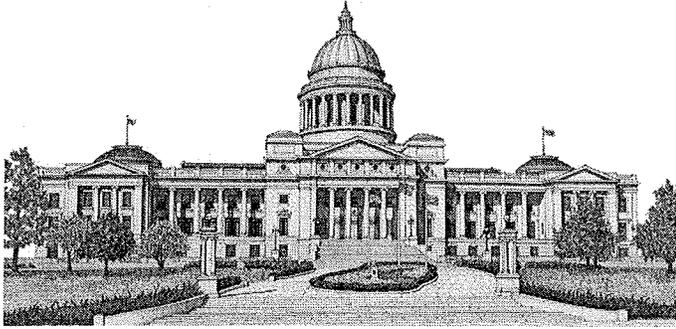


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Name of Agency Department of Finance and Administration

Department Arkansas State Racing Commission

Contact Byron Freeland E-mail bfreeland@mvlaw.com Phone 688-8810

Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 1360

Intended Effective Date
(Check One)

- Emergency (ACA 25-15-204)
- 30 Days After Filing (ACA 25-15-204)
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(Must be more than 30 days after filing date.)

	Date
Legal Notice Published	<u>10-15-11</u>
Final Date for Public Comment	<u>11-30-11</u>
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Adopted by State Agency	<u>11-30-11</u>

Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)

<u>Byron Freeland</u>	<u>bfreeland@mvlaw.com</u>	<u>Jan 12, 2012</u>
Contact Person	E-mail Address	Date

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with the Arkansas Administrative Act. (ACA 25-15-201 et. seq.)

Byron Freeland
Signature

(501) 688-8810 bfreeland@mvlaw.com
Phone Number E-mail Address

Attorney

Title
Jan 12, 2012

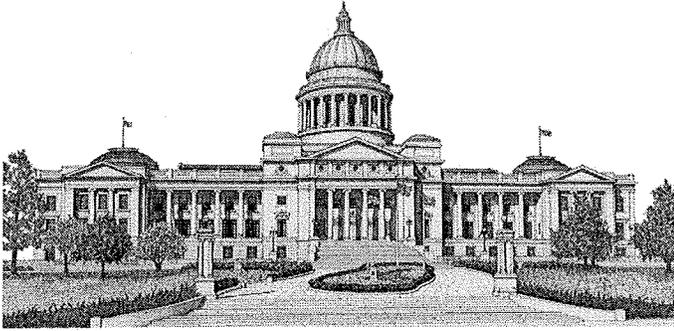
Date

1360. When any licensee or greyhound is suspended by the Board of Judges, such suspension shall immediately become effective on all other tracks under the jurisdiction of the Commission until such time as the case in question is decided upon by the Commission. The license of anyone ruled off of any Arkansas track for fraud or fraudulent practices, or for violation of any of the rules of racing of the Commission, shall thereby be revoked. When a person is ruled off for any fraudulent practice in relation to a particular greyhound wholly or partly belonging to him/her, he/she shall return all money or prizes which such greyhound has fraudulently won. Fines must be paid within three (3) live racing days upon receipt of the Board of Judges ruling. Delinquents may be suspended. All moneys imposed as fines, except such fines as may be imposed on Franchise Holders, shall be collected by on-site representatives of the Commission. An unpaid fine may not be rescinded by the Board of Judges except with the approval of the Commission.

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Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 3082

Intended Effective Date
(Check One)

Date

<input type="checkbox"/> Emergency (ACA 25-15-204)	Legal Notice Published	<u>10-15-11</u>
<input type="checkbox"/> 30 Days After Filing (ACA 25-15-204)	Final Date for Public Comment	<u>11-30-11</u>
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 Byron Freeland bfreeland@mwlaw.com Jan 12, 2012
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Date

3082. Any person who applies for a Trainer's License must pay the applicable fee, secure a license from the Commission and sufficiently pass qualifications as mandated in Rules 3094 and 3095. Only one trainer license may be issued to a single kennel operation and will be known as the "trainer of record." Any trainer license holder shall be required to notify the Board of Judges or the Director of Racing when they will be absent from the grounds for more than 48 hours and will designate in writing another licensee who holds an active assistant trainer license who will be responsible for any infraction of the Rules and Regulations.

