



**EMERGENCY COMMISSION MEETING AGENDA  
PERTAINING TO OAR 462-140-0322  
Wednesday, July 8, 2026  
12:00 p.m.**

The Oregon Racing Commission will meet at **12:00 pm on Wednesday, July 8<sup>th</sup>, 2026.** The meeting will be held remotely via Microsoft Teams. You may join the meeting by attending the meeting in person, clicking on the link below, or by calling in. Please be aware if you call in, your phone number will appear as your ID.

Topic: Oregon Racing Commission's Emergency Rule Meeting OAR 462-140-0322  
Time: July 8, 2026, 12:00 PM Pacific Time (US and Canada)

Join Meeting: [Teams Link](#)  
Meeting ID: 297 677 652 522 856  
Passcode: 6Vv7Hv9P

If you are unable to access this session through a computer, please dial: 1-503-446-4951  
Phone conference ID: 640 207 930#

*A request for an interpreter or other accommodation for persons with disabilities should be made at least 48 hours before the meeting to Commission staff at: 503-853-5927 or by email at [ORC.info@orc.oregon.gov](mailto:ORC.info@orc.oregon.gov). This proposed agenda is subject to last-minute changes without prior notice.*

**AGENDA ITEMS**

**ROLL CALL** – Karen Parkman, Director of Administration:

**MEETING BUSINESS:**

- 1) Emergency rule: 462-140-0322 -Mandatory Point-of-Meet Equine Infectious Anemia Testing

**PUBLIC COMMENT:**

**ADJOURNMENT:**

Movement to adjourn.

**Oregon Racing Commission  
Chapter 462  
Division 140 — Licensing and Duties**

**462-140-0322**

**Mandatory Point-of-Meet Equine Infectious Anemia Testing**

(1) Authority and Purpose. This rule is adopted on an emergency basis pursuant to ORS 183.335(5) and ORS 462.200 and ORS 462.270 to protect the health and welfare of equines participating in Oregon Racing Commission licensed race meets. This rule supplements the existing Equine Infectious Anemia testing requirement under OAR 462-140-0320(6)(i) and does not replace it.

(2) Definitions. As used in this rule:

(a) "Commission" means the Oregon Racing Commission.

(b) "Official EIA Test" means an equine infectious anemia test approved by the United States Department of Agriculture, Animal and Plant Health Inspection Service, for the official diagnosis of equine infectious anemia, including the agar gel immunodiffusion (Coggins) test and approved ELISA formats, administered by a licensed accredited veterinarian and submitted to an approved diagnostic laboratory.

(c) "Association grounds" means all areas within a licensed race meet premises under Commission jurisdiction, including but not limited to barns, stabling areas, paddocks, the track surface, and any adjacent areas used in connection with a race meet.

(d) "Equine on grounds" means any horse, pony, mule, or other equid present on association grounds for any purpose, including but not limited to racing, pony horse duties, outrider duties, lead pony duties, or any other use in connection with the race meet.

(e) "Trainer of record" means the Oregon Racing Commission licensed trainer responsible for an equine on grounds as registered with the racing secretary.

(3) Findings. The Commission finds that:

(a) An active equine infectious anemia investigation is underway in neighboring states, coordinated by the State Department of Agriculture, , and the United States Department of Agriculture, Animal and Plant Health Inspection Service, Veterinary Services.

(b) Horse movement between bordering states and Oregon licensed racing circuits during the current race meet season creates a material risk of equine infectious anemia introduction onto association grounds under Commission jurisdiction.

(c) Equine infectious anemia is a potentially fatal, incurable viral disease of equids for which there is no vaccine or treatment. Horses that test positive become permanent carriers and are subject to lifetime quarantine or euthanasia under regulations of the United States Department of Agriculture, Animal and Plant Health Inspection Service, and the Oregon Department of Agriculture.

(d) The annual entry testing requirement under OAR 462-140-0320(6)(i) establishes status only at the time of prior testing and does not exclude subsequent exposure during the current race meet season.

