</u>	<u>\$ 224,661</u>	<u>-1.2%</u>

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Monthly Track Report - Keeneland

February 2022

Live Racing						
	Feb-22	Feb-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		17	22	-22.7%
On Track Handle	\$ -	\$ -		\$ 15,162,221	\$ 3,152,200	381.0%
Less: Return to the Public	\$ -	\$ -		\$ 11,649,088	\$ 2,549,822	356.9%
Less: Breakage	\$ -	\$ -		\$ 111,932	\$ 20,348	450.1%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 3,401,201</u>	<u>\$ 582,030</u>	484.4%
TB Development Fund	\$ -	\$ -		\$ 113,717	\$ 23,641	381.0%
Equine Industry Program	\$ -	\$ -		\$ 30,324	\$ 6,304	381.0%
Equine Drug Research	\$ -	\$ -		\$ 15,162	\$ 3,152	381.0%
Higher Education Fund	\$ -	\$ -		\$ 15,162	\$ 3,152	381.0%
Ky General Fund	\$ -	\$ -		\$ 53,068	\$ 11,033	381.0%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 227,433</u>	<u>\$ 47,283</u>	381.0%
Backside Improvement Fund (Note 1)	\$ -	\$ -		\$ 75,811	\$ 15,761	381.0%
Net Commission	\$ -	\$ -		\$ 3,097,957	\$ 518,986	496.9%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 1,187,512	\$ 1,041,783	14.0%
Kentucky ADW's	\$ -	\$ -		\$ 69,174,718	\$ 17,248,408	301.0%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 95,484,521	\$ 190,086,649	-49.8%
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 181,008,972</u>	<u>\$ 211,529,040</u>	-14.4%
Average Daily Handle - On Track				\$ 891,895	\$ 143,282	522.5%
Average Daily Handle - All Sources				\$ 10,647,587	\$ 9,614,956	10.7%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 1,664,694	\$ 1,690,212	-1.5%	\$ 17,036,153	\$ 20,059,210	-15.1%
Standardbred						
Qtr/Arabian	\$ 8,037	\$ 1,710	370.1%	\$ 56,089	\$ 44,369	26.4%
Total Handle	<u>\$ 1,672,731</u>	<u>\$ 1,691,922</u>	-1.1%	<u>\$ 17,092,242</u>	<u>\$ 20,103,579</u>	-15.0%
TB Development Fund	\$ 33,294	\$ 33,804	-1.5%	\$ 340,723	\$ 401,184	-15.1%
SB Development Fund						
QH Development Fund	\$ 161	\$ 34	370.1%	\$ 1,122	\$ 887	26.4%
Equine Industry Program*	\$ 836	\$ 846	-1.1%	\$ 8,546	\$ 10,052	-15.0%
Equine Drug Research	\$ 1,673	\$ 1,692	-1.1%	\$ 17,092	\$ 20,104	-15.0%
Higher Education Fund	\$ 1,673	\$ 1,692	-1.1%	\$ 17,092	\$ 20,104	-15.0%
Ky General Fund	\$ 12,545	\$ 12,689	-1.1%	\$ 128,192	\$ 150,777	-15.0%
Total Kentucky Excise Tax (3%)	<u>\$ 50,182</u>	<u>\$ 50,758</u>	-1.1%	<u>\$ 512,767</u>	<u>\$ 603,107</u>	-15.0%

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Monthly Track Report - Kentucky Downs

February 2022

Live Racing						
	Feb-22	Feb-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		6	6	0.0%
On Track Handle	\$ -	\$ -		\$ 1,591,345	\$ 332,301	378.9%
Less: Return to the Public	\$ -	\$ -		\$ 1,305,875	\$ 273,475	377.5%
Less: Breakage	\$ -	\$ -		\$ 9,711	\$ 1,706	469.2%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 275,759</u>	<u>\$ 57,120</u>	<u>382.8%</u>
TB Development Fund	\$ -	\$ -		\$ 11,935	\$ 2,492	378.9%
Equine Industry Program	\$ -	\$ -		\$ 3,183	\$ 665	
Equine Drug Research	\$ -	\$ -		\$ 1,591	\$ 332	378.9%
Higher Education Fund	\$ -	\$ -		\$ 1,591	\$ 332	378.9%
Ky General Fund	\$ -	\$ -		\$ 5,570	\$ 1,163	378.9%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 23,870</u>	<u>\$ 4,985</u>	<u>378.9%</u>
Backside Improvement Fund (Note 1)	\$ -	\$ -		\$ 7,957	\$ 1,662	378.9%
Net Commission	\$ -	\$ -		\$ 243,932	\$ 50,474	383.3%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 706,876	\$ 271,022	160.8%
Kentucky ADW's	\$ -	\$ -		\$ 34,554,562	\$ 3,451,557	901.1%
Other Sources (non-taxable)	\$ -	\$ -		\$ 37,235,751	\$ 55,773,563	-33.2%
(Non-Ky Tracks, OTB's, Other ADW's)						
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 74,088,533</u>	<u>\$ 59,828,443</u>	<u>23.8%</u>
Average Daily Handle - On Track				\$ 265,224	\$ 55,384	378.9%
Average Daily Handle - All Sources				\$ 12,348,089	\$ 9,971,407	23.8%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 590,775	\$ 564,380	4.7%	\$ 6,597,767	\$ 6,357,281	3.8%
Standardbred	\$ 35,044	\$ 49,866	-29.7%	\$ 578,681	\$ 564,879	2.4%
Qtr/Arabian	\$ 9,646	\$ 7,977	20.9%	\$ 124,971	\$ 152,389	-18.0%
Total Handle	<u>\$ 635,465</u>	<u>\$ 622,223</u>	<u>2.1%</u>	<u>\$ 7,301,418</u>	<u>\$ 7,074,548</u>	<u>3.2%</u>
TB Development Fund	\$ 11,816	\$ 11,288	4.7%	\$ 131,955	\$ 127,146	3.8%
SB Development Fund	\$ 701	\$ 997	-29.7%	\$ 11,574	\$ 11,298	2.4%
QH Development Fund	\$ 193	\$ 160	20.9%	\$ 2,499	\$ 3,048	-18.0%
Equine Industry Program*	\$ 318	\$ 311	2.1%	\$ 3,651	\$ 3,537	3.2%
Equine Drug Research	\$ 635	\$ 622	2.1%	\$ 7,301	\$ 7,075	3.2%
Higher Education Fund	\$ 635	\$ 622	2.1%	\$ 7,301	\$ 7,075	3.2%
Ky General Fund	\$ 4,766	\$ 4,667	2.1%	\$ 54,761	\$ 53,059	3.2%
Total Kentucky Excise Tax (3%)	<u>\$ 19,064</u>	<u>\$ 18,667</u>	<u>2.1%</u>	<u>\$ 219,043</u>	<u>\$ 212,236</u>	<u>3.2%</u>

