

RCI MODEL RULES COMMITTEE
PETITION FOR NEW RULE OR CHANGE TO EXISTING RULE

Please submit this petition via email to rules@arci.com. Submissions received within 45 days of the next committee meeting will only be considered at that meeting at the discretion of the President or Chair of the Model Rules Committee. Printed petitions should be sent to:

Racing Commissioners International
1510 Newtown Pike, Suite 210
Lexington, KY 40511
Phone: 859/224-7070

Your Contact Information:

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A. Brief Description of the Issue

While there are strict controls on the use of medications in the 48 hours prior to a horse's race, current Model Rules do not address the use of multiple products purported to have similar effects (e.g. anti-inflammatory, anxiolytic/calming) and whose use is therefore unregulated or inconsistently regulated across multiple states. The RMTC recommends a 48-hour Restricted Administration Time that is permissive of conventional feeds and water with the use of all other supplements, nutraceuticals, herbal and homeopathic remedies, or other foreign substances prohibited within 48 hours of the post time for the race in which the horse is entered, with the exceptions as noted: 1) Orally administered vitamins; 2) Licensed vaccines against infectious agents; 3) Anti-ulcer medication; 4) Unsupplemented isotonic electrolyte solutions; 5) Altrenogest in female horses; 6) Antimicrobials (antibiotics) and other anti-infective agents, excluding procaine penicillin or other antimicrobial/anti-infective agents containing or metabolizing to Prohibited Substances; 7) Antiparasitic/anthelmintics approved and registered for use in horses, excluding levamisole or other antiparasitic/anthelmintics metabolizing to and/or containing other Prohibited Substances.

B. Discussion of the Issue and Problem

Some regulatory authorities have established a 48-hour Restricted Administration Time for substances (other than furosemide [Lasix]) whereas other states are permissive of administrations up to 24 hours prior to a horse's race. While the Schedule of Controlled Therapeutic Substances (CTS) is clear on being permissive of anti-ulcer medications up to 24 hours, and furosemide as permitted by regulations, all other CTS-listed substances have withdrawal guidance of 48 hours or more. However, there are numerous other substances, potentially with similar effects to those listed on the CTS, that are not addressed. The timing of the use of these substances should likewise also be uniform to assist

stakeholders in compliance and regulators in enforcement and to ensure the integrity of competition. The administration of many of those non-CTS substances cannot be regulated by drug testing as they may be endogenous or components of conventional equine diets. Their use in proximity to a race however, has potential to impact a horse's performance.

Currently, Quarter Horse racing, Standardbred racing, and Thoroughbred racing in several states are not conducted under HISA. (It is worth noting that those Thoroughbreds may be reasonably expected to also participate in races under HISA's jurisdiction and so the adoption of a Model Rule consistent with the HISA regulation is consistent with the ARCI's goal of uniformity in regulations.)

HISA regulations (currently under review by the Federal Trade Commission) address this matter as follows:

Rule 4211.S7...(a) Subject to Rule 4212, only feed, hay, and water are permitted during the Race Period. The following exceptions are then noted:

- (b) The following may be administered up to twenty-four (24) hours prior to Post-Time:
 - (1) Orally administered vitamins;
 - (2) Licensed vaccines against infectious agents;
 - (3) Anti-ulcer medications (e.g., Cimetidine, Omeprazole, and Ranitidine);
 - (4) Unsupplemented isotonic electrolyte solutions by oral or intravenous administrations;
 - (5) Altrenogest in female horses
 - (6) Antimicrobials (antibiotics) and other anti-infective agents, excluding procaine penicillin or other antimicrobial/anti-infective agents containing or metabolizing to Prohibited Substances;
and
 - (7) Antiparasitic/anthelmintics approved and registered for use in horses, excluding levamisole or other antiparasitic/anthelmintics metabolizing to and/or containing other Prohibited Substances.

C. Possible Solutions and Impact

To the extent that a trainer or veterinarian determines these other substances are necessary to maintain a horse's health, they can be administered up to 48 hours prior to post time for the race in which the horse is entered. The above-described exempted substances may be administered up to 24 hours prior to the post time for the race in which the horse is entered.

D. Please identify any affected stakeholder groups that expressed support or opposition. (These stakeholders may include the racetracks, breed registries, owners, trainers, jockeys, veterinarians, or others.)

The proposed regulation was approved by the RMTC Board of Directors at its September 26, 2022 videoconference. Voting in favor were the following organizations: The AAEP, AQHA, Arabian Jockey Club, Breeders Cup, California Thoroughbred Trainers, Churchill Downs, Inc., Del Mar Turf Club, Keeneland Association, KHRC/KEDRC, New York Racing Association, Oak Tree Association, The Jockey Club, The Jockeys' Guild, The Stronach Group, Thoroughbred Owners and Breeders Association, Thoroughbred Horsemen's Association, Thoroughbred Owners of California and Thoroughbred Racing Associations of America. There was one vote in opposition by the National HBPA with no organizations abstaining.

E. **Attach the model rule language you are proposing.** Please show new language with underlined text. If you are proposing that current model rule language be eliminated, please strikeout the language to be deleted.

F. **Review the RCI Model Rules and identify any other Model Rules this change would affect and submit proposed amendments to those rules to comply with changes that would be made by this proposal.**

ARCI-007-025 Operations

A. (7) Race day Security Measures, such as the following, shall be enacted: (a) The administration of any ~~controlled therapeutic medication~~ substance to a horse other than water, hay, and conventional feedstuffs within 24 48 hours of the scheduled post time for which a horse is entered to compete shall result in a scratch except for the administration of furosemide as permitted in ARCI-011-020. The following may be administered up to twenty-four (24) hours prior to Post-Time:

- 1) Orally administered vitamins (such that it is voluntarily consumed by the horse is permitted);
- 2) Licensed vaccines against infectious agents;
- 3) Anti-ulcer medications (e.g., Cimetidine, Omeprazole, and Ranitidine);
- 4) Unsupplemented isotonic electrolyte solutions by oral or intravenous administrations;
- 5) Altrenogest in female horses
- 6) Antimicrobials (antibiotics) and other anti-infective agents, excluding procaine penicillin or other antimicrobial/anti-infective agents containing or metabolizing to Prohibited Substances;
and
- 7) Antiparasitic/anthelmintics approved and registered for use in horses, excluding levamisole or other antiparasitic/anthelmintics metabolizing to and/or containing other Prohibited Substances.

ARCI-011-015 Prohibited Practices

(5) The use of a nasogastric tube (a tube longer than six inches) for the administration of any substance within 24 48 hours prior to the post time of the race in which the horse is entered is prohibited without the prior permission of the official veterinarian or his/her designee.

FILING THIS REQUEST WITH RCI DOES NOT GUARANTEE YOUR PROPOSAL WILL BE CONSIDERED BY THE MODEL RULES COMMITTEE. IF YOU HAVE OPPOSITION FROM AN INTERESTED PARTY, YOU ARE STRONGLY ENCOURAGED TO TRY TO REACH CONSENSUS PRIOR TO FILING THIS FORM.