(e) Immediate action is necessary to safeguard the horses, licensees, and the integrity of the Oregon racing circuit. Delay in adopting this rule would be contrary to the public interest and the welfare of animals under Commission jurisdiction.

#### (4) Mandatory Point-of-Meet Testing.

(a) When the Commission determines that a material risk of equine infectious anemia introduction onto association grounds exists, the Commission may require that **all equines** on association grounds at a licensed race meet be submitted to an Official EIA Test on a date or dates designated by the Commission.

(b) Testing required under this rule shall be administered by a Commission-licensed veterinarian or a representative from the State Agricultural Department at a time and location on association grounds designated by the Commission.

(c) The requirement to submit to testing under this rule applies to all equines on grounds without exception, including horses entered to race, pony horses, outrider horses, lead ponies, and any other equines present on association grounds regardless of racing or non-racing status.

(d) An equine for which a current negative Official EIA Test result was obtained within 41 days immediately preceding the designated testing date is not required to be retested, provided that a copy of the negative test result is on file with the racing secretary prior to the designated testing date.

(e) All costs of testing conducted pursuant to this rule shall be borne by the Commission. No fee shall be charged to the owner or trainer of record of any equine tested pursuant to this rule.

(5) Haul-Ins and Subsequent Arrivals. Any equine that arrives on association grounds after the designated testing date, or that was not available for testing on the designated date for any reason, shall be submitted to an Official EIA Test on the next date on which Commission staff or a Commission-designated veterinarian is present on grounds. No such equine shall be eligible to be present on or used on association grounds until a current negative Official EIA Test result has been filed with the racing secretary.

(6) Ineligibility Upon Non-Compliance. Any equine that is not submitted to testing within the period prescribed under this rule, or for which the trainer of record fails to file evidence of a current negative Official EIA Test result with the racing secretary, shall be immediately scratched from all race entries and shall not be permitted to remain on or be used on association grounds until compliance is achieved.

#### (7) Positive or Inconclusive Results.

(a) Any equine returning a positive or inconclusive Official EIA Test result shall be immediately quarantined in accordance with OAR 603-011-1220 and United States

Department of Agriculture, Animal and Plant Health Inspection Service, Veterinary Services protocols.

(b) The racing secretary and Commission Executive Director shall be notified immediately upon receipt of a positive or inconclusive test result.

(c) No equine located within 200 yards of a reactor equine at the time a positive result is confirmed shall be eligible to race or remain on association grounds pending written clearance from the Oregon Department of Agriculture or the United States Department of Agriculture.

(8) Enforcement and Cooperation. Failure to comply with this rule constitutes a violation of ORS 462.405 and OAR 462-140-0320 and may subject the trainer of record and the owner to civil penalties, license suspension, or other sanctions as provided under ORS Chapter 462 and the rules of racing. All licensees on association grounds shall cooperate fully with Commission personnel and Commission-licensed veterinarians in the execution of testing under this rule. Refusal to present an equine for testing shall be treated as non-compliance under section (6) of this rule.

(9) Duration. This rule is effective immediately upon filing with the Secretary of State and shall remain in effect for a period not to exceed 180 days from the effective date unless replaced by a permanent rule adopted pursuant to ORS 183.335.

(10) Right of Review. Any person aggrieved by action taken under this rule may petition the Commission for review pursuant to ORS 462.405(6). Petitions shall be filed in writing with the Commission Executive Director. Filing of a petition does not stay the effect of this rule unless the Commission expressly orders otherwise.