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

**Monthly Track Report - Oak Grove
February 2022**

Live Racing						
	Feb-22	Feb-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		20	14	42.9%
On Track Handle	\$ -	\$ -		\$ 95,564	\$ 62,569	52.7%
Less: Return to the Public	\$ -	\$ -		\$ 66,264	\$ 48,692	36.1%
Less: Breakage	\$ -	\$ -		\$ 832	\$ 479	73.8%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 28,469</u>	<u>\$ 13,398</u>	112.5%
SB Development Fund	\$ -	\$ -		\$ 1,195	\$ 782	52.7%
Equine Industry Program	\$ -	\$ -		\$ 191	\$ 125	
Equine Drug Research	\$ -	\$ -		\$ 96	\$ 63	52.7%
Higher Education Fund	\$ -	\$ -		\$ 96	\$ 63	52.7%
Ky General Fund	\$ -	\$ -		\$ 96	\$ 63	52.7%
Total Kentucky Excise Tax (1.75%)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 1,672</u>	<u>\$ 1,095</u>	52.7%
Net Commission	\$ -	\$ -		\$ 26,797	\$ 12,303	117.8%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 37,495	\$ 34,003	10.3%
Kentucky ADW's	\$ -	\$ -		\$ 558,030	\$ 33,396	1570.9%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 1,167,061	\$ 1,084,726	7.6%
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 1,858,151</u>	<u>\$ 1,214,694</u>	53.0%
Average Daily Handle - On Track	#DIV/0!			\$ 4,778	\$ 4,469	6.9%
Average Daily Handle - All Sources	#DIV/0!			\$ 92,908	\$ 86,764	7.1%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 110,710	\$ 102,420	8.1%	\$ 879,384	\$ 527,669	66.7%
Standardbred	\$ 19,933	\$ 15,339	30.0%	\$ 171,378	\$ 88,331	94.0%
Qtr/Arabian	\$ 553	\$ 158	249.3%	\$ 23,365	\$ 9,688	141.2%
Total Handle	<u>\$ 131,196</u>	<u>\$ 117,917</u>	11.3%	<u>\$ 1,074,127</u>	<u>\$ 625,688</u>	71.7%
TB Development Fund						
SB Development Fund						
QH Development Fund						
Equine Industry Program						
Equine Drug Research						
Higher Education Fund						
Ky General Fund						
Total Kentucky Excise Tax	<u>_____</u>	<u>_____</u>		<u>_____</u>	<u>_____</u>	

ONLY TAXED ON LIVE RACING (per KRS 138.510)

Monthly Track Report - The Red Mile

February 2022

Live Racing						
	Feb-22	Feb-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	0	0		27	30	-10.0%
On Track Handle	\$ -	\$ -		\$ 764,679	\$ 756,104	1.1%
Less: Return to the Public	\$ -	\$ -		\$ 589,385	\$ 584,448	0.8%
Less: Breakage	\$ -	\$ -		\$ (1,436)	\$ (2,879)	-50.1%
Gross Commission	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 176,730</u>	<u>\$ 174,535</u>	1.3%
SB Development Fund	\$ -	\$ -		\$ 9,558	\$ 9,451	1.1%
Equine Industry Program	\$ -	\$ -		\$ 1,529	\$ 1,512	
Equine Drug Research	\$ -	\$ -		\$ 765	\$ 756	1.1%
Higher Education Fund	\$ -	\$ -		\$ 765	\$ 756	1.1%
Ky General Fund	\$ -	\$ -		\$ 765	\$ 756	1.1%
Total Kentucky Excise Tax (1.75%)	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 13,382</u>	<u>\$ 13,232</u>	1.1%
Net Commission	\$ -	\$ -		\$ 163,348	\$ 161,303	1.3%
Off Track Handle From:						
Other Kentucky Tracks	\$ -	\$ -		\$ 51,315	\$ 37,080	38.4%
Kentucky ADW's	\$ -	\$ -		\$ 2,207,030	\$ 211,311	944.4%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ -	\$ -		\$ 5,485,321	\$ 9,989,466	-45.1%
All Sources Handle	<u>\$ -</u>	<u>\$ -</u>		<u>\$ 8,508,344</u>	<u>\$ 10,993,960</u>	-22.6%
Average Daily Handle - On Track				\$ 28,321	\$ 25,203	12.4%
Average Daily Handle - All Sources				\$ 315,124	\$ 366,465	-14.0%

Simulcast						
Handle by Breed						
Thoroughbred	\$ -	\$ -		\$ -	\$ -	
Standardbred	\$ 1,435,717	\$ 1,304,435	10.1%	\$ 12,814,477	\$ 13,157,687	-2.6%
Qtr/Arabian	\$ 7,787	\$ 4,572	70.3%	\$ 76,711	\$ 77,307	-0.8%
Total Handle	<u>\$ 1,443,504</u>	<u>\$ 1,309,007</u>	10.3%	<u>\$ 12,891,188</u>	<u>\$ 13,234,994</u>	-2.6%
TB Development Fund						
SB Development Fund						
QH Development Fund						
Equine Industry Program						
Equine Drug Research						
Higher Education Fund						
Ky General Fund						
Total Kentucky Excise Tax	<u>_____</u>	<u>_____</u>		<u>_____</u>	<u>_____</u>	

ONLY TAXED ON LIVE RACING (per KRS 138.510)

