

Status of Pending CHRB Regulations – October 2020

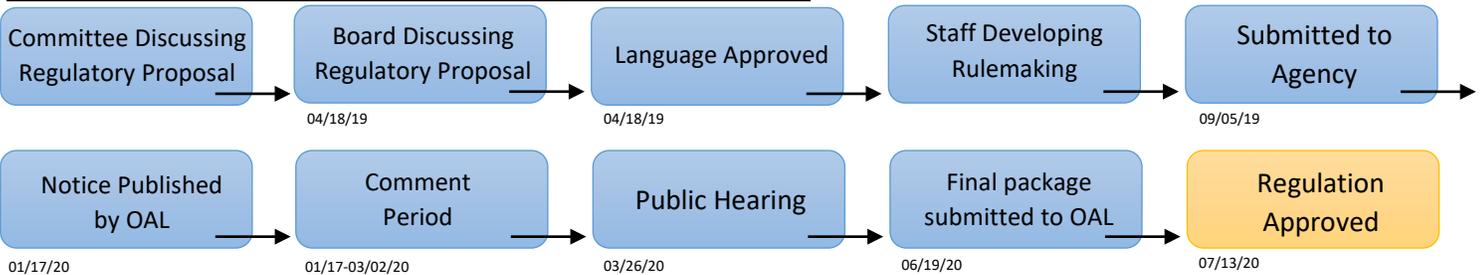
Veterinary Records for Horses Shipping into an Inclosure Race



Summary: **Rule 1846.1.** Addition of Rule 1846.1 to require trainers to make available to the official veterinarian the previous 30-day veterinary treatment record.

Status: Discussed at the [June 2019 Board meeting](#). At June 2019 meeting, the Board directed staff to initiate the 45-day comment period. The rulemaking package was submitted to Agency for review on October 7, 2019. Revisions were received from Agency on November 12, 2019. The revisions were submitted to Agency on December 16, 2019. The rulemaking was submitted to OAL on February 11, 2020 and noticed on [February 21, 2020](#). The 45-day public comment period was open from February 21 – April 6, 2020. The hearing was scheduled for April 22, 2020. The final package was submitted to OAL on May 28, 2020. The package was approved by OAL on [June 24, 2020](#) and **became effective October 1, 2020**.

Trainers to Maintain Medication Treatment Records

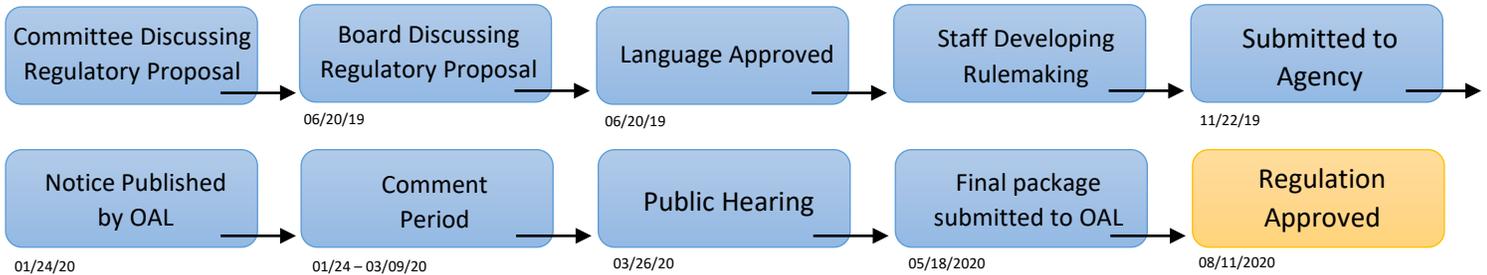


Summary: **Rule 1842.5.** Addition of Rule 1842.5 to require trainers to record all treatments given to a horse, including veterinary procedures performed and all medications administered – such records shall be available for inspection by CHRB representatives.

Status: Discussed at the [April 2019 Board meeting](#). At April 2019 meeting, Board directed staff to initiate the 45-day comment period. The rulemaking package was submitted to Agency on September 5, 2019. Revisions were received from Agency on October 24, 2019. The rulemaking was submitted to OAL on January 3, 2020 and was noticed on [January 17, 2020](#). The 45-day public comment period was open from January 17 – March 2, 2020. No comments were received. The public hearing was [March 26, 2020](#). The final package was submitted to OAL on June 19, 2020. The package was approved by OAL on [July 13, 2020](#) and **became effective October 1, 2020**.

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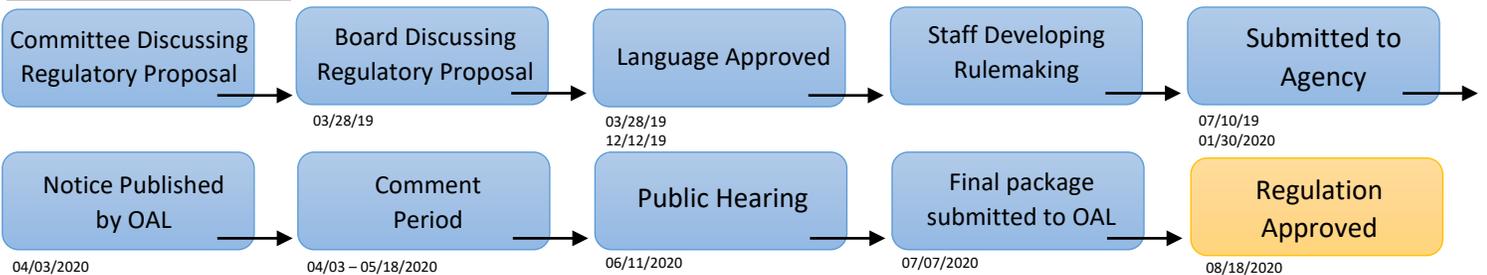
Authorized Bleeder Medication



Summary: [Rule 1845](#). Amend Rule 1845 to change the allowable dosage of furosemide that can be administered from not less than 150 mg and not more than 500 mg to 250 mg; and to prohibit the administration of furosemide two-year-olds entered to race.

