

FINAL STATEMENT OF REASONS

UPDATED INFORMATIVE DIGEST

There have been no changes in applicable laws or to the effect of the proposed regulations from the laws and effects described in the Notice of Proposed Action. The Board has corrected a clerical error in section (e)(3) of the proposed regulation which failed to underline the change of “its” to “CARMA”. The Board views this as a non-substantial change which is grammatical in nature and does not materially alter the requirements, rights, responsibilities, conditions, or prescriptions contained in the original text.

The Board adopted amendments to Rule 1467, Paymaster of Purses, at its January 24, 2019 Regular Board Meeting.

LOCAL MANDATE DETERMINATION

The adoption of Rule 1467 does not impose any mandate on local agencies or school districts.

SUMMARY AND RESPONSE TO COMMENTS RECEIVED DURING THE ORIGINAL NOTICE PERIOD OF SEPTEMBER 7, 2018 TO OCTOBER 22, 2018.

No comments were received during the original notice period of September 7, 2018 to October 22, 2018.

SUMMARY AND RESPONSE TO COMMENTS RECEIVED AT THE JANUARY, 24 2019 REGULATORY HEARING.

Comment: pages 98-99 of transcript: Executive Director Rick Baedeker indicated that math was not his strong suit and asked whether the deduction was for three tenths of one percent. Staff attorney Robert Brodnik indicated that was correct at 0.3. Commissioner Auerbach stated it is actually 0.03. Staff attorney Brodnik then stated “or 0.03 right.”

Response: The Board agrees that three tenths of one percent is 0.3. The proposed language of the regulation calls for 0.3 to be deducted. Staff attorney Brodnik and Commissioner Auerbach were incorrect that three tenths of one percent is 0.03.

The adoption of Rule 1467 has no significant adverse economic impact on small business.

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ALTERNATIVE DETERMINATION

The Board has determined that no alternative would be more effective in carrying out the purpose for which the regulation was proposed, would be as effective and less burdensome to affected private persons than the proposed regulation, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. The

amendment of Rule 1467, Paymaster of Purses, will require that the paymaster of purses deduct from the purses of both jockeys and trainers 0.3 percent to be deposited into a charitable trust fund maintained by the not-for-profit organization CARMA (California Retirement Management Account). The Board invited interested persons to present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearing or during the written comment period. No alternatives were proposed.

No alternatives that would lessen any adverse economic impact on small business were proposed.