

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:

13
 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.

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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

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.

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

131 | (15)~~(17)~~ The testing medium for phenylbutazone in horses
132 | shall be serum, and the division may collect up to six full 15-
133 | milliliter blood tubes for each horse being sampled.

134 | Section 2. This act shall take effect July 1, 2008.