

**KENTUCKY HORSE RACING COMMISSION**  
**MINUTES OF THE MEETING**

Date: August 20, 2019 at 1:30 PM

Place: Central Kentucky Riding for Hope, Conference Room, 4185 Walt Robinson Drive, Kentucky Horse Park, Lexington, KY

Members Present: Chairman Franklin S. Kling, Jr.; Vice-Chairman Mark Simendinger; Commissioner James Gatewood Bell, Jr.; Commissioner Larry Bisig; Commissioner Stuart E. Brown, II, DVM; Commissioner Kerry T. Cauthen; Commissioner Kiki Courtelis; Commissioner Patrick A. Day; Commissioner Kenneth A. Jackson; Commissioner Brereton C. Jones, Jr.; and Commissioner Foster Northrop, DVM

Ex-officio Members Present: Leigh Powers, by proxy and on behalf of Secretary Don Parkinson, Tourism, Arts & Heritage Cabinet; Jessica Burke, by proxy and on behalf of Acting Secretary Vivek Sarin, Cabinet for Economic Development; and Duncan Bell, by proxy and on behalf of Secretary K. Gail Russell, Public Protection Cabinet

KHRC Staff Participating/Present: Marc A. Guilfoil, Executive Director; Jamie Eads, Deputy Executive Director and Director of Division of Incentives and Development; John L. Forgy, General Counsel; Shawn D. Chapman, Deputy General Counsel; Steve May, Director of Pari-Mutuel Wagering and Compliance; Bruce Howard, DVM, Acting Equine Medical Director and Chief Racing Veterinarian; and Barbara Borden, Chief State Steward

Others Participating: None.

<i>AGENDA ITEM</i>	<i>TRANSCRIPT PAGE NUMBER(S)</i>	<i>DISCUSSION / CONCLUSIONS / RECOMMENDATIONS</i>	<i>ACTION TAKEN</i>
<b>I. Call to Order and Roll Call</b>	3 – 5	Meeting called to order and roll call performed by Chairman Kling. A quorum was recognized.	No action taken.
<b>II. New Business Tab 1 Minutes from June 18, 2019</b>	5 – 54 5 – 6	Chairman Kling requested a motion from the Commission to address the request submitted by KHRC staff to approve the proposed minutes of the June 18, 2019 Commission meeting. Motion by Commissioner Courtelis. Second by Commissioner Brown.  Ms. Eads presented the proposed minutes of the June 18, 2019 Commission meeting as outlined in the agenda materials.	Chairman Kling called for a vote to approve the proposed minutes as presented. Motion carried with no objections or abstentions.

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<p><b>Tab 2 Keeneland's 2019 Fall Meet KTDF Purse Structure</b></p>	<p>6 – 9</p>	<p>Approval was recommended by KHRC staff.</p> <p>Chairman Kling requested a motion from the Commission to address a recommendation submitted by the Kentucky Thoroughbred Development Fund Advisory Committee (KTDF Advisory Committee) to approve the proposed KTDF purse structure for Keeneland's 2019 Fall meet. Motion by Commissioner Jackson. Second by Commissioner Northrop.</p> <p>Ms. Eads presented Keeneland's request dated July 31, 2019 as outlined in the agenda materials. Ms. Eads stated that at its August 6, 2019 meeting, the KTDF Advisory Committee approved recommendation of Keeneland's request.</p> <p>Approval of the KTDF Advisory Committee's recommendation was recommended by KHRC staff.</p>	<p>Chairman Kling called for a vote to approve the request as presented. Motion carried with no objections or abstentions.</p>
<p><b>Tab 3 Churchill Downs' 2019 Fall Meet KTDF Purse Structure</b></p>	<p>9 – 13</p>	<p>Chairman Kling requested a motion from the Commission to address the recommendation submitted by KTDF Advisory Committee to approve the proposed KTDF purse structure for Churchill Downs' 2019 September meet. Motion by Commissioner Jones. Second by Commissioner Day.</p> <p>Ms. Eads presented Churchill Downs' request dated July 31, 2019 as outlined in the agenda materials. Ms. Eads stated that at its August 6, 2019 meeting, the KTDF Advisory Committee approved recommendation of Churchill Downs' request.</p> <p>Approval of the KTDF Advisory Committee's recommendation was recommended by the KHRC staff.</p>	<p>Chairman Kling called for a vote to approve the request as presented. Motion carried with no objections or abstentions.</p>

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<p><b>Tab 4 Churchill Downs' Proposed Backside Improvement Request</b></p>	<p>13 – 15</p>	<p>Chairman Kling requested a motion from the Commission to address the request submitted by Churchill Downs to approve the proposed Backside Improvement Fund expenditure of \$60,000. Motion by Commissioner Day. Second by Commissioner Bisig.</p> <p>Ms. Eads presented Churchill Downs's request dated July 31, 2019 as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	<p>Chairman Kling called for a vote to approve the request as presented. Motion carried with no objections or abstentions.</p>
<p><b>Tab 5 Derby City Gaming's Request for Additional Ainsworth Game Technology Historical Horse Racing Pari-Mutuel Wagering Pools and Entertainment Game Themes</b></p>	<p>15 – 18</p>	<p>Chairman Kling requested a motion from the Commission to address the request submitted by Churchill Downs Racetrack, LLC by and through its wholly-owned subsidiary, Derby City Gaming, LLC to approve two additional historical horse racing pari-mutuel wagering pools and four associated entertainment game themes. Motion by Commissioner Courtelis. Second by Commissioner Brown.</p> <p>Mr. May presented Churchill Downs' request dated August 1, 2019 as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	<p>Chairman Kling called for a vote to approve the request as presented contingent upon the conditions set out in the meeting materials. Motion carried with no objections or abstentions.</p>
<p><b>Tab 6 Kentucky Downs' Request for Additional Exacta Systems Historical Horse Racing Pari-Mutuel Wagering Pools and Entertainment Game Themes</b></p>	<p>18 – 20</p>	<p>Chairman Kling requested a motion from the Commission to address the request submitted by Kentucky Downs, LLC to approve seven new entertainment game themes based on two new Exacta Systems pari-mutuel wagering pools and four new entertaining game themes based on previously approved Exacta Systems pari-mutuel wagering pools. Motion by Commissioner Day. Second by Commissioner Northrop.</p> <p>Mr. May presented Kentucky Downs' request dated June 25, 2019 as outlined in the agenda materials.</p>	<p>Chairman Kling called for a vote to approve the request as presented contingent upon completion of the conditions set out in the meeting materials. Motion carried with no objections or abstentions.</p>

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<p><b>Tab 7 Keeneland Red Mile Request for PariMAX Version 3.16</b></p>	<p>20 – 23</p>	<p>Approval was recommended by KHRC staff.</p> <p>Chairman Kling requested a motion from the Commission to address the request submitted by Keeneland Red Mile Wagering, LLC (KRM) to approve: a) PariMAX version 3.16 of the PariMAX wagering system; b) the addition of the Aztec Super Storm game theme, which will utilize a previously-approved wager profile; and c) a new wager profile, P6.P3P5_Plus.P2P5_Plus, along with addition of a new game theme, “Let’s Get Spinning,” utilizing the new wagering profile. Motion by Commissioner Jackson. Second by Commissioner Jones.</p> <p>Mr. May presented the request submitted by KRM dated July 25, 2019 as outlined in the agenda materials.</p>	<p>Chairman Kling called for a vote to approve the request as presented contingent upon the conditions set out in the meeting materials. Motion carried with no objections or abstentions.</p>
<p><b>Tab 8 Churchill Downs, Keeneland, and Kentucky Downs’ Request to Amend Payout Format for Pick-3 Wager</b></p>	<p>23 – 30</p>	<p>Approval was recommended by KHRC staff.</p> <p>Chairman Kling requested a motion from the Commission to address the request submitted by Keeneland, Kentucky Downs and Churchill Downs to approve a change in the format of Pick 3 wagering payouts involving late scratches. Motion by Commissioner Bisig. Second by Commissioner Brown.</p> <p>Mr. May presented the request submitted by Keeneland dated August 8, 2019, Kentucky Downs dated August 8, 2019, and Churchill Downs dated August 9, 2019 as outlined in the agenda materials.</p>	<p>Chairman Kling called for a vote to approve the request as presented. Motion carried with no objections or abstentions.</p>
<p><b>Tab 9 Ratification of the Executive Director Approval of Added Race Date for Ellis Park</b></p>	<p>30 – 34</p>	<p>Approval was recommended by KHRC staff.</p> <p>Chairman Kling requested a motion from the Commission to address ratification of the KHRC’s Executive Director’s conditional approval of the request submitted by Ellis Entertainment, LLC d/b/a Ellis Park Race Course to add Monday, July 29, 2019 as an additional</p>	<p>Chairman Kling called for a vote to approve the request as presented. Motion carried with no</p>

AGENDA ITEM	TRANSCRIPT PAGE NUMBER(S)	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
		<p>race date. Motion by Commissioner Bell. Second by Commissioner Northrop.</p> <p>Mr. Forgy presented Ellis Park's request dated July 23, 2019 as outlined in the agenda materials. He explained that the date would be added as a replacement race date for a race date that was cancelled due to excessive heat.</p> <p>Approval was recommended by KHRC staff.</p>	<p>objections or abstentions.</p>
N/A	30	Mr. May introduced new employee, Waqas Ahmed.	<p>Informational item only. No action taken.</p>
<p><b>Tab 10 Penalty Classification for Ethamsylate</b></p>	34 – 37	<p>Chairman Kling requested a motion from the Commission to address the recommendation submitted by the Equine Drug Research Council (EDRC) to assign a Class B penalty classification for ethamsylate. Motion by Vice-Chairman Simendinger. Second by Commissioner Courtelis.</p> <p>Dr. Howard presented the EDRC's recommendation as outlined in the agenda materials.</p> <p>Approval of the EDRC's recommendation was recommended by KHRC staff.</p>	<p>Chairman Kling called for a vote to approve the EDRC's recommendation as presented. Motion carried with no objections or abstentions.</p>
<p><b>Tab 11 Keeneland's Proposed 2019 Fall Race Meet Officials &amp; Date Preference System</b></p>	37 – 39	<p>Chairman Kling requested a motion from the Commission to address the request submitted by Keeneland to approve its proposed 2019 Fall meet racing officials and date preference system. Motion by Commissioner Brown. Second by Commissioner Northrop.</p> <p>Ms. Borden presented Keeneland's request dated August 3, 2019 as outlined in the agenda materials. All listed stewards are ROAP</p>	<p>Chairman Kling called for a vote to approve the request as presented. Motion carried with no objections or abstentions.</p>

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		<p>accredited and all officials have previously performed the duties for which they are listed and will be licensed before the meet opening.</p> <p>Approval was recommended by KHRC staff.</p>	
<p><b>Tab 12 Churchill Downs' Proposed 2019 Fall Race Meet Officials and Date Preference System</b></p>	<p>39 – 40</p>	<p>Chairman Kling requested a motion from the Commission to address the request submitted by Churchill Downs to approve the proposed 2019 Fall meet racing officials and date preference system. Motion by Commissioner Day. Second by Commissioner Brown.</p> <p>Ms. Borden presented Churchill Downs' request dated May 30, 2019 as outlined in the agenda materials. All listed stewards are ROAP accredited and all officials have previously performed the duties for which they are listed and will be licensed before the meet opening.</p> <p>Approval was recommended by KHRC staff.</p>	<p>Chairman Kling called for a vote to approve the request as presented. Motion carried with no objections or abstentions.</p>
<p><b>Tab 13 Reports</b></p> <p><b>a. Thoroughbred Rulings</b></p> <p><b>b. Standardbred Rulings</b></p> <p><b>c. Veterinary Division</b></p> <p><b>d. Pari-Mutuel Wagering Division</b></p> <p><b>e. Confidential – Litigation</b></p>	<p>40 – 54 40 – 46</p> <p>46</p> <p>46 – 50</p> <p>50 – 54</p>	<p>a. Ms. Borden presented the thoroughbred rulings report as outlined in the agenda materials. Ms. Borden addressed questions from Commissioners regarding the voided claim rule.</p> <p>b. Chairman Kling noted that the Standardbred ruling activity report was informational only and asked if there were any questions, to which he received no response.</p> <p>c. Dr. Howard presented the veterinary division report as outlined in the agenda materials.</p> <p>d. Mr. May presented the pari-mutuel wagering division report as outlined in the agenda materials.</p>	<p>No action taken. Informational items only.</p>

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	54	e. Litigation and Regulation report is for informational purposes only.	
<b>III. Executive Session</b> <b>During the meeting on August 20, 2019 the Commission will go into closed session pursuant to KRS 61.810(1)(C) to discuss pending litigation</b>	54 – 57 54 – 55	Chairman Kling requested a motion from the Commission to go into closed session to deliberate, in its role as a judicial or quasi-judicial body, proposed or pending litigation against or on behalf of the agency as permitted by KRS Chapter 61.810(1)(c) . Motion by Commissioner Brown. Second by Commissioner Northrop.	Chairman Kling called for a vote for the Commission to go into closed session. Motion carried with no objections or abstentions.
	55	<b><u>EXECUTIVE SESSION</u></b>	
	55 – 56	Chairman Kling requested a motion from the Commission to return from closed session to open session. Motion by Commissioner Day. Second by Commissioner Courtelis.	Chairman Kling called for a vote for the Commission to return from closed session to open session. Motion carried with no objections or abstentions.
	56	<b><u>RETURN TO PUBLIC SESSION</u></b>	
	56 – 57	Upon returning to public session, Chairman Kling requested a motion from the Commission regarding the administrative matter of <u>Mark Hubley and Lawrence Doyle v. Kentucky Horse Racing Commission</u> , Administrative Action No. KHRC-18-TB-005, to approve the Agreed Order of Disposition as the Commission’s Final Order in the matter. Motion by Commissioner Jackson. Second by Commissioner Northrop.	Chairman Kling called for a vote to approve the Agreed Order of Disposition as the Commission’s Final Order regarding <u>Mark Hubley, et al. v. KHRC</u> as presented. Motion carried with no objections or abstentions.

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<b>IV. Adjournment</b>	57 – 58	Chairman Kling requested a motion to adjourn. Motion by Commissioner Cauthen. Second by Commissioner Jackson. Meeting adjourned.	Chairman Kling 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.

DRAFT



MATTHEW G. BEVIN  
GOVERNOR

K. GAIL RUSSELL  
SECRETARY

FRANKLIN S. KLING, JR.  
CHAIRMAN

MARC A. GUILFOIL  
EXECUTIVE DIRECTOR

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

**TO: ALL COMMISSION MEMBERS**  
**FROM: Jamie H. Eads, KHRC**  
**DATE: October 14, 2019**  
**SUBJECT: KTDF PURSE STRUCTURE – CHURCHILL DOWNS’ FALL MEET**

On October 14, 2019, the KTDF Advisory Committee considered the following request from Churchill Downs with its KTDF purse structure for the 2019 Fall meet.

KHRC staff confirms that at the end of the 2019 September meet, Churchill Downs had a surplus of \$1,937,672.87. Churchill Downs is proposing KTDF purses of approximately \$3-\$3.5 million. Churchill Downs’ projections are based on a payout of 88% of the amount carded and daily earnings of \$61,490, which includes earnings from wagers on historical horse racing at Derby City Gaming.

Churchill Downs will pay out KTDF funds through last place and in the event of a dead heat, the KTDF portion will be handled the same as the purse.

The KTDF Advisory Committee recommends approval.

**COMMISSION ACTION**

\_\_\_\_\_ Approved  
\_\_\_\_\_ Deferred  
\_\_\_\_\_ Denied





## CHURCHILL DOWNS

October 10, 2019

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 \$3.0 million to \$3.5 million for our upcoming Fall Meet. We have based the range on the following information:

1. Churchill Downs had a surplus balance of \$1,937,672.87 at the end of our 2019 September Meet.
2. Our 2019 Fall Meet will consist of 26 racing days beginning on Sunday, October 27<sup>th</sup> through Sunday, December 1<sup>st</sup>. We are projecting daily earnings of \$61,490 which is \$18,564 or 43% higher than the \$42,926 earned in 2018. The primary driver is the anticipated pari-mutuel wagering expected at Derby City Gaming LLC ("Derby City") from September 30, 2019 through the end of the Fall Meet.
3. For Fall 2019, we are assuming a KTDF payout percentage of 88% with anticipated KTDF disbursements of \$3.0 million which is significantly higher than the \$864,082 paid during the Fall 2018 Meet. The primary driver of the increase is due to the estimated pari-mutuel wagering at Derby City.
4. To encourage participation during the Fall 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

Thomas Minnici  
Senior Director of Finance





## CHURCHILL DOWNS

### Additional Information Required for Approval of KTDF in 2019

In response to the KTDF Advisory Board's request for information, Churchill Downs Racetrack has made the following updates and efforts to increase Thoroughbred Development Fund generation:

- Live Racing
  - Nearly \$170 million in major capital improvements from 2010 through 2018 to enhance the customer experience
    - 2010 - Permanent Lighting for Track
    - 2013 - Paddock Plaza and The Mansion
    - 2014 - Big Board and Grandstand Pavilion
    - 2015 - Winners Circle Suites and The Courtyard
    - 2016 - Stakes Room and Turf Club
    - 2017 - Loft at Aristides Lounge and 2<sup>nd</sup> Floor Clubhouse
    - 2018 - Starting Gate Suites and Colonnade, Parking, and Transportation Project
  - 2018 – 2019 Improvements ... \$13.3 million capital investment
    - Starting Gate Suites Rooftop Lounge
    - New Infield Gate
    - Completion of Colonnade Wall from Paddock Gate to Clubhouse Gate
  - Results for the 2019 September Meet
    - Thanks to robust business from state-of-the-art historical racing machines at nearby Derby City Gaming, purses were supercharged for the 2019 September Meet, and a record \$7.8 million was paid to horsemen during the 11-day stand that ran September 13<sup>th</sup> through 29<sup>th</sup>. It was a significant 53.3% or \$2.7 million increase from the \$5.1 million paid over last year's Meet. September Meet prize-money for horsemen averaged \$710,122 daily compared to \$463,327 in 2018. The average purse per race was \$71,664 compared to last season's \$46,758. Maiden special weight races were worth \$95,000 and allowance races ranged from \$97,000 to \$105,000.
    - As a result, the average field size grew. Churchill Downs lured 1,009 starters for its 109 races for a robust average of 9.3 horses per race, which was 78 more horses than the 8.5 starters-per-race average at the 2018 September Meet.
    - With increased purses, quality and field size, all-sources wagering on Churchill Downs' September Meet races flourished to \$53.4 million, an \$8.0 million jump from 2018's \$45.4 million. The double-digit 17.6% increase marked the fourth straight annual gain in September Meet betting from the prior year.
- Simulcasting
  - 2012 – Invested over \$4 million in the Parlay which is our dark time simulcast facility
  - 2017 - \$16 million capital investment in the 2<sup>nd</sup> Floor Clubhouse and refresh of the Aristides Lounge which is our live racing simulcast facility

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- From the July 1<sup>st</sup> through the beginning of the September 2019 Meet, wagering on thoroughbred racing was \$6.4 million which has generated \$126,537 in KTDF
  - Compared to last year (July 1<sup>st</sup> to the start of the September Meet), our daily average wagering is \$18,736 (or 17.6%) higher than prior year despite 8 fewer days this year (51 days vs. 59 days).
- Historical Horse Racing
  - Invested \$65 million in Derby City Gaming facility
    - From opening day in September 2018 through October 6, 2019, Derby City Gaming has generated \$7.3 million in KTDF
      - Average daily handle at Derby City Gaming has grown from \$1.35 million in September 2018 to \$3.15 million in September 2019 (134% growth)
      - Here is the average daily handle by month since its opening
        - September 2018 – \$1.35 million (20 days)
        - October 2018 - \$1.45 million
        - November 2018 - \$1.66 million
        - December 2018 - \$1.87 million
        - January 2019 - \$1.92 million
        - February 2019 – \$2.69 million
        - March 2019 - \$2.99 million
        - April 2019 - \$2.76 million
        - May 2019 - \$2.99 million
        - June 2019 - \$2.93 million
        - July 2019 - \$2.96 million
        - August 2019 - \$3.15 million
        - September 2019 - \$3.15 million





# CHURCHILL DOWNS

October 10, 2019

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' 2019 Fall Condition Book related to the Kentucky Thoroughbred Development Fund (KTDF).

**CHURCHILL DOWNS RACETRACK &  
 KENTUCKY THOROUGHBRED DEVELOPMENT FUND (KTDF)  
 ALLOCATION OF FUND BASED ON NUMBER OF STARTERS & 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 divided equally among sixth through last.

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%
2nd	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%
4th	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%
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%

**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										

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# 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 the robust business in the first year of operation, the state-of-the-art historical racing machines at nearby Derby City Gaming have generated over \$6.6 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](http://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

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KENTUCKY HORSE  
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Remaining 2% divided evenly among starters.

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,

Thomas Minneci  
Senior Director, Finance  
Churchill Downs Race Track  
700 Central Avenue  
Louisville, KY 40208  
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[tom.minneci@kyderby.com](mailto:tom.minneci@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](mailto:ben.huffman@kyderby.com)





MATTHEW G. BEVIN  
GOVERNOR

K. GAIL RUSSELL  
SECRETARY

FRANKLIN S. KLING, JR.  
CHAIRMAN

MARC A. GUILFOIL  
EXECUTIVE DIRECTOR

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

**TO: ALL COMMISSION MEMBERS**  
**FROM: Jamie H. Eads, KHRC**  
**DATE: October 14, 2019**  
**SUBJECT: KTDF PURSE STRUCTURE – TURFWAY PARK HOLIDAY MEET AND WINTER/SPRING MEET**

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On October 14, 2019, the KTDF Advisory Committee considered the following request from Turfway Park with its KTDF purse structure for the 2019 Holiday meet and 2020 Winter/Spring meet.

KHRC staff confirms that at the end of the 2019 Winter/Spring meet, Turfway Park had a surplus of \$83,851. Turfway Park is proposing KTDF purses of approximately \$3.4-\$4.3 million. Turfway Park’s projections are based on a payout of 70% of the amount carded and includes earnings from wagering on historical horse racing at Derby City Gaming.

Turfway Park will pay out KTDF funds through last place and in the event of a dead heat, the KTDF portion will be handled the same as the purse.

The KTDF Advisory Committee recommends approval.

**COMMISSION ACTION**

\_\_\_\_\_ Approved  
\_\_\_\_\_ Deferred  
\_\_\_\_\_ Denied





October 11, 2019

Kentucky Horse Racing Commission  
Attn: Marc Guilfoil  
4063 Iron Works Parkway  
Lexington, Kentucky 40511

Mr. Guilfoil,

At the end of our 2019 Winter/Spring meet, Turfway Park had a KTDF surplus of **\$83,851**. We are requesting that the Commission approve us to card KTDF purses in the range of **\$900 thousand to \$1.1 million** based on live racing during our 2019 Holiday Meet (16 days) and 2020 Winter/Spring meet (40 days). In addition, we are requesting to card an additional **\$2.5 million to \$3.2 million** of KTDF purses from earnings at Derby City Gaming from December 2019 through March 2020. We have obtained approval to allocate these funds from the Kentucky Horsemen's Benevolent and Protective Association, Inc. (KHBPA) and the Kentucky Thoroughbred Association, Inc. (KTA). Assuming a 70% payout of our KTDF funds, we anticipate our KTDF disbursements will be approximately **\$3.1 million**. We do not anticipate a surplus in our account at the conclusion of the meet.

