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**IDAPA 11
TITLE 04
CHAPTER 01**

IDAHO STATE RACING COMMISSION

11.04.01 - RULES GOVERNING HORSE RACING

000. LEGAL AUTHORITY.

The Idaho State Racing Commission has authority to make rules to implement and enforce the state racing law pursuant to Title 54, Chapter 25, of the Idaho Code. (7-1-93)

001. TITLE AND SCOPE.

01. Title. These rules shall be cited as IDAPA 11.04.01, "Rules Governing Horse Racing," of the Idaho State Racing Commission. (3-18-99)

02. Scope. All aspects of occupational licensing are addressed in these rules. This includes licensing for any person who takes part in or officiates in any way or serves in any capacity at any licensed race meet. (3-18-99)

002. WRITTEN INTERPRETATIONS.

In accordance with Section 67-5201(19)(b)(iv), Idaho Code, this agency has written statements which pertain to the interpretation of the rules of this chapter, or to the documentation of compliance with the rules of this chapter. The document is available for public inspection and copying at cost at the Idaho State Racing Commission, 700 South Stratford Drive, P.O. Box 700, Meridian, Idaho, 83642. (3-18-99)

003. ADMINISTRATIVE APPEALS.

This chapter does not provide for appeal of the administrative appeals. (3-18-99)

004. OFFICE -- OFFICE HOURS -- STREET ADDRESS -- MAILING ADDRESS -- TELEPHONE -- WEBSITE.

01. Office Address. The place of business of the Idaho State Racing Commission is in Meridian, Idaho. The office is located at 700 S. Stratford Drive, Meridian, Idaho and is open from 8:00 a.m. to 5:00 p.m., except Saturday, Sunday and legal holidays. (3-30-07)

02. Mailing Address. The mailing address is: Idaho State Racing Commission, P.O. Box 700, Meridian, Idaho 83680-0700. (3-30-07)

03. Telephone and Fax. The telephone of the office is (208) 884-7080. The facsimile number of the office is (208) 884-7098. The Racing Commission website is <http://www.isp.state.id.us/race>. (3-30-07)

005. PUBLIC RECORDS COMPLIANCE AND AVAILABILITY.

These rules have been promulgated according to the provisions of Title 67, Chapter 52, Idaho Code and are public records. Public records are available during normal working hours for inspection and copying at the Idaho State Racing Commission Officer, 700 South Stratford Drive, Meridian, ID 83680-0700. (3-30-07)

006. GENERAL JURISDICTION.

Simulcasting of Races within the State. The Idaho State Racing Commission shall have general jurisdiction over the simulcasting of horse and greyhound races within the state, and the Commission may issue rules in accordance with the provision of this article as provided for in Idaho Statutes. (3-30-07)

007. -- 008. (RESERVED).

009. DEFINITIONS.

- 01. Age of a Horse.** The age of a horse is reckoned as beginning on the first day of January in the year in which the horse is foaled. (7-1-93)
- 02. Arrears.** All monies due for entrance fees (including Jockey's fees), forfeitures, subscriptions, stake, purchase money in claiming races, and also any purchase money in claiming races, and also any default in money incidental to the Rules. (7-1-93)
- 03. Association.** Any person or persons, Associations, district or county fair boards or corporations licensed by the Commission to conduct racing. (7-1-93)
- 04. Authorized Agent.** A person appointed by a written instrument signed and acknowledged before a notary public by the owner and filed in accordance with the Rules. (7-1-93)
- 05. Bleeder.** Any horse known to have bled from its nostrils during a workout or race, and so designated by the Commission Veterinarian. (7-1-93)
- 06. Breeder.** Breeder of a horse is determined by the definition of breeder used by the registry of the particular breed of that horse. (7-1-93)
- 07. Calendar Day.** Twenty-four (24) hours ending at midnight. (7-1-93)
- 08. Chemical.** A substance composed of chemical elements or obtained by chemical processes. (7-1-93)
- 09. Claiming Race.** A race in which any horse entered therein may be claimed in conformity with the rules. (7-1-93)
- 10. Commission.** The Idaho State Racing Commission. (7-1-93)
- 11. Declaration.** The act of withdrawing an entered horse from a race before the closing of overnight entries. (7-1-93)
- 12. Drug.** Any chemical compound or any noninfectious biological substance not used for its mechanical properties, which may be administered to or used on or for patients, either human or animal, as an aid in diagnosis, treatment or prevention of disease or other abnormal condition, for the relief of pain or suffering, or to control or improve any physiological or pathological condition. See Subsection 004.45 for Prescription Drug definition. (7-1-93)
- 13. Entry.** Shall mean, according to the requirements of the text: (7-1-93)
- a.** A horse made eligible to run a race. (7-1-93)
- b.** Two (2) or more horses which are entered or run in a race and are coupled because of common ties or ownership. Where two (2) or more horses owned by separate owners but trained by the same Trainer are entered in the same race, the horses may run as separate betting interests. (7-1-93)
- 14. Equipment.** As applied to a horse shall mean whips, blinkers, tongue straps, muzzle, nosebands, bits, shadow rolls, martingales, breast plate, bandages, boots, hoods, flipping halters, goggles and plates. (7-1-93)
- 15. Forfeit.** Money due because of an error fault, neglect of duty, breach of contract or a penalty. (7-1-93)
- 16. Free Handicap.** A handicap in which no liability for entrance money is incurred. (7-1-93)
- 17. Grounds.** Any area owned or leased by any licensed Association, Corporation or Race Track which is operated for the purpose of conducting pari-mutuel racing. (7-1-93)

- 18. Handicap.** A weight adjustment for entered horses for the purpose of equalizing the respective chances of winning. (7-1-93)
- 19. Highweight Handicap.** A weight adjustment to the top horse in the handicap of not less than one hundred and forty (140) pounds. (7-1-93)
- 20. Horse.** Includes filly, mare, colt, horse and gelding in general; when referring to sex, a filly becomes a mare when five (5) years old; a horse is an entire male when five (5) years old or older. (7-1-93)
- 21. Horsemen's Group.** An organization composed of licensed owners and/or trainers duly registered with the Secretary of State and recognized by the Idaho State Racing Commission. (3-30-07)
- 22. Idaho Bred.** A foal dropped by a mare in Idaho. (7-1-93)
- 23. Jockey.** A race rider, whether a licensed Jockey, apprentice, or amateur. (7-1-93)
- 24. Maiden.** A horse that has never won a race on the flat in a state or country where racing is supervised by a legalized Racing Commission or board and where the races are covered by the Racing Form, American Quarter Horse chart books, the Appaloosa Horse Club chart books, the Paint Horse chart books and the Arabian Horse chart books. A maiden which has been disqualified after finishing first still is a maiden. (7-1-93)
- 25. Match.** A Private Sweepstakes between two (2) horses. (7-1-93)
- 26. Meeting.** The entire consecutive period for which a license to race has been granted to any one (1) association by the Commission. (7-1-93)
- 27. Mixed Race.** A race between horses of different breeds. (7-1-93)
- 28. Month.** A calendar month. (7-1-93)
- 29. Nominator.** A person in whose name a horse is entered for a race. (7-1-93)
- 30. Optional Claiming Race.** A race restricted to horses entered to be claimed for a stated claiming price and to those which have started previously for that claiming price or less. (7-1-93)
- 31. Owner.** Includes the owner, part owner and lessee of any horse. An interest only in the earnings of a horse does not constitute ownership. In case of husband and wife, it is presumed that joint ownership exists. (7-1-93)
- 32. Owner's Handicap.** A race wherein the owner fixes, at the time of entry, the weight to be assigned the entered horse. (7-1-93)
- 33. Place.** Shall mean first, second or third and in that order is called "Win," "Place," and "Show." (7-1-93)
- 34. Post Position.** The starting position assigned. (7-1-93)
- 35. Post Time.** The time set for the arrival at the starting point. (7-1-93)
- 36. Prescription Drug.** (7-1-93)
- a.** A drug which under federal law is required prior to being dispensed or delivered to be labeled with either of the following statements: (7-1-93)
- i.** "Caution: Federal law prohibits dispensing without a prescription"; or (7-1-93)
- ii.** "Caution: Federal law restricts this drug to be used by or on the order of a licensed Veterinarian." (7-1-93)

(7-1-93)

b. Or a drug which is required by any applicable federal or state law or regulation to be dispensed on prescription only or is restricted to use by practitioner only. (7-1-93)

37. Produce Race or Futurity. A race for younger horses, usually two (2) year olds, in which entries are made a considerable time before the running of the race, often before the entered horse is born. (7-1-93)

38. Purse Race. A race for money or any other prize to which the owners of the horses do not contribute. (7-1-93)

39. Race. A contest between horses for purse, stake or reward on any licensed race track and in the presence of a Judge or Judges. (7-1-93)

40. Race Day. Any period of twenty-four (24) hours beginning at midnight and included in the period of a race meeting and in the matter of penalties the word "DAY" means a "CALENDAR DAY." (7-1-93)

41. Recognized Meeting. Any meeting wherever held, which is under the jurisdiction of the Idaho State Racing Commission. The Commission shall recognize all meetings conducted under the jurisdiction of members of the National Association of State Racing Commissioners, or associate members or state and other recognized authority. (7-1-93)

42. Ringer. In addition to the definitions expressed in the Rules, shall mean any horse which runs under the name and identity of another or under a fictitious name. (7-1-93)

43. Rules. The "Rules Governing Horse Racing" herein and any amendments or additions thereto. (7-1-93)

44. Scratch. The act of withdrawing an entered horse from the race after closing of overnight entries. (7-1-93)

45. Scratch Time. The time set by the Association for the closing of applications for permission to withdraw from the races of that day. (7-1-93)

46. Stake Race or Sweepstakes. A race to which nominators of the engaged entries contribute to a purse; to which money, or any other award, may be added; but no overnight race, regardless of its conditions, shall be deemed a stake race. (7-1-93)

47. Starter. (7-1-93)

a. The individual approved to dispatch the horses in a race. (7-1-93)

b. The horse is a "starter" for a race when the stall doors of the starting gate open in front of it at the time the starter dispatches the horses. (7-1-93)

48. Starter Allowance Race. A race whereby eligibility for the conditions of said race. A horse when claimed shall reestablish eligibility. (7-1-93)

49. Stewards. The Stewards of the meeting or their duly appointed deputies. (7-1-93)

50. Subscriptions. The act of nominating to a stake race. (7-1-93)

51. Walkover. When there are not two (2) or more horses of separate interests sent postward. In stake events, unless otherwise specified in the conditions, the entry which appears for the race may walk over the course and be declared the winner and thereby be entitled to the winning percentage of the purse. (7-1-93)

52. Weight for Age. Standard weight according to the scale adopted by the Commission and set forth

- herein. (7-1-93)
- 53. Weight In.** Post race weight. (7-1-93)
- 54. Weight Out.** Pre race weight. (7-1-93)
- 55. Winner.** Winner of a single race of a certain sum or value unless otherwise expressed in the conditions. (7-1-93)
- 56. Winnings.** Includes all money to the time appointed for the start, and shall apply to all races in any country, and embrace walking over or receiving forfeit, but not second and third money, or the value of any prize not of money or not paid in money. Winnings during the year shall be reckoned from January 1 preceding. (7-1-93)
- 57. Year.** A calendar year. (7-1-93)

010. HORSEMEN'S GROUP.

For purposes of Section 010, whoever was the recognized horsemen's group in 2004 is hereby designated as the existing horsemen's group. (3-30-07)

01. Notice of Intent. Upon the filing with the Commission of a notice of intent by an alternate horsemen's group to decertify an existing horsemen's group, the alternate horsemen's group shall have not more than six (6) months from the date of filing to acquire, on a petition, signatures of twenty-five percent (25%) of the existing horsemen's group's licensed members. (3-30-07)

- a. Contents of Notice.** The notice of intent shall contain the following: (3-30-07)
- i. The name of the alternate horsemen's group; (3-30-07)
 - ii. The names of the principals of the horsemen's group; (3-30-07)
 - iii. The date of filing; (3-30-07)
 - iv. The articles of incorporation and bylaws; and (3-30-07)
 - v. A copy of the petition as it will be circulated. (3-30-07)
- b. Petition.** No more than one (1) petition by any alternate horsemen's group to decertify an existing horsemen's group shall be circulated at any given time. (3-30-07)
- c. Members.** The alternate horsemen's group must, in addition, submit the names of a minimum of fifty (50) members who must be Idaho licensed owners or trainers. (3-30-07)

02. Validation. Upon receipt of a petition that meets the criteria set forth above, the Commission shall consider the petition and shall validate the signatures found on said petition. Validation includes, but is not limited to, verification of current Idaho licensed owners and trainers and signature verification. If the validated signatures do not meet the requirements in this Rule, the Commission shall notify the alternate and the existing horsemen's groups that no further action shall be taken on the petition. (3-30-07)

03. Elections. If the validated signatures are found to meet these requirements, the Commission shall set the date for the election prior to the next regularly scheduled meeting. A representative of the alternate horseman's group shall appear to answer any questions at the meeting validating signatures. The existing horseman's group shall conduct an election among the licensed members. The election results shall be reported to the Commission. A deciding vote of fifty percent plus one (50% + 1) of the ballots returned shall be used to determine the one organization to be recognized as the horsemen's group, absent clear and convincing evidence that the election was fraudulent. (3-30-07)

04. Except for Good Cause. Except for good cause, the Commission shall not conduct an election

within eighteen (18) months of a prior election among the existing group's licensed members. (3-30-07)

011. GENERAL RULES.

01. Participation by Members of Commission Prohibited. No member of the Commission may directly, or through another, participate in the racing of a horse within the jurisdiction of the Commission. (7-1-93)

02. Wagers. No racing official or assistant shall wager money or any chattel or value on the result of any race at the meeting. (7-1-93)

03. Violations. Each racing official and assistant shall report to the Stewards all observed violations of the Rules. (7-1-93)

04. Punishment. The Racing Commission may independently punish any misconduct of any person connected with racing. (7-1-93)

05. Right to Entry. Members of the Commission and designated representatives shall have the right to entry to any part of the grounds and mutuel plants of the Association licensed to conduct horse racing. (7-1-93)

06. Visit and Inspection. The Commission or designated representatives shall visit and inspect the race meets. Each licensee conducting a race shall make available to the Commission a box of four (4) seats for each day of the race meeting. The private cars of Commissioners or designated representatives shall have access to the restricted parking area of all tracks. (7-1-93)

07. Association Office. Each Association shall furnish and provide an adequate office for the use of the Commission or its designated representatives. (7-1-93)

08. Owners and Trainers Subject to Laws and Rules. All owners and Trainers of horses and their stable employees are subject to the Laws of Idaho and the Rules promulgated by the Commission upon acceptance and occupancy of stabling accommodations from, or approved by, an Association or upon making entry to run on its track. (7-1-93)

09. Open Market. Owners and stables participating in meetings operating under license of the Commission may purchase feed and supplies on the open market. No Association shall grant exclusive concessions which will interfere with this right. (7-1-93)

10. Disturbing the Peace -- Interference. No person shall in any manner or at any time disturb the peace or behave in a disorderly manner on the grounds of an Association; nor shall any person interfere with the performance of the duties of a racing official or any employee or representative of the Commission. (7-1-93)

11. Suspension. No person or horse ruled off, or under suspension by any recognized racing authority, shall be admitted to the grounds of any Association. (7-1-93)

12. Convictions. The conviction of a person within the preceding eighteen (18) months of a crime involving the possession, use or sale of any narcotic, dangerous drug or marijuana, whether such conviction was a felony or misdemeanor, may be grounds for denial or refusal of a license. (7-1-93)

13. Persons Ruled Off a Track Ineligible. When a person is ruled off a course or suspended, every horse owned in whole or part by him, or under his care, management, training or superintendence, shall be ineligible to be entered or to start in any race until the rescinding of said person's penalty, or by the placement of the horse or horses in the hands of a licensed Trainer approved by the Stewards. (7-1-93)

14. Identification. The Commission may issue gratuitous identification badges. (7-1-93)

15. Availability of Rules. Rules Governing Idaho Horse Racing are available from the Commission for a fee of five dollars (\$5) dollars each. (7-1-93)

16. Financial Report. On or before December 15 of each year, representatives of each breed which received money the preceding year, pursuant to Section 54-2513, Idaho Code, shall file a financial report showing disposition of any funds thus received. Failure to file such report shall be grounds for the Commission to deny approval of any future disbursement to that breed. "Lawfully constituted representatives of each breed" shall be: the designated representative of the one recognized breed organization for each breed racing in Idaho which has established itself as the traditional breed acknowledged by the Racing Commission. (7-1-93)

17. Financial Report of Funds Pursuant to Section 54-2513, Idaho Code. Prior to or at the time of making application for licensing, tracks which received money the preceding year, pursuant to Section 54-2513, Idaho Code, shall file a financial report showing disposition of any funds thus received. (3-19-99)

18. Bad Checks, Drafts, or Money Orders. Any licensee who shall make, draw, order or deliver a check, draft or order for the payment of money to another Idaho licensee, Racing Association, Commission or employee of said Association, Racing Association or Commission, which check, draft or order for the payment of money is invalid on its face or non-negotiable, or there are not sufficient funds on deposit for full payment of such check, draft or order, may be subject to suspension and/or disciplinary action by the Commission. (7-1-93)

19. Time. Each Association shall conduct horse racing only between the hours of 12:00 noon and 12:00 midnight, unless otherwise specifically authorized by the Commission. (7-1-93)

20. Conditions of Races. Each Association shall file with the Commission the conditions of races it proposes to hold, together with the stakes purse or rewards. (7-1-93)

21. Selection of Horses. When the number of horses competing in a race exceeds the numbered capacity of the tote, the Field horses shall be selected by the handicapper or the Racing Secretary. (7-1-93)

22. Documents to be Filed. Not less than thirty (30) days before opening a race meeting each licensee shall have filed with the Commission; (7-1-93)

a. A bond signed by a surety company licensed to do business in this State in such form and in the sum as may be required by the Commission, conditioned that the licensee will pay to the state of Idaho all money due under the provisions of this act. (7-1-93)

b. Proof of public liability insurance by a company licensed to do business in this State in such form and in the amount as may be required by the Commission for the protection of the public, the exhibitors and visitors. (7-1-93)

c. Proof of an accident insurance policy by a company licensed to do business in their state in such form and amount as may be required by the Commission for the protection of Jockeys and exercise persons for injuries incurred in connection with race meets. (7-1-93)

23. Corporations. Each application by a corporation to operate a race track in Idaho will be determined by the Commission. (7-1-93)

a. The scope of the corporation's operation and plant facilities will determine the Commission's requirements for: (7-1-93)

i. Proof of financial stability; (7-1-93)

ii. Name of stockholders; (7-1-93)

iii. Medical and veterinary facilities; (7-1-93)

iv. Lodging facilities; and (7-1-93)

v. Protective facilities. (7-1-93)

b. The Commission or Idaho State Police may require additional background information of applicants or licensees. (7-1-93)

24. Workmen's Compensation Insurance. The Commission may require Associations to obtain workmen's compensation insurance. (7-1-93)

25. Toilets and Other Facilities. Each Racing Association shall on every racing day provide and maintain adequate toilet facilities and facilities for furnishing drinking water for its patrons and persons having business at the track. (7-1-93)

26. Tampering. Each Racing Association shall provide protection facilities to prevent tampering with horses or any other corrupt practices at licensed race meets. The Commission may at any time require licensees to expand their protective services. The extent of protective services to be furnished at tracks operated by Corporations shall be determined by the Commission. (7-1-93)

27. Fire Regulations Posted. Every Association shall cause to be posted in the stable area of its premises the fire regulations applicable on its grounds and such posted notice shall also state the location of the nearest fire alarm box and the telephone number of the fire department or other pertinent instructions as to the method for reporting a fire in the area. Such notices shall be posted no more than one hundred (100) feet apart or as approved by the local fire authority. No Association, management or persons shall violate the posted fire regulations specified by the Commission. (7-1-93)

28. Access. The Association shall limit access of licensees or their guests from certain areas of the grounds. Those limited access areas are the Paddock, Jockey Room, Veterinarian's Test Area, the Steward's Stand, the Mutuel Room, Racing Offices and any other area they feel should be limited access. Any Licensee may escort an unlicensed guest through the enclosure of an Association except limited access areas. The Licensee and the guest must sign in and out and identify all such persons. The Licensee by signing accepts full responsibility for the safety and actions of the guest while in the enclosure. (7-1-93)

29. Credentials. A full record of credentials issued by the Association shall be compiled and open to inspection at all times. Each Association shall submit a daily report to the Commission of the names and addresses of persons who were arrested or ejected for drunkenness, touting, disorderly conduct or other misconduct. This report shall include full details of the offense and the action taken by the Association. (7-1-93)

30. Idaho Bred Horses. At least one (1) race day at each race meet shall be limited to Idaho bred horses. If a sufficient class of horses is not available to fill the race, said race may be opened to Idaho bred preferred. The Racing Secretary shall alternate among breeds such that an equal number of Idaho bred races will be offered in the course of the meeting for all breeds. (7-1-93)

31. Certificate of Registration. The owners' certificate of registration is proof that horses entered in such races were bred in Idaho. (7-1-93)

32. Payment. A sum equal to ten percent (10%) of every purse won by an Idaho bred horse shall be paid by the licensee to the breeder of the horse from the funds initially paid into the account by the Association. All purse enhancement monies from the Idaho State Racing Commission shall be included in these awards. (3-19-99)

33. Badges. The Commission may require identification badges to be prominently displayed by the licensees. These badges shall not be transferable. (7-1-93)

34. Concession Operators. To become a concession operator an applicant must furnish the Commission the names of principal owners, proof of financial stability and the type of business generally engaged in by the applicant. Concession operations must be approved by the Commission and must not employ anyone under sixteen (16) years of age. (7-1-93)

35. Horseman's Account. Unless otherwise authorized by the Commission, each Association shall keep an account, to be known as the "HORSEMAN'S ACCOUNT," with sufficient funds at all times in such account to cover all monies due horseman in regard to purses, stakes, rewards, claims and deposits. The account shall at all

times be subject to audit by the Commission. The horsemen's bookkeeper is in charge of such an account and shall be bonded. (7-1-93)

36. Purse Money. Purse money shall be made available to the winners promptly following release by the Commission or its representative. Release will be given when test results of the horse's urine, blood or other specimens have been reported to the Commission. Breeder's awards will be payable when the purse is cleared. The one-half (1/2) of one percent (1%) to benefit owners and/or breeders is to be remitted weekly to the Commission for distribution monthly to the representatives of each breed. (7-1-93)

37. Prohibited Printed Material. No tip sheet, pamphlet or other printed matter, other than official programs, the Daily Racing Form and general newspapers, shall be sold in the betting area. A copy of all such materials offered for sale in the parking area or elsewhere on or off the grounds of the Association shall be furnished daily to the Presiding State Steward, not later than two (2) hours before first post. All tip sheet publishers and vendors must be licensed by the Commission. (7-1-93)

38. Handbooks. No person shall make a handbook or a foreign book on the grounds of an Association. (7-1-93)

39. Betting with Handbooks Prohibited. No person shall solicit a bet with a handbook or a foreign book on the grounds of an Association. (7-1-93)

40. Bookmakers. No person who is a bookmaker, or who is known or reputed to be a bookmaker, or is a vagrant within the meaning of the laws of Idaho, or who is a fugitive from justice, or whose conduct now or heretofore has been improper, obnoxious, unbecoming or detrimental to the best interest of racing, shall be allowed to enter or remain upon the premises of any racing meet or meeting under the jurisdiction of the Commission; and all such persons shall upon discovery or recognition be ejected by licensees and/or representatives and agents of the Commission. (7-1-93)

41. Association with Bookmakers. Association by licensees with a person or persons such as described in the foregoing rule may be grounds for the revocation of license. (7-1-93)

42. Violators. Violators of any rules shall be subject to ejection from the grounds and/or fine, suspension or being ruled off. (7-1-93)

43. Readmission. Any person ejected from the grounds of an Association shall be denied readmission to said grounds until permission has been approved by the Commission. (7-1-93)

44. Communication. No telephone, telegraph, teletype, semaphore, signal device, radio, television or other method of electrical, mechanical, manual or visual communication shall be installed within the betting enclosure of any licensee until approved by the Commission. (7-1-93)

45. Telephones. No Association shall allow any unauthorized person to use Association telephones during the period from thirty (30) minutes prior to the first race to fifteen (15) minutes after the last race of the day. (7-1-93)

46. Transmissions. No Association shall knowingly transmit or allow to be transmitted by any means of communication from the enclosure of its track the result of any race until at least fifteen (15) minutes after said race is declared official, with the exception of the final race of the program. Provided, however, the Association may allow radio or television broadcasts of racing programs upon approval of the Commission. (7-1-93)

47. Broadcast. Any Association desiring to broadcast, televise or transmit by press wire pertinent information relating to any feature horse race run at its track shall file with the Commission, for its approval, an application at least ten (10) days prior to said race or races, indicating therein the feature races and the dates thereof that such Association desires be broadcast, televised or transmitted by press wire, together with the name and address of the representative of the public press, radio or television authorized by said Association to broadcast, televise or transmit by press wire the required feature races. (7-1-93)

- 48. Post Time.** Post time must be shown a reasonable time prior to the race on a clock device, provided for that purpose, prominently displayed and clearly readable from the grandstand. (7-1-93)
- 49. Paddocks.** Horses must be in the paddock at least twenty (20) minutes before post time. (7-1-93)
- 50. Saddled.** Each horse must be saddled in the paddock. (7-1-93)
- 51. Number.** In a race, each horse shall carry a conspicuous saddlecloth number and a head number, corresponding to the assigned number on the official program. In the case of an Entry, each horse making up the Entry shall carry the same number (head and saddlecloth) with a distinguishing letter. In the case of a Field, the horses comprising the Field shall carry an individual number. (7-1-93)
- 52. Jockey.** After the horses enter the track, no Jockey shall dismount and no horse shall be entitled to the care of an attendant without consent of the Stewards or the Starter, and the horse must be free of all hands other than those of the Jockey or assistant starter before the starter dispatches the Field. (3-19-99)
- 53. Accidents.** In case of accident to a Jockey, his mount or equipment, the Stewards or the starter may permit the Jockey to dismount and the horse to be cared for during the delay, and may permit all Jockeys to dismount and all horses to be attended during the delay. (7-1-93)
- 54. Injured Jockey.** If a Jockey is injured on the way to the post so as to require replacement, the horse shall be taken to the paddock and another Jockey and equipment obtained. (7-1-93)
- 55. Parade.** All horses shall parade and, under penalty of disqualification, shall carry their weight from the paddock to the starting post, such parade to pass the Stewards' stand. (7-1-93)
- 56. Delays.** After entering the track, no more than twelve (12) minutes shall be consumed in the parade of the horses to the post except in cases of unavoidable delay. After passing the stand once, horses will be allowed to break formation and canter, warm up or go as they please to the post. When horses have reached the post, they shall be started without unnecessary delay. (7-1-93)
- 57. Willful Delay.** No person shall willfully delay the arrival of a horse at the post. (7-1-93)
- 58. Trainers.** If an owner changes Trainers, permission from the Stewards must be obtained and the Stewards may require a release from the previous Trainer and the new Trainer to register the names on the Trainer's stable list. (7-1-93)
- 59. Prevention from Riding.** No owner and/or Trainer shall employ a Jockey for the purpose of preventing him from riding in any race. (7-1-93)
- 60. Bribes, Gifts, Gratuities.** No owner and/or Trainer shall accept, directly or indirectly, any bribe, gift or gratuity in any form which might influence the result of any race or tend to do so. (7-1-93)
- 61. Authorized Agents.** An authorized agent will be recognized by the Commission as having authority to handle any and all matters pertaining to the stable for which he is authorized to act, and the acts of such agent shall be deemed the acts of the owner and owners shall accept responsibility for agent's acts. (7-1-93)
- 62. Overnight Race.** Overnight Race entries close seventy-two (72) hours, or less, before the time set for the first race of the day on which such race is to be run. (7-1-93)
- 63. Use of Safety Vest.** A jockey must wear a safety vest when riding in any official race. The safety vest shall weigh no more than two (2) pounds and shall be designed to provide shock absorbing protection to the upper body of at least a rating of five (5), as defined by the British Equestrian Trade Association (BETA). (11-7-94)

012. -- 039. (RESERVED).

