

Minutes of the Regular Meeting of the
Indiana Horse Racing Commission

December 5, 2018

Indiana Grand Racing & Casino - Marquee Room
4300 N Michigan Rd
Shelbyville, IN 46176

Commission members present: Philip C. Borst, Chairman; Greg Schenkel, Vice Chairman; George Pillow, member; and William McCarty (via telephone), member. Also present were Mike Smith, IHRC Executive Director; Deena Pitman, IHRC Assistant Executive Director; Dale Lee Pennycuff, IHRC Counsel; Noah Jackson, IHRC Deputy General Counsel; Jessica Barnes, IHRC Breed Development Director; Wendi Samuelson-Dull, IHRC Controller; Attorney Robin Babbitt, Cline Farrell Christie & Lee, P.C.; Jack Kieninger, President of the Indiana Standardbred Association; Attorney Libby Cierzniak, Faegre Baker Daniels; Paul Martin, President, Quarter Horse Racing Association of Indiana; Lance Finlinson, Thoroughbred Breed Development Advisory Committee; Wendy Brown, Chairman, Thoroughbred Breed Development Advisory Committee; Brian Elmore, Executive Director, Indiana Horsemen's Benevolent and Protective Association; Trent McIntosh, Sr. Vice President and General Manager, Hoosier Park; Leigh Ann Hopper, Executive Secretary, Indiana Thoroughbred Owners and Breeders Association; Kathryn Kunz, Vice President, Indiana Thoroughbred Owners and Breeders Association; Rick Moore, Vice President and General Manager of Racing, Hoosier Park; Emily Gaskin, Race Marketing Manager at Hoosier Park; Ron Baumann, General Manager at Indiana Grand; Jon Schuster, Vice President and General Manager of Racing at Indiana Grand; and Tammy Knox, Race Marketing Manager at Indiana Grand.

I. Call to Order

Chairman Borst called the meeting to order at approximately 10:17 a.m. A quorum was present.

II. Approval of minutes from the November 7, 2018, meeting.

Chairman Borst asked for a motion for approval of the November 7, 2018, minutes. Vice Chairman Schenkel moved to approve the minutes. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for approval of the November 7, 2018, minutes.

III. Agenda

Note: All items on the agenda were transcribed by a court reporter from Stewart Richardson. Transcripts are available at www.in.gov/hrc.

Noah Jackson briefly described the background and process for applications from the horsemen's associations to be recognized to receive slot funds. He listed the four applicants for 2019: IHBPA, ITOBA, QHRAI, and the ISA. Noah discussed the prehearing orders that were issued and listed items the Commission would take official notice of when deliberating on the applications.

1. Hearing on 2019 Renewal Application of Indiana Horsemen's Benevolent & Protective Association for Approval as a Registered Horsemen's Association pursuant to 71 IAC13-1-1 *et seq.* (pursuant to Notice of Hearing and Pre-Hearing Order issued on or about November 20, 2018).

Brian Elmore, Executive Director of the Indiana Horsemen's Benevolent Protective Association (the "IHBPA"), presented the application. Mr. Elmore reviewed IHBPA's: membership size, its efforts to educate and update legislators and others, recreational opportunities provided for people living on the backside, behind the scenes tours, equine welfare programs, and programs that care for retired race horses.

Chairman Borst asked if there were any Commission Staff questions. Director Smith commented on IHBPA responsiveness and some of the efforts they are making on the backside that benefit those living there. Vice Chairman Schenkel inquired about how the IHBPA's membership levels were over the years. Mr. Elmore stated it was down from 2200 to 2100 members. Commissioner Pillow asked about track renovations Mr. Elmore had mentioned. Mr. Elmore stated a complete renovation of the racing surface was under way.

Chairman Borst asked for a motion to approve the IHBPA's 2019 horsemen's application. Vice Chairman Schenkel moved to approve the application. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for approval of the IHBPA's 2019 horsemen's application.

2. Hearing on 2019 Renewal Application of Quarter Horse Racing Association of Indiana for Approval as a Registered Horsemen's Association pursuant to 71 IAC 13-1-1 *et seq.* (pursuant to Notice of Hearing and Pre-Hearing Order issued on or about November 20, 2018).