Status: Discussed at the [July 2019 Board meeting](#). At July 2019 meeting, the Board directed staff to initiate the 45-day comment period. The rulemaking package was submitted to Agency for review on November 22, 2019. The rulemaking was submitted to OAL on January 14, 2020 and was noticed on [January 24, 2020](#). The 45-day public comment period was open from January 24 – March 9, 2020. One comment was received. At the hearing on [March 26, 2020](#), the Board directed staff to proceed with amendments and submit a 15-day notice to OAL. The Board noticed the amendments on [March 27, 2020](#) and the comment period was open from March 27 – April 11, 2020. The final package was submitted to OAL on May 18, 2020. Per OAL, a second 15-day notice was noticed to the public and the comment period was open from June 22 – July 7, 2020. The package was returned to the Board on [July 16, 2020](#) for approval of the changes and subject to an additional public hearing. The final package was re-submitted to OAL on July 30, 2020. The package was approved by OAL on August 11, 2020 and **became effective October 1, 2020**.

Use of Riding Crop

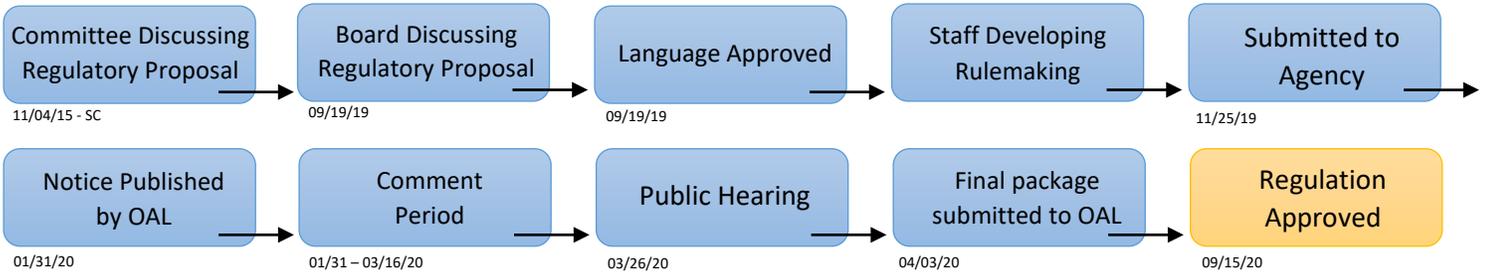


Summary: [Rule 1688](#). Amend Rule 1688 to regulate the use of the riding crop to protect the safety of the horse and rider.

Status: Discussed at the [March 2019 Board meeting](#). At March 2019 meeting, the Board directed staff to initiate the 45-day comment period. The rulemaking package was submitted to Agency for review on July 10, 2019. Following questions and concerns from Agency, this regulation was returned to the Board at the [November 21, 2019](#) meeting for further revisions, but due to the request of the Board, was postponed until [December 12, 2019](#) where the Board directed staff to initiate the 45-day comment period. The revisions were submitted to Agency on January 30, 2020. The rulemaking was submitted to OAL on March 24, 2020 and noticed on [April 3, 2020](#). The 45-day public comment period was open from April 3 – May 18, 2020. The hearing was held [June 11, 2020](#). The final package was submitted to OAL on July 7, 2020. The package was approved by OAL on August 19, 2020 and **became effective October 1, 2020**.

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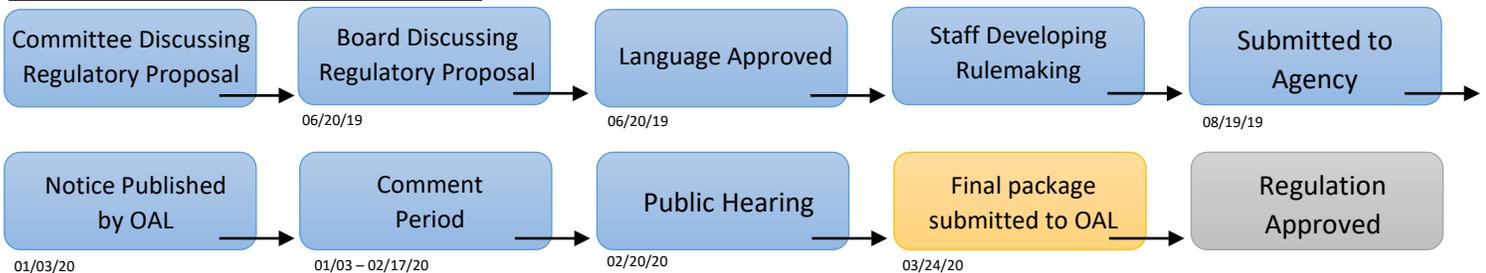
Qualifications for License as Trainer or Assistant Trainer



Summary: **Rule 1503.** Amend Rule 1503 to require that individuals hold an Assistant Trainer license in good standing for at least one year as a prerequisite for a Trainer license.

