

Oklahoma Horse Racing Commission

CONSTANTIN A. RIEGER, EXECUTIVE DIRECTOR

ROBIN HELT, FAO

FY'14 Budgeted FTE						
	Supervisors	Classified	Unclassified	\$0 - \$35 K	\$35 K - \$70 K	\$70 K - \$\$\$
GENERAL OPERATION	5	0	9	5	3	1
RACE DAY EXPENSES	6	0	16	8	8	0
LAW ENFORCEMENT	2	0	4.5	2.5	2	0
OKLAHOMA-BRED	2	0	4	4	0	0
GAMING REGULATION	0	0	4	4	0	0
IT CONSOLIDATION	1	0	1	0	1	0
Total	16	0	38.5	23.5	14	1

FTE History					
	2013 Budgeted	2012	2009	2008	2003
GENERAL OPERATIONS	9	10	10	9	9
RACE DAY EXPENSES	16	15	16	17	16
LAW ENFORCEMENT	5	1	5	6	4
OKLAHOMA-BRED	4	4	4	4	4
GAMING REGULATION	4	6	5	6	0
IT CONSOLIDATION	1	0	0	0	0
Total	39	36	40	42	33

FY'13 Projected Division/Program Funding By Source						
	Appropriations	Federal	Revolving	Local	Other*	Total
GENERAL OPERATION	\$629,785	\$0	\$0	\$0	\$0	\$629,785
RACE DAY EXPENSES	\$1,180,437	\$0	\$750,000	\$0	\$0	\$1,930,437
LAW ENFORCEMENT	\$127,771	\$0	\$130,000	\$0	\$0	\$257,771
OKLAHOMA-BRED	\$38,654	\$0	\$150,000	\$0	\$0	\$188,654
GAMING REGULATION	\$0	\$0	\$765,000	\$0	\$0	\$765,000
IT CONSOLIDATION	\$95,520	\$0	\$55,000	\$0	\$0	\$150,520
Total	\$2,072,167	\$0	\$1,850,000	\$0	\$0	\$3,922,167

*Source of "Other" and % of "Other" total for each.

FY'12 Carryover by Funding Source						
	Appropriations	Federal	Revolving	Local	Other*	Total
FY'12 Carryover	\$93,353	\$0	\$0	\$0	\$0	\$93,353

*Source of "Other" and % of "Other" total for each.

What Changes did the Agency Make between FY'12 and FY'13

- 1.) Are there any services no longer provided because of budget cuts?
The agency could not eliminate any services because of statutory mandates.
Response time and processing time has suffered from budget cut backs.
- 2.) What services are provided at a higher cost to the user?
Not Applicable
- 3.) What services are still provided but with a slower response rate?
All services and response rates have been reduced.

FY'14 Requested Division/Program Funding By Source							
	Appropriations	Federal	Revolving	Other	Total	% Change	
GENERAL OPERATION	\$1,373,785	\$0	\$0	\$0	\$1,373,785	118.14%	
RACE DAY EXPENSES	\$1,734,437	\$0	\$750,000	\$0	\$2,484,437	28.70%	
LAW ENFORCEMENT	\$191,771	\$0	\$130,000	\$0	\$321,771	24.83%	
OKLAHOMA-BRED	\$38,654	\$0	\$150,000	\$0	\$188,654	0.00%	
GAMING REGULATION	\$89,000	\$0	\$765,000	\$0	\$854,000	11.63%	
IT CONSOLIDATION	\$152,520	\$0	\$55,000	\$0	\$207,520	37.87%	
Total	\$3,580,167	\$0	\$1,850,000	\$0	\$5,430,167	38.45%	

*Source of "Other" and % of "Other" total for each.

FY'14 Top Five Appropriation Funding Requests

	\$ Amount
Request 1 Restoring base appropriations from FY-2010 through FY2012	\$598,000
Request 2 Administrative Request (Insurance, Retirement, Travel)	\$61,000
Request 3 Pre-Race Official Veterinarians	\$218,000
Request 4 Agent Reclassification	\$141,000
Request 5 Executive Director Duties and Compensation	\$12,000

How would the agency handle a 3% appropriation reduction in FY'14?

