NOTICES OF EXEMPT RULEMAKING

The Administrative Procedure Act requires the *Register* publication of the rules adopted by the state's agencies under an exemption from all or part of the Administrative Procedure Act. Some of these rules are exempted by A.R.S. §§ 41-1005 or 41-1057; other rules are exempted by other statutes; rules of the Corporation Commission are exempt from Attorney General review pursuant to a court decision as determined by the Corporation Commission.

NOTICE OF EXEMPT RULEMAKING

TITLE 19. ALCOHOL, HORSE AND DOG RACING, LOTTERY, AND GAMING

CHAPTER 2. ARIZONA RACING COMMISSION

PREAMBLE

1. **Sections Affected** — **Rulemaking Action**
   R19-2-523 — Amend

2. **The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**
   Authorizing statute: A.R.S. § 41-1005(A)(18)

   Implementing statute: A.R.S. § 5-111(A)

3. **The effective date of the rules:**
   September 17, 1997

4. **A list of all previous notices appearing in the *Register* addressing the exempt rule:**
   Notice of Rulemaking Docket Opening: 3 A.A.R. 2563, September 19, 1997

5. **The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name:	Paul Ryneveld
Address:	Department of Racing 3877 North 7th Street, Suite 201 Phoenix, Arizona 85014
Telephone:	(602) 277-1704
Fax:	(602) 277-1165

6. **An explanation of the rule, including the agency's reasons for initiating the rule, including the statutory citation to the exemption from the regular rulemaking procedures:**
   A.R.S. § 41-1005(A)(18) provides the Arizona Racing Commission the statutory exemption to the regular rulemaking process for rules adopted under A.R.S. § 5-111(A). The Commission is authorized to establish pari-mutuel wagering rules under A.R.S. § 5-111(A). This amendment will eliminate the requirement to cancel Trifecta wagering should there be a coupled entry entered in a race.

7. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**
   None

8. **The summary of the economic, small business, and consumer impact:**
   None

9. **A description of the changes between the proposed rules, including supplemental notices, and final rules (if applicable):**
   None

10. **A summary of the principal comments and the agency response to them:**
    None

11. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**
    None

12. **Incorporations by reference and their locations in the rules:**
    None

13. **Was this rule previously adopted as an emergency rule?**
    No

14. The full text of the rules follows:

TITLE 19. ALCOHOL, HORSE AND DOG RACING, LOTTERY, AND GAMING

CHAPTER 2. ARIZONA RACING COMMISSION

ARTICLE 5. PARI-MUTUEL WAGERING

Section
R19-2-523. Calculation of Payoffs and Distribution of Pools

ARTICLE 5. PARI-MUTUEL WAGERING

R19-2-523. Calculation of Payoffs and Distribution of Pools.

A. No change.
1. No change.
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   a. No change.
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B. No change.
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   d. No change.
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D. No change.
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J. No change.
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K. No change.
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~~7. Coupled entries shall be prohibited in Trifecta contests.~~

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P. No change.
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