

WSR 21-03-018

PERMANENT RULES

HORSE RACING COMMISSION

[Filed January 8, 2021, 2:25 p.m., effective February 8, 2021]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Allows for multiple unique ownership groups to race under one stable name controlled by a "manager."

Citation of Rules Affected by this Order: Amending WAC 260-28-020 Stable names—fees and restrictions.

Statutory Authority for Adoption: RCW 67.16.020.

Adopted under notice filed as WSR 20-23-066 on November 16, 2020.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 1, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: January 8, 2021.

Douglas L. Moore
Executive Secretary

OTS-2625.2

AMENDATORY SECTION (Amending WSR 14-03-057, filed 1/13/14, effective 2/13/14)

WAC 260-28-020 Stable names—Registration fees and restrictions.

Licensed owners and lessees may adopt a stable name subject to the approval of the stewards.

(1) Four or more owners are required to race under a stable name.

(2) The applicant must identify all persons using the stable name. Changes must be reported immediately to the commission.

(3) Application for a stable name must include a designation of a managing owner and an address. Receipt of any correspondence, notice or order at such address will constitute official notice to all persons involved in the ownership of such horse.

(4) A single stable name may be used for more than one unique ownership group under the following conditions:

(a) An individual must be designated as the "stable manager" who will be responsible for all actions of the stable. The "stable manager" must obtain an authorized agents license with the authority that allows them to act in all duties of the stable;

(b) The stable manager must report to the commission each individual owner and percentage owned of all horses listed by the stable;

(c) The stable manager will be responsible to ensure all expenses and bills are paid by the stable and to disperse any purse money, bonuses, or other funds awarded the stable; and

(d) The horseman's bookkeeper will provide any owner that requests a copy of activity of the stable account but is not required to separate the stable account by unique ownership groups.

(5) All persons with an ownership interest in the stable name must comply with all rules regarding licensing of owners.

~~((5))~~ (6) A person who has registered a stable name may cancel it upon written notice to the commission.

~~((6))~~ (7) The stewards will not approve a stable name that has been registered by any other person with any association conducting a recognized race meeting.

~~((7))~~ (8) When applying for a stable name that may be deemed as being used for advertising purposes, the requestor may be required to provide documentation from the business or other entity that they have permission to use said name.

~~((8))~~ (9) A stable name must be clearly distinguishable from other stable names.

[Statutory Authority: RCW 67.16.020. WSR 14-03-057, § 260-28-020, filed 1/13/14, effective 2/13/14. Statutory Authority: RCW 67.16.020 and 67.16.040. WSR 07-07-007, § 260-28-020, filed 3/8/07, effective 4/8/07. Statutory Authority: RCW 67.16.020. WSR 04-24-019, § 260-28-020, filed 11/22/04, effective 12/23/04. Statutory Authority: RCW 67.16.020 and 67.16.040. WSR 80-01-034 (Order 79-06), § 260-28-020, filed 12/17/79; Order 71-9, § 260-28-020, filed 6/2/71; Rules of racing, § 31, filed 3/11/65; subsection (4) amended, filed 8/26/65; § 31, filed 4/21/61.]