This request reflects zero KTDF funds to be allocated to our stakes program.

Please allow us to exceed the 85% ceiling if funds are available. Our current request assumes a payout of approximately 100% of association purses and an expectation to payout 70% of KTDF funds as presented in the condition book.

Consistent with other thoroughbred tracks, Turfway will pay out KTDF funds through last place as follows: 1<sup>st</sup> place – 60%; 2<sup>nd</sup> place – 20%; 3<sup>rd</sup> place – 10%; 4<sup>th</sup> place – 5%; 5<sup>th</sup> place – 3%; Remaining 2% divided evenly among starters. Additionally, if a non-KTDF eligible horse is involved in a dead heat, those funds will revert back to the fund.

Should we determine that more or less funds will actually be available than our current estimates, we would like the latitude to notify the Commission and adjust accordingly. In no event will we exceed the funds available to us.

Respectfully submitted,

Daniel "Chip" Bach  
General Manager



**Additional Information Required for Approval of KTDF in 2019**

On Thursday, October 3, 2019, Churchill Downs Incorporated (CDI) announced that, through its wholly-owned subsidiary NKYRG, LLC ("NKYRG"), it has signed a definitive agreement to acquire Turfway Park in Florence, Kentucky from Jack Ohio LLC, an affiliate of JACK Entertainment LLC ("JACK") and Hard Rock International for total consideration of \$46 million in cash, subject to certain working capital and other purchase price adjustments.

The 2019-2020 winter Thoroughbred racing meet at Turfway Park will be conducted on racing dates previously awarded to Turfway Park for December 2019 and in accordance with the schedule of racing dates submitted by JACK to the KHRC for 2020. CDI will commence planning for the demolition of the existing grandstand after the 2019-2020 meet, making way for development of Turfway Park Racing & Gaming ("New Turfway Park"), an up to \$150 million (including today's announced purchase price) state-of-the-art live and historical Thoroughbred racing facility.

New Turfway Park is anticipated to support up to 400 direct full and part time equivalent positions and create an estimated 800 direct construction jobs. The project will include a historical racing machine facility featuring up to 1,500 machines, a state-of-the-art clubhouse, food/beverage venues and a new inner dirt track to complement the existing one-mile synthetic main race track.

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KENTUCKY HORSE  
RACING COMMISSION

**KENTUCKY THOROUGHBRED DEVELOPMENT FUND**



Horsemen with Kentucky-sired Kentucky-breds have more purse money to run for in allowance, non-claiming maiden and stakes races less than \$50,000 added in Kentucky through the Kentucky Thoroughbred Development Fund program.

In Allowance Optional Claiming races, horses entered for less than \$25,000 are not eligible for KTDF distribution.

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.

A horse must be registered prior to time of entry to be eligible to participate in the distribution of Kentucky Thoroughbred Development Fund monies.

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 Thoroughbred Breeders of Kentucky, 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 applications may also be obtained from the Horse Identifier or may be completed on line at [www.kta-ktob.com](http://www.kta-ktob.com) (as well as 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
Remaining 2% divided evenly among starters.		

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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.

KENTUCKY HORSE  
RACING COMMISSION

## **Conditions of Racing Association Licensing for 2020**

### **Kentucky Horse Racing Commission (KHRC)**

As a condition of the issuance by the KHRC of a license to conduct horse racing during the 2020 racing year, each Kentucky racing association shall be required to certify that it will comply with the following requirements:

- 1) Each racing association shall notify the KHRC of any communication, report, or investigation conducted or to be conducted by the Thoroughbred Racing Association (“TRA”), Thoroughbred Racing Protective Bureau (“TRPB”), United States Trotting Association (“USTA”), American Quarter Horse Association (“AQHA”), Arabian Jockey Club (“AJC”), National Thoroughbred Racing Association (“NTRA”) or any state or federal regulatory agency that relates to the safety, integrity, or security of the racing association and its participants, or that would reasonably be deemed to affect public confidence in the racing association. Each racing association shall further send a copy of any such communication, correspondence, or report to the KHRC within 24 hours of receipt by the racing association. This paragraph shall not be construed to include information delivered to racing association officials acting in the capacity of members of the board of directors of the above referenced organizations.
- 2) Each racing association shall notify the KHRC any time a member of a local, state or federal law enforcement agency enters racing association grounds for the purpose of questioning, investigating, or arresting any individual. Each racing association shall further send a copy of any report related to the questioning, investigation, or arrest, prepared by the racing association or prepared by the law enforcement agency, to the KHRC within 24 hours of receipt by the racing association.
- 3) Each racing association shall send a copy of any self-reporting document, form, or correspondence to the KHRC at the same time it is filed with the state or federal regulatory agency or the organization referenced in Condition No. 1, with the exception of any information that is proprietary to the racing association or has no relevance to the safety, integrity, or security of the racing association. The racing association shall identify to the KHRC any information contained in submitted reports that the racing association considers proprietary or irrelevant to the safety, integrity, or security of the racing association.
- 4) Each racing association shall notify the KHRC if it becomes aware of a wagering anomaly related to racing conducted at that racing association or related to a race imported for simulcast wagering at the racing association, even if a report has not been filed with the organizations referenced in Condition No. 1. The racing association shall provide transactional data and video of the race to the KHRC upon request. Wagering anomalies include any incident that might reasonably affect the public’s confidence in the racing association’s wagering pools, including but not limited to:

- (a) Past posting, cancel delay, and other instances when wagering occurs after the horses have left the gate;
- (b) Off-shore and account wagering fraud;
- (c) Suspected manipulation through computerized robotic wagering;
- (d) Pool odds manipulation;
- (e) Quick pick or random pick malfunction;
- (f) Unusually large cancellation of wagers (especially as the betting stops);
- (g) Outlets that are habitually late getting into the pools;
- (h) Manual merges;
- (i) Unusual payoffs;
- (j) Failing to remove a scratched horse from the pools (which would then require a re-calculation of payoffs);
- (k) Re-entering a scratched horse to the pools without approval from the Stewards or Judges;
- (l) Suspicious wagering patterns;
- (m) Totalizator or data communications malfunctions;
- (n) Substantial late ticket cancellations; and
- (o) Failure to stop wagering after the official start of a race.

The list of wagering anomalies above is meant to be illustrative and not exclusive.

- 5) Each racing association shall record the date and time (in hours, minutes, and seconds) on all live video feeds originating from a Kentucky track. Each racing association shall be responsible for recording (in hours, minutes, and seconds) the start/off time of each race. Further, each racing association shall require the tote company with whom it does business to certify, and provide evidence of such certification, to the Chief State Steward or Presiding Judge of the time (in hours, minutes, and seconds) of the closing of the betting windows for each race. Records shall be retained for two years after the date of the race. Records shall be submitted to the KHRC upon request.
- 6) Each of the timing systems mentioned in Condition No. 5 shall be synchronized with the U.S. Naval Observatory Clock at the beginning of each race day.
- 7) Each racing association shall ensure that the tote company and video provider are available as least one week prior to the start of the live race meet for testing by the Director of Pari-Mutuel Wagering. Each racing association shall ensure that the tote company and video provider for its live meet are operating correctly at least 24 hours prior to the start of the live meet.
- 8) Each racing association shall require its tote vendor, video provider, and teletimer provider to share any and all racing and wagering data to the KHRC upon request.
- 9) Each racing association is required to post policies and procedures related to pari-mutuel wagering, including the refund policy, on the racing association's website. Each association shall also post a notice in the racing program and a sign at the racing

association's information window informing patrons where they can access a complete copy of the policies and procedures related to pari-mutuel wagering, including the refund policy.

- 10) Each racing association shall provide a copy of its mutuel department policies and procedures to the KHRC.
- 11) Each racing association shall have protocols in place that mandate exclusion of any receiving track's wagering pool when the racing association cannot verify that all wagers in the receiving track's pool were received prior to the official start of the race. Protocols shall be provided to the KHRC.
- 12) Each racing association shall have protocols in place and shall publicize to its wagering patrons when, as a receiving track, it is excluded from a host track's wagering pool. These protocols shall include an immediate public announcement and immediate posting on the racing association's video monitors and websites. Copies of these protocols shall be provided to the KHRC.
- 13) Each racing association that does business with any individual, person, or entity that offers advance deposit account wagering ("ADW") to Kentucky residents shall require that ADW to be licensed by the Commonwealth.
- 14) Each racing association offering thoroughbred racing shall require owners to deposit the \$20 fee for the administration of race-day furosemide into the owner's account with the horsemen's bookkeeper by 12:00 noon on the day of the race. Failure of the owner to deposit such fee may result in the owner being subjected to penalties, including fines or suspension. Each racing association shall debit the owner's account for the \$20 fee to the credit of the KHRC.
- 15) Each thoroughbred association shall be accredited by the National Thoroughbred Racing Association (NTRA) Safety and Integrity Alliance and abide by the safety and security regulations set forth in Title 810 of the Kentucky Administrative Regulations. Each Standardbred association shall abide by the safety and security regulations set forth in Title 810 of the Kentucky Administrative Regulations. All racing associations shall be subject to inspection by KHRC officials, and shall be required to make any repairs or improvements necessary to comply with the applicable safety and security regulations.
- 16) Each racing association shall settle (and pay, as required) all wagering accounts with simulcast partners on a timely basis, in no event exceeding 60 days past any respective due date.
- 17) All racing associations are required to have a licensed tote employee on the premises during live racing.
- 18) Each racing association shall submit to the KHRC a full employee list that includes the

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To be considered by the Kentucky Horse Racing Commission on October 29, 2019

official title of the employee at the racing association and date of hire. This shall be submitted in a format approved by the Commission Director of Licensing on a monthly basis no later than the 5<sup>th</sup> business day of the month.

- 19) Each racing associations shall report to the KHRC in writing, as required by 810 KAR 3:020, Section 11, the discharge of any licensed employee within 24 hours of the event.
- 20) Each racing association shall ensure that all vendors and vendor employees utilized for racing association operations are properly licensed by the KHRC.
- 21) Each racing association shall require that all vendors and vendor employees display a KHRC identification badge while on racing association grounds.
- 22) Each racing association shall submit to the KHRC a reconciliation of purse account activity that includes the amount generated from each source of pari-mutuel wagering conducted at the Association and any other source of purse account contribution, including but not limited to sponsorships, entry fees, stakes supplements, according to the following schedule:
  - a. For the wagering activity between January 1, 2019 and March 31, 2019, the reconciliation shall be submitted on or before April 30, 2019;
  - b. For the wagering activity between April 1, 2019 and June 30, 2019, the reconciliation shall be submitted on or before July 30, 2019;
  - c. For the wagering activity between July 1, 2019 and September 30, 2019, the reconciliation shall be submitted on or before October 29, 2019; and
  - d. For the wagering activity between October 1, 2019 and December 31, 2019, the reconciliation shall be submitted on or before January 28, 2020.

In the event a racing association does not comply with the requirements of these conditions, the KHRC has the authority to assess fines and/or penalties.

All notices required to be given to the KHRC under these conditions of licensure, unless otherwise stated, shall be provided to the Executive Director, the Chief State Steward/Presiding Judge, and the Director of Pari-Mutuel Wagering and Compliance via hand delivery, electronic mail, or facsimilie no later than 24 hours of the event triggering the notice requirement.

### **CERTIFICATION**

I, \_\_\_\_\_, a duly authorized representative of \_\_\_\_\_, hereby acknowledge and certify acceptance of the above conditions to the racing association's license for the year 2019 to conduct a horse racing meeting in the Commonwealth of Kentucky.

\_\_\_\_\_  
Authorized Representative of Association

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To be considered by the Kentucky Horse Racing Commission on October 29, 2019

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Date

## **Conditions to Conduct Historical Horse Races for 2020**

### **Kentucky Horse Racing Commission**

The association, as a condition to operate an Historical Horse Racing (“HHR”) facility during the year 2020, agrees and hereby certifies that it shall comply with the following conditions and acknowledges that the Kentucky Horse Racing Commission (“KHRC”) may enforce these conditions pursuant to KRS Chapter 230 and the regulations promulgated pursuant thereto. The association acknowledges that the KHRC has the authority under KRS 230.320 to assess fines or other penalties and may revoke approval for conducting wagering on HHR.

- 1) The association shall notify the KHRC within four (4) hours if it becomes aware of a wagering event or occurrence that is believed to adversely affect or could have adversely affected the security and/or integrity of wagering on historical horse races.
- 2) The association shall post policies and procedures related to pari-mutuel wagering on HHR on its website. A printed copy of the policies and procedures shall also be available at a customer service counter or its equivalent on association grounds.
- 3) The KHRC shall have complete access to all security information and data, including video/digital surveillance data, upon request. A digital copy of the information shall be available to the KHRC upon request.
- 4) Approval by the KHRC of a historical horse racing wager is contingent upon the following requirements, at a minimum:
  - a) Receipt of a written report, satisfactory to the KHRC, from the independent testing laboratory chosen by the KHRC, that confirms that each terminal, the communications system, the totalizator system or other similar mechanical equipment, and all other components used for wagering on HHR, comply with the applicable provisions of KRS Chapter 230 and regulations promulgated pursuant thereto; and
  - b) Receipt of a written report, satisfactory to the KHRC, from the independent testing laboratory chosen by the KHRC, that confirms that the wagers proposed constitute pari-mutuel wagering on HHR and comply with the applicable provisions of KRS Chapter 230 and regulations promulgated pursuant thereto.
- 5) No HHR wager shall be offered unless KHRC approves the following facility specifications pertaining to HHR wagering, and no modifications to the specifications may be implemented unless specifically approved in writing in advance by the KHRC:
  - a. HHR wagering pools and entertaining game themes;
  - b. Authorized totalizator company;
  - c. Layout of terminals in the designated area for HHR;
  - d. Total number of terminals authorized;

- e. Total number of active terminals;
  - f. Physical layout of the designated area;
  - g. Security protocols and usage of monitoring equipment;
  - h. Hours of operation.
- 6) For any position that an association or the KHRC determines to be “sensitive,” the association shall contract with a KHRC-approved entity to perform a background check. The association shall submit to the KHRC for approval the name and information of the entity it proposes to use to conduct the background checks. The background check shall be performed and submitted to the KHRC for review and approval prior to filling such position.
  - 7) The association shall require every employee to display his or her KHRC license badge at all times while in designated areas offering HHR.
  - 8) The association shall develop uniform guidelines for logging any and all actions taken at the terminals by employees or vendors. The guidelines and logs shall be made available to the KHRC upon request.
  - 9) The association approved to offer wagering on HHR shall create a non-refundable pool of money (the “Initial Seed Pool”) to be used as funding for the wagering pools for each approved wager in an amount to be determined by the KHRC. The KHRC may, in its sole discretion, require additional non-refundable monies to be added to the Initial Seed Pool.
  - 10) The money for the Initial Seed Pool, as described in Condition No. 9, shall be deposited into a Trust approved by the KHRC. The Trust shall be managed by a financial institution approved by the KHRC. The association shall provide the KHRC with a daily accounting of its seed pool activity.
  - 11) An association shall not commingle wagering pools or Initial Seed Pools on HHR with the wagering pools of another association without first submitting a detailed proposal to the KHRC and obtaining written authorization to implement the proposal for commingling.
  - 12) If at any time, an association’s Initial Seed Pool is depleted by seventy percent (70%) of the total amount determined in Condition No. 9 the association shall notify the KHRC within four (4) hours of the depletion of the Initial Seed Pool. The association shall inform the KHRC within four (4) hours of any plan to address the funding issue.
  - 13) If, at any time, the Initial Seed Pool is depleted by ninety percent (90%) of the total amount determined in Condition No. 9, the association shall immediately notify the KHRC and immediately take action to increase the Initial Seed Pool to forty percent (40%) of the total amount determined in Condition No. 9.

- 14) At the beginning of each day and upon request, the association shall provide the KHRC with a report showing the wagering activity of the HHR pools. The reports shall include the following:
  - (a) Current values of each pari-mutuel wagering pool, including seed pools and allocated prize pools;
  - (b) Total amounts wagered for all pools;
  - (c) Total amounts won by players for all pools;
  - (d) Total commission withheld for all pools;
  - (e) Total breakage for all pools, where applicable;
  - (f) Total amount wagered at each terminal;
  - (g) Total amount won by players at a terminal;
  - (h) The amount wagered on each mathematical model configuration and the amount won from each mathematical model configuration offered at a terminal;
  - (i) Total amount of each type of financial instrument inserted into a terminal;
  - (j) Total amount cashed out in voucher or handpays at a terminal; and
  - (k) Taxable win events including:
    1. Time and date of win;
    2. Wagering terminal ID;
    3. Amount wagered resulting in taxable win;
    4. Taxable amount won; and
    5. Withholding amount.
- 15) An association shall submit an electronic copy of the Kentucky Department of Revenue "Historical Pari-Mutuel Report" Form 73A101 (or equivalent) to the KHRC Director of Pari-Mutuel Wagering via email no later than 4:30 p.m. on the fifth business day (excluding Saturday and Sunday) following the close of each racing week. A race week begins on Monday and ends on Sunday.
- 16) All notices required to be given to the KHRC immediately under these conditions of licensure shall be provided to the Executive Director or the Director of Pari-mutuel Wagering and Compliance by a telephone call. All other notices required to be given to the KHRC shall be provided to the Executive Director or the Director of Pari-Mutuel Wagering and Compliance hand delivery, electronic mail, or facsimile.
- 17) Any changes to historical horse racing operations that require KHRC approval shall be submitted to the Executive Director and Director of Pari-mutuel Wagering and Compliance in writing no fewer than 96 hours before the requested change. The request may be made by hand delivery, electronic mail, or facsimile.
- 18) Additional conditions may be added to these requirements at any time at the discretion of the KHRC.

**CERTIFICATION**

I, \_\_\_\_\_, a duly authorized representative of  
\_\_\_\_\_, hereby acknowledge and certify  
acceptance of the above conditions to the association's license to conduct historical horse races  
in the Commonwealth of Kentucky for the year 2020.

\_\_\_\_\_  
Authorized representative of association

\_\_\_\_\_  
Date



MATTHEW G. BEVIN  
GOVERNOR

GAIL RUSSELL  
SECRETARY

FRANKLIN S. KLING, JR.  
CHAIRMAN

MARC A. GUILFOIL  
EXECUTIVE DIRECTOR

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

**To:** Kentucky Horse Racing Commission

**From:** John Forgy, General Counsel; Shawn D. Chapman, Deputy General Counsel

**Date:** October 25, 2019

**Re:** Racetrack Renewal Applications and Applications for Race Dates for 2020

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All racetrack renewal applications for 2020 licenses to conduct horse racing have been received and reviewed by the KHRC staff. The applications include requests for race dates, simulcast dates, and host status from the tracks. The appropriate consent letters have been received from the Kentucky Thoroughbred Owners and Breeders Association, Inc. (KTOB) and the Kentucky Horsemen's Benevolent and Protective Association (KyHBPA). Consent letters from the Kentucky Harness Horsemen's Association (KHHA) are addressed below.

The KHRC's Race Dates Committee, which met and considered the applications on October 8, 2019, made recommendations concerning the applications as outlined below.

**Churchill Downs Racetrack, LLC ("Churchill Downs"); Turfway Park, LLC ("Turfway"); Keeneland Association, Inc. ("Keeneland"):** The KHRC's Race Dates Committee recommended to the full Commission approval of the requested race dates and schedule of simulcast signals for the year 2020 submitted by Churchill Downs, Turfway, and Keeneland. The KHRC staff concurs in this recommendation.

**WKY Development LLC d/b/a Oak Grove Racing And Gaming LLC ("Oak Grove"):** The KHRC's Race Dates Committee recommended to the full Commission approval of the requested race dates and schedule of simulcast signals for the year 2020 submitted by Oak Grove. That said, KHHA has submitted a letter concerning Oak Grove indicating that an agreement concerning live racing, simulcasting, and historical horse racing (HHR) had not yet been reached. No contract is needed for live



racing. The KHHA's consent is required for some simulcasting under KRS 230.377, and an agreement with the KHHA is required before a track can offer HHR. In its application, Oak Grove states that while it intends to offer HHR wagering, it will formally submit a request to do so in the future rather than now, presumably with the required horsemen's agreement. Thus, the Commission need not decide whether to approve HHR for Oak Grove at this time. The KHRC staff concurs in the Race Dates Committee's recommendation as to race dates and simulcasting for Oak Grove, but would further recommend that approval of simulcasting be conditioned on obtaining any consent of the KHHA required by KRS 230.377.

**Ellis Park Race Course, LLC, (“Ellis Park”) and Kentucky Downs, LLC, (“Kentucky Downs”):** Ellis Park and Kentucky Downs submitted race dates and simulcasting requests that overlapped and conflicted around the Labor Day holiday. The tracks were not able to reach an agreement by the time of the Race Dates Committee meeting, and thus the Committee considered and made a recommendation as to which track should be awarded which dates. The Race Dates Committee voted to recommend that the Commission approve the race dates and schedule of simulcast signals for the year 2020 for Ellis Park and Kentucky Downs as requested, except that Kentucky Downs would be awarded race dates on September 2, 3, and 7, and Ellis Park would be awarded race dates on September 4, 5, and 6, and simulcast host status through and including September 7. The Committee, however, urged the tracks to continue negotiating toward a mutually acceptable resolution of their conflicting requests.

Ellis Park and Kentucky Downs have reached an agreement under which Kentucky Downs would be awarded race dates for September 2 and 7, and Ellis Park would have race dates on September 3, 4, 5 and 6, with September 3 being an optional day. Under the agreement, Ellis Park will have host status as requested through September 7, though the host fee will be split between the tracks for September 2 and 7. The KHRC staff concurs in the Committee's recommendation to award the undisputed race dates and simulcast host status, but would recommend that the previously disputed but now agreed-upon dates be awarded instead of those recommended by the Committee.

**The Lexington Trots Breeders Association, LLC d/b/a The Red Mile (“The Red Mile”):** The Red Mile submitted a significant amendment to its requested race dates just a few days before the Race Dates Committee met, seeking to race Sunday, Monday and Tuesday with post time at 1:00 p.m. Because it had not had time to review the amended request, the Commission deferred action on the Red Mile's request. As of the time of the drafting of this memorandum, the Committee has not met again to consider the Red Mile's amended request. The KHHA submitted a letter indicating that it has an agreement with the Red Mile for live and historical horse racing, but that a simulcasting agreement has not yet been reached. On October 24, 2019, the Red Mile submitted a request to amend its race dates again, keeping the Sunday, Monday, and Tuesday racing, but changing the post time on Monday and Tuesday to 7:00 p.m.

The Red Mile has also submitted a list of backstretch and grandstand improvements that it is committed to undertaking and completing by June 1, 2020—before its 2020 meet begins. The staff recommends awarding the race dates and simulcasting as requested, but would further recommend that approval of simulcasting be conditioned on obtaining any consent of the KHHA required by KRS 230.377 and that the license be conditioned on the Red Mile’s completion of the backstretch and grandstand improvements to which it has committed by the start of its 2020 meet.

Complete copies of the association license applications are available for review at the KHRC office. Please contact the office if you would like to review the complete applications.

The Commission will vote to approve the license applications and requests for race dates and host status. The licenses will also be issued subject to the Conditions of Racing Association Licensing for 2020 (Item 4 of the Agenda) and the Conditions to Conduct Historical Horse Races for 2020 (Item 5 of the Agenda) as approved by the Commission.

