

Agenda Item #1

TITLE 71 INDIANA HORSE RACING COMMISSION

Emergency Rule LSA Document #22-___(E)

DIGEST

Amends 71 IAC 5-1-21 and 71 IAC 5.5-1-21 regarding conflict of interest. Amends 71 IAC 5.5-1-30 regarding review of horse transfers. Amends 71 IAC 5.5-3-3 regarding other responsibilities. Amends 71 IAC 6-1-2 regarding prohibitions on claims. Amends 71 IAC 6.5-1-1 regarding general provisions. Amends 71 IAC 6.5-1-2 regarding claiming of horses. Amends 71 IAC 7.5-1-4 regarding coupled entries. Amends 71 IAC 7.5-2-2 regarding scratches. Amends 71 IAC 7.5-5-1 regarding horses ineligible to start in a race. Adds 71 IAC 8-1-2.1 and 71 IAC 8.5-1-2.5 regarding restriction of thyroxine. Amends 71 IAC 8.5-1-5 regarding furosemide as a permitted foreign substance. Amends 71 IAC 14.5-3-1 regarding owner awards. Amends 71 IAC 14.5-3-2 regarding breeder awards. Amends 71 IAC 14.5-3-3 regarding stallion owner awards. Effective upon filing with the publisher.

71 IAC 5-1-21; 71 IAC 5.5-1-21; 71 IAC 5.5-1-30; 71 IAC 5.5-3-3; 71 IAC 6-1-2; 71 IAC 6.5-1-1; 71 IAC 6.5-1-2; 71 IAC 7.5-1-4; 71 IAC 7.5-2-2; 71 IAC 7.5-5-1; 71 IAC 8-1-2.1; 71 IAC 8.5-1-2.5; 71 IAC 8.5-1-5; 71 IAC 14.5-3-1; 71 IAC 14.5-3-2; 71 IAC 14.5-3-3

SECTION 1. 71 IAC 5-1-21 IS AMENDED TO READ AS FOLLOWS:

71 IAC 5-1-21 Conflict of interest

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 21. (a) The commission or its designee shall refuse, deny, suspend, or revoke the license of a person whose spouse holds a license and which the commission or judges find to be a conflict of interest.

(b) A commissioner, commission employee, or racing official shall not be an owner of a horse and shall not accept breeder awards at a race meeting where they have jurisdiction.

(c) A racing official who is an owner of either the sire or dam of a horse entered to race shall not act as an official with respect to that race.

(d) A person who is licensed as an owner, **trainer**, or **assistant** trainer, or has any financial interest in a horse registered for racing at a race meeting in this jurisdiction, shall not be employed or licensed at that race meeting as any of the following:

- (1) Racing official.
- (2) Assistant starter.
- (3) Practicing veterinarian.
- (4) Veterinary helper.
- (5) Officer or managing employee.
- (6) Track maintenance supervisor or employee.
- (7) Outrider.
- (8) Race track security employee.

- (9) Horseshoer.
- (10) Photo finish operator.
- (11) Horsemen's bookkeeper.
- (12) Racing chemist.
- (13) Testing laboratory employee.
- (14) Massage therapist.**

(e) Veterinary helpers shall not be licensed in any other capacity that allows access to the stable area.

(Indiana Horse Racing Commission; 71 IAC 5-1-21; emergency rule filed Feb 10, 1994, 9:20 a.m.: 17 IR 1143; emergency rule filed Jun 15, 1995, 5:00 p.m.: 18 IR 2848, eff Jul 1, 1995; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; emergency rule filed Mar 10, 2006, 11:00 a.m.: 29 IR 2211; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; readopted filed Nov 26, 2013, 11:25 a.m.: 20131225-IR-071130345RFA; readopted filed Aug 28, 2019, 1:23 p.m.: 20190925-IR-071190319RFA; emergency rule filed _____)

SECTION 2. 71 IAC 5.5-1-21 IS AMENDED TO READ AS FOLLOWS:

71 IAC 5.5-1-21 Conflict of interest

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 21. (a) The commission or its designee shall refuse, deny, suspend, or revoke the license of a person whose spouse holds a license and which the commission or stewards find to be a conflict of interest.

(b) A commissioner, commission employee, or racing official shall not be an owner of a horse and shall not accept breeder awards at a race meeting where they have jurisdiction.

(c) A racing official who is an owner of either the sire or dam of a horse entered to race shall not act as an official with respect to that race.

(d) A person who is licensed as an owner, **trainer**, or **assistant** trainer, or has any financial interest in a horse registered for racing at a race meeting in this jurisdiction, shall not be employed or licensed at that race meeting as any of the following:

- (1) Racing official.
- (2) Assistant starter.
- (3) Practicing veterinarian.
- (4) Veterinary helper.
- (5) Officer or managing employee.
- (6) Track maintenance supervisor or employee.
- (7) Outrider.
- (8) Race track security employee.
- (9) Horseshoer.
- (10) Photo finish operator.
- (11) Horsemen's bookkeeper.
- (12) Racing chemist.
- (13) Testing laboratory employee.
- (14) Valet.
- (15) Massage therapist.**

(e) Veterinary helpers shall not be licensed in any other capacity that allows access to the stable area.

(Indiana Horse Racing Commission; 71 IAC 5.5-1-21; emergency rule filed Jun 15, 1995, 5:00 p.m.: 18 IR 2853, eff Jul 1, 1995; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; emergency rule filed Mar 10, 2006, 11:00 a.m.: 29 IR 2213; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; readopted filed Nov 26, 2013, 11:25 a.m.: 20131225-IR-071130345RFA; readopted filed Aug 28, 2019, 1:23 p.m.: 20190925-IR-071190319RFA; emergency rule filed Dec 5, 2019, 1:56 p.m.: 20191211-IR-071190646ERA; emergency rule filed _____)

SECTION 3. 71 IAC 5.5-1-30 IS AMENDED TO READ AS FOLLOWS:

71 IAC 5.5-1-30 Review of horse transfers

Authority: IC 4-31-3-9

Affected: IC 4-31-13

Sec. 30. (a) The executive director or the stewards may refuse the license of an owner, require the ~~horse(s)~~ **horse or horses** at issue to be stabled on the grounds of the association, ~~and/or~~ place a horse on the stewards list if the seller is suspended, barred, has had ~~his or her~~ **their** license refused, or is otherwise unlicensable. In making such a determination, the executive director or stewards may consider any information that they deem relevant including, but not limited to, the following:

- (1) Whether the buyer is a spouse, member of the immediate family, assistant, employee, business associate, or member of the seller's household.
- (2) Whether the seller could have contact with or access to the ~~horse(s)~~ **horse or horses** in question after transfer.
- (3) Whether the sale occurred within the previous sixty (60) days.

(b) Upon claim, sale, or any transfer of ownership, if the foal certificate is not otherwise on file with the racing office, the previous owner shall present the foal certificate to the racing secretary within seventy-two (72) hours of the change of ownership.

(Indiana Horse Racing Commission; 71 IAC 5.5-1-30; emergency rule filed Mar 20, 2007, 1:43 p.m.: 20070404-IR-071070198ERA, eff Mar 16, 2007 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #07-198(E) was filed with the Publisher March 20, 2007.]; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; readopted filed Nov 26, 2013, 11:25 a.m.: 20131225-IR-071130345RFA; readopted filed Aug 28, 2019, 1:23 p.m.: 20190925-IR-071190319RFA; emergency rule filed _____)

SECTION 4. 71 IAC 5.5-3-3 IS AMENDED TO READ AS FOLLOWS:

71 IAC 5.5-3-3 Other responsibilities

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 3. (a) A trainer is responsible for the following:

- (1) The condition and contents of stalls, tack rooms, feed rooms, sleeping rooms, and other areas which have been assigned by the association.
- (2) Maintaining the assigned stable area in a clean, neat, and sanitary condition at all times.
- (3) Ensuring that fire prevention rules are strictly observed in the assigned stable area.
- (4) Providing a list to the commission of the trainer's employees on association grounds and any other area under the jurisdiction of the commission. The list shall include each employee's:
 - (A) name;
 - (B) occupation;
 - (C) occupational license number.

The commission shall be notified by the trainer, in writing, within twenty-four (24) hours of any change.

- (5) The proper identity, custody, care, health, condition, and safety of horses in ~~his or her~~ **the trainer's** charge, including that ~~outlined~~ **outlined** in 71 IAC 8.
- (6) Disclosure of the true and entire ownership of each horse in ~~his or her~~ **the trainer's** care, custody, or control. Any change in ownership shall be reported immediately to, and approved by, the stewards and recorded by the racing secretary.
- (7) Training all horses owned wholly or in part by ~~him or her~~ **the trainer** which are participating at the race meeting.
- (8) Registering with the racing secretary each horse in ~~his or her~~ **the trainer's** charge within twenty-four (24) hours of the horse's arrival on association grounds.
- (9) Using the services of practicing veterinarians licensed by the commission to attend to horses that are on association grounds. No trainer shall permit a veterinarian whose license is suspended in any jurisdiction or who is excluded from the stable area of tracks under the jurisdiction of the commission to treat any horse, regardless of its location, that has or will be actively participating in racing in Indiana during a given calendar year.
- (10) Immediately reporting the alteration of the sex of a horse in ~~his or her~~ **the trainer's** care to the horse identifier and the racing secretary, whose office shall note such alteration on the certificate of registration.
- (11) Promptly reporting to the racing secretary and the official veterinarian any horse on which a posterior digital neurectomy (heel denerving) has been performed and ensuring that such fact is designated on its certificate of registration.
- (12) Promptly reporting to the stewards and the official veterinarian the serious illness of any horse in ~~his or her~~ **the trainer's** charge.
- (13) Promptly reporting the death of any horse in ~~his or her~~ **the trainer's** care on association grounds to the stewards and the official veterinarian and compliance with ~~74 IAC 8.5-71 IAC 8.5-7~~ **IAC 8.5-7** governing postmortem examinations.
- (14) Maintaining a knowledge of the medication record and status of all horses in ~~his or her~~ **the trainer's** care.
- (15) Immediately reporting to the stewards and the official veterinarian if ~~he or she~~ **the trainer** knows, or has cause to believe, that a horse in ~~his or her~~ **their** custody, care, or control has received any prohibited drugs or medication.
- (16) Representing an owner in making entries and scratches and in all other matters pertaining to racing.
- (17) Horses entered as to eligibility.
- (18) Ensuring the fitness of a horse to perform creditably.

- (19) Ensuring that ~~his or her~~ **the trainer's** horses are properly shod, bandaged, and equipped.
- (20) Presenting ~~his or her~~ **the trainer's** horse in the paddock at the appointed time before the race in which the horse is entered.
- (21) Personally attending to ~~his or her~~ **the trainer's** horses in the paddock unless excused by the stewards.
- (22) Instructing the jockey to give ~~his or her~~ **their** best effort during a race and that each horse shall be ridden to win.
- (23) Attending the collection of a urine or blood sample from the horse in ~~his or her~~ **the trainer's** charge or delegating a licensed employee or the owner of the horse to do so.
- (24) Promptly notifying the owner of a horse of a positive test performed on ~~his or her~~ **their** horse indicating levels in violation of 71 IAC 8.5.
- (25) Notifying horse owners upon the revocation or suspension of ~~his or her~~ **the** trainer's license.
- (26) Guard and protect all horses in ~~his/her~~ **the trainer's** care.
- (27) Account for fees and services rendered on behalf of any horse in ~~his/her~~ **the trainer's** care to the appropriate owner or owners.
- (28) Determine the training regimen of all horses in his/her care.
- (29) The licensure of owners and employees prior to participating on race day.
- (30) Immediately notifying the stewards, or, in their absence, commission or track security, of any contact a practicing veterinarian or ~~his or her~~ **their** helper has with a horse within twenty-four (24) hours of its scheduled race, except for the administration of furosemide in accordance with commission rules.
- (b) Upon application by the owner, the stewards may approve the transfer of such horses to the care of another licensed trainer, and upon such approved transfer such horses may be entered to race.
- (c) No trainer shall assign any of ~~his/her~~ **their** duties or ~~responsibility~~ **responsibilities** to any person that is disqualified or ineligible to participate in racing or is not appropriately licensed.
- (d) No trainer shall assume any of the above responsibilities for a horse not under ~~his/her~~ **their** active care, custody, and supervision.
- (e) No trainer shall practice ~~his~~ **their** profession, except under ~~his~~ **their** own name.

(f) No trainer shall train for another trainer licensed in the state of Indiana.

(Indiana Horse Racing Commission; 71 IAC 5.5-3-3; emergency rule filed Jun 15, 1995, 5:00 p.m.: 18 IR 2856, eff Jul 1, 1995; emergency rule filed June 8, 1999, 9:30 a.m.: 22 IR 3121, eff May 26, 1999 [NOTE: IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the secretary of state. LSA Document #99-107(E) was filed with the secretary of state June 8, 1999.]; emergency rule filed Jun 22, 2000, 3:05 p.m.: 23 IR 2778; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; emergency rule filed Jan 21, 2004, 2:30 p.m.: 27 IR 1914; emergency rule filed Mar 10, 2006, 11:00 a.m.: 29 IR 2214; errata filed Apr 10, 2006, 2:00 p.m.: 29 IR 2546; emergency rule filed Mar 20, 2007, 1:43 p.m.: 20070404-IR-071070198ERA, eff Mar 16, 2007 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #07-198(E) was filed with the Publisher March 20, 2007.]; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; emergency rule filed Mar 19, 2009, 11:07 a.m.: 20090401-IR-071090195ERA, eff Mar 12, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-195(E) was filed with the Publisher March 19, 2009.]; emergency rule filed Mar 23, 2010, 1:27 p.m.: 20100331-IR-

071100170ERA; emergency rule filed Mar 3, 2011, 11:50 a.m.: 20110309-IR-071110100ERA; readopted filed Nov 26, 2013, 11:25 a.m.: 20131225-IR-071130345RFA; readopted filed Aug 28, 2019, 1:23 p.m.: 20190925-IR-071190319RFA; **emergency rule filed _____**)

SECTION 5. 71 IAC 6-1-2 IS AMENDED TO READ AS FOLLOWS:

71 IAC 6-1-2 Prohibitions on claims

Authority: IC 4-31-6-9

Affected: IC 4-31

Sec. 2. (a) A person shall not:

(1) claim, directly or indirectly, ~~his or her~~ **the person's** own horse or a horse trained or driven by ~~him or her~~ **them**; or

(2) cause such horse to be claimed directly or indirectly for ~~his or her~~ **the person's** own account.

