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**RULE ADOPTIONS**

**AGRICULTURE  
DIVISION OF MARKETING AND DEVELOPMENT**

49 N.J.R. 740(a)

**Readoption: N.J.A.C. 2:31**

**Notice of Readoption**

**Charity Racing Day Fund Distribution**

Authority: N.J.S.A. 5:5-44.9.

Authorized By: State Board of Agriculture and Douglas H. Fisher, Secretary, Department of Agriculture.

Effective Date: March 22, 2017.

New Expiration Date: March 22, 2024.

**Take notice** that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 2:31 were scheduled to expire on April 23, 2017.

The purpose of these rules is to provide the application procedure for the award of Charity Racing Day grants to the Horse Park of New Jersey and to organizations that care for retired race horses. The rules also provide the criteria by which the Department shall evaluate applications and award grants. All monies received by the New Jersey Racing Commission on the designated Charity Racing Day are required to be deposited into the Horse Park of New Jersey and the Care of Retired Horses Fund. Fifty percent of the money is used as a grant to the Horse Park of New Jersey and 50 percent is used as grants to organizations that care for retired racehorses.

The rules clarify that an organization that cares for retired racehorses, which is not incorporated in New Jersey, but

which has a New Jersey affiliate and provides significant services in New Jersey is also eligible to apply for a grant. Such application includes a certification that any funds awarded to the organization shall be spent solely for the care of retired racehorses in New Jersey. All recipients of funds must complete a detailed fund utilization report, which verifies the use of funds and provides receipts for all expenditures and every applicant for and recipient of funds must certify that all information provided is true, accurate, and complete.

The Department of Agriculture has reviewed the rules and has determined that the rules should be readopted without amendment. The rules are necessary, reasonable, and proper for the purpose for which they were originally promulgated. Therefore, pursuant to N.J.S.A. 52:14B-5.1, these rules are readopted and shall continue in effect for a seven-year period.