A reduction in the number of work hours of employment for employees of the Commission (Furlough or Reduction in

Force). Commission office hours would be reduced. The agency would face a reduction-in-force, causing racing and gaming facilities to reduce the number of hours opened for operation. This would reduce the amount of revenue received by the State and in-turn, Education.

How would the agency handle a 5% appropriation reduction in FY'14?

A reduction in the number of work hours of employment for employees of the Commission (Furlough or Reduction in Force). Commission office hours would be reduced. The agency would face a reduction-in-force, causing racing and gaming facilities to reduce the number of hours opened for operation. This would reduce the amount of revenue received by the State and in-turn, Education.

Is the agency seeking any fee increases for FY'14?

	\$ Amount
Increase 1	The Commission would like to encourage the Legislature to approve any proposed legislation which would be beneficial to the horse racing and gaming at the racetrack industries.
Increase 2	
Increase 3	

Federal Government Impact

- 1.) How much federal money received by the agency is tied to a mandate by the Federal Government?
None.
- 2.) Are any of those funds inadequate to pay for the federal mandate?
Not Applicable.
- 3.) What would the consequences be of ending all of the federal funded programs for your agency?
Not Applicable.
- 4.) How will your agency be affected by federal budget cuts in the coming fiscal year?
Not Applicable.
- 5.) Has the agency requested any additional federal earmarks or increases?
Not Applicable.

Division and Program Descriptions

Division 1 General Operations

General Operations is not a "program" per se, but is rather a division of the agency or as defined by the Oklahoma Horse Racing Act and the Oklahoma Legislature. General Operations also includes the costs of Administrative staff and general operation of the Commission. Within this activity of the agency, the following duties are performed by 10 FTE (including IT staff from OSF), including but not limited to:

- A. Issuance of Organization Licenses.
- B. Issuance of Occupation Licenses.
- C. Development, revision and implementation of Administrative and Commission Rules of Racing, Regulations and Directives.
- D. Communicating and corresponding with the Governor's office, Legislature and Courts on behalf of the Commission.
- E. Development and implementation of the agency budget.
- F. Finance, accounting, budget and statistics for agency activities.
- G. Supervision of agency personnel.
- H. Payroll and Benefits.
- I. Records management
- J. Public relations.
- K. Supervise and Develop all aspects of computers and data information.

Division 2 Race Day Expenses

Race Day Expenses is not a "program" per se, but is rather a division of the agency or, as defined by the Office of State Finance Budget division, an "activity."

Race Day Expenses encompasses all Commission activities that incur at Commission-licensed racing facilities. Within this agency activity, the following duties are performed by 5 full-time employees (FTE) and 11 permanent part-time employees (PPTE). Those duties include, but are not limited to:

License Clerks

- A Perform the actual licensing, fingerprinting, screening of racing rulings through a national computer system database, and digital badge processing of all occupation license applicants issued licenses by the Commission.
- B Proof all official races for licensure verification of owners, trainers, jockeys, grooms, etc.

- prior to race participation.
- D Process daily deposits, daily reports and monthly reports of occupation licensing activity.
- D Administer the written portion of the trainers test.
- E Complete required verifications through the Department of Homeland Security/Immigration and Naturalization Program (SAV).

Stewards

- A Approve certain occupation licenses such as trainers, blacksmiths, etc.
- B Administer the hands-on portion of the trainers test.
- C Officiate over all Commission-licensed racing facilities for live, simulcast and schooling/training races.
- D Act as Hearing Officers during Stewards' administrative hearings regarding alleged violations of Commission Rules of Racing.
- E Function as liaison between the Commission, racetrack management, horsemen, and the wagering public.
- F File daily reports with the Commission regarding racing activities at a racetrack.
- G File end of meet reports with the Commission regarding race activities at a racetrack.
- H Hearing Officers regarding gaming licensees applications.