040. LICENSES.

01. Names of Proposed Officials. Thirty (30) days prior to the first day of a race meeting the licensee shall submit in writing to the Commission all names and personal data of proposed officials for processing for licensing. No official shall act until approved by the Commission. A Commission representative at the track will process substitutions. The required form will be provided by the Commission. (7-1-93)

02. Officials. Officials of a race meeting may include, but are not limited to, the following: Secretary, Stewards, Placing Judges, Patrol Judges, Paddock Judge, Starters, Mutuel Managers and Track Veterinarian. To avoid undue hardship the Commission may authorize Associations to allow officials other than Stewards to act in dual capacities. Stewards may act as Placing Judges and Timer. The Commission may require that additional officials be present at meets. (7-1-93)

03. Restrictions of Officials. A racing official appointed, or whose appointment is approved by the Commission, shall not, directly or indirectly, for a commission or gratuity or otherwise, sell or buy at private sale for himself or another any thoroughbred, purebred and/or registered horse or own any interest in a horse at a race meet where such person is an official; nor shall the official, directly or indirectly, buy or sell any contract upon any Jockey or apprentice for himself or another; nor shall the official write or solicit horse insurance. (7-1-93)

04. Age. No person under sixteen (16) years of age shall be employed or licensed in or about the track of an Association. (7-1-93)

05. Personnel Registered. The personnel of every stable and changes thereof shall be registered by the owner and/or Trainer with the Racing Commission. (7-1-93)

06. Age, Other. No person under eighteen (18) years of age will be licensed in any capacity unless properly endorsed by their parent or guardian, who assumes complete responsibility and liability for the acts of such minor and verifies the information contained in said minor's application. (7-1-93)

07. Registration with Racing Commission. Any person acting in an official capacity or any person employed on a race track shall register with and be licensed by the Idaho State Racing Commission. (7-1-93)

08. Duplicate Licenses. In the event of the loss of a license, the Commission may issue a duplicate, the fee for which shall be five dollars (\$5). (7-1-93)

09. Individual Applicants Will Have the Option of a One or Three Year License. The license fee for a one (1) year license shall be the annual fee for each category in which the person is licensed, the fee for a three (3) year license shall be three (3) times the annual fee for each category in which the person is licensed. Individual licenses shall expire on December 31 of the year listed on their license. Association and stable licenses shall expire on December 31 of the year issued. (3-18-99)

10. Temporary. All licenses are temporary when issued and subject to final approval by the Commission. (7-1-93)

11. Deny or Revoke. The Commission may deny or revoke a license to any person who shall have been refused a license by any other jurisdiction. (3-19-99)

12. License Mandatory. It shall be unlawful for any person to take part in or officiate in any way or to serve in any capacity at any licensed race meet without first having secured a license. (7-1-93)

13. Fingerprints -- Photograph. Every person holding a license to conduct pari-mutuel wagering in this State, and every person who is a member of an Association or Corporation holding such a license, and every person who is an officer or director of an Association or Corporation which holds such a license in any capacity connected to any extent with the pari-mutuel wagering business in this State, and all owners, Trainers, Jockeys, apprentices, grooms, exercise persons, managers, agents, platers, Veterinarians and like persons who actively participate in the racing activities of any such license holders, shall furnish the Commission on demand for its files his fingerprints and photograph, which fingerprints and photograph shall be taken at such time and places and in such manner as the Commission may from time to time direct and prescribe. (7-1-93)

14. No Dual Licenses. No dual licenses will be issued if, in the opinion of the Stewards or the Commission, there is a conflict of interest in holding more than one (1) license. (7-1-93)

15. License Application Forms. All applications for license to participate in racing shall be made to the Commission on forms supplied by the Commission. (7-1-93)

16. Submission of Applications. Applications for license filed by owners, Trainers, Jockeys, Jockey apprentices and agents must be submitted to the Board of Stewards. (7-1-93)

17. Approval. All applications for such licenses must be approved by the Board of Stewards before action will be taken by the Commission. (7-1-93)

18. Board of Stewards -- Qualifications. Before approving an application for a license, it shall be the duty of the Board of Stewards individually and/or collectively to ascertain if the applicant is qualified as to ability, integrity and right to the license applied for. (7-1-93)

19. Appearance Before the Board of Stewards. In considering each application for a license the Board of Stewards may require the applicant, as well as his endorsers, to appear before them and show that said applicant is qualified to receive the license requested. Ability as well as integrity must be clearly shown by the applicant in order to receive recommendation for the granting of the license. (7-1-93)

20. Credentials. Any licensee who harbors anyone not so provided with credentials shall be immediately reported to the Stewards of the meeting so that they may make investigation thereof and report the fact to the Commission. (7-1-93)

21. Suspension. Any Racing Association, owner, Trainer or other licensee licensed by the Commission who shall employ an exercise person, groom or other employee who is not licensed by the Commission shall be subject to suspension, fine or both. The extent of said suspension, fine or both, to be determined by the Board of Stewards. (7-1-93)

22. Additions Reported. All additions made to or changes in the list of employees of any Association must be reported promptly to the Commission in writing. (7-1-93)

23. Fee. Every Association conducting a race meet shall pay a fee of twenty-five dollars (\$25) for each day of racing, except as otherwise provided in Title 54, Chapter 25, Idaho Code. All other licensees shall pay annual fees set by the Commission. (7-1-93)

24. Registration. Each stable name must be duly registered with the Commission: (7-1-93)

a. The annual fee shall be specified by the Commission. (7-1-93)

b. In applying to race under a stable name, the applicant must disclose the identity or identities of the ownership interests involved. If a partnership or corporation is involved, the Rules governing partnerships or corporations must be complied with. (7-1-93)

c. Changes in identities must be reported immediately to and approval obtained from the Commission. (7-1-93)

d. A Trainer who is licensed owner or part owner may use a stable name as owner or part owner. However, no Trainer may be licensed as a Trainer other than in his legal name. (7-1-93)

e. Any person who has been registered under a stable name may at anytime cancel the registration after written notice to and approval of the Idaho State Racing Commission has been obtained. (7-1-93)

f. A stable name may be changed at anytime by registering a new stable name and by paying a fee as required above. (7-1-93)

g. A person cannot register a stable name which has been registered by any other person with an Association conducting a recognized meeting, or the Jockey Club (N.Y.) or with another racing authority. (7-1-93)

h. A person may not register as a stable name one which is the real name of any owner of race horses nor one which is the real or assumed name of any prominent person not owning race horses. (7-1-93)

i. A stable name shall be plainly distinguishable from that of other duly registered stable names. (7-1-93)

j. No more than one (1) stable name may be registered under the same name. The Commission may reject any name which is misleading to the public or unbecoming to the sport. (7-1-93)

k. All persons interested in a stable or operating thereunder, whether incorporated or not, shall be liable for all entry fees and penalties against the stable. If one (1) of such persons is suspended or refused a license, all the horses in such stable may be excluded from racing. (7-1-93)

25. Interest. All partnerships and the name and address of every individual having any interest in a horse, the relative proportions of such interest and the terms of any sale with contingencies of any lease or of any arrangement, must be signed by all the parties or by their authorized agents and be lodged at the office of the Board of Stewards before any horse which is a joint property or which is sold with contingencies or is leased can start in any race and all the partners, and each of them, shall be jointly and severally liable for all stakes and obligations. All statements of partnerships, of sales with contingencies, of leases or of arrangements, shall declare to whom winnings are payable (which must be the name of the nominator), in whose name the horse will run and with whom rests the power of entry or of declaration of forfeit. (7-1-93)

26. Emergencies. In case of emergency, authority to sign declarations of partnership may be given to the Board of Stewards by telegram promptly confirmed in writing. (7-1-93)

27. Part Owners. A part owner of any horse cannot assign his share or any part of it without the written consent of the other partners. This consent to be lodged with the Board of Stewards. (7-1-93)

28. Refusal. The Commission or its designate may refuse to issue a license and may revoke any license already issued to any person; (7-1-93)

a. Who has been convicted of any felony and whose civil rights have not yet been restored pursuant to Section 18-310(2), Idaho Code. (7-1-93)

b. Who is on probation, or parole for a conviction or withheld judgement for any felony. (7-1-93)

c. Who has made any material misrepresentation or false statement to the Commission or its agents in his application for license or otherwise, or who fails to answer any material question on any application for a license. (7-1-93)

d. Who is unqualified by age, skill, knowledge or ability to engage in the activities for which a license is required. (7-1-93)

e. Who fails to disclose the true ownership or interest in any or all horses as required by any application. (7-1-93)

f. Who is subject to exclusion or ejection from the racing enclosure or is within the classes of persons prohibited from participating in pari-mutuel wagering. (7-1-93)

g. Who has committed an act or acts demonstrating financial instability, intemperate habits or has a bad reputation for truth, honesty and integrity, or other similar conduct contrary to the best interest of racing. (7-1-93)

h. Who has been convicted of possession, use or sale of any narcotic, dangerous drug or marijuana if

such conviction was a misdemeanor, within two (2) years prior to the date of making application for any license. (7-1-93)

i. Who is on probation or parole for a conviction or withheld judgement for misdemeanor possession, use or sale of any narcotic, dangerous drug or marijuana. (7-1-93)

j. Who is not permitted by law or statute to engage in the occupation for which the license is sought. (7-1-93)

k. Who has violated or who aids or abets or conspires with any person to violate any provision of the Rules or of Sections 54-2501 through 54-2516, Idaho Code. (7-1-93)

29. License Granted Upon Conditions. Every license to hold a meeting is granted upon the condition that the licensee shall accept, observe and enforce the Rules Governing Horse Racing. Furthermore, it shall be the duty of each and every officer to observe and enforce the Rules. The Commission may require background investigations, fingerprints and photographs of Association officers, stockholders or employees and of any license official. (7-1-93)

30. Applications for Succeeding Season. Applications for a license to conduct a race meeting during the next succeeding season must be filed with the Commission over the signature of an executive officer of the Association. The Commission shall set the application date. (7-1-93)

31. Racing Dates. Application for racing dates shall not commit the Commission to the granting of a license to conduct race meetings upon the dates requested. (7-1-93)

32. Refusal to Issue. The Commission may refuse to issue a license to conduct a race meeting when such refusal appears to be for the best interest of racing and of the public. The Commission will, in deciding upon applications for licenses, consider the following matters: (7-1-93)

a. The opportunity for the sport to properly develop. (7-1-93)

b. The avoidance of competition with established tracks in Idaho. (7-1-93)

c. The extent of community support for the promotion and continuance of the tracks. (7-1-93)

d. The character and reputation of the persons identified with the undertaking. (7-1-93)

e. The general conditions and safety of the facilities. (7-1-93)

33. Not Transferable. No license or any part thereof shall be transferable or assignable without the consent of the Commission and said license shall not be valid for any racing days other than those set out therein. (7-1-93)

34. Laws and Rules. The Laws of Idaho and the rules promulgated the by Commission supersede the conditions of race or the regulations of a race meeting. (7-1-93)

041. CONTROLLED SUBSTANCE TESTING OF LICENSEES, EMPLOYEES, AND APPLICANTS: PRIMARY PURPOSE.

In order to protect the integrity of horse racing in the state of Idaho, to protect the health and welfare of licensees, employees, and applicants engaged in horse racing within the state of Idaho, to prevent exploitation of the public, licensees, employees, and applicants engaged in horse racing in the state of Idaho, to foster fairness of competition within the racing industry and in order to protect public safety within the state of Idaho, the Commission intends to regulate at all race meets licensed by it and the use of any controlled substance and alcohol. (3-30-07)

042. DEFINITIONS.

01. Licensee, Employee, or Applicant. For the purposes of this Section (042), "licensee,"

“employee,” or “applicant” is any person who is licensed by or employed by the Commission within the state of Idaho, or an applicant for a license by the Commission within the state of Idaho. (3-30-07)

02. Suspension. Means prevention from conducting the activities permitted or authorized by a license or prevention of an applicant from obtaining a license. “Suspension” is to be interpreted as a temporary remedial measure designed to protect the safety and integrity of the horse racing industry and the participants therein and is not to be considered punitive. (3-30-07)

03. Sample. Means a urine sample collected for the purpose of drug testing, or a blood, breath, or saliva sample collected for the purpose of alcohol testing. (3-30-07)

04. Reasonable Suspicion. Means that a licensee’s, employee’s, or applicant’s (as the terms are defined in Subsection 042.01) behavior or pattern of behavior indicates that the licensee, employee, or applicant is under the influence of a controlled substance or alcohol. The basis of the suspicion may be a specific, contemporaneous event or conduct that has been observed over a period of time. (3-30-07)

05. Alcohol. Means the intoxicating agent in beer, wine, or liquor, as the terms are defined in Title 23, Idaho Code, and includes ethyl, methyl, and isopropyl alcohols. (3-30-07)

06. Medical Review Officer (MRO). Means a licensed physician who is responsible for reviewing laboratory results and who has been certified by a nationally recognized MRO association as having knowledge of substance abuse disorders and medical training to interpret and evaluate a positive test result as it relates to the medical history of the person in question. (3-30-07)

07. A Controlled Substance. Means a drug, substance, or immediate precursor in schedules I through V of Article II of Title 37, Chapter 27, Idaho Code. (3-30-07)

043. USE OF CONTROLLED SUBSTANCES.

No licensee, employee, or applicant shall have within their body any unauthorized controlled substance while within the enclosure of or on the premises managed by any association or the Commission. (3-30-07)

044. TESTING.

The Board of Stewards of the Commission, or the Commission acting through the executive director, will require any licensee, employee, or applicant to provide blood, urine, or saliva samples for the purpose of drug analysis under any of the following circumstances: (3-30-07)

01. Physical Examination. As part of a physical examination, as described in Subsection 300.01 of these rules, as close as practicable prior to the testee’s participation in his first race meeting of a calendar year. (3-30-07)

02. Reasonable Suspicion. When the board of stewards finds that there is reasonable suspicion to believe that the proposed testee has used any controlled substance. (3-30-07)

045. POST-ACCIDENT TESTING.

Post-accident controlled substance or alcohol testing of all licensees, employees, or applicants who are involved in a racing or job-related accident on the track or on association grounds that requires treatment away from the scene of the accident will be conducted, unless it is clearly evident in the judgment of the stewards by the circumstances of the accident that the licensee’s, employee’s or applicant’s injury was caused by the actions of another and that there was no unsafe act on the part of the injured licensee, employee, or applicant. (3-30-07)

046. REFUSAL TO TEST.

01. Refusal to Supply a Sample. When any licensee, employee, or applicant is requested to submit to a drug test in a manner prescribed in these rules, the person shall do so in a prompt manner. Refusal to supply such sample shall result in: (3-30-07)

a. The immediate suspension of the licensee, employee, or applicant; (3-30-07)

b. A hearing before the board of stewards in accordance with Subsection 180.24 of these rules. (3-30-07)

c. Service shall be to the licensee, employee, or applicant personally by leaving the notice at the person's residence with someone of reasonable age and discretion residing therein, or by mailing the notice to the person's last known address. If by mail, service shall be deemed completed on the third day after mailing. (3-30-07)

02. Suspended from Racing for Refusal to Test. If the board of stewards finds at the hearing that said refusal to test occurred, the licensee, employee, or applicant shall be suspended from racing for seven (7) calendar days and be subject to random testing for one (1) year. In the event of a finding of just cause the licensee, employee, or applicant must submit to a test immediately once the conditions which justly prevented testing abate or can be eliminated. (3-30-07)

03. Subject to Random Testing. In the event a licensee, employee, or applicant refuses to test when requested after previously refusing to test or previously testing positive for drugs, that licensee, employee, or applicant shall be suspended from racing for a period of ninety (90) calendar days and subject to random testing for a period of one (1) year. (3-30-07)

047. TESTING PROCEDURE.

01. Accordance With Established Procedures. Testing shall be done in accordance with established medical and law enforcement procedures. (3-30-07)

02. Retesting. The sample may be retested at the request of the licensee, employee, or applicant at either the laboratory used by the Commission or a separate laboratory selected from a list provided by the Commission. The licensee, employee, or applicant is responsible for all costs associated with the retesting of the sample. (3-30-07)

048. RIGHT OF LICENSEE, EMPLOYEE OR APPLICANT TO EXPLAIN A POSITIVE TEST RESULT - MRO.

Any licensee, employee, or applicant who tests positive for a controlled substance must be given written notice by the Commission of that test result, including the type of drug involved. Thereafter, the Commission may not take final disciplinary action against the licensee, employee or applicant for testing positive for a controlled substance until that licensee, employee or applicant has had an opportunity to discuss the positive test result with an MRO and provide a reasonable explanation for his positive test. An MRO may designate members of his staff to make initial contact with the donor to facilitate the consultation process. (3-30-07)

049. A POSITIVE TEST.

On receiving written notice from the MRO that a sample has been found positive for a controlled substance, the presiding steward shall initiate the following procedure: (3-30-07)

01. Written Notice. Written notice shall be given to the licensee, employee or applicant setting a hearing by the board of stewards in accordance with Section 047 of these rules within the next two (2) racing days or seven (7) calendar days, whichever is less, after service of the notice. The hearing may be held within a shorter or longer period of time if the licensee, employee, or applicant named and the board of stewards agree. Service shall be to the licensee, employee, or applicant personally by leaving the notice at the person's residence with someone of reasonable age and discretion residing therein, or by mail to the person's last known address. If by mail, service shall be deemed completed on the third day after mailing. (3-30-07)

02. Opportunity for Explanation. The hearing shall be conducted before the board of stewards pursuant to Section 047 of these rules. At the hearing, the licensee, employee, or applicant shall be provided an opportunity to explain the positive test. (3-30-07)

03. Confidentiality. The board of steward's hearing shall be closed and the facts therein will be kept confidential unless for use with respect to any subsequent contested hearing or order by the Commission or judicial hearing with regard to such facts. Closure of the hearing and confidentiality of the proceedings may be waived by the

licensee, employee, or applicant. The board may issue a public ruling which complies with the confidentiality requirements of this chapter and Subsection 180.24 of these rules. (3-30-07)

04. Lacking Satisfactory Explanation. Lacking a satisfactory explanation and documentation or upon the licensee, employee, or applicant agreeing with the test results, the board of stewards shall suspend the licensee, employee, or applicant. (3-30-07)

050. PROCEDURES FOLLOWING A POSITIVE CHEMICAL ANALYSIS.

01. First Positive Test. For a licensee's, employee, or applicant's first positive drug test he shall not be allowed to participate in racing for seven (7) calendar days and until such time as he has received a substance abuse evaluation and has begun the recommended rehabilitation program. Additionally, the licensee, employee or applicant will be subject to random testing for a period of one (1) year from the date the positive sample was taken. (3-30-07)

02. After Evaluation. After such evaluation, but not before the tolling of the seven (7) calendar days awarded in Subsection 050.01 of these rules, if said licensee's, employee's or applicant's condition proves non-addictive and not detrimental to the best interest of racing, said licensee, employee, or applicant shall be allowed to participate in racing provided he can produce a negative test result from a laboratory approved by the Commission and agrees to further testing at the discretion of the Stewards or designated Racing Commission representative to insure his unimpairment. (3-30-07)

03. Second Violation. For a licensee's, employee's or applicant's second violation, he shall be suspended for ninety (90) consecutive days and until he provides the Stewards with documentation that he has enrolled and is progressing satisfactorily in a certified drug rehabilitation program approved by the Commission. (3-30-07)

04. Third Violation. For a licensee's, employee's or applicant's third violation, he shall be suspended and the case referred to the Commission for consideration of revocation of the individual's license. (3-30-07)

051. CONFIDENTIALITY OF TEST RESULTS.

All test results shall be obtained as part of an inquiry into a person's fitness to be granted or to retain a license and shall be exempt from public disclosure pursuant to Section 9-304C, Idaho Code. A statistical summary shall be made available annually. (3-30-07)

052. CONSUMPTION OF ALCOHOL.

Any jockey, starter, assistant starter, pony person, outrider, or racing official shall not have present within his body any amount of alcohol while participating in any horse race held that day. (3-30-07)

053. TESTING EXPENSE.

Except for retesting requested by a licensee, employee, or applicant, all testing ordered pursuant to this chapter, whether blood, urine, or breath, shall be at the expense of the Commission. All expense of drug or alcohol evaluation, treatment, reports, and fees shall be at the expense of the licensee, employee, or applicant undergoing such evaluation or treatment. (3-30-07)

054. -- 059. (RESERVED).

060. SAFETY.

01. Minimum. A minimum of twenty (20) feet of track width shall be allowed for the first two (2) horses in a race, with an additional five (5) feet for each added starter. (7-1-93)

02. Associations. Associations shall have available adequate and proper implements to maintain a uniform track, weather conditions permitting. (7-1-93)

03. Limit. No more than eight (8) horses shall enter any race on a half mile (1/2) track. (7-1-93)

04. Equipment. Associations shall furnish and maintain both man and horse ambulances, equipped as

required by the Commission, for each day that the tracks may be open for racing or exercising. (7-1-93)

05. Professionals. Associations shall have a licensed physician, registered nurse or licensed emergency medical technician on duty at the track on each day of racing and shall also provide adequate first aid and medical facilities to protect patrons and participants at licensed race meets. (7-1-93)

06. Comfort and Safety. Associations shall at all times maintain the premises in good condition and properly secured, with special consideration for the comfort and safety of the public, of the horses and of all others present. (7-1-93)

07. Straightaway Race. In a Straightaway Race every horse must maintain position as nearly as possible in the lane in which it starts. Every horse in the race is entitled to racing room and may not be deliberately pocketed. If a horse is ridden or drifts out of its lane in such a manner that it interferes with or impedes another horse in any way, it is a foul. The offending horse may be disqualified when, in the opinion of the Stewards, the outcome of the race was affected by the foul. This shall apply whether the foul was caused by the horse or by the rider, irrespective of cause. When the Stewards rule that the foul was caused by the horse, in spite of obvious efforts of the Jockey to maintain position in its lane, no blame shall attach to the Jockey. But when the Stewards rule that the Jockey did not make an effort to prevent the foul, then the Jockey may be fined, suspended or both. A Jockey who rides the horse out of its lane or fails to make an effort to hold the horse in its lane when the horse is lugging either in or out may be fined or suspended even though no actual foul occurs. (7-1-93)

08. Around a Turn. In a race run around a turn, a horse that is in the clear may be taken to any part of the track, except that weaving back and forth in front of another horse may be considered interference or intimidation and may be penalized. (7-1-93)

09. Jostles. If a horse or Jockey jostles another horse, the aggressor may be disqualified unless the jostled horse or Jockey was at fault or the jostle was wholly caused by the fault of some other horse or Jockey. A horse crossing another so as to actually impede it is disqualified, unless the impeded horse was partly in fault or the crossing was wholly caused by the fault of some other horse or Jockey. (7-1-93)

10. Strikes. If a Jockey willfully strikes another horse or Jockey or rides willfully or carelessly so as to injure another horse, which is in no way at fault, or so as to cause other horses to do so, the Jockey's horse is disqualified. (7-1-93)

11. Disqualified. When a horse is disqualified under this rule, the other horse or horses in the same race coupled as an Entry may be disqualified. (7-1-93)

12. Complaints. Complaints under this rule can only be received from the owner, Trainer or Jockey of the horse alleged to be aggrieved and must be made to the Clerk of the Scales or to the Stewards before the Jockey has passed the scales. But nothing in this rule shall prevent the Stewards taking cognizance of foul riding. (7-1-93)

13. Fouls. Any Jockey against whom a foul is claimed shall be given the opportunity to appear or communicate with the Stewards before any decision is made. (7-1-93)

14. Shorten Strides. A Jockey whose horse has been disqualified or who unnecessarily causes the horse to shorten its stride with a view to complaint, or an owner, Trainer, or Jockey who frivolously complains that his horse was crossed or jostled may be punished. (7-1-93)

15. Best Efforts. All horses are expected to give their best efforts in races in which they run and any instructions or advice to Jockeys to ride or handle their mounts otherwise than for the purpose of winning are forbidden and such instructions shall be reported immediately to the Board of Stewards by the Jockey. All persons giving or following such instructions or advice as subject to disciplinary action by the Board of Stewards. (7-1-93)

061. -- 069. (RESERVED).