*Statutory/Other Authority: ORS 183.335(5), ORS 462.200, ORS 462.270*

*Statutes/Other Implemented: ORS 462.200, ORS 462.270, ORS 462.405*

*History: ORC [number]-2026, f. & cert. ef. [date]*

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## **STATEMENT OF NEED AND JUSTIFICATION FOR EMERGENCY ADOPTION**

Pursuant to ORS 183.335(5), the Oregon Racing Commission finds that failure to act promptly will result in serious prejudice to the public interest and the welfare of animals under Commission jurisdiction. An active equine infectious anemia investigation in the State of Washington, combined with ongoing horse movement between the Washington and Oregon racing circuits, creates an immediate and material risk of equine infectious anemia introduction onto Oregon association grounds. The existing annual entry Coggins requirement under OAR 462-140-0320(6)(i) does not address exposure that may have occurred after prior testing. Immediate adoption of point-of-meet testing authority is necessary to protect animal health and welfare and to preserve the integrity of the Oregon racing circuit. The serious prejudice to the public interest consists of the risk of disease introduction, spread, and the potential for widespread equine quarantine,

euthanasia, or meet shutdown if action is delayed. Notice and public comment prior to adoption is impractical under these circumstances.

## **462-140-0320**

### **Trainer**

(1) The trainer shall be responsible for and shall be the absolute insurer of the condition of horses entered in an official workout or race, regardless of the acts of third persons.

(a) The trainer is responsible for the presence of any prohibited drug, medication or other substance, including permitted medication in excess of the maximum allowable level, in such horses. A positive test for a prohibited drug, medication or substance, including permitted medication in excess of the maximum allowable level, as reported by a commission approved laboratory, is prima facie evidence of a violation of this rule.

(b) If any of the trainer's duties are delegated to other personnel, the trainer remains responsible if those jobs are not properly done.

(c) The trainer shall be responsible for the condition and contents of stalls, tack rooms, and other areas which have been assigned to the trainer by the association.

(2) No trainer shall practice his/her profession except under the trainer's real and true name.

(3) A trainer is responsible for insuring that all employees and owners under his/her supervision, and any other person who assists the trainer in the performance of his/her duties, are properly licensed with the commission and shall report to the commission within 24 hours the discharge or change of any permanent employee.

(4) When a trainer is unable to perform the duties required of the trainer for a period of more than 24 hours, the trainer shall promptly notify the stewards and shall recommend another qualified person to assume the responsibilities of the trainer, subject to approval of the stewards. The trainer shall immediately advise the stewards when the regular trainer resumes his/her duties.

(5) The trainer shall ensure that all horses under his/her care are in sound racing condition and are eligible under the conditions of the race before entering a horse in any race. If a trainer discovers that an entered horse is ineligible or no longer meets all entry requirements and conditions of the race, or is not in sound racing condition, the trainer shall immediately notify the racing secretary and submit any required form. A horse is not in sound racing condition if it is ill, lame, injured, not properly plated, is blind, or its vision is seriously impaired in both eyes.

(6) It shall be the responsibility of the trainer to:

(a) Attend their horse in the paddock, saddle and/or supervise the saddling of the horse, unless the permission of the stewards has been given to send another licensed trainer as a substitute.

(b) Maintain the assigned stable area in a clean, neat and sanitary condition at all times:

(c) Ensure that fire prevention rules are strictly observed in the assigned stable area.

(d) Ensure the proper identity, custody, care, health, condition and safety of horses in his/her charge.

(e) Disclose the true and entire ownership of each horse in his/her care, custody or control. Any change in ownership shall be reported immediately to, and approved by, the stewards and recorded by the racing secretary.

(f) Train all horses owned wholly or in part by him/her which are participating at the meeting.

(g) Register with the racing secretary each horse in his/her charge within 24 hours of the arrival on association grounds.

(h) Ensure that, at the discretion of the Oregon Racing Commission, upon arrival at a licensed racetrack, each horse in his/her care is accompanied by a valid health certificate which shall be filed with the racing secretary.

(i) All equines must have a negative Official Test for equine infectious anemia (EIA) conducted within twelve months. The negative EIA test shall be filed as evidence with the racing secretary.

