

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 1844, Authorized Medication and Rule 1866.1, Presence of Clenbuterol in Horses, at the May 23, 2019 Regular Board Meeting.

LOCAL MANDATE DETERMINATION

The adoption of Rule 1844 and Rule 1866.1 does not impose any mandate on local agencies or school districts.

SUMMARY AND RESPONSE TO COMMENTS RECEIVED DURING THE ORIGINAL NOTICE PERIOD OF MARCH 29, 2019 TO MAY 13, 2019.

No comments were received during the original notice period of March 29, 2019 to May 13, 2019.

SUMMARY AND RESPONSE TO COMMENTS RECEIVED AT THE MAY 23, 2019 REGULATORY HEARING.

No comments were received at the May 23, 2019 Regulatory Hearing.

The adoption of Rule 1844 and Rule 1866.1 has no significant adverse economic impact on small business.

The adoption of Rule 1844 and Rule 1866.1 has no significant adverse economic impact on business.

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 to Rule 1844, Authorized Medication, will revise 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. Additionally, the Board proposes to amend Rule 1866.1, Presence of Clenbuterol in Quarter Horses. The proposed amendment of Rule 1866.1 will change the title of the regulation to "Presence of Clenbuterol in Horses," as the regulation will be modified to include all breeds of horses that participate in authorized race meetings in California. The proposed regulation will require that a horse that is prescribed or otherwise tests positive for clenbuterol in a blood, urine, or other official test sample be placed on the Veterinarian's List until clenbuterol is no longer detected in the horse's blood or urine by an

official test sample. 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.