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Exempt Action: Final Regulation Agency Background Document

Agency name	Virginia Racing Commission
Virginia Administrative Code (VAC) Chapter citation(s)	10 VAC10-130-10
VAC Chapter title(s)	Regulations Pertaining to Horse Racing With Pari-Mutuel Wagering
Action title	To Amend Regulations Pertaining to the Virginia Breeders Fund
Final agency action date	June 6, 2023
Date this document prepared	June 9, 2023

This information is required for executive branch review pursuant to Executive Order 19 (2022) (EO 19), any instructions or procedures issued by the Office of Regulatory Management (ORM) or the Department of Planning and Budget (DPB) pursuant to EO 19. In addition, this information is required by the Virginia Registrar of Regulations pursuant to the Virginia Register Act (§ 2.2-4100 et seq. of the Code of Virginia). Regulations must conform to the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

Brief Summary

Provide a brief summary (preferably no more than 2 or 3 paragraphs) of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation). Alert the reader to all substantive matters. If applicable, generally describe the existing regulation.

Chapter 130 is being amended in order to change the definition of Virginia-bred Thoroughbred Horse in the Breeders Fund regulations. This change will make the dam of a Virginia-bred foal reside in Virginia for a period of time instead of just giving birth to a foal and going back to some other state where the foal could also qualify for breeders fund awards.

Mandate and Impetus

Identify the mandate for this regulatory change and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, internal staff review, petition for rulemaking, periodic review, or board decision). For purposes of executive branch review, "mandate" has the same meaning as defined

in the ORM procedures, “a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part.”

These amendments will not have an impact on the institution of the family or family stability in Virginia.

Statement of Final Agency Action

Provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.

On June 6, 2023, the Virginia Racing Commission adopted the final amendments to 11VAC10-130-10 at its regular monthly meeting.