

61D-6.005 Procedures for Collecting Samples from Sampling of Racing Animals.

(1) ~~Any The winner of every race and other such racing horse animal participants~~ the stewards, judges, division, or track veterinarian of the meet designate, shall be sent immediately after the race to the detention enclosure for examination by the authorized representative of the division and for the taking of urine, blood or other such samples as shall be directed for the monitoring and detection of both permissible and impermissible substances. Blood specimens shall be taken only by a Florida licensed veterinarian (division or track) and witnessed by the ~~horse's racing animal's~~ trainer of record, owner, or designee. Said veterinarian should attempt to attain up to six full 15-milliliter blood tubes from each horse sampled.

(2) Any racing greyhound the judges, division, or track veterinarian of the meet designate, shall be sent immediately prior to the race to the detention enclosure for examination by the authorized representative of the division for the taking of urine or other such samples as shall be directed for the monitoring and detection of both permissible and impermissible substances.

~~(2) The division veterinarian or any other Florida licensed veterinarian hired or retained by the division shall collect urine, blood, or other bodily fluids or samples of tissue from any animal which died in a permitted race or while training at a pari mutuel facility or from any animal found dead at a permitted track.~~

(3) The owner, trainer of record, groom, or other authorized person is permitted be (present in the testing enclosure) able to witness when urine, blood or other specimens are taken from their horse that person's racing animal. Each ~~The~~ specimen shall be ~~sealed in its container,~~ assigned a an official sample number which is affixed to the specimen container, and the correspondingly numbered information portion of the sample tag shall be detached and signed by the owner, trainer, groom, or the authorized person if they choose to do so. Failure of an owner, trainer of record or other authorized person to witness and/or sign the sample tag shall not preclude the division from proceeding with sample analysis. No horse shall be left unattended in the detention enclosure by the owner, trainer of record, groom, or authorized person. ~~The racing animal and authorized person shall remain in the detention enclosure until the sample tag is signed.~~ Said specimens shall be maintained in such a manner as to preserve the integrity of the specimen. Specimen containers shall be of the disposable type and shall not be reused.

(4) The owner, trainer of record, or other authorized person is permitted to witness when urine or other specimens are taken from their greyhound. The specimen shall be assigned a sample number which is affixed to the specimen container and the correspondingly numbered information portion of the sample tag shall be detached and signed by the owner, trainer of record, groom, or the authorized person if they choose to do so. Failure of an owner, trainer of record or other authorized person to witness and/or sign the sample tag shall not preclude the division from proceeding with sample analysis. Said specimens shall be maintained in such a manner as to preserve the integrity of the specimen. Specimen containers shall be of the disposable type and shall not be reused.

(5) (4) Only those persons stated in subsections subsection (3) and (4) (3) of this rule who are currently licensed by the division shall be admitted at any time to the detention enclosure, except the division staff immediately in charge of such work, the stewards or judges, or such other persons as shall be authorized by the director, division official, or the division veterinarian.

(6) (5) If representatives of the division are unable to collect a urine specimen from a horse which has remained in the detention enclosure for up to ninety minutes, they shall have the option to accompany the horse to its own barn for additional attempts at collecting a specimen. The owner, trainer of record, groom, or other authorized person shall accompany the horse and division personnel to its barn and shall remain with the horse until a specimen is collected, and shall is permitted to accompany the division personnel veterinary assistant and specimen back to the detention enclosure for sealing of the specimen container(s).

~~(6) All specimens taken by or under direction of the division veterinarian or other authorized representative of the division shall be delivered to the laboratory under contract with the division for official analysis. Each specimen shall be marked by number and date and also bear any information essential for its proper analysis; however, the identity of the racing animal from which the specimen was taken or the identity of its owner, trainer, jockey, stable, or kennel shall not be revealed to the laboratory staff until official analysis of the specimen is complete.~~

(7) The division veterinarian or division investigator is authorized to confiscate take samples of any legend or proprietary drugs, medications, unlabeled medication, medication with altered labels, medicinal compounds (natural or synthetic) or other materials which are found in the stable area, kennel compound or elsewhere on race tracks, or in the possession of any person participating in or connected with racing, including veterinarians and trainers, and which are suspected of containing improper legend or proprietary drugs, medications, unlabeled medication, medication with altered labels, medicinal compounds (natural or synthetic) or other materials which are illegal or impermissible under these rules ~~and which could affect the racing condition of a horse or racing greyhound in a race.~~ Such legend or proprietary drugs, medications, unlabeled medication, medication with altered labels, medicinal compounds (natural or synthetic) or other materials shall be delivered to the laboratory under contract with the division for analysis

~~under the same conditions as are prescribed in this rule for the analysis of other biological samples.~~

(8) The division may confiscate any ~~proceed when other~~ evidence exists that an illegal or impermissible legend or proprietary drug, medication, or medicinal compound (natural or synthetic) may have been administered to a racing animal. ~~Otherwise, no action shall be taken unless and until the laboratory under contract with the division has properly identified the legend or proprietary drug, medication, or medicinal compound (natural or synthetic) in a sample or specimen collected pursuant to this chapter.~~

(9) Any licensee who threatens to or interferes with, or fails to allow the taking of urine, blood or other specimens authorized by Chapter 550, Florida Statutes, is subject to ~~suspension~~ any disciplinary action authorized by Chapter 550, Florida Statutes, or the rules promulgated thereunder ~~by the stewards or judges of the meet and to action by the division. The stewards or judges shall refer any such incident to the division for review.~~

Rulemaking Authority 120.80(4)(a), 550.0251(3), 550.2415 (12), ~~(8)(e), (9)(e), (13)~~ FS. Law Implemented 120.80(4)(a), 550.0251, 550.1155, 550.2415 FS. History—New 10-20-96, Amended 12-15-97, 11-19-01.