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*The purposes of proposed amendments are to clarify and ensure security guard escorting horses to test barn is provided by an employee of the association, not the commission, and eliminate repetitive subsection.*

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**15.2.6.10 TESTING:**

**A. Reporting to the test barn:**

(1) The official winning horse, ~~as well as~~ any other horses ordered by the commission or the stewards shall be taken to the test barn to have an official sample taken at the direction of the official veterinarian.

(2) The association shall assign an employee to escort horses ordered by the commission or the stewards to go to the test barn.

(3) Random or extra testing may be required by the stewards or the commission at any time on any horse.

(4) Unless otherwise directed by the stewards or the official veterinarian, a horse that is selected for testing must be taken directly to the test barn.

(5) A ~~track~~ security guard, employed by the association, shall monitor access to the test barn area during and immediately following each racing performance. All persons who wish to enter the test barn area must be a minimum of 18-years-old, be currently licensed by the commission, display their commission identification badge and have a legitimate reason for being in the test barn area.

**B. Sample collection:**

~~(1) Sample collection shall be done in accordance to guidelines and instruction provided by the New Mexico racing commission official veterinarian or the New Mexico racing commission agency director.~~

(1) The official veterinarian shall determine a minimum sample volume requirement for the primary testing laboratory. A primary testing laboratory must be accredited by ISO 17025 and approved by the commission.

(2) If the specimen obtained from a horse is less than the minimum sample requirement, the entire specimen shall be sent to the primary testing laboratory.

(3) If a specimen obtained is greater than the minimum sample requirement but less than twice that amount, the portion of the sample that is greater than the minimum sample requirement shall be secured as the split sample.

(4) If a specimen obtained is greater than twice the minimum sample requirement, a portion of the sample approximately equal to the amount provided for the primary testing laboratory shall be secured as the split sample.

(6) No split samples will be collected for determination of TCO2 levels.

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[15.2.6.10 NMAC - Rp, 15 NMAC 2.6.10, 4/13/2001; A, 3/30/2007; A, 9/1/2010; A, 7/31/2012; A, 5/1/2013; A, 5/16/2014; A, 6/15/2016; A, 7/1/2017; A, 3/14/2018; A, 9/26/2018]