(b) A person shall not directly or indirectly:

(1) offer to claim or not to claim;

(2) enter into an agreement to claim or not to claim;

(3) attempt to prevent another person from claiming any horse in a claiming race;

(4) claim a horse for an unlicensed ~~and/or~~ **or** ineligible person; or

(5) claim a horse with funds loaned by an individual without prior approval of the judges.

~~(c) A person shall not have more than one (1) claim on any one (1) horse in any claiming race. However, owners utilizing the same trainer may claim different horses from the same race.~~

No person shall claim more than one (1) horse in a race.

(d) A person shall not directly or indirectly conspire to protect a horse from being claimed by arranging another person to lodge claims, a procedure known as protection claims.

*(Indiana Horse Racing Commission; 71 IAC 6-1-2; emergency rule filed Feb 10, 1994, 9:20 a.m.: 17 IR 1149; emergency rule filed Feb 13, 1998, 10:00 a.m.: 21 IR 2400; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; emergency rule filed Mar 27, 2002, 10:25 a.m.: 25 IR 2536; emergency rule filed Mar 12, 2008, 1:53 p.m.: 20080326-IR-071080191ERA, eff Mar 11, 2008 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #08-191(E) was filed with the Publisher March 12, 2008.]; readopted filed Mar 20, 2008, 2:32 p.m.: 20080416-IR-071080063RFA; emergency rule filed Mar 19, 2009, 11:07 a.m.: 20090401-IR-071090195ERA, eff Mar 12, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-195(E) was filed with the Publisher March 19, 2009.]; readopted filed Nov 24, 2015, 1:30 p.m.: 20151223-IR-071150081RFA; readopted filed Oct 21, 2021, 8:28 a.m.: 20211117-IR-071210222RFA; **emergency rule filed _____**)*

SECTION 6. 71 IAC 6.5-1-1 IS AMENDED TO READ AS FOLLOWS:

71 IAC 6.5-1-1 General provisions

Authority: IC 4-31-6-9

Affected: IC 4-31

Sec. 1. (a) A person entering a horse in a claiming race warrants that the title to the horse is free and clear of any existing claim or lien, either as security interest mortgage, bill of sale, or lien of any kind, unless before entering the horse, the written consent of the holder of the claim or lien has been filed with the stewards and the racing secretary and its entry approved by the stewards. A transfer of ownership arising from a recognized claiming race will terminate any existing prior lease for the horse.

(b) **Every horse claimed shall race for the account of the owner at the time of entry, but** title to a claimed horse shall be vested in the successful claimant at the time the horse leaves the starting gate and is declared an official starter. If a horse suffers a fatality during the running of a race, or is euthanized on the racetrack following the race, any claim submitted on that horse will be declared void. If a claimed horse is vanned off the racetrack following the race (at the discretion of a commission approved veterinarian), that horse will be taken to the test barn. The successful claimant or trainer may request the claim be voided by the stewards within one (1) hour of the official off time of the race, except that the claim shall not be declared void if the horse is vanned off the track due to an issue that is nonrelated to lameness as determined by the commission approved veterinarian. In the event the claim is voided by the stewards, the horse will be returned to the custody of the original owner. However, the successful claimant may request on the claim blank at the time the successful claimant makes the claim that the horse be tested for the presence of equine infectious anemia via a Coggins test or other test as approved by the official veterinarian. Should this test prove positive, it shall be cause for voiding the claim. The expense of the test and the maintenance of the horse during the period requested for the test shall be the responsibility of the successful claimant, unless the test proves positive, wherein the owner or owners of the horse at the time of entry shall be responsible.

(c) An in-foal filly or mare shall be eligible to be entered into a claiming race only if all of the following conditions are fulfilled:

(1) Full disclosure of such fact is on file with the racing secretary and such information is posted in the racing secretary's office.

(2) The stallion service certificate has been deposited with the racing secretary's office.

(3) All payments due for the service in question and for any live progeny resulting from that service are paid in full.

(4) The release of the stallion service certificate to the successful claimant at the time of claim is guaranteed.

(d) The stewards may set aside and order rescission of a claim for any horse from a claiming race run in this jurisdiction upon a showing that any party to the claim committed a prohibited action, as specified in section 4 of this rule, or that the owner of the horse at the time of entry in the claiming race failed to comply with any requirement of this article. Should the stewards order a rescission of a claim, they may make a further order for the costs of maintenance and care of the horse as they may deem appropriate.

(Indiana Horse Racing Commission; 71 IAC 6.5-1-1; emergency rule filed Jun 15, 1995, 5:00 p.m.: 18 IR 2861, eff Jul 1, 1995; emergency rule filed Aug 9, 1995, 10:30 a.m.: 18 IR 3405; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; readopted filed Nov 26, 2013, 11:25 a.m.: 20131225-IR-071130345RFA; readopted filed Aug 28, 2019, 1:23 p.m.: 20190925-IR-071190319RFA; emergency rule filed Dec 11, 2020, 4:14 p.m.: 20201223-IR-071200625ERA; emergency rule filed

SECTION 7. 71 IAC 6.5-1-2 IS AMENDED TO READ AS FOLLOWS:

71 IAC 6.5-1-2 Claiming of horses

Authority: IC 4-31-6-9

Affected: IC 4-31

Sec. 2. (a) Any horse starting in a claiming race is subject to be claimed for its entered price by any:

- (1) licensed owner; or
- (2) holder of a valid open claiming certificate; or
- (3) licensed authorized agent acting on behalf of an eligible claimant.

~~(b) Every horse claimed shall race for the account of the original owner, but title to the horse shall be transferred to the claimant at the time the horse leaves the starting gate. The successful claimant shall become the owner of the horse, regardless of whether it is alive or dead, sound or unsound, or injured prior to, during, or after the race.~~

*(Indiana Horse Racing Commission; 71 IAC 6.5-1-2; emergency rule filed Jun 15, 1995, 5:00 p.m.: 18 IR 2862, eff Jul 1, 1995; emergency rule filed June 8, 1999, 9:30 a.m.: 22 IR 3121, eff May 26, 1999 [NOTE: IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the secretary of state. LSA Document #99-107(E) was filed with the secretary of state June 8, 1999.]; emergency rule filed Jun 22, 2000, 3:05 p.m.: 23 IR 2780; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; readopted filed Nov 26, 2013, 11:25 a.m.: 20131225-IR-071130345RFA; emergency rule filed Jun 10, 2016, 11:11 a.m.: 20160615-IR-071160257ERA; **emergency rule filed _____**)*

SECTION 8. 71 IAC 7.5-1-4 IS AMENDED TO READ AS FOLLOWS:

71 IAC 7.5-1-4 Coupled entries

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 4. (a) No more than two (2) horses having common ties through ownership or training, including two (2) or more horses having ties through ownership or training or spouses, may be entered in an overnight race, except in races to be divided. No owner may start two (2) or more horses in a race to the exclusion of another owner's single entry except in stakes or stakes trials. For the purpose of this rule, spouses will be considered a single owner. Preference for horses with the same trainer, but having no common ties of ownership, will be determined by the conditions of the race or preference date, or both, and may exclude a single entry.

~~(b) A trainer may not train for another trainer licensed in the state of Indiana.~~

(Indiana Horse Racing Commission; 71 IAC 7.5-1-4; emergency rule filed Jun 15, 1995, 5:00 p.m.: 18 IR 2865, eff Jul 1, 1995; emergency rule filed Aug 9, 1995, 10:30 a.m.: 18 IR 3406; emergency rule filed May 20, 1996, 10:00 a.m.: 19 IR 2892; emergency rule filed Jun 22, 2000, 3:05 p.m.: 23 IR 2780; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; emergency rule filed Feb 21, 2003, 4:15 p.m.: 26 IR 2383; emergency rule filed Aug 21, 2003, 4:45 p.m.: 27 IR 205; emergency rule filed Mar 20, 2007, 1:43 p.m.: 20070404-IR-071070198ERA, eff Mar 16, 2007 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher.

LSA Document #07-198(E) was filed with the Publisher March 20, 2007.]; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; emergency rule filed Jul 5, 2012, 2:14 p.m.: 20120718-IR-071120402ERA; readopted filed Nov 26, 2013, 11:25 a.m.: 20131225-IR-071130345RFA; emergency rule filed Jul 3, 2014, 11:57 a.m.: 20140709-IR-071140251ERA; emergency rule filed Aug 29, 2017, 3:21 p.m.: 20170906-IR-071170396ERA; readopted filed Aug 28, 2019, 1:23 p.m.: 20190925-IR-071190319RFA; emergency rule filed Dec 5, 2019, 1:56 p.m.: 20191211-IR-071190646ERA; emergency rule filed _____)

SECTION 9. 71 IAC 7.5-2-2 IS AMENDED TO READ AS FOLLOWS:

71 IAC 7.5-2-2 Scratches

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 2. (a) A scratch is the act of withdrawing an entered horse from a contest after the closing of entries.

(b) The scratch of a horse after closing shall be made by the owner, trainer, or their licensed designee with permission from the stewards.

(c) A horse may be scratched from a stakes race for any reason at any time up until forty-five (45) minutes prior to that race.

(d) No horse may be scratched from an overnight race without approval of the stewards.

(e) In overnight races, horses that are physically disabled or sick shall be permitted to be scratched first. Should horses representing more than eight (8) betting interests in the daily double or exotic wagering races, or horses representing more than eight (8) betting interests in any other overnight race, remain in after horses with physical excuses have been scratched, then owners or trainers may be permitted at scratch time to scratch horses without physical excuses down to such respective minimum numbers for such races. This privilege shall be determined by lot if an excessive number of owners or trainers wish to scratch their horses.

(f) Entry of any horse which has been scratched or excused from starting by the stewards because of a physical disability or sickness shall not be accepted until the expiration of a minimum of five (5) calendar days after such horse was scratched or excused and the horse has been removed from the veterinarian's list by the official veterinarian.

(g) The stewards will review all cases in which a horse is drawn into the body of a race at a licensed facility under the jurisdiction of the commission, while appearing in the entries in another racing jurisdiction during the entry period in Indiana. For the purpose of this rule, the entry period begins on the day the horse is entered in Indiana and ends at 11:59 p.m. on the day the horse is entered to race in Indiana. It shall be a violation of these rules for a licensee to scratch a horse in Indiana and race that horse in another jurisdiction during the entry period. Violations of this subsection, absent mitigating circumstances, shall be subject to a fine by the stewards. This subsection shall not apply to handicap and stake races, nor to horses on the also eligible list.

(Indiana Horse Racing Commission; 71 IAC 7.5-2-2; emergency rule filed Jun 15, 1995, 5:00 p.m.: 18 IR 2867, eff Jul 1, 1995; emergency rule filed Aug 9, 1995, 10:30 a.m.: 18 IR 3407; emergency rule filed May 20, 1996, 10:00 a.m.: 19 IR 2892; errata filed Jun 20, 1996, 9:50 a.m.: 19 IR 3114; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; emergency rule filed Mar 3, 2011, 11:50 a.m.:

20110309-IR-071110100ERA; readopted filed Nov 26, 2013, 11:25 a.m.: 20131225-IR-071130345RFA; emergency rule filed Mar 15, 2019, 2:42 p.m.: 20190320-IR-071190167ERA; readopted filed Aug 28, 2019, 1:23 p.m.: 20190925-IR-071190319RFA; **emergency rule filed**

SECTION 10. 71 IAC 7.5-5-1 IS AMENDED TO READ AS FOLLOWS:

71 IAC 7.5-5-1 Horses ineligible

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. (a) A horse is ineligible to start in a race when:

- (1) it is not stabled on the grounds of the association or present by the time established by the commission;
- (2) for a quarter horse, its breed registration certificate is not on file with the racing secretary or horse identifier, unless the racing secretary has submitted the certificate to the appropriate breed registry for correction, or the information contained on the registration certificate is available to the racing secretary, or ~~his or her~~ **the racing secretary's** designee, through the electronic registration system, however:
 - (A) the stewards, for good cause, may waive this requirement if the horse is otherwise correctly identified to the satisfaction of the stewards and identifier;
 - (B) if the electronic registration system fails for any reason, the stewards may require presentation of a horse's registration certificate prior to a horse being entered or raced in Indiana;
 - (C) the stewards may at any time require presentation of a horse's registration certificate; and
 - (D) a horse may not receive a preference date prior to entry unless the horse's registration paper is on file with the racing secretary;
- (3) it is not fully identified and tattooed on the inside of the upper lip or microchipped or identified by any other method approved by the appropriate breed registry and the commission;
- (4) if a thoroughbred, it is not duly registered and named at the registry office of the Jockey Club (New York), or, if a quarter horse, it is not duly registered with the American Quarter Horse Association;**
- ~~(4)~~ **(5)** it has been fraudulently entered or raced in any jurisdiction under a different name, with an altered registration certificate, or altered lip tattoo or microchip or other identification method approved by the appropriate breed registry and the commission;
- ~~(5)~~ **(6)** it is wholly or partially owned by a disqualified person or a horse is under the direct or indirect training or management of a disqualified person;
- ~~(6)~~ **(7)** it is wholly or partially owned by the spouse of a disqualified person or a horse is under the direct or indirect management of the spouse of a disqualified person, in such cases, it being presumed that the disqualified person and spouse constitute a single financial entity with respect to the horse, which presumption may be rebutted;
- ~~(7)~~ **(8)** the stakes or entrance money for the horse has not been paid, in accordance with the conditions of the race;
- ~~(8)~~ **(9)** its name appears on the starter's list, stewards' list, or veterinarian's list;

