

**DEPARTMENT OF LAW AND PUBLIC SAFETY  
NEW JERSEY RACING COMMISSION**

**Notice of Receipt of Petition for Rulemaking**

Petitioner: Jason M. Settlemoir, COO/General Manager  
New Meadowlands Racetrack

**Take notice** that on September 6, 2017, the New Jersey Racing Commission received a petition for rulemaking from the above petitioner requesting that the Commission adopt a new rule in which any horse testing positive in New Jersey or any other recognized racing jurisdiction for a Class I, II or III drug, TCO<sub>2</sub>, or any substance determined to be “non-therapeutic” shall be deemed ineligible to race for a period of no less than 90 days from the date that positive is called for the first offense, one calendar year for a second offense and the lifetime of the horse for a third offense and the horse testing positive will be placed on the Judges’ list for the length of suspension. The petitioner seeks that this regulation shall supersede any regulation or provision which may allow the horse to be sold or otherwise transferred in order to be eligible to be entered in any race. Any person in violation of this rule may be subject to a monetary penalty and/or suspension.

In accordance with N.J.A.C. 1:30-4.2 and N.J.A.C. 13:1D-1.3, the Executive Director will subsequently mail to the petitioner and file with the Office of Administrative Law a notice of action on the petition.