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WEST VIRGINIA LEGISLATURE 2017 DEC -7 A 9:40

*Legislative Rule-Making Review Committee*OFFICE OF THE WEST VIRGINIA  
SECRETARY OF STATE  
Jared Wyrick, Director*Senator Mark Maynard, Co-Chair**Delegate Kelli Talbott, Co-Chair*

December 01, 2017

NOTICE OF ACTION TAKEN BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

To: Mac Warner, Secretary of State, State Register

To: Kelli D. Talbott, kelli.d.talbott@wvago.gov  
Racing Commission  
WV Racing Commission  
812 Quarrier St  
Charleston, WV 25301

From: Legislative Rule-Making Review Committee

Proposed Rule: Thoroughbred Racing, 176CSR01

The Legislative Rule-Making Review Committee Recommends that the West Virginia Legislature

1. Authorize the agency to promulgate the Legislative rule:

(A) as originally filed \_\_\_\_\_

(B) as modified by the agency \_\_\_\_\_

2. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached.
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3. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached. \_\_\_\_\_

4. Recommends that the Legislative rule be withdrawn; a statement of reasons for the recommendation is attached. \_\_\_\_\_

5. Recommends that the Legislative rule be rejected; a statement of reasons for the recommendation is attached. \_\_\_\_\_

**Committee Amendment**  
**Racing Commission, Thoroughbred Racing**  
**178 CSR 1**

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OFFICE OF THE  
SECRETARY OF STATE

On Friday, December 1, 2017, the Legislative Rule-Making Review Committee moved to amend the Racing Commission's proposed rule Thoroughbred Racing 178 CSR 1 as follows:

On page 39, subdivision 24.1.f., to read as follows:

24.1.f. The fees that shall be paid to the Racing Commission for occupational permits issued effective for calendar year 2012 and thereafter are set forth in table 178-1A at the end of this rule.

And,

That Table 178-1A read as follows:

**TABLE 178-1 A**

**OCCUPATIONAL PERMIT FEES**

(Effective for calendar year 2012 and thereafter)

Stable Name	\$40.00
Corporation	\$40.00
Vendor	\$40.00
Owner (with registration of colors)	\$30.00
Owner-Trainer (same person)	\$60.00
Trainer	\$30.00

Assistant Trainer	\$30.00
Jockey	\$30.00
Apprentice Jockey	\$20.00
Jockey Agent	\$20.00
Practicing Veterinarian	\$30.00
Veterinarian's Assistant	\$20.00
Blacksmith	\$30.00
Authorized Agent (must apply for permit and pay permit fee for each person represented)	\$20.00
Mutuel Employee	\$20.00
Photographers, totalisator, film patrol	\$20.00
Stable Foreman	\$20.00
Starter	\$30.00
Assistant Starter	\$20.00
Association Racing Secretary	\$30.00
Association Assistant Racing Secretary	\$30.00
Paddock Judge	\$20.00

TABLE 178-1 A

continued

## OCCUPATIONAL PERMIT FEES

(Effective for calendar year 2012 and thereafter)

Horsemen's Bookkeeper	\$20.00
Clerk of Scales	\$20.00
Clocker	\$20.00
Timer	\$20.00
Horse Identifier	\$20.00
Jockey Room Custodian	\$20.00
Placing Judge	\$20.00
Outrider	\$20.00
Stable Hand	\$20.00
Concession	\$20.00
Maintenance	\$20.00
Groom	\$20.00
Admission	\$20.00
Pony Riders	\$20.00
Parking	\$20.00
Security	\$20.00
Exercise Rider	\$20.00

Video Lottery employees	\$20.00
Others not specified	\$20.00

#### **Statement of Reason**

The committee amendment disallows the proposed increase in Occupational Permit Fees, reinstating the fees at their current amounts.