Monthly Track Report - Turfway Park

February 2022

Live Racing						
	Feb-22	Feb-21	% Change	FYTD - 2022	FYTD - 2021	% Change
Race Dates	11	7	57.1%	38	35	8.6%
On Track Handle	\$ 199,735	\$ 91,965	117.2%	\$ 629,824	\$ 423,505	48.7%
Less: Return to the Public	\$ 159,622	\$ 73,578	116.9%	\$ 459,794	\$ 339,090	35.6%
Less: Breakage	\$ 1,428	\$ 456	213.4%	\$ 4,053	\$ 2,401	68.8%
Gross Commission	<u>\$ 38,685</u>	<u>\$ 17,932</u>	<u>115.7%</u>	<u>\$ 165,977</u>	<u>\$ 82,015</u>	<u>102.4%</u>
TB Development Fund	\$ 1,498	\$ 690	117.2%	\$ 4,724	\$ 3,176	48.7%
Equine Industry Program	\$ 399	\$ 184	117.2%	\$ 1,260	\$ 847	48.7%
Equine Drug Research	\$ 200	\$ 92	117.2%	\$ 630	\$ 424	48.7%
Higher Education Fund	\$ 200	\$ 92	117.2%	\$ 630	\$ 424	48.7%
Ky General Fund	\$ 699	\$ 322	117.2%	\$ 2,204	\$ 1,482	48.7%
Total Kentucky Excise Tax (1.5%) (Note 1)	<u>\$ 2,996</u>	<u>\$ 1,379</u>	<u>117.2%</u>	<u>\$ 9,447</u>	<u>\$ 6,353</u>	<u>48.7%</u>
Backside Improvement Fund (Note 1)	\$ 999	\$ 460	117.2%	\$ 3,149	\$ 2,118	48.7%
Net Commission	\$ 36,119	\$ 16,093	124.4%	\$ 153,380	\$ 73,544	108.6%
Off Track Handle From:						
Other Kentucky Tracks	\$ 297,430	\$ 187,471	58.7%	\$ 1,157,271	\$ 943,987	22.6%
Kentucky ADW's	\$ 12,196,608	\$ 1,164,077	947.7%	\$ 38,834,089	\$ 6,127,124	533.8%
Other Sources (non-taxable) (Non-Ky Tracks, OTB's, Other ADW's)	\$ 15,093,902	\$ 13,010,193	16.0%	\$ 51,088,425	\$ 74,742,201	-31.6%
All Sources Handle	<u>\$ 27,787,675</u>	<u>\$ 14,453,706</u>		<u>\$ 91,709,609</u>	<u>\$ 82,236,817</u>	
Average Daily Handle - On Track	\$ 18,158	\$ 13,138	38.2%	\$ 16,574	\$ 12,100	37.0%
Average Daily Handle - All Sources	\$ 2,526,152	\$ 2,064,815	22.3%	\$ 2,413,411	\$ 2,349,623	2.7%

Simulcast						
Handle by Breed						
Thoroughbred	\$ 436,191	\$ 512,204	-14.8%	\$ 3,857,907	\$ 2,289,563	68.5%
Standardbred	\$ 21,478	\$ 9,004		\$ 104,058	\$ 16,863	517.1%
Qtr/Arabian	\$ 2,820	\$ 1,790	57.6%	\$ 44,425	\$ 23,258	91.0%
Total Handle	<u>\$ 460,489</u>	<u>\$ 522,998</u>	<u>-12.0%</u>	<u>\$ 4,006,390</u>	<u>\$ 2,329,683</u>	<u>72.0%</u>
TB Development Fund	\$ 8,724	\$ 10,244	-14.8%	\$ 77,158	\$ 45,791	68.5%
SB Development Fund	\$ 430	\$ 180		\$ 2,081	\$ 337	517.1%
QH Development Fund	\$ 56	\$ 36		\$ 888	\$ 465	
Equine Industry Program*	\$ 230	\$ 261	-12.0%	\$ 2,003	\$ 1,165	72.0%
Equine Drug Research	\$ 460	\$ 523	-12.0%	\$ 4,006	\$ 2,330	72.0%
Higher Education Fund	\$ 460	\$ 523	-12.0%	\$ 4,006	\$ 2,330	72.0%
Ky General Fund	\$ 3,454	\$ 3,922	-12.0%	\$ 30,048	\$ 17,473	72.0%
Total Kentucky Excise Tax (3%)	<u>\$ 13,815</u>	<u>\$ 15,690</u>	<u>-12.0%</u>	<u>\$ 120,192</u>	<u>\$ 69,890</u>	<u>72.0%</u>

Note 1: The Backside Improvement Fund is funded by 0.5% of Live Handle, separately from the Excise Tax, for Live Thoroughbred Racing conducted by associations per KRS 230.3615.

* Rate is .05% for Simulcast only

Kentucky Resident Advance Deposit Wagering Report February, 2022

	Feb-22	Feb-21	% Change	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	\$ 1,740,869	\$ 1,164,016	49.6%	\$ 43,621,668	\$ 76,658,467	-43.1%
Total Out-of State Handle	\$ 20,526,494	\$ 23,461,850	-12.5%	\$ 176,841,855	\$ 194,592,443	-9.1%
Total Handle (TH)	\$ 22,267,363	\$ 24,625,866	-9.6%	\$ 220,463,523	\$ 271,250,910	-18.7%
Host Track (42.5% Allocation)	\$ 47,318	\$ 52,330	-9.6%	\$ 468,485	\$ 576,408	-18.7%
Purse (42.5% Allocation)	\$ 47,318	\$ 52,330	-9.6%	\$ 468,485	\$ 576,408	-18.7%
KY General Fund (15% Allocation)	\$ 16,701	\$ 18,469	-9.6%	\$ 165,348	\$ 203,438	-18.7%
Total KY Excise Tax (.5% of TH)	\$ 111,337	\$ 123,129	-9.6%	\$ 1,102,318	\$ 1,356,255	-18.7%