070. ILLEGAL PRACTICES AND PERMITTED MEDICATION.

- 01. Offer of Bribes.** No person shall give, offer or promise, directly or indirectly, to anyone any bribe, gift or gratuity in any form for the purpose of improperly influencing the result of a race. (7-1-93)
- 02. Acceptance of Bribes.** No person licensed by the Commission, nor any other person, shall accept or offer to accept, on his own behalf or on behalf of another, any bribe, gift or gratuity in any form to influence the result of a race. (7-1-93)
- 03. Ineligible.** No person shall enter or start a horse which is known or believed to be ineligible or disqualified. (7-1-93)
- 04. Ringer.** No person shall enter or start a horse which is a ringer. (7-1-93)
- 05. Declaring an Entry.** No person shall offer or receive money or any other benefit for declaring an entry from a race. (7-1-93)
- 06. Conspire.** No person shall conspire with any other person for the commission of any corrupt or fraudulent practice in relation to racing, nor shall he commit such an act on his own account. (7-1-93)
- 07. Bets.** No person except the owner or Trainer of the horse the Jockey is riding shall make a bet for the account of any Jockey and then only on the horse being ridden by said Jockey. (7-1-93)
- 08. Shodding.** A horse starting in a race shall not be shod with ordinary shoes, training shoes or bar plates except by permission of the Stewards. (7-1-93)
- 09. Devices.** No electrical or mechanical device or other appliance designed to increase or decrease the speed of a horse, other than ordinary whip, shall be possessed by anyone or applied by anyone to a horse at any time on the grounds of an Association during a meeting whether in a race or otherwise. (7-1-93)
- 10. Tampering.** No person shall improperly tamper or attempt to tamper with any horse in such a way as to affect his speed in a race, nor shall he counsel or in any way aid or abet any such tampering. (7-1-93)
- 11. Illness.** The owner and/or Trainer or their representative shall report any illness or an unusual condition of his horse to the Board of Stewards or Commission Veterinarian. (7-1-93)
- 12. Wagers.** No employee of the Commission and no person acting in the capacity of a Racing Official or an Assistant Racing Official or Mutuel employee shall wager money or anything of value on races at the track at which they are employed or acting. (7-1-93)
- 13. Medication Facilities.** The Commission may require the Association to provide such facilities for medication, drug or other tests of a horse as may be required by the Commission. (7-1-93)
- 14. Winner.** The winner of every race and such other horses as the Stewards or Commission Veterinarian may designate shall be escorted by the Veterinarian assistant after the race to the testing enclosure for examination by the authorized representative of the Commission and the taking of specimens shall be by the Commission Veterinarian or his assistant. (7-1-93)
- 15. Trainer Present.** The Trainer, or his authorized representative, must be present in the Testing Enclosure when a urine or other specimen is taken from a horse, the sample tag shall be signed by the Trainer or his representative, as witness to the taking of the specimen. Willful failure to be present at or a refusal to allow the taking of such specimen, or any act or threat to impede or prevent or otherwise interfere therewith, shall subject the person or persons doing so to immediate suspension by the Stewards and the matter shall referred to the Commission for such further penalty as may be determined. (3-19-99)
- 16. Specimens.** All specimens taken by or under direction of the Commission Veterinarian, or other authorized representative of the Commission, shall be delivered to the laboratory approved by the Commission for official analysis. Each specimen shall be marked by number and date and may also bear such information as may be essential to its proper analysis; but the identity of the horse from which the specimen was taken or the identity of its

owner, Trainer, Jockey or stable shall not be revealed to the laboratory. The container of each specimen shall be sealed as soon as the specimen is placed therein and shall bear the name of the Commission. (7-1-93)

17. Medication. The Commission Veterinarian, the Commission or any member of the Board of Stewards may take samples of any medicines or other materials suspected of containing improper medication, drugs or chemicals which would affect the racing conditions of a horse in a race and which may be found in stables or elsewhere on race track grounds or in the possession of such tracks or any person connected with racing and the same shall be delivered to the laboratory designated by the Commission. (7-1-93)

a. Non-Steroidal Anti-inflammatory Drugs, when authorized, are permitted only with written approval of the Commission Veterinarian. (7-1-93)

b. No horses may be entered into a race utilizing a Non-Steroidal Anti-Inflammatory Drug, except DMSO, unless the Trainer and Veterinarian of the horse submit to the Commission Veterinarian the Non-Steroidal Anti-Inflammatory Drug Request Form and have obtained written approval from the Commission Veterinarian. The Commission Veterinarian shall establish and publish reasonable procedures pertaining to use of the Non-Steroidal Anti-Inflammatory Drug Request Form. A copy of the established procedures shall be posted in the office of the Racing Secretary. The Non-Steroidal Anti-Inflammatory Drug Request Form submitted to the Commission Veterinarian shall state: (7-1-93)

i. The name, age, sex and breed of the horse; (7-1-93)

ii. The name of the licensed Trainer and Veterinarian; (7-1-93)

iii. The nature of the horse's injury or disease as determined by an examination by a qualified and duly licensed Veterinarian; (7-1-93)

iv. The name of the Non-Steroidal Anti-Inflammatory drug requested and the proposed time and method of administration; (7-1-93)

v. A request by the Trainer to discontinue medication; and (7-1-93)

vi. Signature of Trainer and Veterinarian attending the horse and the Commission Veterinarian. (7-1-93)

c. The Commission Veterinarian shall approve the Non-Steroidal Anti-Inflammatory Drug request only if, in the exercise of his/her professional judgment, a need for the use of the Non-Steroidal Anti-Inflammatory Drug for the particular horse's injury or disease has been satisfactorily demonstrated. In arriving at the decision, the Commission Veterinarian may take into account or rely upon the written professional diagnosis made by a qualified and duly licensed Veterinarian. (7-1-93)

d. Approved medication may be discontinued with permission of the Commission Veterinarian on the Drug Request Form after a minimum of thirty (30) days. Otherwise, approval will expire on December 31st of the year in which it is approved. (7-1-93)

e. A Non-Steroidal Anti-Inflammatory Drug shall be administered to the horse no later than twenty-four (24) hours prior to the time the horse is scheduled to race. (7-1-93)

f. Violations: (7-1-93)

i. Only one (1) Non-Steroidal Anti-Inflammatory Drug may be in a horse's system on race day. (7-1-93)

ii. No urine sample taken from a horse authorized to use phenylbutazone shall exceed one hundred sixty-five (165) micrograms total of phenylbutazone or its metabolites per milliliter of urine. (7-1-93)

iii. No blood sample taken from a horse authorized to use: Phenylbutazone shall not exceed five (5)

micrograms per milliliter of phenylbutazone or oxyphenbutazone; or Naproxen (Equiproxen) shall not exceed 5 (five) micrograms per milliliter; or Flunixin (Banamine) or Mechlosenamic Acid (Arquel) shall not exceed one (1) microgram per milliliter. (3-19-99)

iv. The first violation of the foregoing standard shall result in a fine to the horse's Trainer and such other penalty deemed appropriate. (12-1-94)

v. The second violation of the foregoing standard by the same Trainer during the same race meet or a continuous race meet shall result in a suspension, a fine and such other penalty deemed appropriate. (12-1-94)

vi. If a Non-Steroidal Anti-inflammatory Drug other than DMSO is not detected in the urine or in any other specimen taken from a horse authorized to use the Non-Steroidal Anti-Inflammatory Drug, a fine up to five hundred dollars (\$500) may be imposed upon the horse's Trainer without loss of purse. (12-1-94)

vii. If a Non-Steroidal Anti-Inflammatory Drug is detected in the urine or in any other specimen taken from a horse not authorized to use the Non-Steroidal Anti-Inflammatory Drug, the violation shall result in loss of purse and the horse's Trainer is subject to such penalties deemed appropriate. (12-1-94)

g. Horses which are on a Non-Steroidal Anti-Inflammatory Drug shall be indicated on the daily racing programs or any other publications and a list of horses on a Non-Steroidal Anti-Inflammatory Drug will be posted at a location designated by the Commission. (3-20-97)

h. The only Non-Steroidal Anti-Inflammatory Drugs permitted by this rule are Phenylbutazone (Butazoladin), Mechlosenamic Acid (Arquel), Flunixin (Banamine), Naproxen (Equiproxen), and Furosemide (Lasix). (7-1-93)

i. Epistaxis treatment for bleeders is permitted as a race day medication provided that written approval of the Commission Veterinarian is obtained prior to race day treatment on the Medication Request Form. Bleeders that have been running under Epistaxis treatment must obtain written approval of the Commission Veterinarian prior to entry in any race before running without similar treatment. Premarin is a permissible Epistaxis treatment and may be used up to two (2) hours before post time. (7-1-93)

18. Lasix Treatment. (7-1-93)

a. Any horse which exhibits symptoms of Epistaxis and/or respiratory tract hemorrhage is eligible for placement on the Bleeder List and for treatment on race days with the approved medication to prevent or limit bleeding during racing. (7-1-93)

b. Lasix treatment will be permitted at race meets whose average gross daily mutuel wagering exceeds one hundred thousand dollars (\$100,000) during the preceding year. If a race meet with the average daily gross mutuel handle during the preceding year of less than one hundred thousand dollars (\$100,000) desires that Lasix treatments be permitted at their race meet they may petition the Commission to approve the use of Lasix treatments. The Commission may grant the use of Lasix treatments at such race meet, if in the opinion of the Commission the race meet can provide the necessary qualified staffing, security and any other controls necessary to administer the program. (7-1-93)

c. To be placed on the Bleeders List, a horse must be found to have, during or immediately following a race or workout, shed free blood from one (1) or both nostrils or bled internally in the respiratory tract. The State Veterinarian, following his/or her personal examination of a horse, or after, consulting with the horses' private veterinarian, shall be allowed to certify a horse as a bleeder. (7-1-93)

d. In any and all cases, private veterinarians must be licensed with the Idaho State Racing Commission as a veterinarian in order to administer Lasix. (7-1-93)

e. A bleeder horse shipped into Idaho from another racing jurisdiction must comply with Idaho rules. Any horse on a bleeder list in another racing jurisdiction may be placed on the Idaho Bleeder List provided a current certificate from the jurisdiction where it was confirmed on the bleeder list, or a letter from the horses private

veterinarian, who is currently licensed by the racing jurisdiction, is presented to the State Veterinarian or the Commission Office, and it is approved by the State Veterinarian. (7-1-93)

f. The State Veterinarian may remove a horse on the Bleeder List, provided the proper paperwork is complete and it is the recommendation of the veterinarian of the horse, or after an examination by the State Veterinarian, it is determined that the horse is not a bleeder and is no longer eligible for the Bleeder List. (7-1-93)

g. Horses on the Bleeder List must be treated at least four (4) hours prior to post time with the bleeder medication furosemide (ie. Lasix). No other medication is permitted for bleeder treatment unless or except as approved by the Commission. Bleeder medication must be administered in the manner and at a dose level approved by the State Veterinarian, such dosage not to exceed two hundred fifty (250) mg. The bleeder medication is administered by the trainer's private veterinarian, and may be witnessed by the State Veterinarian or his designee upon their request. Administration of the bleeder medication must be reported in writing, on the form designated by the Commission, to the State Veterinarian no later than three hours prior to the scheduled post time of the last live race of the program. (7-1-93)

h. Any horse whose post and/or pre race blood tests contains a level in excess of eighty (80) nanograms of furosemide per milliliter of plasma will be said to be positive for Lasix overage and in violation of Idaho Racing Rules. Any horse whose post-race urine creatinine is less than forty (40) milligrams creatinine per one hundred (100) milliliters urine, and the ratio of urine furosemide to urine creatinine does not exceed fifteen hundredths (.15), with urine furosemide being measured in micrograms per milliliter of urine will be said to be positive for Lasix overage and in violation of Idaho Racing Rules. (7-1-93)

i. A finding by a chemist of furosemide (Lasix) exceeding the allowable test levels given above shall be considered prima facie evidence that the medication was administered to the horse and carried in the body of the horse while participating in a race. (7-1-93)

ii. In these cases, the following fines and/or suspensions will be levied to such horses trainer under the trainer responsibility rule: (7-1-93)

(1) First Offense: Two hundred fifty dollar (\$250) fine; (7-1-93)

(2) Second Offense: Five hundred dollars (\$500) fine and seven (7) days suspension; (7-1-93)

(3) Third Offense: Suspension and referral to the Idaho State Racing Commission for further action. (7-1-93)

i. Any horse on the Idaho Bleeder List which is not stabled on the actual grounds of the racing facility where it is to race must be brought on to the grounds of the racing facility where it is scheduled to race at least five (5) hours prior to the post time for the race for which it is entered. (3-19-99)

j. The horses' trainer or designated agent is responsible to enter horses correctly indicating the prescribed medication for the horse. Horses approved for Lasix medication will be designated on the overnight and the daily racing program with a Lasix or "L." If the race is the first race the horse is to run in on Lasix, it shall be designated in the daily racing program with a "L-1." Errors in the listing of Lasix Treatments in the program, shall be announced to the public and shall not result in the horse being scratched. (7-1-93)

19. Protection. The Trainer, groom and any other person having charge, custody or care of a horse are obligated to properly protect the horse and guard it against actual or attempted administration of drugs. If the Stewards shall find that any person has failed to properly protect and guard a horse, they shall impose such penalty and take such other action as they deem proper. (7-1-93)

20. Illegal Practices. A horse owner or trainer found to have committed illegal practices under this chapter and/or found to have administered any non-approved medication substances in violation of the rules in this chapter, shall be deemed disqualified and denied, or shall promptly return, any portion of the purse or sweepstakes or trophy awarded in the affected race, and the same shall be distributed or redistributed as in the case of a disqualification. If the affected race is a qualifying race for a subsequent race and if a horse shall be so disqualified,

the eligibility of other horses which ran in the affected race, and which have started in the subsequent race before announcement of such disqualification shall not in any way be affected. (7-1-93)

21. Hypodermics. Except by specific written permission of the Presiding State Steward, no person within the grounds of a Racing Association where horses are lodged or kept shall have possession of, upon the premises which he occupies or has the right to occupy or in his personal property or effects, any hypodermic instrument, hypodermic syringes or hypodermic needle which may be used for injection into a horse of any medication prohibited by this rule. Every Racing Association is required to use all reasonable efforts to prevent the violation of this rule. (3-19-99)

22. Enter, Search, and Inspect. Every Racing Association, the Commission, the Stewards or trained and qualified agents of the Idaho State Police, shall have the right to enter, search and inspect the buildings, stables, rooms and other places where horses which are eligible to race are kept, or where property and effects of the licensee are kept within the grounds of the Association. Any licensee accepting a license shall be deemed to have consented to such search and to the seizure of any non-approved or prohibited materials, chemicals, drugs or devices and anything apparently intended to be used in connection therewith. (7-1-93)

23. Form. All practicing Veterinarians must submit daily to the Commission Veterinarian a Medication Report Form furnished by the Commission. (7-1-93)

a. The report shall contain the following: (7-1-93)

i. The name, age, sex and breed of the horse; (7-1-93)

ii. The permitted drug used (Bute, Banamine, Equiproxen or Arquel); (7-1-93)

iii. The time administered; and (7-1-93)

iv. The route and dosage of the administration. (3-19-99)

b. The report must be dated and signed by the Veterinarian so administering the medication. Any such report is confidential and its content shall not be disclosed except in a proceeding before the Stewards or the Commission or in the exercise of the Commission's jurisdiction. (7-1-93)

24. Needle and Syringe. Within thirty (30) days of opening until the close of the meeting, no Veterinarian, assistant Veterinarian or employee of same shall leave or dispense to another a needle or syringe anywhere within the enclosure, except upon written authorization from the Presiding Steward. (7-1-93)

25. Bleeder. Any horse that bleeds a second time in Idaho shall not be able to race for a period of thirty (30) days from the date of the second bleeding offense. Third, and each time thereafter, any horse which bleeds in Idaho shall be suspended from racing for a period of one (1) year from the date of each bleeding offense. (3-19-99)

26. Restrictions. An owner and/or Trainer shall not enter, start or request stalls for a horse that: (7-1-93)

a. Is not in sound competitive racing condition. (7-1-93)

b. Has been nerved. (7-1-93)

i. Horses that have had posterior digital neurectomy (heel nerved) may be permitted to race subject to the pre-race Veterinary examination and subject to posting with the Racing Secretary and being recorded on its foal certificate. (7-1-93)

ii. Horses that have been nerved, blocked with alcohol or any other medical drug that desensitizes the nerves, other than posterior digital nerves, will not be permitted to race. (7-1-93)

c. Has impaired vision in both eyes. (7-1-93)

27. Non-Approved Medication. If the Stewards find that any non-approved medication which, for the purpose of definition shall include any drug, chemical, narcotic, anesthetic, or analgesic has been administered to a horse in such a manner that it is present in a pre-race test or post-race test sample, such presence shall constitute prima facie evidence that the horse has been illegally medicated. (7-1-93)

28. Penalty. The penalty for violation of any part of this Section, unless otherwise provided, shall be a fine of not to exceed five hundred dollars (\$500), suspension for a fixed or indeterminate time, or both. (7-1-93)

071. BICARBONATE TESTING.

01. No Biocarbonate-Containing Substance or Alkalizing Substance. No biocarbonate-containing substance or alkalizing substance that effectively alters the serum or plasma pH or concentration of bicarbonates or carbon dioxide in a horse shall be administered to a horse on race day. (3-30-07)

02. Positive Test Level. Test samples collected from a horse either before or within one (1) hour following a race shall not exceed thirty-seven point zero (37.0) millimoles of total carbon dioxide concentration per liter of serum or plasma. A serum total carbon dioxide level exceeding this value constitutes a positive test. (3-30-07)

03. Collection of Test Samples. The official veterinarian, the board of stewards or the executive director acting on behalf of the Commission may at their discretion and at any time order the collection of test samples from any horses ordered to the test barn to determine the serum or plasma pH or concentration of bicarbonate, carbon dioxide, or electrolytes. A sample consisting of at least thirteen (13) ml in a SST tube shall be taken from any horse either just prior to a race or up to one (1) hour after a race to determine the serum total carbon dioxide concentration. If the primary testing laboratory finds that the total carbon dioxide levels in the tubes exceed the standard test values of thirty-seven point zero (37.0) millimoles per liter, this may be grounds for disciplinary action. (3-30-07)

04. Split Sample Testing Prohibited. When taking samples for total carbon dioxide levels, split samples shall be prohibited. The procedures for split sample testing shall not apply to bicarbonate testing procedures. (3-30-07)

072. -- 079. (RESERVED).

080. PROTESTS.

01. Protest. A protest, except a protest involving fraud, may be filed only by the owner (or his authorized agent), Trainer or Jockey of a horse engaged in the race over which the protest is made or by a Racing Official of the meeting. (7-1-93)

02. Fraud. A protest by any person involving fraud shall be made in writing. (7-1-93)

03. Signed. A protest, except a claim arising in the running of the race, must be made in writing, signed by the complainant and filed with the Stewards before post time of the race in question. (7-1-93)

04. Distance. A protest against the programmed distance of a race must be made at least thirty (30) minutes before post time for that race, but nothing in this rule shall affect the races run at a wrong distance as compared with the official program. (7-1-93)

05. Running a Race. A protest against a horse arising from the running of the race must be made to the Stewards before the placing of the horses for that race has been officially confirmed. (7-1-93)

06. Happening. If a Jockey wishes to protest a happening in a race, the Clerk of the Scales must be immediately notified upon the arrival of the Jockey at the scales for weighing in. (7-1-93)

07. Payment. A person or persons lodging a protest must pay all costs and expenses incurred in determining the protest unless the objection is upheld, in which case the costs shall be paid by the offender. (7-1-93)

08. Prize Held. Pending the determination of a protest, any money or prize that was affected by the outcome of the protest shall be held by the Racing Association until the protest is determined. (7-1-93)

09. Interest. All interest accrued while a determination of a protest is pending shall become part of the purse. (7-1-93)

10. Withdrawal. Any request for the withdrawal of a protest must be in writing and signed by the protester. (7-1-93)

11. Complaints. Any and all complaints should be reported to either the presiding State Steward or the Commission staff. (7-1-93)

081. -- 089. (RESERVED).

090. DISCIPLINARY ACTION.

01. Racing Officials. No racing official other than the Stewards and/or the Commission shall have the right to impose a fine or suspension. (7-1-93)

02. Stewards. The Stewards shall report fines or suspensions imposed in their daily written report to the Commission. (7-1-93)

03. Fines. All fines imposed by the Stewards shall be paid to the Horsemen's Bookkeeper within seventy-two (72) hours after imposition; unless otherwise ordered by the Stewards unless stayed by the Commission or a Court of Competent Jurisdiction. (7-1-93)

04. Suspensions. All suspensions for a specified period of time are to be considered in calendar days. The ruling shall show the first and the last day of suspension. (7-1-93)

091. -- 099. (RESERVED).

100. REVIEW AND APPEAL.

01. Hearing. A person penalized or disciplined by the Stewards may request a hearing before the Commission. (3-20-97)

02. Appeal. The appeal shall be made in writing at the office of the Commission within five (5) days of date of penalty or imposition of discipline. The person filing the appeal may be required to furnish a bond in the amount equal to an assessed fine and an additional two hundred dollars (\$200) to cover the costs, which may be forfeited should the appeal be denied. (3-20-97)

03. Signed. The appeal shall be signed by the person appealing and must set forth grounds alleging why the penalty or discipline was wrongfully imposed. (3-20-97)

04. Heard Appeal. The appeal can be heard before the Commission, a hearing officer or in writing. (3-20-97)

a. When directed by the Commission, a hearing officer may be assigned by the Commission to sit as referee for the taking of evidence in any matter pending before the Commission; any such referee shall report to the Commission outlining all findings and the Commission shall determine the matter as if such evidence had been presented to the full Commission. (3-20-97)

b. When asked to by the Commission, an appeal may, with the consent of the appellant, be submitted in writing. The Commission shall determine the matter as if such evidence had been submitted to the Commission in a hearing. (3-20-97)

- 05. Papers.** All papers filed with the Commission shall be the property of the Commission. (3-20-97)
- 06. Appeal.** An appeal to the Commission shall not suspend or affect the decision until the appeal has been acted upon by the Commission, unless stayed by the Commission or a Court of Competent Jurisdiction. (3-20-97)
- 101. -- 109. (RESERVED).**
- 110. ENTRIES AND SUBSCRIPTIONS.**
- 01. Start.** A horse shall not be qualified to start in any race unless he has been and continues properly entered therein. (7-1-93)
- 02. Authorized.** For all races, the Racing Secretary is authorized to receive entries and declarations. (7-1-93)
- 03. Written Entries.** Entries and declarations shall be made in writing and signed by the Trainer of the horse, or his delegate or some person deputized by him, and each Association shall provide blank forms on which entries and declarations are to be made. All entry blanks shall be approved by the Idaho State Racing Commission. (7-1-93)
- 04. Method.** Entries may be made by telephone or telegraph if approved by the State Steward. All telephone or telegraph entries must be signed by the Trainer of the horse, or his delegate or some person deputized by him, before the horse will be allowed to start in any race. (7-1-93)
- 05. Responsibility.** Any person participating in the entry shall be jointly and severally responsible and liable with the Trainer for the accuracy and authority of the entry. (7-1-93)
- 06. Identification.** If entered for the first time, a horse shall be identified by stating his name, color, sex and age and the name of his sire and dam as registered. This description must be repeated in every entry until a description of the horse with his name has been published in the official program or the list of entries of the Association or in such other publication as the Commission may designate. In every entry after such publication, his name and age will be sufficient. (7-1-93)
- 07. Workouts.** A horse that has never run at a recognized meeting must have a minimum of two (2) official workouts before being eligible to start in an official race. Any horse that has not run at a recognized meeting in the forty-five (45) days prior to the race in which it is sought to be entered shall have at least one (1) official workout before being eligible to start in an official race. (7-1-93)
- 08. Refused.** The entries of any person, or the transfer of any entry, may be refused without notice for reasons deemed to be in the best interest of racing. (7-1-93)
- 09. Registration.** No thoroughbred horse shall be allowed to enter or start in any race unless duly registered and named at the registry office of the Jockey Club (New York), nor shall a quarter horse be allowed to enter or start in any race unless duly registered with the American Quarter Horse Association (Amarillo, Texas), nor any Appaloosa horse can be allowed to enter or start unless duly registered with the Appaloosa Horse Club, Inc., (Moscow, Idaho), with the exception that the Stewards may at their discretion, for good cause, waive this requirement if the horse is otherwise properly identified. (7-1-93)
- 10. Certificate.** At the time of entry, certificate of registration from the Jockey Club (New York) or the American Quarter Horse Association (Amarillo, Texas) or the Appaloosa Horse Club, Inc., (Moscow, Idaho) of every horse starting must be filed in the office of the Racing Secretary. The Stewards may at their discretion waive this rule in the case of haul in horses. (7-1-93)
- 11. New Name.** If the name of a horse is changed, the new name together with the former name shall be published in the official program for the first three (3) starts after the change has been made. No change of names will be acceptable unless first granted by the Jockey Club, the American Quarter Horse Association, the Appaloosa

Horse Club or other registry under which the horse is registered. Violation of any part of this rule shall cause the horse to be named a "RINGER" and the horse and all persons connected with the violation shall be ruled off and referred to the Commission. (7-1-93)

12. Trainer. No horse shall be permitted to enter or to start unless in the care and attendance of a licensed Trainer. (7-1-93)

13. Identified. No horse shall be permitted to start that has not been fully identified. Responsibility in the matter of establishing either the identity of a horse or his complete and actual ownership shall be as binding on the persons so identifying or undertaking to establish as it is on the person having the horse requiring identification and the same penalty shall apply to them in case of fraud or attempt at fraud. (7-1-93)

14. Filed. All ownerships in a horse, except a Trainer's percentage of his winnings, shall be filed with the Racing Secretary before the horse shall start, as also shall every change in ownership thereafter during the meeting. (7-1-93)

15. Eligible. All horses must be eligible to start at time of entry. To compete in a race, a horse must be eligible at the time of starting that race. (7-1-93)

16. Rules. No horse involved in a partnership shall be permitted to enter or to start until the rules for the registration of partnerships have been complied with. (7-1-93)

17. Disqualified. No horse shall be qualified to be entered or to start in any race if owned in whole or in part or if under the management, directly or indirectly, of a disqualified person. (7-1-93)

18. Void. If any entry from any disqualified person or a disqualified horse is received, such entry shall be void and any money paid for such entry shall be forfeited. (7-1-93)

