

Addition of Rule 1867.1, Use of Bisphosphonates Prohibited
Filed with the Secretary of State on April 28, 2020
Effective July 1, 2020

RESUBMITTAL

STATE OF CALIFORNIA—OFFICE OF ADMINISTRATIVE LAW

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS Z-	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER 2020-0317-02 SR	EMERGENCY NUMBER
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For use by Office of Administrative Law (OAL) only

2020 MAR 17 P 4: 04
OFFICE OF ADMINISTRATIVE LAW

ENDORSED - FILED
In the office of the Secretary of State
of the State of California

APR 28 2020

1:47 PM

NOTICE

REGULATIONS

AGENCY WITH RULEMAKING AUTHORITY
California Horse Racing Board

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE	
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON		TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER 2019, 42-2	PUBLICATION DATE 10/18/19	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Use of Bisphosphonates Prohibited	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2019-1220-02S
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)

SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT 1867.1
	AMEND
	REPEAL 4

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input checked="" type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify)	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

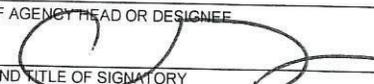
February 3, 2020 to February 18, 2020; February 26, 2020 to March 11, 2020

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)
 Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) Effective on filing with Secretary of State \$100 Changes Without Regulatory Effect Effective other (Specify)

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY
 Department of Finance (Form STD. 399) (SAM §6660) Fair Political Practices Commission State Fire Marshal
 Other (Specify)

7. CONTACT PERSON: **Zachary Voss** TELEPHONE NUMBER: **916-263-6036** FAX NUMBER (Optional): E-MAIL ADDRESS (Optional): **zavoss@chr.ca.gov**

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE:  DATE: **03/17/2020**

TYPED NAME AND TITLE OF SIGNATORY: **Amanda Drummond, Policy and Regulations Manager**

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ENDORSED APPROVED

APR 28 2020

Office of Administrative Law

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 15. VETERINARY PRACTICES
ORDER OF ADOPTION
RULE 1867.1. USE OF BISPHOSPHONATES PROHIBITED

1867.1. Use of Bisphosphonates Prohibited.

(a) Bisphosphonates may not be administered to any horse within a CHRB inclosure.

(b) No licensee shall bring into a CHRB inclosure a horse known to have been administered a bisphosphonate within the previous six months.

(c) A horse that tests positive for a bisphosphonate is not permitted within a CHRB racing inclosure until a Board approved official laboratory determines that there is no longer a bisphosphonate in the horse's system.

(d) Notwithstanding subsections (a), (b), and (c) above, for nuclear imaging purposes, methylene diphosphonate may be administered when used in combination with the radionuclide technetium 99m.

Authority: Sections 19440, 19562, 19580 and 19581,
Business and Professions Code.

Reference: 19440, 19580, and 19581,
Business and Professions Code.