Kentucky Resident Advance Deposit Wagering Report for February 2022

AmWest Entertainment	% of Total	Feb-22	Feb-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	0.00%	\$ -	\$ -		0.27%	\$ 117,453	\$ 97,505	20.5%
Total Out-of State Handle	0.35%	\$ 71,502	\$ 85,060	-15.9%	0.68%	\$ 1,204,718	\$ 859,157	40.2%
Total Handle (TH)	0.32%	\$ 71,502	\$ 85,060	-15.9%	0.60%	\$ 1,322,171	\$ 956,662	38.2%
Host Track (42.5% Allocation)		\$ 152	\$ 181	-15.9%	\$ 2,810	\$ 2,033	38.2%	
Purse (42.5% Allocation)		\$ 152	\$ 181	-15.9%	\$ 2,810	\$ 2,033	38.2%	
KY General Fund (15% Allocation)		\$ 54	\$ 64	-15.9%	\$ 992	\$ 717	38.2%	
Total KY Excise Tax (.5% of TH)		\$ 358	\$ 425	-15.9%	\$ 6,611	\$ 4,783	38.2%	

eBet	% of Total	Feb-22	Feb-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	0.18%	\$ 3,050	\$ 927	229.1%	0.11%	\$ 48,017	\$ 42,674	12.5%
Total Out-of State Handle	0.54%	\$ 111,325	\$ 66,114	68.4%	0.34%	\$ 607,238	\$ 509,419	19.2%
Total Handle (TH)	0.51%	\$ 114,374	\$ 67,041	70.6%	0.30%	\$ 655,255	\$ 552,092	18.7%
Host Track (42.5% Allocation)		\$ 243	\$ 142	70.6%	\$ 1,392	\$ 1,173	18.7%	
Purse (42.5% Allocation)		\$ 243	\$ 142	70.6%	\$ 1,392	\$ 1,173	18.7%	
KY General Fund (15% Allocation)		\$ 86	\$ 50	70.6%	\$ 491	\$ 414	18.7%	
Total KY Excise Tax (.5% of TH)		\$ 572	\$ 335	70.6%	\$ 3,276	\$ 2,760	18.7%	

Lien Games	% of Total	Feb-22	Feb-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	0.00%	\$ -	\$ -		0.03%	\$ 10,907	\$ 13,812	-21.0%
Total Out-of State Handle	0.26%	\$ 54,089	\$ 60,142	-10.1%	0.19%	\$ 340,011	\$ 231,104	47.1%
Total Handle (TH)	0.24%	\$ 54,089	\$ 60,142	-10.1%	0.16%	\$ 350,918	\$ 244,916	43.3%
Host Track (42.5% Allocation)		\$ 115	\$ 128	-10.1%	\$ 746	\$ 520	43.3%	
Purse (42.5% Allocation)		\$ 115	\$ 128	-10.1%	\$ 746	\$ 520	43.3%	
KY General Fund (15% Allocation)		\$ 41	\$ 45	-10.1%	\$ 263	\$ 184	43.3%	
Total KY Excise Tax (.5% of TH)		\$ 270	\$ 301	-10.1%	\$ 1,755	\$ 1,225	43.3%	

Kentucky Resident Advance Deposit Wagering Report for February 2022 (Cont)

NYRAbets	% of Total	Feb-22	Feb-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	1.65%	\$ 28,644	\$ 81,399	-64.8%	2.30%	\$ 1,002,764	\$ 2,026,571	-50.5%
Total Out-of State Handle	1.94%	\$ 398,868	\$ 1,337,632	-70.2%	3.04%	\$ 5,382,436	\$ 6,562,985	-18.0%
Total Handle (TH)	1.92%	\$ 427,512	\$ 1,419,031	-69.9%	2.90%	\$ 6,385,201	\$ 8,589,556	-25.7%
Host Track (42.5% Allocation)		\$ 908	\$ 3,015	-69.9%		\$ 13,569	\$ 18,253	-25.7%
Purse (42.5% Allocation)		\$ 908	\$ 3,015	-69.9%		\$ 13,569	\$ 18,253	-25.7%
KY General Fund (15% Allocation)		\$ 321	\$ 1,064	-69.9%		\$ 4,789	\$ 6,442	-25.7%
Total KY Excise Tax (.5% of TH)		\$ 2,138	\$ 7,095	-69.9%		\$ 31,926	\$ 42,948	-25.7%

TVG	% of Total	Feb-22	Feb-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	26.98%	\$ 469,745	\$ 331,031	41.9%	24.15%	\$ 10,535,732	\$ 20,940,240	-49.7%
Total Out-of State Handle	30.60%	\$ 6,281,830	\$ 7,433,522	-15.5%	31.60%	\$ 55,886,713	\$ 68,458,791	-18.4%
Total Handle (TH)	30.32%	\$ 6,751,575	\$ 7,764,553	-13.0%	30.13%	\$ 66,422,445	\$ 89,399,031	-25.7%
Host Track (42.5% Allocation)		\$ 14,347	\$ 16,500	-13.0%		\$ 141,148	\$ 189,973	-25.7%
Purse (42.5% Allocation)		\$ 14,347	\$ 16,500	-13.0%		\$ 141,148	\$ 189,973	-25.7%
KY General Fund (15% Allocation)		\$ 5,064	\$ 5,823	-13.0%		\$ 49,817	\$ 67,049	-25.7%
Total KY Excise Tax (.5% of TH)		\$ 33,758	\$ 38,823	-13.0%		\$ 332,112	\$ 446,995	-25.7%

TwinSpires	% of Total	Feb-22	Feb-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	64.50%	\$ 1,122,890	\$ 666,750	68.4%	60.28%	\$ 26,293,637	\$ 45,543,214	-42.3%
Total Out-of State Handle	52.65%	\$ 10,807,949	\$ 11,287,036	-4.2%	51.18%	\$ 90,516,336	\$ 95,984,158	-5.7%
Total Handle (TH)	53.58%	\$ 11,930,839	\$ 11,953,786	-0.2%	52.98%	\$ 116,809,972	\$ 141,527,372	-17.5%
Host Track (42.5% Allocation)		\$ 25,353	\$ 25,402	-0.2%		\$ 248,221	\$ 300,746	-17.5%
Purse (42.5% Allocation)		\$ 25,353	\$ 25,402	-0.2%		\$ 248,221	\$ 300,746	-17.5%
KY General Fund (15% Allocation)		\$ 8,948	\$ 8,965	-0.2%		\$ 87,607	\$ 106,146	-17.5%
Total KY Excise Tax (.5% of TH)		\$ 59,654	\$ 59,769	-0.2%		\$ 584,050	\$ 707,637	-17.5%