Status: Discussed at the November 2015 Stewards Committee (SC) meeting. Staff is drafting proposed text with input from industry stakeholders. At [September 2019 Board meeting](#), Board directed staff to initiate the 45-day comment period. The rulemaking package was submitted to Agency for review on November 25, 2019. The rulemaking was submitted to OAL on January 17, 2020 and was noticed on [January 31, 2020](#). The 45-day public comment period was open from January 31 – March 16, 2020. No comments were received. The public hearing was [March 26, 2020](#) and the final package was submitted to OAL on April 3, 2020. Per OAL’s instructions, changes were made to the language and a 15-day Notice was sent out on May 19, 2020 and the comment period was open from May 19 - June 3, 2020. The package was returned to the Board on [June 11, 2020](#) for approval of the changes and subject to a second public hearing. The final package was re-submitted to OAL on July 9, 2020. The package was approved by OAL on September 15, 2020 and **will become effective January 1, 2021.**

Shockwave Therapy Restricted

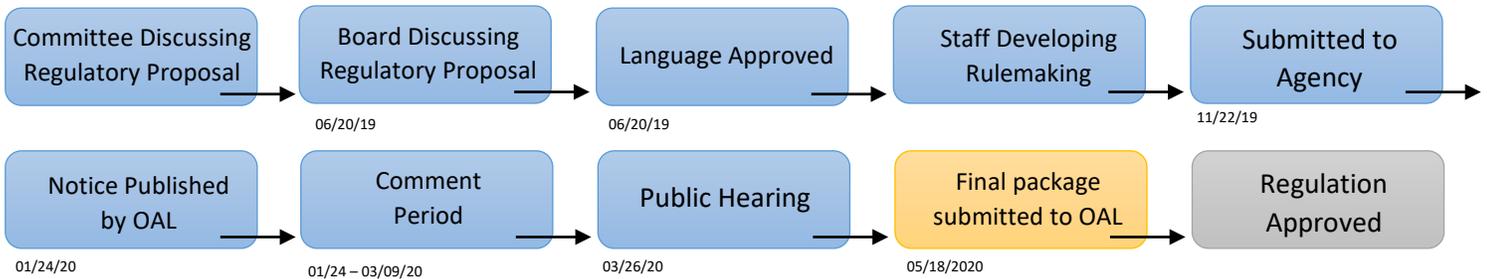


Summary: **Rule 1866.2.** Addition of Rule 1866.2 to provide procedures for the use of Extracorporeal Shock Wave Therapy (ESWT) or Radial Pulse Wave Therapy within a CHRB inclosure.

Status: Discussed at the [June 2019 Board meeting](#). At June 2019 meeting, the Board directed staff to initiate the 45-day comment period. The rulemaking file was sent to Agency approximately August 19th, 2019. The revisions were submitted to Agency on December 16, 2019. Agency approved the file on December 18, 2019. The rulemaking was submitted to OAL on December 20, 2019 and was noticed on [January 3, 2020](#). The 45-day public comment period was open from January 3 – February 17, 2020. No comments were received during the 45-day comment period. The public hearing was [February 20, 2020](#) and the final package was submitted to OAL on March 24, 2020. Per OAL’s instructions, changes were made to the language and a 15-day Notice was sent out on May 13, 2020 and the comment period was open from May 13-May 28, 2020. The package was returned to the Board on [June 11, 2020](#) for approval of the changes and subject to a second public hearing. The final package was re-submitted to OAL on July 9, 2020. Per OAL, this file was withdrawn and will be returned to the September 24, 2020 Board meeting for approval. The final package was re-submitted to OAL on September 28, 2020.

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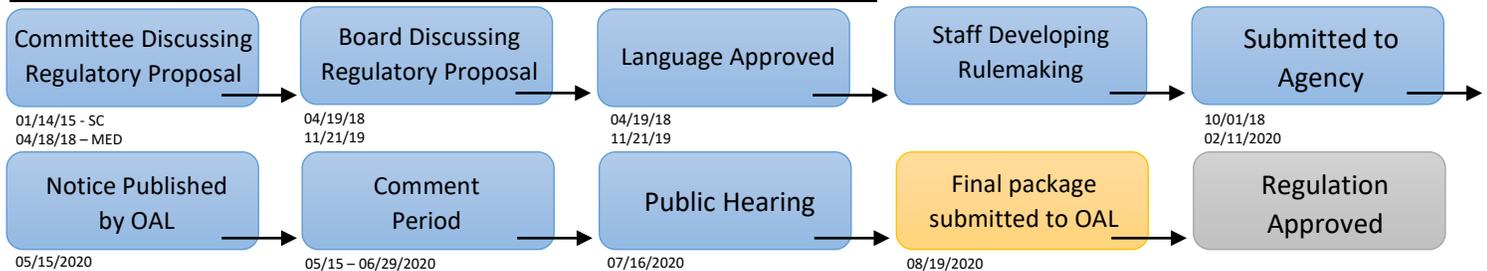
Veterinarian Report



Summary: Rule [1842](#). Amendment of Rule 1842 to require veterinarian reports be submitted electronically.

