

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 changes the amount of allowable phenylbutazone from 5.0 micrograms per milliliter of blood to 2.0 micrograms per milliliter of blood in a racehorse scheduled to race that is being pre-race tested. Currently, the Louisiana State Racing Commission does not conduct pre-race testing. The proposed administrative rule change, in conjunction with the proposed changes to LAC 35:I.1725 and LAC 35:I.1505, will serve to bring Louisiana into uniformity with the national medication reform taking place regarding medicating race horses nationally and internationally. Approximately 34 states have adopted or have begun the process to adopt the uniform medication reform. This will ensure that if the Louisiana State Racing Commission does conduct pre-race testing, the allowable amount of phenylbutazone will not conflict with the amount adopted elsewhere in the rules.

Title 35

HORSE RACING

Part I. General Provisions

Chapter 17. Corrupt and Prohibited Practices

§1787. Pre-Race Testing

A-G. ...

- H. Whenever pre-race laboratory test reports indicate the presence of a prohibited medication or drug in the sample taken from a horse scheduled to race, particularly, but not limited to specific maximum by quantitative determination of ~~5.0~~ 2.0 micrograms phenylbutazone per milliliter of blood ~~or 5.0 micrograms oxyphenbutazone per milliliter of blood~~, stewards shall scratch the horse from the race. On the first offense a penalty of not less than \$100, nor more than \$200, shall be assessed the trainer. Upon second or multiple offenses for positive tests, the stewards shall take whatever action they deem appropriate, consistent with law and the *Rules of Racing*.

I-L. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:141 and R.S. 4:148.
HISTORICAL NOTE: Promulgated by the Department of Commerce, Racing Commission, LR 8:140 (March 1982), amended LR 12:419 (July 1986).

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