Kentucky Resident Advance Deposit Wagering Report for February 2022 (Cont)

Watch and Wager	% of Total	Feb-22	Feb-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	0.27%	\$ 4,677	\$ 733	538.5%	0.22%	\$ 96,582	\$ 34,531	179.7%
Total Out-of State Handle	0.20%	\$ 41,839	\$ 21,897	91.1%	0.26%	\$ 460,861	\$ 182,847	152.0%
Total Handle (TH)	0.21%	\$ 46,516	\$ 22,629	105.6%	0.25%	\$ 557,444	\$ 217,379	156.4%
Host Track (42.5% Allocation)		\$ 99	\$ 48	105.6%		\$ 1,185	\$ 462	156.4%
Purse (42.5% Allocation)		\$ 99	\$ 48	105.6%		\$ 1,185	\$ 462	156.4%
KY General Fund (15% Allocation)		\$ 35	\$ 17	105.6%		\$ 418	\$ 163	156.4%
Total KY Excise Tax (.5% of TH)		\$ 233	\$ 113	105.6%		\$ 2,787	\$ 1,087	156.4%

Xpressbet	% of Total	Feb-22	Feb-21	% Change	% of Total	FYTD-2022	FYTD-2021	% Change
Total In-State Handle	6.43%	\$ 111,864	\$ 83,177	34.5%	12.65%	\$ 5,516,575	\$ 7,959,920	-30.7%
Total Out-of State Handle	13.44%	\$ 2,759,092	\$ 3,170,448	-13.0%	12.69%	\$ 22,443,541	\$ 21,803,982	2.9%
Total Handle (TH)	12.89%	\$ 2,870,956	\$ 3,253,625	-11.8%	12.68%	\$ 27,960,117	\$ 29,763,903	-6.1%
Host Track (42.5% Allocation)		\$ 6,101	\$ 6,914	-11.8%		\$ 59,415	\$ 63,248	-6.1%
Purse (42.5% Allocation)		\$ 6,101	\$ 6,914	-11.8%		\$ 59,415	\$ 63,248	-6.1%
KY General Fund (15% Allocation)		\$ 2,153	\$ 2,440	-11.8%		\$ 20,970	\$ 22,323	-6.1%
Total KY Excise Tax (.5% of TH)		\$ 14,355	\$ 16,268	-11.8%		\$ 139,801	\$ 148,820	-6.1%

Kentucky Historical Horse Racing Report for February, 2022

	February -22	February - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 574,795,973	\$ 322,127,130	78.4%	\$4,283,321,383	\$2,523,971,072	69.7%
Less: Returned to Public	\$ 523,307,641	\$ 293,768,036	78.1%	\$3,908,370,110	\$2,300,350,408	69.9%
Less: Breakage	\$ 56,020	\$ 46,645		\$ 539,835	\$ 575,479	
Less: Change in Pools (Note 6)	\$ 1,446,069	\$ 187,426		\$ 2,270,846	\$ 4,715,287	
Gross Commission	<u>\$ 49,986,243</u>	<u>\$ 28,125,024</u>	77.7%	<u>\$ 372,140,592</u>	<u>\$ 218,329,899</u>	70.4%
TB Development Fund (Note 1)	\$ 3,647,863	\$ 1,869,562	95.1%	\$ 27,051,880	\$ 15,262,480	77.2%
SB Development Fund (Note 2)	\$ 884,143	\$ 728,521	21.4%	\$ 6,764,041	\$ 4,889,738	38.3%
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 650,000	\$ 650,000	0.0%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 320,000	\$ 320,000	0.0%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 320,000	\$ 320,000	0.0%
Kentucky General Fund (Note 5)	\$ 4,089,934	\$ 2,233,823	83.1%	\$ 29,143,900	\$ 16,417,349	77.5%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 8,621,940</u>	<u>\$ 4,831,907</u>	78.4%	<u>\$ 64,249,821</u>	<u>\$ 37,859,566</u>	69.7%
% of Gross Commission	17.2%	17.2%		17.3%	17.3%	
Net Commission + Breakage	\$ 41,420,324	\$ 23,339,761	77.5%	\$ 308,430,606	\$ 181,045,811	70.4%
% of Total Handle	7.21%	7.25%		7.20%	7.17%	
Number of HHR Terminals	5,561	3,704	50.1%	5,451	3,469	57.1%
Average Daily Handle	\$ 20,528,428	\$ 11,504,540	78.4%	\$ 17,626,837	\$ 10,386,712	69.7%
Handle/Day/Terminal	\$ 3,691	\$ 3,106	18.9%	\$ 3,234	\$ 2,994	8.0%
Gross Commission / Day /Terminal	\$ 321	\$ 271	18.4%	\$ 281	\$ 259	8.5%
	February -22	January - 22	% Change	Since Inception		
Total Handle	\$ 574,795,973	\$ 483,239,605	18.9%	Total Handle	\$ 16,851,537,644	
Total Kentucky Excise Tax	\$ 8,621,940	\$ 7,248,594	18.9%	Total Kentucky Excise Tax	\$ 252,773,065	
Average Daily Handle	\$ 20,528,428	\$ 15,588,374	31.7%	Total KY General Fund	\$ 107,359,118	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Kentucky Downs-Bowling Green Historical Horse Racing Report for February, 2022