**COMMISSION ACTION**

\_\_\_\_\_ **Approved**

\_\_\_\_\_ **Denied**

\_\_\_\_\_ **Deferred**

# January 2020

December '19						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

February '20						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
29	30	31	1 Turfway Park  New Year's Day	2 Turfway Park	3 Turfway Park	4 Turfway Park
5	6	7	8	9 Turfway Park	10 Turfway Park	11 Turfway Park
12	13	14	15	16 Turfway Park	17 Turfway Park	18 Turfway Park
19	20	21	22	23 Turfway Park	24 Turfway Park	25 Turfway Park
26	27	28	29	30 Turfway Park	31 Turfway Park	1
2	3	<p style="text-align: center;"><b>Thoroughbred Host Track Status</b></p> <p> <span style="display: inline-block; width: 15px; height: 15px; background-color: #FFC000; margin-right: 5px;"></span> Turfway Park           <span style="display: inline-block; width: 15px; height: 15px; background-color: #90EE90; margin-left: 20px; margin-right: 5px;"></span> Keeneland           <span style="display: inline-block; width: 15px; height: 15px; background-color: #0070C0; margin-left: 20px; margin-right: 5px;"></span> Churchill Downs           <span style="display: inline-block; width: 15px; height: 15px; background-color: #FFFF00; margin-left: 20px; margin-right: 5px;"></span> Ellis Park           <span style="display: inline-block; width: 15px; height: 15px; background-color: #800080; margin-left: 20px;"></span> Kentucky Downs         </p>				

# February 2020

January '20							March '20						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
			1	2	3	4	1	2	3	4	5	6	7
5	6	7	8	9	10	11	8	9	10	11	12	13	14
12	13	14	15	16	17	18	15	16	17	18	19	20	21
19	20	21	22	23	24	25	22	23	24	25	26	27	28
26	27	28	29	30	31		29	30	31				

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
26	27	28	29	30	31	1 Turfway Park
2	3	4	5	6 Turfway Park	7 Turfway Park	8 Turfway Park
9	10	11	12	13 Turfway Park	14 Turfway Park	15 Turfway Park
16	17	18	19	20 Turfway Park	21 Turfway Park	22 Turfway Park
23	24	25	26	27 Turfway Park	28 Turfway Park	29 Turfway Park
1	2	<p style="text-align: center;"><b>Thoroughbred Host Track Status</b></p> <p> <span style="display: inline-block; width: 15px; height: 15px; background-color: #FFD700; border: 1px solid black; margin-right: 5px;"></span> Turfway Park           <span style="display: inline-block; width: 15px; height: 15px; background-color: #90EE90; border: 1px solid black; margin-left: 20px; margin-right: 5px;"></span> Keeneland           <span style="display: inline-block; width: 15px; height: 15px; background-color: #0000FF; border: 1px solid black; margin-left: 20px; margin-right: 5px;"></span> Churchill Downs           <span style="display: inline-block; width: 15px; height: 15px; background-color: #FFFF00; border: 1px solid black; margin-left: 20px; margin-right: 5px;"></span> Ellis Park           <span style="display: inline-block; width: 15px; height: 15px; background-color: #800080; border: 1px solid black; margin-left: 20px;"></span> Kentucky Downs         </p>				

# March 2020

February '20							April '20						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
						1			1	2	3	4	
2	3	4	5	6	7	8	5	6	7	8	9	10	11
9	10	11	12	13	14	15	12	13	14	15	16	17	18
16	17	18	19	20	21	22	19	20	21	22	23	24	25
23	24	25	26	27	28	29	26	27	28	29	30		

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2	3	4	5 Turfway Park	6 Turfway Park	7 Turfway Park
8	9	10	11	12 Turfway Park	13 Turfway Park	14 Turfway Park
15	16	17	18	19 Turfway Park	20 Turfway Park	21 Turfway Park
22	23	24	25	26 Turfway Park	27 Turfway Park	28 Turfway Park
29	30	31	1	2	3	4
5	6	<p style="text-align: center;"><b>Thoroughbred Host Track Status</b></p> <p> <span style="display: inline-block; width: 15px; height: 15px; background-color: #FFC000; margin-right: 5px;"></span> Turfway Park           <span style="display: inline-block; width: 15px; height: 15px; background-color: #90EE90; margin-left: 20px; margin-right: 5px;"></span> Keeneland           <span style="display: inline-block; width: 15px; height: 15px; background-color: #0000FF; margin-left: 20px; margin-right: 5px;"></span> Churchill Downs           <span style="display: inline-block; width: 15px; height: 15px; background-color: #FFFF00; margin-left: 20px; margin-right: 5px;"></span> Ellis Park           <span style="display: inline-block; width: 15px; height: 15px; background-color: #800080; margin-left: 20px;"></span> Kentucky Downs         </p>				

# April 2020

March '20							May '20						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
1	2	3	4	5	6	7						1	2
8	9	10	11	12	13	14	3	4	5	6	7	8	9
15	16	17	18	19	20	21	10	11	12	13	14	15	16
22	23	24	25	26	27	28	17	18	19	20	21	22	23
29	30	31					24	25	26	27	28	29	30
							31						

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
29	30	31	1	2 Keeneland	3 Keeneland	4 Keeneland
5 Keeneland	6	7	8 Keeneland	9 Keeneland	10 Keeneland	11 Keeneland
12	13	14	15 Keeneland	16 Keeneland	17 Keeneland <i>Good Friday</i>	18 Keeneland
<i>Easter</i>	19 Keeneland	20	21	22 Keeneland	23 Keeneland	24 Keeneland
25 Keeneland	26 Churchill Downs	27 Churchill Downs	28 Churchill Downs	29 Churchill Downs	30 Churchill Downs	1 Churchill Downs
2	3	4	<b>Thoroughbred Host Track Status</b> 			

# May 2020

April '20							June '20						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
			1	2	3	4		1	2	3	4	5	6
5	6	7	8	9	10	11	7	8	9	10	11	12	13
12	13	14	15	16	17	18	14	15	16	17	18	19	20
19	20	21	22	23	24	25	21	22	23	24	25	26	27
26	27	28	29	30			28	29	30				

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
26	27	28	29	30	1 Churchill Downs  Oaks Day	2 Churchill Downs  KY Derby Day
3	4	5	6 Churchill Downs <i>(optional)</i>	7 Churchill Downs	8 Churchill Downs	9 Churchill Downs
10 Churchill Downs	11	12	13 Churchill Downs <i>(optional)</i>	14 Churchill Downs	15 Churchill Downs	16 Churchill Downs
17 Churchill Downs	18	19	20 Churchill Downs <i>(optional)</i>	21 Churchill Downs	22 Churchill Downs	23 Churchill Downs
24 Churchill Downs	25 Churchill Downs  Memorial Day	26	27 Churchill Downs <i>(optional)</i>	28 Churchill Downs	29 Churchill Downs	30 Churchill Downs
31 Churchill Downs	1	<b>Thoroughbred Host Track Status</b> 				

# June 2020

May '20							July '20						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
					1	2				1	2	3	4
3	4	5	6	7	8	9	5	6	7	8	9	10	11
10	11	12	13	14	15	16	12	13	14	15	16	17	18
17	18	19	20	21	22	23	19	20	21	22	23	24	25
24	25	26	27	28	29	30	26	27	28	29	30	31	
						31							

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
31	1	2	3 Churchill Downs <i>(optional)</i>	4 Churchill Downs	5 Churchill Downs	6 Churchill Downs
7 Churchill Downs	8	9	10 Churchill Downs <i>(optional)</i>	11 Churchill Downs	12 Churchill Downs	13 Churchill Downs
14 Churchill Downs	15	16	17 Churchill Downs <i>(optional)</i>	18 Churchill Downs	19 Churchill Downs	20 Churchill Downs
21 Churchill Downs	22	23	24 Churchill Downs <i>(optional)</i>	25 Churchill Downs	26 Churchill Downs	27 Churchill Downs
28 Ellis Park	29 Ellis Park <i>(optional)</i>	30 Ellis Park <i>(optional)</i>	1	2	3	4
5	6	<p style="text-align: center;"><b>Thoroughbred Host Track Status</b></p> <p> <span style="display: inline-block; width: 15px; height: 10px; background-color: orange; margin-right: 5px;"></span> Turfway Park           <span style="display: inline-block; width: 15px; height: 10px; background-color: lightgreen; margin-left: 20px; margin-right: 5px;"></span> Keeneland           <span style="display: inline-block; width: 15px; height: 10px; background-color: blue; margin-left: 20px; margin-right: 5px;"></span> Churchill Downs           <span style="display: inline-block; width: 15px; height: 10px; background-color: yellow; margin-left: 20px; margin-right: 5px;"></span> Ellis Park           <span style="display: inline-block; width: 15px; height: 10px; background-color: purple; margin-left: 20px; margin-right: 5px;"></span> Kentucky Downs         </p>				

# July 2020

June '20						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

August '20						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
28	29	30	1 Ellis Park <i>(optional)</i>	2 Ellis Park <i>(optional)</i>	3 Ellis Park	4 Ellis Park  <i>Independence Day</i>
5 Ellis Park	6 Ellis Park <i>(optional)</i>	7 Ellis Park <i>(optional)</i>	8 Ellis Park <i>(optional)</i>	9 Ellis Park <i>(optional)</i>	10 Ellis Park	11 Ellis Park
12 Ellis Park	13 Ellis Park <i>(optional)</i>	14 Ellis Park <i>(optional)</i>	15 Ellis Park <i>(optional)</i>	16 Ellis Park <i>(optional)</i>	17 Ellis Park	18 Ellis Park
19 Ellis Park	20 Ellis Park <i>(optional)</i>	21 Ellis Park <i>(optional)</i>	22 Ellis Park <i>(optional)</i>	23 Ellis Park <i>(optional)</i>	24 Ellis Park	25 Ellis Park
26 Ellis Park	27 Ellis Park <i>(optional)</i>	28 Ellis Park <i>(optional)</i>	29 Ellis Park <i>(optional)</i>	30 Ellis Park <i>(optional)</i>	31 Ellis Park	1
2	3	<p style="text-align: center;"><b>Thoroughbred Host Track Status</b></p> <p style="text-align: center;"> <span style="display: inline-block; width: 15px; height: 10px; background-color: orange; margin-right: 5px;"></span> Turfway Park           <span style="display: inline-block; width: 15px; height: 10px; background-color: lightgreen; margin-left: 20px; margin-right: 5px;"></span> Keeneland           <span style="display: inline-block; width: 15px; height: 10px; background-color: blue; margin-left: 20px; margin-right: 5px;"></span> Churchill Downs           <span style="display: inline-block; width: 15px; height: 10px; background-color: yellow; margin-left: 20px; margin-right: 5px;"></span> Ellis Park           <span style="display: inline-block; width: 15px; height: 10px; background-color: purple; margin-left: 20px;"></span> Kentucky Downs         </p>				

# August 2020

July '20							September '20						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
			1	2	3	4			1	2	3	4	5
5	6	7	8	9	10	11	6	7	8	9	10	11	12
12	13	14	15	16	17	18	13	14	15	16	17	18	19
19	20	21	22	23	24	25	20	21	22	23	24	25	26
26	27	28	29	30	31		27	28	29	30			

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
26	27	28	29	30	31	1 Ellis Park
2 Ellis Park	3 Ellis Park <i>(optional)</i>	4 Ellis Park <i>(optional)</i>	5 Ellis Park <i>(optional)</i>	6 Ellis Park <i>(optional)</i>	7 Ellis Park	8 Ellis Park
The Red Mile	The Red Mile	The Red Mile				
9 Ellis Park	10 Ellis Park <i>(optional)</i>	11 Ellis Park <i>(optional)</i>	12 Ellis Park <i>(optional)</i>	13 Ellis Park <i>(optional)</i>	14 Ellis Park	15 Ellis Park
The Red Mile	The Red Mile	The Red Mile				
16 Ellis Park	17 Ellis Park <i>(optional)</i>	18 Ellis Park <i>(optional)</i>	19 Ellis Park <i>(optional)</i>	20 Ellis Park <i>(optional)</i>	21 Ellis Park	22 Ellis Park
The Red Mile	The Red Mile	The Red Mile				
23 Ellis Park	24 Ellis Park <i>(optional)</i>	25 Ellis Park <i>(optional)</i>	26 Ellis Park <i>(optional)</i>	27 Ellis Park <i>(optional)</i>	28 Ellis Park	29 Ellis Park
The Red Mile	The Red Mile	The Red Mile				
30 Ellis Park	31 Ellis Park <i>(optional)</i>	<b>Thoroughbred Host Track Status</b> 				
The Red Mile	The Red Mile					

# September 2020

August '20							October '20						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
						1					1	2	3
2	3	4	5	6	7	8	4	5	6	7	8	9	10
9	10	11	12	13	14	15	11	12	13	14	15	16	17
16	17	18	19	20	21	22	18	19	20	21	22	23	24
23	24	25	26	27	28	29	25	26	27	28	29	30	31
30	31												

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
30	31	1 Ellis Park <i>(optional)</i>  The Red Mile	2 Kentucky Downs	3 Ellis Park <i>(optional)</i>	4 Ellis Park	5 Ellis Park
6 Ellis Park  The Red Mile	7 Kentucky Downs  The Red Mile <i>Labor Day</i>	8  The Red Mile	9 Kentucky Downs	10 Kentucky Downs	11	12 Kentucky Downs
13 Kentucky Downs  The Red Mile	14  The Red Mile	15  The Red Mile	16 Churchill Downs	17 Churchill Downs	18 Churchill Downs	19 Churchill Downs
20 Churchill Downs  The Red Mile	21  The Red Mile	22  The Red Mile	23 Churchill Downs	24 Churchill Downs	25 Churchill Downs	26 Churchill Downs
27 Churchill Downs	28	29	30	1	2	3
4	5	<b>Thoroughbred Host Track Status</b> 				

# October 2020

September '20							November '20						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
		1	2	3	4	5	1	2	3	4	5	6	7
6	7	8	9	10	11	12	8	9	10	11	12	13	14
13	14	15	16	17	18	19	15	16	17	18	19	20	21
20	21	22	23	24	25	26	22	23	24	25	26	27	28
27	28	29	30				29	30					

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
27	28	29	30	1	2 Keeneland	3 Keeneland
					The Red Mile	The Red Mile
4 Keeneland	5	6	7 Keeneland	8 Keeneland	9 Keeneland	10 Keeneland
The Red Mile					The Red Mile	The Red Mile
11 Keeneland	12	13	14 Keeneland	15 Keeneland	16 Keeneland	17 Keeneland
The Red Mile			Oak Grove	Oak Grove		
18 Keeneland	19	20	21 Keeneland	22 Keeneland	23 Keeneland	24 Keeneland
	Oak Grove	Oak Grove	Oak Grove	Oak Grove		
25 Churchill Downs	26	27	28 Churchill Downs	29 Churchill Downs	30 Churchill Downs	31 Churchill Downs
	Oak Grove	Oak Grove	Oak Grove	Oak Grove		
1	2	<p style="text-align: center;"><b>Thoroughbred Host Track Status</b></p> <p> <span style="display: inline-block; width: 15px; height: 10px; background-color: #FFD700; border: 1px solid black;"></span> Turfway Park           <span style="display: inline-block; width: 15px; height: 10px; background-color: #90EE90; border: 1px solid black; margin-left: 20px;"></span> Keeneland           <span style="display: inline-block; width: 15px; height: 10px; background-color: #00BFFF; border: 1px solid black; margin-left: 20px;"></span> Churchill Downs           <span style="display: inline-block; width: 15px; height: 10px; background-color: #FFFF00; border: 1px solid black; margin-left: 20px;"></span> Ellis Park           <span style="display: inline-block; width: 15px; height: 10px; background-color: #800080; border: 1px solid black; margin-left: 20px;"></span> Kentucky Downs         </p>				

# November 2020

October '20							December '20						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
				1	2	3			1	2	3	4	5
4	5	6	7	8	9	10	6	7	8	9	10	11	12
11	12	13	14	15	16	17	13	14	15	16	17	18	19
18	19	20	21	22	23	24	20	21	22	23	24	25	26
25	26	27	28	29	30	31	27	28	29	30	31		

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1 Churchill Downs	2 Oak Grove	3 Oak Grove	4 Churchill Downs	5 Churchill Downs	6 Keeneland Breeders' Cup	7 Keeneland Breeders' Cup
8 Churchill Downs	9 Oak Grove	10 Oak Grove	11 Churchill Downs	12 Churchill Downs	13 Churchill Downs	14 Churchill Downs
15 Churchill Downs	16 Oak Grove	17 Oak Grove	18 Churchill Downs	19 Churchill Downs	20 Churchill Downs	21 Churchill Downs
22 Churchill Downs	23	24	25 Churchill Downs	26 Churchill Downs Thanksgiving Day	27 Churchill Downs	28 Churchill Downs
29 Churchill Downs	30	1	2	3	4	5
6	7	<b>Thoroughbred Host Track Status</b> 				

# December 2020

November '20

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

January '21

S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
29	30	1	2 Turfway Park	3 Turfway Park	4 Turfway Park	5 Turfway Park
6	7	8	9 Turfway Park	10 Turfway Park	11 Turfway Park	12 Turfway Park
13	14	15	16	17 Turfway Park	18 Turfway Park	19 Turfway Park
20	21	22	23	24	25	26 Turfway Park
27	28	29	30	31 Turfway Park	<i>Christmas Eve</i>	<i>Christmas Day</i>
3	4			<i>New Year's Eve</i>	1	2
<b>Thoroughbred Host Track Status</b>  Turfway Park  Keeneland  Churchill Downs  Ellis Park  Kentucky Downs						



MATTHEW G. BEVIN  
GOVERNOR

K. GAIL RUSSELL  
SECRETARY

FRANKLIN S. KLING, JR.  
CHAIRMAN

MARC A. GUILFOIL  
EXECUTIVE DIRECTOR

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

**To:** Kentucky Horse Racing Commission

**From:** Steve May, Director of Pari-Mutuel Wagering and Compliance

**Date:** October 21, 2019

**Re:** Request from Ellis Park to Approve One New Entertaining Game Theme for Existing Exacta Systems Historical Horse Racing Pari-Mutuel Wagering Pools

---

On October 21, 2019, the Kentucky Horse Racing Commission (“Commission”) received a letter from Ellis Park seeking approval of one new entertaining game theme that operates on an existing historical horse racing pari-mutuel wagering pools. A summary of the request is as follows:

- New Entertaining Game Themes Based on Existing Pari-Mutuel Wagering Pool TRM1200<sup>1</sup>
  - The Big Easy Money

Gaming Laboratories International (“GLI”), one of the independent, third-party testing laboratories that provides contractual services for the Commission, has tested the requested entertaining game theme and has provided a compliance report. Commission staff has reviewed this report and believes that this entertaining game theme complies with all relevant Kentucky statutes and regulations. A copy of the GLI report will be forwarded to the Commission members prior to the meeting for review.

If approved, Ellis Park or any other association that desires to operate a pool utilizing this entertaining game theme would be required to submit a final floor layout that includes the entertaining game theme changes to the Commission for review and approval prior to the final reconfiguration.

---

<sup>1</sup> Gaming Laboratories International Report MO-399-ENR-19-06

After a thorough review of this request, Commission staff recommends approval the additional entertaining game theme.

**COMMISSION ACTION**

\_\_\_\_\_ **Approved**

\_\_\_\_\_ **Denied**

\_\_\_\_\_ **Deferred**



---

To: Steve May, Director of Pari-Mutual Wagering and Compliance, KHRC

From: Jeffery Inman, Corporate General Manager, Ellis Entertainment LLC.

Cc: Ken Mimmack, Managing Partner, Ellis Entertainment LLC. Tristan Yunker, Exacta Systems.

Date: October 21, 2019

Subject: Ellis Park usage of Exacta Big Easy Money game theme.

Mr., May:

I am writing to you to indicate our desire to use the Exacta Systems "Big Easy Money" theme. We are anticipating adding games in November, and this would be one of the themes we are interested in adding.

I am attaching other support items separately in an email.

Respectfully,

A handwritten signature in black ink, appearing to be "J. Inman", is written over the typed name "Jeffery Inman".

Jeffery Inman



MATTHEW G. BEVIN  
GOVERNOR

K. GAIL RUSSELL  
SECRETARY

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**To:** Kentucky Horse Racing Commission

**From:** Steve May, Director of Pari-Mutuel Wagering and Compliance

**Date:** October 18, 2019

**Re:** Request by Turfway Park to approve changes to Pick-3 Wagering Format and Addition of Single-Six Wager

---

On October 7, 2019, the Kentucky Horse Racing Commission (“Commission”) received a letters from Turfway Park seeking changes to the format of the Pick-3 wagers offered at the association. This request would allow for the payout of a consolation prize to patrons that have a pari-mutuel wagering entry scratched from the second or third leg of a Pick-3 wager after the pool has closed with the running of the first race. The consolation prize would be awarded rather than the automatic assignment of the post-time favorite in said races. The request would also allow for an “All-Win” situation if a race in the Pick-3 were to undergo a surface change after wagering was closed for the Pick-3 sequence.

These format changes are consistent with the manner that wagers involving late scratches were paid prior to the new Kentucky administrative regulations for the calculation and distribution of pools in May 2019. Commission staff has reviewed the requests and believe that the requests are allowed under the 810 KAR 6:020, Section 14(1), which allows for changes to the Pick-(n) format with Commission approval prior to implementation.

On October 11, 2019, the Commission received a separate request to offer a Jackpot Pick-6 wager, known as the Single 6. The rules for the wager are included with this memorandum. The wager is similar to the Single 6 wager offered at Churchill Downs. The requested wager complies with 810 KAR 6:020.

Commission staff has reviewed the documents submitted by Churchill Downs on behalf of Turfway Park and believe that they are in order. Commission staff recommends approval of the requests.

**COMMISSION ACTION**

\_\_\_\_\_ **Approved**

\_\_\_\_\_ **Denied**

\_\_\_\_\_ **Deferred**



October 7, 2019

Dear Commissioners,

Turfway Park respectfully requests a variance in the Uniform Rules adopted May 29, 2019, to allow us to continue to offer Pick Three wagering during the 2019 – 2020 race meets based on the old rules. The rule is summarized below:

Pick Three –

1. A late scratch in the first leg of a Pick Three results in a refund.
2. A late scratch in either the second or third leg of a Pick Three wager does not result in a refund of the wager, but entitles the ticket holder to receive a consolation payout if the winners of the other two legs are selected.
3. Any change in the racing surface for the second and third legs of the Pick Three, that was not made known to the public in advance of the start of the Pick Three sequence, results in an “All Win” situation. All Pick Three tickets will receive the winner of the affected race as the selection for that race.
4. Consolation payouts are calculated as a minor pool, dividing the profit by the number of tickets that correctly selected 2 of 3 and had a scratch in the third leg.

Our customers are accustomed to this method of calculation and all Kentucky tracks have agreed that this is the preferred method for Kentucky racing.

Thank you for your consideration of this request and quick resolution to the matter.

A handwritten signature in black ink that reads 'Daniel Bach'. The signature is written in a cursive, flowing style.

Daniel “Chip” Bach  
General Manager



October 11, 2019

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

**RE: Request to the Kentucky Horse Racing Commission (the "Commission") to Amend the Wagering Menu at Turfway Park**

Dear Mr. Guilfoil:

Turfway Park would like to request two changes to the wagering menu for the upcoming 2019 Holiday and 2020 Winter race meetings:

Turfway Park would like implement a Jackpot Pick 6 (Single 6) wager using Method G of the Pick N rule. This wager would operate the same as the current Single 6 wager that is in place at Churchill Downs.

