
Subsection C of 15.2.6.9 NMAC: The purpose of the proposed amendment is to provide associations greater authority to comply with national requirements for improving and maintaining integrity in horseracing.

15.2.6.9

C. Medication restrictions:

(1) A finding by the commission approved laboratory of a prohibited substance in an official sample of a horse is prima facie evidence that the prohibited substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race.

(2) ~~Nothing~~ **Subject to the approval of the commission** in this part shall prevent a racing association from setting eligibility conditions, ~~as agreed to with the acknowledged horsemen's organization,~~ for individual races, or for its entire race meet, that prohibit the use or the presence of drug substances or medications in biological test samples collected from participating horses ~~are or~~ detection levels lower than what is authorized by the commission. Such conditions if established in accordance with ~~15.2.3.5~~ **8C.(4)** NMAC shall not be deemed in conflict with the rules and regulations of the commission.