19. Part Owner. No entry shall be accepted for any horse when all or part of the ownership interest of that horse is held by a person disqualified under the Idaho Racing Law or under these rules except as otherwise provided in these rules. (7-1-93)

20. Restriction. No horse on the Stewards, Veterinarians and Starters schooling list shall be qualified to start. (7-1-93)

21. Voided. If a horse is sold to a disqualified person, said horse's racing engagements shall be void as of the date of sale. (7-1-93)

22. Purse Race. No more than two (2) horses of the same ownership or interest shall be entered in a purse race and both may start except that two (2) horses coupled by common ownership shall not start if it deprives an uncoupled horse from starting. (7-1-93)

23. Unclosed Race. The Association shall have the right to withdraw or change any unclosed race. (7-1-93)

24. Race Off. If a race is declared off because of insufficient entries, the Association may split any overnight race. (7-1-93)

25. Sweepstakes. An entry of a horse in Sweepstakes is a Subscription to the Sweepstakes. An entry or Subscription may, before the time of closing, be altered or withdrawn. (7-1-93)

26. Starter. A horse shall not be a Starter for a race unless there have been duly paid any stake or entrance money payable in respect to that race. (7-1-93)

27. Nominator. The nominator is liable for the entrance money or stake and the death of a horse or mistake in its entry does not release the subscriber or transferee from liability for stake and the entrance money to the purse that is run off shall not be returned on the death of a horse or its failure to start for any cause whatever. (7-1-93)

28. Closed. Entries shall be closed at an advertised time and no entry accepted thereafter. The Racing Secretary, however, with the consent of the Stewards, may postpone closing of overnight races. (7-1-93)

29. Absence of Notice. In the absence of notice to the contrary, entrance and declarations for a Sweepstakes, which close during or on the eve of a race meeting, close at the office of the Racing Secretary who shall make provisions therefor. Closing at all other times for Sweepstakes shall be at the office of the Association. (7-1-93)

30. Hour of Closing. When the hour for closing is designated, entries and declaration for Sweepstakes cannot be received afterwards; but if an hours is not designated, they may be mailed or telegraphed up to midnight of the day of closing, provided they are received in time for compliance with every other condition of the race. (7-1-93)

31. Compiled. Entries which have closed shall be complied without delay by the Racing Secretary and conspicuously posted. (7-1-93)

32. Alterations. No alteration shall be made in any entry after closing of entries but an error may be corrected. (7-1-93)

33. Public Notice. Public notice shall be given at the earliest practicable time if a published race is declared off. (7-1-93)

34. Excluded Twice. If a horse has been excluded twice consecutively, it shall have preference over a horse excluded only once and so on. (7-1-93)

35. Opportunity. The name of no horse shall be placed on the preferred list if the owner and/or Trainer thereof did not accept when presented the opportunity of starting. (7-1-93)

36. No Consideration. Horses whose names appear in the entries and have an opportunity to start will be given no consideration whatsoever should they be entered for the following race day and the race will overfill. (Stake races excepted.) (7-1-93)

37. Preferred List. A copy of the preferred list will be posted each afternoon. Any claim of error shall be made to the Racing Secretary before taking of entries for the following race day. (7-1-93)

38. Claim. In entering horses on the preferred list, a claim of preference must be made at time of entry and noted on the entry or the preference shall be lost and no claim of error shall be considered by the Stewards if the person making the claim has signed an entry not marked in keeping with this rule. (7-1-93)

39. Claimed Out. When a horse is claimed out of a claiming race, its engagements are included. (7-1-93)

40. Subscriptions. Subscriptions and all entries or rights of entry are valid when a horse is sold with its engagements duly transferred in duly registered partnerships when subscriptions, entries and rights of entry survive in the remaining partners and when entries under the decedent's subscriptions have been made previous to the decedent's death by the transfer of the rights of entry. (7-1-93)

41. Void. Subscriptions and all entries or rights of entry become void on the death of a subscriber except in the case of duly registered partnerships or except, subject to the sanction of the Stewards, when the personal representative of an estate of the decedent subscriber for the privilege of transfer agrees to assume any and all obligations incident to the original entries. (7-1-93)

42. Transfer. In case of any transfer of a horse with its engagements, such horse will not be eligible to start in any stake unless at the usual time of the running of the stake, or prior thereto, the transfer of the horse and its engagements shall be exhibited when demanded to the Racing Secretary. (7-1-93)

43. Sold. Should a horse be sold with its engagements, or any part of them, the seller cannot strike the horse out of any such engagements. (7-1-93)

- 44. Two in Dead Heat.** When two (2) or more horses run a dead heat, the dead heat shall not be run off. (7-1-93)
- 45. Divided Equally.** The owners of the horses in a dead heat shall divide equally the purse money and other prizes and if no agreement can be reached as to which shall receive the cup, plat or other indivisible prize, they shall draw lots for it in the presence of one or more of the Stewards. (7-1-93)
- 46. First Place.** If a dead heat is for first place, each horse shall be considered a winner of the amount received according to the preceding rules. (7-1-93)
- 47. Post Positions.** Post positions shall be determined publicly by lot in the presence of the Racing Secretary. Thereafter if a regular carded horse is excused from a race, all horses shall move up in post position order. This rule applies unless the Association specifically provides otherwise in writing in its stake or condition book. Horses shall take their position at the post in the post position order in which their names have been drawn, beginning from the inside rail. The starter shall be the final authority as to the horses' numerical loading order into the starting gate and the order may be changed by the starter with the approval of the Board of Stewards. (7-1-93)
- 48. Lip Tattoo.** It will be mandatory to have a horse's lip tattooed unless this rule is waived by the Commission. (7-1-93)
- 49. Spayed.** All geldings and all fillies and mares which have been "spayed" (i.e., rendered incapable of conception by whatever procedure, including removal of the ovaries) must be reported promptly by the owner or person in charge of the animal to the registry office, giving, in the case of geldings, the date of castration (or any other procedures having the effect of castration) and, in the case of fillies and mares, the date and nature of the procedure employed. (7-1-93)
- 50. Payments.** If any Association or other agency accepting stake engagements or eligibility payments for any reason closes a stake or schedules an eligibility payment on a day when the postal service nearest the nominator's home of record is not open, then a postmark on or before midnight of the next day immediately following on which the post office nearest the nominator's resident is open and operating will be acceptable under the rules of racing. (7-1-93)
- 51. Workout.** Any Quarter horse that has not raced around one (1) turn must have one (1) official workout around the turn before being able to enter or start any race around the turn. (7-1-93)
- 111. -- 119. (RESERVED).**
- 120. CLAIMING RACES.**
- 01. Definitions.** For the purpose of this article, a "racing interest" is defined as any individual owner or any partnership of owners or corporations or any registered stable, but not including a lessee, which participates as an owning entity or nominator of a race horse. A licensed owner may participate in more than one (1) racing interest. (7-1-93)
- 02. Claiming Races.** In claiming races, any horse is subject to being claimed for its entered price by any racing interest, by any licensed horse owner or by any person who has established qualifications to claim by filing an application for a license as a horse owner and having been granted a certificate authorizing the claim. Such claim certificate shall not be issued until all conditions and qualifications for a horse owner's license have been met or completed. (7-1-93)
- 03. Restriction.** No racing interest shall: (7-1-93)
- a.** Claim its own horse or cause its own horse to be claimed directly or indirectly for its own account. (7-1-93)
 - b.** Offer to or enter into an agreement to claim or not to claim or prevent another racing interest from

claiming any horse in a claiming race. (7-1-93)

- c. Attempt by intimidation to prevent anyone from running a horse in any race for which it is entered. (7-1-93)

04. Other Owner. If a racing interest is comprised of more than one (1) licensed owner, all owners comprising such racing interest are jointly and severally liable for any action of the racing interest. (7-1-93)

05. Stewards. The Stewards may require any person or racing interest, its members or authorized agent, making a claim for a horse in any claiming race to provide a written affidavit that the horse is claimed for his own account if an individual owner, for the account of the racing interest if comprised of more than one (1) licensed owner, or for the claiming racing interest if an authorized agent, and that the claim is not being made for any other person. (7-1-93)

06. Form. All claims shall be in writing on a form provided by the Association and shall be sealed and deposited in the location or secure box provided for that purpose at least ten (10) minutes, and not later, before the post time of the race in which the horse to be claimed is entered. No money shall accompany a claim form and any person or racing interest making a claim shall first have the amount of the claim on deposit or credited with the Association or the Horseman's Bookkeeper. (7-1-93)

07. Invalid. A claim is invalid if the name of the horse is erroneously spelled or not specified on the claim form, or if the claim form is not signed by an owner or applicant authorized to claim, or their properly registered authorized agent, or is not accompanied by a certification from the Horseman's Bookkeeper that the amount of the claim and all applicable taxes are on deposit with the Association or Horseman's Bookkeeper, or is deposited at a place other than that provided by the Association, or is otherwise defective so that the Stewards cannot approve its validity, or fails to specify the designated claiming prize. (7-1-93)

08. Open and Examine. After the horses in such claiming race have entered the race track on the way to the post, the Stewards or their delegate shall open and examine the claims. No information concerning such claims shall be divulged to anyone other than a racing official until the race has been run. Should more than one (1) claim be filed for the same horse, the successful claimant shall be determined by lot in a manner specified by the Stewards. (7-1-93)

09. Title. Title to a horse which is claimed shall be vested in the successful claimant from the time the Field has been dispatched from the starting gate and the horse becomes a starter; and said successful claimant becomes the owner of the horse whether it be alive or dead, sound or unsound, or injured during the race or after it. Only a horse which is officially a starter in the race may be claimed. A subsequent disqualification of the horse by order of the Stewards or the Commission shall have no effect upon the claim. (7-1-93)

10. Claimed Horse. A horse which has been claimed shall not be delivered by the original owner to the successful claimant until authorization is given by the Stewards and every horse so claimed shall run for the account of the racing interest in whose name it is entered for such race. No horse claimed out of a claiming race shall remain in the same stable under the management of its former owner or Trainer. (7-1-93)

11. Transfer. A proper transfer of certificate of registration or eligibility certificate of registration or eligibility certificate shall be made by the Stewards or the delegated racing official indicating transfer of ownership to the successful claimant. No person shall willfully refuse to surrender any document of ownership or other document required by the Stewards for the purpose of avoiding or hindering the transfer of a successfully claimed horse to a successful claimant. (7-1-93)

12. Title. Every racing interest entering a horse in a claiming race does warrant that the title to said horse is free and clear of any existing claim or lien, either as mortgage, bill of sale or lien or any kind unless before entering such horse the written consent of the holder of the claim or lien has been filed with the Stewards and the Racing Secretary and its entry approved by the Stewards. (7-1-93)

13. Sold or Transferred. No horse claimed out of a claiming race shall be sold or transferred to any person or racing interest for racing purposes within thirty (30) days, exclusive of the day it was claimed, except in

another claiming race, nor shall the owner of such horse enter into any agreement of sale for such horse which, as a condition of such agreement, requires the postdating of any bill of sale or any transfer of possession of such horse within the said thirty (30) day period. (7-1-93)

14. Eligible. No horse which has been claimed out of a claiming race in which said horse was declared the official winner, shall be eligible to start in any other claiming race for a period of thirty (30) days, exclusive of the day it was claimed, for less than twenty-five percent (25%) more than the amount for which it was claimed. A horse which has been claimed out of a claiming race in which said horse was not declared the official winner may be eligible to start for any price desired by the claimant. No horse which has been claimed out of a claiming race shall be eligible to race at any other race meeting in this state or elsewhere until the close of the meeting where it was claimed unless its removal from the grounds of such meeting is approved by the Stewards for good cause or is required by the Racing Association where it was claimed. (8-1-95)

15. Claiming. When a stable has been eliminated by claiming, the owner so affected (if he has not acquired a horse or horses before the close of the meeting) may obtain a certificate from the Stewards of the meeting and on presentation of that certificate, the owner shall be entitled to claim during the next thirty (30) racing days at any recognized meeting in this state until he has claimed a horse. Stables eliminated by fire or other hazards may also be permitted to claim under this rule at the discretion of the Stewards. (7-1-93)

121. -- 129. (RESERVED).

130. STAKE RACES.

01. Applications. Stake race nomination applications must be submitted to the Racing Commission for approval. Rules adopted by the Commission supersede conditions of the race. (7-1-93)

02. Sold. If a nominee is sold, the entry goes with the foal and fees may be kept up by the buyer. There will be no refunds. If a nominee dies, the entry fees remain in the race. (7-1-93)

03. Weights. Weights, or the method of selection of weights, shall be listed on the nomination application. (7-1-93)

04. Disqualified. If any part of an entry is disqualified, all of the entry may be disqualified. (7-1-93)

05. Trainer. Separately owned horses trained by the same Trainer may be uncoupled in stake races for the purpose of pari-mutuel wagering; horses owned wholly or partly by one (1) racing interest must be coupled as an entry in the wagering. (7-1-93)

06. Licensee. A licensee reserves the right, with the consent of the Racing Commission, to cancel or postpone a race. (7-1-93)

07. No Liability. No liability will be incurred beyond the refund of nomination and starting fees if a stall gate fails to open and money wagered on a horse is refunded to the public (except if the horse is part of Entry or Field) such horse will be declared a nonstarter. (7-1-93)

08. Purse. Stake nomination applications must indicate the purse added by the track, if any. (7-1-93)

09. Fees. Nomination and entry fees must be deposited in a savings account approved by the Commission. (7-1-93)

10. List. A list of all horse remaining eligible shall be sent to the Commission and each nominator to the stake no later than fourteen (14) days after the closing of each payment. (7-1-93)

11. Interest. Accrued interest shall be added to the stake. (7-1-93)

12. No Deductions. No deductions shall be withheld from the purse unless so stated on the nomination application. (7-1-93)

13. Deposits. All monies and accrued interest shall be deposited with the Horseman's Bookkeeper prior to the day of entry. (7-1-93)

14. Awards. Breeders awards shall be paid on Association purse money. (7-1-93)

15. Race Off. If a stake race is declared off, all subscriptions and fees and accrued interest paid in connection with that race shall be refunded. Incurred administration expense may be deducted, subject to review by the Commission. (7-1-93)

16. Time Trials. (3-20-04)

a. Except in cases where the starting gate physically restricts the number of horses starting, each time trial shall consist of no more than ten (10) horses. (3-20-04)

b. The time trials shall be raced under the same conditions as the finals. If the time trials are conducted on the same day, the horses with the ten (10) fastest times shall qualify to participate in the finals. If the time trials are conducted on two (2) days, the horses with the five (5) fastest times on the first day and the horses with the five (5) fastest times on the second day shall qualify to participate in the finals. When time trials are conducted on two (2) days, the racing secretary shall split owners with more than one (1) entry into separate days. (3-20-04)

c. If the association's starting gate has less than ten (10) stalls, then the maximum number of qualifiers will correspond to the maximum number of starting gate post positions. (3-20-04)

d. If only eleven (11) or twelve (12) horses are entered to run in time trials from a gate with twelve (12) or more stalls, the association may choose to run finals only. If eleven (11) or twelve (12) horses participate in the finals, only the first ten (10) finishers will receive purse money. (3-20-04)

e. In the time trials, horses shall qualify on the basis of time and order of finish. The times of the horses in the time trial will be determined to the limit of the timer. The only exception is when two (2) or more horses have the same time in the same trial heat. Then the order of finish shall also determine the preference in qualifying for the finals. Should two (2) or more horses in different time trials have the same qualifying time to the limit of the timer for the final qualifying position(s), then a draw by public lot shall be conducted as directed by the stewards. Qualifying times in separate trials shall not be determined beyond the limit of the timer by comparing and/or enlarging photo-finish images. (3-20-04)

f. Except in the case of disqualification, under no circumstances shall a horse qualify ahead of a horse that finished ahead of that horse in the official order of finish in a time trial. (3-20-04)

g. Should a horse be disqualified for interference during the running of a time trial, it shall receive the time of the horse it is immediately placed behind plus one hundredth (.01) of a second, or the maximum accuracy of the electronic timing device. No adjustments will be made in the times recorded in the time trials to account for head-wind, tail-wind, off-track, etc. If a horse is disqualified for interference with another horse causing loss of rider or the horse not to finish the race, the disqualified horse shall be given no time plus one hundredth (.01) of a second, or the maximum accuracy of the electronic timing device. (3-20-04)

h. Should a malfunction occur with electronic timer on any time trial, finalists from that time trial will then be determined by official hand times operated by three (3) official and disinterested persons. The average of the three (3) hand times will be utilized for the winning time, unless one (1) of the hand times is clearly incorrect. In such cases, the average of the two (2) accurate hand times will be utilized for the winning time. Other horses shall be given times according to the order and margins of finish with the aid of the photo-finish, if available. (3-20-04)

i. When there is a malfunction of the timer in some time trials, but the timer operates correctly in other time trials, the accurate electronic times shall not be discarded, nor shall the average of the hand times be used for all time trials. (3-20-04)

j. If the accuracy of the electronic timer and/or the average of the hand times are questioned, the

video of a time trial may be used by the stewards to estimate the winning time by counting the number of video frames in the race from the moment the starting gate stall doors are fully open parallel to the racing track. When the timer malfunctions and there are no hand times, the stewards may select qualifiers based on the video. (3-20-04)

k. Should there be a malfunction of the starting gate, and one (1) or more stall doors not open or open after the exact moment when the starter dispatches the field, the stewards may declare the horses with malfunctioning stall doors non-starters, or may allow any horse whose stall door opened late, but still ran a time fast enough to qualify to be declared a starter for qualifying purposes. If a horse breaks through the stall door, or the stall door opens prior to the exact moment the starter purposely dispatches the field, the horse must be declared a non-starter, and all entry fees refunded. If one (1) or more, but not all stall doors, open at the exact moment the starter purposely dispatches the field, these horses should be considered starters for qualifying purposes, and placed according to their electronic time. If the electronic timer malfunctions in this instance, the average of the hand times, or if not available, the video may be utilized for the horses declared starters. (3-20-04)

l. If a horse should be scratched from the time trials, the horse's owner shall not be eligible for a refund of the fees paid and shall not be allowed to enter the final. If a horse that qualified for the final should be unable to enter due to racing soundness, or scratched for any reason other than a positive drug test or a rule violation, the horse shall be deemed to have earned and the owner will receive, last place purse money. If more than one (1) horse is scratched from the final, then those purse monies shall be added together and divided equally among those owners. (3-20-04)

m. If a qualifier for a final or consolation is disqualified for ineligibility or a rule violation after the time trials are declared official, but prior to entry for the final or consolation, the non-qualifier with the next fastest time shall replace the disqualified horse. If a qualifier is disqualified after entry for the final or consolation for ineligibility or a rule violation in the time trials, the purse shall be redistributed, and the non-qualifier with the next fastest time shall receive last place purse money. (3-20-04)

17. Selection. There shall be no more than four (4) also eligibles selected when one (1) division of a stake is to be run. Horses cannot be advanced after the regular advertised scratch time. (7-1-93)

18. Also Eligible List. When two (2) or more divisions of the same stake are to be run, there will be no "also eligible list" in any of the two (2) or more divisions and if a horse should scratch, the owner will receive last place purse money in that particular division for which the horse qualified. If more than one (1) horse should scratch out of the same division, than those monies shall be added together and divided equally among those scratching out of that division. (7-1-93)

19. Number of Starters. The race is limited to the number of starters as specified in the conditions. However, in the event more than the specified number of entries are received, winners of a sweepstakes have first preference, winners have second preference, stake placed maidens have third preference, other maidens have fourth preference, non-starters have fifth preference. (7-1-93)

20. Preference. An owner entering two (2) or more maidens must declare a preference for the draw for a post position in the gate. (7-1-93)

21. Fee. Any horses drawing outside the gate will have the entry fee refunded. (7-1-93)

22. Assistant Starter. In all stake races and trials there shall be at least one (1) assistant starter for each horse. (7-1-93)

131. -- 139. (RESERVED).

140. DECLARATIONS.

01. Scratched. No horse shall be considered scratched or declared until the Trainer or an authorized agent, or some person deputized by the Trainer, shall have given due and timely notice in writing to the Racing Secretary. (7-1-93)

02. Stake Races. For stake races, if a horse is not named through the entry box at the specified time of closing, the horse is automatically out. (7-1-93)

03. Irrevocable. The declaration or scratch of a horse is irrevocable. (7-1-93)

04. Miscarriage. If the miscarriage of any declaration by mail or otherwise is alleged, satisfactory proof of such miscarriage shall be required; otherwise, the declaration shall be accepted as of the time alleged. (7-1-93)

05. Scratched. A horse may be scratched from a race if there remain in the race eight (8) interests. If there are more requests to withdraw than are available, permission to withdraw shall be decided by lot. However, in all races involving the Daily Double or Trifecta, no entry may be withdrawn that would reduce the starting field to less than the number designated by the Racing Secretary except with the permission of the Stewards. No other entries will be excused except upon receipt of a Veterinarian's certificate of unfitness, a change of track conditions since the time of entry or other causes acceptable to the Stewards. (7-1-93)

141. -- 149. (RESERVED).

150. COLORS.

01. Obtain Racing Colors. Owners must obtain suitable racing colors which must be registered annually, together with the owners' applications. (7-1-93)

02. Fine. Anyone using colors other than their own are subject to a fine. However, in case of emergency, the Stewards may allow the use of substitute colors which must be of standard track colors furnished by the Association. (7-1-93)

03. Standard Colors. Horse race tracks and Associations may use standard colors if approved by the Idaho State Racing Commission. If standard colors are used, such colors must be furnished by the Associations and in these instances the owner will not be required to provide colors. (7-1-93)

151. -- 159. (RESERVED).

160. WEIGHTS.

01. Carried. The following weights are carried when they are not stated in the condition of the race: (7-1-93)

a. In races of intermediate lengths, the weights for the shorter distance are carried. (7-1-93)

b. In all races, except handicaps and races where the conditions expressly state to the contrary, fillies two (2) years-old are allowed three (3) pounds, fillies and mares three (3) years-old and upward are allowed five (5) pounds before the first of September and three (3) thereafter. (7-1-93)

c. In all overnight races, except handicaps, not more than six (6) pounds may be deducted from the scale of weight for age, except allowances; but in no case shall the total of allowance of any type reduce the lowest weight below one hundred three (103) pounds, except that this minimum weight need not apply to two (2) year-olds or three (3) year-olds when racing older horses. (7-1-93)

02. Penalties. Penalties and allowances of weight are not cumulative unless so declared by the conditions of the race. Horses not entitled to the first weight allowance in a race shall not be entitled to the second and so on. (7-1-93)

03. Jockey. Every Jockey must be weighed for a specified horse no more than thirty (30) minutes before the time fixed for the race. (7-1-93)

04. Jockey Equipment. A Jockey's weight includes riding clothes, saddle and pad but shall not

include the safety helmet or whip. (7-1-93)

05. Overweight. If a Jockey intends to carry overweight, the amount thereof must be declared at the time of weighing out or if in doubt as to the proper weight, the weight to be carried may be declared. (7-1-93)

06. More Than Two Pounds. If a Jockey intends to carry overweight exceeding by more than two (2) pounds the weight which the horse is to carry, the Trainer consenting, the Jockey must declare the amount of overweight to the Clerk of the Scales at least forty-five (45) minutes before the time appointed for the race and the Clerk shall cause the overweight to be stated on the notice board immediately. Failure on the part of the Jockey to comply with this rule shall be reported to the Stewards. (7-1-93)

07. No More Than Seven Pounds. (3-30-07)

a. No horse shall carry more than seven (7) pounds overweight. (7-1-93)

b. However, at fair circuit racetracks, horses may carry more than seven (7) pounds overweight with the permission of the stewards. (3-30-07)

08. Proceeds to Area for Post Race Weigh In. After a race has been run and after the Jockey has pulled up the horse ridden, the Jockey shall ride promptly to the area designated by the Stewards and their dismount, after obtaining permission from the Judges, and present himself to the Clerk of the Scales to be weighed in. If a Jockey is prevented from riding a mount to the Judges stand because of an accident or an illness either to the Jockey or the horse, the Jockey may walk or be carried to the scales or may be excused by the Stewards by weighing. (7-1-93)

09. Preparation for Weigh In. Except by permission of the Stewards, every Jockey must, upon returning to the Placing Judges stand, unsaddle the horse ridden and no person shall touch the Jockey or the horse, except by the bridle, nor cover the horse in any manner until the Jockey has removed the equipment to be weighed. (7-1-93)

10. Removing Equipment for Weigh In. No person except by permission of the Stewards shall assist a Jockey in removing from the horse the equipment that is to be included in the Jockey weight. (7-1-93)

11. Carrying Equipment. Each Jockey shall in weighing in carry over to the Scales all pieces of equipment with which weighed out. Thereafter, the equipment may be given to the Jockey's attendant. (7-1-93)

12. Time. Each Jockey shall weigh in at the same weight as that which he weighed out and, if short of it by more than two (2) pounds, the mount shall be disqualified. (7-1-93)

13. Fined. If any Jockey weighs in at more than two (2) pounds over the proper or declared weight, the Jockey shall be fined or suspended or ruled off by the Stewards, having due regard for any excess weight caused by rain or mud. The case shall be reported to the Commission for such action as it may deem proper. (7-1-93)

14. Handicap. The Handicapper or Board of Handicappers shall append to the weight for every handicap the day and hour in which winners will be liable to a penalty and no alteration shall be made after publication except in the case of omission through error of the name or weight of a horse duly entered; in which case, by permission of the Stewards, the omission may be rectified by the Handicapper. (7-1-93)

161. WEIGHT FOR AGE.

01. Scale of Weight for Age.

DISTANCE	AGE	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
1/4 Mile	2yrs	104	104	104	108	108	108	112	112	112	116	116	116
	3yrs	120	120	120	122	122	122	124	124	124	126	126	126

DISTANCE	AGE	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
	4yrs & up	128	128	128	128	128	128	128	128	128	128	128	128
1/2 Mile	2yrs	105	108	111	114	114							
	3yrs	117	117	119	119	121	123	125	127	127	128	129	129
	4yrs	130	130	130	130	130	130	130	130	130	130	130	130
	5yrs	130	130	130	130	130	130	130	130	130	130	130	130
	& up	13	13	11	11	9	7	5	4	3	2	1	1
Furlongs	2yrs	102	105	108	111	111							
	3yrs	114	114	117	117	119	121	123	125	126	127	128	128
	4yrs	129	129	130	130	130	130	130	130	130	130	130	130
	5yrs	130	130	130	130	130	130	130	130	130	130	130	130
	& up	15	15	13	13	11	9	7	5	4	3	2	2
One Mile	2yrs	96	99	102	102								
	3yrs	107	107	111	111	113	115	117	119	121	122	123	123
	4yrs	127	127	128	128	127	126	126	126	126	126	126	126
	5yrs	128	128	128	128	127	126	126	126	126	126	126	126
	& up	20	20	17	17	14	11	9	7	5	4	3	3
1-1/4 Mile	2yrs												
	3yrs	101	101	107	107	111	113	116	118	120	121	122	122
	4yrs	125	125	127	127	127	126	126	126	126	126	126	126
	5yrs	127	127	127	127	127	126	126	126	126	126	126	126
	& up	24	24	20	20	16	13	10	8	6	5	4	4
1-1/2 Mile	2yrs												
	3yrs	98	98	104	104	108	111	114	117	119	121	122	122
	4yrs	124	124	126	126	126	126	126	126	126	126	126	126
	5yrs	126	126	126	126	126	126	126	126	126	126	126	126
	& up	26	26	22	22	18	15	12	9	7	5	4	4
2 Miles	3yrs	96	96	92	92	106	109	112	114	117	119	120	120
	4yrs	124	124	126	126	126	126	126	125	125	124	124	124
	5yrs	126	126	126	126	126	126	126	125	125	124	124	124
	& up	28	28	24	24	20	17	14	11	8	5	4	4

(7-1-93)

02. Limit. Exclusively for three (3) year-olds or four (4) year-olds the weight is one hundred twenty-six (126) pounds and in races exclusively for two (2) year-olds it is one hundred twenty-two (122) pounds. (7-1-93)

162. -- 169. (RESERVED).

