

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

810 KAR 7:080

Contact Person: Ashleigh Bailey

Phone: (859) 246-2040

Email: Ashleigh.Bailey@ky.gov

(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation governs and regulates a development fund for Kentucky-bred quarter horses.

(b) The necessity of this administrative regulation:

This administrative regulation is necessary to promote and aid in the development of the quarter horse industry in Kentucky, upgrade the quality of quarter horse racing in Kentucky, and improve the quality of quarter horses bred in Kentucky.

(c) How this administrative regulation conforms to the content of the authorizing statutes:

KRS 230.215 and 230.260 authorize the Kentucky Horse Racing and Gaming Corporation (the "KHRGC") to promulgate administrative regulations establishing the conditions under which horse racing shall be conducted in Kentucky and to fix and regulate the minimum amount of purses, stakes, or awards to be offered for the conduct of any horse race meeting. KRS 230.405 establishes the Kentucky Quarter Horse Development Fund and requires the KHRGC to promulgate administrative regulations to carry out the purpose of the statute and to administer the development fund in a manner to promote and aid in the development of the horse industry in Kentucky, upgrade the quality of racing in Kentucky, and improve the quality of horses bred in Kentucky.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

This administrative regulation establishes eligibility standards for the Kentucky Quarter Horse Development Fund, administrative practices to enforce the standards for the fund, and the administration of purses and payments in applicable races.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

N/A. This is a new administrative regulation.

(b) The necessity of the amendment to this administrative regulation:

N/A.

(c) How the amendment conforms to the content of the authorizing statutes:

N/A.

(d) How the amendment will assist in the effective administration of the statutes:
N/A.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

The KHRGC and KYQHRA are affected by this administrative regulation. Quarter horse owners may be affected by changes in registration opportunities and fees pertaining to Kentucky-bred quarter horses.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment:

The KYQHRA and KHRGC will jointly administer the Kentucky Quarter Horse Development Fund. The KYQHRA will oversee the nominations of the development fund. The KHRGC will oversee the race dates and distributions of monies from the development fund. Quarter horse owners will continue to have the option to register quarter horse mares and weanlings and will now also have the option to register quarter horse stallions.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3):

No additional cost is anticipated for the KYQHRA and KHRGC. No additional cost is required for owners as registration of Kentucky-bred quarter horses is optional.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3):

As a result of compliance with this administrative regulation, the KYQHRA and KHRGC will benefit by being able to administer the Kentucky Quarter Horse Development Fund to promote and aid in the development of the quarter horse industry in Kentucky, upgrade the quality of quarter horse racing in Kentucky, and improve the quality of quarter horses bred in Kentucky. Quarter horse owners will have the opportunity to register their Kentucky-bred quarter horses and thereby render them eligible for incentives through the development fund.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially:

There is no anticipated additional cost to administer this administrative regulation.

(b) On a continuing basis:

There is no anticipated additional cost to administer this administrative regulation.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation:

There is no additional funding needed to implement and enforce this administrative regulation.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:
No increase in fees or funding is necessary to implement this administrative regulation.

(8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees:

This administrative regulation establishes optional fees for quarter horse owners who wish to participate in the development fund.

(9) TIERING: Is tiering applied?

Tiering was not applied because this administrative regulation will apply to all similarly situated entities and individuals in the same manner.