Status: Discussed at the [June 2019 Board meeting](#). At June 2019 meeting, Board directed staff to initiate the 45-day comment period. The rulemaking package was submitted to Agency for review on November 22, 2019. The rulemaking was submitted to OAL on January 14, 2020 and was noticed on [January 24, 2020](#). The 45-day public comment period was open from January 24 – March 9, 2020. One comment was received. The public hearing was [March 26, 2020](#). The final package was submitted to OAL on May 18, 2020. Per OAL recommendations, a 15-day notice was noticed to the public and the comment period will be open from July 14 - July 29, 2020. The package was returned to the Board on August 20, 2020 for approval of the changes and subject to a second public hearing. The package was resubmitted to OAL on September 8, 2020.

Continuing Education for Trainers and Assistant Trainers

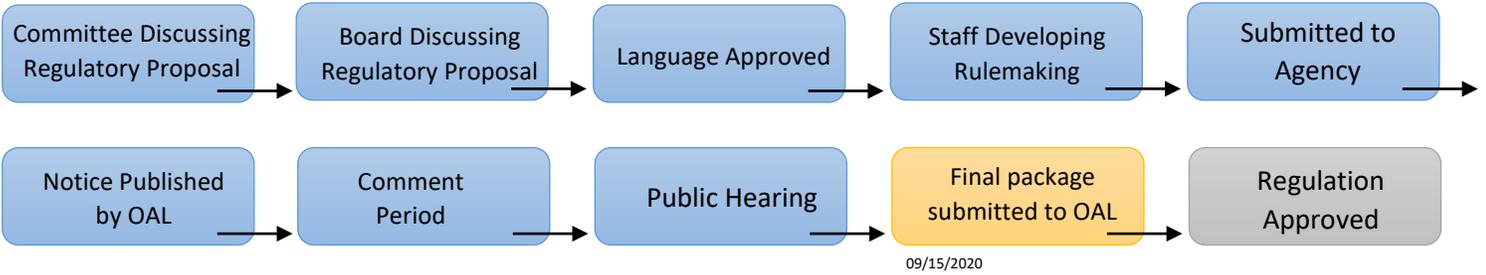


Summary: Rule [1503.5](#). Add Rule 1503.5 to require continuing education as a condition of renewal of license for trainer and Assistant Trainer - requiring the completion of at least 12 hours of approved continuing education coursework during the preceding 36-month period.

Status: Discussed at the [April 2018 Med Meeting](#). At [April 2018 Board meeting](#), Board directed staff to initiate the 45-day comment period. The rulemaking package was submitted to Agency for review on October 1, 2018. February 6, 2019 contacted Philip to check on status and regulation is on his desk. Regulation was returned February 28, 2019 from Agency with recommended changes. This regulation was returned to the Board at the [November 21, 2019](#) meeting for further revisions and the Board directed staff to initiate the 45-day comment period. The package was resubmitted to Agency on February 11, 2020. The rulemaking was submitted to OAL on May 5, 2020 and noticed on [May 15, 2020](#). The 45-day public comment period was open from May 15 – June 29, 2020. The hearing was held on [July 16, 2020](#). The final package was submitted to OAL on August 19, 2020.

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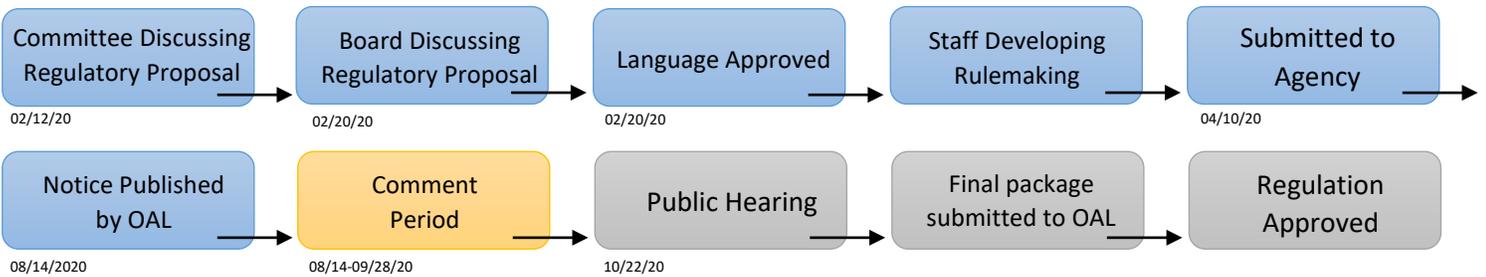
Jockeys Riding Fee [Section 100]



Summary: [Rule 1632](#). Change without regulatory effect. Pursuant to AB 649 which requires the Board to amend Rule 1632 to increase the minimum jockey riding fees for losing mounts whenever California’s minimum wage is increased. California’s minimum wage increases January 1 annually pursuant to SB 3.

Status: Final package submitted to OAL on 09/15/2020. Change without regulatory effect.

