

**§279-E. Trainers; duty to submit a horse for testing for use of prohibited substances**

Upon request of the commission, a person who signs an application for and receives a trainer's license in accordance with this chapter and rules adopted under section 279-A shall submit a horse trained by that licensee, qualified to race and identified by the commission for the purpose of obtaining a biological sample to test for the use of prohibited substances. [PL 2017, c. 231, §21 (AMD).]

**1. Obtaining a sample.** Pursuant to this section, the commission may require a licensed trainer to:

A. Transport the horse to a designated site where a veterinarian employed by the commission or the department may obtain a biological sample; or [PL 2017, c. 231, §21 (AMD).]

B. Allow a veterinarian employed by the commission or the department, or a veterinarian designated by the commission and accompanied by designated department personnel, access to the premises where the horse is kept for the purpose of obtaining a biological sample. [PL 2017, c. 231, §21 (AMD).]

[PL 2017, c. 231, §21 (AMD).]

**2. Rulemaking.** The commission shall adopt rules establishing a procedure for obtaining biological samples and ensuring a secure chain of custody for transporting the sample to a laboratory for testing. The rules must consider travel distances and costs associated with obtaining a sample when designating a testing site and may assess a fee to defray travel costs for the veterinarian and designated department personnel. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

[PL 2017, c. 231, §21 (AMD).]

**3. Refusal.** Refusal to comply with the commission's directives for obtaining a sample under this section is a basis for suspension of a trainer's license.

[PL 2007, c. 611, §8 (NEW).]

**SECTION HISTORY**

PL 2007, c. 611, §8 (NEW). PL 2017, c. 231, §21 (AMD).

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