

ILLINOIS REGISTER

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ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: General Licensee Rules
- 2) Code Citation: 11 Ill. Adm. Code 1313
- 3) Section Number: 1313.70                      Adopted Action:  
Amendment
- 4) Statutory Authority: 230 ILCS 5/9(b)
- 5) Effective Date of Rule: June 28, 2018
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporation by reference? No
- 8) A copy of the adopted amendment, including any material incorporated by reference, is on file in the Agency's central office and is available for public inspection.
- 9) Notice of Proposal Published in the *Illinois Register*: 42 Ill. Reg. 6597; April 13, 2018.
- 10) Has JCAR issued a Statement of Objections to this rule? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the letter issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: Illinois Racing Board rules have required harness horses to be in the paddock 4 hours before scheduled post time. Pursuant to IRB rule 436.5, thoroughbred horses are required to be in their stall 2 hours before scheduled post time. This proposed rulemaking reduces the reporting time (detention time) for harness horses from 4 hours to 3 hours. The Illinois Harness Horsemen's Association (IHHA) petitioned the Board for this change and after researching other racing jurisdictions, it was found that Illinois' 4-hour reporting time, for horses not receiving lasix, is longer than most, if not all. Reporting times around the country range from 3 hours in Indiana to

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1-hour in Ohio. The IHHA argued that the added security time brings about an unnecessary hardship to harness horsemen, racetrack security and the horses.

The 4-hour detention time in rule 1313.70, only applies to non-lasix standardbred horses not receiving furosemide (also known as lasix). Horses receiving furosemide are still subject to the requirements found in Section 603.70 of the Medication rules.

Board staff, including Veterinarians and Stewards reviewed IHHA's proposal. The Board approved the proposed changes on March 27, 2018. In addition, this rulemaking proposes other changes to the rule pursuant to Executive Order 2016-13.

- 16) Information and questions regarding this adopted amendment shall be directed to:

Mickey Ezzo  
Illinois Racing Board  
100 West Randolph  
Suite 5-700  
Chicago, Illinois 60601

(312) 814-5017  
mickey.ezzo@illinois.gov

The full text of the Adopted Amendment begins on the next page:

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TITLE 11: ALCOHOL, HORSE RACING, LOTTERY, AND VIDEO GAMING  
SUBTITLE B: HORSE RACING  
CHAPTER I: ILLINOIS RACING BOARD  
SUBCHAPTER f: RULES AND REGULATIONS OF HARNESS RACING

PART 1313  
GENERAL LICENSEE RULES

Section

1313.10	Worker's Compensation (Repealed)
1313.20	Health Regulations (Repealed)
1313.30	Observe Sanitary, Safety, Humane Rules (Repealed)
1313.40	Halters
1313.48	Safety Helmets
1313.50	Equipment Change and Records
1313.60	Sulky Performance Standards
1313.70	Horses in Paddock
1313.80	Body Alcohol Testing
1313.90	Deceased and Sick Horses (Repealed)
1313.100	Firearms
1313.110	Private Practice Prohibited
1313.120	Veterinarian Reports (Repealed)
1313.130	Clean Equipment (Repealed)

**AUTHORITY:** Authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)].

**SOURCE:** Published in Rules and Regulations of Harness Racing, (original date not cited in publication); passed July 11, 1972; amended April 13, 1973; amended June 11, 1973; amended October 25, 1973, filed December 17, 1973 codified at 5 Ill. Reg. 10937; amended at 11 Ill. Reg. 14816, effective August 24, 1987; amended at 11 Ill. Reg. 20205, effective December 31, 1987; amended at 18 Ill. Reg. 15442, effective September 30, 1994; emergency amendment at 28 Ill. Reg. 5713, effective March 22, 2004, for a maximum of 150 days, emergency expire August 20, 2004; amended at 28 Ill. Reg. 12119, effective August 22, 2004; amended at 29 Ill. Reg. 19688, effective December 1, 2005; amended at 31 Ill. Reg. 16519, effective December 1, 2007; amended at 33 Ill. Reg. 11890, effective August 1, 2009; amended at 41 Ill. Reg. 6590, effective May 25, 2017; amended at 42 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 1313.70 Horses in Paddock**

- a) All horses must be in the paddock, in their assigned stalls, ~~between 4 hours and 6~~  
no later than 3 hours before scheduled post time of the race in which the horse is

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~~entered. Absent Stewards verifying an emergency, with written evidence, as determined by the Stewards, failure to have a horse in the assigned stall at the designated deadline shall result in the horse being scratched, and the trainer of record being fined from shall be subject to a fine not less than \$200 to and not more than \$500 and the horse being scratched from the race. The fine may be waived if the Stewards determine that a verifiable emergency (for example, inclement weather, medical emergency or trainer vehicle breakdown or accident) prevented the trainer from getting the horse to the racetrack at the designated deadline. The trainer shall submit appropriate written documentation of the emergency as determined by the Stewards (for example, emergency room report, towing or repair bill or police report). Except for warming-up warm-up scores, no horse shall leave the paddock until called to post.~~

- b) Only owners, trainers, drivers and grooms of the horses competing in the races on that particular race program, and other persons authorized by the Stewards, may enter the paddock. ~~Persons entitled to admission to the paddock are:~~
- ~~1) Owners of horses competing on the date of the race.~~
  - ~~2) Trainers of horses competing on the date of the race.~~
  - ~~3) Drivers of horses competing on the date of the race.~~
  - ~~4) Grooms and caretakers of horses competing on the date of the race.~~
  - ~~5) Officials whose duties require their presence in the paddock or receiving barn.~~
- e) ~~No more than 2 members of a registered stable, other than the driver, shall be entitled to admission to the paddock on any racing day.~~

(Source: Amended at 42 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)