Worker’s Compensation Insurance Required; Program Trainer Prohibited

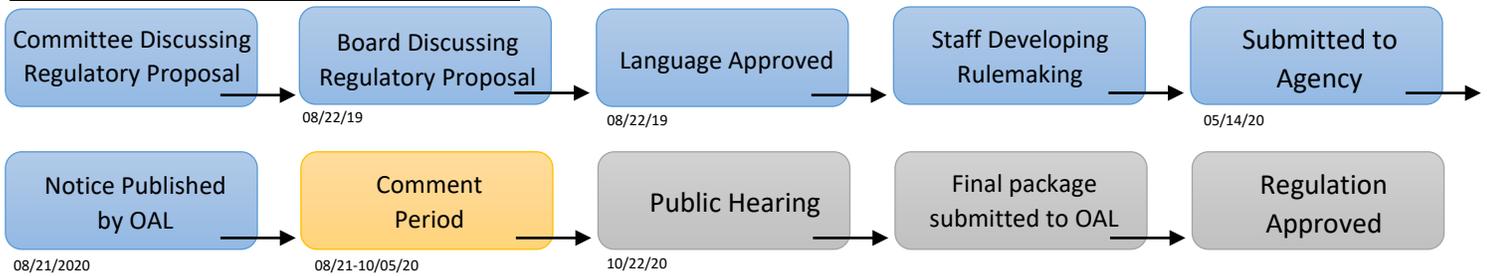


Summary: [Rule 1501](#) and [Rule 1502](#). Amend Rules 1501 and 1502 to clarify that program training is prohibited.

Status: The Medication, Welfare, and Safety Committee discussed this at the [February 12, 2020 committee meeting](#) where they approved the language for February 2020 Board meeting. The Board discussed this at the [February 20, 2020 meeting](#) and directed staff to initiate the 45-day public comment period. The package was resubmitted to Agency on April 10, 2020. The rulemaking was submitted to OAL on August 4, 2020 and was noticed on [August 14, 2020](#). The 45-day public comment period will be open from August 14 – September 28, 2020. The public hearing is scheduled for October 22, 2020.

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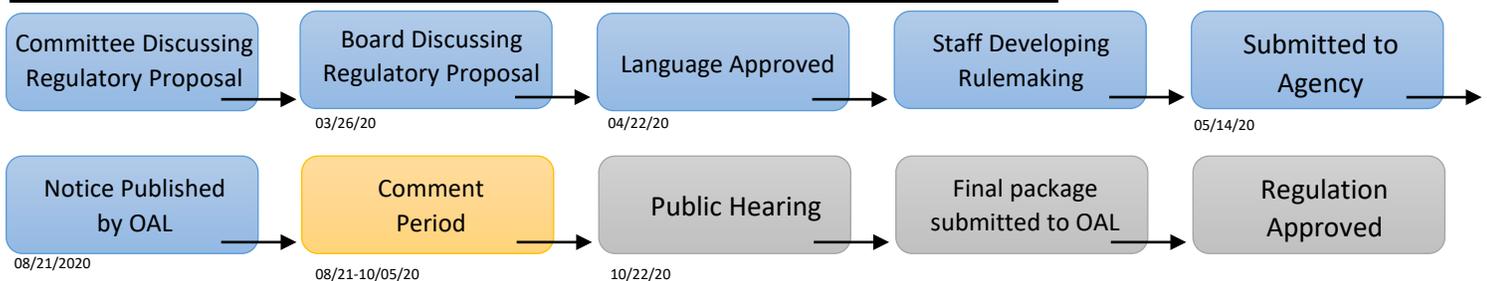
Horse Ineligible to Start in a Race



Summary: [Rule 1588](#). Amend Rule 1588 to deny eligibility to any horse that has not been in the care of a CHRB licensed trainer for at least seven consecutive days.

Status: Discussed at [August 2019 Board meeting](#). At August 2019 meeting, the Board directed staff to initiate the 45-day public comment period. The package was submitted to Agency on May 14, 2020. The rulemaking was submitted to OAL on August 11, 2020 and was noticed on [August 21, 2020](#). The 45-day public comment period will be open from August 21 – October 5, 2020. The public hearing is scheduled for October 22, 2020.

Duties of the Official Veterinarian; Duties of the Racing Veterinarian

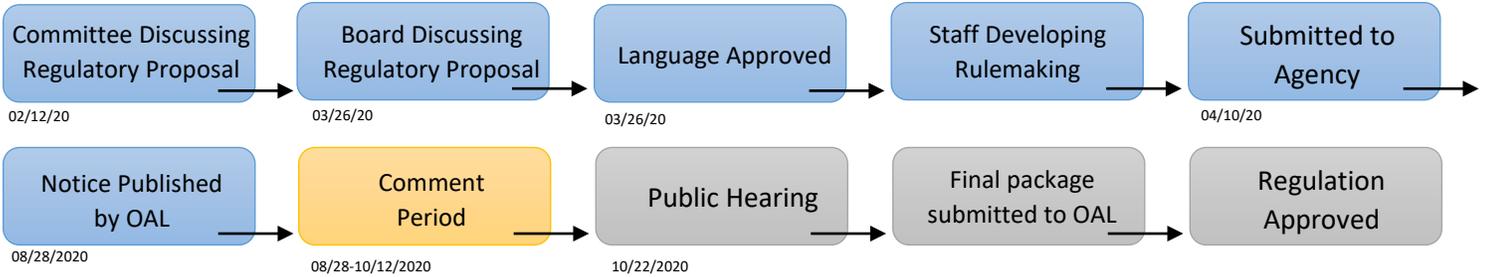


Summary: [Rule 1560](#) and [Rule 1561](#). Amend Rules 1560 and 1561, to stipulate that the racing veterinarian is under the direct supervision of the Official Veterinarian.

Status: Discussed at the March 26 and April 22 regular Board Meeting. At the [April 22, 2020 meeting](#), the Board directed staff to initiate the 45-day public comment period. The package was submitted to Agency on May 14, 2020. The rulemaking was submitted to OAL on August 11, 2020 and was noticed on [August 21, 2020](#). The 45-day public comment period will be open from August 21 – October 5, 2020. The public hearing is scheduled for October 22, 2020.

