

AMENDED IN ASSEMBLY MAY 1, 2013

AMENDED IN ASSEMBLY APRIL 18, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1154**

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**Introduced by Assembly Member Gray**

February 22, 2013

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An act to amend Section 19578 of the Business and Professions Code, relating to horse racing.

LEGISLATIVE COUNSEL'S DIGEST

AB 1154, as amended, Gray. Horse racing: equine drug testing: equine medical director.

Existing law provides that it is the intent of the Legislature that the California Horse Racing Board contract with the Regents of the University of California to provide equine drug testing. Existing law ~~also requires the board to contract to provide compensation for an equine medical director, with specified duties and responsibilities, who shall~~ *provides for the appointment of an equine medical director to advise the Kenneth L. Maddy Equine Analytical Chemistry Laboratory, located at the University of California at Davis, and be appointed by the Dean of the School of Veterinary Medicine, as specified.*

This bill would establish that the term for the equine medical director is 2 years, and, *for a person who is appointed as equine medical director on or after January 1, 2014, would prohibit a person from serving limit the number of terms that a person may serve consecutively to 2 consecutive terms.* The bill would state various legislative findings and declarations relating to the Kenneth L. Maddy Equine Analytical Chemistry Laboratory.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. The Legislature finds and declares all of the  
2 following:

3 (a) The Kenneth L. Maddy Equine Analytical Chemistry  
4 Laboratory located at the University of California at Davis has  
5 proven to be an asset to California's horse racing industry.

6 (b) It is in the interest of the people of California that the  
7 Kenneth L. Maddy Equine Analytical Chemistry Laboratory  
8 continues to provide equine drug testing.

9 (c) In order to ensure that the Kenneth L. Maddy Equine  
10 Analytical Chemistry Laboratory remains a leader in equine drug  
11 testing, a knowledge and talent base to lead the laboratory must  
12 be broad.

13 (d) Having multiple individuals capable of being the equine  
14 medical director at the Kenneth L. Maddy Equine Analytical  
15 Chemistry Laboratory strengthens and ensures the continued  
16 success of the laboratory.

17 SEC. 2. Section 19578 of the Business and Professions Code  
18 is amended to read:

19 19578. (a) It is the intent of the Legislature that the board  
20 contract with the Regents of the University of California to provide  
21 equine drug testing. It is further the intent of the Legislature that  
22 to the extent that resources are available, the California Animal  
23 Health and Food Safety Laboratory perform studies that may lead  
24 to the development of alternative or improved drug testing  
25 techniques.

26 (b) The Kenneth L. Maddy Equine Analytical Chemistry  
27 Laboratory shall be located at the University of California at Davis  
28 in order to take advantage of the expertise of the veterinary  
29 specialists at that campus' School of Veterinary Medicine. The  
30 laboratory shall be a part of the California Animal Health and Food  
31 Safety Laboratory. Any capital outlay expenditures for the Kenneth  
32 L. Maddy Equine Analytical Chemistry Laboratory shall comply  
33 with Section 13332.11 of the Government Code.

34 (c) Funds collected under Article 9.2 (commencing with Section  
35 19605) and Article 9.5 (commencing with Section 19610) for

1 purposes of the California Animal Health and Food Safety  
2 Laboratory and the Center for Equine Health shall be deposited in  
3 the California Animal Health and Food Safety Laboratory and  
4 Center for Equine Health Account in the Fair and Exposition Fund.  
5 Funds deposited in that account constitute trust funds and shall be  
6 held in trust and may be expended only for the purposes for which  
7 those funds are authorized to be expended pursuant to this section.  
8 The funds designated for the California Animal Health and Food  
9 Safety Laboratory shall be distributed to that system and shall be  
10 used to fund the construction costs, equipment costs, and for the  
11 repayment of the principal of, interest on, and costs of issuance  
12 of, and as security, including any coverage factor, pledged to the  
13 payment of, bonds issued or other debt service or expense,  
14 including repayment of any advances made or security required  
15 by any provider of credit enhancement or liquidity for those bonds  
16 or other indebtedness, or expense of maintaining that credit  
17 enhancement or liquidity, incurred for the purpose of constructing  
18 the Kenneth L. Maddy Equine Analytical Chemistry Laboratory,  
19 and for the operating costs of the Kenneth L. Maddy Equine  
20 Analytical Chemistry Laboratory. The funds designated for the  
21 Center for Equine Health shall be distributed to the Center for  
22 Equine Health, School of Veterinary Medicine, University of  
23 California, Davis.

24 (d) Title to the Kenneth L. Maddy Equine Analytical Chemistry  
25 Laboratory shall vest in the Regents of the University of California.  
26 The laboratory shall be used in a manner that is consistent with  
27 Section 19577 and this section.

28 (e) The board shall contract to provide compensation for an  
29 equine medical director who shall advise the Kenneth L. Maddy  
30 Equine Analytical Chemistry Laboratory and be appointed by the  
31 Dean of the School of Veterinary Medicine under applicable  
32 university hiring rules with the advice of the board. The equine  
33 medical director shall be a member of the scientific advisory  
34 committee to the Kenneth L. Maddy Equine Analytical Chemistry  
35 Laboratory, and act as the primary adviser to the board on all  
36 matters relating to medication and drug testing, the practice of  
37 veterinary medicine within the areas regulated by the board, and  
38 the health and safety of horses within the inclosure.

39 (f) (1) The equine medical director at the Kenneth L. Maddy  
40 Equine Analytical Chemistry Laboratory shall ~~serve~~ *be appointed*

1 for a term of two years. ~~No individual shall serve two consecutive~~  
2 ~~terms as the equine medical director.~~

3 (2) *For a person who is appointed as equine medical director*  
4 *on or after January 1, 2014, the number of terms that the person*  
5 *may serve consecutively shall be limited to two terms. However,*  
6 *this paragraph does not limit the total number of nonconsecutive*  
7 *terms a person may serve.*

8 (g) The budget for equine drug testing to be performed by the  
9 California Animal Health and Food Safety Laboratory pursuant  
10 to Section 19577 shall be established as a permanent line item in  
11 the budget of the board. Operating budget requests shall be  
12 submitted annually by the university, and the board shall transfer  
13 funds appropriated for the operation of the laboratory and for  
14 equipment, in accordance with the contract, to the university.

15 (h) The board and the University of California may expand the  
16 services provided by the laboratory to the board in a manner that  
17 is mutually agreeable and is consistent with Section 19577 and  
18 this section.