- The wager will have a 15% Takeout
- The wager would have a \$.20 minimum
- Should there be multiple 6/6 winning combinations 90% of the day's net pool would be distributed to all those winners correctly selecting 6 winners and 10% of the day's net pool would be added to the carryover
- If there are no tickets selecting the winner in each of the 6 races then the entire day's net pool will be added to the carryover.
- If there is one single winning unique ticket at the minimum denomination then the jackpot will be awarded.

Turfway Park would like to request the Pick 5 takeout be reduced from 22% to 15% which would bring the takeout rate of that pool equal to that of Churchill Downs and Keeneland.

Thank you for your consideration of these changes to the Turfway Park wagering menu.

Sincerely,

T. Kevin Flanery  
President  
Turfway Park, LLC



MATTHEW G. BEVIN  
GOVERNOR

FRANKLIN S. KLING, JR.  
CHAIRMAN

K. GAIL RUSSELL  
SECRETARY

MARC A. GUILFOIL  
EXECUTIVE DIRECTOR

**PUBLIC PROTECTION CABINET**  
**KENTUCKY HORSE RACING COMMISSION**  
ESTABLISHED 1906  
4063 IRONWORKS PKWY, BLDG. B  
LEXINGTON, KENTUCKY 40511  
TELEPHONE: (859) 246-2040 FAX: (859) 246-2039  
WEBSITE: [HTTP://KHRC.KY.GOV](http://khrc.ky.gov)

**To:** Kentucky Horse Racing Commission members

**From:** Steve May, Director of Pari-Mutuel Wagering and Compliance

**Date:** October 21, 2019

**Re:** Churchill Downs' Updated Request to Offer Historical Horse Race Wagering

---

On July 17, 2018, the Kentucky Horse Racing Commission ("KHRC") approved a request from Churchill Downs to offer historical horse race ("HHR") wagering at their licensed facility in Louisville, Kentucky ("2018 Churchill Approval"). A few of the details contained in the 2018 Churchill approval are as follows:

- Up to 2,000 historical horse racing pari-mutuel wagering terminals;
- A designated area located at 4520 Poplar Level Road, Louisville, KY 40213;
- A rendering initial floor plan were provided;
- The technology provider to be used to offer pari-mutuel wagering on historical horse races was identified as Ainsworth Game Technology; and
- An overview of the agreement with the horsemen's group and the association was provided.

On October 11, 2019, Churchill Downs submitted a request to amend the approval to offer pari-mutuel wagering on historical horse races at Churchill Downs ("2019 Churchill Request"). The following is a list of the details that Churchill Downs is seeking to amend from the 2018 Churchill Approval in the 2019 Churchill Request:

- An addition to the designated area to offer pari-mutuel wagering on historical horse races to include an area at Churchill Downs Race Track, located at 700 Central Avenue, Louisville, KY 40208; and
- An increase in the total number of historical horse racing pari-mutuel wagering terminals to 3,000;

810 KAR 1:120 (4) establishes requirements that must be met in order for the KHRC to approve a written request from an association to offer any exotic wagering on an historical horse race. The written submission must include the following:



- (a) *The types, number, and denominations of pari-mutuel wagers to be offered;*
- (b) *A detailed description of the rules that apply to the pari-mutuel wager and the method of calculating payouts, including how money will be allocated to the seed pool;*
- (c) *The days and hours of operation during which wagering on historical horse races will be offered;*
- (d) *A detailed description of the proposed designated area and the terminal or terminals on which the pari-mutuel wagers will be made, including an architect's rendering of the proposed designated area which describes the size, construction, layout, capacity, number of terminals, and location of surveillance and other security equipment, and at least one (1) photograph of the designated area when construction is completed;*
- (e) *The practices and procedures that will ensure the security, safety, and comfort of patrons in the designated area;*
- (f) *The manufacturer, make, and model of the terminal, including a copy of all literature supplied by the manufacturer of the terminal;*
- (g) *The maintenance and repair procedures that will ensure the integrity of the terminals;*
- (h) *A complete list of individuals who are authorized to examine and repair the terminals for any reason; and*
- (i) *A memorandum outlining the terms of the agreement between the association and either the Kentucky Horsemen's Benevolent and Protective Association or the Kentucky Thoroughbred Association/Kentucky Thoroughbred Owners and Breeders referenced in Section 6(2) of this administrative regulation.*

In evaluating the 2019 Churchill Request, Commission staff has found the following:

- (a) Pari-mutuel wagering on historical horse racing will occur on wagering terminals described in Section (f) below. Churchill Downs is requesting a maximum of 3,000 terminals, which will include the 1,000 currently operating at the Derby City Gaming location and an undetermined number of additional terminals. The 2019 Churchill Request does not indicate a change to the denominations offered;
- (b) The rules that apply to the pari-mutuel wagers and the methods of calculating payouts, including how money will be allocated to the seed pool, have not changed from previous Commission approvals;
- (c) The days and hours of operation during which wagering on historical horse races will be offered at Churchill Downs was not included;
- (d) A description of the proposed designated area at Churchill Downs was included. An architect's rendering of the proposed designated area was not included. The required photograph of the designated area when construction is completed has not been included as the designated area has not been constructed;
- (e) An overview of the practices and procedures that will ensure the security, safety, and comfort of patrons in the designated area at Churchill Downs was not included but is expected to be similar to that of the practices and procedures at Derby City Gaming;
- (f) Information related to the manufacturer, make, and model of the terminals used for pari-mutuel wagering on historical horse races was not provided as the technology provider for the designated area at Churchill Downs has not been determined. KHRC staff will review the literature supplied

by the manufacturer of the terminal once a final determination of the models that will be used in the designated area is made. BMM Testlabs has provided a report on the proposed terminals that describes in detail seven (7) different terminal options;

- (g) An overview of the maintenance and repair procedures that will ensure the integrity of the terminals at Churchill Downs has not been provided but is expected to be similar to the procedures used at Derby City Gaming;
- (h) Since no construction has begun at Churchill Downs for pari-mutuel wagering on historical horse races, Churchill Downs has not yet hired the full staff of the facility. Churchill Downs has also provided a list of employment types at Derby City Gaming, and the employment types are expected to be similar at Churchill Downs; and
- (i) The association and the Kentucky Horsemen's Benevolent and Protective Association would extend from the pari-mutuel wagering on historical horse races at Derby City Gaming to the wagering at Churchill Downs.

Based on this review of the written request by Churchill Downs to offer pari-mutuel wagering on historical horse races at their Derby City facility, KHRC staff recommends approval of the request with the following conditions:

1. Notification and KHRC staff approval of any changes to the material submitted in the application material;
2. Approval of any new technology providers used to offer pari-mutuel wagering on historical horse races and associated entertaining game themes or the selection of a KHRC-approved historical horse racing pari-mutuel wagering system and associated entertaining game themes;
3. Final inspection and approval by KHRC staff upon completion of the construction of the Churchill Downs designated area, and submission of at least one photograph of the designated area;
4. Final inspection and approval by KHRC staff of the internal control policies and procedures that will ensure the security, safety, and comfort of patrons in the designated area;
5. Final inspection and approval by KHRC staff of the terminals that Churchill Downs intends to use to offer wagering on historical horse races;
6. Final inspection and approval by KHRC staff of maintenance and repair procedures that will ensure the integrity of the terminals;
7. Final inspection and approval of a list of the complete list of individuals who are authorized to examine and repair the terminals;
8. Receipt of the terms of the agreement with applicable horsemen's organizations;
9. Receipt of documents confirming the establishment of a non-refundable trust account used to operate the seed pool(s) for any new historical horse racing pari-mutuel wagering pools operated at Churchill Downs;
10. Receipt of a report from an independent, third party testing laboratory confirming that the amount in the non-refundable trust account is sufficient to ensure that the pools operate as designed, and
11. A detailed description of how the pari-mutuel wagering pools will be commingled between the Derby City Gaming designated area and the Churchill Downs designated area.

**COMMISSION ACTION**

\_\_\_\_\_ **Approved**

\_\_\_\_\_ **Denied**

\_\_\_\_\_ **Deferred**



October 11, 2019

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

**RE: Request to the Kentucky Horse Racing Commission (the "Commission") to Offer Exotic Wagers on Historical Horse Races at Churchill Downs Racetrack**

Dear Mr. Guilfoil:

As you and the Commission are aware, pari-mutuel wagering on historical horse races ("HHR") is classified as an exotic wager. Per 810 KAR 1:120, Section 2 and 810 KAR 1:120, Section 4, Churchill Downs Racetrack, LLC ("Applicant") respectfully requests the Commission's approval of exotic wagers on historical horse races to be offered at Churchill Downs Racetrack location at 700 Central Ave., Louisville, KY 40208.

For reference, we have created the following executive summary. We intend to fine tune our plans for our HHR facility, processes, machines and games once we have secured approval from the Commission, and we will provide supplemental information to the Commission as we continue to draw closer to opening our facility.

**Executive Summary:**

- Applicant intends to offer wagering on historical horse races at Churchill Downs Racetrack in Louisville, KY
- Applicant ultimately hopes to have up to 3,000 HHR units deployed at Churchill Downs Racetrack and Derby City Gaming combined, with multiple different cabinet styles, games, and themes and request Commission approval for up to that number.
- As with other facilities offering wagering on historical horse races in Kentucky, all games will be tested by an approved third-party testing laboratory, and will be submitted to the Commission for its final approval.
- Applicant will draw upon its expertise in operating Churchill Downs Racetrack and Derby City Gaming, plus its affiliates' expertise in operating other racing and gaming facilities, to provide our patrons with a safe, secure and first class wagering and entertainment experience.
- The addition of wagering on historical horse racing by Applicant will continue to strengthen the horse racing industry in Kentucky and provide additional purse funds to ensure Kentucky Thoroughbred racing continues to thrive.

Pursuant to 810 KAR 1:120 § 4(1), prior to accepting exotic wagers on historical horse races, an applicant shall submit a written request with the information listed below. This information will be submitted at a later date once more concrete plans are in place.

- (a) *The types, number, and denominations of pari-mutuel wagers to be offered;*
- (b) *A detailed description of the rules that apply to the pari-mutuel wager and the method of calculating payouts, including how money will be allocated to the seed pool;*
- (c) *The days and hours of operation during which wagering on historical horse races will be offered;*
- (d) *A detailed description of the proposed designated area and the terminal or terminals on which the pari-mutuel wagers will be made, including an architect's rendering of the proposed designated area which describes the size, construction, layout, capacity, number of terminals, and location of surveillance and other security equipment, and at least one (1) photograph of the designated area when construction is completed;*
- (e) *The practices and procedures that will ensure the security, safety, and comfort of patrons in the designated area;*
- (f) *The manufacturer, make, and model of the terminal, including a copy of all literature supplied by the manufacturer of the terminal;*
- (g) *The maintenance and repair procedures that will ensure the integrity of the terminals;*
- (h) *A complete list of individuals who are authorized to examine and repair the terminals for any reason;*
- (i) *A memorandum outlining the terms of the agreement between the association and either the Kentucky Horsemen's Benevolent and Protective Association or the Kentucky Thoroughbred Association/Kentucky Thoroughbred Owners and Breeders referenced in Section 6(2) of this administrative regulation.*

Feel free to contact me if you require any additional information with respect to this request of the Commission.

Sincerely,



T. Kevin Flanery  
President  
Churchill Downs Racetrack



MATTHEW G. BEVIN  
GOVERNOR

K. GAIL RUSSELL  
SECRETARY

FRANKLIN S. KLING, JR.  
CHAIRMAN

MARC A. GUILFOIL  
EXECUTIVE DIRECTOR

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**To:** Kentucky Horse Racing Commission

**From:** Steve May, Director of Pari-Mutuel Wagering and Compliance

**Date:** October 21, 2019

**Re:** Request by Churchill Downs, Inc., on behalf of Turfway Park, to Amend the 2015 Commission Approval for Turfway Park to Offer Pari-Mutuel Wagering on Historical Horse Racing

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On November 12, 2015, Turfway Park submitted a request to the Kentucky Horse Racing Commission (“Commission”) to authorize Turfway Park to offer pari-mutuel wagering on historical horse races. The request specifically sought authorization to offer wagering on up to 250 terminals in a designated area at the racing association located in Florence, Kentucky. The November 12, 2015 request included specific pari-mutuel wagering pools, a design of the floor layout of the designated area, and other required information necessary for Commission approval.

On December 1, 2015, the Kentucky Horse Racing Commission (“Commission”) granted authorization to Turfway Park to operate 250 historical horse racing pari-mutuel wagering terminals (“2015 Turfway Approval”), with the understanding that many of the important information would need to be submitted to the Commission prior to the operation of the historical horse racing pari-mutuel wagering terminals.

In the nearly four years that have passed since the initial approval for Turfway Park to operate historical horse racing pari-mutuel wagering terminals at the association, most of the information submitted to the Commission related to the 2015 Turfway Approval has changed. For example, the 2015 Turfway Approval requested authorization to operate historical horse racing pari-mutuel wagering pools operated by Encore Gaming, which is now Exakta Systems, or Instant Racing pools operated by Racetech, a company that is no longer in existence and pools that are no longer offered at any racing association in Kentucky. In addition, the recent Commission approval of the sale of Turfway Park to Churchill Downs, Inc., includes the plan to raze the current facility and the construction of a new facility, rendering the map of the designated area in the 2015 Turfway Approval obsolete. These are just a few examples of the information that has changed from the 2015 Turfway Approval.



On October 11, 2019, the Commission received a request from Churchill Downs, Inc., on behalf of Turfway Park, to amend the 2015 Turfway Approval to address some of the previously-mentioned changes (“2019 Turfway Request”). Among the specific changes to the 2015 Turfway Approval found in the 2019 Turfway Request are the following:

- Increase in the maximum number of historical horse racing pari-mutuel wagering terminals from 250 to 2,500;
- Change in management team from Rock Entertainment to Churchill Downs, Inc.-related operators;
- Offer historical horse racing pari-mutuel wagering pools that will be determined at a later date; and
- Offer historical horse racing pari-mutuel wagering in a designated area that will be designed at a later date;

810 KAR 1:120 (4) establishes requirements that must be met in order for the KHRC to approve a written request from an association to offer any exotic wagering on an historical horse race. The written submission must include the following:

- (a) The types, number, and denominations of pari-mutuel wagers to be offered;*
- (b) A detailed description of the rules that apply to the pari-mutuel wager and the method of calculating payouts, including how money will be allocated to the seed pool;*
- (c) The days and hours of operation during which wagering on historical horse races will be offered;*
- (d) A detailed description of the proposed designated area and the terminal or terminals on which the pari-mutuel wagers will be made, including an architect’s rendering of the proposed designated area which describes the size, construction, layout, capacity, number of terminals, and location of surveillance and other security equipment, and at least one (1) photograph of the designated area when construction is completed;*
- (e) The practices and procedures that will ensure the security, safety, and comfort of patrons in the designated area;*
- (f) The manufacturer, make, and model of the terminal, including a copy of all literature supplied by the manufacturer of the terminal;*
- (g) The maintenance and repair procedures that will ensure the integrity of the terminals;*
- (h) A complete list of individuals who are authorized to examine and repair the terminals for any reason; and*
- (i) A memorandum outlining the terms of the agreement between the association and either the Kentucky Horsemen’s Benevolent and Protective Association or the Kentucky Thoroughbred Association/Kentucky Thoroughbred Owners and Breeders referenced in Section 6(2) of this administrative regulation.*

In evaluating the 2019 Turfway Request, Commission staff has found the following:

- (a) Churchill Downs, Inc. has not yet determined the types and denominations of pari-mutuel wagers that will be used on the additional historical horse racing terminals;*
- (b) Churchill Downs, Inc. has not yet determined the types and denominations of pari-mutuel wagers that will be used on the additional historical horse racing terminals;*

- (c) Churchill Downs, Inc. has not determined some of the details of the facility, including capacity, location of surveillance and other security equipment, and since the facility has yet to be constructed cannot provide at least one (1) photograph of the expanded designated area;
- (d) The practices and procedures that will ensure the security, safety, and comfort of the patrons in the designated area will be determined at a later date;
- (e) Churchill Downs, Inc. has not determined the technology provider that will be used to operate the historical horse racing pools. As such, the manufacturer, make, and model of the terminals has not yet been determined;
- (f) The maintenance and repair procedures will be determined at a later date;
- (g) The request will require a number of employees to be added at the Florence, KY location, but those employees have yet to be determined;
- (h) The terms of the agreement between Churchill Downs/Turfway Park and the Kentucky Horsemen's Benevolent and Protective Association have not been determined.

Based on this review of the 2019 Turfway Request, Commission staff recommends approval of the request with the following conditions:

- 1) Final inspection and approval by Commission staff of the types and denominations of the pari-mutuel wagers to be used on the additional historical horse racing terminals to ensure that they have been previously approved by the Commission;
- 2) Final inspection and approval by Commission staff of the rules that apply to the pari-mutuel wagers offered on the additional historical horse racing terminals to ensure that they have been previously approved by the Commission;
- 3) Final inspection and approval by Commission staff of the capacity, location of surveillance and other safety equipment used in the expanded designated area and the submission of at least one (1) photograph of the expanded designated area;
- 4) Final inspection and approval by Commission staff to determine whether they comply with Kentucky statutes and regulations;
- 5) Submission of the manufacturer, make, and model of the additional terminals used to offer historical horse race wagering and inspection and approval by Commission staff of the literature supplied by the manufacturer of the terminal;
- 6) Final inspection and approval by Commission staff of the maintenance and repair procedures that will ensure the integrity of the terminals;
- 7) Final inspection and approval by Commission staff of the list of additional employees who are authorized to examine and repair the terminals for any reason; and
- 8) Commission licensing of additional employees who are authorized to examine and repair the terminals for any reason.

**COMMISSION ACTION**

\_\_\_\_\_ **Approved**

\_\_\_\_\_ **Denied**

\_\_\_\_\_ **Deferred**



October 11, 2019

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

**RE: Request to the Kentucky Horse Racing Commission (the "Commission") to Offer Exotic Wagers on Historical Horse Races at Turfway Park**

Dear Mr. Guilfoil:

As you and the Commission are aware, in December of 2015, Turfway Park, LLC ("Applicant") received approval from the Commission to offer exotic wagers on historical horse racing, per 810 KAR 1:120, Section 2 and 810 KAR 1:120, Section 4. Initial approval was awarded for up to 250 machines. At this point in time, Applicant requests the Commission's approval for a total of up to 2,500 machines.

For reference, we have created the following executive summary. We intend to fine tune our plans for our HHR facility, processes, machines and games once we have secured approval from the Commission, and we will provide supplemental information to the Commission as we continue to draw closer to opening our facility.

**Executive Summary:**

- Applicant ultimately hopes to deploy up to 2,500 HHR units, with multiple different cabinet styles, games, and themes and requests Commission approval for up to that number.
- As with other facilities offering wagering on historical horse races in Kentucky, all games will be tested by an approved third-party testing laboratory, and will be submitted to the Commission for its final approval.
- Applicant will draw upon its affiliates' expertise in operating Churchill Downs Racetrack and Derby City Gaming, as well as its affiliates' expertise in operating other racing and gaming facilities, to provide our patrons with a safe, secure and first class wagering and entertainment experience.
- The addition of wagering on historical horse racing by Applicant will continue to strengthen the horse racing industry in Kentucky and provide additional purse funds to ensure Kentucky Thoroughbred racing continues to thrive.

Pursuant to 810 KAR 1:120 § 4(1), prior to accepting exotic wagers on historical horse races, an applicant shall submit a written request with the information listed below. This information will be submitted at a later date once more concrete plans are in place.

*(a) The types, number, and denominations of pari-mutuel wagers to be offered;*

- (b) *A detailed description of the rules that apply to the pari-mutuel wager and the method of calculating payouts, including how money will be allocated to the seed pool;*
- (c) *The days and hours of operation during which wagering on historical horse races will be offered;*
- (d) *A detailed description of the proposed designated area and the terminal or terminals on which the pari-mutuel wagers will be made, including an architect's rendering of the proposed designated area which describes the size, construction, layout, capacity, number of terminals, and location of surveillance and other security equipment, and at least one (1) photograph of the designated area when construction is completed;*
- (e) *The practices and procedures that will ensure the security, safety, and comfort of patrons in the designated area;*
- (f) *The manufacturer, make, and model of the terminal, including a copy of all literature supplied by the manufacturer of the terminal;*
- (g) *The maintenance and repair procedures that will ensure the integrity of the terminals;*
- (h) *A complete list of individuals who are authorized to examine and repair the terminals for any reason;*
- (i) *A memorandum outlining the terms of the agreement between the association and either the Kentucky Horsemen's Benevolent and Protective Association or the Kentucky Thoroughbred Association/Kentucky Thoroughbred Owners and Breeders referenced in Section 6(2) of this administrative regulation.*

Feel free to contact me if you require any additional information with respect to this request of the Commission.

Sincerely,

A handwritten signature in black ink that reads "T. Kevin Flanery". The signature is written in a cursive style with a long horizontal flourish extending to the right.

T. Kevin Flanery  
President  
Turfway Park, LLC



MATTHEW G. BEVIN  
GOVERNOR

FRANKLIN S. KLING, JR.  
CHAIRMAN

K. GAIL RUSSELL  
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**TO: KENTUCKY HORSE RACING COMMISSION**

FROM : Barbara Borden, Chief State Steward

DATE: October 9, 2019

**RE: TURFWAY PARK'S PROPOSED 2019 HOLIDAY MEET & 2020 WINTER SPRING MEET OFFICIALS & DATE PREFERENCE SYSTEM**

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By a letter dated October 8, 2019, Tyler B. Picklesimer, Director of Racing and Racing Secretary, Turfway Park racetrack, requests approval of the attached Roster of Racing Officials and Date Preference System for their 2019 Holiday Meet and 2020 Winter Spring meet. Please be advised all Stewards are accredited by ROAP (Racing Officials Accreditation Program) and all officials will be licensed by the meet opening.

Approval is recommended.

**COMMISSION ACTION:**

\_\_\_\_\_ Approved

\_\_\_\_\_ Deferred

\_\_\_\_\_ Denied





October 8, 2019

Kentucky Horse Racing Commission  
Attn: Mr. Guilfoil  
4063 Iron Works Parkway  
Lexington, Kentucky 40511

Mr. Guilfoil:

Turfway Park is nominating the following racing officials for approval by the Kentucky Horse Racing Commission for the 2019 Holiday Meet and 2020 Winter Spring Meet.

Association Steward	Ronald Herbstreit*
Director of Racing and Racing Secretary	Tyler B. Picklesimer*
Assistant Racing Secretary	Tia M. Murphy
Placing Judges / Entry Clerks	Ed Meyer Jean Chalk* Randy Wehrman Ron Anthony* Bill Holtman William D. Troilo* To Be Determined Kathy Lowry Albert Russell Kim Martin John Lee Wells
Paddock Judge / Entry Clerk	Beth Ann Bungert
Clocker	Melinda A. Vest
Clerk of Scales / Entry Clerk	Arthur J. Zeis
Starter	James McNerney
Jockey Room Custodian	Darren Piccirillo
Outriders	Aaron Spurlock Terry Moore Jeff Chapman Art Tearl Leslie Roberts Allen Roberts
Claims Clerk / Program Coordinator	Daniel P. Bork
Identifier	David Lemieux
Stall Superintendent	
Announcer	
Director of Security	
Mutuel Manager	
Horsemen's Bookkeeper	
Track Superintendent	
Paddock Blacksmith	
Teletimer and Photo Finish / Entry Clerk	
Alternate Official	

(\*Accredited – Stewards Accreditation Program)

Respectfully submitted,

Tyler B. Picklesimer  
Director of Racing / Racing Secretary



## **Date Preference System**

The following date system of preference is used at Turfway Park:

**Foal certificates no longer are required to be on file in the racing office to enter or start at Turfway Park; however, foal certificates must be on file to obtain a preference date and to have a horse tattooed.**

Each day's overnight will list the dates of horses in and on the also-eligible list to enable trainers to see what dates are getting horses into over-filled races.