- ~~(9)~~ **(10)** it is a first time starter and has not been approved to start by the starter;
- ~~(10)~~ **(11)** it is owned in whole or in part by an undisclosed person or interest;
- ~~(11)~~ **(12)** it lacks sufficient official published workouts or past race performances;
- ~~(12)~~ **(13)** it has been entered in a stakes race and has subsequently been transferred with its engagements unless the racing secretary has been notified of such prior to the start;
- ~~(13)~~ **(14)** it is subject to a lien, which has not been approved by the stewards and filed with the horsemen's bookkeeper;
- ~~(14)~~ **(15)** it is subject to a lease not filed with the stewards;
- ~~(15)~~ **(16)** it is not in sound racing condition;
- ~~(16)~~ **(17)** it has had a posterior digital neurectomy (heel denerving), which has not been approved by the official veterinarian;
- ~~(17)~~ **(18)** it has been trachea tubed to artificially assist breathing;
- ~~(18)~~ **(19)** it has been blocked with alcohol or otherwise drugged or surgically denerved to desensitize the nerves above the ankle;
- ~~(19)~~ **(20)** it has impaired eyesight in both eyes;
- ~~(20)~~ **(21)** it is barred or suspended in any recognized jurisdiction;
- ~~(21)~~ **(22)** it does not meet the eligibility conditions of the race;
- ~~(22)~~ **(23)** its owner or lessor is in arrears for any stakes fees, except with approval of the racing secretary;
- ~~(23)~~ **(24)** its owners, lessors, lessees, or trainer have not completed the licensing procedures required by the commission;
- ~~(24)~~ **(25)** it is by an unknown sire or out of an unknown mare;
- ~~(25)~~ **(26)** there is no negative test certificate for equine infectious anemia issued within the preceding twelve (12) months ~~attached to its breed registration certificate~~ **on file with the association;**
- ~~(26)~~ **(27)** if a quarter horse, it has shoes (racing plates) that have toe grabs with a height greater than four (4) millimeters (fifteen thousand seven hundred forty-eight hundred-thousandths (0.15748) inches), or any other traction device on the front hooves while racing or training on all racing surfaces;
- ~~(27)~~ **(28)** if a thoroughbred, it has shoes (racing plates) which have toe grabs with a height greater than two (2) millimeters (seven thousand eight hundred seventy-four hundred-thousandths (0.07874) inches), bends, jar caulks, stickers, or any other traction device on the front hooves while racing or training on all racing surfaces;
- ~~(28)~~ **(29)** it has reached the age of twelve (12) years;
- ~~(29)~~ **(30)** it is a maiden that has reached the age of six (6) years or older with ~~more~~ **fewer** than six (6) starts;
- ~~(30)~~ **(31)** the race date is within ten (10) days of having extracorporeal shock wave or radial pulse wave therapy; or
- ~~(31)~~ upon claim, sale, or any transfer of ownership, if the foal certificate is not otherwise on file with the racing office, the previous owner shall present the foal certificate to the racing secretary within seventy-two (72) hours of the change of ownership so the ownership can be updated **(32) it has not made an official start in the previous two hundred forty (240) days, or it is a first-time starter that has reached the age of four (4) years, and it has not fulfilled the requirements set forth in 71 IAC 7.5-4-1(b).**

(b) The stewards may consider extenuating circumstances in determining ineligibility of a horse with respect to subsection (a)(1) and (a)(2).

~~(c) A horse that has not made an official racing start in two (2) years or longer must have a workout in front of a regulatory track veterinarian prior to being declared eligible to race in Indiana.~~

(Indiana Horse Racing Commission; 71 IAC 7.5-5-1; emergency rule filed Jun 15, 1995, 5:00 p.m.: 18 IR 2870, eff Jul 1, 1995; emergency rule filed Aug 9, 1995, 10:30 a.m.: 18 IR 3408; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; emergency rule filed Jul 23, 2007, 9:16 a.m.: 20070808-IR-071070461ERA, eff Jul 18, 2007 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #07-461(E) was filed with the Publisher July 23, 2007.]; errata filed Aug 14, 2007, 1:28 p.m.: 20070829-IR-071070461ACA; emergency rule filed Mar 12, 2008, 1:53 p.m.: 20080326-IR-071080191ERA, eff Mar 11, 2008 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #08-191(E) was filed with the Publisher March 12, 2008.]; emergency rule filed Mar 19, 2009, 11:07 a.m.: 20090401-IR-071090195ERA, eff Mar 12, 2009 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #09-195(E) was filed with the Publisher March 19, 2009.]; emergency rule filed Mar 23, 2010, 1:27 p.m.: 20100331-IR-071100170ERA; emergency rule filed Mar 8, 2012, 11:43 a.m.: 20120321-IR-071120117ERA; emergency rule filed Jul 5, 2012, 2:14 p.m.: 20120718-IR-071120402ERA; readopted filed Nov 26, 2013, 11:25 a.m.: 20131225-IR-071130345RFA; readopted filed Aug 28, 2019, 1:23 p.m.: 20190925-IR-071190319RFA; emergency rule filed Dec 5, 2019, 1:56 p.m.: 20191211-IR-071190646ERA; emergency rule filed Jun 1, 2020, 1:57 p.m.: 20200610-IR-071200295ERA; emergency rule filed _____)

SECTION 11. 71 IAC 8-1-2.1 IS ADDED TO READ AS FOLLOWS:

71 IAC 8-1-2.1 Thyroxine restricted

Authority: IC 4-31-3-9

Affected: IC 4-31-12

Sec. 2.1. (a) Thyroid supplementation is prohibited. Trainers shall not have thyroxine, any other thyroid hormone, thyroid hormone analog, or thyroid supplements on the premise of a facility under the jurisdiction of the commission, nor shall they administer such supplements unless both of the following conditions have been met:

(1) A thyrotropin-releasing hormone (TRH) response test has been performed by a commission-licensed veterinarian and supports a diagnosis of hypothyroidism in the horse.

(2) A commission-licensed veterinarian has submitted the TRH response test result to the equine medical director, and the equine medical director approves the thyroxine prescription based on their independent determination that the test result confirms the hypothyroidism diagnosis.

A T3 or T4 test without stimulation of the thyroid is insufficient to diagnose hypothyroidism.

(b) If approved by the equine medical director, the horse shall be treated with only Federal Drug Administration approved medications for hypothyroidism prescribed by a veterinarian. Possession of any thyroid supplements that are not pursuant to a veterinary prescription is prohibited.

(c) The prescription for thyroxine or any other thyroid hormone or thyroid hormone analog administration shall not exceed ninety (90) calendar days, after which the prescription must be reauthorized by the equine medical director under either of the following circumstances:

(1) The equine medical director has determined that the horse has benefited from the previous thyroxine, thyroid hormone, or thyroid hormone analog treatment after reviewing the horse's medical records and consulting with the attending veterinarian.

(2) The hypothyroid diagnosis has been reconfirmed under the requirements described in subsection (a)(1) and (a)(2).

(d) A horse administered thyroxine or any other thyroid hormone or thyroid hormone analog, pursuant to this section, is ineligible to start in a race for thirty (30) calendar days after the last administration.

(e) If a horse is currently being administered a thyroid supplement, administration of the supplement shall be discontinued and a TRH test conducted after a thirty (30) day washout period before the horse is eligible to race.

(f) Possession of thyroxine or any other thyroid hormone or thyroid hormone analog on the premise of a facility under the jurisdiction of the commission is prohibited without a prescription obtained in compliance with this section.

(g) In the absence of the equine medical director, or, if there is no appointed equine medical director, the commission or executive director may designate an alternate regulatory veterinary official for this section.

(Indiana Horse Racing Commission; 71 IAC 8-1-2.1; emergency rule filed _____)

SECTION 12. 71 IAC 8.5-1-2.5 IS ADDED TO READ AS FOLLOWS:

71 IAC 8.5-1-2.5 Thyroxine restricted

Authority: IC 4-31-3-9

Affected: IC 4-31-12

Sec. 2.5. (a) Thyroid supplementation is prohibited. Trainers shall not have thyroxine, any other thyroid hormone, thyroid hormone analog, or thyroid supplements on the premise of a facility under the jurisdiction of the commission, nor shall they administer such supplements unless both of the following conditions have been met:

(1) A thyrotropin-releasing hormone (TRH) response test has been performed by a commission-licensed veterinarian and supports a diagnosis of hypothyroidism in the horse.

(2) A commission-licensed veterinarian has submitted the TRH response test result to the equine medical director, and the equine medical director approves the thyroxine prescription based on their independent determination that the test result confirms the hypothyroidism diagnosis.

A T3 or T4 test without stimulation of the thyroid is insufficient to diagnose hypothyroidism.

(b) If approved by the equine medical director, the horse shall be treated with only Federal Drug Administration approved medications for hypothyroidism prescribed by a veterinarian. Possession of any thyroid supplements that are not pursuant to a veterinary prescription is prohibited.

(c) The prescription for thyroxine or any other thyroid hormone or thyroid hormone analog administration shall not exceed ninety (90) calendar days, after which the prescription must be reauthorized by the equine medical director under either of the following circumstances:

(1) The equine medical director has determined that the horse has benefited from the previous thyroxine, thyroid hormone, or thyroid hormone analog treatment after reviewing the horse's medical records and consulting with the attending veterinarian.

(2) The hypothyroid diagnosis has been reconfirmed under the requirements described in subsection (a)(1) and (a)(2).

(d) A horse administered thyroxine or any other thyroid hormone or thyroid hormone analog, pursuant to this section, is ineligible to start in a race for thirty (30) calendar days after the last administration.

(e) If a horse is currently being administered a thyroid supplement, administration of the supplement shall be discontinued and a TRH test conducted after a thirty (30) day washout period before the horse is eligible to race.

(f) Possession of thyroxine or any other thyroid hormone or thyroid hormone analog on the premise of a facility under the jurisdiction of the commission is prohibited without a prescription obtained in compliance with this section.

(g) In the absence of the equine medical director, or, if there is no appointed equine medical director, the commission or executive director may designate an alternate regulatory veterinary official for this section.

(Indiana Horse Racing Commission; 71 IAC 8.5-1-2.5; emergency rule filed _____)

SECTION 13. 71 IAC 8.5-1-5 IS AMENDED TO READ AS FOLLOWS:

71 IAC 8.5-1-5 Furosemide as a permitted foreign substance

Authority: IC 4-31-3-9

Affected: IC 4-31-12

Sec. 5. (a) Furosemide may be administered intravenously to a horse ~~which~~ **that** is entered to compete in a race ~~Except under the instructions of the official veterinarian or the racing veterinarian for the purpose of removing a horse from the veterinarian's list or to facilitate the collection of a post race urine sample, furosemide shall be permitted only after the official veterinarian has placed the horse on the furosemide list. In order for a horse to be placed on the furosemide list, the following process must be followed:~~ **under the following conditions:**

(1) ~~After~~ The horse's licensed trainer, ~~and practicing~~ **or a licensed** veterinarian, determines that it would be in the horse's best interests to race with furosemide. ~~they shall notify the official veterinarian or his/her designee, using the prescribed form, that they wish the horse to be put on the furosemide list.~~

(2) ~~The form must be received by the official veterinarian or his/her designee by the proper time deadlines so as~~ **Notice that a horse eligible to race on furosemide will race, with or without furosemide, shall be made at the time of entry to ensure public notification, including publication in the official racing program.**

(3) ~~If a horse~~ **horse's** licensed trainer, or a licensed veterinarian, determines that it is no longer in the horse's best interests to race with furosemide, the horse shall not be eligible to receive furosemide unless the licensed trainer, or a licensed veterinarian,

later determines that it would be in the horse's best interests to resume furosemide treatments for racing, and the licensed trainer or licensed veterinarian complies with the requirements of this section. ~~placed on the official furosemide list must remain on that list unless the licensed trainer and practicing veterinarian submit a written request to remove the horse from the list. The request must be made to the official veterinarian or his/her designee, on the proper form, no later than the time of entry.~~

~~(4) After a horse has been removed from the furosemide list, the horse may not be placed back on the list for a period of sixty (60) calendar days unless it is determined to be detrimental to the welfare of the horse, in consultation with the official veterinarian. If a horse is removed from the official furosemide list a second time in a three hundred sixty-five (365) day period, the horse may not be placed back on the list for a period of ninety (90) calendar days.~~

~~(5) (4) Furosemide shall only be administered on association grounds.~~

~~(6) (5) Upon the request of the regulatory agency commission or its designee, the veterinarian administering the authorized bleeder medication furosemide shall surrender the syringe used to administer such medication, which may then be submitted for testing.~~

~~(7) Time of treatment. (6) A horse qualified for medication and so indicated on the official bleeder list eligible to receive furosemide must be treated at least four (4) hours, and not more than four (4) hours and twenty-five (25) minutes, prior to the scheduled post time of its race.~~

~~(8) Medication administration. Bleeder medication (7) Furosemide shall be administered by a veterinarian licensed by the commission at an intravenous dose level not to exceed five hundred (500) milligrams and ~~no~~ not less than one hundred fifty (150) milligrams. Administration of furosemide shall take place in the test barn or a specific location otherwise designated by the commission. An association employee shall be present and observe the drawing of furosemide into a syringe. The administering veterinarian shall provide a factory sealed bottle of furosemide from which the draws shall be made. The association shall establish track rules for furosemide administrations that are consistent with these regulations.~~

~~(9) Out of state horses. A bleeder horse shipped into the state from another jurisdiction may be automatically eligible to receive furosemide provided that the jurisdiction from which it was shipped qualified it as a bleeder using criteria satisfactory to this state. The Daily Racing Form, Equibase, the breed registry foal certificate, or bleeder certificate may be utilized in determining a horse's eligibility to receive furosemide.~~

~~(10) (8) The test level of furosemide under this rule shall not be in excess of one hundred (100) nanograms per milliliter of serum or plasma and shall not be below a urine specific gravity of one and ten one-thousandths (1.010). If an insufficient volume of urine is obtained, a positive test shall be based upon quantitative testing performed on blood serum or plasma only. Split sample testing shall be quantitative and be performed on blood serum or plasma only.~~

(b) It shall constitute a violation of these rules if notice is made pursuant to this section that a horse will race with furosemide, and a post-race sample of urine, serum, or plasma obtained from that horse does not contain furosemide at a level detectable by the official commission laboratory.

