

a race track enclosure any chemical substance for use on their own person, unless such chemical substance is a prescription drug as defined in s. 450.01 (20), Stats., and such person is in possession of documentary evidence that a valid prescription for the prescription drug has been issued to the person.

(2) **HYPODERMIC SYRINGE OR NEEDLE.** No person may possess within any race track enclosure any hypodermic syringe or needle for the purpose of administering a chemical substance unless the person has:

(a) Provided the state stewards prior written notification of the possession of such device;

(b) Provided the state stewards prior written notification of the size of such device;

(c) Provided the state stewards prior written notification of the chemical substance to be administered by such device;

(d) Provided the state stewards a copy of a physician's order documenting the need for such device.

History: Cr. Register, March, 1990, No. 411, eff. 4-1-90.

RACE 14.11 Test samples. (1) The winning animal in every race, at least one animal from every race selected at random at any time, and any other animals selected at the discretion of the stewards or board veterinarian, shall have taken from it test samples. In determining which animals to test, the stewards shall consider, without limitation, whether the performance of the animal is such that it suggests the animal was not performing within its usual parameters, such as with beaten favorites or animals displaying significant reversals of form.

(2) Any trainer or owner of an animal who shall refuse to submit such animal for test samples shall have their license suspended for not less than 30 days and such animal shall be disqualified from racing at meetings under the jurisdiction of the board.

(3) Test samples shall be taken under the supervision of the board veterinarian by persons appointed by the board. During the taking of such test samples the owner or trainer or their agent or employe may, at their discretion, be present at all times.

(4) The test samples shall be sealed by the board veterinarian or those under the board veterinarian's supervision and the evidence of such sealing shall be witnessed by the signature of the owner or trainer or their agent or employe, if present. Failure to be present to witness the sealing shall constitute a waiver of the right to witness the sample collection.

(5) An area located adjacent to the paddock shall be set aside and be under the supervision of the board veterinarian for the purpose of collecting body fluid samples for any tests required by the board. The building, location, arrangement, furnishings and facilities, including refrigeration and hot and cold running water, must be approved by the board.

(6) No unauthorized person shall be admitted at any time to the building or the area utilized for the purpose of collecting the required body fluid samples or the area designated for the retention of greyhounds pending the obtaining of body fluid samples.

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(7) The board veterinarian, the board of stewards, or the authorized representatives of the board may take samples of any medicine or other materials suspected of containing improper medication, drugs, or other substance which could affect the racing condition of a greyhound which may be found in kennels or elsewhere on racetracks or in the possession of any person connected with racing, and the same shall be delivered to the official chemist for analysis.

(8) The associations shall reimburse the commission for all pre-race and post-race testing costs incurred that are not allocated through the commission's spending authority for this purpose.

History: Cr. Register, March, 1990, No. 411, eff. 4-1-90; am. (8), Register, March, 1993, No. 447, eff. 6-30-93.

RACE 14.12 Referee samples. (1) For each animal tested, one portion of the test sample, referred to as the referee sample, shall be taken at the same time as the test sample, when sufficient quantities of fluid are present, and preserved by the laboratory. The referee sample shall be available for testing at the request of the owner, trainer or other person charged with a violation of these rules. The referee sample may also be tested by the board laboratory with the consent of the owner of the animal from whom the sample was taken. If the board requests permission from the owner to test the referee sample, and the owner refuses to grant the permission, the board shall deem such refusal by the owner as grounds for revoking the owner's occupation license.

(2) If the owner, trainer or other person charged with a violation of these rules desires to send the referee sample to another laboratory for testing, the board shall bear the cost of preparing the samples for shipment, but the cost of such shipment and of such testing at another laboratory shall be borne by the person requesting the additional tests.

(3) Whenever a referee sample is opened, a portion of that test sample shall be preserved in case further testing is requested.

History: Cr. Register, March, 1990, No. 411, eff. 4-1-90.

RACE 14.13 Laboratory reports and findings. If the laboratory determines that a foreign substance, medication, or any metabolite thereof, is a constituent in a test sample, the laboratory shall report such determination to the director.

History: Cr. Register, March, 1990, No. 411, eff. 4-1-90.

RACE 14.14 Distribution of purses. The fact that purse money has been distributed prior to the issuance of a laboratory report shall not be deemed a finding that no foreign substance or medication has been administered, and such purse money remains subject to the provisions of this section after it is paid.

History: Cr. Register, March, 1990, No. 411, eff. 4-1-90.

RACE 14.15 Finality of purse distribution. (1) Upon receipt of a laboratory report for a positive finding from the laboratory, the stewards shall immediately direct that no purse money shall be awarded to the animal in question pending a final determination by the stewards or the board of the accuracy of the laboratory's report. The stewards shall notify the owner, trainer, and any other person having care, custody or control of the animal. If the purse money has been distributed, the stewards shall order it returned pending determination of the accuracy of the labora-

Register, March, 1993, No. 447