1. In over-filled races, preference will be given to horses in order of their assigned preference dates, earliest date first. Horses having identical dates will be chosen by lot; however, where entry and running dates are the same, the horse with the entry date will have preference.
2. All horses intended for racing at Turfway Park will be assigned a preference date. A horse can have only one date at any particular time. Dates assigned will be of two types:

### **E-Date**

This date will correspond to: (a) the date on which a horse's foal papers and name card are submitted to the Identifier (the earliest date being the day when entries are first taken for the meeting); (b) the day on which a horse is first entered if his papers are not on file with the Identifier. To qualify for the latter E-Date, a horse must have been excluded from a race that appears on the overnight or he must have been entered in a condition book race that failed to fill through insufficient entries.

### **R-Date**

This date will correspond to the day of a horse's most recent race at Turfway Park. An R-Date will also be assigned to a horse that scratches, providing the foal papers are on file with the Identifier.

3. A horse retains his R-Date until he receives a newer R-Date. No horse with an established R-Date may receive an E-Date. A horse whose papers are removed from the Identifier's office will lose his date and must subsequently re-establish a date in order to receive preference. A horse with an E-Date cannot receive a newer E-Date. Horses starting at another racetrack will forfeit any date they may have at Turfway Park. Additionally, horses racing at Turfway Park without foal papers on site will not retain their R-Date.
4. Preference dates are good for any type of race or distance (other than maiden dates).
5. Maiden dates will be kept separately and will not have preference in winners' races.
6. No E-Date will be assigned to the second choice of an un-split same-owner entry.
7. A horse that has been placed on a list (Veterinarian, Steward, Starter, or Paddock Judge) will lose his date and be assigned an R-Date corresponding to the day he is removed from the list.
8. Horses on the Also-Eligible list shall be permitted to draw into races and will be assigned post positions in the order of their dates, earliest dates first.
9. A horse that is a scheduled starter in a canceled race will not receive an R-Date for that race but will retain his previous date.
10. The draw of stake and handicap races is not subject to date preference.
11. Preference dates are transferred through change in ownership and changes in trainer only after the proper transfer procedures have been completed through the Stewards' Office and delivered to the Racing Secretary's Office.
12. Date preference rules will not supersede KHRC rules regarding preference, eligibility, or scratches.

## 2019 THOROUGHBRED RULINGS

RULING NUMBER	RULING DATE	INFRACTION DATE	ISSUED TO	DETERMINATION	DRUG CLASS	PENALTY OR ACTION	FINE	STATUS
19-0075	8/15/2019	6/7/2019	Miguel Mena	Withdrew appeal of Stewards Ruling #19-0051		Suspended 5 days (August 18, August 23 through August 25, inclusive and August 30)		Suspension served
19-0076	8/23/2019	6/23/2019	Chantel Sutherland	Withdrew appeal of Stewards Ruling #19-0059		Suspended 5 days (August 23, August 25 and August 30 through September 1, inclusive)		Suspension served
19-0077	8/24/2019	N/A	Hal R. Wiggins	License rescinded without prejudice		Rescinded Owner license and issued Racing Official license		
19-0078	8/25/2019	8/25/2019	Mike Sisk (owner)	Claim of BUBBAS DIXIE voided		Claim voided pursuant to 810 KAR 4:050		Title of horse returned to Mike Sisk
19-0079	9/1/2019	2/14/2019	Madelyn A. Royal	Diclofenac #E300984		Suspended 10 days (September 13 through September 22, 2019, inclusive) and Fined	\$ 1,500	APPEALED
19-0080	9/1/2019	2/14/2019	Madelyn A. Royal and Edward Bray (owners)	Diclofenac #E300984		MISS PINKERTON disqualified and purse redistributed. All purse monies must be returned to the association.		APPEALED
19-0081	9/1/2019	3/8/2019	Madelyn A. Royal	Possession of injectable medications, syringes and needles		Suspended 90 days, September 23 through December 21, 2019 (inclusive)		APPEALED

## 2019 THOROUGHBRED RULINGS

RULING NUMBER	RULING DATE	INFRACTION DATE	ISSUED TO	DETERMINATION	DRUG CLASS	PENALTY OR ACTION	FINE	STATUS
19-0082	9/1/2019	5/30/2019	Troy Green	Clenbuterol #E312349		Suspended 30 days, 15 to be served September 7 through September 21, 2019. (Remaining 15 days stayed pending no further medication violation in 365 days)	\$ 500	Suspension served not paid  Fine
19-0083	9/1/2019	5/30/2019	Mark Secrest (owner)	Clenbuterol #E312349		DADDY'S ON STRIKE disqualified and purse redistributed. All purse monies must be returned to the association.		DQ and purse redistribution completed
19-0084	9/2/2019	8/10/2018	Michael Altstadt	Formal ejection from Ellis Park lifted		Restored to good standing after appearing before Board of Stewards		Obtained stable employee license
19-0085	9/2/2019	9/1/2019	Martin Chuan	Careless riding		Suspended 3 days (September 8, September 12 and September 13, 2019, inclusive)		Suspension served
19-0086	9/2/2019	8/30/2019	Samuel Camacho, Jr.	Failure to fulfill riding engagement (August 30, 2019)		Fined	\$ 100	Paid
19-0087	9/2/2019	N/A	Sam Semkin	Discontinuance of activity		License rescinded without prejudice		Rescinded Racing Official license
19-0088	9/2/2019	N/A	Troy A. Levy	Discontinuance of activity		License rescinded without prejudice		Rescinded Racing Official license
19-0089	9/12/2019	8/31/2019	Florent Geroux	Careless riding		Suspended 3 days (September 19 through September 21, 2019, inclusive)		Suspension served

## 2019 THOROUGHBRED RULINGS

RULING NUMBER	RULING DATE	INFRACTION DATE	ISSUED TO	DETERMINATION	DRUG CLASS	PENALTY OR ACTION	FINE	STATUS
19-0090	9/14/2019	N/A	Marc C. Ricker	Discontinuance of activity		License rescinded without prejudice		Rescinded Racing Official license
19-0091	9/20/2019	9/19/2019	Joe Sharp	Violated regulation that governs scratches		Fined	\$ 500	Not Paid
19-0092	9/21/2019	9/21/2019	Gary Barber	Claim of JUMPIN THRU HOOPS voided		Claim voided pursuant to 810 KAR 4:050		Title of horse returned to Gary Barber
19-0093	9/21/2019	9/21/2019	Ron Winchell and Willis D. Horton (owners)	Claim of GUN CLUB voided		Claim voided pursuant to 810 KAR 4:050		Title of horse returned to Ron Winchell and Willis D. Horton
19-0094	9/21/2019	9/15/2019	David L. Cohen	Careless riding		Suspended 3 days (September 29, October 4 and October 5,2019)		Suspension served
19-0095	10/10/2019	10/10/2019	Charles Jennings (owner)	Claim of CADRON FLATS voided		Claim voided pursuant to 810 KAR 4:050		Title of horse returned to Penny S. Lauer
19-0096	10/11/2019	10/10/2019	Jose L. Ortiz	Misuse of riding crop		Fined	\$ 250	Not Paid
19-0097	10/12/2019	10/11/2019	Joseph Rocco, Jr.	Careless riding		Suspended 3 days (October 20, October 23 and October 24,2019)		Suspension served
19-0098	10/12/2019	10/11/2019	Alex L. Canchari	Careless riding		Suspended 3 days (October 17 through October 19,2019 inclusive)		Suspension served
19-0099	10/13/2019	10/12/2019	Ricardo Santana, Jr.	Disorderly conduct (display of temper and use of offensive and profane language)		Fined	\$ 500	Not Paid
19-0100	10/13/2019	N/A	William R. Connelly	License rescinded without prejudice		Rescinded Owner/Trainer license and issued Racing Official license		

**2019 TB RULINGS LIST BY CATEGORY ( Through October 17, 2019 )**

**MEDICATION VIOLATIONS**

<b><u>Medication Class</u></b>	<b><u>Total</u></b>	<b><u>Fines</u></b>	<b><u>Suspensions</u></b>	<b><u>Disqualifications</u></b>	<b><u>Appeals</u></b>	<b><u>Explanations</u></b>
Class A	2	0	0	2	0	Dextromethamphetamine
Class B	4	4	4	4	3	Carbazochrome (3 cases same trainer - APPEALED), Clenbuterol
Class C	8	8	4	8	2	Triamcinolone acetonide, Methylprednisolone, Dexamethasone, Ibuprofen and Naproxen (in same sample), Diclofenac (APPEALED)
Class D	4	4	0	0	0	Omeprazole
NSAIDS	3	3	0	0	0	Phenylbutazone
Multiple NSAIDS	1	1	0	0	0	Phelylbutazone and Flunixin - both below the primary level
TCO2	<u>0</u>	0	0	0	0	
Subtotal	22	(total \$16,000)				

**NON-MEDICATION VIOLATIONS**

**Jockey Violations**

Careless Riding	12	0	12	0	2	Routine riding offenses
Overly Aggressive Riding	1	0	1	0	1	Failure to control mount and maintain a straight course
Other Disciplinary Violations	8	7	1	0	0	Failure to fulfill riding engagements, falsification of license application, failure to be present to review race replays, improper use of riding crop, disorderly conduct (use of offensive and profane language)
Subtotal	<u>21</u>	(total \$2,000)				

**Other Licensee Violations**

Misc. violations by licensees	2	2	0	0	0	Violated regulation that governs scratches
Post-race Voided Claims	9					Claims voided post-race per 810 KAR 4:050, Section 1, subsection (12)
Disorderly conduct and formal ejections	14	4	10	0	1	Display of temper and profane language, threatening a racing official, possession of contraband, drug possession, falsification, neglect, assumed responsibility for horses trained by ineligible person
Non-payment of fines or return of purse money	3	0	3	0	2	
Subtotal	<u>28</u>	(total \$1,350)				

**Other Rulings Issued**      29      0      0      0      0      The remaining 29 rulings that have been issued in 2019 are for information only and include purse redistributions, license rescinded without prejudice and licensee restored to good standing, penalty applied after withdrawal of appeal

**TOTAL 2019 RULINGS**      100      \$19,350

## 2019 STANDARDBRED RULINGS

RULING NUMBER	RULING DATE	INFRACTION DATE	ISSUED TO	DETERMINATION	DRUG PENALTY CLASS	FINE OR WRITTEN WARNING	STATUS	PAID	Suspension (days)	COMMENTS
J2019-001	7/7/2019	7/5/2019	Dakota A Jackson	Misuse of whip			Suspended drivers license		Suspended indefinitely	Allowed owner / trainer license
J2019-002	7/7/2019	7/6/2019	Jamaal D Denson	Misuse of whip		\$200				not paid
J2019-003	7/7/2019	7/6/2019	Michael Lynn Riley	Careless/Unsafe/Improper Driving			Suspended		7/9/19 - 7/15/19	
J2019-004	7/6/2019	9/30/2018	Charles A Sylvester	Medication /Drug Violation - Betamethasone	C	\$500		10/3/2019		paid
J2019-005	7/12/2019	6/30/2019	John R Guthrie	Conduct Detrimental to Racing			Suspended		7/12/19 - 12/31/19	
J2019-006	7/13/2019	6/16/2019	Calvin L Harris	Medication/Drug Violation - Methylprednisolone	C	\$250				not paid
J2019-007	7/13/2019	6/15/2019	Mitchell D Harris	Medication/Drug Violation - Carbazochrome	C	\$250	Suspended		7/15/19 - 7/29/19	not paid
J2019-008	7/17/2019	6/22/2019	Calvin L Harris	Medication/Drug Violation - Methylprednisolone	C	forfeit purse				
J2019-009	7/27/2019	6/16/2019	David L Brown	Medication/Drug Violation - Phenylbutazone	C	\$250		9/20/2019		paid
J2019-010	8/1/2019	7/25/2019	Luke Hanners	Misuse of whip		\$100		9/12/2019		paid
J2019-011	8/1/2019	7/25/2019	Trent E Tharps Jr	Misuse of whip		\$100		8/3/2019		paid
J2019-012	8/1/2019	7/27/2019	Matthew W Krueger	Misuse of whip		\$300		8/3/2019		paid
J2019-013	8/1/2019	7/27/2019	Matthew W Krueger	Misuse of whip		\$100		8/3/2019		paid
J2019-014	8/9/2019	7/2/2019	Harley Emerson	Medication /Drug Violation - Flunixin	C	\$1,500	Suspended		8/19/19 -8/28/19	not paid
J2019-015	8/14/2019	8/4/2019	Tyler G Shehan	Misuse of whip		\$300				not paid
J2019-016	8/14/2019	7/27/2019	Jamaal D Denson	Misuse of whip		\$300				not paid
J2019-017	8/14/2019	8/11/2019	Andrew Monti	Kicking horse after the 3/4 pole		\$100		8/17/2019		paid
J2019-018	8/16/2019	7/2/2019	Harley Emerson	Medication /Drug Violation - Flunixin	C	\$2,500	Suspended		8/29/19 - 9/27/19	not paid
J2019-020	8/22/2019	8/18/2019	Chris L Page	removed foot from stirrup and tapped horse on the hocks		\$100		8/22/2019		paid
J2019-021	8/29/2019	8/24/2019	Randy D Crisler	Misuse of whip		\$100		9/19/2019		paid
J2019-022	8/29/2019	8/18/2019	James Edward Stiltner II	Misuse of whip		\$100		9/5/2019		paid
J2019-023	9/8/2019	8/3/2019	Douglas L Hunt	Medication /Drug violation - Dexamethasone	C	\$250		9/29/2019		paid
J2019-024	9/19/2019	9/8/2019	Dewayne S Minor	Misuse of whip		\$100		10/5/2019		paid
J2019-026	9/19/2019	9/14/2019	Josert J Fonseca	Misuse of whip		\$300				not paid
J2019-027	9/19/2019	9/12/2019	Deshawn L Minor	Misuse of whip		\$100		10/5/2019		paid
J2019-028	9/9/2019	8/3/2019	David R Phillips Jr	Medication / Drug Violation - Ranitidine	D	Written warning				
J2019-030	10/1/2019	9/22/2019	Austin B Hanners	Misuse of whip		\$100				not paid
J2019-032	10/1/2019	10/1/2019	Jamaal D Denson	Failure to pay fines			Suspended		Suspended indefinitely	
J2019-033	10/1/2019	10/1/2019	Calvin L Harris	Failure to pay fines			Suspended		Suspended indefinitely	
J2019-034	10/1/2019	10/1/2019	Tyler G Shehan	Failure to pay fines			Suspended		Suspended indefinitely	
J2019-035	9/28/2019	10/6/2019	David S Miller	Misuse of whip		\$500		10/6/2019		paid
J2019-036	10/5/2019	10/4/2019	Brian J Sears	Failure to honor declaration / engagement		\$400				not paid
J2019-037	10/5/2019	10/4/2019	Chris L Page	Failure to honor declaration / engagement		\$100				not paid
J2019-038	10/6/2019	10/5/2019	Simon Allard	Failure to come up in position		\$100				not paid

# KHRC Veterinary Report

Churchill Downs Sept. 2019

**Total Starts** 1011

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Post Race Samples 286

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tCO<sub>2</sub> 133

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**Veterinary Scratches** 10

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Pre-Race 6

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On-Track 4

---

Soundness related 1

---

Gate/paddock Injury 3

---

**KHRC Veterinary List** 15

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Scratches 10

---

Race Injuries/post r t race lame/test barn lame 3

---

EIPH 1

---

Heat distress 1

---

**Ambulance Runs** 3

---

**Racing Fatalities** 1

---

musculo-skeletal 1

---

**Training Fatalities** 1

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musculo-skeletal 1

# KHRC Veterinary Report

Ellis Park 2019

**Total Starts** 2002

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Post Race Samples 570

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tCO<sub>2</sub> 282

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**Veterinary Scratches** 22

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Pre-Race 16

---

On-Track 6

---

Soundness related 4

---

Gate/paddock Injury 2

---

**KHRC Veterinary List** 38

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Scratches 22

---

Race Injuries/post r t race lame/test barn lame 13

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EIPH 2

---

Heat distress 1

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**Ambulance Runs** 8

---

**Racing Fatalities** 2

---

musculo-skeletal 1

---

sudden death 1

---

**Training Fatalities** 1

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accident-head trauma 1

# KHRC Veterinary Report

## Kentucky Downs 2019

<b>Total Starts</b>	563
<hr style="border-top: 1px dashed black;"/>	
Post Race Samples	160
tCO <sub>2</sub>	139
<hr style="border-top: 1px dashed black;"/>	

<b>Veterinary Scratches</b>	2
<hr style="border-top: 1px dashed black;"/>	
Pre-Race	1
On-Track	1
<hr style="border-top: 1px dashed black;"/>	
Soundness related	0
Gate/paddock Injury	1
<hr style="border-top: 1px dashed black;"/>	

<b>KHRC Veterinary List</b>	9
<hr style="border-top: 1px dashed black;"/>	
Scratches	2
Race Injuries/post r t race lame/test barn lame	4
EIPH	0
Heat distress	3
<hr style="border-top: 1px dashed black;"/>	

<b>Ambulance Runs</b>	4
<hr style="border-top: 1px dashed black;"/>	

<b>Racing Fatalities</b>	0
<hr style="border-top: 1px dashed black;"/>	
	0
<hr style="border-top: 1px dashed black;"/>	
	0
<hr style="border-top: 1px dashed black;"/>	

<b>Training Fatalities</b>	0
<hr style="border-top: 1px dashed black;"/>	
	0

## 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
	<b>TOTAL</b>	2	1	5	2	4	3	4	2	2	4	4	5	38		<b>1.64</b>
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
	<b>TOTAL</b>	3	0	4	2	3	2	2	2	3	2	4	8	35		<b>1.57</b>
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
	<b>TOTAL</b>	3	5	1	2	4	1	2	4	3	3	2	3	33		<b>1.64</b>
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
	<b>TOTAL</b>	2	1	3	1	0	2	4	2	1	3	7	1	27		<b>1.49</b>
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
	<b>TOTAL</b>	2	2	1	1	2	5	1	3	3	5	3	1	29		<b>1.59</b>
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
	<b>TOTAL</b>	0	0	1	2	9	2	0	2	0	4	5	3	28		<b>1.60</b>

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
	<b>TOTAL</b>	2	2	0	0	1	2	1	5	4	1	1	3	23		<b>1.42</b>
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
	<b>TOTAL</b>	2	2	0	0	3	0	1	1	1	3	3	0	16		<b>1.11</b>
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
	<b>TOTAL</b>	3	1	1	0	3	3	1	2	3	3	3	1	23		<b>1.48</b>
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
	<b>TOTAL</b>	0	2	0	4	4	5	2	0	1	2	5	1	26		<b>1.58</b>
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
	<b>TOTAL</b>	1	2	1	2	1	5	0	1	2	3	2	0	20		<b>1.33</b>
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
	<b>TOTAL</b>	2	1	1	4	4	1	6	1	7	1	4	4	36		<b>2.39</b>
2019	Musculoskeletal	0	1	1	4	1	0	0	1	1				9	10,299	
	Non-musculoskeletal	0	0	0	0	0	2	0	1	0				3		
	<b>TOTAL</b>	0	1	1	4	1	2	0	2	1	0	0	0	12		

# Kentucky Pari-Mutuel Excise Tax and BIF by Source, FY 2020 (Through September 30, 2019)

Racetrack/ADW	Thoroughbred Development Fund		Standardbred Development Fund		QH/Other Development Fund		Equine Industry Program		Equine Drug Research		Higher Education Fund		Backside Improvement Fund		ADW Host Track Allocation		ADW Purse Allocation		Kentucky General Fund		Total Excise Tax FY-19	
	FY-19	% of Fund Total	FY-19	% of Fund Total	FY-19	% of Fund Total	FY-19	% of Fund Total	FY-19	% of Fund Total	FY-19	% of Fund Total	FY-19	% of Fund Total	FY-19	% of Fund Total	FY-19	% of Fund Total	FY-19	% of Fund Total	FY-19	Total Excise Tax
<b>Live</b>	\$69,700	1.3%	\$11,446	2.1%			\$20,418	3.0%	\$10,209	2.9%	\$10,209	2.9%	\$46,467	100.0%					\$33,442	0.8%	\$201,891	1.8%
Blue Grass Downs			\$74	0.0%			\$12	0.0%	\$6	0.0%	\$6	0.0%							\$6	0.0%	\$104	0.0%
Churchill Downs	\$27,853	0.5%					\$7,427	1.1%	\$3,714	1.0%	\$3,714	1.0%	\$18,569	40.0%					\$12,998	0.3%	\$74,274	0.6%
Ellis Park	\$29,592	0.6%					\$7,891	1.2%	\$3,946	1.1%	\$3,946	1.1%	\$19,728	42.5%					\$13,810	0.3%	\$78,912	0.7%
Keeneland																						
Kentucky Downs	\$12,256	0.2%					\$3,268	0.5%	\$1,634	0.5%	\$1,634	0.5%	\$8,170	17.6%					\$5,719	0.1%	\$32,681	0.3%
The Red Mile			\$11,372	2.1%			\$1,819	0.3%	\$910	0.3%	\$910	0.3%							\$910	0.0%	\$15,920	0.1%
Turfway Park																					\$0	0.0%
<b>Simulcast</b>	\$522,666	9.8%	\$12,755	2.3%	\$2,912	100.0%	\$13,458	2.0%	\$26,917	7.5%	\$26,917	7.5%							\$201,875	5.1%	\$807,498	7.0%
Blue Grass Downs																						
Churchill Downs	\$150,082	2.8%	\$650	0.1%	\$1,174	40.3%	\$3,798	0.6%	\$7,595	2.1%	\$7,595	2.1%							\$56,965	1.4%	\$227,860	2.0%
Ellis Park	\$70,096	1.3%	\$5,992	1.1%	\$2	0.1%	\$1,902	0.3%	\$3,805	1.1%	\$3,805	1.1%							\$28,534	0.7%	\$114,137	1.0%
Keeneland	\$172,509	3.3%			\$478	16.4%	\$4,325	0.6%	\$8,649	2.4%	\$8,649	2.4%							\$64,870	1.6%	\$259,481	2.3%
Kentucky Downs	\$60,590	1.1%	\$3,613	0.7%	\$945	32.4%	\$1,629	0.2%	\$3,257	0.9%	\$3,257	0.9%							\$24,430	0.6%	\$97,721	0.8%
The Red Mile																						
Thunder Ridge																						
Turfway Park	\$69,388	1.3%	\$2,499	0.5%	\$313	10.7%	\$1,805	0.3%	\$3,610	1.0%	\$3,610	1.0%							\$27,075	0.7%	\$108,300	0.9%
<b>ADW</b>															\$126,973	100.0%	\$126,973	100.0%	\$44,814	1.1%	\$298,760	2.6%
AmWest Entertainment															\$502	0.4%	\$502	0.4%	\$177	0.0%	\$1,182	0.0%
eBet Technologies																						
Lien Games															\$103	0.1%	\$103	0.1%	\$36	0.0%	\$243	0.0%
NYRA Bets																						
TVG															\$40,928	32.2%	\$40,928	32.2%	\$14,445	0.4%	\$96,301	0.8%
TwinSpires															\$65,053	51.2%	\$65,053	51.2%	\$22,960	0.6%	\$153,067	1.3%
Watch And Wager															\$312	0.2%	\$312	0.2%	\$110	0.0%	\$734	0.0%
XpressBet															\$16,050	12.6%	\$16,050	12.6%	\$5,665	0.1%	\$37,764	0.3%
<b>HHR</b>	\$4,715,164	88.8%	\$524,511	95.6%			\$650,000	95.0%	\$320,000	89.6%	\$320,000	89.6%							\$3,687,419	92.9%	\$10,217,094	88.6%
Derby City Gaming	\$2,128,954	40.1%					\$271,057	39.6%	\$133,443	37.4%	\$133,443	37.4%							\$1,591,010	40.1%	\$4,257,907	36.9%
Ellis Park	\$211,244	4.0%					\$28,250	4.1%	\$13,908	3.9%	\$13,908	3.9%							\$155,178	3.9%	\$422,487	3.7%
Keeneland/Red Mile	\$393,383	7.4%	\$524,511	95.6%			\$93,004	13.6%	\$45,787	12.8%	\$45,787	12.8%							\$471,061	11.9%	\$1,573,532	13.7%
Kentucky Downs	\$1,981,584	37.3%					\$257,689	37.7%	\$126,862	35.5%	\$126,862	35.5%							\$1,470,171	37.1%	\$3,963,168	34.4%
<b>Grand Total</b>	<b>\$5,307,530</b>	<b>100.0%</b>	<b>\$548,711</b>	<b>100.0%</b>	<b>\$2,912</b>	<b>100.0%</b>	<b>\$683,876</b>	<b>100.0%</b>	<b>\$357,126</b>	<b>100.0%</b>	<b>\$357,126</b>	<b>100.0%</b>	<b>\$46,467</b>	<b>100.0%</b>	<b>\$126,973</b>	<b>100.0%</b>	<b>\$126,973</b>	<b>100.0%</b>	<b>\$3,967,550</b>	<b>100.0%</b>	<b>\$11,525,244</b>	<b>100.0%</b>



