

**CALIFORNIA HORSE RACING BOARD
15-DAY NOTICE OF MODIFICATION TO THE TEXT OF THE
PROPOSED ADDITION OF
RULE 1660.1, CLAIMED HORSE HEALTH RECORD**

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 (CHRB or Board) is providing notice of changes that have been made to the text of the proposed addition of Rule 1660.1, Claimed Horse Health Record.

The CHRB 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 September 20, 2019 and was subject of a public hearing on November 21, 2019. The modifications reflected in this Notice are in response to recommendations made at the public hearing on November 21, 2019.

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~~.

§ 1660.1 Claimed Horse Health Record

Proposed section (a) has been modified to correct a grammatical error. Specifically, “designees” was amended to “designee” for clarity and consistency.

Proposed section (b) has been modified to amend the term “required” to “applicable” regarding which sections of the Claimed Horse Health Record form CHRB-245 the horse’s previous CHRB-licensed veterinarian must complete. This modification was necessary to clarify that the horse’s previous CHRB-licensed attending veterinarian needs only complete the sections designated for his or her completion. Other portions of the amended form must be completed by the Official Veterinarian, as is indicated on the Claimed Horse Health Record form CHRB-245.

Proposed section (b) has also been modified to add numerical “5” to the five days in which a horse’s previous CHRB-licensed attending veterinarian shall submit the Claimed Horse Health Record form CHRB-245 electronically to the horse’s new CHRB-licensed attending veterinarian. This change was necessary for clarity and consistency.

Proposed subsection (b)(2) has been added to clarify that the previous CHRB-licensed attending veterinarian must complete all applicable horse health record information on the Claimed Horse Health Record form CHRB-245 which occurred under his or her care. This language was added to distinguish from the health records required under

subsection (b)(1), which establish a sixty (60) day threshold for reporting previous joint therapy intra-articular injections.

Proposed section (c) has been amended to correct a typographical error. Specifically, the word “form” was previously omitted from this section. It was added here for consistency.

Proposed subsection (c)(1) has been amended to add the form number and associated date to the name of the form. This was done for clarity and consistency throughout the regulations.

Proposed subsection (c)(1) has also been amended to correct typographical and grammatical errors. Specifically, an apostrophe was added to “Veterinarian’s List” and the word “fourteen” was added before the numerical “14” days in which a horse will be placed on the Veterinarian’s List in the event of a medical emergency or medical necessity which requires corticosteroid treatment prior to review of the Claimed Horse Health Record. Parentheses were also added around the number “14” for clarity and consistency.

The text incorporates by reference a Claimed Horse Health Record form CHRB-245 (New 12/19) to which changes have been made, including updating the “08/19” date to “12/19” throughout the proposed text and on the form to reflect the date the form was amended. The incorporated Claimed Horse Health Record form CHRB-245 (New 12/19) was amended to require more comprehensive health records for claimed horses. Specifically, there are requirements for inserting the date of immunizations for Influenza/Equine Herpes Virus (EHV), Tetanus Toxoid (TT), West Nile Virus (WNV). Questions have also been added regarding the horse’s history of de-worming, tying up, surgery, equine protozoal myelitis (EPM), exercise induced pulmonary hemorrhage (EIPH), bisphosphonates, and space has been provided to add any other pertinent medical history. The additional health history questions were added to the form in order to get a more complete health picture of claimed horses. Knowing a more comprehensive health history of a horse should benefit a horse’s long-term health and welfare.

WRITTEN COMMENT PERIOD

Any interested person may submit a written statement relating to the modified language during the public comment period from **December 31, 2019 to January 14, 2020**. All written comments must be submitted to the CHRB no later than **5:00 p.m. on January 14, 2020**. The CHRB will only consider comments received at the CHRB’s office by that time. Submit written comments to:

Amanda Brown, Staff Counsel
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825
Email: aebrown@chr.ca.gov

All written comments received by January 14, 2020, which pertain to the indicated text 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 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 Amanda Brown at (916) 713-4005, emailed to aebrown@chr.ca.gov, or mailed to the address above. If Amanda Brown is not available, questions concerning the proposed amendment may be directed to Amanda Drummond, Policy and Regulations Manager, at (916) 263-6033.

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
December 31, 2019

**CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 7. CLAIMING RACES
PROPOSED ADDITION OF
RULE 1660.1. CLAIMED HORSE HEALTH RECORD**

Text of Modified Proposed Regulations

*Changes are illustrated with double underline for proposed additions
and by ~~double strikethrough~~ for proposed deletions.*

1660.1. Claimed Horse Health Record.

(a) Upon a horse being claimed in a claiming race, the Claimed Horse Health Record form CHRB-245 (New ~~08~~ 12/19), which is hereby incorporated by reference, shall be provided by the Official Veterinarian, or his or her designee, to the horse's previous CHRB-licensed attending veterinarian. The Official Veterinarian, or his or her designees, shall complete the top section of the form.

(b) The horse's previous CHRB-licensed attending veterinarian shall complete all ~~required~~ applicable sections of the Claimed Horse Health Record form CHRB-245 (New ~~08~~ 12/19) and submit the form electronically to the horse's new CHRB-licensed attending veterinarian, as identified by the horse's owner or trainer, within five (5) days of the claim.

(1) All intra-articular injections given to the horse by the previous CHRB-licensed attending veterinarian within sixty (60) calendar days prior to the race in which the horse was claimed shall be reported on the Claimed Horse Health Record form CHRB-245 (New ~~08~~ 12/19).

(2) The previous CHRB-licensed attending veterinarian shall complete all other applicable horse health record information on the Claimed Horse Health Record form CHRB-245 (New 12/19) that occurred while under his or her care.

(c) CHRB licensed veterinarians attending a horse for the first time after it is claimed shall review the Claimed Horse Health Record form CHRB-245 (New ~~08~~ 12/19) prior to performing any intra-articular injections, any other intra-lesional musculoskeletal corticosteroid treatments, or extracorporeal shock wave therapy to the horse.

(1) In the event of a medical emergency or medical necessity, corticosteroid treatment may be initiated prior to review of the Claimed Horse Health Record form CHRB-245 (New 12/19), after which the horse shall be placed on the Veterinarian's List for a minimum of fourteen (14) days.

(d) The Claimed Horse Health Record form CHRB-245 (New ~~08/18~~ 12/19) shall be confidential except as provided by any federal or state law or regulation.

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

CLAIMED HORSE HEALTH RECORD

(Completed by Official Veterinarian)

Horse Name: _____ New CHRB Trainer or Owner: _____

Claiming Race Date:  _____ Track: _____ Vet's List History: Yes No

Vet's List as Unsound or Bled in last 12 months: Yes No

(Completed by Previous CHRB Licensed Attending Veterinarian)

Joint Therapy (previous 60 days): Yes No

<u>Date</u>	<u>Location</u>	<u>Structure/Joint</u>	<u>Medication (Combos)</u>	<u>Medication (Single)</u>
	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____

Immunizations (use date to confirm)

Influenza/EHV  _____ TT  _____ WNV  _____

De-worming: Yes No Choose one Date: 

Tie Up History: Yes No Medication: _____

Surgery History: Yes No Details: _____

EPM History: Yes No Treatment: _____

EIPH: Yes No Furosemide dose: _____

Colic History: Yes No Details: _____

Bisphosphonates Yes No Date: 

Other Pertinent Medical History: _____

Veterinarian: _____

Patient History Dates from: 

By: _____
 (Veterinarian Signature)

Date: 