(Indiana Horse Racing Commission; 71 IAC 8.5-1-5; emergency rule filed Jun 15, 1995, 5:00 p.m.: 18 IR 2880, eff Jul 1, 1995; emergency rule filed Aug 9, 1995, 10:30 a.m.: 18 IR 3413;

*emergency rule filed May 20, 1996, 10:00 a.m.: 19 IR 2893; emergency rule filed Feb 13, 1998, 10:00 a.m.: 21 IR 2420; errata filed Oct 15, 1998, 12:39 p.m.: 22 IR 759; emergency rule filed Jun 8, 1999, 9:30 a.m.: 22 IR 3123, eff May 26, 1999 [NOTE: IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the secretary of state. LSA Document #99-107(E) was filed with the secretary of state June 8, 1999.]; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; emergency rule filed Mar 10, 2006, 11:00 a.m.: 29 IR 2223; errata filed Apr 10, 2006, 2:00 p.m.: 29 IR 2546; emergency rule filed Jul 28, 2006, 11:17 a.m.: 20060809-IR-071060278ERA, eff Aug 1, 2006; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; emergency rule filed Mar 3, 2011, 11:50 a.m.: 20110309-IR-071110100ERA; emergency rule filed Jan 25, 2012, 12:20 p.m.: 20120201-IR-071120056ERA; emergency rule filed Apr 5, 2013, 3:50 p.m.: 20130410-IR-071130135ERA; readopted filed Aug 28, 2019, 1:23 p.m.: 20190925-IR-071190319RFA; **emergency rule filed _____**)*

SECTION 14. 71 IAC 14.5-3-1 IS AMENDED TO READ AS FOLLOWS:

71 IAC 14.5-3-1 Owner award

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. (a) An owner award is the award paid to the owner of a registered Indiana bred quarter horse that places first, second, or third in any race, except ~~trials and~~ claiming races when entered for a claiming price of less than five thousand dollars (\$5,000) or any speed index race, at a licensed pari-mutuel racetrack in Indiana.

(b) In the event of multiple owners, the award will be paid to the individual listed first on the Equibase result chart. It is the responsibility of the individual who receives the owner award to distribute these monies to the remaining owners.

(c) For Indiana bred races, the amount of the award is twelve and one-half percent (12.5%) of the gross purse, and distribution is:

- (1) fifty percent (50%) awarded to the winner, not to exceed five thousand dollars (\$5,000);
- (2) thirty percent (30%) awarded to second place, not to exceed three thousand dollars (\$3,000); and
- (3) twenty percent (20%) awarded to third place, not to exceed two thousand dollars (\$2,000).

(d) For open overnight races and open stakes, the amount of the award is twelve and one-half percent (12.5%) of the gross purse, and distribution is:

- (1) fifty percent (50%) awarded to the winner, not to exceed five thousand dollars (\$5,000);
- (2) thirty percent (30%) awarded to second place, not to exceed three thousand dollars (\$3,000); and
- (3) twenty percent (20%) awarded to third place, not to exceed two thousand dollars (\$2,000).

(e) Awards will be paid by the commission.

(Indiana Horse Racing Commission; 71 IAC 14.5-3-1; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1037; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; emergency rule filed Apr 24, 2006, 11:11 a.m.: 29 IR 3034; emergency rule filed Jan 24, 2008, 10:58 a.m.: 20080206-IR-071080056ERA, eff Jan 23, 2008 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #08-56(E) was filed with the Publisher January

24, 2008.]; emergency rule filed Apr 4, 2013, 1:05 p.m.: 20130410-IR-071130134ERA; emergency rule filed Feb 3, 2017, 2:24 p.m.: 20170208-IR-071170051ERA; emergency rule filed Jun 1, 2020, 1:57 p.m.: 20200610-IR-071200295ERA; emergency rule filed Mar 2, 2021, 3:10 p.m.: 20210310-IR-071210076ERA; **emergency rule filed _____**)

SECTION 15. 71 IAC 14.5-3-2 IS AMENDED TO READ AS FOLLOWS:

71 IAC 14.5-3-2 Breeder award

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 2. (a) A breeder award is the award paid to the breeder of a registered Indiana bred quarter horse that places first, second, or third in any race, except trials and claiming races when entered for a claiming price of less than five thousand dollars (\$5,000) or any speed index race, at a licensed pari-mutuel racetrack located in Indiana.

(b) In the event of multiple breeders, the award will be paid to the individual designated as the recipient on the foal application. It is the responsibility of the designated recipient to distribute these monies to the remaining breeders.

(c) For Indiana bred races, the amount of the award is twelve and one-half percent (12.5%) of the gross purse, and distribution is:

(1) fifty percent (50%) awarded to the winner, not to exceed five thousand dollars (\$5,000);

(2) thirty percent (30%) awarded to second place, not to exceed three thousand dollars (\$3,000); and

(3) twenty percent (20%) awarded to third place, not to exceed two thousand dollars (\$2,000).

(d) For open overnight races and open stakes, the amount of the award is twelve and one-half percent (12.5%) of the gross purse, and distribution is:

(1) fifty percent (50%) awarded to the winner, not to exceed five thousand dollars (\$5,000);

(2) thirty percent (30%) awarded to second place, not to exceed three thousand dollars (\$3,000); and

(3) twenty percent (20%) awarded to third place, not to exceed two thousand dollars (\$2,000).

(e) Awards will be paid by the commission.

(f) For breeder awards earned January 1, 2013, and thereafter, the recipient is the owner of the dam at the time of the dam's registration with the breed development program.

*(Indiana Horse Racing Commission; 71 IAC 14.5-3-2; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1037; errata filed Feb 9, 2001, 3:38 p.m.: 24 IR 2091; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; emergency rule filed Mar 27, 2002, 10:27 a.m.: 25 IR 2539; emergency rule filed Jan 24, 2008, 10:58 a.m.: 20080206-IR-071080056ERA, eff Jan 23, 2008 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #08-56(E) was filed with the Publisher January 24, 2008.]; errata filed Feb 18, 2008, 2:03 p.m.: 20080305-IR-071080056ACA; emergency rule filed Apr 4, 2013, 1:05 p.m.: 20130410-IR-071130134ERA; emergency rule filed Feb 3, 2017, 2:24 p.m.: 20170208-IR-071170051ERA; emergency rule filed Jun 1, 2020, 1:57 p.m.: 20200610-IR-071200295ERA; emergency rule filed Mar 2, 2021, 3:10 p.m.: 20210310-IR-071210076ERA; **emergency rule filed _____**)*

SECTION 16. 71 IAC 14.5-3-3 IS AMENDED TO READ AS FOLLOWS:

71 IAC 14.5-3-3 Stallion owner award

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 3. (a) A stallion owner award is the award paid to the owner or lessee of a registered Indiana stallion whose registered progeny places first, second, or third in any race, except trials and claiming races when entered for a claiming price of less than five thousand dollars (\$5,000) or any speed index race, at a licensed pari-mutuel racetrack located in Indiana.

(b) In the event of multiple stallion owners, the award will be paid to the individual designated as the recipient on the stallion application. It is the responsibility of the designated recipient to distribute these monies to the remaining stallion owners.

(c) For Indiana bred races, the amount of the award is twelve and one-half percent (12.5%) of the gross purse, and distribution is:

- (1) fifty percent (50%) awarded to the winner, not to exceed five thousand dollars (\$5,000);
- (2) thirty percent (30%) awarded to second place, not to exceed three thousand dollars (\$3,000); and
- (3) twenty percent (20%) awarded to third place, not to exceed two thousand dollars (\$2,000).

(d) For open overnight races and open stakes, the amount of the award is twelve and one-half percent (12.5%) of the gross purse, and distribution is:

- (1) fifty percent (50%) awarded to the winner, not to exceed five thousand dollars (\$5,000);
- (2) thirty percent (30%) awarded to second place, not to exceed three thousand dollars (\$3,000); and
- (3) twenty percent (20%) awarded to third place, not to exceed two thousand dollars (\$2,000).

(e) Awards will be paid by the commission.

(f) The award will be paid to the owner or lessee of the registered stallion at time of conception.

(g) No stallion standing outside Indiana and shipping semen into the state will be eligible to participate in any stallion breed development awards.

(Indiana Horse Racing Commission; 71 IAC 14.5-3-3; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1037; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; emergency rule filed Mar 27, 2002, 10:27 a.m.: 25 IR 2539; emergency rule filed Jan 24, 2008, 10:58 a.m.: 20080206-IR-071080056ERA, eff Jan 23, 2008 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #08-56(E) was filed with the Publisher January 24, 2008.]; emergency rule filed Apr 4, 2013, 1:05 p.m.: 20130410-IR-071130134ERA; emergency rule filed Feb 3, 2017, 2:24 p.m.: 20170208-IR-071170051ERA; emergency rule filed Jun 1, 2020, 1:57 p.m.: 20200610-IR-071200295ERA; emergency rule filed Mar 2, 2021, 3:10 p.m.: 20210310-IR-071210076ERA; emergency rule filed _____)

Agenda Item #2



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 11/29/2021 to 2/22/2022

| Ruling Number | Ruling Date | Name | Breed | Violation Date | Violation | Fine | Suspended From | Suspended To | Days Suspended |
|---------------|-------------|----------------------|-------|----------------|---|------|----------------|--------------|----------------|
| IG-2021-2279 | 5/17/21 | FELIX VILLALTA | | 5/15/21 | Conduct/Behavior | \$0 | 5/17/21 | 12/31/21 | 229 |
| IG-2021-2330 | 7/6/21 | HECTOR ESTEVEZ | | 6/30/21 | Conduct/Behavior | \$0 | 7/6/21 | 12/31/21 | 179 |
| IG-2021-2410 | 8/11/21 | JOEL BAHENA | | 7/26/21 | Medication/Drug/Alcohol Violation (Human) | \$0 | 8/11/21 | 12/31/21 | 143 |
| IG-2021-2418 | 8/11/21 | FERGUS O'SULLIVAN | | 8/11/21 | License Violation | \$0 | 8/11/21 | 12/31/21 | 143 |
| IG-2021-2468 | 9/15/21 | SAMUEL MENDEZ | QH | 9/4/21 | License Violation | \$0 | 9/15/21 | 12/31/21 | 108 |
| IG-2021-2479 | 9/17/21 | JAIME C. ARIAS | | 9/16/21 | Medication/Drug/Alcohol Violation (Human) | \$0 | 9/17/21 | 12/31/21 | 106 |
| IG-2021-2483 | 4/2/21 | ASHLEY N. HOUSTON | TB | 4/2/21 | Conduct/Behavior | \$0 | 4/2/21 | 12/31/21 | 274 |
| IG-2021-2485 | 9/22/21 | DAIREN J. EDWARDS | | 8/18/21 | License Violation | \$0 | 9/22/21 | 12/31/21 | 101 |
| IG-2021-2493 | 9/22/21 | ELIZABETH K. SEELY | QH | 9/9/21 | License Violation | \$0 | | | |
| HP-2021-2503 | 10/1/21 | NUNZIO VENA | | 10/1/21 | License Violation | \$0 | 10/1/21 | 12/31/21 | 92 |
| HP-2021-2504 | 10/1/21 | TOMMY SLONE | | 10/1/21 | License Violation | \$0 | 10/1/21 | 12/31/21 | 92 |
| HP-2021-2505 | 10/1/21 | MITCHELL K. WALKER | | 10/1/21 | License Violation | \$0 | 10/1/21 | 12/31/21 | 92 |
| IG-2021-2537 | 10/22/21 | EDWIN F. VIZCARRONDO | TB | 10/20/21 | License Violation | \$0 | 10/22/21 | 12/31/21 | 71 |
| IG-2021-2558 | 11/12/21 | TIMMY ROSIN | | 11/2/21 | License Violation | \$0 | | | |
| HP-2021-2560 | 11/24/21 | CLEMENT C. COOK | SB | 11/1/21 | License Violation | \$0 | 11/24/21 | 12/31/21 | 38 |
| HP-2021-2561 | 11/24/21 | FRANKLIN E. ANDERSON | SB | 11/1/21 | License Violation | \$0 | 11/24/21 | 12/7/21 | 14 |
| HP-2021-2562 | 11/24/21 | KYLE P. LARNER | SB | 10/21/21 | License Violation | \$0 | 11/24/21 | 12/7/21 | 14 |
| HP-2021-2563 | 11/24/21 | STUART WILLIAMS | SB | 10/21/21 | License Violation | \$0 | 11/24/21 | 12/4/21 | 11 |