## Kentucky Handle and Excise Tax Report for September, 2019

	September-19	September-18	% Change	FYTD - 2020	FYTD - 2019	% Change
Live Racing Dates	31	30	3.3%	79	76	3.9%
On-Track Live Handle	\$ 5,852,831	\$ 5,377,989	8.8%	\$ 10,209,013	\$ 9,659,800	5.7%
On-Track Simulcast Handle	\$ 9,842,088	\$ 11,157,307	-11.8%	\$ 33,413,818	\$ 33,552,115	-0.4%
Kentucky Resident ADW Handle	\$ 17,109,379	\$ 16,071,939	6.5%	\$ 59,751,988	\$ 55,150,363	8.3%
Historical Horse Racing Handle	\$ 226,089,266	\$ 127,735,605	77.0%	\$ 681,139,618	\$ 330,842,045	105.9%
<b>Total Taxable Handle</b>	<b>\$ 258,893,564</b>	<b>\$ 160,342,840</b>	<b>61.5%</b>	<b>\$ 784,514,437</b>	<b>\$ 429,204,322</b>	<b>82.8%</b>
TB Development Fund	\$ 1,746,828	\$ 1,082,030	61.4%	\$ 5,307,530	\$ 2,811,328	88.8%
SB Development Fund	\$ 198,953	\$ 124,692	59.6%	\$ 548,711	\$ 374,739	46.4%
QH/Arabian Development Fund	\$ 664	\$ 2,291	-71.0%	\$ 2,912	\$ 5,031	-42.1%
Backside Improvement Fund	\$ 27,380	\$ 25,169	8.8%	\$ 46,467	\$ 43,440	7.0%
Equine Industry Program	\$ 15,642	\$ 259,044	-94.0%	\$ 683,876	\$ 682,959	0.1%
Equine Drug Research	\$ 13,725	\$ 131,274	-89.5%	\$ 357,126	\$ 356,938	0.1%
Higher Education Fund	\$ 13,725	\$ 131,274	-89.5%	\$ 357,126	\$ 356,938	0.1%
ADW Host Track Allocation (Note 1)	\$ 36,357	\$ 34,153	6.5%	\$ 126,973	\$ 117,195	8.3%
ADW Purse Allocation (Note 1)	\$ 36,357	\$ 34,153	6.5%	\$ 126,973	\$ 117,195	8.3%
KY General Fund	\$ 1,739,522	\$ 549,087	216.8%	\$ 3,967,550	\$ 1,381,731	187.1%
<b>Total KY Excise Tax</b>	<b>\$ 3,829,152</b>	<b>\$ 2,373,168</b>	<b>61.4%</b>	<b>\$ 11,525,244</b>	<b>\$ 6,247,492</b>	<b>84.5%</b>



Note 1 - As per KRS 138.530

## Kentucky Live and Simulcast Wagering Report for September, 2019

### Live Racing

	September-19	September-18	% Change	FYTD - 2020	FYTD - 2019	% Change
Race Dates	31	30	3.3%	79	76	3.9%
<b>On-Track Handle on All Kentucky Races (OTH)</b>	\$ 5,852,831	\$ 5,377,989	8.8%	\$ 10,209,013	\$ 9,659,800	5.7%
Less: Return to Public	\$ 4,693,775	\$ 4,301,354		\$ 8,152,822	\$ 7,687,203	
Less: Breakage	\$ 34,887	\$ 36,733		\$ 64,367	\$ 68,148	
<b>Gross Commission</b>	<u>\$ 1,124,169</u>	<u>\$ 1,039,902</u>	8.1%	<u>\$ 1,991,824</u>	<u>\$ 1,904,449</u>	4.6%
TB Development Fund (0.75% of On-Track TB Handle)	\$ 41,070	\$ 37,754	8.8%	\$ 69,700	\$ 65,160	7.0%
SB Development Fund (1.25% of On-Track SB Handle)	\$ 4,710	\$ 4,301	9.5%	\$ 11,446	\$ 12,148	-5.8%
Equine Industry Program (0.2% of OTH)	\$ 11,706	\$ 10,756	8.8%	\$ 20,418	\$ 19,320	5.7%
Equine Drug Research (0.1% of OTH)	\$ 5,853	\$ 5,378	8.8%	\$ 10,209	\$ 9,660	5.7%
Higher Education Fund (0.1% of OTH)	\$ 5,853	\$ 5,378	8.8%	\$ 10,209	\$ 9,660	5.7%
KY General Fund (0.35% of OTH TB, 0.1% OTH SB)	\$ 19,543	\$ 17,963	8.8%	\$ 33,442	\$ 31,380	6.6%
<b>Total KY Excise Tax (1.5% of OTH TB, 1.75% of OTH SB)</b>	<u>\$ 88,735</u>	<u>\$ 81,530</u>	8.8%	<u>\$ 155,424</u>	<u>\$ 147,327</u>	5.5%
<b>% of Gross Commission</b>	7.89%	7.84%		7.80%	7.74%	
Backside Improvement Fund (0.5% of Total OTH at TB Tracks)	\$ 27,380	\$ 25,169	8.8%	\$ 46,467	\$ 43,440	7.0%
<b>Net Commission</b>	\$ 1,008,054	\$ 933,202	8.0%	\$ 1,789,933	\$ 1,713,682	4.4%
% of On-Track Handle	17.22%	17.35%		17.53%	17.74%	
<b>Off-Track Handle on All Kentucky Races From</b>						
Other KY Tracks	\$ 1,293,322	\$ 1,569,096	-17.6%	\$ 2,728,220	\$ 3,062,561	-10.9%
Kentucky Licensed ADW's	\$ 5,270,234	\$ 4,571,856	15.3%	\$ 8,256,543	\$ 6,759,533	22.1%
Other Sources	\$ 80,922,048	\$ 76,140,834	6.3%	\$ 125,285,969	\$ 108,019,534	16.0%
<b>All Sources Handle on Live Racing</b>	<u>\$ 93,338,435</u>	<u>\$ 87,659,775</u>	6.5%	<u>\$ 146,479,746</u>	<u>\$ 127,501,428</u>	14.9%
Average Daily Handle - On Track	\$ 188,801	\$ 179,266	5.3%	\$ 129,228	\$ 127,103	1.7%
Average Daily Handle - All Sources	\$ 3,010,917	\$ 2,921,992	3.0%	\$ 1,854,174	\$ 1,677,650	10.5%
<b>Simulcast Wagering on Other Tracks (Note: Standardbred Facilities Only Taxed on Live Racing)</b>						
Handle by Breed						
Thoroughbred Simulcast Handle (TBSH)	\$ 7,910,686	\$ 8,949,585	-11.6%	\$ 26,772,856	\$ 27,230,569	-1.7%
Standardbred Simulcast Handle (SBSH)	\$ 1,887,970	\$ 2,072,785	-8.9%	\$ 6,461,619	\$ 6,013,786	7.4%
Quarter Horse/Arabian/Paint/Mule Simulcast Handle (QSHS)	\$ 43,432	\$ 134,937	-67.8%	\$ 179,344	\$ 307,760	-41.7%
<b>All-Breed Total Simulcast Handle (TSH)</b>	<u>\$ 9,842,088</u>	<u>\$ 11,157,307</u>	-11.8%	<u>\$ 33,413,818</u>	<u>\$ 33,552,115</u>	-0.4%
TB Development Fund (2% of TBSH at TB Tracks)	\$ 152,770	\$ 172,933	-11.7%	\$ 522,666	\$ 525,591	-0.6%
SB Development Fund (2% of SBSH at TB Tracks)	\$ 4,001	\$ 4,826	-17.1%	\$ 12,755	\$ 14,941	-14.6%
QH/Arabian Development Fund (2% of QSHS at TB Tracks)	\$ 664	\$ 2,291	-71.0%	\$ 2,912	\$ 5,031	-42.1%
Equine Industry Program (0.05% of TSH at TB Tracks)	\$ 3,936	\$ 4,501	-12.6%	\$ 13,458	\$ 13,639	-1.3%
Equine Drug Research (0.1% of TSH at TB Tracks)	\$ 7,872	\$ 9,002	-12.6%	\$ 26,917	\$ 27,278	-1.3%
Higher Education Fund (0.1% of TSH at TB Tracks)	\$ 7,872	\$ 9,002	-12.6%	\$ 26,917	\$ 27,278	-1.3%
KY General Fund (0.75% of TSH at TB Tracks)	\$ 59,038	\$ 67,519	-12.6%	\$ 201,875	\$ 204,586	-1.3%
<b>Total KY Excise Tax (3% of TSH at TB Tracks)</b>	<u>\$ 236,152</u>	<u>\$ 270,075</u>	-12.6%	<u>\$ 807,498</u>	<u>\$ 818,343</u>	-1.3%

**Blue Grass Downs Live and Simulcast Wagering Report for September, 2019**  
**Live Racing**

	<u>September-19</u>	<u>September-18</u>	<u>% Change</u>	<u>FYTD - 2020</u>	<u>FYTD - 2019</u>	<u>% Change</u>
Race Dates				6		
<b>On-Track Handle (OTH)</b>				\$ 5,930		
Less: Return to Public				\$ 4,659		
Less: Breakage				\$ 43		
<b>Gross Commission</b>				\$ 1,228		
SB Development Fund (1.25% of OTH)				\$ 74		
Equine Industry Program (0.2% of OTH)				\$ 12		
Equine Drug Research (0.1% of OTH)				\$ 6		
Higher Education Fund (0.1% of OTH)				\$ 6		
KY General Fund (0.1% of OTH)				\$ 6		
<b>Total KY Excise Tax (1.75% of OTH)</b>				\$ 104		
% of Gross Commission				8.45%		
<b>Net Commission</b>				\$ 1,124		
% of On-Track Handle				18.96%		
<b>Off-Track Handle on Kentucky Races From</b>						
Other KY Tracks						
Kentucky Licensed ADW's						
Other Sources						
<b>All Sources Handle on Live Racing (On- and Off-Track)</b>				\$ 5,930		
Average Daily Handle - On Track				\$ 988		
Average Daily Handle - All Sources				\$ 988		

**Simulcast Wagering on Other Tracks (Note: Standardbred Facilities Only Taxed on Live Racing)**

Handle by Breed						
Thoroughbred Simulcast Handle (TBSH)	\$ 272,188	\$ 302,947	-10.2%	\$ 639,580	\$ 951,038	-32.7%
Standardbred Simulcast Handle (SBSH)	\$ 8,460	\$ 10,496	-19.4%	\$ 24,049	\$ 34,221	-29.7%
Quarter Horse/Other Simulcast Handle (QSHS)	\$ 374	\$ 516	-27.6%	\$ 1,243	\$ 3,376	-63.2%
<b>All-Breed Total Simulcast Handle (TSH)</b>	\$ 281,021	\$ 313,959	-10.5%	\$ 664,872	\$ 988,636	-32.7%

## Churchill Downs Live and Simulcast Wagering Report for September, 2019

### Live Racing

	September-19	September-18	% Change	FYTD - 2020	FYTD - 2019	% Change
Race Dates	11	11		11	11	
<b>On-Track Handle (OTH)</b>	\$ 3,713,705	\$ 3,439,215	8.0%	\$ 3,713,705	\$ 3,439,215	8.0%
Less: Return to Public	\$ 2,967,722	\$ 2,740,423		\$ 2,967,722	\$ 2,740,423	
Less: Breakage	\$ 22,914	\$ 24,303		\$ 22,914	\$ 24,303	
<b>Gross Commission</b>	<u>\$ 723,069</u>	<u>\$ 674,489</u>	7.2%	<u>\$ 723,069</u>	<u>\$ 674,489</u>	7.2%
TB Development Fund (0.75% of OTH)	\$ 27,853	\$ 25,794	8.0%	\$ 27,853	\$ 25,794	8.0%
Equine Industry Program (0.2% of OTH)	\$ 7,427	\$ 6,878	8.0%	\$ 7,427	\$ 6,878	8.0%
Equine Drug Research (0.1% of OTH)	\$ 3,714	\$ 3,439	8.0%	\$ 3,714	\$ 3,439	8.0%
Higher Education Fund (0.1% of OTH)	\$ 3,714	\$ 3,439	8.0%	\$ 3,714	\$ 3,439	8.0%
KY General Fund (0.35% of OTH)	\$ 12,998	\$ 12,037	8.0%	\$ 12,998	\$ 12,037	8.0%
<b>Total KY Excise Tax (1.5% of OTH)</b>	<u>\$ 55,706</u>	<u>\$ 51,588</u>	8.0%	<u>\$ 55,706</u>	<u>\$ 51,588</u>	8.0%
% of Gross Commission	7.70%	7.65%		7.70%	7.65%	
Backside Improvement Fund (0.5% of OTH)	\$ 18,569	\$ 17,196	8.0%	\$ 18,569	\$ 17,196	8.0%
<b>Net Commission</b>	\$ 648,795	\$ 605,705	7.1%	\$ 648,795	\$ 605,705	7.1%
% of On-Track Handle	17.47%	17.61%		17.47%	17.61%	
<b>Off-Track Handle on Kentucky Races From</b>						
Other KY Tracks	\$ 690,871	\$ 747,872	-7.6%	\$ 690,871	\$ 747,872	-7.6%
Kentucky Licensed ADW's	\$ 3,632,597	\$ 2,789,505	30.2%	\$ 3,632,597	\$ 2,789,505	30.2%
Other Sources	\$ 45,374,356	\$ 38,436,563	18.0%	\$ 45,374,356	\$ 38,436,563	18.0%
<b>All Sources Handle on Live Racing (On- and Off-Track)</b>	<u>\$ 53,411,529</u>	<u>\$ 45,413,155</u>	17.6%	<u>\$ 53,411,529</u>	<u>\$ 45,413,155</u>	17.6%
Average Daily Handle - On Track	\$ 337,610	\$ 312,656	8.0%	\$ 337,610	\$ 312,656	8.0%
Average Daily Handle - All Sources	\$ 4,855,594	\$ 4,128,469	17.6%	\$ 4,855,594	\$ 4,128,469	17.6%

### Simulcast Wagering on Other Tracks

<b>Handle by Breed</b>						
Thoroughbred Simulcast Handle (TBSH)	\$ 1,974,618	\$ 2,290,984	-13.8%	\$ 7,504,116	\$ 7,461,862	0.6%
Standardbred Simulcast Handle (SBSH)	\$ 21,357	\$ 13,817	54.6%	\$ 32,497	\$ 34,437	-5.6%
Quarter Horse/Other Simulcast Handle (QSHS)	\$ 10,883	\$ 72,149	-84.9%	\$ 58,715	\$ 130,048	-54.9%
<b>All-Breed Total Simulcast Handle (TSH)</b>	<u>\$ 2,006,858</u>	<u>\$ 2,376,950</u>	-15.6%	<u>\$ 7,595,327</u>	<u>\$ 7,626,347</u>	-0.4%
TB Development Fund (2% of TBSH)	\$ 39,492	\$ 45,820	-13.8%	\$ 150,082	\$ 149,237	0.6%
SB Development Fund (2% of SBSH)	\$ 427	\$ 276	54.6%	\$ 650	\$ 689	-5.6%
QH/Other Development Fund (2% of QSHS)	\$ 218	\$ 1,443	-84.9%	\$ 1,174	\$ 2,601	-54.9%
Equine Industry Program (0.05% of TSH)	\$ 1,003	\$ 1,188	-15.6%	\$ 3,798	\$ 3,813	-0.4%
Equine Drug Research (0.1% of TSH)	\$ 2,007	\$ 2,377	-15.6%	\$ 7,595	\$ 7,626	-0.4%
Higher Education Fund (0.1% of TSH)	\$ 2,007	\$ 2,377	-15.6%	\$ 7,595	\$ 7,626	-0.4%
KY General Fund (0.75% of TSH)	\$ 15,051	\$ 17,827	-15.6%	\$ 56,965	\$ 57,198	-0.4%
<b>Total KY Excise Tax (3% of TSH)</b>	<u>\$ 60,206</u>	<u>\$ 71,308</u>	-15.6%	<u>\$ 227,860</u>	<u>\$ 228,790</u>	-0.4%

**Ellis Park Live and Simulcast Wagering Report for September, 2019**  
**Live Racing**

	September-19	September-18	% Change	FYTD - 2020	FYTD - 2019	% Change
Race Dates	2	2		26	29	-10.3%
<b>On-Track Handle (OTH)</b>	\$ 452,364	\$ 476,396	-5.0%	\$ 3,945,581	\$ 4,130,485	-4.5%
Less: Return to Public	\$ 359,751	\$ 378,852		\$ 3,137,478	\$ 3,283,472	
Less: Breakage	\$ 3,663	\$ 3,676		\$ 30,804	\$ 32,897	
<b>Gross Commission</b>	\$ 88,950	\$ 93,868	-5.2%	\$ 777,300	\$ 814,116	-4.5%
TB Development Fund (0.75% of OTH)	\$ 3,393	\$ 3,573	-5.0%	\$ 29,592	\$ 30,979	-4.5%
Equine Industry Program (0.2% of OTH)	\$ 905	\$ 953	-5.0%	\$ 7,891	\$ 8,261	-4.5%
Equine Drug Research (0.1% of OTH)	\$ 452	\$ 476	-5.0%	\$ 3,946	\$ 4,130	-4.5%
Higher Education Fund (0.1% of OTH)	\$ 452	\$ 476	-5.0%	\$ 3,946	\$ 4,130	-4.5%
KY General Fund (0.35% of OTH)	\$ 1,583	\$ 1,667	-5.0%	\$ 13,810	\$ 14,457	-4.5%
<b>Total KY Excise Tax (1.5% of OTH)</b>	\$ 6,785	\$ 7,146	-5.0%	\$ 59,184	\$ 61,957	-4.5%
% of Gross Commission	7.63%	7.61%		7.61%	7.61%	
Backside Improvement Fund (0.5% of OTH)	\$ 2,262	\$ 2,382	-5.0%	\$ 19,728	\$ 20,652	-4.5%
<b>Net Commission</b>	\$ 79,902	\$ 84,340	-5.3%	\$ 698,388	\$ 731,506	-4.5%
% of On-Track Handle	17.66%	17.70%		17.70%	17.71%	
<b>Off-Track Handle on Kentucky Races From</b>						
Other KY Tracks	\$ 105,508	\$ 142,638	-26.0%	\$ 1,357,160	\$ 1,593,040	-14.8%
Kentucky Licensed ADW's	\$ 166,691	\$ 158,198	5.4%	\$ 2,641,941	\$ 2,231,809	18.4%
Other Sources	\$ 3,470,967	\$ 2,629,432	32.0%	\$ 37,917,649	\$ 31,118,533	21.8%
<b>All Sources Handle on Live Racing (On- and Off-Track)</b>	\$ 4,195,530	\$ 3,406,665	23.2%	\$ 45,862,331	\$ 39,073,868	17.4%
Average Daily Handle - On Track	\$ 226,182	\$ 238,198	-5.0%	\$ 151,753	\$ 142,431	6.5%
Average Daily Handle - All Sources	\$ 2,097,765	\$ 1,703,332	23.2%	\$ 1,763,936	\$ 1,347,375	30.9%

**Simulcast Wagering on Other Tracks**

<b>Handle by Breed</b>						
Thoroughbred Simulcast Handle (TBSH)	\$ 1,011,594	\$ 1,319,380	-23.3%	\$ 3,504,822	\$ 3,931,904	-10.9%
Standardbred Simulcast Handle (SBSH)	\$ 86,801	\$ 117,526	-26.1%	\$ 299,616	\$ 367,932	-18.6%
Quarter Horse/Other Simulcast Handle (QSHS)		\$ 518	-100.0%	\$ 117	\$ 2,394	-95.1%
<b>All-Breed Total Simulcast Handle (TSH)</b>	\$ 1,098,394	\$ 1,437,424	-23.6%	\$ 3,804,556	\$ 4,302,229	-11.6%
TB Development Fund (2% of TBSH)	\$ 20,232	\$ 26,388	-23.3%	\$ 70,096	\$ 78,638	-10.9%
SB Development Fund (2% of SBSH)	\$ 1,736	\$ 2,351	-26.1%	\$ 5,992	\$ 7,359	-18.6%
QH/Other Development Fund (2% of QSHS)		\$ 10	-100.0%	\$ 2	\$ 48	-95.1%
Equine Industry Program (0.05% of TSH)	\$ 549	\$ 719	-23.6%	\$ 1,902	\$ 2,151	-11.6%
Equine Drug Research (0.1% of TSH)	\$ 1,098	\$ 1,437	-23.6%	\$ 3,805	\$ 4,302	-11.6%
Higher Education Fund (0.1% of TSH)	\$ 1,098	\$ 1,437	-23.6%	\$ 3,805	\$ 4,302	-11.6%
KY General Fund (0.75% of TSH)	\$ 8,238	\$ 10,781	-23.6%	\$ 28,534	\$ 32,267	-11.6%
<b>Total KY Excise Tax (3% of TSH)</b>	\$ 32,952	\$ 43,123	-23.6%	\$ 114,137	\$ 129,067	-11.6%

