

ILLINOIS REGISTER

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ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Identification of Horses
- 2) Code Citation: 11 Ill. Adm. Code 1307
- 3) 

<u>Section Numbers</u> :	<u>Adopted Actions</u> :
1307.10	Amendment
1307.30	Repealed
1307.40	Repealed
1307.50	Repealed
1307.60	Repealed
1307.70	Repealed
1307.80	Amendment
- 4) Statutory Authority: 230 ILCS 5/9(b)
- 5) Effective Date of Rules: September 1, 2019
- 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*: 43 Ill. Reg. 5193; May 10, 2019.
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: The Board made a limited number of non-substantive corrections to its first-notice proposal.
- 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 this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

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- 15) Summary and Purpose of Rulemaking: Part 1307 was adopted in 1995 and has never been amended. Sections 30, 40, 50, 60, and 70 are outdated and sections 10 and 80 will be amended to conform to industry standards.
- 16) Information and questions regarding these adopted rules shall be directed to:

Mickey Ezzo  
Illinois Racing Board  
100 West Randolph  
Suite 5-700  
Chicago, Illinois 60601

(312) 814-5017  
Mickey.ezzo@illinois.gov

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

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NOTICE OF ADOPTED AMENDMENTS

TITLE 11: ALCOHOL, HORSE RACING, LOTTERY, AND VIDEO GAMING  
SUBTITLE B: HORSE RACING  
CHAPTER I: ILLINOIS RACING BOARD  
SUBCHAPTER f: RULES AND REGULATIONS OF HARNESS RACING

PART 1307  
IDENTIFICATION OF HORSES

Section

1307.10	Bonafide Owner or Lessee
1307.30	Failure to Furnish Reliable Program Information ( <u>Repealed</u> )
1307.40	Inaccurate Information ( <u>Repealed</u> )
1307.50	Check on Identity of Horse ( <u>Repealed</u> )
1307.60	False Chart Lines ( <u>Repealed</u> )
1307.70	Frivolous Demands ( <u>Repealed</u> )
1307.80	<u>Horse Identification Lip Tattooing or Freeze Branding</u>
1307.90	Changes in Ownership

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

SOURCE: Published in Rules and Regulations of Harness Racing, (original date not cited in publication); codified at 5 Ill. Reg. 10929; emergency amendment at 19 Ill. Reg. 8809, effective June 15, 1995 for a maximum of 150 days; amended at 19 Ill. Reg. 13911, effective October 1, 1995; amended at 43 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 1307.10 Bonafide Owner or Lessee**

~~a) A horse must race in the name of the bonafide owner or lessee. Nominators shall learn the facts of ownership about all horses in their care before making registration. Persons violating this rule may be fined, suspended or expelled.~~

- b) ~~No horse shall be permitted to start that has not been fully identified to the satisfaction of the Board or its representative and the United States Trotting Association. Attempts to interfere with the identification or examination of any horse shall be regarded as fraud or attempt at fraud and the same penalties shall apply.~~

(Source: Amended at 43 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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**Section 1307.30 Failure to Furnish Reliable Program Information (Repealed)**

~~Failure to furnish reliable program information may subject the track and/or program director to a fine not to exceed \$500 and/or suspension until arrangements are made to provide reliable program information.~~

(Source: Repealed at 43 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1307.40 Inaccurate Information (Repealed)**

~~Owners, drivers or others found guilty of providing inaccurate information on a horse's performance, or of attempting to have misleading information given on a program may be fined, suspended or expelled.~~

(Source: Repealed at 43 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1307.50 Check on Identity of Horse (Repealed)**

~~Any track official, representative of the Board, representative of the United States Trotting Association, owner or driver may call for information concerning the identity and eligibility of any horse on the grounds of a track and may demand an opportunity to publicly examine such horse or his eligibility certificate with a view to establish his identity or eligibility. If the owner or party representing such a horse refuses to give information, allow an examination, or fails to give satisfactory identification, the horse and the owner or party may be debarred, suspended or expelled.~~

(Source: Repealed at 43 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1307.60 False Chart Lines (Repealed)**

~~Any official, clerk, or person who enters a chart line on an eligibility certificate when the race has not been charted by a licensed charter may be fined, suspended or expelled.~~

(Source: Repealed at 43 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1307.70 Frivolous Demands (Repealed)**

~~Any person demanding the identification of a horse without cause or merely with the intent to embarrass a race, shall be punished by a fine not exceeding \$100 or by suspension or expulsion.~~

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(Source: Repealed at 43 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1307.80 Horse Identification Lip Tattooing or Freeze Branding**

No horse shall be permitted to start in a race unless it has been lip tattooed, ~~has been or~~ freeze branded with an identifying number, or has received an electronic horse identification microchip that accurately identifies the horse and is compliant with the International Organization of Standardization (ISO). ~~The stewards may allow a horse to race once without a tattoo or freeze brand. Thereafter, the horse must be tattooed or freeze branded or the trainer must show evidence that arrangements have been made to comply with this provision. If satisfactory evidence is presented to the stewards, the horse may be permitted to race.~~

(Source: Amended at 43 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)