Rule 3083.

Any person who applies for an Assistant Trainer's License must pay the applicable fee, secure a license from the Commission and sufficiently pass qualifications as mandated in Rules 3094 and 3095. Any holder of an "Assistant Trainer's" license, if so designated in writing by a kennel's trainer of record, may temporarily be responsible for any infraction of the Rules and Regulations during a Trainer's absence for up to 14 consecutive calendar days. The Board of Judges may extend that period for up to an additional 14 consecutive days in the event of an emergency situation if it is in the best interest of greyhound racing.

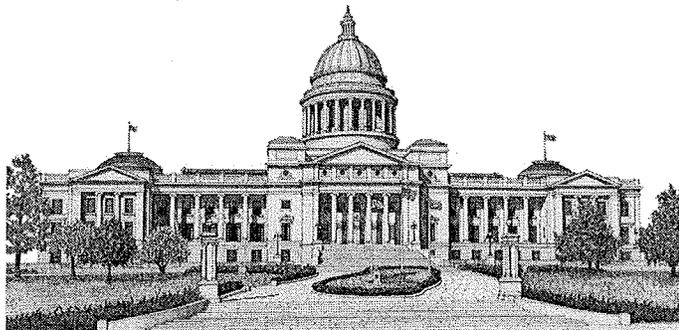
Summary

Rule 3083. The proposed rule establishes a new assistant trainer license category and allows an assistant trainer to be responsible for the kennel in the absence of the trainer for fourteen days, which may be extended in an emergency situation.

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Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 3083

Intended Effective Date
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Date

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<input checked="" type="checkbox"/> Other <u>March 1, 2012</u> (Must be more than 30 days after filing date.)	Reviewed by Legislatice Council	<u>1-11-12</u>
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Rule 3084.

Any person who applies for a “Kennel Helper” license must pay the applicable fee and secure a license from the Commission. A person holding a “Kennel Helper” license is not authorized to weigh-in greyhounds prior to official races, without being accompanied by a licensed Assistant Trainer or Trainer that works for the same kennel operation. A “Kennel Helper” may not act as an agent or authorized representative for a kennel or otherwise make decisions regarding the active career of any greyhound on the grounds of the Franchise Holder.

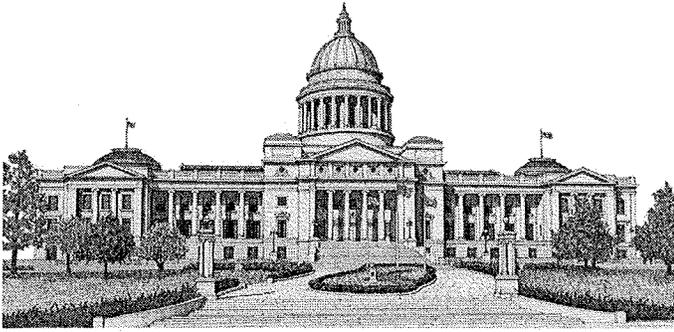
Summary

Rule 3084. The proposed rule makes it clear that the assistant trainer or trainer of record must be present for the weigh-in of greyhounds prior to the start of a race. The proposed rule also provides that a kennel helper cannot act as a representative of the kennel or make decisions regarding the greyhound's racing career.