Official Veterinarian and Veterinary Assistant

- A Provides direct Commission administration and supervision over Commission-licensed practicing Veterinarians and veterinary practices within the racetrack enclosure.
- B Supervises the administration of all injectables and authorized drugs within the enclosure.
- C Supervises and administers the Commissions equine drug testing program in the Test Barn.
- D In cooperation with the Racing Veterinarian, determines the soundness and health of horses prior to racing.
- E Supervises the health and well-being of all equines within the racetrack enclosure and those horses entering the enclosure.

Horse Identifier

- A Provides direct Commission administration and supervision of horses entered into a race.
- B Identifies and verifies horses papers as entered into the race.
- C Identifies and verifies horses as they are brought to the paddock.
- D Reviews soundness and health of horses just prior to being saddled and taken to the gate.
- E Provides expert identification of horses in criminal cases.
- F Identifies and tattoos horses prior to racing careers.

Division 3 Law Enforcement Division (See also Gaming Regulation)

Law Enforcement is not a "program" per se, but is rather a division of the agency or, as defined by the Office of State Finance Budget division, an "activity." See also Gaming Regulation.

Law Enforcement Division relates to the activities by the Commission for the operation of such a division within the Commission as mandated by the Oklahoma Horse Racing Act. Within this division, specific Law Enforcements duties are performed by five FTE. Those duties include, but are not limited to:

- A A. Investigating organization license applicants.
- B B. Investigating occupation license applicants.
- C C. Reviewing OSBI and FBI fingerprint reports for criminal records as they may pertain to Commission mandates.
- D D. Overseeing and regulating the human and equine drug testing programs.
- E E. Maintaining confidential investigation information.
- F F. Acting as liaison for the Commission with all local, state and federal law enforcement agencies.
- G G. Investigating and monitoring of off-track betting facilities operated by Commission-licensed racetracks.
- H H. Investigate eligibility and location of Oklahoma-Bred broodmares and stallions.
- I I. Investigate illegal pari-mutuel horse racing and gambling operations.

Division 4 OK-Bred Division (OBDFSA)

The Oklahoma Breeding Development program is administered by the agency pursuant to a direct mandate from the Oklahoma Horse Racing Act. (Title 3A O.S. Section 208.3.)

Oklahoma Breeding Development activity relates to expenses incurred by the Oklahoma-Bred Official Registering Agency (Registry) and Oklahoma-Bred Claims Processing departments within the Horse Racing Commission. This activity is funded by the Oklahoma Breeding Development Fund Special Account and appropriated funds. Within this division of the agency, the registration of horses is performed by three FTE and claims processing duties are performed by one FTE. Those duties include:

Registry Department

- A Registers eligible Oklahoma-Bred racing stock, broodmares, and stallions.
- B Transfers ownership of accredited Oklahoma-Bred horses as it pertains to the Program and eligibility.
- C Charts and verifies ownership of accredited Oklahoma-Bred winning/qualifying owners and breeders

of accredited Oklahoma-Bred races for payment of purse supplements, stallion and broodmare awards by the Claims Department.

D Co-chairs the Oklahoma-Bred Advisory Council.

Claims Department

- A Records and maintains racing information on all accredited Oklahoma-Bred races.
- B Proofs and verifies proper ownership of accredited Oklahoma-Bred winners, owners and breeders of accredited Oklahoma-Bred horses participating in Oklahoma-Bred races.
- C Requests and processes affidavits and W-9 forms for all accredited Oklahoma-Bred winning/qualifying owners and breeders. Maintains these records and files.
- D Processes and mails all purse supplements and breeders awards.
- E Assists in the preparation and distribution of 1099's.
- F Co-chairs the Oklahoma-Bred Advisory Council.

