

Addition of Rule 1842.1, Additional Reporting for Intra-Articular Treatments
Amendment to Rule 1588, Horse Ineligible to Start in a Race
Filed with Secretary of State March 12, 2019
Effective July 1, 2019

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2019-0131-04 SR	EMERGENCY NUMBER
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<p>2019 JAN 31 P 2:59</p> <p>OFFICE OF ADMINISTRATIVE LAW</p>	<p>ENDORSED - FILED In the office of the Secretary of State of the State of California</p> <p>MAR 12 2019 1:40PM</p>
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 Disapproved/Withdrawn		NOTICE REGISTER NUMBER 2018, 32-2	PUBLICATION DATE 8-10-18	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Horse Ineligible to Start in a Race		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2018-1010-09 S
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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 1842.1
	AMEND 1588
	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 Resubmittal of disapproved or withdrawn nonemergency filing (Gov.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 Resubmittal of disapproved or withdrawn emergency filing (Gov.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)

December 10, 2018 through December 24, 2018

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify) _____
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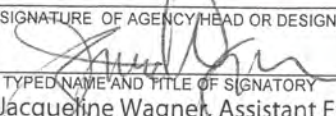
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify) _____		

7. CONTACT PERSON

Harold Coburn	TELEPHONE NUMBER (916) 263-6026	FAX NUMBER (Optional) (916) 263-6022	E-MAIL ADDRESS (Optional) haroldc@chr.ca.gov
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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 1/30/19
TYPED NAME AND TITLE OF SIGNATORY Jacqueline Wagner, Assistant Executive Director	

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ENDORSED APPROVED**MAR 12 2019****Office of Administrative Law**

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 6. ENTRIES AND DECLARATIONS
PROPOSED AMENDMENT OF
RULE 1588, HORSE INELIGIBLE TO START IN A RACE

1588. Horse Ineligible to Start in a Race.

(a) In addition to any other valid ground or reason, a horse is ineligible to start in any race:

(1) if such horse is not registered by the Jockey Club if a thoroughbred, the United States Trotting Association if a standardbred, the American Quarter Horse Association if a quarter horse, the Appaloosa Horse Club if an appaloosa horse, the Arabian Horse Registry of America if an Arabian horse, or the American Paint Horse Association if a paint horse;

(2) if the parentage verification to both the sire and the dam of all horses foaled in 1992 and thereafter has not been certified by the Jockey Club if a thoroughbred, the United States Trotting Association if a standardbred, the American Quarter Horse Association if a quarter horse, the Appaloosa Horse Club if an appaloosa horse, the Arabian Horse Registry of America if an Arabian horse, or the American Paint Horse Association if a paint horse;

(3) if, unless the stewards permit otherwise, the certificate of foal registration, eligibility papers, or other registration issued by the official registry for such horse is not on file with the racing secretary at the time of entry;

(4) if such horse has been entered or raced at any recognized race meeting under any name or designation other than the name or designation duly assigned by and registered with the official registry;

(5) if the certificate of foal registration, eligibility papers or other registration issued by the official registry has been altered, erased, or forged;

(6) if the identification markings of the horse do not agree with the identification markings as set forth in the registration of such horse;

(7) unless he is eligible to enter said race and is duly entered for such race;

(8) when such horse is owned in whole or in part by an unlicensed person or is in the care of an unlicensed trainer;

(9) when such horse is on the Steward's List, the Starter's List or the Veterinarian's List;

(10) when, except with prior approval of the stewards for good cause, such horse is on the Veterinarian's List in another racing jurisdiction. Good cause includes:

(A) unforeseen administrative issues in removing the horse from the Veterinarian's List of another racing jurisdiction;

(B) the location of the horse prevents it from being evaluated by the official veterinarian of another racing jurisdiction and cleared from that jurisdiction's Veterinarian's List, and the horse is approved to race by a California official veterinarian; or

(C) any other unforeseen event or reason that would prevent a horse that would otherwise not be on a Veterinarian's List from being cleared from the Veterinarian's List of another racing jurisdiction.

(11) when, except with prior approval of the stewards, such horse has not been on the grounds of the association or its approved auxiliary stable area for at least 24 hours prior to the time the race is to be run.

(12) when such horse does not carry a microchip or has not received a waiver from the stewards in accordance with Rule 1597.5.

(13) when such horse has received an intra-articular injection within the previous five days (120 hours) prior to the scheduled post-time for the race in which it is entered.

Authority: Sections 19440 and 19562,
Business and Professions Code.
Reference: Sections 19440 and 19562,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 15. VETERINARY PRACTICES
PROPOSED ADDITION OF
RULE 1842.1. ADDITIONAL REPORTING FOR INTRA-ARTICULAR TREATMENTS

1842.1. Additional Reporting for Intra-Articular Treatments

(a) Every CHRB-licensed veterinarian who administers a medication or treatment into an articular structure of a horse located within any CHRB inclosure shall provide to the horse's trainer on form CHRB-24A, Intra-Articular Treatment Record (New 05/18), which is hereby incorporated by reference, the name of the horse treated, the date and time of treatment, the intra-articular structure(s) treated, the medication administered, the dose, and the reason for the treatment.

(b) The trainer shall be required to maintain all intra-articular treatment records of horses in his or her care for a minimum of one year from the date of the treatment. The records shall be organized by horse, and shall be made available to the examining veterinarian by the trainer for the purpose of assisting with pre-race veterinary examinations or other examinations as required pursuant to this Division.

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

Reference: Sections 19440, 19562, and 19580,
Business and Professions Code.

INTRA-ARTICULAR TREATMENT RECORD

Horse: _____ Date: _____ Time: _____

Veterinarian: _____

<u>STRUCTURE TREATED</u>	<u>INTRA-ARTICULAR MEDICATION</u>	<u>DOSE</u>

DIAGNOSIS / REASON FOR PRESCRIPTION

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Per Rule 1842.1, Additional Reporting for Intra-Articular Treatments: the trainer shall maintain all intra-articular treatment records of horses in his or her care for a minimum of one year from the date of treatment. The records shall be made available to the examining veterinarian by the trainer for the purpose of assisting with pre-race veterinary examinations or other examinations, as required.