

RULES SCHEDULED TO BE HEARD FOR ADOPTION AT THE AUGUST 27, 2009, REGULATORY HEARING:

PROPOSAL TO AMEND:

Rule 1606, Coupling of Horses, the proposed amendment deletes subsection 1606(b)(2), which requires thoroughbred horses exempted from coupling requirements under subsection 1606(b) to be trained by a different trainer.

RULES SCHEDULED TO BE HEARD FOR ADOPTION AT THE NOVEMBER 17, 2009, REGULATORY HEARING:

PROPOSAL TO AMEND:

Rule 1843.6, Total Carbon Dioxide Testing, and Rule 1858, Test Sample. The proposed amendment to Rule 1843.6 would add the Equine Medical Director and the stewards to those who may direct a veterinarian licensed by the board or a registered veterinary technician licensed by the Board to collect blood sample(s). The amendment also adds the Equine Medical Director to the list of persons who may select any horse on a facility under the jurisdiction of the Board for total carbon dioxide testing. The proposed amendment to Rule 1858 adds the Equine Medical Director to the list of those who may designate a horse or horses for official blood or urine testing. The amendment also provides that no owner, trainer or other person having the care of a horse, shall refuse to submit it for testing.

Rule 1859, Taking, Testing and Reporting of Samples, the proposed amendment adds the Equine Medical Director to the list of those who may direct that urine, blood or other official test samples shall be taken, and states that the Equine Medical Director is among those who may approve the taking of official test samples in areas other than the approved detention area. The proposed amendment also deletes subsection 1859(b).

Rule 1866, Veterinarian's List, the proposed amendment adds veterinary treatment, injury, and lameness as reasons a horse may be placed on the Veterinarian's List and determined to be unfit to compete. The amendment also adds subsection 1866(b), which states a horse placed on the Veterinarian's List as injured, unsound or lame may not workout for 72 hours after being placed on the list without permission of the official veterinarian. A new subsection 1866(b)(1) provides that the official veterinarian may require a horse placed on the Veterinarian's List to undergo a veterinary examination prior to resuming training at any facility under the jurisdiction of the Board. A new subsection 1866(e) defines "workout" for the purposes of the regulation.

Rule 1867, Prohibited Veterinary Practices, the proposed amendment adds analogs of erythropoietin and darbepoietin, and growth hormone and analogs as substances or medications whose possession or use on the premises of a facility under the jurisdiction of the Board is a prohibited veterinary practice. The proposed amendment to Rule 1867 also adds a new subsection 1867(c), which states the presence of any prohibited substance or medication listed in Rule 1867 in any test sample obtained consistent with Rule 1858, Test Sample Required; Rule 1859, Taking, Testing and Reporting of Samples; and Rule 1859.25, Split Sample Testing, shall apply to the sample in the same manner as to a scheduled race.

Rule 1890, Possession of Contraband, the proposed to amendment modifies subsection 1890(a) to provide that no person other than a veterinarian licensed by the Board may have in his possession at a facility under the jurisdiction of the Board any substance or medication that has been prepared or packaged for injection by a hypodermic syringe or hypodermic needle. The amendment also adds subsection 1890(b), which states that no person other than a veterinarian licensed by the Board shall

have in his possession at a facility under the jurisdiction of the Board any medicine, medication, or other substance recognized as a medication, which has not been prescribed under Rule 1840, Veterinary Practices and Treatments Restricted, and labeled in accordance with Rule 1864, Labeling of Medications.