

NOTICE OF PUBLIC MEETING AND RULEMAKING HEARING

The New Mexico Racing Commission (Commission) will hold a Public Meeting and Rule-Making Hearing on August 23, 2018. The Rule-Making hearing will be held during the Commission's regular business meeting with the public session beginning at 9:30 a.m. in the Ruidoso Downs Race Horse Hall of Fame located in Ruidoso Downs Racetrack, at 26225 US Highway 70, Ruidoso Downs, NM. Copies of the **tentative** agenda may be obtained ten (10) days prior to the meeting from Tina Arce, Paralegal, New Mexico Racing Commission, 4900 Alameda Blvd. NE, Albuquerque, New Mexico 87113, (505) 222-0714, Tina.Arce@state.nm.us. The **final** agenda will be available seventy-two (72) hours prior to the meeting. A copy of the **final** agenda may be obtained from Tina Arce or from the Commission's website, nmrc.state.nm.us.

The purpose of the Rule-Making Hearing is to consider adoption of the proposed amendment to the Rules Governing Horse Racing in New Mexico. Sections 60-1A-1 through 60-1A-30 NMSA 1978 authorizes the Commission to promulgate rules and regulations and carry out the duties of the Act to regulate horse racing.

The purpose of the proposed amendment of Subsection D of 15.2.1.7 NMAC is to include a definition for designated races.

The purpose of the proposed amendment of Subsection N of 15.2.1.7 NMAC is to update the definition of a New Mexico Bred.

The purpose of the proposed amendments of Subsection C of 15.2.1.9 NMAC is to remove the verbiage "At the request of the respondent" and replace with the verbiage "If necessary"; to clarify who is authorized to "issue" a subpoena and to refer to the taking of a deposition; to clarify the timeframe for any objections to a hearing officer and what would occur if the objections would result in not having a hearing officer available for the matter; specify when the Hearing Officer's Report is; and, replace the word "working" with the word "business".

The purpose of the proposed amendment to Subsection W of 15.2.2.8 NMAC is to update the rule regarding the requirements of the association.

The purpose of the proposed amendment to Subsection D of 15.2.3.8 NMAC is to correct a typographical error, include verbiage from the Association of Racing Commissioner's International model rule and clarify when the horsemen's bookkeeper disburses money.

The purpose of the proposed amendment of Subsection B of 15.2.5.8 NMAC is to not allow the "owner" to enter horses into races because many owners are not familiar with the rules of racing which could result in entering horses into wrong races, not specifying the proper equipment, etc.

The purpose of the proposed amendment of Subsection B of 15.2.6.8 NMAC is to reference the possession and dispensing of compounded medications on association grounds by a licensed veterinarian.

The purpose of the proposed amendment of 15.2.6.9 NMAC is to reference the current version of the ARCI's document, "Uniform Classification Guidelines for Foreign Substances and Recommended Penalties" and "Model Rule".

The purpose of the proposed amendment of Subsection C of 15.2.6.9 NMAC is allow products that contain windaid to be administered orally and do not contain any medications to a horse.

The purpose of the proposed amendment to Subsection J of 15.2.6.9 NMAC is to change the penalty for a licensed trainer that does not present their horse for out of competition testing upon notification and absent extenuating circumstances to be a minimum suspension of 1 year.

The purpose of the proposed amendment to Subsection B of 15.2.6.10 NMAC is remove reference to the Association of Racing Commissioner's International drug testing and quality assurance program external chain of custody guidelines as no such document exists.

The purpose of the proposed Subsection G of 16.47.12 NMAC is to address designated races.

All comments submitted and discussion heard during the Rule-Making Hearing will be considered and discussed by the Commission during the open meeting following the Rule-Making Hearing. The Commission will vote on the proposed rules during the public meeting.

A copy of the proposed rule may also be found on <http://nmrc.state.nm.us/rules-regulations.aspx>. Interested persons may submit their written comments on the proposed rules to the Commission at the address below and/or may appear at the scheduled meeting and make a brief verbal presentation of their view. The written comment period closes at 5:00 p.m. on August 16, 2018. The Commission must receive all written comments at that time. Please submit comments to:

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Anyone who requires special accommodations is requested to notify the commission of such needs at least five days prior to the meeting.