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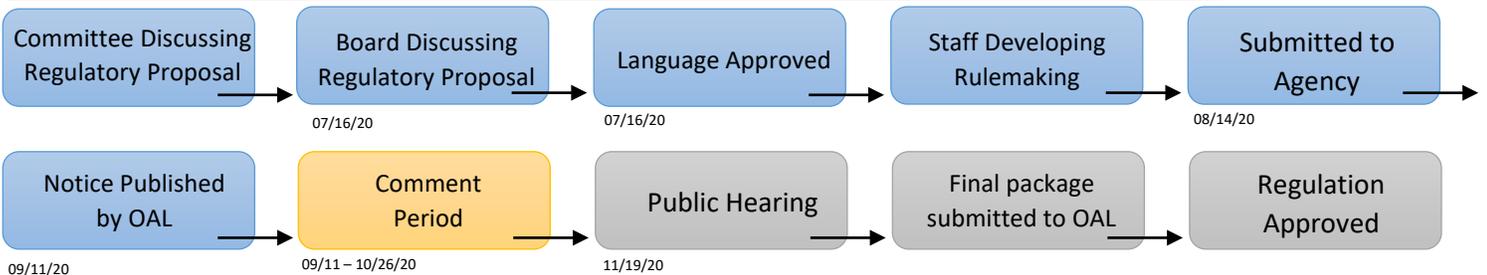
Medication Penalty Guidelines



Summary: [Rule 1843.3](#). Amend Rule 1843.3 to better clarify the penalties of veterinarians and the use of shock wave therapy (ESWT).

Status: Discussed at the [February 2020](#) Medication, Safety, and Welfare Committee meeting. At the [March 26, 2020 meeting](#), the Board directed staff to initiate the 45-day public comment period. The package was resubmitted to Agency on April 10, 2020. The rulemaking was submitted to OAL on August 18, 2020 and was noticed on [August 28, 2020](#). The 45-day public comment period will be open from August 28 – October 12, 2020. The public hearing is scheduled for October 22, 2020.

Penalties for Medication Violations and Multiple Medication Violations (MMV)

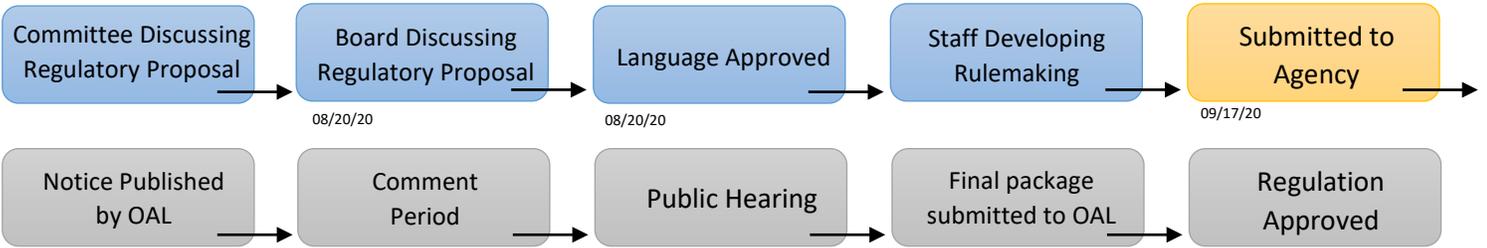


Summary: [Rule 1843.3](#) and [Rule 1843.4](#). Amend Rule 1843.3 and Add Rule 1843.4 to incorporate multiple medication violations (MMV) penalties.

Status: The Board discussed this at the [July 16, 2020 meeting](#) and directed staff to initiate the 45-day public comment period. The rulemaking was submitted to OAL on August 25, 2020 and will be noticed on [September 11, 2020](#). The 45-day public comment period will be open from September 11 – October 26, 2020. The public hearing is scheduled for November 19, 2020.

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Public Participation in Meetings



Summary: **Rule 1415.** Addition of rule 1415 to define the rules regarding public participation during meetings of the Board.

Status: The Board discussed this at the [August 20, 2020 meeting](#) and directed staff to initiate the 45-day public comment period. The rulemaking file was submitted to Agency on September 17, 2020.

Classification of Drug Substances *[Emergency Rulemaking]*

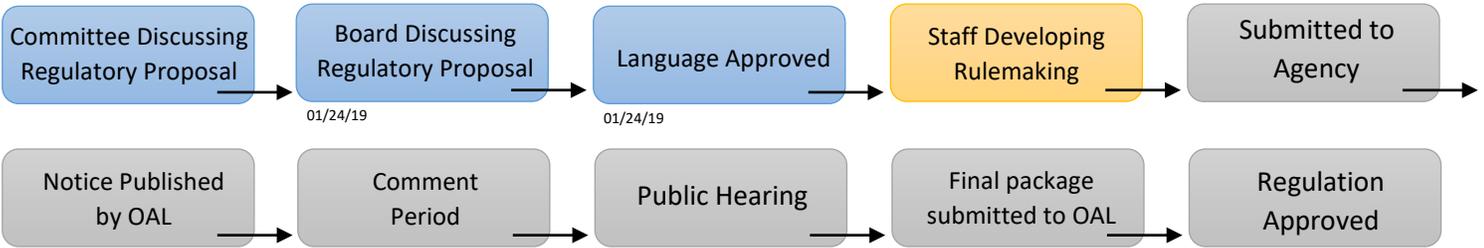


Summary: **Rule 1843.2.** Emergency amendment of rule 1843.2 to update the Alphabetical Substances List to align with the ARCI Uniform Classification Guidelines for Foreign Substances.

