

ARKANSAS REGISTER

Proposed Rule Cover Sheet



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Name of Department Department of Finance & Administration

Agency or Division Name Arkansas Racing Commission

Other Subdivision or Department, If Applicable _____

Previous Agency Name, If Applicable _____

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Name of Rule Thoroughbred Rule 1219 Prohibited practices

Newspaper Name Arkansas Democrat-Gazette

Date of Publishing August 14-16, 2022

Final Date for Public Comment September 22, 2022 @ 11 AM public meeting

Location and Time of Public Meeting Arkansas Racing Commission, 1515 W. 7th St., Suite 505, Little Rock, AR 72201, Oct. 14, 2021 @ 11 AM

Thoroughbred Rule 1219 Summary

This new rule lists prohibited practices outlined by the new HISA rules and is to adopt uniform rules consistent with HISA and other states before it is mandatory.

Thoroughbred Rule 1219 Mark Up

1219. The following are prohibited practices:

- (a) Use of physical or veterinary procedures to mask the effects or signs of injury so as to allow training or racing to the detriment of a horse's health and welfare.**
- (b) Use of extracorporeal shock wave therapy in a manner that may desensitize any limb structures during racing or training.**
- (c) Surgical or chemical neurectomy to cause desensitization of musculoskeletal structures associated with the limbs.**
- (d) Thermocautery, including but not limited to pin firing and freeze firing, or application of any substance to cause vesiculation or blistering of the skin or a counter-irritant effect.**
- (e) Use of a device to deliver an electrical shock to a horse, including but not limited to cattle prods and batteries.**
- (f) Use of electrical medical therapeutic devices, including magnetic wave therapy, laser, electro-magnetic blankets, boots, electro-shock, or any other electrical devices that may produce an analgesic effect within 48 hours of a training activity or at the start of the published post time for which a horse is scheduled to race.**

NOTICE OF PUBLIC HEARING

The Arkansas Racing Commission will meet on September 22, 2022, at 11:00 a.m. in the Commission office located at 1515 West Seventh Street, Suite 500, Little Rock, Arkansas, to consider the adoption of the following rule changes:

- (1) Thoroughbred Rule 1217.3. Proposed amendment to set additional guidelines for extracorporeal shock wave therapy.
- (2) Thoroughbred Rule 1218. Proposed amendment to repeal sections (b)(1) and (2) as those sections conflict with the proposed HISA rules.
- (3) Thoroughbred Rule 1219. Proposed new rule to list prohibited practices contained in the proposed HISA rules.
- (4) Thoroughbred Rule 2099.1 Commission Clocker. Proposed amendment to allow Stewards to grant extensions of up to seven (7) days for horse owners / trainers to record timed workouts.
- (5) Thoroughbred Rule 2128A. Proposed new rule to prohibit jockeys from using hand-held communication devices while on the race track.
- (6) Thoroughbred Rule 2260 Purse Distribution. Proposed amendment to change purse distributions to include more horses.
- (7) Thoroughbred Rule 2444 Claiming. Proposed amendment to improve and clarify the claiming process for multiple claims in the same race.

Any persons wishing to speak for or against any of the above-proposed rule changes should appear at the meeting on September 22, 2022, and they will be given the opportunity to express their views. Persons wishing to submit written comments on the above-proposed rule changes should send them to the Arkansas Racing Commission, P.O. Box 3076, Little Rock, Arkansas 72203, prior to the close of business on September 21, 2022. Copies of the complete text of the proposed rule changes can be obtained from the Racing Commission office during normal business hours and on its website and from the Secretary of State's office and on its website.