

WYATT TARRANT & COMBS LLP



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TOPICS TO BE COVERED

LAW SCHOOL TYPE OVERVIEW

 SOME TOOLS WE CAN USE AND THOUGHTS FROM A FORMER REGULATOR



FORCEFUL CONTROL OF HORSE RACING VESTED IN THE COMMISSION



free of any corrupt, incompetent, dishonest, or unprincipled horse racing practices,

to dissipate any cloud of association with the undesirable and maintain the appearance as well as the fact of complete honesty and integrity of horse racing in the Commonwealth.



PROTECT THE INTEGRITY OF RACING

power to eject or exclude from association grounds or any part thereof any person, licensed or unlicensed, whose conduct or reputation is such that his presence on association grounds may, in the opinion of the racing commission, reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of horse

racing.



"I UNDERSTAND THAT PARTICIPATION IN RACING IN KENTUCKY IS A PRIVILEGE AND NOT A RIGHT."



TOOLS TO ENFORCE VIOLATIONS OF RACING REGULATIONS

- STATE LAWS
 - MEDICATION RULES AND PENALTY GUIDELINES
 - OTHER RULES GIVING GUIDANCE ON CONDUCT



DUE PROCESS

- NOTICE
- OPPORTUNITY TO BE HEARD
- RIGHT OF APPEAL





GENERAL PENALTY GUIDELINES

DISQUALIFY A HORSE OR LICENSEE IN A RACE

FINE NOT TO EXCEED \$50,000

SUSPEND OR REVOKE A LICENSE FOR UP TO 5 YEARS IN KEEPING WITH THE SERIOUSNESS OF THE VIOLATION

EJECT OR EXCLUDE



CRIMINAL PENALTIES

- CLASS C FELONY-TAMPER WITH OR INTERFERE WITH A HORSE RACE WITH THE INTENT TO INFLUENCE THE OUTCOME IF A PERSON USES ANY DEVICE, MATERIAL OR SUBSTANCE NOT APPROVED BY THE KHRC –
 - KRS 532.060 (2)- 5-10 YEARS





REASONS TO PUNISH OFFENDERS

- PREVENT COMMISSION OF ADDITIONAL OFFENCES
- PROTECT OTHERS



ADDITIONAL REASONS

DETER OTHERS- PROVIDE AN EXAMPLE- GIVE FAIR WARNING OF WHAT CONDUCT IS UNACCEPTABLE



- REFORM
- RETRIBUTION



WHO IS HURT?

- OTHERS IN THE RACE
- BETTORS
- THE INDUSTRY







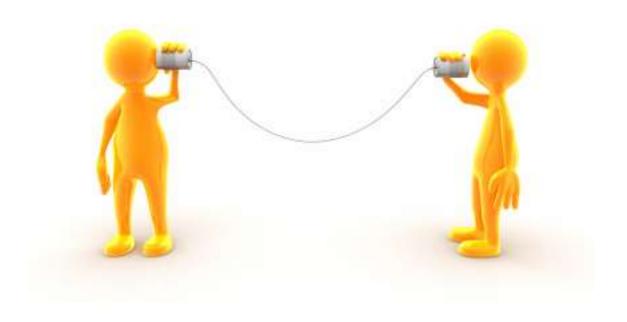
TOOLS AND ADDITIONAL THOUGHTS

- AFTER A POSITIVE AND BEFORE TRAINER IS INFORMED
- BARN SEARCH
- VET TRUCK SEARCH
- WAGERING ANALYSIS
- PROTOCOLS FOR OAKS, DERBY AND BREEDERS'
 CUP



TOOLS AND ADDITIONAL THOUGHTS

HELP THE REGULATOR





TOOLS AND ADDITIONAL THOUGHTS

- TRANSPARENCY VS PROMOTING THE INDUSTRY
- NATIONAL LICENSE





QUESTIONS?



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