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 11/29/2021 to 2/22/2022

| Ruling Number | Ruling Date | Name | Breed | Violation Date | Violation | Fine | Suspended From | Suspended To | Days Suspended |
|---------------|-------------|---------------------|-------|----------------|------------------------------------|---------|----------------|--------------|----------------|
| HP-2021-2564 | 11/24/21 | FRANCINE WILLIAMS | SB | 10/21/21 | License Violation | \$0 | 11/24/21 | 12/4/21 | 11 |
| HP-2021-2565 | 11/24/21 | PATTY KEY | SB | 10/21/21 | License Violation | \$0 | 11/24/21 | 12/31/21 | 38 |
| HP-2021-2566 | 11/24/21 | JANET BURROUGHS | SB | 11/2/21 | License Violation | \$0 | 11/24/21 | 12/31/21 | 38 |
| HP-2021-2567 | 11/24/21 | SCOTT R. BETTS | SB | 10/21/21 | License Violation | \$0 | 11/24/21 | 12/31/21 | 38 |
| HP-2021-2569 | 11/24/21 | JAN E JOHNSON | SB | 10/21/21 | License Violation | \$0 | 11/24/21 | 12/31/21 | 38 |
| HP-2021-2573 | 12/2/21 | CHRIS A. MCGUIRE | SB | 11/23/21 | Claiming Violation | \$500 | | | |
| IG-2021-2574 | 12/6/21 | JARED C. SLACK | | 12/2/21 | License Violation | \$0 | 12/6/21 | 12/31/21 | 26 |
| IG-2021-2575 | 12/7/21 | CLAUDIO BARRAZA | QH | 9/15/21 | Medication/Drug Violation (Equine) | \$1,000 | | | |
| IG-2021-2576 | 12/17/21 | ANGELA JUSTISS | | 12/17/21 | License Violation | \$0 | 12/17/21 | 12/31/21 | 15 |
| IG-2021-2577 | 12/17/21 | HAYDEN NORIEGA | | 12/17/21 | License Violation | \$0 | 12/17/21 | 12/31/21 | 15 |
| IG-2021-2578 | 12/17/21 | ANTHONY R. BARTOLO | | 12/17/21 | License Violation | \$0 | 12/17/21 | 12/31/21 | 15 |
| IG-2021-2579 | 12/17/21 | GEORGE B. BOLTON | | 12/17/21 | License Violation | \$0 | 12/17/21 | 12/31/21 | 15 |
| IG-2021-2580 | 12/17/21 | CADEN ARTHUR | | 12/17/21 | License Violation | \$0 | 12/17/21 | 12/31/21 | 15 |
| IG-2021-2581 | 12/17/21 | DEBORAH C. BENJAMIN | | 12/17/21 | License Violation | \$0 | 12/17/21 | 12/31/21 | 15 |
| IG-2021-2582 | 12/17/21 | BREANDAN DRAPER | | 12/17/21 | License Violation | \$0 | 12/17/21 | 12/31/21 | 15 |
| IG-2022-2583 | 2/11/22 | BRYAN J. HALTOM | | 2/10/22 | License Violation | \$100 | | | |

Agenda Item 3

- Approval of all laboratories that are ISO 17025 accredited *(see attached RMTC list)* for 2022 and beyond pursuant to 71 IAC 8-4-3 and 8.5-3-3 as split laboratories. *
- Approval of University of Kentucky Veterinary Diagnostic Lab as Primary Cobalt lab.

AND

- Waiver for 2021 Cobalt laboratory pursuant to 71 IAC 8-4-3 and 8.5-3-3.

Cobalt Split lab –

- University of California, Davis – California Animal Health & Food Safety Laboratory

() Excludes Industrial Laboratory who is currently serving as the Indiana Horse Racing Commission's primary laboratory and therefore cannot serve as a split lab.*

Agenda Item #4



| |
|----------------------|
| 2022 PROPOSAL |
|----------------------|

Approved by the Thoroughbred Breed Development Advisory Committee on February 9, 2022.

2021 Program Expenditures:

| | IHRC Approved 3/2/21 | Total - 2021 Amended Program | Total Spent | Difference |
|--------------------------------------|-------------------------------------|---|---------------------|-------------------|
| Awds Open Races | \$300,000 | \$300,000 | \$436,380 | (\$136,380) |
| Out of State Breeder's Awards | \$50,000 | \$50,000 | \$29,958 | \$20,042 |
| BDF Purse Contribution Stakes | \$980,000 | \$1,780,000 | \$1,780,000 | \$0 |
| Breeder Awds Stakes | \$486,000 | \$646,000 | \$610,025 | \$35,975 |
| Stallion Owner Awds Stakes | \$152,750 | \$192,750 | \$157,195 | \$35,555 |
| BDF Purse Contribution Overnights | \$6,558,500 | \$8,174,781 | \$7,316,200 | \$858,581 |
| Breeder Awards Overnights | \$1,873,300 | \$2,084,484 | \$2,664,020 | (\$579,536) |
| Stallion Owner Awds Overnights | \$608,823 | \$661,619 | \$620,010 | \$41,609 |
| 2nd Place Breeder Award Pool | | \$471,392 | \$471,392 | \$0 |
| 2nd Place Stallion Award Pool | | \$207,412 | \$207,412 | \$0 |
| TOTAL - FROM BDF | \$11,009,373 | \$14,568,438 | \$14,292,592 | \$275,846 |

2022 Proposed Budget

Projected Revenue:

| | |
|------------------------|------------------------|
| AGR | \$13,502,603.36 |
| BREAKAGE/OUTS | \$200,000.00 |
| UTILIZE FROM RESERVES* | \$400,000.00 |
| TOTAL REVENUE | \$14,102,603.36 |

**Balance on 12/31/21 projected to be \$1,962,586 after utilizing \$400,000 from reserve for 2022 program.*

2022 Budget:

| | |
|---|------------------------|
| Promotional/ Administrative Expenses | \$300,000 |
| REMAINING AVAILABLE FOR RACING PROGRAM | \$13,802,603.36 |

Indiana Bred Race Program Budget – Proposed

| | |
|--|---------------------|
| Awards - Open Races | \$ 450,000 |
| Out of State Breeder's Awards | \$ 50,000 |
| BDF Purse Contribution Stakes | \$1,816,666 |
| Breeder Awards – Stake Races | \$ 696,000 |
| Stallion Owner Awards – Stake Races | \$ 221,000 |
| BDF Purse Contribution Overnight Races* | \$7,334,000 |
| Breeder Awards – Overnight Races* | \$2,261,200 |
| Stallion Owner Awards – Overnight Races* | \$ 734,890 |
| 2 nd Place Breeder Award Pool* | \$ 175,000 |
| 2 nd Place Stallion Award Pool* | \$ 100,000 |
| TOTAL - FROM BDF | \$13,838,756 |

**These budget amounts may increase as excess revenue is allocated as described under Program Flexibility.*

Program Flexibility

During the 2021 program the IHRC staff, Breed Development Committee, racetrack management and horsemen organizations worked closely to monitor incoming revenue, number of Indiana Bred or Sired races being ran and the impacts to the purse account and Breed Development budget. During this time, we made several requests to the Executive Director to adjust the base purse (the amount contributed to each race by the purse account) to meet the needs of the program. We would like to request the flexibility to make these adjustments throughout the program as needed if all parties (Breed Development Committee, IHRC staff, racetrack management and horsemen associations) are all in agreement on the adjustment.

In addition, we would also request that monthly excess revenue deposited through October to be allocated to the Breed Development Program as follows:

| | |
|--|-----|
| Purse Supplements for Overnight Races | 50% |
| Breeders/Stallion Awards for Added Races | 15% |
| 2nd Place Breeders Awards | 25% |
| 2nd Place Stallion Awards | 10% |

This will allow for revenue above our projections to be allocated and spent in the year which is earned to benefit the program. This method was approved by the IHRC during the 2021 program and when combined with being able to adjust the base purse made the 2021 program one of the most successful to date.

Statutory Mandate of Funds Allocated to Sired Program

There was a legislative change to the statute made during the 2019 session which mandates a minimum of 41% be allocated to the Sired portion of the program. House Enrolled Act No. 1196 states that of the funds allocated to the Thoroughbred Breed Development Fund that...

“...at least forty-one (41%) to the Indiana sired horses program.”

The proposed program allocates approximately 42.00 % of the Breed Development Funds to the sired program, ensuring that the 41% mandate is achieved.

Summary of the 2022 Proposed Program

- ✓ **Stakes Program** - An amended proposal approved by the IHRC on July 15, 2021 restored Stakes to pre-Covid levels. These levels will be maintained for 2022, with proposed purse increases to four of our Signature Stakes. The purse increases to be funded utilizing ITOBA ADW funds (pending IHRC approval) and purse account funds. The Thoroughbred Breed Development Fund will cover the increase to the breeder and stallion awards for these races.
- ✓ **Continuation of an “Indiana Champions Day”** – we will work with racetrack management and the horsemen organization to continue this day to help showcase our Thoroughbred Breed Development Program.
- ✓ **Purse separation between Bred and Sired races** – Purses for 2022 will be contested at the same level they were at the end of the meet for 2021. This includes purses for Indiana Sired races being above those of Indiana Bred races. With the statutory mandate, this assists the program in reaching the 41% requirement, as well as encourages growth in our program.
- ✓ **Breeder’s Awards and Stallion Owner Awards** – This program will remain as it did in 2021, with awards being paid to 1st Place Finishers in eligible races. During 2021, a 2nd place award was instituted to be paid at the end of the year from a pool of available funding. We are proposing these awards continue for 2022 in this manner.

Proposed Program and Guidelines

Scheduled Overnight Races:

There are 331 proposed scheduled races, with 130 races for Indiana sired horses and 201 races for Indiana bred horses, as a starting point for the program. These numbers may increase or decrease as adjustments are made to the base purse throughout the meet.

Please see Attachment A for detailed information outlining the proposed race program.

Signature Stake Races:

| | | | |
|----------------------|--------------------------|------------------|----------------------|
| The Governor’s Stake | 3YR Olds | 1MI – Dirt | \$250,000 Guaranteed |
| The First Lady Stake | 3 YR Old Fillies | 1 MI – Dirt | \$200,000 Guaranteed |
| The Too Much Coffee | 3 YR Old & UP | 1 1/16 MI – Dirt | \$150,000 Guaranteed |
| The Francis Slocum | 3 YR Old & Up Filly/Mare | 1 1/16 MI – Dirt | \$150,000 Guaranteed |
| The Unreachable Star | 3 YR Old – Sired | 1 MI – Dirt | \$250,000 Guaranteed |
| The Lady Foghorn | 3 YR Old F/M – Sired | 1 MI - Dirt | \$200,000 Guaranteed |

Remaining Stakes Program:

The purses for these races will be raced at \$100,000.

Preference for all stake races will be high weights preferred, second preference lifetime earnings.

In addition, Breed Development will continue to contribute funding to the ITOBA Stallion Stakes. Breed Development will contribute \$33,333 to each race (for a total expenditure of \$66,666).

Breed Development Stakes Program:

2 Year Olds

| | DISTANCE | PURSE | SEX |
|---|---------------|-----------------|-------|
| The Circle City Stakes | 6 Furlongs | \$100,000 added | |
| The Back Home Again Stakes | 6 Furlongs | \$100,000 added | Filly |
| The Indiana Futurity | 1 Mile 70 Yds | \$100,000 added | |
| The Miss Indiana Stakes | 1 Mile 70 Yds | \$100,000 added | Filly |
| The Indiana Stallion Stakes (Sired Filly) | 6 Furlongs | \$100,000 added | Filly |
| The Crown Ambassador (Sired) | 6 Furlongs | \$100,000 added | |

3 Year Olds

| | DISTANCE | PURSE | SEX |
|---|-------------|----------------------|------------|
| The Ellen's Lucky Star Stakes | 1 Mile Turf | \$100,000 added | Filly |
| The Snack Stakes | 1 Mile Turf | \$100,000 added | |
| Hoosier Breeders Sophomore Stakes | 1 1/16 Mile | \$100,000 added | |
| Hoosier Breeders Sophomore Stakes (Filly) | 1 1/16 Mile | \$100,000 added | Filly |
| The Sagamore Sired Stakes | 6 Furlongs | \$100,000 added | |
| The Sired Swiftly Stakes | 6 Furlongs | \$100,000 added | Filly |
| The Indiana First Lady Stakes | 1 Mile | \$200,000 guaranteed | Filly |
| The Governor's Stakes | 1 Mile | \$250,000 guaranteed | |
| The Unreachable Star (Sired) | 1 Mile | \$250,000 guaranteed | |
| The Lady Foghorn (Sired) | 1 Mile | \$200,000 guaranteed | Filly/Mare |
| ITOBA Stallion Stakes – Colts | 1 Mile | \$100,000 added | C/G |
| ITOBA Stallion Stakes – Fillies | 1 Mile | \$100,000 added | F |

3 Year Old & Up

| | DISTANCE | PURSE | SEX |
|----------------------------------|------------|-----------------|------------|
| The Shelby County Stakes (Sired) | 6 Furlongs | \$100,000 added | Filly/Mare |

| | | | |
|---|------------------|----------------------|------------|
| The William Henry Harrison Stakes (Sired) | 6 Furlongs | \$100,000 added | |
| The Peony Stakes | 1 1/16 Mile Turf | \$100,000 added | Filly/Mare |
| The Bucchero Stakes | 1 1/16 Mile Turf | \$100,000 added | |
| The Checkered Flag Stakes | 6 Furlongs | \$100,000 added | Filly/Mare |
| The Brickyard Stakes | 6 Furlongs | \$100,000 added | |
| The Empire Stakes (Sired) | 1 1/16 Mile | \$100,000 added | |
| The Hoosier Heartland Stakes (Sired) | 1 1/16 Mile | \$100,000 added | Filly/Mare |
| The Cardinal Stakes | 1 1/16 Mile | \$150,000 guaranteed | Filly/Mare |
| The To Much Coffee Stakes | 1 1/16 Mile | \$150,000 guaranteed | |

General Program Guidelines:

- Each regularly scheduled overnight race that fills with **seven (7)** or more betting interests will be carded. It is the discretion of the racing secretary as whether to utilize races with fewer than **seven (7)** betting interests.
- Stake races are not required to have **seven (7)** starters to be used.
- If a regularly scheduled race fails to be carded due to a lack of **seven (7)** betting interests, but contains at least six (6) preferred betting interests, the racing secretary shall bring that race back the following day. Should the race not fill with **seven (7)** betting interests again, the purse money from that race will be allocated to the Discretionary Race Fund.
- In order for a race to be split, it must contain at least **seven (7)** betting interests in each.
- The racing secretary has the discretion to write Indiana-bred claiming races at a level below \$10,000 as needed. These races will not be used to replace any race in the Thoroughbred Breed Development Program.
- All stakes shall be “added money” with the nomination, entry and starting fees contributing to the purse as indicated in 71 IAC 1.5-1-97.
- One-third of all allowance races, including maiden special weights, are to be written for Indiana – sired horses. The racing secretary shall make every attempt to write Indiana-sired races in advance of Indiana-bred races for the same condition. In addition, the Committee encourages the racing secretary to increase the number of Sired races in excess of this guideline as needed.