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Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 3084

Intended Effective Date
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<input type="checkbox"/> 30 Days After Filing (ACA 25-15-204)	Final Date for Public Comment	<u>11-30-11</u>
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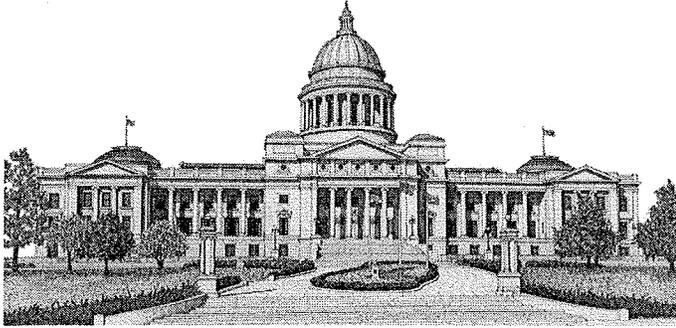
Rule 3084.

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Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 3098

Intended Effective Date (Check One)		Date
<input type="checkbox"/> Emergency (ACA 25-15-204)	Legal Notice Published	<u>10-15-11</u>
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Attorney

Title

Jan 12, 2012
Date

3098. The following persons shall be required to secure a license from the Commission, and the annual fee shall be as follows:

Authorized Agent (for each owner represented)	\$ 8.00
Kennel Name	\$30.00
Owner	\$30.00
Partnership or Corporation	\$30.00
Trainer	\$25.00
Assistant Trainer	\$20.00
Employee	\$ 5.00
Registration for each Greyhound	\$ 2.00

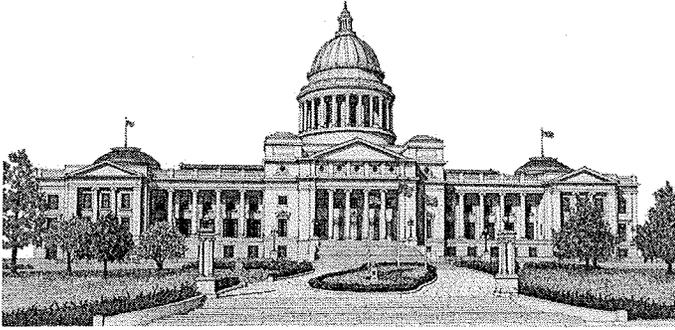
Any person employed on the grounds of a Franchise Holder by the Franchise Holder, or its lessees, or on any authorized off-track facility, either owned by the Franchise Holder, or by any individual, where racing greyhounds are housed, or by any concession licensed or permitted to operate on the grounds of the Franchise Holder must secure an Employee License.

Any person to whom a license has been issued by the Commission and whose duties require that such person have access to the paddock and/or the kennel compound shall have a photographic identification badge clearly visible on his person at all times while he is in these areas. Persons failing to have a photographic identification badge clearly visible when entering the paddock and/or kennel areas are subject to ejection from the grounds, a fine, suspension, or ruling off. The photographic identification badge shall be issued by the Commission in the form approved by the Commission. Any licensee who loses his photographic identification badge will be charged \$5.00 to replace the badge. Any visitor to the paddock and/or kennel compound shall wear a visitor's pass in plain view. The visitor's pass shall be in the form approved by the Commission. Track security shall maintain a log of all persons to whom a visitor's pass has been issued.

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Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 3220(B)

Intended Effective Date
(Check One)

Date

<input type="checkbox"/> Emergency (ACA 25-15-204)	Legal Notice Published	<u>10-15-11</u>
<input type="checkbox"/> 30 Days After Filing (ACA 25-15-204)	Final Date for Public Comment	<u>11-30-11</u>
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 Attorney
 Title
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Date

3220. A. All greyhounds shall be weighed in at the designated time preceding the first race of the day. All greyhounds must weigh-in with wire or plastic muzzle, collar, lead strap, and approved identification tag.