170. EQUIPMENT.

01. Change of Equipment. Permission for any change of equipment from that which a horse carried in its last race must be secured from the Paddock Judge before being granted by the Stewards and such change shall be announced or posted for public information. (7-1-93)

02. Blinkers. Permission to use or discontinue the use of blinkers must be secured from the starter before being granted by the Stewards. (7-1-93)

03. Bridles and Whips. All bridles and whips shall be of racing design and in a clean serviceable condition approved by the Stewards. All whips shall have a minimum of three (3) rows of feathers. (7-1-93)

04. Tongue Tie. Permission to use or discontinue the use of a tongue tie must be secured from the Paddock Judge before being granted by the Stewards. (7-1-93)

05. Change. Any equipment change from the time the horses enter the track until the horses are dispatched at the start of the race shall be made by the Starter. If schooled before the Starter and approved by him and the Stewards before time of entry, a whip and/or blinkers may be used on two (2) year olds and other first time starters. (7-1-93)

06. Head Number. Every horse in a race shall have a head number which shall be attached at the junction of the brow band and the head piece of the bridle. This number shall correspond to the saddle cloth number of the horse as shown on the program. (7-1-93)

171. -- 179. (RESERVED).

180. STEWARDS.

01. Number of Stewards. There shall be three (3) Stewards to supervise each race meet; (7-1-93)

a. One (1) Steward shall be appointed by the Commission to be the Presiding State Steward and shall be compensated by the Commission; (7-1-93)

b. One (1) Steward shall be assigned by the Commission to be the Deputy State Steward and shall be compensated by the Association at an amount approved by the Commission; and (7-1-93)

c. One (1) Steward shall be appointed by the Association and shall be compensated by the Association. (7-1-93)

02. Presiding State Steward. The presiding State Steward shall be responsible to the Commission for the conduct of all race meets in every detail, directly or indirectly, pertaining to the laws and rules of the Commission; the other two (2) Stewards shall report to the Presiding State Steward. (7-1-93)

03. Minutes. The Presiding State Steward shall maintain minutes and records of all proceedings before the Stewards, which minutes shall contain a record of votes, a record of all actions taken and the penalties imposed, along with the reasons therefor. Such minutes shall be delivered to the Commission staff daily, with a copy to be forwarded to the Association. (7-1-93)

04. Supervision. The Stewards shall have general supervision and authority over all licensed persons and other persons attendant on horses and also over the premises where race meetings are conducted. (7-1-93)

05. Other. Matters not covered by the Rules of Racing herein outlined shall be determined by the Stewards of the race meeting in conformity with justice and in the interest of racing. (7-1-93)

06. Entries. All entries and declarations shall be under the supervision of the Stewards. (7-1-93)

07. Jurisdiction. The Board of Stewards' jurisdiction in any manner commences thirty (30) days prior to the first day of racing meeting and extends up to and including thirty (30) days following the conclusion of a racing meet. The Stewards may suspend licenses for a period not to exceed one hundred eighty (180) days, or impose fines not to exceed five hundred dollars (\$500) or they may impose both such fine and suspension. All such suspensions and fines shall be reported to the Commission. (7-1-93)

08. Penalty. If in the opinion of the Stewards the penalty allowed to be imposed is insufficient, they shall so report to the Commission and they may order the suspension of the licensee and refer the matter to the Commission. If such event, the Commission shall accept the matter for hearing and adjudication. (7-1-93)

09. Inspection. The Stewards shall inspect owner's, Trainer's or Jockey's licenses, partnership papers, all papers and documents with respect to a contract between a Jockey and his employer or employers and papers relating to the appointment of authorized agents or to the adoption of colors or to stable names. (7-1-93)

10. Disqualification. The Stewards are vested with the power to determine the extent of disqualification in case of fouls. They may place the offending horse behind such horses as in their judgement it interfered with or they may place it last. (7-1-93)

11. On Duty. On each entry, scratch and racing day at least one (1) Steward shall be on duty at regularly posted hours. Such duty shall include and not be limited to scratch time and when races are drawn. The full Board of Stewards shall on race day sit in regular session to exercise the authority and perform the duties imposed. (7-1-93)

12. Emergencies. In case of emergency, the Stewards may appoint a substitute, subject to the confirmation of the Commission. Such appointments are effective only for one (1) day. (7-1-93)

13. Deputy. If only two (2) Stewards are present at a race time, they shall by agreement appoint a deputy for the absent Steward but, if unable to reach an agreement, shall call upon the Commission to appoint such deputy. (7-1-93)

14. Pro Tem. If none of the Stewards are present at race time, the Commission shall appoint three (3) qualified person to act as Stewards pro tem. (7-1-93)

15. Reported. Appointment of any deputy or deputies for a Steward or Stewards shall be reported immediately to the Commission. (7-1-93)

16. In Stands. There shall be three (3) Stewards in the stands when a race is being run. (7-1-93)

17. Notice. The Stewards shall take notice of any questionable conduct with or without complaint thereof. (7-1-93)

18. Substitute Jockey. The Stewards for reasonable cause may substitute a Jockey of their selection on any horse. (7-1-93)

19. Temporary Charge. The Stewards for reasonable cause may place a horse in the temporary charge of a Trainer of their selection. (7-1-93)

20. Investigations. The Stewards must investigate promptly and render a decision in every protest and in every complaint properly made to them. (7-1-93)

21. File. The Stewards shall, before the close of the succeeding racing day, file with the Commission a signed report of observed infractions of the rules and shall file with the Commission a signed report of rulings on infractions or otherwise as soon as said rulings are made. (7-1-93)

181. -- 189. (RESERVED).

190. RACING SECRETARY.

01. Program. The Racing Secretary shall compile an official program for each racing day which shall state the time fixed for the first race and give the names of horses entered in each of the races of the day. (7-1-93)

02. Contents. The Official program shall indicate the order in which each race is to be run; the purse, conditions and Jockey of each horse; each owner's racing colors; the weight assigned to each horse; its name, number and post position, color, sex, age and breeding. The program may show other pertinent data. (7-1-93)

03. Format. The Racing Secretary shall be responsible for the format of the scale sheet. (7-1-93)

04. Receiving Entries. The Racing Secretary shall receive all entries and declarations and he, or any other person designated by the franchise holder, may receive all stakes, forfeits, entrance monies, fee (including Jockey's fees), purchase money in claiming races and all other money that can properly come into his possession as agent for the franchise holder for which he is acting. (7-1-93)

05. Payments. The Racing Secretary, or other persons designated by the franchise holder, shall pay over when due all monies collected by them to such persons as may be entitled to receive the monies. (7-1-93)

06. Inspection. The Racing Secretary shall have the right to inspect any Trainer's or Jockey's license, partnership papers, all papers and documents with respect to a contract between a jockey and his employer, or employers, and papers relating to the appointment of authorized agents, Jockey agents or to adoption of colors or to stable name. (7-1-93)

07. Stabling Assignments. It shall be the duty of the Racing Secretary to assign to applicants such stabling as deemed proper to be occupied by horses in preparation for racing and shall determine all conflicting claims to stable space. (7-1-93)

191. -- 199. (RESERVED).

200. MUTUEL MANAGER.

01. Responsibility. The mutuel Manager is responsible for assuring the accuracy of all payoff prices posted on the board. Before the mutuel department of any race track posts the payoff prices of any pool for any race, the Mutuel Manager shall require each to be proved. Such proof shall show pay-breaks-commission and the total pool. All pay slips are to be checked with calculating sheets as to winners and prices are to be rechecked with the calculator before they are released to the public. (7-1-93)

02. Emergency. In the event of an emergency in connection with the operation of the Pari-Mutuel Department not covered by these Rules, the Manager of the Pari-Mutuel Department shall make a determination thereof. (7-1-93)

201. -- 209. (RESERVED).

210. COMMISSION VETERINARIAN.

01. Responsibility. The Commission Veterinarian shall be responsible to the Stewards for the conduct of horses and their attendants in the receiving and detention barn. The Commission Veterinarian shall have authority and jurisdiction to supervise the practicing licensed Veterinarians and shall enforce the Commission's rules relating to veterinary practices. The Commission Veterinarian shall recommend discipline for the Licensed Veterinarians who fail to comply with the rules and accepted veterinary practices. The Commission Veterinarian shall report to the Commission the names of all horses humanely destroyed or which otherwise expire at the meeting and the reasons thereof. The Commission Veterinarian shall maintain a list of all infirm horses on the grounds. No Commission Veterinarian during the term of appointment shall directly treat or prescribe for any horse registered to race at any recognized meeting except in emergency, the details of which shall be immediately reported to the Stewards.(7-1-93)

02. Examine. The Commission Veterinarian shall examine each horse prior to racing and shall report

to the Stewards any horse which is not of the age or condition which is satisfactory for the type of racing to be conducted at the meeting. The Stewards may declare any such horse as reported as ineligible to be entered or started at the meeting until such time as the Commission Veterinarian certifies such horse to be raceably sound. The Commission Veterinarian shall be present in the paddock on the race course during the saddling, the parade and at the starting gate and until the horses are dispatched from the gate for the race. The Commission Veterinarian shall examine any horse when there is a question as to the physical condition of such horse. The Commission Veterinarian shall report any horse which is incapable of physically exerting its best effort to win to the Stewards who may declare such horse from the race. The Commission Veterinarian shall examine any horse which appears in physical distress during the race at the finish of the race and shall report such horse, together with opinion as to the cause of the distress, to the Stewards. The Commission Veterinarian has the authority to treat any horse in event of an emergency, accident or injury and is authorized to humanely destroy any horse which is so seriously injured that it is in the best interest of racing to so act and every horse owner and Trainer participating in a race in this State does consent thereto. This authorization to destroy the horse is extended only in the event the owner or Trainer are not present. (7-1-93)

211. -- 219. (RESERVED).

220. CLERK OF THE SCALES.

01. Responsibility. The clerk of the Scales shall be in charge of the scales furnished by the Association. (7-1-93)

02. Check the Weight. The Clerk of the Scales shall check the weight of all Jockeys out and in and perform such other duties as are customarily required. (7-1-93)

03. Record. The Clerk of the Scales shall at the time of weighing out record all overweights. Overweights shall be announced publicly or posted in a conspicuous place prior to the first race of the day and before the running of each race. (7-1-93)

04. Weigh Out. The Clerk of the Scales shall weigh out all Jockeys before each race, and all Jockeys running fourth or better shall weigh in after each race. (7-1-93)

221. -- 229. (RESERVED).

230. PADDOCK JUDGE.

01. Responsibility. The Paddock Judge shall be in charge of the paddock. (7-1-93)

02. Contestants. The Paddock Judge shall check all contestants for each race. (7-1-93)

03. Records. The Paddock Judge shall keep a record of equipment carried by horses in races under the Paddock Judge's jurisdiction. The Paddock Judge shall not permit any change in equipment not authorized by the Stewards. (7-1-93)

04. Shod. The Paddock Judge shall determine that horses in the paddock are properly shod and shall report any irregularities to the Stewards. (7-1-93)

05. Bandages. The Paddock Judge and the Commission Veterinarian shall inspect bandages on horses prior to the participation in a race. They may order removal and replacement of bandages. They shall report any indications of fraud in the type of bandages or other equipment to the Stewards. (7-1-93)

06. Commands. The Paddock Judge shall issue the command "RIDERS UP" and the order to proceed to the post parade. (7-1-93)

07. Conduct. The Paddock Judge is responsible for the conduct of Jockeys in the paddock and all irregularities in conduct must be reported to the Stewards. (7-1-93)

231. -- 239. (RESERVED).

240. THE STARTER.

01. Responsibilities. The Starter shall give orders to secure a fair start. To avoid delay, if after reasonable efforts a horse cannot be led or backed into position, the Starter shall order the horse scratched. (7-1-93)

02. Starting Gate. All races shall utilize a starting gate approved by the Commission, except that with permission of the Stewards a race may be started with or without a gate. When the stall gate is used, it shall be placed on the track at the direction of the Starter. (7-1-93)

03. Assistants. The Starter may appoint assistants but neither the Starter nor assistants shall strike or use abusive language toward a Jockey and, for violation of this rule, the Starter or assistant shall be disciplined by the Stewards. (7-1-93)

04. Schooled. Horses shall be schooled under the supervision of the Starter or assistants and the Starter shall designate the horses to be placed on the schooling list, a copy of which shall be posted in the office of the Racing Secretary. (7-1-93)

05. Approval. The Starter shall approve all entries of two (2) year-olds and/or first time starters before they are allowed to start. (7-1-93)

06. Disciplinary Action. The Starter may recommend to the Stewards disciplinary action against Jockeys or other persons. (7-1-93)

07. Prevention. The Starter shall in conjunction with the Stewards determine which horse or horses were prevented from starting in the race through failure of gates to open. If a horse is locked in the gate, the Starter shall immediately notify the Stewards who in turn shall immediately notify the Mutuel Manager. (7-1-93)

241. -- 249. (RESERVED).

250. TIMER.

01. Responsibilities. The Timers, the number to be determined by the Stewards, shall occupy the Timer's stand or other appropriate place during the running of a race and they shall record for posting the time of each race. They shall, at the close of each day's racing, file a written report with the Racing Secretary of the time, including the fractional time, of each race of the day. (7-1-93)

02. Time. The time recorded for the first horse to cross the finish line shall be the official time of the race. If a horse establishes a track record and it is later determined there is a presence of a drug, such track record shall be null and void. (7-1-93)

03. Electric Timing. Electric timing devices must be approved by the Commission. (7-1-93)

251. -- 259. (RESERVED).

260. PATROL JUDGE.

01. Duties. The Association shall appoint and assign Patrol Judges, as required by the Stewards, whose duties shall be to view each race from the vantage point to which the Stewards have assigned them. (7-1-93)

02. Communication. The Association, when possible, shall provide communication devices between the Patrol Judges and the Stewards. (7-1-93)

03. Report. The Patrol Judge shall, prior to 9 a.m. the following work day, report in writing the Judge's observation of each race. The report shall be provided to the Stewards. (7-1-93)

261. -- 269. (RESERVED).

270. PLACING JUDGES.

01. Win. The Placing Judge or Judges shall decide which horse wins and assign respective places in the race as is proper, usually the first four (4) finishing positions. When the Judges differ, the majority shall govern. In determining the places of horses at the finish of a race, the Placing Judges shall consider only the respective noses of such horses. (7-1-93)

02. Photo Finish Camera. A photo finish camera, approved by the Commission, shall be installed as an aid to the Placing Judges at each track; however, the camera is merely an aid and the decision of the Judges shall be final. The finish line must appear in the photos. The photograph of each photo finish shall be posted in at least one (1) conspicuous place at the track as promptly as possible after each such race. (7-1-93)

03. Plate or Film. The Association shall keep on file for the duration of the meeting each plate or film of each race for reference or reproduction upon request of the Commission. (7-1-93)

04. Errors. Nothing in these Rules shall be construed to prevent the Placing Judges, with the approval of the Stewards, from correcting an error before the display of the sign "OFFICIAL." (7-1-93)

05. Method. If the "OFFICIAL" sign is displayed in error, the pools and purses shall be calculated for both error and correction and the Association shall make up any losses. (7-1-93)

06. Video. Video camera tapes of races in instances where there was an inquiry, disqualification or suspension as a result of the running of the race will be kept until released in writing by the Racing Commission. (7-1-93)

271. -- 279. (RESERVED).

280. TRAINER.

01. Name. Every Trainer shall upon making an entry be required to furnish the name of the Jockey who will ride the entry or, if this be not possible, in any event to furnish the information not later than scratch time. If no Jockey has been named by that hour, the Stewards shall name the best available rider for the horse. (7-1-93)

02. Condition. The Trainer shall be the absolute insurer of and responsible for the condition of the horses entered in a race regardless of the acts of third parties. Should the analysis of blood or urine samples or tests of other materials prove positive, showing the presence of any chemical or drug of any kind or description, except as permitted in Rule Subsection 070.17 and/or Subsection 070.18 the Trainer of the horse shall be fined, suspended or both. (7-1-93)

03. Represent. A Trainer shall represent the owner in the matter of entries, declarations and the employment of Jockeys. (7-1-93)

04. Paddock. A Trainer shall have horses in the paddock at the time appointed. (7-1-93)

05. Attend. A Trainer shall attend horses in the paddock and shall be present to supervise saddling unless the permission of a Steward has been obtained to send another licensed Trainer to substitute. (7-1-93)

06. Absent. When a Trainer is to be absent from the stable or the grounds for a period of more than two (2) days and the Trainer's horses are to be entered, a substitute licensed Trainer must assume the complete responsibility of the horses entered or running. Such licensed Trainer shall sign in the presence of the Stewards a form accepting complete responsibility for the horse or horses being entered or running. (7-1-93)

07. Registered. All horses in the charge of a Trainer shall be registered with the Racing Secretary, giving the name, age, sex, breeding of each and the name and address of owner. (7-1-93)

08. Persons. All persons in the employ of a Trainer shall be registered with the Commission and the

Trainer shall be responsible for all employees securing licenses. The Trainer shall also be responsible to assure every Jockey and exercise person wears an approved helmet properly fastened when exercising horses. (7-1-93)

09. Disqualified. A Trainer shall not have charge or supervision of any horse owned, in whole or part, by a disqualified person. (7-1-93)

10. Bribes. No Trainer shall accept, directly or indirectly, any bribe, gift or gratuity in any form which might influence the result of any race or which would tend to do so. (7-1-93)

11. Move. Without written permission from the Stewards, no Trainer shall move or permit to be moved any horse or horses from the grounds of an Association. (7-1-93)

12. Employ. No Trainer shall employ a Jockey for the purpose of preventing the Jockey from riding in any race. (7-1-93)

13. Sickness. A Trainer shall report promptly to the Racing Secretary and Commission Veterinarian any sickness of a horse or horses. (7-1-93)

14. Records. Each Trainer shall give to the Racing Secretary at least the last two (2) performance records of each horse by entry time. (7-1-93)

281. -- 289. (RESERVED).

290. JOCKEY ROOM CUSTODIAN.

01. Custodian. A Custodian of the Jockey room shall be provided by the Association. (7-1-93)

02. Attendance. The Custodian must be in attendance at all times the Jockeys are in the Jockey room. The Custodian is authorized to regulate the conduct of Jockeys. Specific duties of the Custodian are to insure that good order is maintained; that all Jockeys who have accepted mounts do not associate with patron or drink any alcoholic beverages prior to or while races are in progress. (7-1-93)

291. -- 299. (RESERVED).

300. JOCKEYS.

01. Licensed. All Jockeys must be licensed by the Commission. Each application for a Jockey's license must be accompanied by either a certificate of physical examination from a qualified physician or a current Jockey Guild physical examination card stating the applicant is physically fit to ride in races. (7-1-93)

02. Re-Examined. The Stewards may require any Jockey to be re-examined at any time and may refuse to allow any Jockey to ride until such examination. In the Event any Jockey falls or is thrown from a mount prior to, during or after a race, the Stewards may refuse to allow that Jockey to ride until examined by a qualified physician, nurse or licensed emergency medical technician and determined by such examiner to be physically fit to ride. (7-1-93)

03. Age. No person under sixteen (16) years shall be granted a Jockey's license. (7-1-93)

04. Ride. No person may be allowed to ride before applying for a license. (7-1-93)

05. Pending Action. The Steward may permit a Jockey to ride pending action on an application. (7-1-93)

06. Owner. No licensed Jockey shall be the owner or Trainer of any race horse. (7-1-93)

07. Weighed Out. Jockeys are required to present themselves to be weighed out at the time fixed by the Clerk of the Scales. (7-1-93)

- 08. Obligation.** All Jockeys shall faithfully fulfill all engagements to ride except when excused by the Stewards. An excuse may be given by a physician or nurse with the approval of the Stewards. (7-1-93)
- 09. Conflict.** A Jockey may not ride in any race against the Jockey's contract employer. (7-1-93)
- 10. Appearance.** In riding a Jockey must be neat in appearance. All riders must be dressed in clean Jockey costumes, caps and jackets of silk or waterproof, breeches and top boots. (7-1-93)
- 11. Helmet.** Jockeys when mounted must wear a fastened protective helmet approved by the Jockey Guild. (7-1-93)
- 12. Spurs.** The use of spurs or steels is prohibited. (7-1-93)
- 13. Colors.** A Jockey must wear the colors of the owner or owners of the horse being ridden, except by special permission of the Stewards or where approved standard colors are used. A Jockey must wear a number on the saddle cloth corresponding to the number of the horse as exhibited after the weighing out. (7-1-93)
- 14. Scale.** Every Jockey who is engaged in a race shall report to the scale room on the day of the race at the time required by the Officials. The Jockey's engagements and overweight, if any, shall then be reported to the Clerk of the Scales and, thereafter, the Jockey shall not leave the Jockey room except to view the races from a point approved by the Stewards or to ride in a race until all engagements of the day have been fulfilled. (7-1-93)
- 15. Betting.** No Jockey shall make a bet on any race nor accept the promise or the token of any bet with respect to the race in which riding, except through or from the owner or Trainer of the horse being ridden and then only that horse. (7-1-93)
- 16. Riding Fees.** Jockey's riding fees for a meeting must be approved by the Commission. (7-1-93)
- 17. Engagements.** If any owner or Trainer engages two (2) or more Jockeys for the same race, each engaged Jockey not riding in the race shall be paid the losing fee. The proper fee shall be paid the Jockey riding. (7-1-93)
- 18. Fees.** A Jockey's fee shall be considered earned when the Jockey is weighed out by the Clerk of the Scales. The fee shall not be considered earned if the Jockey takes himself off of his mount where injury to the horse or rider is not involved. Any conditions or considerations not covered by the above shall be at the discretion of the Stewards. (7-1-93)
- 19. Posted Fees.** The fee to a Jockey in all races shall, in the absence of a special agreement, be the National Jockey Guild fee and such shall be posted prominently and provided the Horseman's Bookkeeper at each meet. (7-1-93)
- 20. Dead Heat.** In a dead heat the Jockeys involved shall divide equally the total fees they would have received individually had one (1) beaten the other or others. The owners of the horses involved shall pay an equal share of the fees. (7-1-93)
- 21. Suspensions.** A Jockey who is under suspension will not be permitted to fulfill any engagements, including stake races. (7-1-93)
- 22. Riding During Suspension Prohibited.** A Jockey under suspension in any other State will not be permitted to ride in Idaho during such suspension. (7-1-93)
- 23. Time Suspension Begins.** The suspension of a Jockey for an offense not including fraud shall begin at the time set by the Stewards. (7-1-93)
- 24. Temporary Suspensions.** A Jockey temporarily suspended may be permitted by the Stewards to exercise or gallop horses during the morning hours and to lodge on the grounds of the Association at night. (7-1-93)

- 25. Agent.** Every Jockey may have no more than one (1) agent. All engagements to ride, other than those for contract employers, shall be made by the Jockey's agent. (7-1-93)
- 26. Attendant.** No Jockeys shall have an attendant other than those provided by the Association. (7-1-93)
- 27. Apprentice Jockeys.** (7-1-93)
- a.** An apprentice Jockey may be granted an apprentice certificate in lieu of an apprentice contract. The apprentice certificate shall grant an apprentice all the allowances and conditions granted to the apprentice who is under contract. (7-1-93)
- b.** An apprentice Jockey is a thoroughbred race rider who has ridden less than one (1) year and less than forty-five (45) winners since first having been licensed in any racing jurisdiction and who otherwise meets the requirements and qualifications for a license as a Jockey. The apprenticeship shall automatically terminate one (1) year from the date of the apprentice's fifth winning ride or on the first anniversary of the date of issuance of the license as an apprentice Jockey if during such first year the apprentice has ridden at least forty-five (45) winners. Otherwise, the apprenticeship shall automatically terminate after the first anniversary date on the date of the forty-fifth winning mount is ridden by the apprentice or on the date of the third anniversary of the first apprentice license, whichever shall come first. For good cause, the Commission may extend the termination date of any apprenticeship or the conditions under which the apprenticeship may be granted. Races other than recognized thoroughbred races in the United States, Canada or Mexico reported in the Daily Racing Form or other similar official publication shall not be considered in determining eligibility for a license as apprentice Jockey; provided, however, that any person who has ridden as a licensed Jockey at any recognized meeting in the United States or other country shall have the burden of establishing that the granting of an apprentice license to such person is in the best interest of thoroughbred racing in this State. (7-1-93)
- c.** An apprentice Jockey shall ride with a five (5) pound weight allowance beginning with the first mount for one (1) full year from the date of the fifth winning mount. (7-1-93)
- d.** If after riding one (1) full year from the date of the fifth winning mount the apprentice Jockey has failed to ride a total of forty (40) winners from the date of the first winning mount, the apprentice shall continue to ride with a five (5) pound weight allowance for one (1) more year from the date of the fifth winning mount or until the apprentice has ridden a total of forty (40) winners, whichever comes first. (7-1-93)
- e.** If an apprentice Jockey is unable to ride for a period of fourteen (14) consecutive days or more from the date of the apprentice's fifth winning mount because of service in the Armed Forces of the United States or because of physical disablement, the Commission may extend the time during which such apprentice weight allowance may be claimed for a period not to exceed the period such apprentice Jockey was unable to ride. (7-1-93)
- f.** A Jockey apprentice shall be bound by all the rules for Jockeys, except in so far as said rule may be in conflict with the following specific rules for apprentices. (7-1-93)
- g.** Apprentice contracts entered into in the state of Idaho must be made on forms supplied by the Idaho State Racing Commission and a copy shall be filed with the Commission. (7-1-93)
- h.** A copy of all apprentice contracts, wherever entered into, must be filed with the Commission. (7-1-93)
- i.** If an apprentice contract is transferred, said transfer must be approved by the Stewards and registered with the Commission by both the transferor and the transferee. (7-1-93)
- j.** No owner or Trainer shall be allowed to enter into a contract in Idaho with an apprentice Jockey unless in control or possession of such stable or horses as would, in the opinion of the Stewards, warrant the employment of an apprentice. (7-1-93)

k. An application for a license as an apprentice Jockey shall be accompanied by an original or photostatic copy of his/her birth certificate or an apprentice certificate. (7-1-93)

301. -- 309. (RESERVED).

