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**TITLE 71 INDIANA HORSE RACING COMMISSION**

**Emergency Rule**  
LSA Document #14-142(E)

DIGEST

Adds [71 IAC 1-1-42.2](#), "foreign substance" defined. Amends [71 IAC 8-1-1.5](#) and [71 IAC 8.5-1-1.5](#) regarding medication. Repeals [71 IAC 8.5-1-1](#). Effective May 7, 2014.

[71 IAC 1-1-42.2](#); [71 IAC 8-1-1.5](#); [71 IAC 8.5-1-1](#); [71 IAC 8.5-1.1.5](#)

SECTION 1. [71 IAC 1-1-42.2](#) IS ADDED TO READ AS FOLLOWS:

**[71 IAC 1-1-42.2](#) "Foreign substance" defined**

**Authority:** [IC 4-31-3-9](#)

**Affected:** [IC 4-31](#)

**Sec. 42.2. "Foreign substance" means all substances except those that exist naturally in an untreated horse at normal physiological concentration, and includes all narcotics, stimulants, depressants, or other drugs or medications of any type.**

*(Indiana Horse Racing Commission; [71 IAC 1-1-42.2](#); emergency rule filed May 7, 2014, 2:24 p.m.: [20140514-IR-071140142ERA](#))*

SECTION 2. [71 IAC 8-1-1.5](#) IS AMENDED TO READ AS FOLLOWS:

**[71 IAC 8-1-1.5](#) Medication**

**Authority:** [IC 4-31-3-9](#)

**Affected:** [IC 4-31-2](#); [IC 4-31-12](#)

Sec. 1.5. (a) No horse participating in a race or entered in a race shall carry in its body any foreign substance as defined in [71 IAC 1](#) or [IC 4-31-2](#), except as provided for in this rule.

(b) No substance, foreign or otherwise, shall be administered to a horse entered to race by:

- (1) injection;
- (2) jugging;
- (3) oral administration;
- (4) tube;
- (5) rectal infusion or suppository;
- (6) inhalation; or
- (7) any other means;

within twenty-four (24) hours prior to the scheduled post time for the first race except furosemide as provided for in this rule. The prohibitions in this section include, but are not limited to, injection or jugging of vitamins, electrolyte solutions, and amino acid solutions. The prohibition also includes, but is not limited to, the topical, oral, or nasal administration of compounds, such as Traileze, Vapol, Vicks vapor-rub, wind-aid, exhale ease, or containing methylsalicylate, camphor, potassium iodide, or products containing "caine" derivatives or dimethylsulfoxide (DMSO).

(c) Substances or metabolites thereof which are contained in equine feed or feed supplements that do not contain pharmacodynamic or chemotherapeutic agents are not considered foreign substances if consumed in the course of normal dietary intake (eating and drinking).

(d) The prohibition in subsection (b) notwithstanding, the use of nebulizers are permitted on an entered horse within twenty-four (24) hours of the scheduled post time for the horse's race until the horse's arrival in the paddock provided their use is restricted to water and saline solutions only.

(e) Topical dressings such as leg paints, liniments, ointments, salves, hoof dressings, and antiseptics which do not contain anesthetics or a pharmacodynamic or a chemotherapeutic agent may be administered at any time prior to a horse's arrival in the paddock.

(Indiana Horse Racing Commission; [71 IAC 8-1-1.5](#); emergency rule filed Apr 3, 2013, 10:37 a.m.: [20130410-IR-071130133ERA](#); readopted filed Nov 26, 2013, 11:25 a.m.: [20131225-IR-071130345RFA](#); emergency rule filed May 7, 2014, 2:24 p.m.: [20140514-IR-071140142ERA](#))

SECTION 3. [71 IAC 8.5-1-1.5](#) IS AMENDED TO READ AS FOLLOWS:

**[71 IAC 8.5-1-1.5](#) Medication**

**Authority:** [IC 4-31-3-9](#)

**Affected:** [IC 4-31-2](#); [IC 4-31-12](#)

Sec. 1.5. (a) No horse participating in a race or entered in a race shall carry in its body any foreign substance as defined in [71 IAC 1.5](#) or [IC 4-31-2](#), except as provided for in this rule.

(b) No substance, foreign or otherwise, shall be administered to a horse entered to race by:

- (1) injection;
- (2) jugging;
- (3) oral administration;
- (4) tube;
- (5) rectal infusion or suppository;
- (6) inhalation; or
- (7) any other means;

within twenty-four (24) hours prior to the scheduled post time for the first race except furosemide as provided for in this rule. The prohibitions in this section include, but are not limited to, injection or jugging of vitamins, electrolyte solutions, and amino acid solutions. The prohibition also includes, but is not limited to, the topical, oral, or nasal administration of compounds, such as Traileze, Vapol, Vicks vapor-rub, wind-aid, exhale ease, or containing methylsalicylate, camphor, potassium iodide, or products containing "caine" derivatives or dimethylsulfoxide (DMSO).

(c) Substances or metabolites thereof which are contained in equine feed or feed supplements that do not contain pharmacodynamic or chemotherapeutic agents are not considered foreign substances if consumed in the course of normal dietary intake (eating and drinking).

(d) The prohibition in subsection (b) notwithstanding, the use of nebulizers are permitted on an entered horse within twenty-four (24) hours of the scheduled post time for the horse's race until the horse's arrival in the paddock provided their use is restricted to water and saline solutions only.

(e) Topical dressings such as leg paints, liniments, ointments, salves, hoof dressings, and antiseptics, which do not contain anesthetics or a pharmacodynamic or a chemotherapeutic agent, may be administered at any time prior to a horse's arrival in the paddock.

(Indiana Horse Racing Commission; [71 IAC 8.5-1-1.5](#); emergency rule filed Apr 3, 2013, 10:37 a.m.: [20130410-IR-071130133ERA](#); emergency rule filed May 7, 2014, 2:24 p.m.: [20140514-IR-071140142ERA](#))

SECTION 4. [71 IAC 8.5-1-1](#) IS REPEALED.

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