

CALIFORNIA HORSE RACING BOARD
NOTIFICATION OF MODIFICATION TO THE TEXT OF THE
PROPOSED AMENDMENT OF
RULE 1699
RIDING RULES

Pursuant to the requirements of Government Code Section 11346.8(c) and Section 44 of Title 1 of the California Code of Regulations, the California Horse Racing Board (Board) is providing notice of changes that have been made to the text of the proposed amendment of Rule 1699, Riding Rules.

The proposal to amend Rule 1699 was originally noticed to the public on December 18, 2015. The proposed amendment was the subject of a public hearing on February 25, 2016. At the February 25, 2016 hearing, changes to the text of the amendment to Rule 1699 were proposed, and in response to those proposed changes, the text of the amendment has been modified.

The amendment to Rule 1699, Riding Rules, more specifically defines the term “interference,” and requires stewards to issue enhanced penalties against jockeys who commit multiple infractions within a specific time period or who jeopardize the safety of another horse or jockey. At the February 25, 2016 public hearing, the Board discussed the comments submitted by the Golden Gate Fields Board of Stewards recommending that the limitation on disqualifications applying only when the horse interfered with would have placed for purse money be removed. The Board also considered a recommendation from the Chief Steward that the mandatory enhanced penalty for jockeys with multiple infractions be based on a 60-day timeframe as opposed to a 90-day timeframe. The Board determined that these changes were more consistent with current practices, and would give the Stewards more leeway in determining disqualifications, and create a more reasonable penalty structure for jockeys. Accordingly, the changes proposed and adopted by the Board at its February 25, 2016 meeting are to decrease the time period for which increased penalties against jockeys are required from 90 days to 60 days, and to otherwise remove the limitation on the stewards’ ability to disqualify a horse to only those situations where the horse interfered with lost the opportunity for a better placing according to the distribution of the purse or the order of finish in a trial heat.

A copy of the full text of the regulation with the proposed changes indicated is attached for your review. Additions to the originally proposed language appear in *italic double underlined text* and deletions are shown in ~~double strikeout~~.

Any interested person may submit a written statement relating to the modified language during the public comment period from **March 28, 2016, to April 12, 2016**. The written comment period will close at **5:00 p.m. on April 12, 2016**. Submit written comments to:

Phil Laird, Staff Counsel
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

All written comments received by the CHRB by **5:00 p.m. April 12, 2016**, which pertain to the indicated changes, will be reviewed and responded to by the Board's staff as part of the completion of the rulemaking file. Please limit your comments to the modifications to the text, which appear either in *italic double underline* or in ~~double strikeout~~.

Questions concerning the proposed amendment may be addressed to Phil Laird at (916) 263-6025, or at pjlaird@chr.ca.gov, or at the address above. If Phil Laird is not available, questions concerning the proposed amendment may be directed to Andrea Ogden at (916) 263-6033.

CALIFORNIA HORSE RACING BOARD

March 28, 2016

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 8. RUNNING THE RACE
PROPOSED AMENDMENT OF
RULE 1699. RIDING RULES.

1699. Riding Rules.

During the running of the race:

~~(a) A leading horse is entitled to any part of the course but when another horse is attempting to pass in a clear opening the leading horse shall not cross over so as to compel the passing horse to shorten its stride.~~

~~(b)(a) A horse shall not interfere with or cause any other horse. Interference is defined as bumping, impeding, forcing or floating in or out or otherwise causing any other horse to lose stride, ground, momentum or position in a part of the race where the horse loses the opportunity to place where it might be reasonably expected to finish.~~

~~(c)(b) A horse which interferes with another as defined in subsection (a) and thereby causes any other horse to lose stride, ground or position, when such other horse is not at fault and when such interference occurs in a part of the race where the horse interfered with loses the opportunity to place where it might, in the opinion of the Stewards, be reasonably expected to finish, may be disqualified and placed behind the horse so interfered with if, in the opinion of the Stewards, the horse interfered with was not at fault and due to the interference lost the opportunity for a better placing according to the distribution of the purse or the order of finish in a trial heat.~~

~~(d)(c) Jockeys shall not ride carelessly, or willfully, so as to permit their mount to interfere with or impede any other horse.~~

~~(e)~~(d) Jockeys shall not ~~willfully~~ strike or strike at another horse or jockey so as to impede, interfere with, intimidate, or injure.

~~(f)~~(e) If a jockey rides in a manner contrary to this rule, the mount may be disqualified and the jockey may be suspended or otherwise disciplined by the Stewards.

(f) When penalizing a jockey for riding contrary to this rule, the Stewards shall issue a greater penalty for (1) more than one infraction of this rule by the jockey within any contiguous ~~60~~90 day calendar period or (2) any infraction which, in the opinion of the stewards, jeopardized the safety of another horse or jockey.

Authority: Section 19562,
Business and Professions Code.

Reference: Sections 19461 and 19562,
Business and Professions Code.