Status: The Board discussed this at the [August 20, 2020 meeting](#) and directed staff to initiate the 45-day public comment period. The rulemaking file was submitted to Agency on September 29, 2020.

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Physical Examination; Application for License to Conduct a Horse Racing Meeting



Summary: [Rule 1498](#) and [1433](#). Amend Rule 1498 to provide that stewards shall prohibit any rider thrown from a horse within the inclosure of a CHRB licensed facility from riding until cleared in writing by a physician certified [by XYZ] to evaluate traumatic injury, including concussions.

Amendment Rule 1433 race meet application forms CHRB-17 and CHRB-18 to collect concussion protocol information.

Status: Discussed at [January 2019 Board meeting](#). At January 2019 meeting, Board directed staff to initiate the 45-day comment period.

Penalty for Possession of Electrical Device

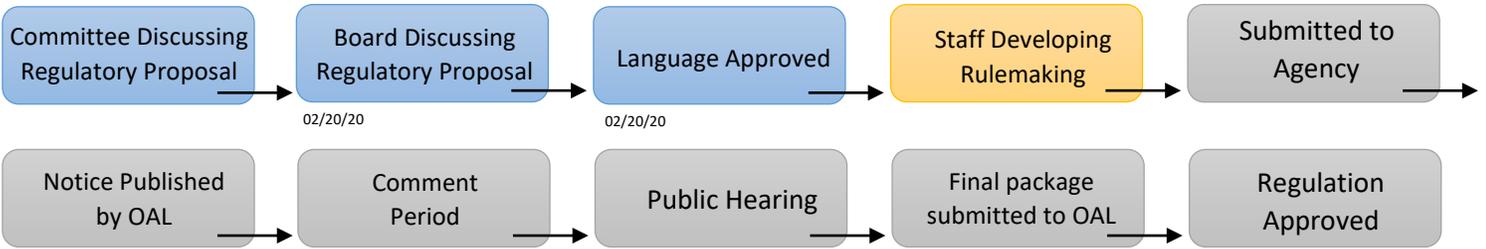


Summary: [Rule 1891.1](#). Amend Rule 1891.1 to require that a complaint against a licensee for violation of, or conspiring to violate, Rule 1890(c) shall be referred to the Stewards for hearing and adjudication.

Status: Discussed at [January 2019 Board meeting](#). At January 2019 meeting, the Board directed staff to initiate the 45-day public comment period.

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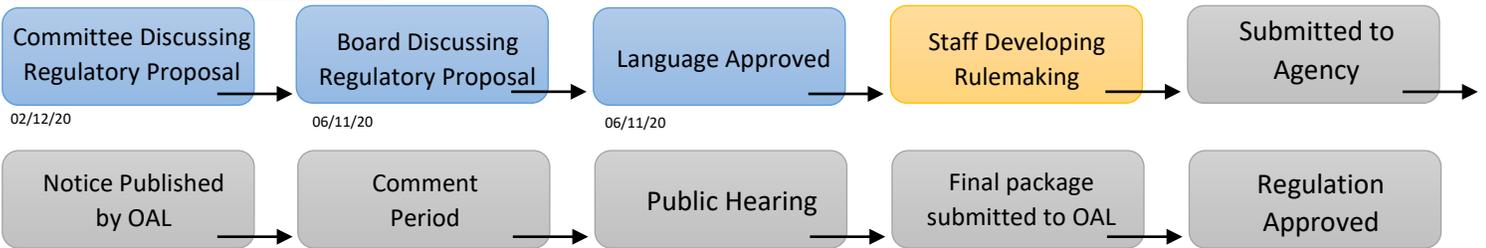
Requirements to Establish an ADW Account



Summary: [Rule 2071](#) and [2072](#). Amend Rules to modify the ADW application and set minimum standards for ADW Account Verification.

Status: The Board discussed this at the [February 20, 2020 meeting](#) and directed staff to initiate the 45-day public comment period.

Equipment Requirement

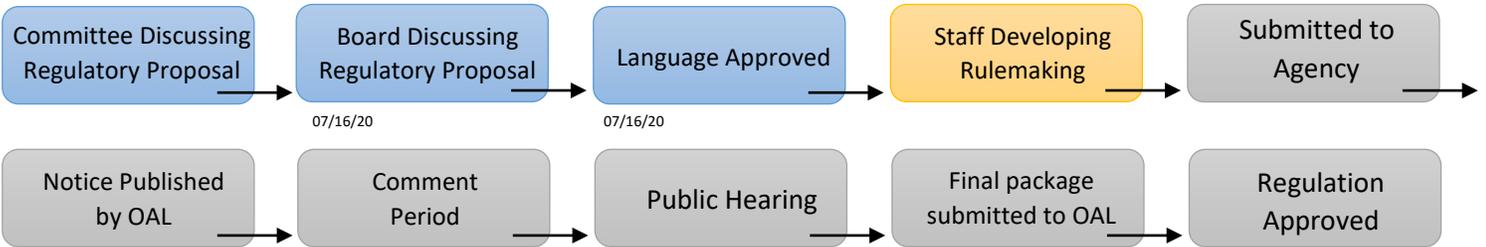


Summary: [Rule 1685](#). Amend Rule 1685 to modify riding crop specifications.

