



*State of New Jersey*

OFFICE OF THE ATTORNEY GENERAL  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF NEW JERSEY RACING COMMISSION  
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FRANCIS X. KEEGAN, JR.  
*Commissioners*

JUDITH A. NASON  
*Acting Executive Director*

**FINAL DETERMINATION AND ORDER**

**IN THE MATTER OF THE DISTRIBUTION OF THE CASINO SIMULCASTING SPECIAL FUND MONIES (ACCUMULATED IN 2017) IN THE AMOUNT OF \$473,193.11 PURSUANT TO N.J.S.A. 5:12-205D**

**WHEREAS**, \$473,193.11 in Casino Simulcasting Special Fund monies accumulated in 2017 are available for distribution pursuant to N.J.S.A. 5:12-205(d);

**WHEREAS**, the Commission provided the permit holders and horsemen's organizations with notice and the opportunity to submit written comments in accordance with N.J.A.C. 13:70-1.37, N.J.A.C. 13:71-1.32 and the Commission's other rules of practices and procedures;

**WHEREAS**, the submissions of the interested parties were circulated and considered in accordance with N.J.A.C. 13:70-1.35 and N.J.A.C. 13:71-1.30;

**WHEREAS**, the Commission created a Committee to review the submissions and make recommendations to the Commission at a public meeting;

**WHEREAS**, the Committee's findings and recommendations were communicated to the Commission at its November 21, 2018 meeting;

**WHEREAS**, the Commission agreed with and accepted the findings and recommendations of the Committee which are part of the record of that meeting;

**AND THE COMMISSION FINDING THAT** each racetrack has demonstrated that its financial well-being has been negatively affected by casino simulcasting pursuant to N.J.S.A. 5:12-205(d)(1) and that it is financially distressed pursuant to N.J.S.A. 5:12-205(d)(2);



**AND THE COMMISSION FINDING THAT** the three racetracks should receive 80% of the available funds, to be divided evenly, as recommended by the Committee, pursuant to N.J.S.A. 5:12-205(d)(1) and 205(d)(2):

**IT IS THEREFORE ORDERED THAT** the Meadowlands, Monmouth Park and Freehold Raceway shall each receive \$126,184.83 of the Casino Simulcasting Special Fund monies accumulated in 2017 pursuant to N.J.S.A. 5:12-205(d)(1) and 205(d)(2).

**THE COMMISSION FINDING THAT** the horsemen's organizations have each established that they will use Casino Simulcasting Special Fund monies to fund projects which will be beneficial to the racing industry pursuant to N.J.S.A. 5:12-205(d)(3);

**AND THE COMMISSION FINDING THAT** all of the remaining \$94,638.62 of Casino Simulcasting Special Fund monies should be divided among the horsemen's organizations equally by breed in accordance with N.J.S.A. 5:12-205(d)(3):

**IT IS THEREFORE ORDERED THAT** the Standardbred Breeders' and Owners' Association of New Jersey ("SBOA") shall receive \$47,319.32. The SBOA shall use \$40,221.42 for the SBOA's health benefit program and shall pay \$4,731.93 to the Standardbred Retirement Fund and \$2,365.97 to Horse Rescue United to fund standardbred race horse retirement.

**IT IS FURTHER ORDERED THAT** the New Jersey Thoroughbred Horsemen's Association ("THA") shall receive \$23,659.65 which shall be used to fund the health, dental, prescription and eyeglass benefit program it provides to the backstretch community.

**IT IS FURTHER ORDERED THAT** the Thoroughbred Breeders' Association of New Jersey ("TBA") shall receive \$23,659.65 which shall be used to fund its 2018 New Jersey-bred incentive program.

**IT IS FURTHER ORDERED THAT** the SBOA, THA and TBA shall file proof of compliance with this Order with the Commission by June 30, 2019.

This Order memorializes the actions taken by the Commission at its November 21, 2018 meeting.

**NEW JERSEY RACING COMMISSION**

By: Judith A. Nason  
Judith A. Nason, Acting Executive Director

Dated: December 13, 2018