- The racing secretary shall make every attempt to provide 50% racing opportunities for colts and geldings and 50% for fillies and mares in the overnight program.
- The racing secretary shall make every attempt to write at least 30% of all maiden and allowance races going long.
- Recognizing the importance of turf racing for Indiana Bred/Sired horses, the racing secretary shall make every attempt to write an appropriate number of turf races.

Indiana –Bred Preference:

Allowance and Maiden Special Weight

Preference will be given to horses that have not started for less than \$10,000 in their last five starts. A horse can regain preference by running 1st, 2nd or 3rd for \$10,000 or more since last starting for less than \$10,000.

Indiana – Bred Maiden Eligibility:

Horses that have not finished 5th or better in one of their last **six** starts are **least preferred** for Maiden Special Weight Races.

Limited Preferred Starter Status for Indiana-Breds in Open Company Races (Stakes Excluded):

Once a registered Indiana-bred receives an R Date or E Date, it will receive Starter Preferences over Non Indiana-bred horses that have equal R Dates or E Dates. Indiana-breds will NOT receive starter preference over Non Indiana-breds with better R Dates, E Dates or when both horses have 0 dates. Preference dates will not supersede conditions of a race.

Exclusion of Indiana – Bred Wins in Open Other Than Conditioned Allowance Races

The Racing Secretary has agreed to include the words “Indiana-bred Race” in all other than open Allowances.

Examples:

- (1) Non winners of a race other than Maiden, Claiming or Indiana-bred race.
- (2) Non winners of two races other than Maiden, Claiming or Indiana-bred race.
- (3) Non winners of three races other than Maiden, Claiming or Indiana-bred race.

Indiana- Bred Weight Allowance:

Registered Indiana-breds shall automatically receive a 3 lb. weight allowance when competing in races not restricted to Indiana-breds. Stakes races will be exempt from this requirement.

Indiana – Sired Weight Allowance in Indiana Bred Races:

In Indiana restricted races, registered Indiana – sired horses shall receive a weight allowance of 3 lbs. when running less than seven and one-half furlongs (7 ½) and 5 lbs. when running seven and one-half furlongs or greater.

Indiana Grand 2022 Proposal Draft

| Race Type | Proposed | Bred Purse 2022 | ITOBA/ADW Total Contribution | ITDF Contribution Per Race | ITDF Total Contribution | Track Contribution Per Race | Track Contribution Total | Total Purses |
|-----------------------------------|---------------------|-----------------|------------------------------|--|-------------------------|-----------------------------|--------------------------|---------------------|
| Sired & Bred Stake | 12 | \$100,000 | | \$65,000 | \$780,000 | \$35,000 | \$420,000 | \$1,200,000 |
| Sired Only Stake | 8 | \$100,000 | | \$65,000 | \$520,000 | \$35,000 | \$280,000 | \$800,000 |
| Unreachable Star | 1 | \$250,000 | \$100,000 | \$75,000 | \$75,000 | \$75,000 | \$75,000 | \$250,000 |
| Lady Foghorn | 1 | \$200,000 | \$50,000 | \$75,000 | \$75,000 | \$75,000 | \$75,000 | \$200,000 |
| Governor's Stake | 1 | \$250,000 | \$100,000 | \$75,000 | \$75,000 | \$75,000 | \$75,000 | \$250,000 |
| First Lady Stake | 1 | \$200,000 | \$50,000 | \$75,000 | \$75,000 | \$75,000 | \$75,000 | \$200,000 |
| Signature Stakes | 2 | \$150,000 | | \$75,000 | \$150,000 | \$75,000 | \$150,000 | \$300,000 |
| ITOBA Stall Season Stake | 2 | \$100,000 | \$66,666 | \$33,333 | \$66,666 | \$33,333 | \$66,666 | \$200,000 |
| TOTAL STAKE PURSES | | | | | | | | \$3,400,000 |
| Sired & Bred Open Alw | 4 | \$45,000 | | \$33,000 | \$132,000 | \$12,000 | \$48,000 | \$180,000 |
| Sired & Bred NW 4 | 14 | \$42,000 | | \$30,000 | \$420,000 | \$12,000 | \$168,000 | \$588,000 |
| Sired NW4 | 1 | \$44,000 | | \$32,000 | \$32,000 | \$12,000 | \$12,000 | \$44,000 |
| Sired & Bred NW 3 | 21 | \$40,000 | | \$28,000 | \$588,000 | \$12,000 | \$252,000 | \$840,000 |
| Sired Only NW3 | 21 | \$43,000 | | \$31,000 | \$651,000 | \$12,000 | \$252,000 | \$903,000 |
| Sired & Bred NW 2 | 30 | \$38,000 | | \$26,000 | \$780,000 | \$12,000 | \$360,000 | \$1,140,000 |
| Sired Only NW2 | 27 | \$41,000 | | \$29,000 | \$783,000 | \$12,000 | \$324,000 | \$1,107,000 |
| Sired & Bred MSW | 59 | \$36,000 | | \$24,000 | \$1,416,000 | \$12,000 | \$708,000 | \$2,124,000 |
| Sired Only MSW | 59 | \$38,500 | | \$26,500 | \$1,563,500 | \$12,000 | \$708,000 | \$2,271,500 |
| Sired & Bred NW4 Opt 80,000 Clm | 2 | \$42,000 | | \$30,000 | \$60,000 | \$12,000 | \$24,000 | \$84,000 |
| Sired Alw Xmc NW2 | 4 | \$41,000 | | \$29,000 | \$116,000 | \$12,000 | \$48,000 | \$164,000 |
| Sired & Bred Alw NW2x or NW5 | 1 | \$41,000 | | \$29,000 | \$29,000 | \$12,000 | \$12,000 | \$41,000 |
| Sired & Bred Alw Xmc NW4 | 3 | \$40,000 | | \$28,000 | \$84,000 | \$12,000 | \$36,000 | \$120,000 |
| Sired & Bred Alw NW1x or NW2 | 5 | \$38,000 | | \$26,000 | \$130,000 | \$12,000 | \$60,000 | \$190,000 |
| Sired & Bred Starter Opt Clm | 2 | \$35,000 | | \$23,000 | \$46,000 | \$12,000 | \$24,000 | \$70,000 |
| Sired & Bred Xmc | 5 | \$32,500 | | \$20,500 | \$102,500 | \$12,000 | \$60,000 | \$162,500 |
| Sired & Bred NW3 Clm 32,000 | 1 | \$30,000 | | \$18,000 | \$18,000 | \$12,000 | \$12,000 | \$30,000 |
| Sired & Bred Mdn 30,000 | 4 | \$26,000 | | \$14,000 | \$56,000 | \$12,000 | \$48,000 | \$104,000 |
| Sired & Bred Xmc or Clm 12,500 | 3 | \$22,000 | | \$10,000 | \$30,000 | \$12,000 | \$36,000 | \$66,000 |
| Sired & Bred Mdn 20,000 | 4 | \$20,000 | | \$8,000 | \$32,000 | \$12,000 | \$48,000 | \$80,000 |
| Sired & Bred Xmc/Clm 15000 | 10 | \$17,500 | | \$5,500 | \$55,000 | \$12,000 | \$120,000 | \$175,000 |
| Sired & Bred Mdn 15,000 | 6 | \$17,500 | | \$5,500 | \$33,000 | \$12,000 | \$72,000 | \$105,000 |
| Sired Only Mdn 10,000 | 12 | \$16,500 | | \$4,500 | \$54,000 | \$12,000 | \$144,000 | \$198,000 |
| Sired & Bred Starter Opt Clm 8000 | 1 | \$16,500 | | \$4,500 | \$4,500 | \$12,000 | \$12,000 | \$16,500 |
| Sired & Bred Cond 10,000 | 13 | \$16,000 | | \$4,000 | \$52,000 | \$12,000 | \$156,000 | \$208,000 |
| Sired Only Cond 10,000 | 6 | \$15,500 | | \$3,500 | \$21,000 | \$12,000 | \$72,000 | \$93,000 |
| Sired & Bred Mdn 10,000 | 13 | \$15,500 | | \$3,500 | \$45,500 | \$12,000 | \$156,000 | \$201,500 |
| TOTAL OVERNIGHTS | 331 | | | | | | | \$11,306,000 |
| GRAND TOTAL | | | | base from track | \$12,000 | | | \$14,706,000 |
| SIRED ONLY COUNT | 130 | | | ITDF Total Overnights | \$7,334,000 | Track Total Overnights | \$3,972,000 | |
| SIRED & BRED COUNT | 201 | | | ITDF Total Stakes | \$1,816,666 | Track Total Stakes | \$1,216,666 | |
| | | | | ITDF Purses Total | \$9,150,666 | Track Purses Total | \$5,188,666 | |
| AMOUNT AVAILABLE FROM BDF | \$13,802,603 | | | | | | | |
| | | | | Total Value of Breed Development Program (BDF Funds + Track) | | | \$19,027,422 | |
| Awds Open Races | \$450,000 | | | Total Awards for 2022 | | | \$4,688,090 | |
| Out of State Breeder's Awards | \$50,000 | | | | | | | |
| BDF Purse Contribution Stakes | \$1,816,666 | | | SIRED STAKES FROM BDF | | | \$670,000 | |
| Breeder Awds Stakes | \$696,000 | | | SIRED OVERNIGHTS FROM BDF | | | \$3,220,500 | |
| Stallion Owner Awds Stakes | \$221,000 | | | BREEDER AWARDS SIRED STAKES | | | \$258,000 | |
| BDF Purse Contribution Overnights | \$7,334,000 | | | STALLION OWNER AWARDS SIRED STAKES | | | \$129,000 | |
| Breeder Awards | \$2,261,200 | | | BREEDER AWARDS SIRED OVERNIGHT RACES | | | \$956,100 | |
| Stallion Owner Awds | \$734,890 | | | STALLION OWNER AWARDS OVERNIGHT RACES | | | \$478,050 | |
| 2nd Place Breeder Awd Pool | \$175,000 | | | STALLION OWNER 2ND PLACE | | | \$100,000 | |
| 2nd Place Stallion Awd Pool | \$100,000 | | | TOTAL TO SIRED RACES FROM BDF | | | \$5,811,650 | |
| TOTAL - FROM BDF | \$13,838,756 | | | TOTAL PERCENTAGE OF BDF \$ TO SIRED PROGRAM | | | 42.00% | |

Agenda Item #5



| |
|---------------------|
| 2022 Program |
|---------------------|

Approved by the Quarter Horse Advisory Committee on 2/7/2022.