**Keeneland Live and Simulcast Wagering Report for September, 2019**  
**Live Racing**

	<u>September-19</u>	<u>September-18</u>	<u>% Change</u>	<u>FYTD - 2020</u>	<u>FYTD - 2019</u>	<u>% Change</u>
Race Dates						
<b>On-Track Handle (OTH)</b>						
Less: Return to Public						
Less: Breakage						
<b>Gross Commission</b>						
TB Development Fund (0.75% of OTH)						
Equine Industry Program (0.2% of OTH)						
Equine Drug Research (0.1% of OTH)						
Higher Education Fund (0.1% of OTH)						
KY General Fund (0.35% of OTH)						
<b>Total KY Excise Tax (1.5% of OTH)</b>						
% of Gross Commission						
Backside Improvement Fund (0.5% of OTH)						
<b>Net Commission</b>						
% of On-Track Handle						
<b>Off-Track Handle on Kentucky Races From</b>						
Other KY Tracks						
Kentucky Licensed ADW's						
Other Sources						
<b>All Sources Handle on Live Racing (On- and Off-Track)</b>						
Average Daily Handle - On Track						
Average Daily Handle - All Sources						

**Simulcast Wagering on Other Tracks**

Handle by Breed						
Thoroughbred Simulcast Handle (TBSH)	\$ 2,732,952	\$ 2,795,103	-2.2%	\$ 8,625,442	\$ 8,194,019	5.3%
Standardbred Simulcast Handle (SBSH)						
Quarter Horse/Other Simulcast Handle (QSHS)	\$ 5,994	\$ 10,694	-44.0%	\$ 23,914	\$ 39,890	-40.1%
<b>All-Breed Total Simulcast Handle (TSH)</b>	<b>\$ 2,738,946</b>	<b>\$ 2,805,797</b>	<b>-2.4%</b>	<b>\$ 8,649,356</b>	<b>\$ 8,233,910</b>	<b>5.0%</b>
TB Development Fund (2% of TBSH)	\$ 54,659	\$ 55,902	-2.2%	\$ 172,509	\$ 163,880	5.3%
SB Development Fund (2% of SBSH)						
QH/Other Development Fund (2% of QSHS)	\$ 120	\$ 214	-44.0%	\$ 478	\$ 798	-40.1%
Equine Industry Program (0.05% of TSH)	\$ 1,369	\$ 1,403	-2.4%	\$ 4,325	\$ 4,117	5.0%
Equine Drug Research (0.1% of TSH)	\$ 2,739	\$ 2,806	-2.4%	\$ 8,649	\$ 8,234	5.0%
Higher Education Fund (0.1% of TSH)	\$ 2,739	\$ 2,806	-2.4%	\$ 8,649	\$ 8,234	5.0%
KY General Fund (0.75% of TSH)	\$ 20,542	\$ 21,043	-2.4%	\$ 64,870	\$ 61,754	5.0%
<b>Total KY Excise Tax (3% of TSH)</b>	<b>\$ 82,168</b>	<b>\$ 84,174</b>	<b>-2.4%</b>	<b>\$ 259,481</b>	<b>\$ 247,017</b>	<b>5.0%</b>

## Kentucky Downs Live and Simulcast Wagering Report for September, 2019

### Live Racing

	September-19	September-18	% Change	FYTD - 2020	FYTD - 2019	% Change
Race Dates	4	5	-20.0%	5	5	
<b>On-Track Handle (OTH)</b>	\$ 1,309,936	\$ 1,118,276	17.1%	\$ 1,634,072	\$ 1,118,276	46.1%
Less: Return to Public	\$ 1,075,637	\$ 918,080		\$ 1,342,662	\$ 918,080	
Less: Breakage	\$ 8,270	\$ 7,285		\$ 9,723	\$ 7,285	
<b>Gross Commission</b>	<u>\$ 226,029</u>	<u>\$ 192,912</u>	17.2%	<u>\$ 281,688</u>	<u>\$ 192,912</u>	46.0%
TB Development Fund (0.75% of OTH)	\$ 9,825	\$ 8,387	17.1%	\$ 12,256	\$ 8,387	46.1%
Equine Industry Program (0.2% of OTH)	\$ 2,620	\$ 2,237	17.1%	\$ 3,268	\$ 2,237	46.1%
Equine Drug Research (0.1% of OTH)	\$ 1,310	\$ 1,118	17.1%	\$ 1,634	\$ 1,118	46.1%
Higher Education Fund (0.1% of OTH)	\$ 1,310	\$ 1,118	17.1%	\$ 1,634	\$ 1,118	46.1%
KY General Fund (0.35% of OTH)	\$ 4,585	\$ 3,914	17.1%	\$ 5,719	\$ 3,914	46.1%
<b>Total KY Excise Tax (1.5% of OTH)</b>	<u>\$ 19,649</u>	<u>\$ 16,774</u>	17.1%	<u>\$ 24,511</u>	<u>\$ 16,774</u>	46.1%
% of Gross Commission	8.69%	8.70%		8.70%	8.70%	
Backside Improvement Fund (0.5% of OTH)	\$ 6,550	\$ 5,591	17.1%	\$ 8,170	\$ 5,591	46.1%
<b>Net Commission</b>	\$ 199,831	\$ 170,547	17.2%	\$ 249,006	\$ 170,547	46.0%
% of On-Track Handle	15.25%	15.25%		15.24%	15.25%	
<b>Off-Track Handle on Kentucky Races From</b>						
Other KY Tracks	\$ 476,925	\$ 654,322	-27.1%	\$ 639,152	\$ 654,322	-2.3%
Kentucky Licensed ADW's	\$ 1,409,186	\$ 1,577,862	-10.7%	\$ 1,843,304	\$ 1,577,862	16.8%
Other Sources	\$ 29,579,458	\$ 33,084,045	-10.6%	\$ 37,123,080	\$ 33,084,045	12.2%
<b>All Sources Handle on Live Racing (On- and Off-Track)</b>	<u>\$ 32,775,504</u>	<u>\$ 36,434,505</u>	-10.0%	<u>\$ 41,239,607</u>	<u>\$ 36,434,505</u>	13.2%
Average Daily Handle - On Track	\$ 327,484	\$ 223,655	46.4%	\$ 326,814	\$ 223,655	46.1%
Average Daily Handle - All Sources	\$ 8,193,876	\$ 7,286,901	12.4%	\$ 8,247,921	\$ 7,286,901	13.2%

### Simulcast Wagering on Other Tracks

Handle by Breed						
Thoroughbred Simulcast Handle (TBSH)	\$ 842,589	\$ 891,724	-5.5%	\$ 3,029,481	\$ 2,685,912	12.8%
Standardbred Simulcast Handle (SBSH)	\$ 55,673	\$ 66,249	-16.0%	\$ 180,656	\$ 209,609	-13.8%
Quarter Horse/Other Simulcast Handle (QHSH)	\$ 11,915	\$ 23,863	-50.1%	\$ 47,234	\$ 56,779	-16.8%
<b>All-Breed Total Simulcast Handle (TSH)</b>	<u>\$ 910,177</u>	<u>\$ 981,836</u>	-7.3%	<u>\$ 3,257,371</u>	<u>\$ 2,952,299</u>	10.3%
TB Development Fund (2% of TBSH)	\$ 16,852	\$ 17,834	-5.5%	\$ 60,590	\$ 53,718	12.8%
SB Development Fund (2% of SBSH)	\$ 1,113	\$ 1,325	-16.0%	\$ 3,613	\$ 4,192	-13.8%
QH/Other Development Fund (2% of QHSH)	\$ 238	\$ 477	-50.1%	\$ 945	\$ 1,136	-16.8%
Equine Industry Program (0.05% of TSH)	\$ 455	\$ 491	-7.3%	\$ 1,629	\$ 1,476	10.3%
Equine Drug Research (0.1% of TSH)	\$ 910	\$ 982	-7.3%	\$ 3,257	\$ 2,952	10.3%
Higher Education Fund (0.1% of TSH)	\$ 910	\$ 982	-7.3%	\$ 3,257	\$ 2,952	10.3%
KY General Fund (0.75% of TSH)	\$ 6,826	\$ 7,364	-7.3%	\$ 24,430	\$ 22,142	10.3%
<b>Total KY Excise Tax (3% of TSH)</b>	<u>\$ 27,305</u>	<u>\$ 29,455</u>	-7.3%	<u>\$ 97,721</u>	<u>\$ 88,569</u>	10.3%

**The Red Mile Live and Simulcast Wagering Report for September, 2019**  
**Live Racing**

	September-19	September-18	% Change	FYTD - 2020	FYTD - 2019	% Change
Race Dates	14	12	16.7%	31	31	
<b>On-Track Handle (OTH)</b>	\$ 376,825	\$ 344,101	9.5%	\$ 909,725	\$ 971,823	-6.4%
Less: Return to Public	\$ 290,664	\$ 263,999		\$ 700,301	\$ 745,228	
Less: Breakage	\$ 40	\$ 1,470		\$ 884	\$ 3,664	
<b>Gross Commission</b>	<u>\$ 86,121</u>	<u>\$ 78,632</u>	9.5%	<u>\$ 208,539</u>	<u>\$ 222,931</u>	-6.5%
SB Development Fund (1.25% of OTH)	\$ 4,710	\$ 4,301	9.5%	\$ 11,372	\$ 12,148	-6.4%
Equine Industry Program (0.2% of OTH)	\$ 754	\$ 688	9.5%	\$ 1,819	\$ 1,944	-6.4%
Equine Drug Research (0.1% of OTH)	\$ 377	\$ 344	9.5%	\$ 910	\$ 972	-6.4%
Higher Education Fund (0.1% of OTH)	\$ 377	\$ 344	9.5%	\$ 910	\$ 972	-6.4%
KY General Fund (0.1% of OTH)	\$ 377	\$ 344	9.5%	\$ 910	\$ 972	-6.4%
<b>Total KY Excise Tax (1.75% of OTH)</b>	<u>\$ 6,594</u>	<u>\$ 6,022</u>	9.5%	<u>\$ 15,920</u>	<u>\$ 17,007</u>	-6.4%
% of Gross Commission	7.66%	7.66%		7.63%	7.63%	
<b>Net Commission</b>	\$ 79,527	\$ 72,610	9.5%	\$ 192,619	\$ 205,924	-6.5%
% of On-Track Handle	21.10%	21.10%		21.17%	21.19%	
<b>Off-Track Handle on Kentucky Races From</b>						
Other KY Tracks	\$ 20,018	\$ 24,264	-17.5%	\$ 41,038	\$ 67,327	-39.0%
Kentucky Licensed ADW's	\$ 61,761	\$ 46,291	33.4%	\$ 138,701	\$ 160,357	-13.5%
Other Sources	\$ 2,497,268	\$ 1,990,793	25.4%	\$ 4,870,884	\$ 5,380,393	-9.5%
<b>All Sources Handle on Live Racing (On- and Off-Track)</b>	<u>\$ 2,955,872</u>	<u>\$ 2,405,450</u>	22.9%	<u>\$ 5,960,348</u>	<u>\$ 6,579,901</u>	-9.4%
Average Daily Handle - On Track	\$ 26,916	\$ 28,675	-6.1%	\$ 29,346	\$ 31,349	-6.4%
Average Daily Handle - All Sources	\$ 211,134	\$ 200,454	5.3%	\$ 192,269	\$ 212,255	-9.4%

**Simulcast Wagering on Other Tracks (Note: Standardbred Facilities Only Taxed on Live Racing)**

Handle by Breed						
Thoroughbred Simulcast Handle (TBSH)						
Standardbred Simulcast Handle (SBSH)	\$ 1,679,466	\$ 1,820,985	-7.8%	\$ 5,799,844	\$ 5,232,513	10.8%
Quarter Horse/Other Simulcast Handle (QSHS)	\$ 9,873	\$ 19,877	-50.3%	\$ 32,491	\$ 52,852	-38.5%
<b>All-Breed Total Simulcast Handle (TSH)</b>	<u>\$ 1,689,339</u>	<u>\$ 1,840,861</u>	-8.2%	<u>\$ 5,832,335</u>	<u>\$ 5,285,364</u>	10.3%

**Turfway Park Live and Simulcast Wagering Report for September, 2019**  
**Live Racing**

	September-19	September-18	% Change	FYTD - 2020	FYTD - 2019	% Change
Race Dates						
<b>On-Track Handle (OTH)</b>						
Less: Return to Public						
Less: Breakage						
<b>Gross Commission</b>						
TB Development Fund (0.75% of OTH)						
Equine Industry Program (0.2% of OTH)						
Equine Drug Research (0.1% of OTH)						
Higher Education Fund (0.1% of OTH)						
KY General Fund (0.35% of OTH)						
<b>Total KY Excise Tax (1.5% of OTH)</b>						
% of Gross Commission						
Backside Improvement Fund (0.5% of OTH)						
<b>Net Commission</b>						
% of On-Track Handle						
<b>Off-Track Handle on Kentucky Races From</b>						
Other KY Tracks						
Kentucky Licensed ADW's						
Other Sources						
<b>All Sources Handle on Live Racing (On- and Off-Track)</b>						
Average Daily Handle - On Track						
Average Daily Handle - All Sources						

**Simulcast Wagering on Other Tracks**

Handle by Breed						
Thoroughbred Simulcast Handle (TBSH)	\$ 1,076,746	\$ 1,349,449	-20.2%	\$ 3,469,415	\$ 4,005,834	-13.4%
Standardbred Simulcast Handle (SBSH)	\$ 36,213	\$ 43,713	-17.2%	\$ 124,957	\$ 135,075	-7.5%
Quarter Horse/Other Simulcast Handle (QSHS)	\$ 4,392	\$ 7,319	-40.0%	\$ 15,629	\$ 22,421	-30.3%
<b>All-Breed Total Simulcast Handle (TSH)</b>	<b>\$ 1,117,352</b>	<b>\$ 1,400,480</b>	<b>-20.2%</b>	<b>\$ 3,610,002</b>	<b>\$ 4,163,330</b>	<b>-13.3%</b>
TB Development Fund (2% of TBSH)	\$ 21,535	\$ 26,989	-20.2%	\$ 69,388	\$ 80,117	-13.4%
SB Development Fund (2% of SBSH)	\$ 724	\$ 874	-17.2%	\$ 2,499	\$ 2,701	-7.5%
QH/Other Development Fund (2% of QSHS)	\$ 88	\$ 146	-40.0%	\$ 313	\$ 448	-30.3%
Equine Industry Program (0.05% of TSH)	\$ 559	\$ 700	-20.2%	\$ 1,805	\$ 2,082	-13.3%
Equine Drug Research (0.1% of TSH)	\$ 1,117	\$ 1,400	-20.2%	\$ 3,610	\$ 4,163	-13.3%
Higher Education Fund (0.1% of TSH)	\$ 1,117	\$ 1,400	-20.2%	\$ 3,610	\$ 4,163	-13.3%
KY General Fund (0.75% of TSH)	\$ 8,380	\$ 10,504	-20.2%	\$ 27,075	\$ 31,225	-13.3%
<b>Total KY Excise Tax (3% of TSH)</b>	<b>\$ 33,521</b>	<b>\$ 42,014</b>	<b>-20.2%</b>	<b>\$ 108,300</b>	<b>\$ 124,900</b>	<b>-13.3%</b>

## Kentucky Resident Advance Deposit Wagering Report for September, 2019

	Sep-19	Sep-18	% Change	FYTD-2020	FYTD-2019	% Change
Total In-State Handle	\$ 5,270,234	\$ 4,571,856	15.3%	\$ 8,256,543	\$ 6,759,533	22.1%
Total Out-of-State Handle	\$ 11,839,145	\$ 11,500,083	2.9%	\$ 51,496,137	\$ 48,390,830	6.4%
<b>Total ADW Handle (TAH)</b>	<b>\$ 17,109,379</b>	<b>\$ 16,071,939</b>	<b>6.5%</b>	<b>\$ 59,752,681</b>	<b>\$ 55,150,363</b>	<b>8.3%</b>
Host Track (42.5% Allocation)	\$ 36,357	\$ 34,153	6.5%	\$ 126,974	\$ 117,195	8.3%
Purse (42.5% Allocation)	\$ 36,357	\$ 34,153	6.5%	\$ 126,974	\$ 117,195	8.3%
KY General Fund (15% Allocation)	\$ 12,832	\$ 12,054	6.5%	\$ 44,815	\$ 41,363	8.3%
<b>Total KY Excise Tax (0.5% of TAH)</b>	<b>\$ 85,547</b>	<b>\$ 80,360</b>	<b>6.5%</b>	<b>\$ 298,763</b>	<b>\$ 275,752</b>	<b>8.3%</b>



Source - Kentucky Department of Revenue Weekly Tax Filings

## Kentucky Resident Advance Deposit Wagering Report for September, 2019

<b>AmWest Entertainment</b>	<b>% of Total</b>	<b>Sep-19</b>	<b>Sep-18</b>	<b>% Change</b>	<b>% of Total</b>	<b>FYTD-2020</b>	<b>FYTD-2019</b>	<b>% Change</b>
Total In-State Handle	0.26%	\$ 13,500	\$ 5,921	128.0%	0.30%	\$ 24,887	\$ 8,060	208.8%
Total Out-of-State Handle	0.35%	\$ 41,820	\$ 22,377	86.9%	0.41%	\$ 212,162	\$ 116,551	82.0%
<b>Total Handle</b>	<b>0.32%</b>	<b>\$ 55,320</b>	<b>\$ 28,298</b>	<b>95.5%</b>	<b>0.40%</b>	<b>\$ 237,049</b>	<b>\$ 124,611</b>	<b>90.2%</b>
Host Track (42.5% Allocation)	0.32%	\$ 118	\$ 60	95.5%	0.40%	\$ 504	\$ 265	90.2%
Purse (42.5% Allocation)	0.32%	\$ 118	\$ 60	95.5%	0.40%	\$ 504	\$ 265	90.2%
KY General Fund (15% Allocation)	0.32%	\$ 41	\$ 21	95.5%	0.40%	\$ 178	\$ 93	90.2%
<b>Total KY Excise Tax (0.5% of TAH)</b>	<b>0.32%</b>	<b>\$ 277</b>	<b>\$ 141</b>	<b>95.5%</b>	<b>0.40%</b>	<b>\$ 1,185</b>	<b>\$ 623</b>	<b>90.2%</b>

<b>eBet</b>	<b>% of Total</b>	<b>Sep-19</b>	<b>Sep-18</b>	<b>% Change</b>	<b>% of Total</b>	<b>FYTD-2020</b>	<b>FYTD-2019</b>	<b>% Change</b>
Total In-State Handle	0.08%	\$ 4,158	\$ 4,039	3.0%	0.12%	\$ 9,569	\$ 17,367	-44.9%
Total Out-of-State Handle	0.51%	\$ 60,519	\$ 71,553	-15.4%	0.44%	\$ 224,012	\$ 308,797	-27.5%
<b>Total Handle</b>	<b>0.38%</b>	<b>\$ 64,678</b>	<b>\$ 75,592</b>	<b>-14.4%</b>	<b>0.39%</b>	<b>\$ 233,581</b>	<b>\$ 326,163</b>	<b>-28.4%</b>
Host Track (42.5% Allocation)	0.38%	\$ 137	\$ 161	-14.4%	0.39%	\$ 496	\$ 693	-28.4%
Purse (42.5% Allocation)	0.38%	\$ 137	\$ 161	-14.4%	0.39%	\$ 496	\$ 693	-28.4%
KY General Fund (15% Allocation)	0.38%	\$ 49	\$ 57	-14.4%	0.39%	\$ 175	\$ 245	-28.4%
<b>Total KY Excise Tax (0.5% of TAH)</b>	<b>0.38%</b>	<b>\$ 323</b>	<b>\$ 378</b>	<b>-14.4%</b>	<b>0.39%</b>	<b>\$ 1,168</b>	<b>\$ 1,631</b>	<b>-28.4%</b>

<b>Horse Races Now</b>	<b>% of Total</b>	<b>Sep-19</b>	<b>Sep-18</b>	<b>% Change</b>	<b>% of Total</b>	<b>FYTD-2020</b>	<b>FYTD-2019</b>	<b>% Change</b>
Total In-State Handle			\$ 60				\$ 1,127	
Total Out-of-State Handle							\$ 3,699	
<b>Total Handle</b>			<b>\$ 60</b>				<b>\$ 4,826</b>	
Host Track (42.5% Allocation)			\$ 0				\$ 10	
Purse (42.5% Allocation)			\$ 0				\$ 10	
KY General Fund (15% Allocation)			\$ 0				\$ 4	
<b>Total KY Excise Tax (0.5% of TAH)</b>			<b>\$ 0</b>				<b>\$ 24</b>	

## Kentucky Resident Advance Deposit Wagering Report for September, 2019 (Cont)

<b>Lien Games</b>	% of Total	Sep-19	Sep-18	% Change	% of Total	FYTD-2020	FYTD-2019	% Change
Total In-State Handle	0.00%	\$ 120	\$ 162	-25.7%	0.02%	\$ 1,239	\$ 1,174	5.5%
Total Out-of-State Handle	0.08%	\$ 9,816	\$ 17,446	-43.7%	0.09%	\$ 47,411	\$ 42,659	11.1%
<b>Total Handle</b>	<b>0.06%</b>	<b>\$ 9,936</b>	<b>\$ 17,608</b>	<b>-43.6%</b>	<b>0.08%</b>	<b>\$ 48,650</b>	<b>\$ 43,833</b>	<b>11.0%</b>
Host Track (42.5% Allocation)	0.06%	\$ 21	\$ 37	-43.6%	0.08%	\$ 103	\$ 93	11.0%
Purse (42.5% Allocation)	0.06%	\$ 21	\$ 37	-43.6%	0.08%	\$ 103	\$ 93	11.0%
KY General Fund (15% Allocation)	0.06%	\$ 7	\$ 13	-43.6%	0.08%	\$ 36	\$ 33	11.0%
<b>Total KY Excise Tax (0.5% of TAH)</b>	<b>0.06%</b>	<b>\$ 50</b>	<b>\$ 88</b>	<b>-43.6%</b>	<b>0.08%</b>	<b>\$ 243</b>	<b>\$ 219</b>	<b>11.0%</b>

<b>NYRabets</b>	% of Total	Sep-19	Sep-18	% Change	% of Total	FYTD-2020	FYTD-2019	% Change
Total In-State Handle	2.20%	\$ 116,095	\$ 53,799	115.8%	1.97%	\$ 162,633	\$ 69,940	132.5%
Total Out-of-State Handle	2.66%	\$ 315,209	\$ 206,428	52.7%	2.91%	\$ 1,497,772	\$ 1,199,545	24.9%
<b>Total Handle</b>	<b>2.52%</b>	<b>\$ 431,304</b>	<b>\$ 260,227</b>	<b>65.7%</b>	<b>2.78%</b>	<b>\$ 1,660,406</b>	<b>\$ 1,269,485</b>	<b>30.8%</b>
Host Track (42.5% Allocation)	2.52%	\$ 917	\$ 553	65.7%	2.78%	\$ 3,528	\$ 2,698	30.8%
Purse (42.5% Allocation)	2.52%	\$ 917	\$ 553	65.7%	2.78%	\$ 3,528	\$ 2,698	30.8%
KY General Fund (15% Allocation)	2.52%	\$ 323	\$ 195	65.7%	2.78%	\$ 1,245	\$ 952	30.8%
<b>Total KY Excise Tax (0.5% of TAH)</b>	<b>2.52%</b>	<b>\$ 2,157</b>	<b>\$ 1,301</b>	<b>65.7%</b>	<b>2.78%</b>	<b>\$ 8,302</b>	<b>\$ 6,347</b>	<b>30.8%</b>