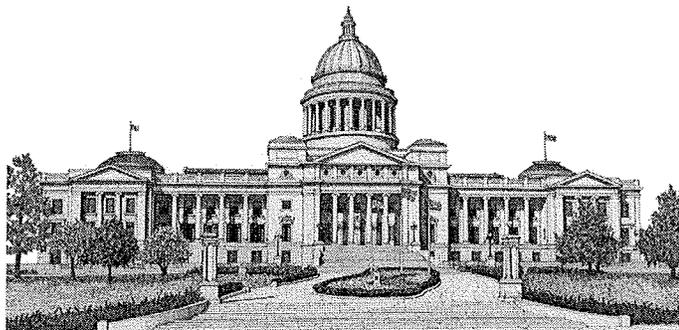
B. All greyhounds must be weighed not less thirty minutes before the time of the first race of the performance unless a later time has been designated or approved by the Board of Judges or the Commission.

C. The weigh-in time shall be limited to a 30-minute period unless an extension has been granted by the Commission Judge or approved by the Commission.

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Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 3221(A)

Intended Effective Date
(Check One)

- Emergency (ACA 25-15-204)
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Attorney

Title
Jan 12, 2012

Date

3221. At the first official schooling of each greyhound, the trainer and/or owner must establish the racing weight ("set weight") for each greyhound.

A. At first weigh-in time (pre-post weight), should there be a variation of more than two pounds either way from its established racing weight ("set weight"), the Presiding Judge or Commission Judge must order said greyhound scratched if it cannot meet the weight requirements by the close of time for the weigh-in.

QUINIELA DOUBLE WITH CARRYOVER

5026.

(A) The "Quiniela Double with Carryover" is a form of pari-mutuel wagering in which the bettor selects the first two greyhounds finishers, irrespective of order, in each of two specified races.

(B) A commission authorized by law is deducted from the sum total wagered into the "Quiniela Double" pool. The balance is called the "net pool."

(C) The net "Quiniela Double" pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

1. As a single price pool to those who selected the first two finishers in each of the two "Quiniela Double" races. If there are no such wagers, then
2. 100% of the net pool shall be placed into a "carryover" pool and those monies shall be added to the "Quiniela Double" pool on the next performance.

(D) If a greyhound is scratched in either race of the "Quiniela Double" races, all money wagered on combinations including the scratched greyhound(s) shall be deducted from the "Quiniela Double" pool and refunded.

(E) In the event of a "Dead Heat" for first in either of the two races of the "Quiniela Double," then:

1. If it is between two betting interests, the calculation and distribution of the net pool shall be figured as if no "Dead Heat" occurred, or
2. If it is between three or more betting interests, the "Quiniela Double" net pool shall be distributed as a profit split.

(F) In the event of a "DEAD HEAT" for place in either of the two races of the "Quiniela Double" involving two or more betting interests, the "Quiniela Double" shall be calculated and distributed as a profit split.

(G) If either of the "Quiniela Double" races is canceled prior to the first race of the "Quiniela Double," or if the first race of the "Quiniela Double" is declared a "NO RACE," the entire "Quiniela Double" pool shall be refunded, minus any previous carryover monies, for those races.

(H) If the second race of the "Quiniela Double" is canceled or declared a "NO RACE" after the conclusion of the first race of the "Quiniela Double," the net "Quiniela Double" pool, minus any carryover monies, shall be distributed as a single price pool to

winning wagers selecting the first two finishers of the first "Quiniela Double" race. If there are no such wagers, then the entire "Quiniela Double" pool, minus any carryover monies, shall be refunded.

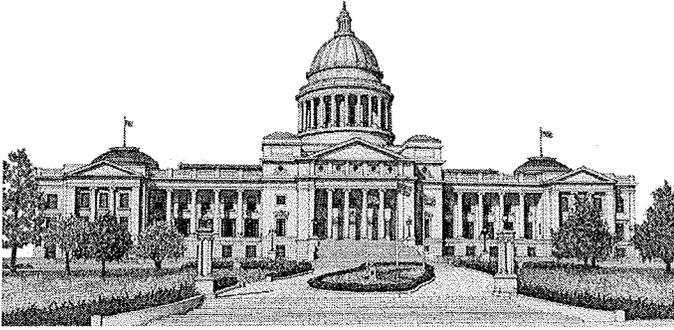
Summary

Rule 5026. The proposed rule establishes a new pari-mutuel wager where the patron picks the first two finishers in two specified races but does not have to pick the exact order of finish for the first two dogs. The proposed rule sets out the rules for the wager that are the same or similar to other existing pari-mutuel wagering rules.

