



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Washington Horse Racing Commission

- | | |
|--|---|
| <input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 11-20-053 ; or | <input checked="" type="checkbox"/> Original Notice |
| <input type="checkbox"/> Expedited Rule Making--Proposed notice was filed as WSR _____; or | <input type="checkbox"/> Supplemental Notice to WSR _____ |
| <input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4). | <input type="checkbox"/> Continuance of WSR _____ |

Title of rule and other identifying information: (Describe Subject) WAC 260-32-040 Jockey may not be owner or trainer

Hearing location(s):
Auburn City Council Chambers
25 W. Main
Auburn, WA 98002

Date: January 13, 2012 Time: 9:30 a.m.

Date of intended adoption: January 13, 2012
(Note: This is NOT the effective date)

Submit written comments to:

Name: Douglas L Moore
Address: 6326 Martin Way, Suite 209
Olympia, WA 98516-5578
e-mail dmoore@whrc.state.wa.us
fax (360)459-6461 by (date) January 10, 2012

Assistance for persons with disabilities: Contact
Patty Sorby by January 10, 2012
TTY (360) 459-6462 or () _____

Purpose of the proposal and its anticipated effects, including any changes in existing rules: Removes the restriction that jockey's may not own horses and allows them to own with certain restrictions.

Reasons supporting proposal: Ensures transparency for stakeholders and the public on true ownership of horses.

Statutory authority for adoption: RCW 67.16.020

Statute being implemented:

Is rule necessary because of a:

- | | | |
|-------------------------|------------------------------|--|
| Federal Law? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
- If yes, CITATION:

DATE
11/21/2011

NAME (type or print)
Douglas L Moore

SIGNATURE

TITLE
Deputy Secretary

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 21, 2011

TIME: 10:36 AM

WSR 11-23-117

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

Name of proponent: (person or organization)

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Douglas L Moore	6326 Martin Way, Suite 209 Olympia, WA 98516-5578	(360) 459-6462
Implementation.... Robert J Lopez	6326 Martin Way, Suite 209 Olympia, WA 98516-5578	(360) 459-6462
Enforcement..... Robert J Lopez	6326 Martin Way, Suite 209 Olympia, WA 98516-5578	(360) 459-6462

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared. Not applicable

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No: Please explain: Not applicable

AMENDATORY SECTION (Amending WSR 06-07-065, filed 3/10/06, effective 4/10/06)

WAC 260-32-040 Jockey (~~(may not be)~~) as an owner or trainer.

(1) A jockey shall not be (~~(an owner or)~~) a trainer of any horse competing at the race meet where the jockey is riding.

(2) A jockey may be an owner of a horse(s) competing at the race meet where the jockey is riding under the following conditions:

(a) A jockey may not enter more than one horse in an overnight race in which they have an ownership interest in.

(b) A jockey may not ride any horse in a race in which he/she has an ownership interest except the horse that they own.

(c) A jockey is not eligible to claim as an owner.