The Oklahoma Breeding Development program is a legislatively-mandated program which encourages the owning, breeding, foaling, training and racing of horses in the State of Oklahoma. As of December 31, 2011, and since 1984, the Oklahoma-Bred Program has paid to owners and breeders of accredited Oklahoma-Bred horses over \$64.2 million in purse supplements, stallion and broodmare awards. Oklahoma Breeding Development Fund Special Account funds are not appropriated and do not affect the State's budget. Funding for all purse supplements, stallion and broodmare awards, marketing/advertising, equine research, annual auditing by the State Auditor and Inspector, and payroll for the abovementioned four employees derives from breakage, unclaimed tickets and a portion of exotic wagering handle as designated by statute.

Division 5 Gaming Regulation (See also Law Enforcement Division)

Gaming Regulation is not a "program" per se, but is rather a division of the agency or, as defined by the Office of State Finance Budget division, an "activity." See Law Enforcement Division.

Gaming Regulation activity relates to the expense incurred by the Commission for the operation of such a division within the Commission as mandated by the Oklahoma Horse Racing Act and the State Tribal-Gaming Act as enacted with the passage of State Question 712 on November 2, 2004.

Within this division, specific Law Enforcement and Gaming Regulation duties are performed by four (plus two vacant positions due to budget shortfalls and funding issues) FTE . Those duties include, but are not limited to:

- A Investigating organization license applicants.
 - B Investigating occupation license applicants.
 - C Reviewing OSBI and FBI fingerprint reports for criminal records as they may pertain to Commission mandates.
 - D Overseeing, regulate and inventory the gaming machines within the enclosure of the racing facility.
 - E Maintaining confidential investigation information.
 - F Acting as liaison for the Commission with all local, state and federal law enforcement agencies.
- The first gaming machines were delivered to Blue Ribbon Downs on September 19, 2005.

Performance Measure Review					
	FY12	FY'11	FY'10	FY'09	FY'08
Agency Wide					
Expenditures (Agency)	\$3,474,145	\$3,845,000	\$3,743,000	\$4,079,642	\$3,740,446
1,2 Total Revenue (Agency)					
Education Funds	\$18,764,232	\$17,097,365	\$13,817,505	\$13,771,550	\$10,569,988
Participating Tribe Funds	\$6,885,926	\$6,327,821	\$5,787,923	\$6,871,664	\$7,384,582
Pari-Mutuel Taxes	\$1,387,560	\$1,130,419	\$1,318,520	\$1,647,769	\$1,804,940
Other Revenues	\$1,640,092	\$2,050,252	\$2,241,242	\$2,058,756	\$1,922,734
General Operations					
Occupational Licenses*	8,400	9,213	9,433	9,357	9,326
% of Deficiencies Resolved	96%	96%	96%	96%	96%
License sales for 2013 = 5950					
Race Day Expenses					
Cost Per Race Day	\$7,853.08	\$8,518.51	\$8,570.12	\$6,999.04	\$6,384.30
Race Days Alloted*	211	211	211	238	265
Law Enforcement					
3 # of Fingerprints Taken	2,115	2,844	2,441	2,015	1,770
3 Avg. Days to Receive Report	30+	30+	30+	30+	30+
Oklahoma Bred Division					
# of OKB Horses Registered	2487	3381	3220	2681	3092
OK Bred Vouchers Issued*	9337	9600	8370	7270	8526
Avg. Registration Time - foal (d)	25	25	25	25	25
Registrations for 2013 = 323					

- * Information collected concerning race days, as noted above, are recorded on a calendar year basis.
- ¹ Not all revenue collected by the OHRC/OTC goes directly to the General Revenue. Revenue designated by statute are deposited and credited to those funds by the OHRC or the Oklahoma Tax Commission.
- ² These are early estimates of revenue, based on three months of revenue. After January 1, 2012 the agency will be re-estimating projections and have a more accurate figures.
- ³ The agency is currently researching the use of digital fingerprinting processes used by the OSBI, FBI and Homeland Security which will speed the accuracy and response time.