



Gaming Commission

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

December 21, 2020

Re: **Amendments to the Thoroughbred Out-of-Competition Testing Rule (9 NYCRR § 4012.5)**

To Whom It May Concern:

On November 30, 2020, the New York State Gaming Commission adopted amendments to the Thoroughbred out-of-competition testing rule (9 NYCRR § 4012.5). The full text of the rule can be found on our website at <https://www.gaming.ny.gov/rules.php>.

The rulemaking conforms the Commission's out-of-competition testing (OCT) rule for Thoroughbred racing to the national model rule of ARCI and the Commission's harness OCT rule. The amendments authorize explicitly the procedural steps for an effective collection program that protects the constitutional rights of horse owners and trainers.

Please be advised, the new rule is currently effective.

Very truly yours,

Kristen M. Buckley.
Acting Secretary