

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Approval of Racing Officials
- 2) Code Citation: 11 Ill. Adm. Code 422
- 3)

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
422.10	Amendment
422.20	Repealed
422.30	Repealed
422.40	Repealed
422.100	Repealed
- 4) Statutory Authority: 230 ILCS 5/9(b)
- 5) Effective Date of Rule: November 1, 2018
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted amendments, 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. 14109, July 20, 2018
- 10) Has JCAR issued a Statement of Objections to this rule? No
- 11) Differences between Proposal and Final Version: No changes were made
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the letter issued by JCAR? No changes were requested by JCAR
- 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: Pursuant to Executive Order 2016-13, the IRB is amending and repealing sections under the "Cutting the Red Tape Initiative" to make certain that regulatory standards are not unduly burdensome to licensees.
- 16) Information and questions regarding this adopted rule shall be directed to:

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The full text of the Adopted Amendments 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 b: RULES APPLICABLE TO ORGANIZATION LICENSEES

PART 422
APPROVAL OF RACING OFFICIALS

Section

422.10	Racing Officials
422.20	Approval of New Officials (Repealed)
422.30	Standards for Approval and Disapproval of Officials (Repealed)
422.40	Recommendation of Board (Repealed)
422.50	Suspension and Removal of Officials
422.60	Conflict of Interest Provisions
422.70	Emergency Approval
422.80	Physical Examination
422.90	Officials Approved by the Stewards
422.100	Occupation License (Repealed)
422.110	Penalties

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

SOURCE: Adopted at 5 Ill. Reg. 10341, effective September 25, 1981; codified at 5 Ill. Reg. 10905; amended at 10 Ill. Reg. 10141, effective May 27, 1986; amended at 13 Ill. Reg. 1558, effective January 23, 1989; amended at 16 Ill. Reg. 13069, effective August 10, 1992; amended at 35 Ill. Reg. 8481, effective May 23, 2011; amended at 42 Ill. Reg. _____, effective _____.

Section 422.10 Racing Officials

- a) Each organization licensee shall submit to the Board for its approval or disapproval the names of all persons whom the licensee has selected as racing officials or employees whose duties relate to the actual running of the races. The list shall include, when applicable, the following thoroughbred and harness racing officials:

Association Steward
Presiding Judge

Marshal or Outrider
Timer

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Associate Judge	Clerk of the Scales
Racing Secretary	Clerk of Course
Assistant Racing Secretary	Track Veterinarian
Patrol Judges	Track Superintendent
Placing Judges	Mutuel Manager
Paddock Judges	Program Director
Breathalyzer Operator	Director of Security
Starter	General Manager

- b) The list of names shall be submitted to the Board in writing at least 20 days prior to the opening of any race meeting and the list shall indicate whether the nominee has previously been employed at any Illinois race track. No racing official shall participate in a race meeting without an occupation license.
- c) The organization licensee shall file a completed application and resume for each nominee who was not previously approved by the Board as a racing official.
- d) The Board's approval or disapproval of the racing officials selected by the organization licensee shall be based on the standards and guidelines set forth in Section 15(c) and (d) of the Act for denial, suspension, and revocation of an occupation license.
- e) The Board shall act on the organization licensee's list of officials at a meeting of the Board. If Board staff recommends disapproval of an official, the organization licensee shall be notified of the recommendation in advance of the Board meeting.

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

Section 422.20 Approval of New Officials (Repealed)

- a) ~~The organization licensee shall file the following documents with respect to each nominee who was not previously approved by the Board as a racing official:~~
 - 1) ~~A complete application which must include the following information:~~
 - A) ~~Date of birth,~~
 - B) ~~Social security number,~~
 - C) ~~Home address,~~

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- D) ~~Home telephone number,~~
 - E) ~~Names of previous employers,~~
 - F) ~~Phone numbers and contact person for verification of prior employment, and~~
 - G) ~~Educational background.~~
- 2) ~~A signed statement ("Authorization for Release of Information Form") authorizing the release of information to the Illinois Department of Law Enforcement and the Board.~~
 - 3) ~~A completed FBI Fingerprint Card.~~
- b) ~~The documents shall be filed directly with the Board at least sixty days prior to the opening of the race meeting.~~

(Source: Repealed at 42 Ill. Reg. _____, effective _____)

Section 422.30 Standards for Approval and Disapproval of Officials (Repealed)

~~The Board's approval or disapproval of the racing officials selected by the organization licensee shall be based on the standards and guidelines set forth in Sections 37-15(c) and (d) of the Act for denial, suspension, and revocation of an occupation license. The Board shall also give particular consideration to the nominee's experience, if any, as a racing official and his/her qualifications for the position.~~

(Source: Repealed at 42 Ill. Reg. _____, effective _____)

Section 422.40 Recommendation of Board (Repealed)

~~The Board shall act on the organization licensee's list of officials at a meeting of the Board. If Board staff recommends disapproval of an official, the organization licensee shall be notified of the recommendation in advance of the Board meeting.~~

(Source: Repealed at 42 Ill. Reg. _____, effective _____)

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Section 422.100 Occupation License (Repealed)

~~No person shall serve or act as a racing official unless such person has an occupation license.~~

(Source: Repealed at 42 Ill. Reg. _____, effective _____)