	February -22	February - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 37,743,127			\$ 75,066,839		
Less: Returned to Public	\$ 34,227,085			\$ 67,905,803		
Less: Breakage	\$ 1,355			\$ 2,430		
Less: Change in Pools (Note 6)	\$ 35,134			\$ 223,487		
Gross Commission	<u>\$ 3,479,553</u>			<u>\$ 6,935,121</u>		
TB Development Fund (Note 1)	\$ 283,073			\$ 563,001		
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -			\$ -		
Equine Drug Research (Note 4)	\$ -			\$ -		
Higher Education Fund (Note 4)	\$ -			\$ -		
Kentucky General Fund (Note 5)	\$ 283,073			\$ 563,001		
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 566,147</u>			<u>\$ 1,126,003</u>		
% of Gross Commission	16.3%			16.2%		
Net Commission + Breakage	\$ 2,914,761	\$ -		\$ 5,811,548	\$ -	
% of Total Handle	7.72%			7.74%		
Number of HHR Terminals	443			445		
Average Daily Handle	\$ 1,347,969			\$ 2,144,767		
Handle/Day/Terminal	\$ 3,043			\$ 4,841		
Gross Commission / Day /Terminal	\$ 281			\$ 447		

	February -22	January - 22	% Change	Since Inception (December 28, 2021)	
Total Handle	\$ 37,743,127			Total Handle	\$ 75,066,839
Total Kentucky Excise Tax	\$ 566,147			Total Kentucky Excise Tax	\$ 1,126,003
Average Daily Handle	\$ 1,347,969			Total KY General Fund	\$ 563,001

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Derby City Gaming Historical Horse Racing Report for February, 2022

	February -22	February - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 167,086,978	\$ 103,460,941	61.5%	\$1,312,664,101	\$ 817,704,057	60.5%
Less: Returned to Public	\$ 152,078,452	\$ 93,895,411	62.0%	\$1,194,445,760	\$ 743,281,766	60.7%
Less: Breakage	\$ -	\$ -		\$ -	\$ -	
Less: Change in Pools (Note 6)	\$ 141,009	\$ 299,123		\$ 1,220,780	\$ 1,370,322	
Gross Commission	<u>\$ 14,867,517</u>	<u>\$ 9,266,407</u>	60.4%	<u>\$ 116,997,561</u>	<u>\$ 73,051,969</u>	60.2%
TB Development Fund (Note 1)	\$ 1,253,152	\$ 775,957	61.5%	\$ 9,844,981	\$ 6,132,780	60.5%
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 204,303	\$ 250,499	-18.4%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 100,580	\$ 123,322	-18.4%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 100,580	\$ 123,322	-18.4%
Kentucky General Fund (Note 5)	\$ 1,253,152	\$ 775,957	61.5%	\$ 9,439,518	\$ 5,635,637	67.5%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 2,506,305</u>	<u>\$ 1,551,914</u>	61.5%	<u>\$ 19,689,962</u>	<u>\$ 12,265,561</u>	60.5%
% of Gross Commission	16.9%	16.7%		16.8%	16.8%	
Net Commission + Breakage	\$ 12,361,212	\$ 7,714,493	60.2%	\$ 97,307,600	\$ 60,786,408	60.1%
% of Total Handle	7.40%	7.46%		7.41%	7.43%	
Number of HHR Terminals	1,215	728	66.9%	1,069	710	50.6%
Average Daily Handle	\$ 5,967,392	\$ 3,337,450	78.8%	\$ 5,401,910	\$ 3,365,037	60.5%
Handle/Day/Terminal	\$ 4,911	\$ 4,584	7.1%	\$ 4,446	\$ 4,622	-3.8%
Gross Commission / Day /Terminal	\$ 437	\$ 411	6.4%	\$ 396	\$ 413	-4.0%

	February -22	January - 22	% Change	Since Inception (September 10, 2018)	
Total Handle	\$ 167,086,978	\$ 154,685,397	8.02%	Total Handle	\$ 4,401,107,993
Total Kentucky Excise Tax	\$ 2,506,305	\$ 2,320,281	8.02%	Total Kentucky Excise Tax	\$ 66,016,620
Average Daily Handle	\$ 5,967,392	\$ 4,989,852	19.59%	Total KY General Fund	\$ 31,462,860

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Ellis Park Historical Horse Racing Report for February, 2022

	February -22	February - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 15,481,727	\$ 12,859,979	20.4%	\$ 140,612,157	\$ 135,530,843	3.7%
Less: Returned to Public	\$ 14,163,043	\$ 11,684,365	21.2%	\$ 128,346,730	\$ 123,591,843	3.8%
Less: Breakage	\$ 2,491	\$ 1,436		\$ 20,765	\$ 15,567	
Less: Change in Pools (Note 6)	\$ (46,188)	\$ 60,175		\$ 86,511	\$ 192,600	
Gross Commission	<u>\$ 1,362,381</u>	<u>\$ 1,114,003</u>	22.3%	<u>\$ 12,158,151</u>	<u>\$ 11,730,835</u>	3.6%
TB Development Fund (Note 1)	\$ 116,113	\$ 96,450	20.4%	\$ 1,054,591	\$ 1,016,481	3.7%
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 22,782	\$ 46,371	-50.9%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 11,216	\$ 22,829	-50.9%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 11,216	\$ 22,829	-50.9%
Kentucky General Fund (Note 5)	\$ 116,113	\$ 96,450	20.4%	\$ 1,009,378	\$ 924,454	9.2%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 232,226</u>	<u>\$ 192,900</u>	20.4%	<u>\$ 2,109,182</u>	<u>\$ 2,032,963</u>	3.7%
% of Gross Commission	17.0%	17.3%		17.3%	17.3%	
Net Commission + Breakage	\$ 1,132,646	\$ 922,540	22.8%	\$ 10,069,734	\$ 9,713,439	3.7%
% of Total Handle	7.32%	7.17%		7.16%	7.17%	
Number of HHR Terminals	293	196	49.5%	315	188	67.7%
Average Daily Handle	\$ 595,451	\$ 459,285	29.6%	\$ 583,453	\$ 557,740	4.6%
Handle/Day/Terminal	\$ 2,032	\$ 2,343	-13.3%	\$ 1,991	\$ 2,846	-30.0%
Gross Commission / Day /Terminal	\$ 179	\$ 203	-11.9%	\$ 172	\$ 246	-30.1%
	February -22	January - 22	% Change	Since Inception (August 31, 2012)		
Total Handle	\$ 15,481,727	\$ 15,876,066	-2.5%	Total Handle	\$ 887,312,964	
Total Kentucky Excise Tax	\$ 232,226	\$ 238,141	-2.5%	Total Kentucky Excise Tax	\$ 13,309,694	
Average Daily Handle	\$ 595,451	\$ 512,131	16.3%	Total KY General Fund	\$ 5,598,406	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Kentucky Downs Historical Horse Racing Report for February, 2022

