

CALIFORNIA HORSE RACING BOARD
NOTIFICATION OF MODIFICATION TO THE TEXT OF THE
PROPOSED AMENDMENT OF
RULE 1844. AUTHORIZED MEDICATION

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 amendment of Rule 1844, Authorized Medication.

The proposed amendment of Rule 1844 was originally noticed to the public in March 2019. The amended regulation revised subsection 1844(e) to remove clenbuterol, or its metabolites or analogs, as a drug substance that may be present in the official urine test sample for any horse competing in a race. The deletion of clenbuterol necessitated the renumbering of the drug substances listed under subsection 1844(e).

The rulemaking was submitted to the Office of Administrative Law (OAL) for review in June 2019. On July 24, 2019 the OAL stated that subsection 1844(g) of the proposed regulation needed to be revised to agree with the re-numbering of subsection 1844(e). In response, the CHRB withdrew the proposed amendment in order to initiate a 15-day public comment period regarding the revision of subsection 1844(g).

The proposed text of Rule 1844 has been modified to change subsection 1844(g). The subparagraph currently states that the official blood test samples shall not contain any of the drug substances, or their metabolites or analogs listed in subsection (e)(1) to (6) and (e)(8) to (11). However, the proposed amendment removed clenbuterol from subsection 1844(e), which meant that the subsections referred to in subsection 1844(g) should have been renumbered to agree with subsection 1844(e). To correct the text, subsection 1844(g) has been changed to read: "Official blood test samples shall not contain any of the drug substances, or their metabolites or analogs listed in subsection (e)(1) to (5) and (e)(7) to (10)."

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

Any interested person may submit a written statement relating to the modified language during the public comment period from **August 2, 2019 to August 16, 2019**. The written comment period will close on **August 16, 2019**. Submit written comments to:

Harold Coburn, Regulation Analyst
California Horse Racing Board
1010 Hurley Way, suite 300
Sacramento, CA 95825

All written comments received by the CHRB by **August 16, 2019**, which pertain to the indicated 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, which appear either in double underlined text or in ~~double-strikeout~~.

The proposed amendment of Rule 1844 is scheduled for public hearing on **Thursday, August 22, 2019, at the Del Mar Hilton, 1557 Jimmy Durante Boulevard, Del Mar, California, at 9:30 a.m.**, or as soon thereafter as the business before the Board will permit. At the **August 22, 2019**, public hearing, interested parties may present statements or arguments orally or in writing about the proposed actions described in this notice. Please limit any comments at the hearing to the modifications to the text, which appear either in double underline or in ~~double-strikeout~~. It is requested, but not required, that persons making oral comments at the hearing submit a written copy of their testimony at the hearing.

Questions concerning the proposed amendment may be addressed to Harold Coburn at (916) 263-6026, or at haroldc@chr.ca.gov, or at the address above. If Harold Coburn is not available, questions concerning the proposed amendment may be directed to Robert Brodnik, Staff Counsel, at (916) 263-6025.

CALIFORNIA HORSE RACING BOARD
August 2, 2019

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 15. VETERINARIAN PRACTICES
RULE 1844. AUTHORIZED MEDICATION

1844. Authorized Medication.

Consistent with the intent of these rules, drug substances and medications authorized by the Board for use may be administered to safeguard the health of the horse entered to race provided that:

(a) No person shall administer a drug substance to any horse entered to race except upon authorization of the official veterinarian in conformance with these rules.

(b) No drug substance, other than authorized bleeder medication, shall be administered to a horse entered to race within 24 hours of the race in which entered.

(c) Not more than one approved non-steroidal anti-inflammatory drug substance (NSAID) may be administered to a horse that is entered to race and shall be only one of the following authorized drug substances:

(1) Phenylbutazone in a dosage amount that the test sample shall contain not more than 2 micrograms of the drug substance per milliliter of blood plasma or serum.

(2) Flunixin in a dosage amount that the test sample shall contain not more than 20 nanograms of the drug substance per milliliter of blood plasma or serum.

(3) Ketoprofen in a dosage amount that the test sample shall contain not more than 2 nanograms of the drug substance per milliliter of blood plasma or serum.

