



# 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 16-02-121 ; 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 260-52 The race - paddock to finish

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

Date: April 8, 2016 Time: 9:30 a.m.

**Date of intended adoption:** April 8, 2016  
 (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](mailto:dmoore@whrc.state.wa.us)  
 fax (360)459-6461 by April 5, 2016

**Assistance for persons with disabilities:** Contact  
Patty Brown by April 5, 2016  
 TTY (360) 459-6462 or ( ) \_\_\_\_\_

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** Adds language that describes when purse money is officially deemed as earned for the owners.

**Reasons supporting proposal:** Explains that purse money is not officially earned until such time as the post race sample is reported as "clear" by the official laboratory.

**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**  
 February 22, 2016

**NAME** (type or print)  
 Douglas L Moore

**SIGNATURE**

**TITLE**  
 Executive Secretary

### CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
 STATE OF WASHINGTON  
 FILED

**DATE:** February 22, 2016

**TIME:** 8:05 AM

**WSR 16-06-024**

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.... Douglas L Moore	6326 Martin Way, Suite 209 Olympia, WA 98516-5578	(360) 459-6462
Enforcement..... Douglas L Moore	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

NEW SECTION

**WAC 260-52-075 Declaring race "official" in respect to purses.**

No purse money may be officially won by the owners of any horse for which a test sample was submitted until the testing laboratory reports that the sample is clear of prohibited substances or there are no overages of permitted medications. Upon notice of a positive sample by the testing laboratory, no purse may be released to the owners of the horse in question pending a final determination of the alleged infraction.