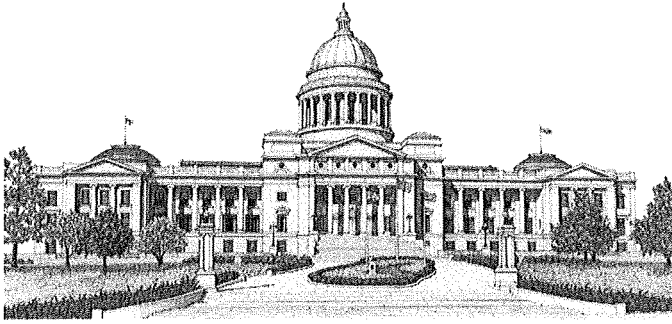


ARKANSAS REGISTER

Transmittal Sheet

Use only for **FINAL** and **EMERGENCY RULES**



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For Office

Use Only:

Effective Date _____ Code Number _____

Name of Agency Arkansas Racing Commission

Department Department of Finance and Administration

Contact Byron Freeland (attorney) E-mail bfreeland@mwlaw.com Phone 501-688-8810

Statutory Authority for Promulgating Rules Ark. Code Ann. 23-110-204

Rule Title: Rule 1151

Intended Effective Date
(Check One)

☐ Emergency (ACA 25-15-204)

☒ 10 Days After Filing (ACA 25-15-204)

☐ Other _____
(Must be more than 10 days after filing date.)

Legal Notice Published

Final Date for Public Comment

Reviewed by Legislative Council

Adopted by State Agency

Date

07-15-17 to 07-17-17

08-21-17

10-17-17

10-19-17

Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)

Byron Freeland

bfreeland@mwlaw.com

10-25-17

Contact Person

E-mail Address

Date

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with the Arkansas Administrative Act. (ACA 25-15-201 et. seq.)

Byron Freeland
Signature

501-688-8810

Phone Number

bfreeland@mwlaw.com

E-mail Address

Attorney for Arkansas Racing Commission

Title

10-25-17

Date

Rule 1151

1151. All portions of purse money earned by horses competing in stakes races shall be made available to the owners of such horse following the clearance of chemical analysis results from those horses who have undergone chemical analysis in such stakes races. All portions of purse money for horses running in overnight races shall be made available to the owners of such horses on the next racing day following the day such horses competed and earned purse money. Provided, however, any purse money earned by any horse in any race may be ordered by the Stewards to be withheld, pending a hearing and resolution of all appeals, should the chemical analysis of the horse indicate the presence of a drug, except as allowed in Rule 1232, or for any other good cause indicating that the horse involved (or its owner, trainer or jockey) may have violated any rule or regulation of the Racing Commission, or otherwise engaged in any conduct, which reasonably warrants withholding the purse under the circumstances. Provided, further, however, should the chemical analysis of any sample of a horse entitled to a share of the purse indicate the presence of a drug, except as allowed by Rule 1232, the purse may be revoked at any time up to nine (9) months following the race and ordered redistributed by the Racing Commission. The failure of the owner or jockey of the horse testing positive for the presence of a drug to repay the funds to the proper person(s) as ordered by the Racing Commission shall result in the suspension and/or revocation of the owner's or jockey's license. The money shall be repaid to the proper person(s) for distribution as soon as possible after recovery. After the period of nine (9) months following the race, all tests and obligations shall be void.