Paul Martin, President of the Quarter Horse Racing Association of Indiana (the "QHRAI"), presented the application. Mr. Martin reviewed QHRAI's: mission statement, its relationship with Caesars and the IHRC, the increased number of races in 2018, the 2018 speed sale, a backside meeting with speakers, charity work impacting both equines and people, its Youth Day program, the potential to host the AQHA Challenge Event for 2020, and the decision, along with the IHRC, to implement hair testing and going zero tolerance on Clenbuterol.

Commissioner Pillow and Mr. Martin discussed Mr. Martin's trip to California and the possibility of Indiana hosting the 2020 AQHA Challenge Event. Chairman Borst asked if there were any more questions. Director Smith commented that the communication and cooperation of the QHRAI was very helpful in hair testing, out of competition testing, and the zero tolerance on Clenbuterol.

Chairman Borst asked for a motion to approve the QHRAI's 2019 horsemen's application. Vice Chairman Schenkel moved to approve the application. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for approval of the QHRAI's 2019 horsemen's application.

3. Hearing on 2019 Renewal Application of the Indiana Thoroughbred Owners and Breeders Association for Approval as a Registered Horsemen's Association pursuant to 71 IAC 13-1-1 *et seq.* (pursuant to Notice of Hearing and Pre-Hearing Order issued on or about November 20, 2018).

Leigh Ann Hopper, Executive Secretary of the Indiana Thoroughbred Owners and Breeders Association ("ITOBA"), presented the application. Ms. Hopper reviewed ITOBA's: mission statement, its promotions and their benefits, the yearly stallion seasons auction, stakes races, extra award for an ITOBA stallion sired winner, the two horse sales held in 2018 (an in-training sale and a mixed-yearling sale), ITOBA's yearly awards banquet, acting as a resource link to other services, working with equine news publications, sponsorship of two stallion directories, their involvement with Grand Gestures, their contributions for both humans and equines, and their representation for the horsemen.

Chairman Borst asked if there were any Commission Staff questions. Director Smith commented that ITOBA does an excellent job of advocating for the Indiana racing program. Vice Chairman Schenkel asked if ITOBA was expecting their growth as an organization to continue. Ms. Hopper answered ITOBA felt Indiana was one of the most lucrative regional programs and she believed the continuance and stability of the program would drive the state's program higher than its competitors. Vice Chairmen Schenkel asked if the breed development program was part of what would drive the increase, to which Ms. Hopper replied, "Absolutely."

Ms. Kathryn Kunz, Vice President of the IHBPA, asked Ms. Hopper about how many members are in ITOBA and where the membership comes from. Ms. Hopper responded that ITOBA currently has approximately 200 members, and that membership is completely voluntary, but it helps members and non-members alike. Vice Chairman Schenkel noted that approximately 45% of ITOBA's members are non-Indiana residents.

Chairman Borst asked for a motion to approve ITOBA's 2019 horsemen's application. Commissioner Pillow moved to approve the application. Vice Chairman Schenkel seconded the motion. The vote, by roll call, was unanimous 4-0 for approval of ITOBA's 2019 horsemen's application

4. Hearing on 2019 Renewal Application of Indiana Standardbred Association for Approval as a Registered Horsemen's Association pursuant to 71 IAC13-1-1 *et seq.* (pursuant to Notice of Hearing and Pre-Hearing Order issued on or about November 20, 2018).

Jack Kieninger, President of the Indiana Standardbred Association (the "ISA"), presented the application. Mr. Kieninger reviewed ISA's work with Caesars (specifically work on

bringing the Breeders Crown back to Indiana in 2020), and ISA's focus on supporting the horsemen in Indiana.

Chairman Borst asked if there were any Commission Staff questions. Director Smith commented on the ISA's outstanding work in representing the horsemen and putting together a program that's second to none in the country, and thanked Mr. Kieninger (who is stepping down as President of the ISA) for his years of dedication. Vice Chairman Schenkel inquired about the growth of the ISA. Mr. Kieninger stated they sold one hundred more yearlings this year over the previous year, that the north sale went really well this year, and the ISA is a beacon in the racing industry.

Chairman Borst asked for a motion to approve the ISA's 2019 horsemen's application. Vice Chairman Schenkel moved to approve the application. Commissioner McCarty seconded the motion. The vote, by roll call, was unanimous 4-0 for approval of the ISA's 2019 horsemen's application.

5. Approval of Caesars' 2019 Operational Plan as required by the Commission's Permit Transfer Final Order dated July 10, 2018.

