

Mike DeWine Governor Scott Borgemenke Chair
77 S. High Street Columbus, Ohio 43215 614-466-2757

PUBLIC NOTICE

The Ohio State Racing Commission will hold a public hearing for the purpose of accepting testimony on the proposed amended rule package containing rule(s) 3769-5-01, 02, 03, 04, 05, 07, 12, 17, 18, 18, 21, , 23, 26, 27, 29, 30, 34, 35, 56, 37, 38, 41, 42, 51, 52, 63, 99; and rescinded: 3769-5-17.1 found in Chapter 3769 of the Ohio Administrative Code.

These rules discuss thoroughbred racing rules. These rules were reviewed in accordance with the requirements of Ohio Revised Code 119.03 and have been proposed as follows:

- (1) 3769-5-01: This rule states the racing secretary duties. This is amended for easier readability.
- (2) 3769-5-02: This rule states the racing secretary is the clerk of course and their duties. This is amended for easier readability.
- (3) 3769-5-03: This rule states the racing secretary is the handicapper and the handicapper duties. This is amended for easier readability.
- (4) 3769-5-04: The racing secretary must receive entry fees. This is amended for easier readability.
- (5) 3769-5-05: The racing secretary must keep a list of people who are not allowed at a track. This is amended for easier readability.
- (6) 3769-5-07: This rule states what is to be in the official program. This is amended for easier readability.
- (7) 3769-5-12: This rule states that a preference system for entering is to be used. This is amended for easier readability.
- (8) 3769-5-17: This rule states that the authorized person making an entry has to list all ownerships of the horse in writing. This is amended to clarify who may enter a horse and for easier readability.
- (9) 3769-5-17.1: This rule is being rescinded due to duplicity with the amended rule 3759-5-17.
- (10) 3769-5-18: This rule is the requirement for stable names. This is amended for easier readability.
- (11) 3769-5-21: This rule states when anything contained within an entry may not be changed. This is amended for easier readability and to clarify the expectations of the trainer.
- (12) 3769-5-22: There is no entry fee to enter a race unless the conditions require it. This rule is being amended to allow for waiver claiming races and for easier readability.
- (13) 3769-5-23: The Stewards may require a person to prove they are the true owner of a horse entered to race. This is being amended for easier readability.
- (14) 3769-5-26: The Jockey should be named at entry time if known along with any equipment changes. This is being amended for easier readability.

- (15) 3759-5-27: This rule states how horses are identified. It is amended to correct a spelling and grammatical error.
- (16) 3769-5-29: The horse has to be identified and it is the responsibility of the person(s) in charge of the horse. This is amended for easier readability.
- (17) 3769-5-30: This states that the performance of the horse has to be published. It is being amended to state that one of the works is to be within 30 days of the race and for easier readability.
- (18) 3769-5-34: This rule states that horses on any list may not be entered nor started. It is being amended for easier readability.
- (19) 3769-5-35: This states that entries of horses have to be approved along with an arrival time for horses that ship in to race. It is being amended for easier readability.
- (20) 3769-5-36: This states that when stakes close, nothing will be accepted after that time. This is amended for easier readability.
- (21) 3769-5-37: This states that a late nomination may be accepted if satisfactory proof is given to the Stewards. This is amended for easier readability.
- (22) 3769-5-38: This states that a horse may be substituted in a subscription for a stakes race. This is amended for easier readability.
- (23) 3769-5-41: This states that engagements attach to the horse, and with a private sale, the seller has to notarize the bill of sale. This is amended for easier readability.
- (24) 3769-5-42: This states that scratches have to be in writing. This is amended for easier readability.
- (25) 3769-5-51: This states the weight allowances for fillies and 3-year-olds. This is amended for easier readability.
- (26) 3769-5-52: This rule states how the horses race record is kept. This is amended for easier readability and to state that all wins count regardless of breed.
- (27) 3769-5-63: This rule states that all weight is carried after a disputed race until it is decided. This is amended for easier readability.
- (28) 3759-5-99: This states the penalties the commission may impose. This is amended for easier readability.

The Hearing will be held on: October 28, 2025 at 9:00 a.m.

The hearing will be conducted virtually via Microsoft TEAMS which will enable the parties and any other interested people to attend by telephone and/or video conference. For an electronic link to the hearing, please contact the Commission via email at Tanya.Boulmetis@racing.ohio.gov.

If you would prefer to comment in person, the address is 77 South High Street, 18th Floor, Columbus, OH 43215.

Commission staff will work with you to ensure your access to the TEAMS hearing platform prior to the hearing date.

The hearing will be conducted in accordance with Chapter 119 of the Ohio Revised Code. All interested parties are invited to attend the hearing and present oral and/or written testimony.

Written comments may also be submitted prior to the hearing to: (1) The Ohio State Racing Commission c/o Tanya Boulmetis 77 South High Street 18th Floor, Columbus, Ohio 43215; (2) via e-mail to Tanya.Boulmetis@racing.ohio.gov. or (3) by fax to 614-466-1900.

Written comments sent by mail shall be postmarked no later than the day of the hearing.

To obtain copies of these rules, please visit the Register of Ohio:
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