

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Licensing
- 2) Code Citation: 11 Ill. Adm. Code 502
- 3) Section Number: 502.30 Adopted Action:
Amend
- 4) Statutory Authority: 230 ILCS 5/9(b)
- 5) Effective Date of Rulemaking: March 1, 2014
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment 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 Illinois Register: 37 Ill. Reg. 19523 – December 6, 2013.
- 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 these amendments replace any emergency amendments currently in effect? Yes. 37 Ill. Reg. 19740; December 6, 2013.
- 14) Are there any other proposed amendments pending in this Part? No
- 15) Summary and purpose of rulemaking: This proposed rulemaking increases license fees to \$25 annually for the following categories: groom, hot walker, assistant trainer, veterinarian's assistant, exercise person, pony person, foreman and vendor helper. In addition, persons who perform professional services, such as members of the clergy, doctors, EMTs, dentists, social workers, substance abuse counselors, race track employees such as valets, assistant starters, charters, jockey room masseurs, kitchen help and jockey room custodians shall also pay a licensing fee of \$25 when applying for a license.

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENT

- 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

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

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENT

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY, AND VIDEO GAMING

SUBTITLE B: HORSE RACING

CHAPTER I: ILLINOIS RACING BOARD

SUBCHAPTER c: RULES APPLICABLE TO ALL OCCUPATION LICENSEES

PART 502
LICENSING

Section

- 502.10 Submission of Application
- 502.20 Complete Application
- 502.30 License Fees
- 502.40 Duration and Extent of Occupation Licenses
- 502.50 Rulings and Hearings
- 502.55 Denial of License
- 502.58 License to Participate

SUBPART B: STATUTORY GROUNDS FOR DENIAL OF A LICENSE

Section

- 502.60 Denial of a License for Criminal Conviction
- 502.72 First-Time Applicant Who Has Been Convicted of a Crime
- 502.76 Prohibitions Against Persons on Conditional Discharge, Parole, Probation or Supervision
- 502.78 Probationary Nature of Licenses
- 502.80 Unqualified to Perform the Duties
- 502.90 Falsifying Answers or Omitting Facts
- 502.100 Just Cause
- 502.102 Burden of Going Forward
- 502.104 Denial of a License for Just Cause in Illinois or in Another Racing Jurisdiction

SUBPART C: GENERAL CRITERIA

Section

- 502.110 Criteria for Determining Eligibility
- 502.115 Standards Required of All Applicants

SUBPART D: OWNERS

Section

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENT

502.120 Owners

SUBPART E: TRAINERS AND ASSISTANT TRAINERS

Section
502.200 Trainers and Assistant Trainers
502.210 Prospective Trainers or Assistant Trainers
502.220 Workers' Compensation

SUBPART F: JOCKEYS AND APPRENTICE JOCKEYS

Section
502.230 Jockeys and Apprentice Jockeys
502.235 Apprentice Jockeys, Criteria for Eligibility
502.238 Apprentice Contract or Certificate

SUBPART G: DRIVERS

Section
502.250 Harness Driver
502.260 Prospective Harness Drivers
502.270 "Q" Licenses
502.280 "P" Licenses
502.290 "A" Licenses

SUBPART H: OTHER LICENSEES

Section
502.300 Veterinarians
502.320 Veterinary Assistant
502.350 Farriers (Blacksmiths)
502.380 Exercise Riders
502.400 Pony Person
502.450 Stable Foreman
502.500 Jockey Agents
502.600 Authorized Agents
502.650 Tack Shop Operators and Other Vendors
502.660 Vendor Helper
502.680 Thoroughbred Grooms
502.690 Harness Grooms

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENT

502.700 Hotwalker
502.790 Totalizator Employee
502.795 Business Agents

SUBPART I: CONFLICTS OF INTEREST

Section
502.800 General Provisions
502.820 Dual Licensing
502.830 Limitations on License
502.840 Husbands and Wives
502.850 Transfer of a Horse

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

SOURCE: Emergency rule adopted and codified at 6 Ill. Reg. 9711, effective July 27, 1982, for a maximum of 150 days; adopted and codified at 6 Ill. Reg. 13786, effective October 25, 1982; amended at 7 Ill. Reg. 5225, effective April 1, 1983; amended at 11 Ill. Reg. 20611, effective January 1, 1988; amended at 13 Ill. Reg. 1562, effective January 23, 1988; amended at 13 Ill. Reg. 4931, effective March 22, 1989, amended at 14 Ill. Reg. 17641 effective October 16, 1990; amended at 15 Ill. Reg. 11985, effective August 12, 1991; amended at 16 Ill. Reg. 12774, effective July 31, 1992; amended at 17 Ill. Reg. 19961, effective November 9, 1993; amended at 18 Ill. Reg. 11615, effective July 7, 1994; amended at 19 Ill. Reg. 5034, effective April 1, 1995; amended at 19 Ill. Reg. 17190, effective January 1, 1996; amended at 20 Ill. Reg. 13052, effective October 1, 1996; amended at 22 Ill. Reg. 10656, effective June 1, 1998; amended at 28 Ill. Reg. 6009, effective August 1, 2004 amended at 29 Ill. Reg. 10248, effective August 1, 2005; amended at 32 Ill. Reg. 7391, effective May 1, 2008; amended at 33 Ill. Reg. 6696, effective May 1, 2009; emergency amendment at 37 Ill. Reg. 19740, effective November 20, 2013, for a maximum of 150 days; amended at 38 Ill. Reg. _____, effective _____.

Section 502.30 License Fees

- a) Applications for the following annual occupation licenses shall be accompanied by a non-refundable fee of \$25; ~~according to the following schedule:~~
- 1) ~~\$25~~— owner, trainer, owner/trainer, owner/trainer/driver, driver, jockey, apprentice jockey, jockey agent, veterinarian, farrier, apprentice farrier, authorized agent, vendor, partnership, ~~starter, steward,~~ totalizator employee, racing official, intertrack employee, ~~and~~ business agent;

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENT

assistant trainer, veterinarian's assistant, animal health technician, exercise person, pony person, foreman, vendor helper, hot walker and groom.

2) ~~— \$15 — assistant trainer and veterinarian's assistant;~~

3) ~~— \$10 — exercise person, pony person, foreman and vendor helper;~~

4) ~~— \$5 — hot walker and groom.~~

b) The following individuals shall submit the license application with a non-refundable fee of \$25, together with any other information (~~when~~where applicable, listed in Subpart B or C) required by the Board, including but not limited to fingerprint cards, the required fee for fingerprint cards and certification of licensure, ~~but shall not be assessed a license fee:~~

1) persons who perform professional services, such as members of the clergy, doctors, EMTs, dentists, social workers, and substance abuse counselors; and

2) race track employees such as valets, assistant starters, charters, jockey room masseurs, kitchen help and jockey room custodians.

(Source: Amended at 38 Ill. Reg. _____, effective _____)