Trent McIntosh, Sr. Vice President and General Manager of Hoosier Park, introduced Rick Moore, Vice President and General Manager of Racing (who was appointed to the Board of the Standardbred Aftercare Alliance), who presented the overview and highlights, and Emily Gaskin, Race Marketing Manager, who presented details about marketing and promotions at Hoosier Park.

Mr. Moore stated the plan is a testament to Caesars commitment to horse racing in Indiana, and the plan addresses capital, race dates, marketing and promotions, signature races, race weekends, community involvement, and their partnership with racing organizations. Mr. Moore mentioned meeting with the executive committee of the ISA about the operational plan.

Mr. Moore reviewed the 2018 highlights: the 25th Dan Patch Stakes \$325,000 race with an increase in handle of 8.4%, how the Dan Patch brought the horse Lazarus N to Indiana from Australia, how the 2018 championship season featured over \$5 million in high caliber stakes races, racing involving some of the best harness horses, a new horsemen appreciation race series at the end of the meet directed to horsemen and horses who stayed and raced all season at Hoosier Park, and the 2018 handle. Mr. Moore discussed plans to try and host the Breeders Crown again in 2020, to try and get the best horses to race at both Harrah's Hoosier Park and Harrah's Philadelphia, Caesars readiness to introduce sports wagering if the legislation is passed to allow it, \$1.3 million in capital improvements, completion of the track maintenance building, backside track kitchen renovations, potential Advance Deposit Wagering ("ADW") contracts, a revamped VIP

racing program, and the introduction of Caesars' Total Rewards program.

Mr. Moore discussed a marketing task force that Caesars assembled, Racing by Caesars, and its goals, the fact that the 2019 season will have 160 race days with two signature races, the plan to make the signature race weekends more of a festival, the intent to maintain the 2018 staffing levels with no reductions in mind, to continue having community nights, and enhance simulcast partnerships. Vice Chairman Schenkel asked Mr. Moore about the staffing level and the use of local vendors. Mr. Moore reiterated there are no plans for staff reductions, and that it is important to Caesars to continue to use and buy from the local vendors.

Next, Ms. Gaskin, Race Marketing Manager, reiterated Mr. Kieninger's point about interest in how Indiana's Standardbred racing operated, giving tours to the National FFA, hosting over 600 Madison County fourth graders for a field trip, intent to create signature events with Total Rewards, and increased signal exposure and cross promotions with other venues. Vice Chairman Schenkel asked if the fourth grade field trips would continue going forward. Mr. Gaskin indicated that they would be ongoing. Commissioner Pillow asked if there was a list of the vendors that could be reviewed. Mr. Moore indicated a list could be made available for review.

The Indiana Grand presentation was started by Ron Baumann, General Manager. Mr. Baumann thanked the Horsemen's Associations at Indiana Grand. Mr. Baumann introduced Jon Schuster, Vice President and General Manager of Racing at Indiana Grand. Mr. Schuster reviewed the fact that the Indiana Derby day handle was a new record, the introduction of a pick five wager with a carryover pool, the recertification from the NTRA integrity and safety alliance, their national handicapping contest, the joint promotions with the Horsemen's Associations, hosting IHRA's Hall of Fame induction ceremony, approval of \$700,000 by Caesars for track renovation, improved safety egress from the building, handle results for the year, plans to grow their presence and increase attendance, work on brand awareness, increase ADW revenues, pursue the 2020 Quarter Horse Challenge Championship, keep the same racing dates and post times, plans to keep the same officials, a list of benefits given Caesars teammates, the Total Returns program for employees, capital investments for equipment, the potential to get a new poly rail for the turf course, warning lights for when a horse gets loose, and the intent to install video at the jockey's scales. Mr. Schuster introduced Tammy Knox, Race Marketing Manager.

Ms. Knox reviewed hosting the National Horseplayers Championship qualifier, sending four players to the National Horseplayers Championship finale in Las Vegas, results of the fractional ownership horse Grand Gesture, weekly contests planned for 2019, plans for several special event nights in 2019, their community involvement, hosting on-track events, advertising the racing program, marketing initiatives with the casino, work on a

joint contest with Louisiana Downs, the possibility of some guaranteed pools, and ways to increase signal exposure.

Chairman Borst asked if there were any Commissioner questions. Vice Chairman Schenkel observed that many friends had mentioned having heard races on the radio and how this was a positive. Chairman Borst asked Ms. Knox how E-sports is going to be involved with horse racing. Mr. Schuster answered that he was not sure how E-sports will interact with horse racing. Vice Chairman Schenkel asked Mr. Schuster if he saw vendors and employment levels continuing in a positive sense. Mr. Schuster stated he saw it continuing positively. Mr. Schuster mentioned that Kevin Greely, Director of Racing, was recently appointed to the National Graded Stakes Committee.