(4) Metabolites or analogues of approved NSAIDs may be present in post race test samples.

(d) If the official chemist reports that a blood test sample contains an authorized NSAID in excess of the limit for that drug substance under this rule, the official veterinarian shall, in conjunction with the veterinarian who administered or prescribed the authorized drug substance, establish a dosage amount or time of administration of the drug substance that will comply with the limits under this rule; or the official veterinarian may, if in his/her judgment no such reduced dosage amount or amendment to time of administration will result in a test sample level within the limits of this rule, withdraw authorization for the use of any one NSAID.

(e) Official urine test samples may contain one of the following drug substances, their metabolites and analogs, in an amount that does not exceed the specified levels:

(1) Acepromazine; 10 nanograms per milliliter

(2) Mepivacaine; 10 nanograms per milliliter

(3) Albuterol; 1 nanograms per milliliter

(4) Procaine; 25 nanograms per milliliter

(5) Salicylates; 750 micrograms per milliliter

~~(6) Clenbuterol; 140 picograms per milliliter, except for any horse participating in a quarter horse race for which no level of clenbuterol is authorized.~~

~~(67)~~ Detomidine; 2 nanograms per milliliter

~~(78)~~ Nandrolone; 1 nanograms per milliliter for geldings, fillies and mares; 45 nanograms for males other than geldings.

~~(89)~~ Boldenone; 15 nanograms per milliliter in males other than geldings.

~~(940)~~ Testosterone; 20 nanograms per milliliter in geldings.

(A) Testosterone at any level in males other than geldings is not a violation of this regulation.

~~(1044)~~ Testosterone; 55 nanograms per milliliter in fillies or mares (unless in foal)

(1142) Butorphanol 300 nanograms per milliliter

(f) Official blood test samples may contain the following drug substances, their metabolites and analogs, in an amount that does not exceed the specified levels in serum or plasma:

- (1) Bethamethasone; 10 picograms per milliliter
- (2) Dantrolene; 100 picograms per milliliter
- (3) Detomidine; 1 nanogram per milliliter
- (4) Dexamethasone; 5 picograms per milliliter
- (5) Diclofenac; 5 nanograms per milliliter
- (6) Dimethylsulfoxide (DMSO); 10 micrograms per milliliter
- (7) Firocoxib; 20 nanograms per milliliter
- (8) Lidocaine; 20 picograms per milliliter
- (9) Methocarbamol; 1 nanogram per milliliter
- (10) Methylprednisolone; 100 picograms per milliliter
- (11) Glycopyrrolate; 3 picograms per milliliter
- (12) Prednisolone; 1 nanogram per milliliter
- (13) Triamcinolone Acetonide; 100 picograms per milliliter
- (14) Xylazine; 200 picograms per milliliter
- (15) Butorphanol; 2 nanograms per milliliter
- (16) Isoflupredone; 100 picograms per milliliter
- (17) Cetirizine; 6 nanograms per milliliter
- (18) Cimetidine; 400 nanograms per milliliter
- (19) Guaifenesin; 12 nanograms per milliliter

(20) Omeprazole; 10 nanograms per milliliter

(21) Ranitidine; 40 nanograms per milliliter

(g) Official blood test samples shall not contain any of the drug substances, or their metabolites or analogs listed in subsection (e)(1) to ~~(5)(6)~~ and (e)~~(7)(8)~~ to ~~(10)(14)~~.

(h) Procaine, following administration of procaine penicillin, is an authorized medication provided:

(1) Official blood test samples shall not contain any procaine, or its metabolites or analogs in excess of 25 nanograms per milliliter.

(2) all procaine penicillin administrations have been reported pursuant to Rule 1842 of this division,

(3) procaine penicillin was not administered after entry to race,

(4) the horse was under surveillance for a minimum of six hours prior to racing.

(i) All expenses related to surveillance and testing for procaine under subsection (h) of this regulation shall be paid by the owner of the horse.

Authority: Sections 19440 and 19562
Business and Professions Code

Reference: Sections 19580 and 19581
Business and Professions Code