

LAW AND PUBLIC SAFETY

NEW JERSEY RACING COMMISSION

Harness Racing

Medication and Testing Procedures

Adopted amendment: N.J.A.C. 13:71-23.8

Proposed: March 20, 2006 at 38 N.J.R. 1396(a)

Adopted: May 23, 2006 by the New Jersey Racing Commission,

Frank Zanzuccki, Executive Director

Filed: \_\_\_\_\_ As R. 2006 \_\_\_\_\_, without change

Authority: N.J.S.A. 5:5-30

Effective Date: June 19, 2006

Expiration Date: June 17, 2010

Summary of Public Comments and Agency Responses:

COMMENT:

A written comment was received from Barbara Sachau of New Jersey.

Ms. Sachau opposes the proposed new rule because it concerns the legal administration of certain medications to race horses. Ms. Sachau expresses the view that the proposed new rules do not benefit the health of the animal, but benefits the owners of the horses by permitting them to make money by racing sick horses. She is also of the opinion that permitting such will encourage the illegal administration of other drugs to race horses.

RESPONSE:

Not accepted. Although Ms. Sachau opposes the proposed new rule because it involves the authorized administration of certain medications to race horses, the administration of those medications to race horses in accordance with the proposed new rule is consistent with the health and well being of the animal. The Racing Commission also disagrees with Ms. Sachau's contention that the proposed new rule will encourage the unauthorized drugging of race horses. The Racing Commission's medication rules, as well as its testing procedures are designed to detect and deter the administration of unauthorized drugs to race horses. The Racing Commission rules have historically authorized the administration of limited drugs to race horses, and there is no evidence to support the contention that this encourages the administration of unauthorized drugs to race horses.

Federal Standards Statements

A Federal standards analysis is not required because the rules of racing are dictated by State statute, N.J.S.A. 5:5-22, et seq., and the adopted amendment is not subject to any Federal requirements or standards.

The full text of the adopted rule can be found in the New Jersey Register at 38 N.J.R. 1396(a).