

**State of California
Office of Administrative Law**

In re:
California Horse Racing Board

Regulatory Action:

Title 04, California Code of Regulations

Amend sections: 1693

NOTICE OF APPROVAL OF REGULATORY
ACTION

Government Code Section 11349.3

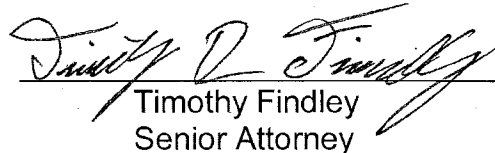
OAL Matter Number: 2025-0509-01

OAL Matter Type: Regular Resubmittal (SR)

This regular rulemaking action by the California Horse Racing Board prohibits assistant starters from using certain methods of manipulating a horse's ears as a technique to control the horse while the horse is on the track or in the starting gate.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 10/1/2025.

Date: June 17, 2025


Timothy Findley
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Scott Chaney, Executive
Director

Copy: Rick Pimentel

RESUBMITTAL

See instructions on
reverse)

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2024-0916-01	REGULATORY ACTION NUMBER 2025-0509-01 SR	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	

ENDORSED - FILED
In the office of the Secretary of State
of the State of California

JUN 17 2025

1:39 PM

AGENCY WITH RULEMAKING AUTHORITY
California Horse Racing Board

AGENCY FILE NUMBER (If any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER 2024, 39-2	PUBLICATION DATE 9/27/24

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Prohibit Manipulation of Ear to Control Horse	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2024-1223-01S
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT
TITLE(S)	AMEND
4	1693
	REPEAL

3. TYPE OF FILING			
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input checked="" type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)		<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> Other (Specify) _____	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)
April 21, 2025, through May 6, 2025

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)			
<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify) _____

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY		
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify) _____		

7. CONTACT PERSON Rick Pimentel	TELEPHONE NUMBER (916) 274-6043	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) repimentel@chrb.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE S. Shinn Digitally signed by S. Shinn Date: 2025.05.08 20:11:48 -0700	DATE May 8, 2025
TYPED NAME AND TITLE OF SIGNATORY Sandra Shinn, Chief of Licensing	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

JUN 17 2025

Office of Administrative Law

CALIFORNIA CODE OF REGULATIONS
TITLE 4. BUSINESS REGULATIONS
DIVISION 4. CALIFORNIA HORSE RACING BOARD
ARTICLE 8. RUNNING THE RACE
AMENDMENT OF RULE 1693,
CONTROL OF HORSES AND JOCKEYS ON ENTERING THE TRACK

1693. Control of Horses and Jockeys on Entering the Track.

(a) The horses are under the control of the starter from the time they enter the track until dispatched at the start of the race. After entry on the track or race course, the horses are not entitled to further care from their attendants, except in case of accident. In case of accident, the starter may permit the jockeys to dismount and the horses to be cared for during the delay; ~~otherwise~~ Otherwise, no jockey shall dismount until after the finish of the race. The horse must be started by the jockey, ~~but~~ or with the sanction of the starter, ~~its~~ a horse may be led to its position in the gate by an assistant starter. With the sanction of the starter, an assistant starter may enter the gate to handle a fractious horse.

(1) No assistant starter shall in any way impede, whether intentionally or otherwise, a fair start.

(2) No assistant starter shall manipulate a horse's ear for purposes of controlling a horse while the horse is on the track or in the starting gate.

(A) For purposes of this regulation, manipulation of the ear shall be defined as biting, twisting, folding, or applying tongs to the horse's ear.

Authority: Sections 19420, 19440, and 19562,
Business and Professions Code.

Reference: Sections 19440 and 19562,
Business and Professions Code.