

NOTICE OF INTENT

Office of the Governor

Division of Administration

Racing Commission

The Louisiana State Racing Commission hereby gives notice that it intends to publish and adopt the following rule by notice of intent. The proposed amendment in conjunction with LAC 35:1.1725 changes the amount of medication allowed to be given for the therapeutic and/or nonsteroidal and/or anti-inflammatory medications listed in the *List of Controlled Therapeutic Medications* published by the Association of Racing Commissioners International, Inc. Louisiana is a member of the Association of Racing Commissioners International, Inc., and therefore has a vote on including medications from this list. Currently, there are 26 medications on this list. These medications consist of Category 3, 4, or 5 medication, drug, or substance as defined and listed by the Association of Racing Commissioners International, Inc. Drug Testing and Quality Assurance Program's *Uniform Classification Guidelines for Foreign Substances*. The Rule memorializes the current rule which provides that detection of any Category 1 or 2 medication, drug, or substance as defined and listed by the Association of Racing Commissioners International, Inc. Drug Testing and Quality Assurance Program's *Uniform Classification Guidelines for Foreign Substances* constitutes a violation.

Title 35

HORSE RACING

Part I. General Provisions

Chapter 15. Permitted Medication

§ 1505. Therapeutic and/or Nonsteroidal and/or Anti-Inflammatory Medication

- A. No nonsteroidal and/or anti-inflammatory medication and/or therapeutic medication of any kind may be administered to or used on a horse in training and eligible to be raced at a race meeting in this state except by a licensed veterinarian or a licensed trainer, or under his or her personal order; provided, however, that any such medication given hypodermically may only be administered by a licensed veterinarian. The nonsteroidal, anti-inflammatory medications ~~designated below may be used in training but may not be administered within 24 hours of a race in which a horse is entered. The maximum analytical test result levels of the urine and blood of such horse, regardless of time of administration, shall be as follows, unless otherwise specified herein.~~ and/or therapeutic medication of any kind shall only be allowed to be administered as is set forth in Chapter 17, Section 1721 and Section 1725. All other Category 3, 4 and 5 medications as listed by the Association of Racing Commissioners International, Inc. Drug Testing and Quality

Assurance Program's Uniform Classification Guidelines for Foreign Substances may not be administered within 24 hours of a race in which a horse is entered to race.

~~1. Urine Levels~~

~~Post-Race Urine Levels~~

~~Total of Drug and/or Metabolite~~

~~Phenylbutazone 165 micrograms per milliliter~~

~~Oxyphenylbutazone 165 micrograms per milliliter~~

~~2. Blood Levels~~

~~Post-Race Blood Levels~~

~~Total of Drug and/or Metabolite~~

~~Phenylbutazone 5.0 micrograms per milliliter~~

~~Oxyphenylbutazone 5.0 micrograms per milliliter~~

- B. In addition to any other urine or blood specimens required to be tested and analyzed, the stewards may order the taking of a blood specimen from any horse from which a urine specimen has been taken or will be taken while the horse is at the special barn and/or test barn as provided in §5761 which blood specimen shall be delivered to the state chemist for testing and analysis.
- ~~C. For all horses entered in a graded or listed stakes race, the maximum analytical test result levels of the blood of such horse, regardless of time of administration, shall be as follows.~~

~~Post-Race Blood Level~~

~~Total of Drug and/or Metabolite~~

~~Phenylbutazone 2.0 micrograms per milliliter~~

- C. Detection of any Category 1 or 2 medication, drug, or substance as defined and listed by the Association of Racing Commissioners International, Inc. Drug Testing and Quality Assurance Program's Uniform Classification Guidelines for Foreign Substances constitutes a violation.

AUTHORITYNOTE Promulgated in accordance with R.S. 4:141 and R.S. 4:142

HISTORICAL NOTE Promulgated by the Department of Commerce, Racing Commission, LR 9 547 (August 1983), amended by the Office of the Governor, Division of Administration, Racing Commission, LR 37 1393 (May 2011), LR 38 1408 (June 2012), LR 39 1281 (May 2013)

Family Impact Statement

This proposed rule has no known impact on family formation, stability, and/or autonomy as described in R.S. 49:972.

Poverty Statement

This proposed rule has no known impact on poverty as described in R.S. 49:973.

Provider Impact Statement

This proposed rule has no known impact on providers of services for individuals with developmental disabilities.

Public Comments

The domicile office of the Louisiana State Racing Commission is open from 8:00 a.m. to 4:30 p.m., and interested parties may contact Charles A. Gardiner III, Executive Director, or Larry Munster, Assistant Executive Director, at (504) 483-4000 (holidays and weekends excluded), or by fax (504) 483-4898, for more information. All interested persons may submit written comments relative to this proposed rule for a period up to 20 days exclusive of weekends and state holidays from the date of this publication to 320 North Carrollton Avenue, Suite 2-B, New Orleans, Louisiana 70119-5100.



Charles A. Gardiner III

Executive Director

11-10-2014

Date