

OHIO STATE RACING COMMISSION

RESOLUTION 2023-06

WHEREAS, the Ohio State Racing Commission (“Commission”) has the authority under Revised Code 3769.03 to promulgate administrative rules;

WHEREAS, Ohio Administrative Code sections 3769-8-01 (B) and 3769-18-01 (B) state It shall be the intent of this rule to protect the integrity of horse racing, guard the health of the horse, and safeguard the interest of the public and racing participants through the prohibition or control of drugs, medications, and substances foreign to the natural horse;

WHEREAS, The Commission desires to amend Rules 3769-8-01 and 3769-18-01 to provide for the ability of a veterinary technician to pull blood for post-race testing; to eliminate the average costing of testing to make it a simple one test per race that the horsemen pay for; and to revise the NSAID penalty to be commensurate with all other penalty ‘C’ substances.

WHEREAS, The Commission must comply with S.B. 9 by reducing regulatory restrictions;

WHEREAS, Commission staff has sent out the proposed rule changes to all the stakeholders for their review and comment;

WHEREAS, Commission staff has posted these proposed rule changes on its website since June 2, 2023;

WHEREAS, The Commission desires to amend these rules to provide uniformity and clarity under 3769-8-01 and 3769-18-01; to rescind Chapters 1 and 11 General Definitions; and to create a new Chapter 1 General Definitions combining the rescinded chapters 1 and 11 General Definitions;

NOW, THEREFORE, BE IT RESOLVED, by the Commission Amended Rules 3769-8-01 and 3769-18-01 and revised 3769-1 General Definitions are APPROVED for submission and review for filing with the Common-Sense Initiative Office, when applicable, and to the Joint Committee on Agency Rule Review.

Adopted: June 21, 2023