Commissioner Pillow asked if we were fielding full fields of racing. Mr. Schuster answered that they were shorter than they were, but they had moved some dates and times to help with the fields. Commissioner Pillow then asked if 2019 would be better. Mr. Schuster then replied that this is something happening all over the country. Mr. Moore added that Standardbred's are down also, partly due to Ohio's shorter schedule and higher purses. Mr. Moore also discussed efforts to recruit horses from out-of-state and looking at how our claiming races are conducted.

Vice Chairman Schenkel asked about the possible expansion of OTB operations mentioned in the Operation Plan. Mr. Baumann stated that they were looking into the possibility of reviving a dormant OTB in the coming year. Director Smith commented on how well the transition has gone. Chairman Borst discussed how the operational plan contained six areas about which he was concerned.

Mr. Baumann asked for the approval of the Operational Plan for both Hoosier Park and Indiana Grand. Chairman Borst asked for a motion to approve the Operational Plan for both Hoosier Park and Indiana Grand. Vice Chairman Schenkel moved to approve Caesars 2019 Operation Plan. Commissioner McCarty seconded the motion. The vote, by roll call, was unanimous 4-0 for approval of Caesars 2019 Operational Plan.

6. Review of Indiana Grand's (Centaur Acquisition, LLC) permit renewal application and consideration of pari-mutuel permit for 2019 in accordance with 71 IAC 11-1-21 and consideration of Indiana Grand's request for live racing dates for 2019 pursuant to IC4-31-5-9, IC 4-31-5-10 and 71 IAC 11-1-7.

Mr. Baumann asked for the approval of Indiana Grand's permit and renewal application and consideration of pari-mutuel permit for 2019, and also Indiana Grand's request for the live racing dates for 2019. Vice Chairman Schenkel asked if the dates were the same time frame as 2018. Both Mr. Baumann and Mr. Schuster indicated the dates were approximately the same.

Chairman Borst asked for a motion for the approval of the Indiana Grand permit renewal and consideration of their request for live racing dates for 2019. Vice Chairman Schenkel moved to approve the Indiana Grand permit renewal and consideration of their request for live racing dates for 2019. Commissioner McCarty seconded the motion. The vote, by roll call, was unanimous 4-0 for approval of the Indiana Grand permit renewal and consideration of their request for live racing dates for 2019.

7. Approval of the renewal of Indiana Grand's satellite facility license in Clarksville for 2019 in accordance with 71 IAC 12-1-23 and 71 IAC 12-1-10.

Mr. Baumann asked for the approval and renewal of the Indiana Grand satellite facility in Clarksville for 2019. Chairman Borst asked for a motion for the approval and renewal of the Indiana Grand satellite facility in Clarksville for 2019. Vice Chairman Schenkel moved to approve the Indiana Grand satellite facility in Clarksville for 2019. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for approval and renewal of the Indiana Grand satellite facility in Clarksville for 2019.

8. Review of Harrah's Hoosier Park permit renewal application and consideration of pari-mutuel permits for 2019 in accordance with 71 IAC 11-1-21 and consideration of Harrah's Hoosier Park request for live racing dates for 2019 pursuant to IC 4-31-5-9, IC 4-31-5-10 and 71 IAC 11-1-7.

Mr. McIntosh asked for the approval of Hoosier Park's permit and renewal application and consideration of pari-mutuel permit for 2019, and also their request for the live racing dates for 2019. Chairman Borst asked for a motion for the approval of Hoosier Park's permit and renewal application and consideration of pari-mutuel permit for 2019, and also their request for the live racing dates for 2019. Vice Chairman Schenkel moved to approve Hoosier Park's permit and renewal application and consideration of pari-mutuel permit for 2019, and also their request for the live racing dates for 2019. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for approval of Hoosier Park's permit and renewal application and consideration of pari-mutuel permit for 2019, and also their request for the live racing dates for 2019.

9. Approval of the renewal of Harrah's Hoosier Park satellite facility licenses in New Haven and Indianapolis for 2019 in accordance with 71 IAC 12-1-23 and 71 IAC 12-1-10.

