

1                                   A bill to be entitled  
 2           An act relating to racing animal medication research;  
 3           amending s. 550.2415, F.S.; deleting provisions for  
 4           certain moneys to be used for research relating to the  
 5           medication of racing animals; deleting provisions relating  
 6           to the Pharmacokinetic and Clearance Study Agreement by  
 7           and between the Department of Business and Professional  
 8           Regulation Division of Pari-mutuel Wagering and the  
 9           University of Florida College of Veterinary Medicine;  
 10          providing an effective date.

11  
 12 Be It Enacted by the Legislature of the State of Florida:

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 14           Section 1. Subsections (7) through (17) of section  
 15           550.2415, Florida Statutes, are amended to read:

16           550.2415 Racing of animals under certain conditions  
 17           prohibited; penalties; exceptions.--

18           ~~(7) All moneys recovered for violations of this section~~  
 19           ~~shall be kept in a separate fund to be deposited into the Pari-~~  
 20           ~~mutuel Wagering Trust Fund and shall be used for research~~  
 21           ~~relating to the medication of racing animals. Such recovered~~  
 22           ~~moneys shall be supervised and used by the division to contract~~  
 23           ~~with a reputable college or school of veterinary medicine or its~~  
 24           ~~designee in accordance with this subsection.~~

25           (7)~~(8)~~ Under no circumstances may any medication be  
 26           administered closer than 24 hours prior to the officially  
 27           scheduled post time of a race except as provided for in this  
 28           section.

29 (a) The division shall adopt rules setting conditions for  
 30 the use of furosemide to treat exercise-induced pulmonary  
 31 hemorrhage.

32 (b) The division shall adopt rules setting conditions for  
 33 the use of prednisolone sodium succinate, but under no  
 34 circumstances may furosemide or prednisolone sodium succinate be  
 35 administered closer than 4 hours prior to the officially  
 36 scheduled post time for the race.

37 (c) The division shall adopt rules setting conditions for  
 38 the use of phenylbutazone and synthetic corticosteroids; in no  
 39 case, except as provided in paragraph (b), shall these  
 40 substances be given closer than 24 hours prior to the officially  
 41 scheduled post time of a race. Oral corticosteroids are  
 42 prohibited except when prescribed by a licensed veterinarian and  
 43 reported to the division on forms prescribed by the division.

44 (d) Nothing in this section shall be interpreted to  
 45 prohibit the use of vitamins, minerals, or naturally occurring  
 46 substances so long as none exceeds the normal physiological  
 47 concentration in a race-day ~~race-day~~ specimen.

48 (e) The division may, by rule, establish acceptable levels  
 49 of permitted medications and shall select the appropriate  
 50 biological specimens by which the administration of permitted  
 51 medication is monitored.

52 (8) ~~(9)~~ (a) Under no circumstances may any medication be  
 53 administered within 24 hours before the officially scheduled  
 54 post time of the race except as provided in this section.

55 (b) As an exception to this section, if the division first  
 56 determines that the use of furosemide, phenylbutazone, or

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57 | prednisolone sodium succinate in horses is in the best interest  
58 | of racing, the division may adopt rules allowing such use. Any  
59 | rules allowing the use of furosemide, phenylbutazone, or  
60 | prednisolone sodium succinate in racing must set the conditions  
61 | for such use. Under no circumstances may a rule be adopted which  
62 | allows the administration of furosemide or prednisolone sodium  
63 | succinate within 4 hours before the officially scheduled post  
64 | time for the race. Under no circumstances may a rule be adopted  
65 | which allows the administration of phenylbutazone or any other  
66 | synthetic corticosteroid within 24 hours before the officially  
67 | scheduled post time for the race. Any administration of  
68 | synthetic corticosteroids is limited to parenteral routes. Oral  
69 | administration of synthetic corticosteroids is expressly  
70 | prohibited. If this paragraph is unconstitutional, it is  
71 | severable from the remainder of this section.

72 |       (c) The division shall, by rule, establish acceptable  
73 | levels of permitted medications and shall select the appropriate  
74 | biological specimen by which the administration of permitted  
75 | medications is monitored.

76 |       (9)~~(10)~~(a) The division may conduct a postmortem  
77 | examination of any animal that is injured at a permitted  
78 | racetrack while in training or in competition and that  
79 | subsequently expires or is destroyed. The division may conduct a  
80 | postmortem examination of any animal that expires while housed  
81 | at a permitted racetrack, association compound, or licensed  
82 | kennel or farm. Trainers and owners shall be requested to comply  
83 | with this paragraph as a condition of licensure.

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84 (b) The division may take possession of the animal upon  
85 death for postmortem examination. The division may submit blood,  
86 urine, other bodily fluid specimens, or other tissue specimens  
87 collected during a postmortem examination for testing by the  
88 division laboratory or its designee. Upon completion of the  
89 postmortem examination, the carcass must be returned to the  
90 owner or disposed of at the owner's option.

91 (10)~~(11)~~ The presence of a prohibited substance in an  
92 animal, found by the division laboratory in a bodily fluid  
93 specimen collected during the postmortem examination of the  
94 animal, which breaks down during a race constitutes a violation  
95 of this section.

96 (11)~~(12)~~ The cost of postmortem examinations, testing, and  
97 disposal must be borne by the division.

98 (12)~~(13)~~ The division shall adopt rules to implement this  
99 section. The rules may include a classification system for  
100 prohibited substances and a corresponding penalty schedule for  
101 violations.

102 (13)~~(14)~~ Except as specifically modified by statute or by  
103 rules of the division, the Uniform Classification Guidelines for  
104 Foreign Substances, revised February 14, 1995, as promulgated by  
105 the Association of Racing Commissioners International, Inc., is  
106 hereby adopted by reference as the uniform classification system  
107 for class IV and V medications.

108 (14)~~(15)~~ The division shall utilize only the thin layer  
109 chromatography (TLC) screening process to test for the presence  
110 of class IV and V medications in samples taken from racehorses  
111 except when thresholds of a class IV or class V medication have

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112 | been established and are enforced by rule. Once a sample has  
 113 | been identified as suspicious for a class IV or class V  
 114 | medication by the TLC screening process, the sample will be sent  
 115 | for confirmation by and through additional testing methods. All  
 116 | other medications not classified by rule as a class IV or class  
 117 | V agent shall be subject to all forms of testing available to  
 118 | the division.

119 |       (16) The division may ~~shall~~ implement ~~by~~ rule medication  
 120 | levels recommended ~~finalized~~ by the University of Florida  
 121 | College of Veterinary Medicine ~~developed pursuant to the~~  
 122 | ~~Pharmacokinetic and Clearance Study Agreement by and between the~~  
 123 | ~~Florida Department of Business and Professional Regulation~~  
 124 | ~~Division of Pari-mutuel Wagering and the University of Florida~~  
 125 | ~~College of Veterinary Medicine. Research on a drug level is~~  
 126 | ~~finalized when~~ The University of Florida College of Veterinary  
 127 | Medicine may provide ~~provides~~ written notification to the  
 128 | division that it has completed ~~its~~ research or review on a  
 129 | particular drug ~~pursuant to the agreement and~~ when the College  
 130 | of Veterinary Medicine has completed ~~provides~~ a final report of  
 131 | its findings, conclusions, and recommendations to the division.

132 |       ~~(15)-(17)~~ The testing medium for phenylbutazone in horses  
 133 | shall be serum, and the division may collect up to six full 15-  
 134 | milliliter blood tubes for each horse being sampled.

135 |       Section 2. This act shall take effect July 1, 2009.