<b>TVG</b>	% of Total	Sep-19	Sep-18	% Change	% of Total	FYTD-2020	FYTD-2019	% Change
Total In-State Handle	25.73%	\$ 1,355,833	\$ 1,036,890	30.8%	25.26%	\$ 2,085,865	\$ 1,582,718	31.8%
Total Out-of-State Handle	35.75%	\$ 4,232,595	\$ 3,759,841	12.6%	33.35%	\$ 17,174,275	\$ 15,096,365	13.8%
<b>Total Handle</b>	<b>32.66%</b>	<b>\$ 5,588,427</b>	<b>\$ 4,796,731</b>	<b>16.5%</b>	<b>32.23%</b>	<b>\$ 19,260,140</b>	<b>\$ 16,679,083</b>	<b>15.5%</b>
Host Track (42.5% Allocation)	32.66%	\$ 11,875	\$ 10,193	16.5%	32.23%	\$ 40,928	\$ 35,443	15.5%
Purse (42.5% Allocation)	32.66%	\$ 11,875	\$ 10,193	16.5%	32.23%	\$ 40,928	\$ 35,443	15.5%
KY General Fund (15% Allocation)	32.66%	\$ 4,191	\$ 3,598	16.5%	32.23%	\$ 14,445	\$ 12,509	15.5%
<b>Total KY Excise Tax (0.5% of TAH)</b>	<b>32.66%</b>	<b>\$ 27,942</b>	<b>\$ 23,984</b>	<b>16.5%</b>	<b>32.23%</b>	<b>\$ 96,301</b>	<b>\$ 83,395</b>	<b>15.5%</b>

## Kentucky Resident Advance Deposit Wagering Report for September, 2019 (Cont)

<b>TwinSpires</b>	% of Total	Sep-19	Sep-18	% Change	% of Total	FYTD-2020	FYTD-2019	% Change
Total In-State Handle	57.66%	\$ 3,038,621	\$ 2,606,796	16.6%	57.80%	\$ 4,771,915	\$ 3,888,302	22.7%
Total Out-of-State Handle	48.43%	\$ 5,733,836	\$ 5,741,369	-0.1%	50.18%	\$ 25,841,472	\$ 24,452,267	5.7%
<b>Total Handle</b>	<b>51.27%</b>	<b>\$ 8,772,457</b>	<b>\$ 8,348,165</b>	<b>5.1%</b>	<b>51.23%</b>	<b>\$ 30,613,387</b>	<b>\$ 28,340,569</b>	<b>8.0%</b>
Host Track (42.5% Allocation)	51.27%	\$ 18,641	\$ 17,740	5.1%	51.23%	\$ 65,053	\$ 60,224	8.0%
Purse (42.5% Allocation)	51.27%	\$ 18,641	\$ 17,740	5.1%	51.23%	\$ 65,053	\$ 60,224	8.0%
KY General Fund (15% Allocation)	51.27%	\$ 6,579	\$ 6,261	5.1%	51.23%	\$ 22,960	\$ 21,255	8.0%
<b>Total KY Excise Tax (0.5% of TAH)</b>	<b>51.27%</b>	<b>\$ 43,862</b>	<b>\$ 41,741</b>	<b>5.1%</b>	<b>51.23%</b>	<b>\$ 153,067</b>	<b>\$ 141,703</b>	<b>8.0%</b>

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<b>Watch and Wager</b>	% of Total	Sep-19	Sep-18	% Change	% of Total	FYTD-2020	FYTD-2019	% Change
Total In-State Handle	0.30%	\$ 15,651	\$ 3,707	322.2%	0.22%	\$ 17,876	\$ 5,478	226.3%
Total Out-of-State Handle	0.27%	\$ 32,224	\$ 12,749	152.8%	0.25%	\$ 128,844	\$ 49,080	162.5%
<b>Total Handle</b>	<b>0.28%</b>	<b>\$ 47,875</b>	<b>\$ 16,456</b>	<b>190.9%</b>	<b>0.25%</b>	<b>\$ 146,720</b>	<b>\$ 54,558</b>	<b>168.9%</b>
Host Track (42.5% Allocation)	0.28%	\$ 102	\$ 35	190.9%	0.25%	\$ 312	\$ 116	168.9%
Purse (42.5% Allocation)	0.28%	\$ 102	\$ 35	190.9%	0.25%	\$ 312	\$ 116	168.9%
KY General Fund (15% Allocation)	0.28%	\$ 36	\$ 12	190.9%	0.25%	\$ 110	\$ 41	168.9%
<b>Total KY Excise Tax (0.5% of TAH)</b>	<b>0.28%</b>	<b>\$ 239</b>	<b>\$ 82</b>	<b>190.9%</b>	<b>0.25%</b>	<b>\$ 734</b>	<b>\$ 273</b>	<b>168.9%</b>

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<b>Xpressbet</b>	% of Total	Sep-19	Sep-18	% Change	% of Total	FYTD-2020	FYTD-2019	% Change
Total In-State Handle	13.78%	\$ 726,257	\$ 860,482	-15.6%	14.32%	\$ 1,182,560	\$ 1,185,368	-0.2%
Total Out-of-State Handle	11.94%	\$ 1,413,126	\$ 1,668,322	-15.3%	12.37%	\$ 6,370,189	\$ 7,121,867	-10.6%
<b>Total Handle</b>	<b>12.50%</b>	<b>\$ 2,139,382</b>	<b>\$ 2,528,804</b>	<b>-15.4%</b>	<b>12.64%</b>	<b>\$ 7,552,749</b>	<b>\$ 8,307,236</b>	<b>-9.1%</b>
Host Track (42.5% Allocation)	12.50%	\$ 4,546	\$ 5,374	-15.4%	12.64%	\$ 16,050	\$ 17,653	-9.1%
Purse (42.5% Allocation)	12.50%	\$ 4,546	\$ 5,374	-15.4%	12.64%	\$ 16,050	\$ 17,653	-9.1%
KY General Fund (15% Allocation)	12.50%	\$ 1,605	\$ 1,897	-15.4%	12.64%	\$ 5,665	\$ 6,230	-9.1%
<b>Total KY Excise Tax (0.5% of TAH)</b>	<b>12.50%</b>	<b>\$ 10,697</b>	<b>\$ 12,644</b>	<b>-15.4%</b>	<b>12.64%</b>	<b>\$ 37,764</b>	<b>\$ 41,536</b>	<b>-9.1%</b>

# Kentucky Historical Horse Racing Report for September, 2019

	September-19	September-18	% Change	FYTD-2020	FYTD-2019	% Change
<b>Total Handle</b>	\$ 226,089,266	\$ 127,735,605	77.0%	\$ 681,139,618	\$ 330,842,045	105.9%
Less: Returned to Public	\$ 206,479,146	\$ 116,543,297	77.2%	\$ 623,562,523	\$ 303,806,697	105.2%
Less: Breakage	\$ 83,279	\$ 70,085		\$ 291,468	\$ 217,492	
Less: Settlement	\$ 719,871	\$ 637,320		\$ 450,949	\$ 418,864	
<b>Gross Commission</b>	<b>\$ 18,806,970</b>	<b>\$ 10,484,904</b>	<b>79.4%</b>	<b>\$ 56,834,678</b>	<b>\$ 26,398,992</b>	<b>115.3%</b>
TB Development Fund (See Note 1)	\$ 1,552,988	\$ 871,343	78.2%	\$ 4,715,164	\$ 2,220,578	112.3%
SB Development Fund (See Note 2)	\$ 190,242	\$ 115,565	64.6%	\$ 524,511	\$ 347,650	50.9%
Equine Industry Program (See Note 3)	\$ -	\$ 243,787	-	\$ 650,000	\$ 650,000	0.0%
Equine Drug Research (See Note 4)	\$ -	\$ 116,894	-	\$ 320,000	\$ 320,000	0.0%
Higher Education Fund (See Note 4)	\$ -	\$ 116,894	-	\$ 320,000	\$ 320,000	0.0%
Kentucky General Fund (Note 5)	\$ 1,648,109	\$ 451,552	265.0%	\$ 3,687,419	\$ 1,104,403	233.9%
<b>Total KY Excise Tax (1.5% of Total Handle)</b>	<b>\$ 3,391,339</b>	<b>\$ 1,916,034</b>	<b>77.0%</b>	<b>\$ 10,217,094</b>	<b>\$ 4,962,631</b>	<b>105.9%</b>
% of Gross Commission	18.0%	18.3%		18.0%	18.8%	
<b>Net Commission + Breakage</b>	\$ 15,498,910	\$ 8,638,955	79.4%	\$ 46,909,052	\$ 21,653,854	116.6%
% of Total Handle	6.86%	6.76%		6.89%	6.55%	
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Number of HHR Terminals	2,870	2,734	5.0%	2,870	2,734	5.0%
Average Daily Handle	\$ 7,536,309	\$ 4,644,931	62.2%	\$ 7,403,691	\$ 4,485,994	65.0%
Handle / Day / Machine	\$ 2,626	\$ 1,699	54.6%	\$ 2,580	\$ 1,641	57.2%
Gross Commission / Day / Machine	\$ 218	\$ 139	56.6%	\$ 215	\$ 131	64.4%

	September-19	Aug-19	% Change	Total Handle	Since Inception
Total Handle	\$ 226,089,266	\$ 235,702,320	-4.1%	Total Handle	\$6,460,142,295
Total Kentucky Excise Tax	\$ 3,391,339	\$ 3,535,535	-4.1%	Total Kentucky Excise Tax	\$96,902,134
Average Daily Handle	\$ 7,536,309	\$ 7,603,301	-0.9%	Total KY General Fund	\$36,374,766

Note 1: Thoroughbred Development Fund receives .75% of Total Handle at Kentucky Downs and Ellis Park. The rate applies to half of the Total Handle at KRM.

Note 2: The Standardbred Development Fund receives 1.0% of half of the Total Handle at KRM.

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

Note 4: EDR and HEF each receive .1% of 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.

# Derby City Gaming Historical Horse Racing Report for September, 2019

	September-19	September-18	% Change	FYTD-2020	FYTD-2019	% Change
<b>Total Handle</b>	\$ 94,367,969	\$ 26,903,142	250.8%	\$ 283,860,470	\$ 26,903,142	955.1%
Less: Returned to Public	\$ 85,685,830	\$ 24,069,934	256.0%	\$ 257,751,992	\$ 24,069,934	970.8%
Less: Breakage	\$ 0	\$ 0		\$ 0	\$ 0	200.0%
Less: Settlement	\$ 85,819	\$ 216,114		\$ 43,385	\$ 216,114	-79.9%
<b>Gross Commission</b>	<u>\$ 8,596,319</u>	<u>\$ 2,617,094</u>	228.5%	<u>\$ 26,065,092</u>	<u>\$ 2,617,094</u>	896.0%
TB Development Fund (See Note 1)	\$ 707,760	\$ 201,774	250.8%	\$ 2,128,954	\$ 201,774	955.1%
SB Development Fund (See Note 2)	-	\$ -	-	\$ -	\$ -	-
Equine Industry Program (See Note 3)	-	\$ 52,856	-	\$ 271,057	\$ 52,856	412.8%
Equine Drug Research (See Note 4)	-	\$ 26,021	-	\$ 133,443	\$ 26,021	412.8%
Higher Education Fund (See Note 4)	-	\$ 26,022	-	\$ 133,443	\$ 26,022	412.8%
Kentucky General Fund (Note 5)	\$ 707,760	\$ 96,874	630.6%	\$ 1,591,010	\$ 96,874	1542.3%
<b>Total KY Excise Tax (1.5% of Total Handle)</b>	<u>\$ 1,415,520</u>	<u>\$ 403,547</u>	250.8%	<u>\$ 4,257,907</u>	<u>\$ 403,547</u>	955.1%
% of Gross Commission	16.5%	15.4%		16.3%	15.4%	
<b>Net Commission + Breakage</b>	\$ 7,180,799	\$ 2,213,547	224.4%	\$ 21,807,185	\$ 2,213,547	885.2%
% of Total Handle	7.61%	8.23%		7.68%	8.23%	
Number of HHR Terminals	1000	900	11.1%	1000	900	11.1%
Average Daily Handle	\$ 3,145,599	\$ 1,345,157	133.8%	\$ 3,085,440	\$ 1,345,157	129.4%
Handle / Day / Machine	\$ 3,146	\$ 1,495	110.5%	\$ 3,085	\$ 1,495	106.4%
Gross Commission / Day / Machine	\$ 287	\$ 145	97.1%	\$ 283	\$ 145	94.9%
	September-19	Aug-19	% Change	Since Inception (September 10, 2018)		
Total Handle	\$ 94,367,969	\$ 97,612,904	-3.3%	Total Handle	\$954,155,742	
Total Kentucky Excise Tax	\$ 1,415,520	\$ 1,464,194	-3.3%	Total Kentucky Excise Tax	\$14,312,336	
Average Daily Handle	\$ 3,145,599	\$ 3,148,803	-0.1%	Total KY General Fund	\$6,513,325	

Note 1: Thoroughbred Development Fund receives .75% of Total Handle at Kentucky Downs and Ellis Park. The rate applies to half of the Total Handle at KRM.

Note 2: The Standardbred Development Fund receives 1.0% of half of the Total Handle at KRM.

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

Note 4: EDR and HEF each receive .1% of 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.

# Ellis Park Historical Horse Racing Report for September, 2019

	September-19	September-18	% Change	FYTD-2020	FYTD-2019	% Change
<b>Total Handle</b>	\$ 8,705,486	\$ 7,330,798	18.8%	\$ 28,165,806	\$ 22,967,024	22.6%
Less: Returned to Public	\$ 7,944,908	\$ 6,758,658	17.6%	\$ 25,841,359	\$ 21,190,146	21.9%
Less: Breakage	\$ 648	\$ 529		\$ 2,291	\$ 1,997	14.7%
Less: Settlement	\$ 64,359	\$ (10,927)		\$ 78,025	\$ (55,343)	-241.0%
<b>Gross Commission</b>	<u>\$ 695,570</u>	<u>\$ 582,538</u>	19.4%	<u>\$ 2,244,131</u>	<u>\$ 1,830,224</u>	22.6%
TB Development Fund (See Note 1)	\$ 65,291	\$ 54,981	18.8%	\$ 211,244	\$ 172,253	22.6%
SB Development Fund (See Note 2)	-	\$ -	-	\$ -	\$ -	-
Equine Industry Program (See Note 3)	-	\$ 13,850	-	\$ 28,250	\$ 45,123	-37.4%
Equine Drug Research (See Note 4)	-	\$ 6,578	-	\$ 13,908	\$ 22,214	-37.4%
Higher Education Fund (See Note 4)	-	\$ 6,578	-	\$ 13,908	\$ 22,214	-37.4%
Kentucky General Fund (Note 5)	\$ 65,291	\$ 27,974	133.4%	\$ 155,178	\$ 82,701	87.6%
<b>Total KY Excise Tax (1.5% of Total Handle)</b>	<u>\$ 130,582</u>	<u>\$ 109,962</u>	18.8%	<u>\$ 422,487</u>	<u>\$ 344,505</u>	22.6%
% of Gross Commission	18.8%	18.9%		18.8%	18.8%	
<b>Net Commission + Breakage</b>	\$ 565,636	\$ 473,105	19.6%	\$ 1,823,934	\$ 1,487,715	22.6%
% of Total Handle	6.50%	6.45%		6.48%	6.48%	
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Number of HHR Terminals	179	179	0.0%	179	179	0.0%
Average Daily Handle	\$ 290,183	\$ 244,360	18.8%	\$ 306,150	\$ 252,385	21.3%
Handle / Day / Machine	\$ 1,621	\$ 1,365	18.8%	\$ 1,710	\$ 1,410	21.3%
Gross Commission / Day / Machine	\$ 130	\$ 108	19.4%	\$ 136	\$ 112	21.3%
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	September-19	Aug-19	% Change	Since Inception (August 31, 2012)		
Total Handle	\$ 8,705,486	\$ 9,736,518	-10.6%	Total Handle		\$457,659,622
Total Kentucky Excise Tax	\$ 130,582	\$ 146,048	-10.6%	Total Kentucky Excise Tax		\$6,864,894
Average Daily Handle	\$ 290,183	\$ 314,081	-7.6%	Total KY General Fund		\$2,513,247

Note 1: Thoroughbred Development Fund receives .75% of Total Handle at Kentucky Downs and Ellis Park. The rate applies to half of the Total Handle at KRM.

Note 2: The Standardbred Development Fund receives 1.0% of half of the Total Handle at KRM.

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

Note 4: EDR and HEF each receive .1% of 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.

# Keeneland/Red Mile Historical Horse Racing Report for September, 2019

	September-19	September-18	% Change	FYTD-2020	FYTD-2019	% Change
<b>Total Handle</b>	\$ 38,048,449	\$ 23,113,012	64.6%	\$ 104,902,113	\$ 69,530,028	50.9%
Less: Returned to Public	\$ 35,011,001	\$ 21,107,574	65.9%	\$ 96,471,902	\$ 63,599,438	51.7%
Less: Breakage	\$ 72,737	\$ 61,923		\$ 248,744	\$ 184,402	34.9%
Less: Settlement	\$ 116,122	\$ 209,738		\$ 379,127	\$ 551,172	-31.2%
<b>Gross Commission</b>	<u>\$ 2,848,589</u>	<u>\$ 1,733,777</u>	64.3%	<u>\$ 7,802,340</u>	<u>\$ 5,195,016</u>	50.2%
TB Development Fund (See Note 1)	\$ 142,682	\$ 86,674	64.6%	\$ 393,383	\$ 260,738	50.9%
SB Development Fund (See Note 2)	\$ 190,242	\$ 115,565	64.6%	\$ 524,511	\$ 347,650	50.9%
Equine Industry Program (See Note 3)	-	\$ 43,770	-	\$ 93,004	\$ 136,605	-31.9%
Equine Drug Research (See Note 4)	-	\$ 20,834	-	\$ 45,787	\$ 67,251	-31.9%
Higher Education Fund (See Note 4)	-	\$ 20,834	-	\$ 45,787	\$ 67,251	-31.9%
Kentucky General Fund (Note 5)	\$ 237,803	\$ 59,017	302.9%	\$ 471,061	\$ 163,455	188.2%
<b>Total KY Excise Tax (1.5% of Total Handle)</b>	<u>\$ 570,727</u>	<u>\$ 346,695</u>	64.6%	<u>\$ 1,573,532</u>	<u>\$ 1,042,950</u>	50.9%
% of Gross Commission	20.0%	20.0%		20.2%	20.1%	
<b>Net Commission + Breakage</b>	\$ 2,350,599	\$ 1,449,005	62.2%	\$ 6,477,553	\$ 4,336,468	49.4%
% of Total Handle	6.18%	6.27%		6.17%	6.24%	
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Number of HHR Terminals	938	902	4.0%	938	902	4.0%
Average Daily Handle	\$ 1,268,282	\$ 770,434	64.6%	\$ 1,140,240	\$ 755,761	50.9%
Handle / Day / Machine	\$ 1,352	\$ 854	58.3%	\$ 1,216	\$ 838	45.1%
Gross Commission / Day / Machine	\$ 101	\$ 64	58.0%	\$ 90	\$ 63	44.4%
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	September-19	Aug-19	% Change	Since Inception (September 8, 2015)		
Total Handle	\$ 38,048,449	\$ 35,857,619	6.1%	Total Handle		\$1,151,010,594
Total Kentucky Excise Tax	\$ 570,727	\$ 537,864	6.1%	Total Kentucky Excise Tax		\$17,265,159
Average Daily Handle	\$ 1,268,282	\$ 1,156,697	9.6%	Total KY General Fund		\$5,769,407

Note 1: Thoroughbred Development Fund receives .75% of Total Handle at Kentucky Downs and Ellis Park. The rate applies to half of the Total Handle at KRM.

Note 2: The Standardbred Development Fund receives 1.0% of half of the Total Handle at KRM.

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

Note 4: EDR and HEF each receive .1% of 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.

# Kentucky Downs Historical Horse Racing Report for September, 2019

	September-19	September-18	% Change	FYTD-2020	FYTD-2019	% Change
<b>Total Handle</b>	\$ 84,967,363	\$ 70,388,653	20.7%	\$ 264,211,230	\$ 211,441,852	25.0%
Less: Returned to Public	\$ 77,837,407	\$ 64,607,131	20.5%	\$ 243,497,270	\$ 194,947,180	24.9%
Less: Breakage	\$ 9,893	\$ 7,632		\$ 40,434	\$ 31,093	30.0%
Less: Settlement	\$ 453,570	\$ 222,395		\$ (49,589)	\$ (293,080)	-83.1%
<b>Gross Commission</b>	<u>\$ 6,666,493</u>	<u>\$ 5,551,496</u>	20.1%	<u>\$ 20,723,115</u>	<u>\$ 16,756,659</u>	23.7%
TB Development Fund (See Note 1)	\$ 637,255	\$ 527,915	20.7%	\$ 1,981,584	\$ 1,585,814	25.0%
SB Development Fund (See Note 2)	-	\$ -	-	\$ -	\$ -	-
Equine Industry Program (See Note 3)	-	\$ 133,310	-	\$ 257,689	\$ 415,416	-38.0%
Equine Drug Research (See Note 4)	-	\$ 63,460	-	\$ 126,862	\$ 204,513	-38.0%
Higher Education Fund (See Note 4)	-	\$ 63,459	-	\$ 126,862	\$ 204,513	-38.0%
Kentucky General Fund (Note 5)	\$ 637,255	\$ 267,686	138.1%	\$ 1,470,171	\$ 761,372	93.1%
<b>Total KY Excise Tax (1.5% of Total Handle)</b>	<u>\$ 1,274,510</u>	<u>\$ 1,055,830</u>	20.7%	<u>\$ 3,963,168</u>	<u>\$ 3,171,628</u>	25.0%
% of Gross Commission	19.1%	19.0%		19.1%	18.9%	
<b>Net Commission + Breakage</b>	\$ 5,401,876	\$ 4,503,298	20.0%	\$ 16,800,380	\$ 13,616,124	23.4%
% of Total Handle	6.36%	6.40%		6.36%	6.44%	
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Number of HHR Terminals	753	753	0.0%	753	753	0.0%
Average Daily Handle	\$ 2,832,245	\$ 2,346,288	20.7%	\$ 2,871,861	\$ 2,298,281	25.0%
Handle / Day / Machine	\$ 3,761	\$ 3,116	20.7%	\$ 3,814	\$ 3,052	25.0%
Gross Commission / Day / Machine	\$ 295	\$ 246	20.1%	\$ 299	\$ 242	23.7%
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	September-19	Aug-19	% Change	Since Inception (September 1, 2011)		
Total Handle	\$ 84,967,363	\$ 92,495,279	-8.1%	Total Handle		\$3,897,316,337
Total Kentucky Excise Tax	\$ 1,274,510	\$ 1,387,429	-8.1%	Total Kentucky Excise Tax		\$58,459,745
Average Daily Handle	\$ 2,832,245	\$ 2,983,719	-5.1%	Total KY General Fund		\$21,578,787

Note 1: Thoroughbred Development Fund receives .75% of Total Handle at Kentucky Downs and Ellis Park. The rate applies to half of the Total Handle at KRM.

Note 2: The Standardbred Development Fund receives 1.0% of half of the Total Handle at KRM.

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

Note 4: EDR and HEF each receive .1% of 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.