Mr. McIntosh requested the approval of the renewal of the satellite facilities for New Haven and Indianapolis. Chairman Borst asked for a motion for the approval. Vice Chairman Schenkel moved to approve the renewal of the satellite facilities for New Haven and Indianapolis. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for the approval of the renewal of the satellite facilities for New

Haven and Indianapolis.

10. Review of commission rulings – November 1, 2018 – November 28, 2018.

Dale Lee Pennycuff, IHRC Counsel, presented the review of the Commission rulings. Chairman Borst asked if there were any Commissioner questions. There were none.

11. Consideration of Notice of Fifth Subsequent Term pertaining to the Initial Distribution Agreement.

Noah Jackson, IHRC Deputy General Counsel, explained the Senate Enrolled Act 609 committee composed of horsemen and the tracks came together in 2013 to negotiate what percentage of slot revenue would be allocated to the horse racing industry, with the initial agreement including a provision that if no party objects, it will automatically renew for a subsequent year. Since no notice of non-renewal was given by September 1, 2018, the agreement will renew for another year on January 1, 2019.

Chairman Borst asked for a motion for the fifth subsequent term. Vice Chairman Schenkel moved for approval of the subsequent term agreement for 2019 for the distribution agreement. Commissioner Pillow seconded the motion. Chairman Borst asked if it would change when it was the seventh term. Robin Babbitt, IHRC Counsel, stated the agreement was for seven years and would not renew afterwards. Commissioner Pillow asked if it was still 12%. Chairman Borst replied that it was. The vote, by roll call, was unanimous 4-0 for the approval of the subsequent term agreement for 2019 for the distribution agreement.

12. Consideration of emergency rule amendment to 71 IAC 14.5-2-1.5 *Quarter Horse Embryo Transfer*.

Mr. Pennycuff stated the Quarter Horse embryo transfer rule was the result of work done by the Quarter Horse Breed Development Advisory Committee, incorporating suggested changes by the Legislative Services Agency and changes that addressed the concerns raised by Vice Chairman Schenkel during the November meeting about requests for a donor mare to leave the state going unanswered and leaving the horsemen in limbo if an answer was not timely provided. The rule was reviewed by stakeholders with no issues raised. Because it was a timeliness issue, Mr. Pennycuff requested the rule be adopted under the Commission's emergency rule adoption procedure.

Vice Chairman Schenkel moved for approval of the amended rule. Chairman Borst asked if there was a second. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for the approval of the amended rule using the Commission's emergency rule adoption procedure.

13. Presentation of 2019 Program by Standardbred Advisory Board.

Jessica Barnes, IHRC Director of Racing & Breed Development, presented for the Standardbred Advisory Board, which primarily deals with the county fair program and sires stakes program. Due to the county fair dates being set in January at the Indiana Association of County and District Fairs convention, the proposal is delayed until January. Ms. Barnes stated the proposal is typically about \$200,000 to \$250,000 with a great bulk used for drug testing at the county fairs, and an operational stipend for each county fair. Ms. Barnes asked the Commission to delegate to the executive director the authority to approve the proposal once it is submitted.

Chairman Borst asked if the Commission could pass this with the caveat of delegating to the executive director. Mr. Jackson replied the delegation is consistent with past practice. Director Smith stated that a question had been raised about the Commission giving the executive director the authority to approve the proposal at a later date, and Mr. Babbitt would address the issue. Mr. Babbitt pointed out for the record that the statute that provides for the responsibilities of the executive director and assistant executive director, Indiana Code 4-31-3-10(b) indicates specifically: "The executive director shall perform any other duties the Commission prescribes." Mr. Babbitt stated the Commission has broad authority to delegate any and all responsibilities that it has for whatever reason, including reasons of timeliness and convenience, to the executive director. Mr. Babbitt further stated that to the extent that individuals may have pointed out in various meetings a potential challenge, he (Mr. Babbitt) wanted it to be clear that the Commission is well aware that it has the statutory authority to prescribe this to the executive director.

Chairman Borst asked if there was a motion to delegate the authority for approval of the proposal (for the Standardbred Advisory Board 2019 Program) to the executive director. Vice Chairman Schenkel moved for approval of the program of the Standardbred Advisory Board with the additional delegation to the executive director to approve the dates in question at the appropriate time. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for the approval of the program of the Standardbred Advisory Board with the additional delegation to the executive director to approve the dates in question at the appropriate time.