Recap of the 2021 Program Expenditures:

| | PROPOSED | AMENDED | ACTUAL | AMOUNT UNDER/OVER |
|---|--------------------|--------------------|--------------------|----------------------|
| # of Overnight Races Supplemented | 74 | 89 | 68 | 16 |
| Number of Stake Races/Trials | 38 | 38 | 33 | 5 |
| Total Number of Races | 112 | 127 | 101 | 26 |
| BDF \$ to Purses | \$602,400 | \$672,000 | \$564,447 | \$107,553 |
| Owner Awards (IB Races) | \$284,313 | \$382,768 | \$295,252 | \$87,516 |
| Breeder Awards (IB Races) | \$284,313 | \$382,768 | \$295,252 | \$87,516 |
| Stallion Owner Awards (IB Races) | \$170,588 | \$231,278 | \$181,682 | \$49,596 |
| Owner, Breeder and Sire Awards (Open Races) | \$200,000 | \$200,000 | \$265,013 | -\$65,013 |
| TOTAL | \$1,541,614 | \$1,868,813 | \$1,601,645 | \$267,167 |

I. Projected Revenue:

| | |
|-------------------------------------|----------------|
| Projected Revenue for 2022 – Gaming | \$1,565,519.17 |
| Breakage & Outs | \$33,000 |
| Utilize from Reserves* | \$250,000 |

| | |
|--|--------------------|
| Total | \$1,845,519 |
| Promo/Admin. Expenses | \$40,000 |
| Amt. Available for 2021 Racing Program | \$1,805,519 |

**Balance on 12/31/2022 projected to be \$859,842, after utilizing \$250,000 from reserves for 2022 program.*

II. Projected Spend (Budget):

| | |
|--|--------------------|
| # of Overnight Races Supplemented | 76 |
| Number of Stake Races/Trials | 36 |
| Total Number of Races Proposed | 112 |
| BDF \$ to Purses | \$622,100 |
| Owner Awards (IB Races) | \$353,813 |
| Breeder Awards (IB Races) | \$353,813 |
| Sire Awards (IB Races) | \$212,288 |
| <u>Owner, Breeder and Sire Awards (Open Races)</u> | <u>\$275,000</u> |
| TOTAL – FROM BDF | \$1,817,013 |

Please see *Attachment A* for detailed information regarding the Quarter Horse Breed Development Program.

The 2021 Program

- ✓ Breed Development Fund to pay 25% of the purse for stakes races and trials (prior to any added monies).
- ✓ Trial purses to remain at \$15,000 per trial.
- ✓ Breed Development Fund to pay 20% of the purse for overnight races.
- ✓ **Owner, Breeder and Stallion Owner Awards in all races will be paid at 12.5%.**
- ✓ Scheduling of 76 Overnight races.
- ✓ There will not be trials for the Hoosier Classic, Born Runner and Bob Woodard stakes for older horses (4 YR Olds & UP).
- ✓ Each regularly scheduled overnight race that fills with eight (8) or more betting interests will be carded. It is the discretion of the racing secretary as to whether to utilize races with fewer than eight (8) betting interests.
- ✓ Addition of two 4-year-old and older handicap races to be contested for older horses and be held sometime in July and August.

Stake Races

| | | | | |
|---------------------------|-----------------|--------|---------|-----------|
| • Gordon Mobley | Sired 2 YR Olds | Spring | 300 YDS | \$150,000 |
| • Jaguar Rocket | Bred 2 YR Olds | Spring | 300 YDS | \$100,000 |
| • Miss Roxie Little | Bred 2 YR Olds | Fall | 350 YDS | \$150,000 |
| • Harley Greene Derby | Sired 3 YR Olds | Spring | 350 YDS | \$ 75,000 |
| • Blue River Derby | Bred 3 YR Olds | Spring | 400 YDS | \$100,000 |
| • Sterlie Bertram Mem. | Bred 3 YR Olds | Fall | 400 YDS | \$100,000 |
| • Born Runner Classic | Sired 4 YR & UP | Spring | 400 YDS | \$ 75,000 |
| • Hoosier Classic | Bred 4 YR & UP | Fall | 400 YDS | \$ 75,000 |
| • Bob Woodard Classic | Bred 4 YR & Up | Spring | 400 YDS | \$ 75,000 |
| • Miss Roxie Little Cons. | Bred 2 YR Olds | Fall | 350 YDS | \$ 30,000 |

Indiana Grand 2022 Worksheet Quarter Horse Breed Development Program

| Race Type | Proposed 2022 | Purse | QHDF Contribution Per Race | QHDF Total Contribution | Track Contribution Per Race | Track Contribution Total | Total Purses |
|--|------------------|--------------------|----------------------------------|-------------------------------------|-----------------------------------|--------------------------------|--------------------|
| Gordon Mobley (Spring) | 1 | \$150,000 | \$37,500 | \$37,500 | \$112,500 | \$112,500 | \$150,000 |
| Jaguar Rocket (Spring) | 1 | \$100,000 | \$25,000 | \$25,000 | \$75,000 | \$75,000 | \$100,000 |
| Miss Roxie Little (Fall) | 1 | \$150,000 | \$37,500 | \$37,500 | \$112,500 | \$112,500 | \$150,000 |
| Blue River Derby (Spring) | 1 | \$100,000 | \$25,000 | \$25,000 | \$75,000 | \$75,000 | \$100,000 |
| Sterlie Bertram (Fall) | 1 | \$100,000 | \$25,000 | \$25,000 | \$75,000 | \$75,000 | \$100,000 |
| Born Runner (Spring) | 1 | \$75,000 | \$18,750 | \$18,750 | \$56,250 | \$56,250 | \$75,000 |
| Hoosier Classic (Fall) | 1 | \$75,000 | \$18,750 | \$18,750 | \$56,250 | \$56,250 | \$75,000 |
| Bob Woodard (Spring) | 1 | \$75,000 | \$18,750 | \$18,750 | \$56,250 | \$56,250 | \$75,000 |
| Harley Green Derby (Spring) | 1 | \$75,000 | \$18,750 | \$18,750 | \$56,250 | \$56,250 | \$75,000 |
| TOTAL STAKES | 9 | \$900,000 | | | | | \$900,000 |
| Roxie Little Consolation | 1 | \$30,000 | \$7,500 | \$7,500 | \$22,500 | \$22,500 | \$30,000 |
| Trials | 26 | \$15,000 | \$3,750 | \$97,500 | \$11,250 | \$292,500 | \$390,000 |
| TOTAL STAKES/TRIALS | 36 | | | \$330,000 | | | \$1,320,000 |
| Allowance | 4 | \$22,000 | \$4,400 | \$17,600 | \$17,600 | \$70,400 | \$88,000 |
| Allowance NW3 | 6 | \$20,500 | \$4,100 | \$24,600 | \$16,400 | \$98,400 | \$123,000 |
| Allowance NW2 (3+) | 12 | \$19,500 | \$3,900 | \$46,800 | \$15,600 | \$187,200 | \$234,000 |
| Allowance NW2 (3yo only early & 2 2yo) | 3 | \$19,500 | \$3,900 | \$11,700 | \$15,600 | \$46,800 | \$58,500 |
| Allowance NW OT | 5 | \$19,000 | \$3,800 | \$19,000 | \$15,200 | \$76,000 | \$95,000 |
| Maiden | 44 | \$18,000 | \$3,600 | \$158,400 | \$14,400 | \$633,600 | \$792,000 |
| 4 & Up Handicap | 2 | \$35,000 | \$7,000 | \$14,000 | \$28,000 | \$56,000 | \$70,000 |
| TOTAL OVERNIGHTS | 76 | | | \$292,100 | | | \$1,460,500 |
| | | | QHDF Total Overnights | \$292,100 | Track Total Overnights | \$1,168,400 | |
| | | | QHDF Total Stakes | \$330,000 | Track Total Stakes | \$990,000 | |
| | | | QHDF Purses Total | \$622,100 | Track Purses Total | \$2,158,400 | |
| | | | | | TOTAL PURSES | \$2,780,500 | |
| SUMMARY | | | | | | | |
| Owner/Breeder/Stallion Awards - Open Races | | \$275,000 | | | | | |
| QHBDF Purse Contribution | | \$622,100 | | | | | |
| Discretionary Race Fund | | \$0 | | | | | |
| Owner Awards - IB Races | | \$353,813 | | | | | |
| Breeder Awards - IB Races | | \$353,813 | | | | | |
| Stallion Owner Awards - IB Races | | \$212,288 | | | | | |
| TOTAL - FROM BDF | | \$1,817,013 | | Amount Available from QH BDF | | \$1,805,519.17 | |

Agenda Item #6



Memorandum

TO: Deena Pitman, Executive Director, Indiana Horse Racing Commission

FROM: Rick Moore, Vice President and General Manager of Racing

DATE: February 25, 2022

RE: 2022 Hoosier Park Racing Officials for Approval (3rd Revision)

Please find below a revised list of racing officials for your approval for the upcoming 2022 Harrah's Hoosier Park Standardbred Meet as listed under IHRC 71 IAC 3-1-1 Racing Officials. The 2022 meet begins Friday, March 25. This list includes backup names for key positions.

All of the individuals listed below have been previously licensed by the Indiana Horse Racing Commission.

As always, please do not hesitate to contact me if you have any questions or require additional information.

| | |
|--|--|
| Director of Racing/Racing Secretary | Scott Peine |
| Paddock Judge | Joe Thompson |
| Backup Paddock Judges | Sharon Beeman, Stefanie Howard |
| Horse Identifier/Racing Office Assistant | Sharon Beeman |
| Backup Horse Identifiers | Dawn Peckinpaugh Kelly Haynes |
| Asst. Racing Secretary/ Clerk of Course | Cindy Tetuan |
| Racing Office Assistant | Kelly Haynes |
| Official Starter/Patrol Judge | Todd Nixon |
| Official Charter/Program Director | Maggie Audley |
| Official Timer | International Sound |
| Photo Finish | International Sound |
| Photo Finish Technician | Michaela Bowen |
| Director of Veterinary Services | Dr. Dan Eichhorn |
| Racing Veterinarians | Dr. Katie Ibester Dr. Michael Hardy |
| Stall Superintendent | Dawn Peckinpaugh |
| Judges Stand Tote Assistant | Michael Kendall |
| Horsemen's Bookkeeper | Kathy Gaylor-Kendall |

Outrider

Backup Outrider

4500 Dan Patch Circle

Anderson, IN 46013

Tel (800) 526-7223

Caesars.com/harrahs-hoosier-park

Kristina Smith

Rachel Leonard

Agenda Item #7



February 18, 2022

Chairman Phillip Borst, DVM
Executive Director Deena Pitman
1302 N. Meridian St.
Indianapolis, IN 46202

Chairman Borst and Executive Director Pitman,

Please see the following list of 2022 Racing Officials at Horseshoe Indianapolis for your approval as required by 71 LAC 3.5-1-3 Racing Officials. The 2022 meet begins on April 19, 2022.

All of the individuals listed below have been previously licensed by the IHRC except for those with an asterisk

| | |
|---|--|
| Director of Racing/Racing Secretary | Chris Polzin |
| Assistant Racing Secretary | Meagan Simpson* |
| Racing Operations Manager | Valerie Riggs |
| Paddock Judge | Jere R. Smith, Jr.* |
| Placing/Patrol Judges | Claudia Alvarez*, Brandy Bell, Geoffrey Waxler |
| Outriders | Wesley Campbell, Alan Love, John Neal |
| Claims Clerk | Amanda Dake |
| Clockers | Amanda Dake, Abigail Shoemaker |
| Clerk of Scales | Craig Daligian |
| Horse Identifier | Ken Winebaugh* |
| Jockey's Room Custodian | TBD |
| Starter | Ray Kuwik |
| Track Superintendent | Roy Smith |
| Photo Finish and Timing | Valerie Riggs |
| Silks Attendant | Randi Fowler |
| Racing Veterinarians | Dr. Michael Hardy (Supervising Veterinarian) |
| | Dr. Andy Hirschy |
| | Dr. Katherine Naughton |
| Stall Superintendent | Norma Elizabeth Riggs* |
| Horsemen's Bookkeeper | Angie Fryman |
| Mutuel Manager | Rob Wesner |
| Director of Security | Matt Vassar |
| Racing Security Manager | Tim Dewitt |
| Clarksville OTB General Manager | Brian Lewis |
| Clarksville OTB Assistant General Manager | Brenda Coomer |

Agenda Item #8



February 11, 2022

Chairman Phillip Borst, DVM
Executive Director Deena Pitman
1302 N. Meridian St.
Indianapolis, IN 46202

Chairman Borst and Executive Director Pitman,

At the December 2021 IHRC meeting the Horseshoe Indianapolis racing dates for 2022 were approved based on a request that we submitted for your review. We appreciate that very much.

Subsequent to that submission we experienced an excellent Veteran's Day 2021 racing card and would like to consider racing on that day again in 2022. By all accounts the Veteran's Day 2021 program was a huge success. Our handle was up significantly and we raised more than \$8,000 that was donated to Homeless Veterans and Families of Indianapolis (HVAF).

After speaking to our horsemen we would like to make Veteran's Day a live racing day in the years going forward. Unfortunately, our first submission for 2022 dates did not include that as a racing day. With that said we would like to formally request a change in racing dates for 2022:

- Add Friday, November 11, 2022. Post time 3:30 p.m.
- Remove the previously approved racing day on Monday, November 7, 2022

We believe that this change in racing dates will be beneficial to all parties and continue our goal of helping in the community as well. If approved, we will be adding more activities and promotions on Veteran's Day and we would invite all of you to join us to celebrate our local veterans.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric Halstrom".

Eric Halstrom
Vice President and General Manager of Racing

Cc: Joe Davis, HBPA President
Paul Martin, QHRAI President

Agenda Item #9

Deena-

The Indiana Thoroughbred Owners and Breeders Association is requesting that \$166,000.00 of our ADW monies be transferred to the Indiana Grand Open Purse account.

\$100,000 is earmarked to help fund a series of 4 Indiana Bred & Sired Signature stake races that will have significant purse increases in 2022. 1 will be for Indiana Bred 3yr old fillies, 1 for Indiana Sired fillies, both stakes will be increased from \$150,000 to \$200,000. The 3rd stake will be for Indiana Bred 3yr old colts and geldings, and the last will be for Indiana Sired 3yr old colts and geldings, both stakes will be increased from \$150,000 to \$250,000. These increases are possible with the collaboration of Indiana Grand, HBPA and ITOBA, the increases have been approved by Indiana Thoroughbred Breed Development and will be some of the most prestigious State Bred stakes in the country.

The other \$66,000 is to fund our third the 2021 ITOBA Stallions Stakes which is a partnership with Indiana Grand, Indiana Thoroughbred Breed Development and ITOBA. There are 2 of these stakes and we fund 33% of each.

