

MARYLAND REGISTER

|                                                          |                                                                                                                                               |
|----------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Proposed Action on Regulations</b>                    |                                                                                                                                               |
| <b>Date Filed with AELR Committee</b><br>August 19, 2025 | <b>Date Filed with Division of State Documents</b><br><br><b>Document Number</b><br>25-190-P<br><br><b>Date of Publication in MD Register</b> |

**1. Desired date of publication in Maryland Register: September 19, 2025**

**2. COMAR Codification**

| Title | Subtitle | Chapter | Regulation |
|-------|----------|---------|------------|
| 09    | 10       | 01      | 07         |

**3. Promulgating Authority**

Maryland Department of Labor

**4. Name of Regulations Coordinator**

Christopher Merz

**Telephone Number**

4435712855

**Mailing Address**

300 E Towsontown BLVD  
Towson, MD 21286

**Email**

christopher.merz@maryland.gov

**5. Name of Person to Call About this Document**

Christopher Merz

**Telephone Number**

4435712855

**Mailing Address**

300 E Towsontown BLVD  
Towson, MD 21286

**Email**

christopher.merz@maryland.gov

**6. Check applicable items:**

- |                                     |                                                                |
|-------------------------------------|----------------------------------------------------------------|
| <input type="checkbox"/>            | New Regulations                                                |
| <input checked="" type="checkbox"/> | Amendments to Existing Regulations                             |
| <input type="checkbox"/>            | Repeal of Existing Regulations                                 |
| <input type="checkbox"/>            | Recodification                                                 |
| <input type="checkbox"/>            | Incorporation by Reference of Documents Requiring DSD Approval |

**7. Is there Emergency text that is identical to this Proposal:**

\_\_\_ Yes X No

**8. Incorporation by Reference**

- |                          |                                                                                                                                                                                                          |
|--------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | Incorporation by Reference (IBR) approval form(s) attached and 16 copies of documents proposed for incorporation submitted to DSD. (Submit 16 paper copies of IBR document to DSD and one copy to AELR.) |
|--------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**9. Public Body - Open Meeting**

- |                          |                                                                                                                                                                                                                                                               |
|--------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to General Provisions Article, §3-302(c), Annotated Code of Maryland |
| <input type="checkbox"/> | OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting                                                                                                                   |

**10. Children's Environmental Health and Protection**

|                          |
|--------------------------|
| <input type="checkbox"/> |
|--------------------------|

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Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council

#### **11. Certificate of Authorized Officer**

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Eric London, Assistant Attorney General, telephone #4437590448, on June 23, 2025. A written copy of the approval is on file at this agency.

**Name of Authorized Officer**

Christopher Merz

**Title**

Executive Director

**Telephone No.**

4435712855

**Date**

August 19, 2025

## **Title 09**

# **MARYLAND DEPARTMENT OF LABOR**

## **Subtitle 10 RACING COMMISSION**

### **09.10.01 Thoroughbred Rules**

Authority: Maryland Racing Commission

**Notice of Proposed Action**

[25-190-P]

The amended claiming regulation proposes to:  
Change the claiming rule to better align with current racing practices

**Statement of Purpose**

The purpose of this action is to To make the claiming rule more modern and in line with surrounding racing jurisdictions.

**Estimate of Economic Impact**

The proposed action has no economic impact.

**Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

**Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

**Opportunity for Public Comment**

Comments may be sent to Christopher Merz, Executive Director, Maryland Racing Commission, 300 E Towsontown BLVD Towson, MD 21286, or call 4435712855, or email to christopher.merz@maryland.gov. Comments will be accepted through September 19, 2025. A public hearing has not been scheduled.

CHRISTOPHER MERZ

### Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: **FY 26**

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

**No**

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

**undefined**

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

**N/A**

E. If these regulations have no economic impact under Part A, indicate reason briefly:

**N/A**

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

**N/A**

G. Small Business Worksheet:

**Does not affect Small Business**

## Title 09 DEPARTMENT OF LABOR Subtitle 10 RACING COMMISSION 09.10.01 Thoroughbred Rules

Authority: Business Regulations Article, Annotated Code of Maryland

### .07 Claiming.

A.-L. (text unchanged)

M. If a horse is claimed:

(1) [For a period of 30 days from the day of the claim, the horse may start in a claiming race only for a claiming price at least 25 percent more than the current claiming price for which it was claimed;] *The horse shall not be eligible to start in a claiming race for less than 25 percent more than the claiming price for a period of 20 days from the date of the claim;*

*(a) For the period of the 21<sup>st</sup> through the 30<sup>th</sup> day after the horse is claimed, the horse may only start in a claiming race at a price equal to or greater than the amount for which it was claimed; and*

*(b) For the period after the 30<sup>th</sup> day after the horse is claimed, the horse may start in a claiming race at any claiming price.*

(2)-(4) (text unchanged)

N.-R. (text unchanged)

GEORGE MAHONEY  
Chair, Maryland Racing Commission

