

CALIFORNIA HORSE RACING BOARD
15-DAY NOTICE OF MODIFICATION TO THE TEXT OF THE PROPOSED AMENDMENT OF
RULE 1503, QUALIFICATIONS FOR LICENSE AS TRAINER OR ASSISTANT TRAINER,
AND DOCUMENT ADDED TO THE RULEMAKING FILE.

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 addition of Board Rule 1503, Qualifications for License as Trainer or Assistant Trainer.

The Board is also providing notice that a document incorporated by reference is available for public inspection and comment.

CHANGES TO THE PROPOSED TEXT

The originally proposed text was noticed to the public on January 31, 2020 and was subject to a public hearing on March 26, 2020. The final rulemaking package was submitted to the Office of Administrative Law (OAL) on April 6, 2020. OAL subsequently informed the Board that modifications to the proposed text were necessary before OAL could approve the file. The modifications reflected in this Notice are in response to recommendations made by OAL.

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

§ Rule 1503, Qualifications for License as Trainer or Assistant Trainer

The proposed amendment to Board Rule 1503 has been modified for consistency and clarity. The proposed amendment to Board Rule 1503 provides that applicants for license as assistant trainer must take the trainer examination and pass with a minimum score of 80 percent. The proposed amendment sets limits on how soon an applicant who has failed the trainer examination can retake the examination, and also provides that applicants for reexamination must retake the entire trainer examination.

The proposed amendment also provides requirements for qualification for a first-time trainer license, and for a license holder in a different racing jurisdiction who wishes to obtain a trainer license or assistant trainer license in California. Lastly, the proposed amendment provides requirements for qualification for a trainer license or assistant trainer license for individuals wishing to change their license from harness racing to other types of flat racing, or from other types of flat racing to harness racing.

DOCUMENTS ADDED TO THE RULEMAKING FILE

Pursuant to the requirements of Government Code sections 11346.8(d), 11346.9(a)(1), and 11347.1, the Board is providing notice that documents and other information which the Board has relied upon in adopting the proposed regulations have been added to the rulemaking file and are available for public inspection and comment.

The documents and information added to the rulemaking file are as follows:

- Addendum to the Initial Statement of Reasons

WRITTEN COMMENT PERIOD

Any interested person may submit a written statement relating to the modified language or the documents added to the rulemaking file during the public comment period from **May 19, 2020 to June 3, 2020**. All written comments must be submitted to the CHRB no later than **June 3, 2020**. The Board will only consider comments received at the Board's office by that time. Submit written comments to:

Zachary Voss, Policy and Regulations Analyst
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825
Phone: (916) 263-6036
Email: zavoss@chr.ca.gov

All written comments received by June 3, 2020, which pertain to the indicated text changes or the additional documents 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 and form incorporated by reference. Text proposed to be added to the rulemaking in this comment period is displayed in double underline and proposed deletions to the rulemaking in this comment period is displayed in ~~double strikethrough~~.

Questions concerning the proposed amendments may be addressed to Zachary Voss at (916) 263-6036, emailed to zavoss@chr.ca.gov, or mailed to the address above. If Zachary Voss is not available, questions concerning the proposed amendment may be directed to Amanda Drummond, Policy and Regulations Manager, at (916) 263-6033 or amdummond@chr.ca.gov.

AVAILABILITY OF RULEMAKING DOCUMENTS ON THE INTERNET

Copies of this notice, the original Notice of Proposed Rulemaking, the Initial Statement of Reasons, the original proposed text of the regulations, additional documents and information to the record, and the revisions to the proposed text of the regulations can be accessed via the CHRB website at: http://www.chrb.ca.gov/rules_law.asp.

CALIFORNIA HORSE RACING BOARD
May 19, 2020

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 4. OCCUPATIONAL LICENSES
PROPOSED AMENDMENT OF
RULE 1503. QUALIFICATIONS FOR LICENSE AS TRAINER OR ASSISTANT
TRAINER

1503. Qualifications for License as Assistant Trainer ~~and or Assistant Trainer~~.

(a) Except as otherwise provided under this article, an applicant for an original license as ~~trainer or assistant trainer~~ shall, prior to pass a trainers examination before issuance of a license, ~~An applicant shall:~~

~~——~~ (1) ~~P~~pass the written, oral and practical portions of the trainer examination as prescribed by the Board and administered by its agents.

(~~1b~~) A score of 80% percent for each portion constitutes a passing grade for the trainer examination.