310. JOCKEY AGENT.

01. Requirements. Each Jockey agent shall be licensed by the Commission and shall be permitted to make the riding engagements of three (3) riders only; two (2) Jockeys and one (1) apprentice Jockey. No Jockey agent shall make or assist in making any engagement for any rider other than those he is licensed to represent. Each Jockey agent shall keep a record of all engagements made for the represented riders. This record must be up to date and ready at all times for inspection by the Stewards. If any Jockey agent gives up the making of engagements for any rider, the Stewards must be immediately notified in writing a list of any unfilled engagements provided the Stewards. All rival claims for the services of a rider will be adjusted by the Stewards. (7-1-93)

02. Confidential. A Jockey agent shall not give to anyone, directly or indirectly, any information or advice pertaining to a race or engage in the practice commonly known as "touting" for the purpose of influencing or tending to influence any person in the making of a wager on any race. (7-1-93)

03. Access. A Jockey agent shall not be permitted within the saddling enclosure during racing hours; nor shall said agent have access to the Jockey quarters at any time; nor shall said agent be allowed on the track proper at the conclusion of any race run; nor shall said agent communicate with any Jockey during racing hours except with the approval of the Stewards. (7-1-93)

04. Management. No person other than an owner, Trainer, Jockey agent or an authorized agent of an owner shall make engagements for or manage an apprentice Jockey or Jockeys. A Jockey may make his/her own engagements. (7-1-93)

311. -- 319. (RESERVED).

320. IDENTIFIER.

The Identifier is responsible for positively identifying all horses entered to race. Duties of the Identifier include: (7-1-93)

01. Inspection. Inspect each horse prior to its departure for the post. (7-1-93)

02. Other. Inspect, identify and prepare I.D. cards by using the lip tattoo and markings from photos and written descriptions. (7-1-93)

321. -- 900. (RESERVED).

901. GENERAL PROVISIONS.

01. Pari-Mutuel System. Each Association shall conduct wagering in accordance with applicable laws and these rules. Such wagering shall employ a pari-mutuel system approved by the Commission. The totalizator shall be tested prior to and during the meeting as required by the Commission. (11-7-94)

02. Manual Calculation. The Commission may permit manual calculation and posting of betting odds at licensed meets conducted by Associations. Permission to be granted upon demonstration by the licensee that betting odds can be accurately calculated and posted for display at least two (2) times between post and starting times for each race. When a volume of betting such as to preclude the timely and accurate posting of betting odds has been achieved, or for other reason deemed sufficient by the Commission, betting odds at meets conducted by said Associations shall be posted and calculated mechanically by to the Machines. The use of Tote Machines is mandatory at race meets in Idaho when conducted by Corporations. The Commission or the Idaho State Police may require or conduct an audit of any manual, mechanical or automated totalizer system at any pari-mutuel track. As part of the audit, the Department may require all procedures and program instructions used in the system be submitted to the Department. (11-7-94)

03. Pari-Mutuel Pools. Within the enclosure of any race track licensed and conducted under the racing laws of Idaho, but not elsewhere, the sale of pari-mutuel pools under such regulations as the Commission shall provide is hereby authorized and permitted. (11-7-94)

04. Totalizator and Result Board. All race tracks under the jurisdiction of the Commission are required to install and maintain mechanically operated totalizator and result boards in plain view of patrons. (11-7-94)

05. Electrical Locks. All pari-mutuel machines shall be locked by electrical control by the Presiding State Steward, the Deputy State Steward or the Mutuel Manager immediately upon the start of each race, or as otherwise provided by these Rules, and in no case shall the pari-mutuel machines be unlocked until after the finish of said race. Each Association shall provide and maintain in the Steward's stand an electrical device which shall directly control the locking of all pari-mutuel machines. (11-7-94)

06. Communication of Close Betting. At race meets where the manual calculating or betting odds is permitted, there shall be communications between the Stewards and the Mutuel Manager to ensure the close of betting and sales of mutuel tickets upon the start of each race. Betting or mutuel ticket selling shall not resume until after the finish of said race. (11-7-94)

07. Racing Secretary Shall Advise the Mutuel Manager of the Horses Entered in the Race. Prior to the beginning of wagering on each race, the Racing Secretary shall advise the Mutuel Manager of the horses entered in the race. (11-7-94)

08. Wagering Records. The association shall maintain records of all wagering so the Commission may review such records for any contest including the opening line, subsequent odds fluctuation, the amount and at which window wagers were placed on any betting interest and such other information as may be required. Such wagering records shall be retained by each association and safeguarded for a period of twelve (12) months unless otherwise specified by the Commission. The Commission may require that certain of these records be made available to the wagering public at the completion of each contest. (11-7-94)

09. List of Licensed Individuals Afforded Access to Pari-Mutuel Records and Equipment. The association shall provide the Commission with a list of the licensed individuals afforded access to pari-mutuel records and equipment at the wagering facility. (11-7-94)

10. Record of Race and Change of Readings. Complete and detailed record of each race containing each change of readings of the odds and the actual possible "Payoff" on each horse shall be filed with the Commission at the end of each race day. (11-7-94)

11. Unredeemed Winning Mutuel Tickets. Every Association shall carry on its books an account which shows the total amount due on outstanding unredeemed winning mutuel tickets. (11-7-94)

12. Casing Pari-Mutuel Records. When casing pari-mutuel records which have previously been entered in the "Outsbook," each Association shall be responsible to see that on the back of each ticket there is clearly stamped the number of the cashier and the words "out-ticket." All tickets so cashed shall be retained for a period of thirty (30) days from the date they were cashed. (11-7-94)

13. Money Room Report. A copy of the money room report showing the daily "outs" and a copy of the outstanding tickets report prepared by the calculating room showing the daily accumulation of the "outs" shall be furnished and delivered to the Commission at the end of each race meet. At the end of thirty (30) days, proceeds of such "out" tickets shall revert to the licensee. (11-7-94)

14. Mutuel Inspector Report. The State Mutuel Inspector shall furnish the Commission a written daily report of all activities. (11-7-94)

15. Take-Off and Calculating Sheets. The Mutuel Manager shall furnish a copy of all take-off and calculating sheets to the Commission as soon as possible. (11-7-94)

16. Payments Due on All Wagers. Payments due on all wagers shall be made in conformity with the well established practice of the Pari-Mutuel system. The practice is to work in dollars and not number of tickets. The "break" permitted by law is deducted in all of the calculations arriving at the payoff prices, i.e., the odd cents over the multiple of ten cents (\$.10) of winning per dollar wagered as deducted, except in minus pools the break shall go to five (5). (11-7-94)

17. Pari-Mutuel Tickets. A pari-mutuel ticket is evidence of a contribution to the pari-mutuel pool operated by the association and is evidence of the obligation of the association to pay to the holder thereof such portion of the distributable amount of the pari-mutuel pool as is represented by such valid pari-mutuel ticket. The association shall cash all valid winning tickets when such are presented and the surrender of such tickets for payment during the course of the meeting where sold, and for thirty (30) days after the last day of the meeting, whether it be a live race meet or a simulcast meet. (11-7-94)

18. Valid Pari-Mutuel Ticket. To be deemed a valid pari-mutuel ticket, such ticket shall have been issued by a pari-mutuel ticket machine operated by the association and issued as a ticket entitled to a share of the pari-mutuel pool, and contain imprinted information as to: (11-7-94)

- a. The name of the association operating the meeting; (11-7-94)
- b. A unique identifying number or code; (11-7-94)
- c. Identification of the terminal at which the ticket was issued; (11-7-94)
- d. A designation of the performance for which the wagering transaction was issued; (11-7-94)
- e. The contest number for which the pool is conducted; (11-7-94)
- f. The type or types of wagers represented; (11-7-94)
- g. The number or numbers representing the betting interests for which the wager is recorded; and, (11-7-94)
- h. The amount or amounts of the contributions to the pari-mutuel pool or pools for which the ticket is evidence. (11-7-94)

19. Previously Paid, Cancelled, or Non-Existent Pari-Mutuel Ticket. No pari-mutuel ticket recorded or reported as previously paid, cancelled, or non-existent shall be deemed a valid pari-mutuel ticket by the association. The association may withhold payment and refuse to cash any pari-mutuel ticket deemed not valid, except as provided in Subsection 901.11 of these provisions. (11-7-94)

20. Pari-Mutuel Tickets. Pari-mutuel tickets shall not be sold by other than an association licensed to conduct pari-mutuel wagering. (11-7-94)

21. Wager -- Person Under Eighteen. No person under eighteen (18) years of age shall be allowed to wager. (11-7-94)

22. License -- Person Under Eighteen. No person under eighteen (18) years of age shall be granted a license to work in the pari-mutuel department. (11-7-94)

23. Wagering by Employees of the Mutuel Department not Permitted. Wagering by employees of the mutuel department shall not be permitted. Violation of this rule will result in the immediate revocation of the offender's license. (11-7-94)

24. Purchase of Pari-Mutuel Tickets for Hire or Gratuity. Only persons or messengers employed by the Associations and approved by the Commission shall directly or indirectly purchase pari-mutuel tickets or participate in the purchase of any or part of a pari-mutuel pool or another for hire or for any gratuity. (11-7-94)

25. Closed Wagering. No pari-mutuel ticket may be sold on a contest for which wagering has already been closed and no association shall be responsible for ticket sales not recorded into or not completed by issuance of a ticket before the totalisator is closed for wagering on such contest. (11-7-94)

26. Claims by Bettor. Claims pertaining to a mistake on an issued or unissued ticket must be made by the bettor prior to leaving the seller's window. (11-7-94)

27. Payment on Winning Pari-Mutuel Wagers. Payment on winning pari-mutuel wagers shall be made on the basis of the order of finish as purposely posted and declared "official." Any subsequent change in the order of finish or award of purse money as may result from a subsequent ruling by the stewards or Commission shall in no way affect the pari-mutuel payoff. If an error in the posted order of finish or payoff figures is discovered, the official order of finish or payoff prices will be corrected and an announcement concerning the change shall be made to the public. (11-7-94)

28. Claims on Lost, Mutilated, or Altered Tickets. The association shall not satisfy claims on lost, mutilated, or altered pari-mutuel tickets without authorization of the Commission. (11-7-94)

29. Equipment Failure. The association shall have no obligation to enter a wager into a betting pool if unable to do so due to equipment failure. (11-7-94)

30. Advance Performance Wagering. No association shall permit wagering to begin more than one (1) hour before scheduled post time of the first contest of a performance unless it has first obtained the authorization of the Commission. (11-7-94)

31. Claims for Payment From Pari-Mutuel Pool. At a designated location, a written, verified claim for payment from a pari-mutuel pool shall be accepted by the association in any case where the association has withheld payment or has refused to cash a pari-mutuel wager. The claim shall be made on such form as approved by the Commission, and the claimant shall make such claim under penalty of perjury. The original of such claim shall be forwarded to the Commission within forty-eight (48) hours. (11-7-94)

32. Claim Made for Mutilated Ticket. In the case of a claim made for payment of a mutilated pari-mutuel ticket which does not contain the total imprinted elements required in Subsection 901.17 of these provisions, the association shall make a recommendation to accompany the claim forwarded to the Commission as to whether or not the mutilated ticket has sufficient elements to be positively identified as a winning ticket. (11-7-94)

33. Claim for Payment. In the case of a claim made for payment on a pari-mutuel wager, the Commission shall adjudicate the claim and may order payment thereon from the pari-mutuel pool or by the association, or may deny the claim, or may make such other order as it may deem proper. (11-7-94)

34. Payment for Errors. The Commission shall be notified within twenty-four (24) hours of all errors in payments. If an error occurs in the payment amounts for pari-mutuel wagers which are cashed or entitled to be cashed; and as a result of such error the pari-mutuel pool involved in the error is not correctly distributed among winning ticket holders, the following shall apply: (11-7-94)

a. Verification is required to show that the amount of the commission, the amount in breakage, and the amount in payoffs is equal to the total gross pool. If the amount of the pool is more than the amount used to calculate the payoff, the underpayment shall belong to the Commission. In the event there is an underpayment on any race in the amount actually due to the wagerers, the amount of such underpayments to wagers shall, at the end of each day of racing, revert to and be paid to the Commission and shall not be retained by the sponsoring licensee. (11-7-94)

b. In the event the error results in an overpayment to winning wagers, the association shall be responsible for such payment. Cashiers' and ticket sellers' errors are overpayments and underpayments and these errors are the sole responsibility of the sponsoring licensee and any loss from such errors shall be borne by the licensee. (11-7-94)

35. Betting Explanation. A summary explanation of pari-mutuel wagering and each type of betting

pool offered shall be published in the program for every wagering performance. The rules of racing relative to each type of pari-mutuel pool offered must be prominently displayed on association grounds and available upon request through association representatives. (11-7-94)

36. Display of Betting Information. (11-7-94)

a. Approximate odds for Win pool betting shall be posted on display devices within view of the wagering public and updated at intervals of not more than sixty (60) seconds. (11-7-94)

b. The probable payoff or amounts wagered, in total and on each betting interest, for other pools may be displayed to the wagering public at intervals and in a manner approved by the Commission. (11-7-94)

c. Official results and payoffs must be displayed upon each contest being declared official. (11-7-94)

d. Whenever the to the board mechanically fails and the amounts wagered are not reliably shown, the payoffs shall be computed on the sums wagered in each pool as shown by the recapitulation of the sales registered by each ticket issuing machine. (11-7-94)

e. Whenever there is a difference in any pool or pools, i.e., a difference between the sum total of the wagers on the individual horses as compared with the grand total as shown by the tote board, the larger amount shall be used as the basis of computing the payoff. Said larger amount shall be used as the base on which the commissions are computed and paid to the Association and to the State, respectively. (11-7-94)

f. Any ruling of the Stewards with regard to the award of purse money made after the sign "Official" has been purposely displayed shall have no bearing on the mutuel payoff. (11-7-94)

g. If an error is made in posting the payoff figures on the public board, it will be corrected promptly and only the correct amounts shall be used in the payoff, irrespective of the error. If because of mechanical failure it is impossible to promptly correct the posted payoff, a statement shall be made over the public address system stating the facts and corrections. (11-7-94)

37. Canceled Contests. If a contest is canceled or declared "no contest," refunds shall be granted on valid wagers in accordance with these rules. (11-7-94)

38. Refunds. Notwithstanding other provisions of these rules, refunds of the entire pool may be made on:

a. Win pools, Exacta pools, and first-half Double pools offered in contests in which the number of betting interests has been reduced to fewer than two (2). (11-7-94)

b. Place pools, Quinella pools, Trifecta pools, first-half Quinella Double pools, first half Twin Quinella pools, first-half Twin Trifecta pools, and first-half Tri-Superfecta pools offered in contests in which the number of betting interests has been reduced to fewer than three (3). (11-7-94)

c. Show pools, Superfecta pools, and first-half Twin Superfecta pools offered in contests in which the number of betting interests has been reduced to fewer than four (4). (11-7-94)

39. Refunds. Authorized refunds shall be paid upon presentation and surrender of the affected pari-mutuel ticket. (11-7-94)

40. Excused Horse. If a horse is excused from racing after the betting has begun, the money bet on that horse shall be refunded; except that when the horse is part of an Entry or the Field there shall be no refund if the Entry or the Field, as the case may be, has at least one (1) actual starter. (11-7-94)

41. Horse Prevented from Racing Because of Starting Gate Failure. If it is determined by the Stewards that a horse has been prevented from racing because of the failure of the stall door of the starting gate to open, the money bet on that horse shall be refunded; except that when the horse is part of an Entry or the Field there

shall be no refund if the Entry or the Field, as the case may be, has at least one (1) actual starter. (11-7-94)

42. Coupled Entries and Mutuel Fields. If no horse finished in a race, all money wagered on that race shall be refunded. (11-7-94)

43. Coupled Entries and Mutuel Fields. Contestants coupled in wagering as a coupled entry or mutuel field shall be considered part of a single betting interest for the purpose of price calculations and distribution of pools. Should any contestant in a coupled entry or mutuel field be officially withdrawn or scratched, the remaining contestants in that coupled entry or mutuel field shall remain valid betting interest and no refunds will be granted. If all contestants within a coupled entry or mutuel filed are scratched, then tickets on such betting interests shall be refunded, notwithstanding other provisions of these rules. (11-7-94)

44. Coupled Entries and Mutuel Fields. For the purpose of price calculations only, coupled entries and mutuel fields shall be calculated as a single finisher, using the finishing position of the leading contestant in that coupled entry or mutuel field to determine order of placing. This rule shall apply to all circumstances, including situations involving a dead heat, except as otherwise provided by these rules. (11-7-94)

45. Entries and Field Horses. No Entries or Field horses shall be permitted in a "Trifecta" race. (11-7-94)

46. Same Ownership or Interest. No more than two (2) horses of the same ownership or interest shall be entered in a purse race and both may start except that two (2) horses coupled by common ownership shall not start if it deprives an uncoupled horse from starting. (11-7-94)

47. Pools Dependent upon Betting Interests. Unless the Commission otherwise provides, at the time the pools are opened for wagering, the association or Mutuel Manager: (11-7-94)

a. May offer win, place and show wagering on all contests with six (6) or more betting interests. (11-7-94)

b. May be allowed to prohibit show wagering on any contest with five (5) or fewer betting interests scheduled to start. (11-7-94)

c. May be allowed to prohibit both place and show wagering on any contest with four (4) or fewer betting interests scheduled to start. (11-7-94)

d. May be allowed to prohibit Quinella wagering on any contest with three (3) or fewer betting interests scheduled to start. (11-7-94)

e. May be allowed to prohibit Quinella Double wagering on any contests with three (3) or fewer betting interests scheduled to start. (11-7-94)

f. May be allowed to prohibit Exacta wagering on any contest with three (3) or fewer betting interests scheduled to start. (11-7-94)

g. May prohibit Trifecta wagering on any contest with seven (7) or fewer betting interests scheduled to start. (11-7-94)

h. May prohibit Superfecta wagering on any contest with seven (7) or fewer betting interests scheduled to start. (11-7-94)

i. May be allowed to prohibit Twin Quinella wagering on any contests with three (3) or fewer betting interests scheduled to start. (11-7-94)

j. May prohibit Twin Trifecta wagering on any contests with seven (7) or fewer betting interests scheduled to start. (11-7-94)

k. May prohibit Tri-Superfecta wagering on any contests with seven (7) or fewer betting interests scheduled to start. (11-7-94)

l. May prohibit Twin Superfecta wagering on any contest with seven (7) or fewer betting interests scheduled to start. (11-7-94)

m. May prohibit wagering on any contest with less than three (3) or fewer betting interests scheduled to start. (11-7-94)

48. Prior Approval Required for Betting Pools. An association that desires to offer new forms of wagering must apply in writing to the Commission and receive written approval prior to implementing the new betting pool. (11-7-94)

a. The association may suspend previously-approved forms of wagering with the prior approval of the Commission. Any carryover shall be held until the suspended form of wagering is reinstated. An association may request approval of a form of wagering or separate wagering pool for specific performances. (11-7-94)

49. Closing of Wagering in a Contest. A Commission representative shall close wagering for each contest after which time no pari-mutuel tickets shall be sold for that contest. (11-7-94)

50. Closed Wagering. The association shall maintain, in good order, a system approved by the Commission for closing wagering. (11-7-94)

51. Complaints Pertaining to Pari-Mutuel Operations. When a patron makes a complaint regarding the pari-mutuel department to an association, the association shall immediately issue a complaint report, setting out: (11-7-94)

a. The name of the complainant; (11-7-94)

b. The nature of the complaint; (11-7-94)

c. The name of the persons, if any, against whom the complaint was made; (11-7-94)

d. The date of the complaint; (11-7-94)

e. The action taken or proposed to be taken, if any, by the association. (11-7-94)

52. Complaint Report. The association shall submit every complaint report to the Commission within forty-eight (48) hours after the complaint was made. (11-7-94)

53. Licensed Employees. All licensees shall report any known irregularities or wrong doings by any person involving pari-mutuel wagering immediately to the Commission and cooperate in subsequent investigations. (11-7-94)

54. Unrestricted Access. The association shall permit the Commission unrestricted access at all times to its facilities and equipment and to all books, ledgers, accounts, documents and records of the association that relate to pari-mutuel wagering. (11-7-94)

55. Emergency Situations. In the event of an emergency in connection with the pari-mutuel department not covered in these rules, the pari-mutuel manager representing the association shall report the problem to the stewards and the association and the stewards shall render a full report to the Commission within forty-eight (48) hours. (11-7-94)

902. INTERSTATE COMMON POOL WAGERING.

01. Interstate Common Pools. All contracts governing participation in interstate common pools shall be submitted to the Commission for approval. (11-7-94)

02. Individual Wagering Transactions and Pari-Mutuel Pools. Individual wagering transactions are made at the point of sale in the state where placed. Pari-mutuel pools are combined for computing odds and calculating payoffs and breakage, but will be held separate for auditing and all other purposes. (11-7-94)

03. Surcharge or Withholdings. Any surcharges or withholdings in addition to the takeout shall only be applied in the jurisdiction otherwise imposing such surcharges or withholdings. (11-7-94)

04. Interstate Common Pool Approval. In determining whether to approve an interstate common pool which does not include the host track, the Commission shall consider and may approve use of a bet type which is not utilized at the host track, application of a takeout rate not in effect at the host track, or other factors which are presented to the Commission. (11-7-94)

05. Visual Display of Racing and Wagering Information. The content and format of the visual display of racing and wagering information at facilities in other jurisdictions where wagering is permitted in the interstate common pool need not be identical to the similar information permitted or required to be displayed under these rules. (11-7-94)

06. Guest State Participation in Interstate Common Pools. With the prior approval of the Commission, pari-mutuel wagering pools may be combined with corresponding wagering pools in the host state, or with corresponding pools established by one (1) or more jurisdictions. (11-7-94)

a. The Commission may permit adjustment of the takeout from the pari-mutuel pool so that the takeout rate in this jurisdiction is identical to that at the host track, or identical to that of other jurisdictions participating in a merged pool. (11-7-94)

b. Where takeout rates in the merged pool are not identical, the net price calculation shall be the method by which the differing takeout rates are applied. (11-7-94)

c. Rules of racing as established for the contest in the host state shall apply to the merged pool. (11-7-94)

d. The Commission shall approve agreements made between the association and other participants in interstate common pools governing the distribution of breakage between the jurisdictions. (11-7-94)

e. If, for any reason, it becomes impossible to successfully merge the bets placed into the interstate common pool, the association shall make payoffs in accordance with payoff prices that would have been in effect if prices for the pool of bets were calculated without regard to wagers placed elsewhere; except that, with permission of the Commission, the association shall declare such accepted bets void and make refunds in accordance with the applicable rules. (11-7-94)

07. Host State Participation in Merged Pools. With the prior approval of the Commission, an association licensed to conduct pari-mutuel wagering may determine that one (1) or more of its contests be utilized for pari-mutuel wagering at guest facilities in other states, and may also determine that pari-mutuel pools in guest states be combined with corresponding wagering pools established by it as the host track or comparable wagering pools established by two (2) or more states. (11-7-94)

a. Where takeout rates in the merged pool are not identical, the net price calculation shall be the method by which the differing takeout rates are applied. (11-7-94)

b. Rules of racing established for races held in this state shall also apply to interstate common pools unless the Commission shall have specifically otherwise determined. (11-7-94)

c. The Commission shall approve agreements made between the association and other participants in interstate common pools governing the distribution of breakage between the jurisdictions. (11-7-94)

d. Any contract for interstate common pools entered into by the association shall contain a provision

to the effect that if, for any reason, it becomes impossible to successfully merge the bets placed in another state into the interstate common pool formed by the association, or if, for any reason, the Commission's or the association's representative determines that attempting to effect transfer of pool data from the guest state may endanger the association's wagering pool, the association shall have no liability for any measures taken which may result in the guest's wagers not being accepted into the pool. (11-7-94)

08. Takeout Rates in Interstate Common Pools. With the prior approval of the Commission, an association wishing to participate in an interstate common pool may change its takeout rate (within the limits permitted by state law) so as to achieve a common takeout rate with all other participants in the interstate common pool. An association wishing to participate in an interstate common pool may request that the Commission approve a methodology whereby host and guest states with different takeout rates for corresponding pari-mutuel pools may effectively and equitably combine wagers from the different states into an interstate common pool. (11-7-94)

903. CALCULATION OF PAYOFFS AND DISTRIBUTION OF POOLS.

01. Pari-Mutuel Wagering Pools Shall Be Separately and Independently Calculated and Distributed. All permitted pari-mutuel wagering pools shall be separately and independently calculated and distributed. Takeout shall be deducted from each gross pool as stipulated by law. The remainder of the monies in the pool shall constitute the net pool for distribution as payoff on winning wagers. (11-7-94)

02. Profit per Dollar. For each wagering pool, the amount wagered on the winning betting interest or betting combinations is deducted from the net pool to determine the profit; the profit is then divided by the amount wagered on the winning betting interest or combinations, such quotient being the profit per dollar. (11-7-94)

03. Single Commission Pools. With written approval from the Commission, either the standard or net price calculation procedure may be used to calculate single commission pools, while the net price calculation procedure must be used to calculate multi-commission pools. (11-7-94)

- a. Standard Price Calculation Procedure (11-7-94)

TABLE - SINGLE PRICE POOL (WIN POOL)

gross pool	=	sum of wagers on all betting interest-refunds
takeout	=	gross pool x percent takeout
net pool	=	gross pool - takeout
profit	=	net pool - gross amount bet on winner
profit per dollar	=	profit / gross amount bet on winner
\$1 unbroken price	=	profit per dollar + \$1
\$1 broken price	=	\$1 unbroken price rounded down to the break point
total payout	=	\$1 broken price x gross amount bet on winner
total breakage	=	net pool - total payout

PROFIT SPLIT (PLACE POOL)

Profit is net pool less gross amount bet on all place finishers. Finishers split profit one-half (1/2) and one-half (1/2) (place profit), then divide by gross amount bet on each place finisher for two (2) unique prices.

