

## FINAL STATEMENT OF REASONS

### UPDATED INFORMATIVE DIGEST

There have been no changes in applicable laws or to the effect of the proposed regulation from the laws and effects described in the Notice of Proposed Action.

The Board adopted Rule 1843.2, Classification of Drug Substances, at its August 23, 2018 Regular Board Meeting.

The California Horse Racing Board (CHRB) Classification of Foreign Substances, Alphabetical Substances List (New 05/18) is incorporated by reference into Rule 1843.2. The document is a forty seven page alphabetical listing of foreign substances and their drug/penalty classifications. Due to its size, the CHRB Classification of Foreign Substances, Alphabetical Substance List would be cumbersome, unduly expensive or otherwise impractical to publish in the California Code of Regulations.

### LOCAL MANDATE DETERMINATION

The adoption of Rule 1843.2 does not impose any mandate on local agencies or school districts.

### SUMMARY AND RESPONSE TO COMMENTS RECEIVED DURING THE ORIGINAL NOTICE PERIOD OF JULY 6, 2018 TO AUGUST 20, 2018.

No comments were received during the original notice period of July 6, 2018 to August 20, 2018.

### SUMMARY AND RESPONSE TO COMMENTS RECEIVED AT THE AUGUST 23, 2018 REGULATORY HEARING.

No comments were received at the August 23, 2018 regulatory hearing.

The adoption of Rule 1843.2 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 as 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 proposed amendment will delete the form California Horse Racing Board (CHRB) Penalty Category Listing by Classification (Revised 04/15), which is incorporated by reference in Rule 1843.2. The Penalty Category Listing by Classification will be supplanted by the form CHRB 1843.2 Classification of Foreign Substances Alphabetical Substance List (New 05/18). The Alphabetical Substance List is essentially a reformatted version of the Penalty Category Listing;

however, its format is more user friendly, and it will bring the Board's regulation in line with the Association of Racing Commissioners International (ARCI) Uniform Classification Guidelines for Foreign Substances, which has had several revisions since the Board last updated its classification of drug substances under Rule 1843.2. The Classification of Foreign Substances Alphabetical Substance List will also contain special notations for the drugs cobalt; cocaine; methamphetamine; morphine; ractopamine; and zilpaterol. The Board invited interested persons to present statements or arguments with respect to alternatives to the proposed regulation 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.