

**State of California
Office of Administrative Law**

In re:
California Horse Racing Board

Regulatory Action:

Title 04, California Code of Regulations

Amend sections: 1588, 1878

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3

OAL Matter Number: 2026-0901-03

OAL Matter Type: Regular Resubmittal (SR)

This rulemaking action by the California Horse Racing Board amends regulations to establish the maximum ages horses are eligible to compete in races and permitted to workout.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 1/1/2027.

Date: October 6, 2026



Stephen P. Mehlert
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Scott Chaney, Executive
Director

Copy: Christopher M. Garmire

NOTICE PUBLICATION/REGULATIONS SUBMISSION

STD. 400 (REV. 10/2019)

RESUBMITTAL

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-1025-1021-01	REGULATORY ACTION NUMBER 2026-0901-03	EMERGENCY NUMBER SR
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY California Horse Racing Board		AGENCY FILE NUMBER (If any)	

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

OCT 06 2026

OFFICE OF ADMIN. LAW
2026 SEP 1 PM 1:00

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE ☐ Notice re Proposed Regulatory Action ☐ Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE ☐ Approved as Submitted ☐ Approved as Modified ☐ Disapproved/Withdrawn		NOTICE REGISTER NUMBER 2025,44-2	PUBLICATION DATE 10/31/25

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Maximum Age a Horse May Race or Workout		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2026-0420-06S PER AGENCY REQUEST 10/5/26	
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)			
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)		ADOPT	
TITLE(S)		AMEND	
4		1588 and 1878	
3. TYPE OF FILING		REPEAL	
☐ Regular Rulemaking (Gov. Code §11346) ☒ Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) ☐ Emergency (Gov. Code, §11346.1(b))		☐ Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. ☐ Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) ☐ Emergency Readopt (Gov. Code, §11346.1(h)) ☐ File & Print ☐ Other (Specify) _____	
☐ Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) ☐ Print Only		☐ Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) ☐ Print Only	
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1) 03/20/2026-04/06/2026; 07/20/26-08/13/2026 PER AGENCY REQUEST 10/6/26			
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100) ☒ Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) ☐ Effective on filing with Secretary of State ☐ \$100 Changes Without Regulatory Effect ☐ Effective other (Specify) _____			
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY ☐ Department of Finance (Form STD. 399) (SAM §6660) ☐ Fair Political Practices Commission ☐ State Fire Marshal ☐ Other (Specify) _____			
7. CONTACT PERSON Chris Garnire		TELEPHONE NUMBER 279-300-7421	FAX NUMBER (Optional) E-MAIL ADDRESS (Optional)

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE
Alameda, Cynthia L
Digitally signed by Alameda, Cynthia L
Date: 2026.08.31 15:37:43 -0700

TYPED NAME AND TITLE OF SIGNATORY
Cynthia Alameda, Deputy Executive Director

DATE
08/31/2026

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

OCT 06 2026

Office of Administrative Law

CALIFORNIA CODE OF REGULATIONS
TITLE 4. BUSINESS REGULATIONS
DIVISION 4. CALIFORNIA HORSE RACING BOARD
ARTICLE 6. ENTRIES AND DECLARATIONS
RULE 1588. HORSE INELIGIBLE TO START IN A RACE

§ 1588. Horse Ineligible to Start in a Race.

- (a) In addition to any other valid ground or reason, a horse is ineligible to start in any race:

* * *

(16) when such horse is fifteen (15) years of age or older if a standardbred.

(17) when such horse is eleven (11) years of age or older if any breed other than standardbred.

(18) when such horse is a maiden, as defined by rule 1420(k), and seven (7) years of age or older.

NOTE:

Authority cited: Sections 19440 and 19562, Business and Professions Code.

Reference: Sections 19440 and 19562, Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
DIVISION 4. CALIFORNIA HORSE RACING BOARD
ARTICLE 16. GENERAL CONDUCT
PROPOSED AMENDMENT OF RULE 1878, WORKOUTS

§ 1878. Workouts.

* * *

(b) A horse shall not be permitted to workout unless:

(1) The horse has been examined by the trainer's attending veterinarian during the seventy-two (72) hours immediately preceding the workout for the express purpose of evaluating the horse's fitness to workout; and

(2) An evaluation has been conducted by the attending veterinarian and a determination has been made that the horse is fit to workout.

(A) The examination shall include, but not be limited to, close inspection of the eyes, examination of the legs, and observation of the horse at rest and while in motion.

(B) The attending veterinarian and trainer shall inform the Official Veterinarian of any changes in the horse's fitness after examination and before workout.

(C) The evaluation shall be recorded in the Veterinarian Report in accordance with section 1842.

(c) In addition to the requirements above, a horse shall not be permitted to workout unless:

(1) such horse is less than fifteen (15) years of age if a standardbred.

(2) such horse is less than eleven (11) years of age if any breed other than standardbred.

(3) such horse is less than seven (7) years of age if a maiden as defined by rule 1420 (k).

(ed) For the purpose of this section, "workout" means an exercise session near full speed, or close to full speed.

NOTE:

Authority cited: Sections 19440 and 19562, Business and Professions Code.

Reference: Sections 19440 and 19562, Business and Professions Code.