

March 6, 2023

VIA EFILING ONLY

Chad Peterson
Minnesota Racing Commission
PO Box 630
Shakopee, MN 55379
chad.peterson1@state.mn.us

VIA EFILING ONLY

E. Joseph Newton
Minnesota Racing Commission
15201 Zurich St Ste 212
Columbus, MN 55025
joseph.newton@state.mn.us

**Re: In the Matter of Possible Amendments to Rules Governing Horse Racing, Definitions, Stabling, Class C Licenses, TB/QH Races, Harness Races, Horse Medication, Medical Testing, Breeders' Fund and Prohibited Acts; Chapters 7869, 7876, 7877, 7883, 7884, 7890, 7892, 7895 and 7897
OAH 5-9011-38602; Revisor R-4762**

Dear Mr. Peterson and Mr. Newton:

Enclosed herewith and served upon you is the **ORDER ON REVIEW OF RULES UNDER MINN. STAT. § 14.26** in the above-entitled matter. The Administrative Law Judge has determined there are no negative findings in these rules.

The Office of Administrative Hearings has closed this file and is returning the rule record so that the Minnesota Racing Commission can maintain the official rulemaking record in this matter as required by Minn. Stat. § 14.365. Please ensure that the agency's signed order adopting the rules is filed with our office. The Office of Administrative Hearings will request the finalized rules from the Revisor's office following receipt of that order. Our office will then file the adopted rules with the Secretary of State, who will forward one copy to the Revisor of Statutes, one copy to the Governor, and one to the agency for its rulemaking record. The Agency will then receive from the Revisor's office three copies of the Notice of Adoption of the rules.

The Agency's next step is to arrange for publication of the Notice of Adoption in the State Register. Two copies of the Notice of Adoption provided by the Revisor's office should be submitted to the State Register for publication. A permanent rule without a hearing does not become effective until five working days after a Notice of Adoption is published in the State Register in accordance with Minn. Stat. § 14.27.

Mr. Peterson and Mr. Newton

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If you have any questions regarding this matter, please contact William Moore at (651) 361-7893, william.t.moore@state.mn.us or via facsimile at (651) 539-0310.

Sincerely,

A handwritten signature in black ink that reads "Nichole Helmueller". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

NICHOLE HELMUELLER
Legal Assistant

Enclosure

cc: Legislative Coordinating Commission
Revisor of Statutes

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of Possible Amendments to Rules Governing Horse Racing: Definitions, Stabling, Class C Licenses, TB/QH Races, Harness Races, Horse Medication, Medical Testing, Breeders' Fund, and Prohibited Acts; Minnesota Rules, Chapters 7869, 7876, 7877, 7883, 7884, 7890, 7892, 7895, and 7897

**ORDER ON REVIEW OF
RULES UNDER
MINN. STAT. § 14.26**

The Minnesota Racing Commission (Commission) is seeking review and approval of the above-entitled rules, which were adopted by the agency pursuant to Minn. Stat. § 14.26 (2022). On February 28, 2023, the Office of Administrative Hearings received the documents that must be filed by the Commission under Minn. Stat. § 14.26 and Minn. R. 1400.2310 (2021). Based upon a review of the written submissions and filings, Minnesota Statutes, Minnesota Rules, and because the rules meet the requirements of Minn. R. 1400.2100 (2021),


IT IS HEREBY DETERMINED:

1. The Commission has the statutory authority to adopt the rules.
2. The rules were adopted in compliance with the procedural requirements of Minnesota Statutes, Chapter 14 (2022), and Minnesota Rules, Chapter 1400 (2021).
3. The record demonstrates the rules are needed and reasonable.

IT IS HEREBY ORDERED THAT:

The rules are **APPROVED**.

Dated: March 6, 2023



JIM MORTENSON
Administrative Law Judge