(A) In addition to regular seasonal EIA testing, if the Commission determines that a material risk of equine infectious anemia exists, all equines on the grounds of a licensed race meet under the jurisdiction of the ORC may be required to retest for EIA anytime at the discretion of the commission or as directed by the Oregon Department of Agriculture. Notifications will be issued by the Commission directing a date or dates testing will take place for an Official EIA Test designated by the Commission.

(B) Testing required under the determination that a material risk exists, shall be administered by a Commission-licensed veterinarian or a representative from the State Agricultural Department at a time and race meet location designated by the Commission.

(C) The requirement to submit to testing under this rule applies to all equines on grounds without exception, including horses entered to race, pony horses, outrider horses, lead ponies, and any other equines present on association grounds regardless of racing or non-racing status.

(D) An equine for which a current negative Official EIA Test result was obtained within 41 days immediately preceding the designated testing date is not required to be retested, provided that a copy of the negative test result is on file with the racing secretary prior to the designated testing date.

(E) Haul-Ins and Subsequent Arrivals. Any equine that arrives on association grounds after the designated testing date, or that was not available for testing on the designated date for any reason, shall be submitted to an Official EIA Test on the next date on which Commission staff or a Commission-designated veterinarian is present on grounds. No such equine shall be eligible to be present on or used on association grounds until a current negative Official EIA Test result has been filed with the racing secretary.

(F) Ineligibility Upon Non-Compliance. Any equine that is not submitted to testing within the period prescribed under this rule, or for which the trainer of record fails to file evidence of a current negative Official EIA Test result with the racing secretary, shall be immediately scratched from all race entries and shall not be permitted to remain on or be used on association grounds until compliance is achieved.

(j) Use the services of those veterinarians licensed by the Commission to attend horses that are on association grounds.

(k) Promptly report the death of any horse in his/her care on association grounds to the commission veterinarian and to maintain compliance with the rules in governing post-mortem examinations.

(l) Maintain knowledge of medication record and status of all horses in his/her care.

(m) Immediately report to the stewards and the official veterinarian if he/she knows, or has cause to believe, that a horse in his/her custody, care or control has received any prohibited drug or medication.

(n) Represent an owner in making entries and scratches.

(o) Ensure the fitness of a horse to perform creditably at the distance entered.

(p) Ensure that his/her horses are properly shod, bandaged and equipped.

(q) Attend the collection of urine or blood sample from the horse in his/her charge or delegate a licensed representative or the owner of the horse to do so.

(r) Notify horse owners upon the revocation or suspension of his/her trainer's license. Upon application by the owner, the stewards may approve the transfer of such horses to the care of another licensed trainer, and upon such approved transfer, such horses may be entered to race.

(7) No trainer shall remove or permit to be removed from the racecourse any horse under his or her care without written permission of the racing secretary.

(8) The trainer shall see to it that the foal certificate of any horse in his/her care shows if a horse has been nerved, and shall verify that the horse's name is on the list of nerved horses posted by the racing secretary, and shall inform the commission veterinarian of any nerved horses.

(9) No trainer shall employ a jockey for the purpose of preventing the jockey from riding in any race.

(10) Any trainer that accepts the responsibility, either whole or in part, for the care or racing of another trainer's horse or horses may be held equally responsible for any violation of the Oregon rules of racing that occur while in his/her care.

**Statutory/Other Authority:** ORS 462.270(3)

**Statutes/Other Implemented:** ORS 462.270

**History:**

[RC 9-2026, amend filed 03/20/2026, effective 03/20/2026](#)

[RC 3-2025, amend filed 04/02/2025, effective 04/02/2025](#)

RC 2-2008, f. & cert. ef. 9-30-08

RC 3-2000, f. 3-27-00, cert. ef. 5-1-00

*Statutory/Other Authority: ORS 183.335(5), ORS 462.200, ORS 462.270*

*Statutes/Other Implemented: ORS 462.200, ORS 462.270, ORS 462.405*

*History: ORC [number]-2026, f. & cert. ef. [date]*

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