14. Presentation of 2019 Program by Standardbred Breed Development Advisory Committee.

Ms. Barnes presented the Indiana Standardbred Breed Development program since Scott Synder, Chairman, was unable to attend. The proposal contained a summary of the 2018 budget and recommend budget for 2019. There is a structural change to the sires stakes for 2019 due to declining numbers due to competition from neighboring states. Ms.

Barnes detailed the changes to the sires stakes; six legs for two-year olds and a final, and eight legs for three-year olds and a final with the difference being the budget for the legs are set. Mr. Barnes stated that it is very good for the breed development budget because of the fixed amounts. Also, there is a slight change in the late closure budget. Money left in the late closure budget could be used to craft some late closers that will help horses coming from the county fairs at the end of season and would also help Hoosier Park with the racing population. Vice Chairman Schenkel asked if that would be determined by the advisory committee and only use the budget left over. Ms. Barnes replied that it would be determined by the advisory committee and only use what money was left in the budget.

With no further questions, Chairman Borst asked if there was a motion for approval. Vice Chairman Schenkel moved for approval of the 2019 Standardbred Breed Development Advisory Committee program. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for the approval of the 2019 Standardbred Breed Development Advisory Committee program.

15. Presentation of 2019 Program by Thoroughbred Breed Development Advisory Committee.

Ms. Barnes presented the overview of the Indiana Thoroughbred Breed Development program. The 2019 program is primarily identical to the 2018 program with minor budget changes based on the projected revenues from the slot machines at the racetrack. Ms. Barnes mentioned a horse from the program has competed in the Breeders Cup the last two years, in addition to competing overseas in the Royal Ascot. The quality of Thoroughbred horses being raised and produced in Indiana is continually improving.

Wendy Brown, Chairperson, Thoroughbred Breed Development Advisory Committee, conducted the main presentation. Ms. Brown reviewed how the 2019 proposal nearly mirrored the 2018 proposal, the importance of consistency in the program, and thanks to those that worked hard on making the program successful.

Chairman Borst asked if there were any Commissioner or Staff comments or questions. Vice Chairmen Schenkel commented on being fine with the request to use \$500,000 in reserve with a decrease each year.

With no further questions, Chairman Borst asked if there was a motion for approval. Vice Chairman Schenkel moved for approval of the 2019 Indiana Thoroughbred Breed Development program. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for the approval of the 2019 Indiana Thoroughbred Breed Development Advisory Committee program.

16. Presentation of 2019 Program by Quarter Horse Breed Development Advisory Committee.

Ms. Barnes introduced Lance Finlinson, Chairman, Quarter Horse Breed Development Advisory Committee. Mr. Finlinson reviewed the quality of Indiana Quarter Horse Racing and its growth, how Indiana had two Quarter Horse races in 2018 that made the AQHA Executive Racing Committee's Top Ten list of national Quarter Horse races, an Indiana bred and raised Quarter Horse sold at Heritage auctions for nearly \$100,000, and how several other states have started hair testing after it was instituted by Indiana.

With no questions, Chairman Borst asked if there was a motion for approval. Vice Chairman Schenkel moved for approval of the 2019 Quarter Horse Breed Development program. Commissioner Pillow seconded the motion. The vote, by roll call, was unanimous 4-0 for the approval of the 2019 Quarter Horse Breed Development Advisory Committee program.

III. Old Business

There was no old business.

IV. New Business

No new business was brought before the Commission. Director Smith did announce that there was an ongoing effort to eliminate sales tax on the transfer of a horse, and modify the statute that requires complete repayment of a purse before anyone, who may have repaid their portion, involved could participate in a race meet.

V. Adjournment

The meeting was adjourned at 1:13 p.m.

Memorandum of the Executive Session
of the Indiana Horse Racing Commission

December 5, 2018

Indiana Grand Racing & Casino – Marquee Room
4300 N Michigan Rd
Shelbyville, IN 46176

Pursuant to public notice issued in compliance with IC 5-14-1.5-1 et seq., the Indiana Horse Racing Commission (the “Commission”) met in executive session at 9:30 a.m. on Wednesday, December 5, 2018, in the Marquee Room of Indiana Grand Racing & Casino located at 4300 N Michigan Rd, Shelbyville, IN 46176. Commission members present were Philip C. Borst, Chairman; Greg Schenkel, Vice Chairman; and George Pillow, member. The Commissioners met pursuant to IC 5-14-1.5-6.1(b)(9).

No subject other than that authorized by IC 5-14-1.5.6.1 (and identified in the public notice) was discussed during the executive session.