(~~2c~~) An applicant who fails any ~~the written, practical or oral~~ portion of the trainer examination may not apply for reexamination for at least 90 days from the date of the failed examination, and the examination shall be retaken in its entirety. ~~and take the failed portion after a period of at least one month, but not more than six months, from the date of the failed examination.~~

(3) An applicant who fails the trainer examination three (3) times in a calendar year may not apply for reexamination for at least one year from the date of the third failed examination.

(1) ~~An applicant who fails to apply for reexamination under subsection (c) must reapply for license as trainer or assistant trainer, and reexamine under subsections (a) and (b).~~

(42) The trainer examination for license as trainer or assistant trainer shall be scheduled not less than once a month at a time and location designated by the Board.

(b) Except as otherwise provided under this article, an applicant for an original license as trainer shall:

(1) Hold a CHRB assistant trainer license in good standing for a minimum of one year prior to application for license as trainer.

(2) Have worked in this state as a ~~an~~ licensed assistant trainer in the employment of a CHRB licensed trainer for at least one year.

(3) Submit a California Horse Racing Board Trainer Recommendation Card, Form CHRB-59C (New 09/19) (CHRB-59C), which is hereby incorporated by reference. The CHRB-59C shall be signed by a steward and a CHRB-licensed trainer who is in good standing, and who has employed the applicant as a licensed assistant trainer. An applicant who has been employed by more than one CHRB licensed trainer may submit multiple recommendation cards if he or she worked as a ~~an~~ licensed assistant trainer in this state for a total of at least one year. The CHRB-59C is available at CHRB licensing offices, at live race meetings, and CHRB headquarters offices.

(iA) By signing the CHRB-59C, the trainer certifies that the applicant worked for him or her as a ~~an~~ licensed assistant trainer, and satisfactorily performed the duties of a ~~an~~ licensed assistant trainer while under his or her employ. The trainer shall also include the length of time he or she employed the applicant as a ~~an~~ licensed assistant trainer on the recommendation card.

(iB) By signing the CHRB-59C, the steward certifies that the applicant has passed the written, practical, and oral portions of the trainer examination, and has maintained an

assistant trainer license for a minimum of one year in good standing.

(~~c~~d) Notwithstanding the above, an applicant who is currently licensed by another racing jurisdiction as a trainer or assistant trainer, and has held the license for a minimum of one year in good standing, shall make an application for license as trainer or assistant trainer under Rules 1481 and 1483 of this division. The applicant shall appear before the Board of Stewards and they may subject him/her to any portion of the trainer examination described in subsection (a)(1).

(1) An applicant who fails ~~either the written, practical or oral portion to achieve a passing score of 80 percent on the portion(s) of the trainer examination administered under subsection (d) this subsection shall be subject to the provisions of subsections (a)(2) and (a)(3) of this regulation~~ may reapply for reexamination and take the failed portion after a period of at least one month, but not more than six months, from the date of the failed examination.

~~(2) An applicant who fails to apply for reexamination under subsection (d)(1) must reapply for license as trainer or assistant trainer, and reexamine under subsections (a) and (b).~~

(~~d~~e) An individual ~~who is~~ currently licensed as a trainer or assistant trainer who wishes to change his or her license from harness to other types of flat racing, or other types of flat racing to harness, is subject to the requirements examination under subsections (a) ~~through (a)(3) of this regulation~~ and (b).

~~(1) An applicant who fails either the written, practical, or oral portion of the trainer examination administered under subsection (e) may reapply for reexamination and take the failed portion after a period of at least one month, but not more than six months, from~~

~~the date of the failed examination.~~

~~(2) An applicant who fails to reapply for reexamination under subsection (e)(1) must reapply for change of license and reexamine under subsections (a) and (b).~~

Authority: Sections 19420, 19440 and 19460,
Business and Professions Code.

Reference: Sections 19420, 19440, and 19460 ~~and 19510~~,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD Trainer Recommendation Card

This is to certify that _____ has satisfactorily
(name)
performed the duties of a licensed assistant trainer while under my employ for a period of _____
months, as specified in Board Rule 1503~~and~~, I recommend that ~~(he/she)~~ be so licensed as a trainer.

Date

Trainer's Name & License Number

Trainer's Signature

~~Steward's Name & Signature~~

This is to certify that _____ has passed the

(name)

written, practical, and oral portions of the trainer examination, and has maintained an assistant trainer
license for a minimum of one year in good standing as specified in Board Rule 1503. I recommend that
he/she be so licensed as a trainer.

Date

Steward's Name

Steward's Signature