PROFIT SPLIT (SHOW POOL)

Profit is net pool less gross amount bet on all show finishers. Finishers split profit one-third (1/3) and one-third (1/3)

and one-third (1/3) (show profit), then divide by gross amount bet on each show finisher for three (3) unique prices. (11-7-94)

- b. Net Price Calculation Procedure. (11-7-94)

TABLE - SINGLE PRICE POOL (WIN POOL)

gross pool	=	sum of wagers on all betting interest-refunds
takeout	=	gross pool x percent takeout
#for each source:		
net pool	=	gross pool - takeout
net bet on winner	=	gross amount bet on winner x (1 - percent takeout)
total net pool	=	sum of all sources net pools
total net bet on winner	=	sum of all sources net bet on winner
total profit	=	total net pool - total net bet on winner
profit per dollar	=	total profit / total net bet on winner
\$1 unbroken base price	=	profit per dollar + \$1
#for each source:		
\$1 unbroken price	=	\$1 unbroken base price x (1 - percent takeout)
\$1 broken price	=	\$1 unbroken price rounded down to the break point
total payout	=	\$1 broken price x gross amount bet on winner
total breakage	=	net pool - total payout

PROFIT SPLIT (PLACE POOL)

Total profit is the total net pool less the total net amount bet on all place finishers.

Finishers split total profit one-half (1/2) and one-half (1/2) (place profit), then divide by total net amount bet on each place finisher for two (2) unique unbroken base prices.

PROFIT SPLIT (SHOW POOL)

Total profit is the total net pool less the total net amount bet on all show finishers.

Finishers split total profit one-third (1/3) and one-third (1/3) and one-third (1/3) (show profit), then divide by total net amount bet on each show finisher for three (3) unique unbroken base prices. (11-7-94)

- c. If a profit split results in only one (1) covered winning betting interest or combinations it shall be calculated the same as a single price pool. (11-7-94)

- d. Minimum payoffs and the method used for calculating breakage shall be established by the Commission. (11-7-94)

- e. The individual pools outlined in these rules may be given alternative names by each association, provided prior approval is obtained from the Commission. (11-7-94)

- f. In the event a minus pool occurs in either the Win, Place or Show pool, the expense of said minus

pool shall be born by the Association and the State shall receive intact its share of the remaining pools. (11-7-94)

904. WIN POOLS.

01. Win Pools. The amount wagered on the betting interest which finishes first is deducted from the net pool, the balance remaining being the profit; the profit is divided by the amount wagered on the betting interest finishing first, such quotient being the profit per dollar wagered to Win on that betting interest. (11-7-94)

02. Net Win Pool. The net Win pool shall be distributed as a single price pool to winning wagers in the following precedence, based upon the official order of finish: (11-7-94)

- a.** To those whose selection finished first; but if there are no such wagers, then; (11-7-94)
- b.** To those whose selection finished second; but if there are no such wagers, then; (11-7-94)
- c.** To those whose selection finished third; but if there are no such wagers, then; (11-7-94)
- d.** The entire pool shall be refunded on Win wagers for that contest. (11-7-94)

03. Dead Heat for First. If there is a dead heat for first involving: (11-7-94)

- a.** Contestants representing the same betting interest, the Win pool shall be distributed as if no dead heat occurred. (11-7-94)
- b.** Contestants representing two (2) or more betting interests, the Win pool shall be distributed as a profit split. (11-7-94)

TABLE 1 -- WIN POOL

(Standard Price Calculation)	
Sum of Wagers on All Betting Interest	= \$194,230.00
Refunds	= \$1,317.00
Gross Pool:	
Sum of Wagers on All Betting Interest - Refunds	= \$192,913.00
Percent Takeout	= 18%
Takeout:	
Gross Pool x Percent Takeout	= \$34,724.34
Net Pool:	
Gross Pool - Takeout	= \$158,188.66
Gross Amount Bet on Winner	= \$23,872.00
Profit:	
Net Pool - Gross Amount Be on Winner	= \$134,316.66
Profit Per Dollar:	
Profit / Gross Amount Bet on Winner	= \$5.6265357
\$1 Unbroken Price:	
Profit Per Dollar + \$1	= \$6.6265357

(11-7-94)

905. PLACE POOLS.

01. Place Pools. The amounts wagered to Place on the first two (2) betting interests to finish are deducted from the net pool, the balance remaining being the profit; the profit is divided into two equal portions, one being assigned to each winning betting interest and divided by the amount wagered to Place on that betting interest, the resulting quotient is the profit per dollar wagered to Place on that betting interest. (11-7-94)

02. Net Place Pool. The net Place pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish: (11-7-94)

a. If contestants of a coupled entry or mutuel field finished in the first two (2) places, as a single price pool to those who selected the coupled entry or mutuel field; otherwise (11-7-94)

b. As a profit split to those whose selection is included within the first two (2) finishers; but if there are no such wagers on one of those two (2) finishers, then; (11-7-94)

c. As a single price pool to those who selected the one covered betting interest included within the first two (2) finishers; but if there are no such wagers, then; (11-7-94)

d. As a single price pool to those who selected the third-place finisher; but if there are no such wagers, then; (11-7-94)

e. The entire pool shall be refunded on Place wagers for that contest. (11-7-94)

03. Dead Heat for First. If there is a dead heat for first involving: (11-7-94)

a. Contestants representing the same betting interest, the Place pool shall be distributed as a single price pool. (11-7-94)

b. Contestants representing two (2) or more betting interest, the Place pool shall be distributed as a profit split. (11-7-94)

04. Dead Heat for Second. If there is a dead heat for second involving: (11-7-94)

a. Contestants representing the same betting interest, the Place pool shall be distributed as if no dead heat occurred. (11-7-94)

b. Contestants representing two (2) or more betting interests, the Place pool is divided with one-half (1/2) of the profit distributed to Place wagers on the betting interest finishing first and the remainder is distributed equally amongst Place wagers on those betting interests involved in the dead heat for second. (11-7-94)

TABLE 2 -- PLACE POOL

(Standard Price Calculation)	
Sum of Wagers on All Betting Interests	= \$194,230.00
Refunds	= \$1,317.00
Gross Pool:	
Sum of Wagers on All Betting Interests - Refunds	= \$192,913.00
Percent Takeout	= 18%
Takeout:	
Gross Pool x Percent Takeout	= \$34,724.34

Net Pool:	
Gross Pool - Takeout	= \$158,188.66
Gross Amount Bet on 1st place finisher	= \$23,872.00
Gross Amount Bet on 2nd place finisher	= \$12,500.00
Profit:	
Net Pool-Gross Amount Bet on 1st place finisher - Gross Amount Bet on 2nd place finisher	= \$121,816.66
Place Profit:	
Profit / 2	= \$60,908.33
Profit Per Dollar for 1st place:	
Place Profit / Gross Amount Bet on 1st place finisher	= \$2.5514548
\$1 Unbroken Price for 1st place:	
Profit Per Dollar for 1st place + \$1	= \$3.5514548
Profit Per Dollar for 2nd place:	
Place Profit / Gross Amount Bet on 2nd place finisher	= \$4.8726664
\$1 Unbroken Price for 2nd place:	
Profit Per Dollar for 2nd place + \$1	\$5.8726664

(11-7-94)

906. SHOW POOLS.

01. Show Pools. The amounts wagered to Show on the first three (3) betting interests to finish are deducted from the net pool, the balance remaining being the profit; the profit is divided into three (3) equal portions, one (1) being assigned to each winning betting interest and divided by the amount wagered to Show on that betting interest, the resulting quotient being the profit per dollar wagered to Show on that betting interest. (11-7-94)

02. Net Show Pool Distribution. The net Show pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish: (11-7-94)

a. If contestants of a coupled entry or mutuel field finished in the first three (3) places, as a single price pool to those who selected the couple entry or mutuel field, otherwise; (11-7-94)

b. If contestants of a coupled entry or mutuel field finished as two (2) of the first three (3) finishers, the profit is divided with two-thirds (2/3) distributed to those who selected the coupled entry or mutuel field and one-third (1/3) distributed to those who selected the other betting interest included within the first three (3) finishers, otherwise; (11-7-94)

c. As a profit split to those whose selection is included within the first three (3) finishers; but if there are no such wagers on one (1) of those three (3) finishers, then; (11-7-94)

d. As a profit split to those who selected one (1) of the two (2) covered betting interests included within the first three (3) finishers; but if there are no such wagers on two (2) of those three (3) finishers, then; (11-7-94)

e. As a single price pool to those who selected the one covered betting interest included within the first three (3) finishers; but if there are no such wagers, then; (11-7-94)

- f.** As a single price pool to those who selected the fourth-place finisher; but if there are no such wagers, then; (11-7-94)
- g.** The entire pool shall be refunded on Show wagers for that contest. (11-7-94)
- 03. Dead Heat for First.** If there is a dead heat for first involving: (11-7-94)
 - a.** Two (2) contestants representing the same betting interest, the profit is divided with two-thirds (2/3) distributed to those who selected the first-place finishers and one-third (1/3) distributed to those who selected the betting interest finishing third. (11-7-94)
 - b.** Three (3) contestants representing a single betting interest, the Show pool shall be distributed as a single price pool. (11-7-94)
 - c.** Contestants representing two (2) or more betting interests, the Show pool shall be distributed as a profit split. (11-7-94)
- 04. Dead Heat for Second.** If there is a dead heat for second involving: (11-7-94)
 - a.** Contestants representing the same betting interest, the profit is divided with one-third (1/3) distributed to those who selected the betting interest finishing first and two-thirds (2/3) distributed to those who selected the second-place finishers. (11-7-94)
 - b.** Contestants representing two betting interests, the Show pool shall be distributed as a profit split. (11-7-94)
 - c.** Contestants representing three (3) betting interests, the Show pool is divided with one-third (1/3) of the profit distributed to Show wagers on the betting interest finishing first and the remainder is distributed equally amongst Show wagers on those betting interests involved in the dead heat for second. (11-7-94)
- 05. Dead Heat for Third.** If there is a dead heat for third involving: (11-7-94)
 - a.** Contestants representing the same betting interest, the Show pool shall be distributed as if no dead heat occurred. (11-7-94)
 - b.** Contestants representing two (2) or more betting interests, the Show pool is divided with two-thirds (2/3) of the profit distributed to Show wagers on the betting interests finishing first and second and the remainder is distributed equally amongst Show wagers on those betting interests involved in the dead heat for third. (11-7-94)

TABLE 3 -- SHOW POOL

(Standard Price Calculation)	
Sum of Wagers on All Betting Interests	= \$194,230.00
Refunds	\$1,317.00
Gross Pool:	
Sum of Wagers on All Betting Interests - Refunds	= \$192,913.00
Percent Takeout	= 18%
Takeout:	
Gross Pool x Percent Takeout	= \$34,724.34
Net Pool:	
Gross Pool - Takeout	= \$158,188.66

Gross Amount Bet on 1st place finisher	=	\$23,872.00
Gross Amount Bet on 2nd place finisher	=	\$12,500.00
Gross Amount Bet on 3rd place finisher	=	\$4,408.00
Profit:		
Net Pool - Gross Amount Bet on 1st place finisher		
- Gross Amount Bet on 2nd place finisher		
- Gross Amount Bet on 3rd place finisher	=	\$117,408.66
Show Profit:		
	Profit / 3	= \$39,136.22
Profit Per Dollar for 1st place:		
Show Profit / Gross Amount Bet on 1st place finisher	=	\$1.6394194
\$1 Unbroken Price for 1st place:		
Profit Per Dollar for 1st place + \$1	=	\$2.6394194
Profit Per Dollar for 2nd place:		
Show Profit / Gross Amount Bet on 2nd place finisher	=	\$3.1308976
\$1 Unbroken Price for 2nd place:		
Profit Per Dollar for 2nd place + \$1	=	\$4.1308976
Profit Per Dollar for 3rd place:		
Show Profit / Gross Amount Bet on 3rd place finisher	=	\$8.8784528
\$1 Unbroken Price for 3rd place:		
Profit Per Dollar for 3rd place + \$1	=	\$9.8784528

TABLE 4 -- SHOW POOL

Single Takeout Rate & Single Betting Source	
(Net Price Calculation)	
Sum of Wagers on All Betting Interests	= \$194,230.00
Refunds	= \$1,317.00
Gross Pool:	
Sum of Wagers on All Betting Interests - Refunds	= \$192,913.00
Percent Takeout	= 18%
Takeout:	
Gross Pool x Percent Takeout	= \$34,724.34
Total Net Pool:	
Gross Pool - Takeout	= \$158,188.66
Gross Amount Bet on 1st place finisher	= \$23,872.00
Net Amount Bet on 1st place finisher	= \$19,575.04

Gross Amount Bet on 2nd place finisher	=	\$12,500.00
Net Amount Bet on 2nd place finisher	=	\$10,250.00
Gross Amount Bet on 3rd place finisher	=	\$4,408.00
Net Amount bet on 3rd place finisher	=	\$3,614.56
Total Net Bet on Winners:		
Net Amount Bet on 1st place finisher + Net Amount Bet on 2nd place finisher + Net Amount Bet on 3rd place finisher	=	\$33,439.60
Total Profit:		
Total Net Pool - Total Net Bet on Winners	=	\$124,749.06
Show Profit:		
Total Profit / 3	=	\$41,583.02
Profit Per Dollar for 1st place:		
Show Profit / Net Amount Bet on 1st place finisher	=	\$2.1242879
\$1 Unbroken Base Price for 1st place:		
Profit Per Dollar for 1st place + \$1	=	\$3.1242879
\$1 Unbroken Price for 1st place:		
\$1 Unbroken Base Price for 1st place x (1 - percent takeout)	=	\$2.5619161
Profit Per Dollar for 2nd place: Show Profit / Net Amount Bet on 2nd place finisher	=	\$4.0568800
\$1 Unbroken Base Price for 2nd place:		
Profit Per Dollar for 2nd place + \$1	=	\$5.0568800
\$1 Unbroken Price for 2nd place:		
\$1 Unbroken Base Price for 2nd place x (1 - percent takeout)	=	\$4.1466416
Profit Per Dollar for 3rd place:		
Show Profit / Net Amount Bet on 3rd place finisher	=	\$11.504310
\$1 Unbroken Base Price for 3rd place:		
Profit Per Dollar for 3rd place + \$1	=	\$12.504310
\$1 Unbroken Price for 3rd place:		
\$1 Unbroken Base Price for 3rd place x (1 - percent takeout)	=	\$10.253534

(11-7-94)

907. DOUBLE POOLS.

01. Double Pools. Only one (1) Daily Double will be permitted during a single racing day, unless approval is obtained from the Racing Commission. (11-7-94)

02. First Place Finisher. The Double requires selection of the first-place finisher in each of two (2) specified contests. (11-7-94)

03. Winning Distribution. The net Double pool shall be distributed to winning wagers in the

following precedence, based upon the official order of finish: (11-7-94)

a. As a single price pool to those whose selection finished first in each of the two (2) contests; but if there are no such wagers, then; (11-7-94)

b. As a profit split to those who selected the first-place finisher in either contest; but if there are no such wagers, then; (11-7-94)

c. As a single price pool to those who selected the one covered first-place finisher in either contest; but if there are no such wagers, then; (11-7-94)

d. As a single price pool to those whose selection finished second in each of the two (2) contests; but if there are no such wagers, then; (11-7-94)

e. The entire pool shall be refunded on Double wagers for those contests. (11-7-94)

04. Dead Heat for First. If there is a dead heat for first in either of the two (2) contests involving: (11-7-94)

a. Contestants representing the same betting interest, the Double pool shall be distributed as if no dead heat occurred. (11-7-94)

b. Contestants representing two (2) or more betting interests, the Double pool shall be distributed as a profit split if there is more than one covered winning combination. (11-7-94)

05. Scratched Interest -- First-Half. Should a betting interest in the first-half of the Double be scratched prior to the first Double contest being declared official, all money wagered on combinations including the scratched betting interest shall be deducted from the Double pool and refunded. (11-7-94)

06. Scratched Interest -- Second-Half. Should a betting interest in the second-half of the Double be scratched prior to the close of wagering on the first Double contest, all money wagered on combinations including the scratched betting interest shall be deducted from the Double pool and refunded. (11-7-94)

07. Consolation Payoff. Should a betting interest in the second-half of the Double be scratched after the close of wagering on the first Double contest, all wagers combining the winner of the first contest with the scratched betting interest in the second contest shall be allocated a consolation payoff. In calculating the consolation payoff the net Double pool shall be divided by the total amount wagered on the winner of the first contest and an unbroken consolation price obtained. The broken consolation price is multiplied by the dollar value of wagers on the winner of the first contest combined with the scratched betting interest to obtain the consolation payoff. Breakage is not utilized in this calculation. The consolation payoff is deducted from the net Double pool before calculation and distribution of the winning Double payoff. Dead heats including separate betting interests in the first contest shall result in a consolation payoff calculated as a profit split. (11-7-94)

08. Cancelled or "No Contest." If either of the Double contests are cancelled prior to the first Double contest, or the first Double contest is declared "no contest," the entire Double pool shall be refunded on Double wagers for those contests. (11-7-94)

09. Second Double Cancelled or "No Contest." If the second Double contest is cancelled or declared "no contest" after the conclusion of the first Double contest, the net Double pool shall be distributed as a single price pool to wagers selecting the winner of the first Double contest. In the event of a dead heat involving separate betting interests, the net Double pool shall be distributed as a profit split. (11-7-94)

10. Payoff Posting. Before the running of the last half of the Daily Double pool there shall be posted in a prominent place, easily visible from the grandstand, club house and bleachers, the payoff of each combination coupled with the winner of the first half of the Daily Double. (11-7-94)

11. Third Heat Announcement. In case of a head heat for winner in the first half of the Daily Double,

the payoff of the Daily Double need not be posted until after the running of the second half of the Daily Double. However, announcement of this fact must be made over the loud speaker and notice to this effect be posted on the board at conclusion of the first half of the Daily Double. (11-7-94)

12. Close of Sale. Sale of Daily Double tickets shall close not later than “off-time” of the first race of the Daily Double. (11-7-94)

13. Daily Double Not a Parlay. The Daily Double Pool is not a parlay and is not connected with the WIN, PLACE, SHOW or other pools in any manner whatsoever. (11-7-94)

TABLE 5 -- DOUBLE POOL

(Standard Price Calculation)	
Sum of Wagers on All Betting Interests	= \$194,230.00
Refunds	= \$1,317.00
Gross Pool:	
Sum of Wagers on All Betting Interests - Refunds	= \$192,913.00
Percent Takeout	= 18%
Takeout:	
Gross Pool x Percent Takeout	= \$34,724.34
Net Pool:	
Gross Pool - Takeout	= \$158,188.66
Gross Amount Bet on Winning Combination	= \$23,872.00
Profit:	
Net Pool - Gross Amount Bet on Winning Combination	= \$134,316.66
Profit Per Dollar:	
Profit / Gross Amount Bet on Winning Combination	= \$5.6265357
\$1 Unbroken Price:	
Profit Per Dollar + \$1	= \$6.6265357

TABLE 6 -- DOUBLE POOL

Consolation Pricing	
Sum of Wagers on All Betting Interests	= \$194,230.00
Refunds	= \$1,317.00
Gross Pool:	
Sum of Wagers on All Betting Interests - Refunds	= \$192,913.00
Percent Takeout	= 18%
Takeout:	
Gross Pool x Percent Takeout	= \$34,724.34
Net Pool:	

Gross Pool - Takeout	=	\$158,188.66
Consolation Pool:		
Sum Total Amount Bet on winner of the first contest with all second contest betting interests	=	\$43,321.00
\$1 Consolation Unbroken Consolation Price:		
Net Pool / Consolation Pool	=	\$3.6515468
\$1 Consolation Broken Price:		
Amount Bet on winner of the first contest with scratched betting interests:	=	\$1,234.00
Consolation Liability:		
\$1 Consolation Broken Price x (Amount Bet on the winner of the first contest with scratched betting interests)	=	\$4,504.10
Adjusted Net Pool:		
Net Pool - Consolation Liability	=	\$153,684.56
Gross Amount Bet on the Winning Combination	=	\$23,872.00
Profit:		
Adjusted Net Pool - Gross Amount Bet on the Winning Combination	=	\$129,812.56
Profit Per Dollar:		
Profit / Gross Amount Bet on the Winning Combination	=	\$5.4378586
Unbroken Price:		
Profit Per Dollar + \$1	=	\$6.4378586

(11-7-94)

908. PICK THREE POOLS.

01. Pick Three Pools. The Pick Three requires selection of the first-place finisher in each of three (3) specified contests. (11-7-94)

02. Distribution. The net Pick Three pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish: (11-7-94)

a. As a single price pool to those whose selection finished first in each of the three (3) contests; but if there are no such wagers, then; (11-7-94)

b. As a single price pool to those who selected the first-place finisher in any two (2) of the three (3) contests; but if there are no such wagers, then; (11-7-94)

c. As a single price pool to those who selected the first-place finisher in any one (1) of the three (3) contests; but if there are no such wagers, then; (11-7-94)

d. The entire pool shall be refunded on Pick Three wagers for those contests. (11-7-94)

03. Dead Heat. If there is a dead heat for first in any of the three contests involving: (11-7-94)

a. Contestants representing the same betting interest, the Pick Three pool shall be distributed as if no dead heat occurred. (11-7-94)

b. Contestants representing two (2) or more betting interests, the Pick Three pool shall be distributed as a single price pool with each winning wager receiving an equal share of the profit. (11-7-94)

04. Substitution of a Scratch. Should a betting interest in any of the three (3) Pick Three (3) contests be scratched, the actual favorite, as evidenced by total amounts wagered in the Win pool at the close of wagering on that contest, shall be substituted for the scratched betting interest for all purposes, including pool calculations. In the event the Win pool total for two or more favorites is identical, the substitute selection shall be the betting interest with the lowest program number. The totalisator shall produce reports showing each of the wagering combinations with substituted betting interests which became winners as a result of the substitution, in addition to the normal winning combination. (11-7-94)

05. All Three Cancelled. If all three (3) Pick Three contests are cancelled or declared "no contest," the entire pool shall be refunded on Pick Three wagers for those contests. (11-7-94)

06. One or Two Canceled. If one (1) or two (2) of the Pick Three (3) contests are cancelled or declared "no contest," the Pick Three (3) pool will remain valid and shall be distributed in accordance with Subsection 908.02 of this rule. (11-7-94)

909. PICK (N) POOLS.

01. Pick (n) Pools. The Pick (n) requires selection of the first-place finisher in each of a designated number of contests. The association must obtain written approval from the Commission concerning the scheduling of Pick (n) contests, the designation of one of the methods prescribed in Subsection 909.02, and the amount of any cap to be set on the carryover. Any changes to the approved Pick (n) format require prior approval from the Commission. (11-7-94)

02. Apportioning the Pool. The Pick (n) pool shall be apportioned under one of the following methods: (11-7-94)

a. Method 1; Pick (n) with Carryover: The net Pick (n) pool and carryover, if any, shall be distributed as a single price pool to those who selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. If there are no such wagers, then a designated percentage of the net pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests; and the remainder shall be added to the carryover. (11-7-94)

b. Method 2; Pick (n) with Minor Pool and Carryover: The major share of the net Pick (n) pool and the carryover, if any, shall be distributed to those who selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. The minor share of the net Pick (n) pool shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first- place finisher of all Pick (n) contests, the minor share of the net Pick (n) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests; and the major share shall be added to the carryover. (11-7-94)

c. Method 3; Pick (n) with No Minor Pool and No Carryover: The net Pick (n) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests, based upon the official order of finish. If there are no winning wagers, the pool is refunded. (11-7-94)

d. Method 4; Pick (n) with Minor Pool and No Carryover: The major share of the net Pick (n) pool shall be distributed to those who selected the first place finisher in the greatest number of Pick (n) contests, based upon the official order of finish. The minor share of the net Pick (n) pool shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher in a second greatest number of Pick (n) contests, the minor share of the net Pick (n) pool shall be combined with the major share for distribution as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests. If the greatest number of first-place finishers

selected is one (1), the major and minor shares are combined for distribution as a single price pool. If there are no winning wagers, the pool is refunded. (11-7-94)

e. Method 5; Pick (n) with Minor Pool and No Carryover: The major share of net Pick (n) pool shall be distributed to those who selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. The minor share of the net Pick (n) pool shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher in all Pick (n) contests, the entire net Pick (n) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests. If there are no wagers selecting the first-place finisher in a second greatest number of Pick (n) contests, the minor share of the net Pick (n) pool shall be combined with the major share for distribution as a single price pool to those who selected the first-place finisher in each of the Pick (n) contests. If there are no winning wagers, the pool is refunded. (11-7-94)

03. Dead Heat. If there is a dead heat for first in any of the Pick (n) contests involving: (11-7-94)

a. Contestants representing the same betting interest, the Pick (n) pool shall be distributed as if no dead heat occurred. (11-7-94)

b. Contestants representing two (2) or more betting interests, the Pick (n) pool shall be distributed as a single price pool with each winning wager receiving an equal share of the profit. (11-7-94)

