



Gaming Commission

One Broadway Center, P.O. Box 7500, Schenectady, NY 12301-7500
www.gaming.ny.gov

September 3, 2020

Re: **Industry Notification of Proposed Rulemaking for NSAID Administration in Thoroughbred Racing**

To Whom It May Concern:

The New York State Gaming Commission has proposed amendments to the rules governing the administration of non-steroidal anti-inflammatory drugs (“NSAIDs”) in Thoroughbred racing (9 NYCRR 4043.2(d) and (e); 4043.3(a)(13) and (23)). The Notice of Proposed Rule Making is published in the September 2, 2020 *State Register* and the full text of the proposal is posted at <https://www.gaming.ny.gov/proposedrules.php>.

This proposal would restrict the administration of NSAIDs to Thoroughbred horses such that only one clinical dose may be administered during the week before the horse races. The dose would be permitted to be administered only intravenously.

Stricter thresholds are proposed for the two most common NSAIDs, flunixin and phenylbutazone, as recommended by the Racing Medication and Testing Consortium and adopted as a model rule by the Association of Racing Commissioners International, Inc. The proposal also would reduce the NSAIDs that may be administered within one week before the horse races to only three by eliminating ones that are no longer used widely and for which the appropriate lab threshold is unclear.

If you wish to provide any comments on this proposed rulemaking, please submit your written comments to Kristen M. Buckley at One Broadway Center, Suite 500, Schenectady, NY 12305 or gamingrules@gaming.ny.gov no later than November 2, 2020.

Very truly yours,

Kristen M. Buckley
Acting Secretary