Status: The Board discussed this at the [January 22, 2020 meeting](#) and decided to table the discussion to the [February 2020](#) Medication, Safety, and Welfare Committee meeting. The committee approved the language for the February 2020 Board meeting. The Board discussed this at the [June 11, 2020 meeting](#) and directed staff to initiate the 45-day public comment period.

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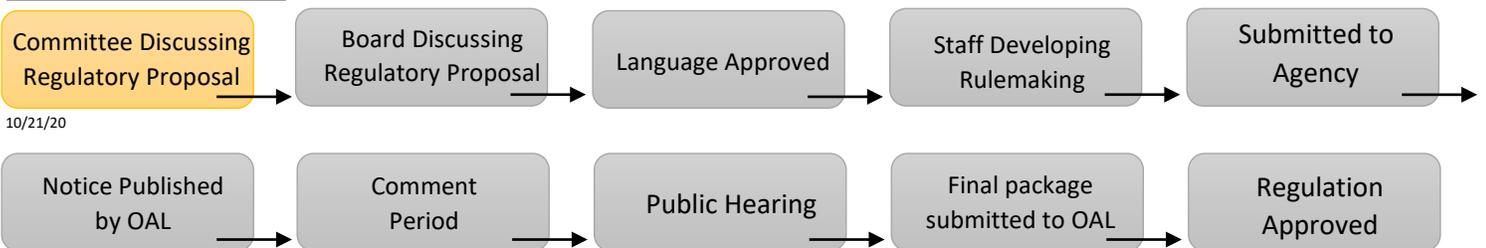
30-Day Stand Down on Fetlock Joint Injections



Summary: **Rule 1588 and 1866.3.** Amend 1588 and add 1866.3 to stipulate that a horse receiving a cortisone injection in a fetlock joint is unable to complete a race 30 days prior to the start of the race or 10 day before a timed workout.

Status: The Board discussed this at the [July 16, 2020 meeting](#) and directed staff to initiate the 45-day public comment period.

Veterinarian's List

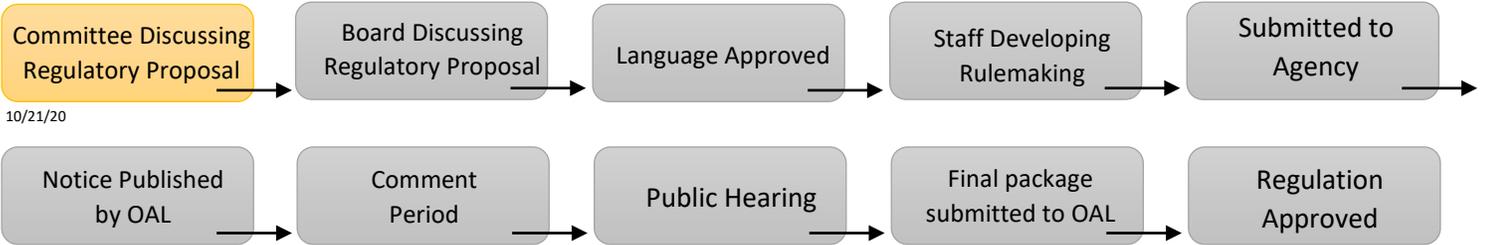


Summary: **Rule 1866.** Amend 1866 to allow the official veterinarian to require diagnostic imaging prior to a horse being removed from the vet's list.

Status: To be discussed at the October 21, 2020 Medication, Safety, and Welfare Committee meeting.

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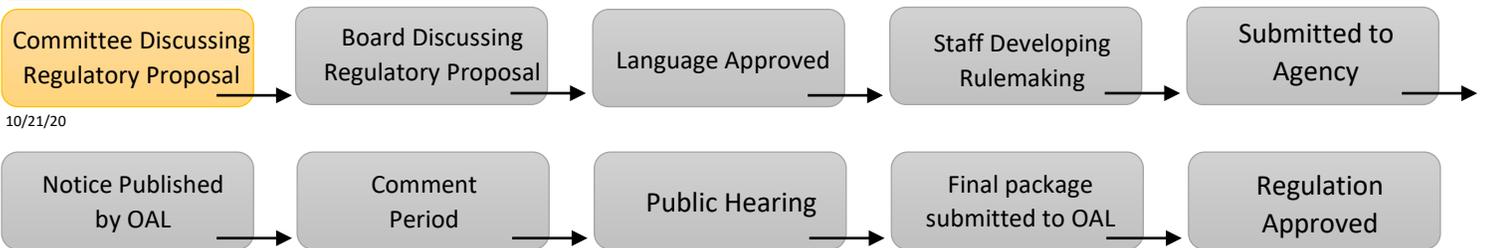
Thyroxine Restricted



Summary: **Rule 1866.4.** Adopt 1866.4 to restrict the usage of thyroxine within a CHRB inclosure.

Status: To be discussed at the October 21, 2020 Medication, Safety, and Welfare Committee meeting.

Fire Prevention



Summary: **Rule 1927.** Amend 1927 to modify the requirements for racing associations to make adequate provisions for fire prevention, protection against fires, and fire suppression within a CHRB inclosure.

Status: To be discussed at the October 21, 2020 Medication, Safety, and Welfare Committee meeting.