	February -22	February - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 151,347,011	\$ 106,986,907	41.5%	\$1,235,598,682	\$ 848,741,278	45.6%
Less: Returned to Public	\$ 138,354,290	\$ 98,001,513	41.2%	\$1,131,071,788	\$ 775,886,897	45.8%
Less: Breakage	\$ 8,533	\$ 16,588		\$ 101,825	\$ 154,365	
Less: Change in Pools (Note 6)	\$ 374,124	\$ (205,584)		\$ 325,374	\$ 293,682	
Gross Commission	<u>\$ 12,610,064</u>	<u>\$ 9,174,390</u>	37.4%	<u>\$ 104,099,696</u>	<u>\$ 72,406,334</u>	43.8%
TB Development Fund (Note 1)	\$ 1,135,103	\$ 802,402	41.5%	\$ 9,266,990	\$ 6,365,560	45.6%
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 191,848	\$ 246,916	-22.3%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 94,448	\$ 121,559	-22.3%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 94,448	\$ 121,559	-22.3%
Kentucky General Fund (Note 5)	\$ 1,135,103	\$ 802,402	41.5%	\$ 8,886,247	\$ 5,875,525	51.2%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 2,270,205</u>	<u>\$ 1,604,804</u>	41.5%	<u>\$ 18,533,980</u>	<u>\$ 12,731,119</u>	45.6%
% of Gross Commission	18.0%	17.5%		17.8%	17.6%	
Net Commission + Breakage	\$ 10,348,392	\$ 7,586,175	36.4%	\$ 85,667,540	\$ 59,829,580	43.2%
% of Total Handle	6.84%	7.09%		6.93%	7.05%	
Number of HHR Terminals	1,051	929	13.1%	1,053	835	26.1%
Average Daily Handle	\$ 5,405,250	\$ 3,820,961	41.5%	\$ 5,084,768	\$ 3,492,762	45.6%
Handle/Day/Terminal	\$ 5,143	\$ 4,113	25.0%	\$ 4,838	\$ 3,760	28.7%
Gross Commission / Day /Terminal	\$ 429	\$ 353	21.5%	\$ 408	\$ 321	27.1%
	February -22	January - 22	% Change	Since Inception (September 1, 2011)		
Total Handle	\$ 151,347,011	\$ 133,679,514	13.2%	Total Handle	\$ 7,205,877,615	
Total Kentucky Excise Tax	\$ 2,270,205	\$ 2,005,193	13.2%	Total Kentucky Excise Tax	\$ 108,088,164	
Average Daily Handle	\$ 5,405,250	\$ 4,312,242	25.3%	Total KY General Fund	\$ 45,522,219	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

KRM Historical Horse Racing Report for February, 2022

	February -22	February - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 57,451,119	\$ 22,788,757	152.1%	\$ 462,190,790	\$ 319,486,609	44.7%
Less: Returned to Public	\$ 53,062,291	\$ 21,187,888	150.4%	\$ 424,534,128	\$ 292,901,023	44.9%
Less: Breakage	\$ 43,642	\$ 28,620		\$ 414,816	\$ 405,547	
Less: Change in Pools (Note 6)	\$ (424,518)	\$ (229,054)		\$ (725,265)	\$ 1,077,872	
Gross Commission	<u>\$ 4,769,704</u>	<u>\$ 1,801,302</u>	164.8%	<u>\$ 37,967,111</u>	<u>\$ 25,102,167</u>	51.3%
TB Development Fund (Note 1)	\$ 215,442	\$ 85,458	152.1%	\$ 1,733,215	\$ 1,198,075	44.7%
SB Development Fund (Note 2)	\$ 287,256	\$ 113,944	152.1%	\$ 2,310,954	\$ 1,597,433	44.7%
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 70,536	\$ 106,214	-33.6%
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 34,725	\$ 52,290	-33.6%
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 34,725	\$ 52,290	-33.6%
Kentucky General Fund (Note 5)	\$ 359,069	\$ 142,430	152.1%	\$ 2,748,705	\$ 1,785,997	53.9%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 861,767</u>	<u>\$ 341,831</u>	152.1%	<u>\$ 6,932,862</u>	<u>\$ 4,792,299</u>	44.7%
% of Gross Commission	18.1%	19.0%		18.3%	19.1%	
Net Commission + Breakage	\$ 3,951,579	\$ 1,488,091	165.5%	\$ 31,449,065	\$ 20,715,415	51.8%
% of Total Handle	6.88%	6.53%		6.80%	6.48%	
Number of HHR Terminals	732	420	74.3%	859	445.25	92.9%
Average Daily Handle	\$ 2,051,826	\$ 1,424,297	44.1%	\$ 1,909,879	\$ 1,432,675	33.3%
Handle/Day/Terminal	\$ 2,803	\$ 3,391	-17.3%	\$ 2,609	\$ 3,411	-23.5%
Gross Commission / Day /Terminal	\$ 233	\$ 268	-13.2%	\$ 214	\$ 268	-20.0%
	February -22	January - 22	% Change	<u>Since Inception (September 8, 2015)</u>		
Total Handle	\$ 57,451,119	\$ 50,407,748	14.0%	Total Handle	\$ 2,415,811,950	
Total Kentucky Excise Tax	\$ 861,767	\$ 756,116	14.0%	Total Kentucky Excise Tax	\$ 36,237,179	
Average Daily Handle	\$ 2,051,826	\$ 1,626,056	26.2%	Total KY General Fund	\$ 13,323,638	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Newport Racing and Gaming Historical Horse Racing Report for February, 2022