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Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 5026 (Quiniela Double with Carryover)

Intended Effective Date
(Check One)

Date

<input type="checkbox"/> Emergency (ACA 25-15-204)	Legal Notice Published	<u>10-15-11</u>
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QUINIELA DOUBLE WITH CARRYOVER

5026.

(A) The "Quiniela Double with Carryover" is a form of pari-mutuel wagering in which the bettor selects the first two greyhounds finishers, irrespective of order, in each of two specified races.

(B) A commission authorized by law is deducted from the sum total wagered into the "Quiniela Double" pool. The balance is called the "net pool."

(C) The net "Quiniela Double" pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

1. As a single price pool to those who selected the first two finishers in each of the two "Quiniela Double" races. If there are no such wagers, then
2. 100% of the net pool shall be placed into a "carryover" pool and those monies shall be added to the "Quiniela Double" pool on the next performance.

(D) If a greyhound is scratched in either race of the "Quiniela Double" races, all money wagered on combinations including the scratched greyhound(s) shall be deducted from the "Quiniela Double" pool and refunded.

(E) In the event of a "Dead Heat" for first in either of the two races of the "Quiniela Double," then:

1. If it is between two betting interests, the calculation and distribution of the net pool shall be figured as if no "Dead Heat" occurred, or
2. If it is between three or more betting interests, the "Quiniela Double" net pool shall be distributed as a profit split.

(F) In the event of a "DEAD HEAT" for place in either of the two races of the "Quiniela Double" involving two or more betting interests, the "Quiniela Double" shall be calculated and distributed as a profit split.

(G) If either of the "Quiniela Double" races is canceled prior to the first race of the "Quiniela Double," or if the first race of the "Quiniela Double" is declared a "NO RACE," the entire "Quiniela Double" pool shall be refunded, minus any previous carryover monies, for those races.

(H) If the second race of the "Quiniela Double" is canceled or declared a "NO RACE" after the conclusion of the first race of the "Quiniela Double," the net "Quiniela Double" pool, minus any carryover monies, shall be distributed as a single price pool to winning wagers

selecting the first two finishers of the first “Quiniela Double” race. If there are no such wagers, then the entire “Quiniela Double” pool, minus any carryover monies, shall be refunded.

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Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 5035(P) Twin Trifecta

Intended Effective Date
(Check One)

Date

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5035.

P. On the final performance of any calendar year and on a designated payout performance, the entire accumulated Twin Trifecta pools must be distributed. In the event there is no Twin Trifecta exchange ticket accurately selecting the officially declared first three (3) finishers of the second Twin Trifecta race, in exact order, payoffs shall be made by equally sharing the distribution of the entire second race pool and accumulated jackpot pool(s) to all patrons holding Twin Trifecta exchanges.

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For Office

Use Only:

Effective Date _____ Code Number _____

Name of Agency Department of Finance and Administration

Department Arkansas State Racing Commission

Contact Byron Freeland E-mail bfreeland@mwlaw.com Phone 688-8810

Statutory Authority for Promulgating Rules ACA 23-110-204

Rule Title: Greyhound Rule 5045(P) Tri-Super Wagering

Intended Effective Date

(Check One)

- Emergency (ACA 25-15-204)
- 30 Days After Filing (ACA 25-15-204)
- Other March 1, 2012
(Must be more than 30 days after filing date.)

	Date
Legal Notice Published	10-15-11
Final Date for Public Comment	11-30-11
Reviewed by Legislatice Council	1-11-12
Adopted by State Agency	11-30-11

Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)
 Byron Freeland bfreeland@mwlaw.com Jan 12, 2012

Contact Person Byron Freeland E-mail Address bfreeland@mwlaw.com Date Jan 12, 2012

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with the Arkansas Administrative Act. (ACA 25-15-201 et. seq.)

