KENTUCKY HORSE RACING COMMISSION
MINUTES OF THE MEETING

Date: June 13, 2012
Place: U.S. Dressage Federation Building, Kentucky Horse Park, Lexington, KY

Members Present: Chairman Robert M. Beck, Jr.; Vice-Chairman Tracy Farmer; Commissioner Edward S. "Ned" Bonnie; Commissioner Frank Jones, Jr.; Commissioner Franklin S. Kling, Jr.; Commissioner Elizabeth S. Lavin; Commissioner Alan J. Leavitt; Commissioner Burr Travis, Jr.; Commissioner Allan Wade Houston, Sr.; Commissioner Tom Ludt; Commissioner Thomas Conway; Commissioner Foster Northrop, D.V.M.; and Commissioner John Phillips

Ex-officio Members Present: Secretary Robert D. Vance representing the Public Protection Cabinet; Mr. William Dexter, representing the Tourism, Arts and Heritage Cabinet; and Mr. George Burgess, representing the Cabinet of Economic Development

KHRC Staff Present: John T. Ward, Jr., Executive Director; Marc A. Guilfoil, Deputy Executive Director; Susan B. Speckert, General Counsel (via telephone); Mary Scollay, DVM, Equine Medical Director; Jamie Eads, Director of Breeders Incentives and Development; Greg Lamb, Supervisor of Pari-Mutuel Wagering; Rich Williams, Chief State Judge; and Barbara Borden, Acting Chief State Steward

Meeting called to order and roll call performed by Chairman Beck. A quorum was recognized.

AGENDA ITEM	*TRANSCRIPT PAGE NUMBER(S)*	*DISCUSSION / CONCLUSIONS / RECOMMENDATIONS*	*ACTION TAKEN*
Tab 1 Approve minutes of April 16, 2012	5 – 6	Mr. Guilfoil requested the correction of his title from "acting" to "deputy." Commissioner Kling requested the number of additional terminals approved for Kentucky Downs be changed from 72 to 73.	Motion to approve as amended by Commissioner Bonnie. Second by Commissioner Travis. Motion carried with no objections or abstentions.
Tab 2 Approve Roster of Race Officials for The Red Mile's 2012 Meet	7 – 8	Mr. Guilfoil stated that by letter dated June 4, 2012, The Red Mile requested approval of its roster of racing officials for the 2012 meet.	Motion to approve recommendation by Commissioner Jones. Second by

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		All judges are ROAP accredited and all officials have previously performed the duties for which they were listed. Staff recommended approval.	Commissioner Travis. Motion carried with no objections or abstentions.
Tab 3 Approve changes in 2012 Race Dates for Kentucky Downs	8 – 9	Mr. Guilfoil stated that by letter dated June 1, 2012, Kentucky Downs requested approval to modify previously approved race dates. Race dates would be changed from September 11 and 18, 2012 to September 12 and 19, 2012. The Kentucky Horsemen's Benevolent and Protective Association has approved the change and verbal agreement has been received from Turfway Park and the Kentucky Thoroughbred Association. The staff recommends approval.	Motion to approve recommendation by Commissioner Bonnie. Second by Commissioner Kling. Motion carried with no objections or abstentions.
Tab 4 Thoroughbred Rulings	9 – 12	Ms. Borden presented the Thoroughbred Rulings report. Ms. Borden noted that the fine on Ruling 12-0024 had been paid.	No action taken. Informative item only.
Tab 5 Standardbred Rulings	12	Mr. Rich Williams presented the Standardbred Rulings report.	No action taken. Informative item only.
Tab 6 Reports from Veterinary Division	13 – 14	Dr. Scollay presented the veterinary report in connection with race-related injury occurrence over time at all Kentucky tracks. She noted that an increase occurred during May and stated that upon identification of the trend, a meeting was held with KHRC veterinarians, herself, Mr. Ward and Mr. Guilfoil to strategize on how to improve scrutiny and identify horses at risk of injury. Veterinary evaluation of past performances immediately upon the publication post-entry and identification of horses that warranted additional scrutiny was implemented and that there had been two weeks with no racing injuries.	No action taken. Informative item only.

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Tab 7 Report from Supervisor of Pari-Mutuel Wagering	14	Mr. Lamb presented the handle report for wagering on historical races totals for May 2012 and cumulatively for September 1, 2011 thru May 31, 2012. He stated that May had been the best month yet.	No action taken. Informative item only.
Tab 8 Regulation and Litigation Status Report	15	For informational purposes only.	No action taken. Informative item only.
Tab 9 Proposal on Phase-out of use of Furosemide on Race Day	15 – 57 16 – 17	Chairman Beck requested Mr. Ward present the proposal on the phase-out of use of Furosemide on race day regulations. Mr. Ward explained the proposed regulations applied only to thoroughbred, quarter horse, appaloosa and arabian racing, and would prohibit the administration of Furosemide less than 24 hours prior to post time for the race in which a horse is entered to compete for graded and listed stakes races only for 2-year old horses beginning in 2014; 2-year old and 3-year old horses beginning in 2015 and all horses beginning in 2016. In addition to suspension or revocation of licensing privileges, the significant penalty for a violation of the regulation would be the loss of purse money. Mr. Ward explained the proposal did not include the regulation for standardbreds at this time because standardbred racing did not have a grading system and there were no graded or listed stakes races. Dr. Northrop stated that standardbred racing should be included now, so it would be in place if standardbred racing ever did implement a grading system of races. Chairman Beck stated that the Commission would seek input from Commissioner Leavitt and consider the issue. Commissioner Bonnie noted that the matter should be on the agenda for the next scheduled Commission meeting.	Motion by Commissioner Bonnie to approve the draft of the regulations distributed to all the Commission members. Second by Ms. Lavin. Motion carried by a roll call vote of 7 to 5 with 1 abstention. Commissioners voting "Yes" were Beck, Farmer, Bonnie, Houston, Lavin, Leavitt, Phillips. Commissioners voting "No" were Conway, Jones, Kling, Northrop and Travis. Commissioner Ludt abstained.

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	17 – 23	Chairman Beck opened the floor for each Commissioner to address the Commission in connection with their position on the proposed regulations. The following Commissioners made remarks:	
	23 – 27	1) Commissioner Jones;	
	27 – 31	2) Commissioner Conway;	
	31 – 34	3) Commissioner Northrop;	
	34 – 37	4) Commissioner Phillips;	
	37	5) Commissioner Leavitt;	
	37	6) Commissioner Houston;	
	38 – 39	7) Commissioner Lavin;	
	39 – 42	8) Commissioner Travis;	
	42 – 44	9) Commissioner Bonnie;	
	44 – 47	10) Commissioner Ludt;	
	47 – 48	11) Commissioner Kling;	
	48	12) Vice-Chairman Farmer; and	
	48 – 56	13) Chairman Beck.	
	56 – 57	Chairman Beck conducted a roll call vote.	
Ethical Guidelines for Members of Executive Branch Board and Commissions – John Steffen, Executive Director of the Executive Branch Ethics	57	Mr. Steffan was unable to attend. Presentation passed until next scheduled meeting.	Informative item only.

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Adjournment	57 – 58	Chairman Beck requested a motion for adjournment.	Motion to adjourn by Vice-Chairman Farmer. Second by Commissioner Jones. Motion carried with no objections or abstentions. Meeting was adjourned.

NOTE: A copy of all materials provided in the Agenda Book, and any amendments thereto, are attached hereto and incorporated herein.