	February -22	February - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 26,308,589	\$ 14,572,790	80.5%	\$ 166,571,384	\$ 73,277,822	127.3%
Less: Returned to Public	\$ 23,694,218	\$ 13,152,715	80.1%	\$ 150,756,915	\$ 65,905,624	128.7%
Less: Breakage	\$ -	\$ -		\$ -	\$ -	
Less: Change in Pools (Note 6)	\$ 175,590	\$ 54,691		\$ 356,740	\$ 416,862	
Gross Commission	<u>\$ 2,438,781</u>	<u>\$ 1,365,384</u>	78.6%	<u>\$ 15,457,729</u>	<u>\$ 6,955,336</u>	122.2%
TB Development Fund (Note 1)	\$ 197,314	\$ 109,296	80.5%	\$ 1,249,285	\$ 549,584	127.3%
SB Development Fund (Note 2)						
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 23,623	\$ -	
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 11,630	\$ -	
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 11,630	\$ -	
Kentucky General Fund (Note 5)	\$ 197,314	\$ 109,296	80.5%	\$ 1,202,403	\$ 549,584	118.8%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 394,629</u>	<u>\$ 218,592</u>	80.5%	<u>\$ 2,498,571</u>	<u>\$ 1,099,167</u>	127.3%
% of Gross Commission	16.2%	16.0%		16.2%	15.8%	
Net Commission + Breakage	\$ 2,044,152	\$ 1,146,793	78.2%	\$ 12,959,158	\$ 5,856,169	121.3%
% of Total Handle	7.77%	7.87%		7.78%	7.99%	
Number of HHR Terminals	470	472	-0.4%	456	331	37.9%
Average Daily Handle	\$ 939,592	\$ 520,457	80.5%	\$ 685,479	\$ 485,284	41.3%
Handle/Day/Terminal	\$ 1,999	\$ 1,103	81.3%	\$ 1,458	\$ 1,028	41.9%
Gross Commission / Day /Terminal	\$ 185	\$ 103	79.4%	\$ 135	\$ 98	38.7%
	February -22	January - 22	% Change	Since Inception (September 30, 2020)		
Total Handle	\$ 26,308,589	\$ 23,639,346	11.3%	Total Handle	\$ 320,081,265	
Total Kentucky Excise Tax	\$ 394,629	\$ 354,590	11.3%	Total Kentucky Excise Tax	\$ 4,801,219	
Average Daily Handle	\$ 939,592	\$ 762,560	23.2%	Total KY General Fund	\$ 2,353,727	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.

Oak Grove Historical Horse Racing Report for February, 2022

	February -22	February - 21	% Change	FYTD - 2022	FYTD - 2021	% Change
Total Handle	\$ 119,377,422	\$ 61,457,756	94.2%	\$ 890,617,431	\$ 329,230,464	170.5%
Less: Returned to Public	\$ 108,403,596	\$ 55,846,144	94.1%	\$ 811,308,987	\$ 298,783,256	171.5%
Less: Breakage	\$ -	\$ -		\$ -	\$ -	
Less: Change in Pools (Note 6)	\$ 515,582	\$ 208,074		\$ 783,220	\$ 1,363,949	
Gross Commission	<u>\$ 10,458,244</u>	<u>\$ 5,403,537</u>	93.5%	<u>\$ 78,525,224</u>	<u>\$ 29,083,259</u>	170.0%
TB Development Fund (Note 1)	\$ 447,665	\$ -		\$ 3,339,815	\$ -	
SB Development Fund (Note 2)	\$ 596,887	\$ 614,578	-2.9%	\$ 4,453,087	\$ 3,292,305	35.3%
Equine Industry Program (Note 3)	\$ -	\$ -		\$ 136,909	\$ -	
Equine Drug Research (Note 4)	\$ -	\$ -		\$ 67,401	\$ -	
Higher Education Fund (Note 4)	\$ -	\$ -		\$ 67,401	\$ -	
Kentucky General Fund (Note 5)	\$ 746,109	\$ 307,289	142.8%	\$ 5,294,648	\$ 1,646,152	221.6%
Total KY Excise Tax (1.5% of Total Handle)	<u>\$ 1,790,661</u>	<u>\$ 921,866</u>	94.2%	<u>\$ 13,359,261</u>	<u>\$ 4,938,457</u>	170.5%
% of Gross Commission	17.1%	17.1%		17.0%	17.0%	
Net Commission + Breakage	\$ 8,667,583	\$ 4,481,671	93.4%	\$ 65,165,962	\$ 24,144,802	169.9%
% of Total Handle	7.26%	7.29%		7.32%	7.33%	
Number of HHR Terminals	1,357	959	41.5%	1,255	961	30.6%
Average Daily Handle	\$ 4,263,479	\$ 2,194,920	94.2%	\$ 3,665,092	\$ 1,995,336	83.7%
Handle/Day/Terminal	\$ 3,142	\$ 2,289	37.3%	\$ 2,701	\$ 2,081	29.8%
Gross Commission / Day /Terminal	\$ 275	\$ 201	36.8%	\$ 238	\$ 184	29.6%
	February -22	January - 22	% Change	Since Inception (September 16, 2020)		
Total Handle	\$ 119,377,422	\$ 104,951,534	13.7%	Total Handle	\$ 1,621,345,857	
Total Kentucky Excise Tax	\$ 1,790,661	\$ 1,574,273	13.7%	Total Kentucky Excise Tax	\$ 24,320,188	
Average Daily Handle	\$ 4,263,479	\$ 3,385,533	25.9%	Total KY General Fund	\$ 9,098,268	

Note 1: Thoroughbred Development Fund receives .75% of TH at KD, EP, NR and DCG. The rate applies to half of the TH at KRM and OG.

Note 2: The Standardbred Development Fund receives 1.0% of half of the TH at KRM and OG.

Note 3: EIP Fund receives .2% of the TH with a fiscal year cap of \$650,000.

Note 4: EDR and HEF Funds each receive .1% of the TH with a fiscal year cap of \$320,000.

Note 5: Kentucky General Fund receives 1.5% of TH less Notes 1,2,3 and 4.

Note 6: Represents the net change in all wagering pools.