Byron Freeland
Signature

(501) 688-8810 bfreeland@mwlaw.com
Phone Number E-mail Address

Attorney

Title

Jan 12, 2012

Date

5045.

P. In the event there is no Tri-Super exchange ticket accurately selecting the officially declared first four (4) finishers of the second Tri-Super race, in exact order, payoffs shall be made on Tri-Super tickets by dividing the pool equally between holders of second half exchange tickets.

1232(A). Non-Steroidal Anti-Inflammatory Drugs (NSAIDs)

- (1) The use of one of three approved NSAIDs shall be permitted under the following conditions:
 - (a) Not to exceed the following permitted urine, serum or plasma threshold concentrations which are consistent with administration by a single intravenous injection at least 24 hours before the post time for the race in which the horse is entered:
 - (i) Phenylbutazone (or its metabolite oxyphenylbutazone) – 5 micrograms per milliliter for all non graded stakes races; however, the threshold concentrations for graded stake races is 2 micrograms per milliliter.
 - (ii) Flunixin – 20 nanograms per milliliter;
 - (iii) Ketoprofen – 10 nanograms per milliliter.
 - (b) These or any other NSAID are prohibited to be administered within the 24 hours before post time for the race in which the horse is entered.
 - (c) The presence of more than one of the three approved NSAIDs or any unapproved NSAID in the post-race serum or plasma sample is not permitted with the exception of Phenylbutazone in a concentration below 1 microgram per milliliter of serum or plasma. The use of all but one of the approved NSAIDs shall be discontinued at least 48 hours before the post time for the race in which the horse is entered.

- (2) Any horse to which a NSAID has been administered shall be subject to having a blood and/or urine sample(s) taken at the direction of the official veterinarian to determine the quantitative NSAID level(s) and/or the presence of other drugs which may be present in the blood or urine sample(s).

1232(C). Phenylbutazone (Bute)

The owner, trainer, or other licensees associated with any horse testing positive for Phenylbutazone ("Bute") and/or Oxyphenbutazone shall be subject to the following penalties for the levels of Bute detected:

2.0 - 5.0 micrograms (applicable to graded stakes races):

1st offense within a 365-day period (in any jurisdiction): Fine of not less than \$250 absent mitigating circumstances.

2nd offense within a 365-day period (in any jurisdiction): Fine of not less than \$500 absent mitigating circumstances.

3rd offense within a 365-day period (in any jurisdiction): Fine of not less than \$1,000 and suspension for fifteen (15) days absent mitigating circumstances.

5.1 - 9.9 micrograms:

1st offense within a 365-day period (in any jurisdiction): Fine of not less than \$250 absent mitigating circumstances.

2nd offense within a 365-day period (in any jurisdiction): Fine of not less than \$500 absent mitigating circumstances.

3rd offense within a 365-day period (in any jurisdiction): Fine of not less than \$1,000 and suspension for fifteen (15) days absent mitigating circumstances.

Over 9.9 micrograms:

1st offense within a 365-day period (in any jurisdiction): Fine of not less than \$500 absent mitigating circumstances; loss of purse; and horse must pass commission approved examination before being eligible to run.

2nd offense within a 365-day period (in any jurisdiction): Fine of not less than \$1,000 and suspension for fifteen (15) days absent mitigating circumstances; loss of purse; if same horse, placed on veterinarian's list for 45 days; and horse must pass commission approved examination before being eligible to run.

3rd offense within a 365-day period (in any jurisdiction): Fine of not less than \$2,500 and suspension for thirty (30) days absent mitigating circumstances; loss of purse and fine of not less than \$5,000 for the owner; and if same horse, placed on veterinarian's list for 60 days; and horse must pass commission approved examination before being eligible to run.