If you need any more information or have any questions, please don't hesitate to call me anytime.

Genuinely,

Tom Mosley

ITOBA President

Pitman, Deena

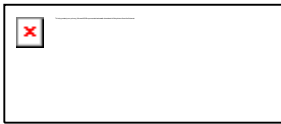
From: Eric Halstrom <EHalstrom@caesars.com>
Sent: Wednesday, February 23, 2022 3:20 PM
To: Pitman, Deena
Subject: Re: [EXTERNAL] ADW request from ITOBA

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Yes. Thanks. This is what we discussed with Tom Mosley.

See you Tuesday.

Eric



Eric Halstrom | *VP and General Manager of Racing*
O 317-713-3380 | M 612-401-0222
4300 N. Michigan Rd. | Shelbyville, IN 46176

On Feb 23, 2022, at 3:05 PM, Pitman, Deena <dpitman@hrc.in.gov> wrote:

****CAUTION** - EXTERNAL EMAIL**
DO NOT open attachments or click on links from unknown senders or unexpected emails
The Original Sender of this email is dpitman@hrc.IN.gov.

Good Afternoon Eric. I know this was a subject of considerable discussion last year. This matter has been added to the agenda for official commission consideration during the March 1st meeting. The Thoroughbred Breed Development Committee is comfortable with the request and I just wanted to make sure the racetrack was comfortable with the request from ITOBA as well.

Let me know.

Thank you,

Deena Pitman
Executive Director
dpitman@hrc.in.gov
317-233-3119
<image001.jpg>

Pitman, Deena

Subject: FW: ADW request from ITOBA

----- Forwarded message -----

From: **Brian Elmore** <brian.elmore4@gmail.com>

Date: Wed, Feb 23, 2022 at 4:38 PM

Subject: Re: ADW request from ITOBA

To: Pitman, Deena <dpitman@hrc.in.gov>

Good afternoon Madame IHRC Executive Director Pitman,

The Indiana HBPA is in support of the additional monies for the Thoroughbred Breed Development Stakes races as stated in this request. We too are hopeful to drive additional interest in our state's breed development program.

I hope you are well and look forward to seeing you at the Tuesday, March 1st IHRC meeting at Harrah's Hoosier Park.

Sincerely,
Brian Elmore
IHBPA Ex. Dir.

On Wed, Feb 23, 2022 at 3:28 PM Pitman, Deena <dpitman@hrc.in.gov> wrote:

Good Afternoon Brian. I hope this email finds you doing well. I know this was a subject of discussion last year. This matter has been added to the agenda for official commission consideration during the March 1st meeting. The Thoroughbred Breed Development Committee and the racetrack are both comfortable with the request and I just wanted to make sure the IHBPA was comfortable with the request from ITOBA as well.

Let me know.

Thank you,

Deena Pitman

Executive Director

dpitman@hrc.in.gov

317-233-3119

Agenda Item #10



February 16, 2022

Chairman Phillip Borst, DVM
Executive Director Deena Pitman
1302 N. Meridian St.
Indianapolis, IN 46202

Chairman Borst and Executive Director Pitman,

Horseshoe Indianapolis respectfully requests a substitution within the approved 2022 capital plan. In reviewing the approved capital for our property, which includes the purchase of sixteen gators, there are four items, totaling \$43,839, that we feel are unnecessary at this time and would not add value to the racing side of our business:

- Gator TS Rose – Trash Cleanup (\$9,201)
- Gator TS Frontside Maintenance (\$9,201)
- PR15 Gator TS MY16 Paddock (\$9,201)
- 825i 4 Seat Gator Backside Security (\$16,236)

In replacement of the Gators we request the approval to substitute two harrows that are needed based on the increased wear and tear that wintertime training has put on our track equipment. These harrows, which would be purchased from Horsemen's Track and Equipment, are well-built and would be able to assist us to better withstand the winter conditions.

- 16' Box Harrow x 2 @ \$21,080 each with \$1,550 in shipping = \$43,710

Quote attached.

Thank you for your consideration as we seek another way to improve our year-round racing and training program at Horseshoe Indianapolis.

A handwritten signature in blue ink, appearing to read "Eric Halstrom".

Eric Halstrom
Vice President and General Manager
Horseshoe Indianapolis

7321 NEW LAGRANGE RD, SUITE 110
 LOUISVILLE, KY 40222



**HORSEMEN'S
 TRACK AND
 EQUIPMENT, INC.**

Quotation

| | |
|----------|------------|
| Date | Estimate # |
| 2/3/2021 | 1792 |

| |
|---|
| Name / Address |
| Caesar's Entertainment/Indiana Grand PO Box 29035 Hot Springs, Arkansas 71903 |

| Rep | Terms | | FOB |
|---|----------------|-----------|------------|
| Bloch | Due on receipt | | Louisville |
| Description | Qty | Cost | Total |
| 16' BOX HARROW: Features four rows of teeth and a feather bar on the back to smooth the surface. Includes hydraulics and tires to raise the teeth and spacers to control depth. | 2 | 21,080.00 | 42,160.00 |
| Shipping | 1 | 1,550.00 | 1,550.00 |
| This unit running at Keeneland and Belterra. | | 0.00 | 0.00 |
| Thank you for the opportunity to quote this project! | | | |

Accepted by: _____

Total \$43,710.00

| | | | |
|--------------|--------------|---------------------------|------------------------|
| Phone # | Fax # | E-mail | Web Site |
| 502.423.7798 | 502.373.8083 | rbloch@horsemenstrack.com | www.horsemenstrack.com |

Agenda Item #11

Pitman, Deena

From: Rick Moore <RMoore9@caesars.com>
Sent: Thursday, January 13, 2022 4:08 PM
To: Pitman, Deena
Cc: Joseph Morris; joejoeputnam@aol.com
Subject: RE: Race Track LED Lighting Price Increase

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Deena,

Thank you and Chairman Borst very much for your approval. I feel the need to put forward a cautionary note. Completing this project before the start of the 2022 racing season will be very much dependent on whether all the equipment and materials are available for purchase. And, also, cooperation from the weather.

Respectfully,

Rick



Rick Moore | VP & General Manager of Racing
O 765-609-4831
4500 Dan Patch Circle | Anderson, Indiana 46013

From: Pitman, Deena <dpitman@hrc.IN.gov>
Sent: Thursday, January 13, 2022 3:42 PM
To: Rick Moore <RMoore9@caesars.com>
Cc: Joseph Morris <JMorris1@caesars.com>; joejoeputnam@aol.com
Subject: [EXTERNAL] RE: Race Track LED Lighting Price Increase

****CAUTION** - EXTERNAL EMAIL**

DO NOT open attachments or click on links from unknown senders or unexpected emails
The Original Sender of this email is dpitman@hrc.IN.gov.

Rick, in consultation with Chairman Borst and understanding that costs are increasing rapidly at every level, please consider this response my approval for Harrah's Hoosier Park to move forward with the LED expenditure you note below. While we don't have a date set for the next commission meeting, please understand that this additional RCFAC expenditure will be added as an agenda item for full commission endorsement since it differs considerably from what was originally budgeted & approved at the December 6, 2021 commission meeting.

It's my hope that you will be able to complete this project prior to the 2022 racing season start. Please let me know if you have any questions.

Regards,

Deena Pitman
Executive Director
dpitman@hrc.in.gov
317-233-3119



From: Rick Moore <RMoore9@caesars.com>
Sent: Tuesday, December 28, 2021 1:48 PM
To: Pitman, Deena <dpitman@hrc.IN.gov>
Cc: Joseph Morris <JMorris1@caesars.com>; joejoeputnam@aol.com
Subject: Race Track LED Lighting Price Increase

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Hello Deena!

Hope you had a great Christmas and Happy New Year to you!

As you are aware, the Commission approved our 2022 Capital Expenditure List at the December 6 meeting. Specifically, the LED track lighting project was approved for \$1,130,000. Like everything else in life it seems these days that price has gone up. Attached you will see a quote that we just received for \$1,485,150.

The Standardbred RCFAC committee consisting of Joe Morris, Joe Putnam and myself have approved the new number. We wanted to see if we could get IHRC approval so that we can move forward with the project.

Thank you so much for your consideration.

Respectfully,

Rick



Rick Moore | *VP & General Manager of Racing*
O 765-609-4831
4500 Dan Patch Circle | Anderson, Indiana 46013

Indiana Grand / Harrah's Hoosier Park Combined

2021 IHRC Capital Tracker (Escrow)

| Capital Approval Flow | | | | | | | | |
|-----------------------|----------|----------------|--|---------------------------|---------------------------|------------------------|------------------------|---------------------------------------|
| CER# | Property | Date Initiated | Project Title | IHRC Project Budget Total | Amount Funded From Escrow | CER Amount | Total \$ Spend To Date | Notes |
| 18184 / 19489 | HHP | 12/18/2020 | Barn 4 Stalls | \$ 320,000.00 | \$ 320,000.00 | \$ 305,582.01 | \$ 307,332.87 | |
| 19370 | HHP | 1/26/2021 | Barn Surveillance | \$ 1,500,000.00 | \$ 1,398,552.02 | \$ 1,330,466.26 | \$ 1,340,230.02 | |
| 19371 | HHP | 1/26/2021 | Paddock Lounge | \$ 23,796.00 | \$ 23,796.00 | \$ 22,130.28 | \$ 23,796.00 | |
| 19372 | HHP | 1/26/2021 | Dormitory Flooring | \$ 86,084.50 | \$ 86,084.50 | \$ 80,058.59 | \$ 86,084.50 | |
| 711/712 | HHP | 10/6/2021 | Barn Paving & Trash Compactor | \$ 130,000.00 | \$ 124,810.00 | \$ 124,810.00 | \$ 124,810.00 | Still waiting on Trach Compactor |
| 859 | HHP | 10/6/2021 | Spreader Truck | \$ 125,000.00 | \$ 173,680.00 | \$ 173,680.00 | \$ 173,680.00 | |
| 19890 | HHP | 4/15/2021 | Track LED Lightpole Replacement (Musco Lighting) | \$ 36,302.00 | \$ 36,302.45 | \$ 36,302.45 | \$ 36,302.45 | |
| N/A | HHP | 11/2/2021 | Winterization | \$ 65,000.00 | \$ 65,000.00 | \$ - | \$ 66,476.05 | No CER needed to to operational costs |
| HHP SUBTOTAL | | | | \$ 2,286,182.50 | \$ 2,228,224.97 | \$ 2,073,029.59 | \$ 2,158,711.89 | |
| 19108/19583 | UIN | 3/4/2021 | Barn & Dormitory | \$ 7,319,890.00 | \$ 3,663,614.12 | \$ 7,319,890.00 | \$ 5,014,900.90 | |
| 19039 | UIN | 1/5/2021 | Barn Winterization | \$ 58,687.89 | \$ 58,687.89 | \$ 53,194.39 | \$ 58,687.89 | |
| 19013 | UIN | 1/5/2021 | Horse Walker | \$ 183,424.25 | \$ 183,424.25 | \$ 181,797.75 | \$ 183,424.25 | |
| UIN SUBTOTAL | | | | \$ 7,562,002.14 | \$ 3,905,726.26 | \$ 7,554,882.14 | \$ 5,257,013.04 | |
| Total | | | | \$ 9,848,184.64 | \$ 6,133,951.23 | \$ 9,627,911.73 | \$ 7,415,724.93 | |

| | | |
|---------------------------------------|-------------------------|---------------------------|
| PROJECTED ESCROW BALANCE | \$ 18,866,048.77 | |
| BALANCE PER THE BANK STATEMENT | \$ 18,867,053.06 | - Ties to statement below |
| LESS: INTEREST | 1,004.29 | |
| ESCROW BANK BALANCE x INTEREST | \$ 18,866,048.77 | |
| VARIANCE (\$) | \$ - | |

ESCROW Balance as of 12/31/2021

00-M-PF-PC-001-04 02730504 27305
 0114817-00-01945-04 Page 2 of 5
 ACCOUNT NUMBER: 269961000
 CAESARS ENTERTAINMENT INC
 NEW CENTAUR LLC
 ESCROW AGREEMENT DECEMBER 2020
 ESCROW FUNDS
 This statement is for the period from
 December 1, 2021 to December 31, 2021

| MARKET VALUE SUMMARY | |
|--------------------------------------|--|
| | Current Period 12/01/21 to 12/31/21 |
| Beginning Market Value | \$19,923,045.00 |
| Distributions | - 1,056,076.56 |
| Adjusted Market Value | \$18,866,968.44 |
| Investment Results | |
| Interest, Dividends and Other Income | 83.62 |
| Total Investment Results | \$83.62 |
| Ending Market Value | \$18,867,053.06 |

| | UIN | HHP | UNDECIDED | TOTAL |
|-----------------------|------------------|------------------|------------------|-------------------|
| AGREED UPON CAPITAL | 11,000,000 | 11,000,000 | | 22,000,000 |
| IHRC APPROVED TO DATE | 7,562,002 | 2,286,183 | | 9,848,185 |
| BALANCE | 3,437,998 | 8,713,818 | 3,000,000 | 15,151,815 |
| | | | | |
| | UIN | HHP | UNDECIDED | TOTAL |
| AGREED UPON CAPITAL | 11,000,000 | 11,000,000 | | 22,000,000 |
| ESCROW FUNDED TO DATE | 3,905,726 | 2,228,225 | | 6,133,951 |
| BALANCE | 7,094,274 | 8,771,775 | 3,000,000 | 18,866,049 |

Agenda Item #12

**NO DOCUMENTS
FOR THIS ITEM**