04. Scratched Entry. Should a betting interest in any of the Pick (n) contests be scratched, the actual favorite, as evidenced by total amounts wagered in the Win pool at the close of wagering on that contest, shall be substituted for the scratched betting interest for all purposes, including pool calculations. In the event that the Win pool total for two (2) or more favorites is identical, the substitute selection shall be the betting interest with the lowest program number. The totalisator shall produce reports showing each of the wagering combinations with substituted betting interests which became winners as a result of the substitution, in addition to the normal winning combination. (11-7-94)

05. Refunds from Cancellation. The Pick (n) pool shall be cancelled and all Pick (n) wagers for the individual performance shall be refunded if: (11-7-94)

a. At least two (2) contests included as part of a Pick 3 are cancelled or declared "no contest." (11-7-94)

b. At least three (3) contests included as part of a Pick 4, Pick 5 or Pick 6 are cancelled or declared "no contest." (11-7-94)

c. At least four (4) contests included as part of a Pick 7, Pick 8 or Pick 9 are cancelled or declared "no contest." (11-7-94)

d. At least five (5) contests included as part of a Pick 10 are cancelled or declared "no contest." (11-7-94)

06. Net Pool Distribution. If at least one (1) contest included as part of a Pick (n) is cancelled or declared "no contest," but not more than the number specified in Subsection 909.05 of this rule, the net pool shall be distributed as a single price pool to those whose selection finished first in the greatest number of Pick (n) contests for that performance. Such distribution shall include the portion ordinarily retained for the Pick (n) carryover but not the carryover from previous performances. (11-7-94)

07. Capped Carryover. The Pick (n) carryover may be capped at a designed level approved by the Commission so that if, at the close of any performance, the amount in the Pick (n) carryover equals or exceeds the designated cap, the Pick (n) carryover will be frozen until it is won or distributed under other provisions of this rule. After the Pick (n) carryover is frozen, one hundred (100%) percent of the net pool, part of which ordinarily would be added to the Pick (n) carryover, shall be distributed to those whose selection finished first in the greatest number of Pick (n) contests for that performance. (11-7-94)

08. Carryover Requested. A written request for permission to distribute the Pick (n) carryover on a specific performance may be submitted to the Commission. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution. (11-7-94)

09. Single Price Distribution. Should the Pick (n) carryover be designated for distribution on a specified date and performance in which there are no wagers selecting the first-place finisher in each of the Pick (n) contests, the entire pool shall be distributed as a single price pool to those whose selection finished first in the greatest number of Pick (n) contests. The Pick (n) carryover shall be designated for distribution on a specified date and performance only under the following circumstances: (11-7-94)

- a. Upon written approval from the Commission as provided in Subsection 909.08 of this rule. (11-7-94)
- b. Upon written approval from the Commission when there is a change in the carryover cap, a change from one (1) type of Pick (n) wagering to another or when the Pick (n) is discontinued. (11-7-94)
- c. On the closing performance of the meet or split meet. (11-7-94)

10. Carryover Deposit. If, for any reason, the Pick (n) carryover must be held over to the corresponding Pick (n) pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Pick (n) carryover plus accrued interest shall then be added to the net Pick (n) pool of the following meet on a date and performance so designated by the Commission. (11-7-94)

11. Contribution to Pool. With the written approval of the Commission, the association may contribute to the Pick (n) carryover a sum of money up to the amount of any designated cap. (11-7-94)

12. Prohibited Information. Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of live tickets remaining is strictly prohibited. This shall not prohibit necessary communication between totalisator and pari-mutuel department employees for processing of pool data. (11-7-94)

13. Suspension of Wagering. The association may suspend previously-approved Pick (n) wagering with the prior approval of the Commission. Any carryover shall be held until the suspended Pick (n) wagering is reinstated. An association may request approval of a Pick (n) wager or separate wagering pool for specific performances. (11-7-94)

TABLE 7: PICK 7 POOL

Multiple Takeout Rates and Multiple Betting Sources

	Percent Takeout	Gross Pool Bet On	Gross Amount - Win	Net Pool Bet On	Net Amount - Win
Source 1:	16%	\$190,000	\$44	\$159,600	\$36.96
Source 2:	18.5%	\$10,000	\$18	\$8,150	\$14.67
Source 3:	21%	\$525,730	\$124	\$415,326.70	\$97.96
TOTALS:		\$725,730	\$186	\$583,076.70	\$149.59

(Net Price Calculation)	
Total Profit:	
Total Net Pool - Total Net Bet on the Winning Combination	= \$582,927.11

Profit Per Dollar:		
Total Profit / Total Net Bet on the Winning Combination	=	\$3,896.8321
\$1 Unbroken Base Price:		
Profit Per Dollar + \$1	=	\$3,897.8321
\$1 Unbroken Price for Source 1:		
\$1 Unbroken Base Price x (1 - Percent Takeout)	=	\$3,274.1789
\$1 Unbroken Price for Source 2:		
\$1 Unbroken Base Price x (1 - Percent Takeout)	=	\$3,176.7331
\$1 Unbroken Price for Source 3:		
\$1 Unbroken Base Price x (1 - Percent Takeout)	=	\$3,079.2873

(11-7-94)

910. QUINELLA POOLS.

01. Quinella Pools. The Quinella requires selection of the first two finishers, irrespective of order, for a single contest. (11-7-94)

02. Distribution. The net Quinella pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish: (11-7-94)

a. If contestants of a coupled entry or mutuel field finish as the first two (2) finishers, as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish, otherwise; (11-7-94)

b. As a single price pool to those whose combination finished as the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)

c. As a profit split to those whose combination included either the first-or second-place finisher; but if there are no such wagers on one of those two (2) finishers, then; (11-7-94)

d. As a single price pool to those whose combination included the one (1) covered betting interest included within the first two (2) finishers; but if there are no such wagers, then; (11-7-94)

e. The entire pool shall be refunded on Quinella wagers for that contest. (11-7-94)

03. Dead Heat -- First Place. If there is a dead heat for first involving: (11-7-94)

a. Contestants representing the same betting interest, the Quinella pool shall be distributed to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish. (11-7-94)

b. Contestants representing two (2) betting interests, the Quinella pool shall be distributed as if no dead heat occurred. (11-7-94)

c. Contestants representing three (3) or more betting interests, the Quinella pool shall be distributed as a profit split. (11-7-94)

04. Dead Heat -- Second Place. If there is a dead heat for second involving contestants representing the same betting interest, the Quinella pool shall be distributed as if no dead heat occurred. (11-7-94)

05. Dead Heat -- Two or More Interests. If there is a dead heat for second involving contestants representing two (2) or more betting interests, the Quinella pool shall be distributed to wagers in the following precedence, based upon the official order of finish: (11-7-94)

a. As a profit split to those combining the winner with any of the betting interests involved in the dead heat for second; but if there is only one covered combination, then; (11-7-94)

b. As a single price pool to those combining the winner with the one covered betting interest involved in the dead heat for second; but if there are no such wagers, then; (11-7-94)

c. As a profit split to those combining the betting interests involved in the dead heat for second; but if there are no such wagers, then; (11-7-94)

d. As a profit split to those whose combination included the winner and any other betting interest and wagers selecting any of the betting interests involved in the dead heat for second; but if there are no such wagers, then; (11-7-94)

e. The entire pool shall be refunded on Quinella wagers for that contest. (11-7-94)

911. QUINELLA DOUBLE POOLS.

01. Quinella Double Pools. The Quinella Double requires selection of the first two (2) finishers, irrespective of order, in each of two (2) specified contests. (11-7-94)

02. Distribution. The net Quinella Double pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish: (11-7-94)

a. If a coupled entry or mutuel field finishes as the first two (2) contestants in either contest, as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish for that contest, as well as the first two (2) finishers in the alternate Quinella Double contest, otherwise; (11-7-94)

b. As a single price pool to those who selected the first two (2) finishers in each of the two (2) Quinella Double contests; but if there are no such wagers, then; (11-7-94)

c. As a profit split to those who selected the first two (2) finishers in either of the two (2) Quinella Double contests; but if there are no such wagers on one of those contests, then; (11-7-94)

d. As a single price pool to those who selected the first two (2) finishers in the one covered Quinella Double contest; but if there were no such wagers, then; (11-7-94)

e. The entire pool shall be refunded on Quinella Double wagers for those contests. (11-7-94)

03. Dead Heat - First Place. If there is a dead heat for first in either of the two (2) Quinella Double contests involving: (11-7-94)

a. Contestants representing the same betting interest, the Quinella Double pool shall be distributed to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish for that contest. (11-7-94)

b. Contestants representing two (2) betting interests, the Quinella Double pool shall be distributed as if no dead heat occurred. (11-7-94)

c. Contestants representing three (3) or more betting interests, the Quinella Double pool shall be distributed as a profit split. (11-7-94)

04. Dead Heat -- Second Place. If there is a dead heat for second in either of the Quinella Double

contests involving contestants representing the same betting interest, the Quinella Double pool shall be distributed as if no dead heat occurred. (11-7-94)

05. Dead Heat -- Second Place Two or More Interests. If there is a dead heat for second in either of the Quinella Double contests involving contestants representing two (2) or more betting interests, the Quinella Double pool shall be distributed as a profit split. (11-7-94)

06. Betting Interest Deducted -- First Half. Should a betting interest in the first-half of the Quinella Double be scratched prior to the first Quinella Double contest being declared official, all money wagered on combinations including the scratched betting interest shall be deducted from the Quinella Double pool and refunded. (11-7-94)

07. Betting Interest Deducted -- Second Half. Should a betting interest in the second-half of the Quinella Double be scratched prior to the close of wagering on the first Quinella Double contest, all money wagered on combinations including the scratched betting interest shall be deducted from the Quinella Double pool and refunded. (11-7-94)

08. Consolation Payoff. Should a betting interest in the second-half of the Quinella Double be scratched after the close of wagering on the first Quinella Double contest, all wagers combining the winning combination in the first contest with a combination including the scratched betting interest in the second contest shall be allocated a consolation payoff. In calculating the consolation payoff the net Quinella Double pool shall be divided by the total amount wagered on the winning combination in the first contest and an unbroken consolation price obtained. The unbroken consolation price is multiplied by the dollar value of wagers on the winning combination in the first contest combined with a combination including the scratched betting interest in the second contest to obtain the consolation payoff. Breakage is not utilized in this calculation. The consolation payoff is deducted from the net Quinella Double pool before calculation and distribution of the winning Quinella Double payoff. In the event of a dead heat involving separate betting interests, the net Quinella Double pool shall be distributed as a profit split. (11-7-94)

09. Refunded Quinella. If either of the Quinella Double contests is cancelled prior to the first Quinella Double contest, or the first Quinella Double contest is declared "no contest," the entire Quinella Double pool shall be refunded on Quinella Double wagers for those contests. (11-7-94)

10. Second Double Contest Cancelled. If the second Quinella Double contest is cancelled or declared "no contest" after the conclusion of the first Quinella Double contest, the net Quinella Double pool shall be distributed as a single price pool to wagers selecting the winning combination in the first Quinella Double contest. If there are no wagers selecting the winning combination in the first Quinella Double contest, the entire Quinella Double pool shall be refunded on Quinella Double wagers for those contests. (11-7-94)

912. EXACTA POOLS.

01. Exacta Pools. The Exacta requires selection of the first two (2) finishers, in their exact order, for a single contest. (11-7-94)

02. Distribution. The net Exacta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish: (11-7-94)

a. If contestants of a coupled entry or mutuel field finish as the first two (2) finishers, as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish, otherwise; (11-7-94)

b. As a single price pool to those whose combination finished in correct sequence as the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)

c. As a profit split to those whose combination included either the first-place betting interest to finish first or the second-place betting interest to finish second; but if there are no such wagers on one of those two (2) finishers, then; (11-7-94)

d. As a single price pool to those whose combination included the one covered betting interest to finish first or second in the correct sequence; but if there are no such wagers, then; (11-7-94)

e. The entire pool shall be refunded on Exacta wagers for that contest. (11-7-94)

03. Dead Heat for First. If there is a dead heat for first involving: (11-7-94)

a. Contestants representing the same betting interest, the Exacta pool shall be distributed as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish. (11-7-94)

b. Contestants representing two (2) or more betting interests, the Exacta pool shall be distributed as a profit split. (11-7-94)

04. Dead Heat for Second. If there is a dead heat for second involving contestants representing the same betting interest, the Exacta pool shall be distributed as if no dead heat occurred. (11-7-94)

05. Dead Heat for Second -- Two or More Betting Interests. If there is a dead heat for second involving contestants representing two (2) or more betting interests, the Exacta pool shall be distributed to ticket holders in the following precedence, based upon the official order of finish: (11-7-94)

a. As a profit split to those combining the first-place betting interest with any of the betting interests involved in the dead heat for second; but if there is only one (1) covered combination, then; (11-7-94)

b. As a single price pool to those combining the first-place betting interest with the one (1) covered betting interest involved in the dead heat for second; but if there are no such wagers, then; (11-7-94)

c. As a profit split to those wagers correctly selecting the winner for first-place and those wagers selecting any of the dead-heated betting interests for second-place; but if there are no such wagers, then; (11-7-94)

d. The entire pool shall be refunded on Exacta wagers for that contest. (11-7-94)

913. TRIFECTA POOLS.

01. Trifecta Pools. The Trifecta requires selection of the first three (3) finishers, in their exact order, for a single contest. (11-7-94)

02. Distribution. The net Trifecta Pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish: (11-7-94)

a. As a single price pool to those whose combination finished in correct sequence as the first three (3) betting interests; but if there are no such wagers, then; (11-7-94)

b. As a single price pool to those whose combination included, in correct sequence, the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)

c. As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then; (11-7-94)

d. The entire pool shall be refunded on Trifecta wagers for that contest. (11-7-94)

03. Less Than Three Interests Finish. If less than three (3) betting interests finish and the contest is declared official, payoffs will be made based upon the order of finish of those betting interests completing the contest. The balance of any selection beyond the number of betting interests completing the contest shall be ignored. (11-7-94)

a. Where only two (2) horses finish in a race on which "Trifecta" is operated, the pool shall be divided by the value of tickets sold in the pool on horses selected to finish first and second in the exact order of the official result coupled with any other horse that started in the race. (11-7-94)

b. Where only one (1) horse finishes in a race on which Trifecta is operated, the pool shall be divided by the value of tickets sold in the Trifecta pool selecting that horse to finish first, coupled with any two (2) other horses started in the race. (11-7-94)

04. Dead Heat for First. If there is a dead heat for first involving: (11-7-94)

a. Contestants representing three (3) or more betting interests, all of the wagering combinations selecting three (3) betting interests which correspond with any of the betting interests involved in the dead heat shall share in a profit split. (11-7-94)

b. Contestants representing two (2) betting interests, both of the wagering combinations selecting the two (2) dead-heated betting interests, irrespective of order, along with the third-place betting interest shall share in a profit split. (11-7-94)

05. Dead Heat -- Second Place. If there is a dead heat for second, all of the combinations correctly selecting the winner combined with any of the betting interests involved in the dead heat for second shall share a profit split. (11-7-94)

06. Dead Heat -- Third Place. If there is a dead heat for third, all wagering combinations correctly selecting the first two (2) finishers, in correct sequence, along with any of the betting interests involved in the dead heat for third shall share in a profit split. (11-7-94)

07. Coupled Entries and Mutuel Fields. Trifecta pools with hard entries may not be established for any race with fewer than eight (8) racing interests scheduled to start. For those licensees who hold race meets only during their county fair meets, a trifecta pool can be established for any race with a hard entry in which there are no fewer than six (6) racing interests scheduled to start. In all cases, entrees coupled as a single wagering interest will be permitted provided, such single wagering interest constitutes an individual wagering selection and a scratch of any horse which is a part of any entry or the field shall not constitute a scratch of the single wagering interest. (3-20-97)

08. Elimination From Participation. In the event a horse is scratched in the Trifecta no exchanges will be made. All tickets which include the scratched horse are eliminated from further participation in the Trifecta pool and will be refunded. (11-7-94)

09. Payoff Price. The payoff price for a Trifecta pool shall be calculated in the following manner: (11-7-94)

a. The legal percentages shall be deducted from the total amount bet in any such pool to determine a net pool; (11-7-94)

b. The net pool shall be divided by the value of the tickets bet on the winning combination. (11-7-94)

914. SUPERFACTA POOLS.

01. Superfacta Pools. The Superfacta requires selection of the first four (4) finishers, in their exact order, for a single contest. (11-7-94)

02. Distribution. The net Superfacta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish: (11-7-94)

a. As a single price pool to those whose combination finished in correct sequence as the first four (4) betting interests; but if there are no such wagers, then; (11-7-94)

b. As a single price pool to those whose combination included, in correct sequence, the first three (3)

betting interests; but if there are no such wagers, then; (11-7-94)

c. As a single price pool to those whose combination included, in correct sequence, the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)

d. As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then; (11-7-94)

e. The entire pool shall be refunded on Superfecta wagers for that contest. (11-7-94)

03. Less Than Four Finish. If less than four (4) betting interests finish and the contest is declared official, payoffs will be made based upon the order of finish of those betting interests completing the contest. The balance of any selection beyond the number of betting interests completing the contest shall be ignored. (11-7-94)

04. Dead Heat -- First Place. If there is a dead heat for first involving: (11-7-94)

a. Contestants representing four (4) or more betting interests, all of the wagering combinations selecting four (4) betting interests which correspond with any of the betting interests involved in the dead heat shall share in a profit split. (11-7-94)

b. Contestants representing three (3) betting interests, all of the wagering combinations selecting the three (3) dead-heated betting interests, irrespective of order, along with the fourth-place betting interest shall share in a profit split. (11-7-94)

c. Contestants representing two (2) betting interests, both of the wagering combinations selecting the two (2) dead-heated betting interests, irrespective of order, along with the third-place and fourth-place betting interests shall share in a profit split. (11-7-94)

05. Dead Heat -- Second Place. If there is a dead heat for second involving: (11-7-94)

a. Contestants representing three (3) or more betting interests, all of the wagering combinations correctly selecting the winner combined with any of the three (3) betting interests involved in the dead heat for second shall share in a profit split. (11-7-94)

b. Contestants representing two (2) betting interests, all of the wagering combinations correctly selecting the winner, the two (2) dead-heated betting interests, irrespective of order, and the fourth-place betting interest shall share in a profit split. (11-7-94)

06. Dead Heat - Third Place. If there is a dead heat for third, all wagering combinations correctly selecting the first two (2) finishers, in correct sequence, along with any two (2) of the betting interests involved in the dead heat for third shall share in a profit split. (11-7-94)

07. Dead Heat -- Fourth Place. If there is a dead heat for fourth, all wagering combinations correctly selecting the first three (3) finishers, in correct sequence, along with any of the betting interests involved in the dead heat for fourth shall share in a profit split. (11-7-94)

915. TWIN QUINELLA POOLS.

01. Twin Quinella Pools. The Twin Quinella requires selection of the first two (2) finishers, irrespective of order, in each of two (2) designated contests. Each winning ticket for the first Twin Quinella contest must be exchanged for a free ticket on the second Twin Quinella contest in order to remain eligible for the second-half Twin Quinella pool. Such tickets may be exchanged only at attended ticket windows prior to the second Twin Quinella contest. There will be no monetary reward for winning the first Twin Quinella contest. Both of the designated Twin Quinella contests shall be included in only one Twin Quinella pool. (11-7-94)

02. Winning Procedure. In the first Twin Quinella contest only, winning wagers shall be determined using the following precedence, based upon the official order of finish for the first Twin Quinella contest: (11-7-94)

a. If a coupled entry or mutuel field finishes as the first two (2) finishers, those who selected the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish shall be winners, otherwise; (11-7-94)

b. Those whose combination finished as the first two (2) betting interests shall be winners; but if there are no such wagers, then; (11-7-94)

c. Those whose combination included either the first- or second-place finisher shall be winners; but if there are no such wagers on one of those two (2) finishers, then; (11-7-94)

d. Those whose combination included the one covered betting interest included within the first two (2) finishers shall be winners; but if there are no such wagers, then; (11-7-94)

e. The entire pool shall be refunded on Twin Quinella wagers for that contest. (11-7-94)

03. Dead Heat -- First Place. In the first Twin Quinella contest only, if there is a dead heat for first involving: (11-7-94)

a. Contestants representing the same betting interest, those who selected the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish shall be winners. (11-7-94)

b. Contestants representing two (2) betting interests, the winning Twin Quinella wagers shall be determined as if no dead heat occurred. (11-7-94)

c. Contestants representing three (3) or more betting interests, those whose combination included any two (2) of the betting interests finishing in the dead heat shall be winners. (11-7-94)

04. Dead Heat -- Second Place. In the first Twin Quinella contest only, if there is a dead heat for second involving: (11-7-94)

a. Contestants representing the same betting interest, those who selected the first-place finisher combined with the coupled entry or mutuel field in second-place shall be winners. (11-7-94)

b. Contestants representing two (2) or more betting interests, those who combined the first-place finisher with any of the betting interests involved in the dead heat for second shall be winners. (11-7-94)

05. Distribution. In the second Twin Quinella contest only, the entire net Twin Quinella pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second Twin Quinella contest: (11-7-94)

a. If a coupled entry or mutuel field finishes as the first two (2) finishers, as a single price pool to those who selected the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish, otherwise; (11-7-94)

b. As a single price pool to those whose combination finished as the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)

c. As a profit split to those whose combination included either the first- or second-place finisher; but if there are no such wagers on one (1) of those two (2) finishers, then; (11-7-94)

d. As a single price pool to those whose combination included the one (1) covered betting interest included within the first two (2) finishers; but if there are no such wagers, then; (11-7-94)

e. As a single price pool to all the exchange ticket holders for that contest; but if there are no such tickets, then; (11-7-94)

- f. In accordance with Subsection 915.02 of these rules. (11-7-94)
- 06. Dead Heat -- First Place.** In the second Twin Quinella contest only, if there is a dead heat for first involving: (11-7-94)
- a. Contestants representing the same betting interest, the net Twin Quinella pool shall be distributed to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish. (11-7-94)
- b. Contestants representing two (2) betting interests, the net Twin Quinella pool shall be distributed as if no dead heat occurred. (11-7-94)
- c. Contestants representing three (3) or more betting interests, the net Twin Quinella pool shall be distributed as a profit split to those whose combination included any two (2) of the betting interests finishing in the dead heat. (11-7-94)
- 07. Dead Heat -- Second Place.** In the second Twin Quinella contest only, if there is a dead heat for second involving: (11-7-94)
- a. Contestants representing the same betting interest, the net Twin Quinella pool shall be distributed as if no dead heat occurred. (11-7-94)
- b. Contestants representing two (2) or more betting interests, the net Twin Quinella pool shall be distributed as a profit split to those who combined the first-place finisher with any of the betting interests involved in the dead heat for second. (11-7-94)
- 08. Forfeiture of Rights.** If a winning ticket for the first-half of the Twin Quinella is not presented for exchange prior to the close of betting on the second-half Twin Quinella contest, the ticket holder forfeits all rights to any distribution of the Twin Quinella pool resulting from the outcome of the second contest. (11-7-94)
- 09. First-Half Scratch.** Should a betting interest in the first-half of the Twin Quinella be scratched, those Twin Quinella wagers including the scratched betting interest shall be refunded. (11-7-94)
- 10. Second-Half Scratch.** Should a betting interest in the second-half of the Twin Quinella be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to the close of betting for the second Twin Quinella contest, the ticket holder forfeits all rights to the Twin Quinella pool. (11-7-94)
- 11. Contest Cancelled.** If either of the Twin Quinella contests is cancelled prior to the first Twin Quinella contest, or the first Twin Quinella contest is declared "no contest," the entire Twin Quinella pool shall be refunded on Twin Quinella wagers for that contest. (11-7-94)
- 12. Second-Half Cancelled.** If the second-half Twin Quinella contest is cancelled or declared "no contest" after the conclusion of the first Twin Quinella contest, the net Twin Quinella pool shall be distributed as a single price pool to wagers selecting the winning combination in the first Twin Quinella contest and all valid exchange tickets. If there is no such wagers, the net Twin Quinella pool shall be distributed as described in Subsection 915.02 of these rules. (11-7-94)
- 916. TWIN TRIFECTA POOLS.**
- 01. Twin Trifecta Pools.** The Twin Trifecta requires selection of the first three (3) finishers, in their exact order, in each of two (2) designated contests. Each winning ticket for the first Twin Trifecta contest must be exchanged for a free ticket on the second Twin Trifecta contest in order to remain eligible for the second-half Twin Trifecta pool. Such ticket may be exchanged only at attended ticket windows prior to the second Twin Trifecta contest. Winning first-half Twin Trifecta wagers will receive both an exchange and a monetary payoff. Both of the designated Twin Trifecta contests shall be included in only one (1) Twin Trifecta pool. (11-7-94)

02. Providing Pools. After wagering closes for the first-half of the Twin Trifecta and commissions have been deducted from the pool, the net pool shall then be divided into separate pools: the first-half Twin Trifecta pool and the second-half Twin Trifecta pool. (11-7-94)

03. Winning Precedence. In the first Twin Trifecta contest only, winning wagers shall be determined using the following precedence, based upon the official order of finish for the first Twin Trifecta contest: (11-7-94)

a. As a single price pool to those whose combination finished in correct sequence as the first three (3) betting interests, but if there are no such wagers, then; (11-7-94)

b. As a single price pool to those whose combination included, in correct sequence, the first two (2) betting interests, but if there are no such wagers, then; (11-7-94)

c. As a single price pool to those whose combination correctly selected the first-place betting interest only, but if there are no such wagers, then; (11-7-94)

d. The entire Twin Trifecta pool shall be refunded on Twin Trifecta wagers for that contest and the second-half shall be cancelled. (11-7-94)

04. Carryover Pool. If no first-half Twin Trifecta ticket selects the first three finishers of that contest in exact order, winning ticket holders shall not receive any exchange tickets for the second-half Twin Trifecta pool. In such case, the second-half Twin Trifecta pool shall be retained and added to any existing Twin Trifecta carryover pool. (11-7-94)

05. Exchange of Tickets. Winning tickets from the first-half of the Twin Trifecta shall be exchanged for tickets selecting the first three (3) finishers of the second-half of the Twin Trifecta. The second-half Twin Trifecta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second Twin Trifecta contest: (11-7-94)

a. As a single price pool, including any existing carryover monies, to those whose combination finished in the correct sequence as the first three (3) betting interests; but if there are no such tickets, then; (11-7-94)

b. The entire second-half Twin Trifecta pool for that contest shall be added to any existing carryover monies and retained for the corresponding second-half Twin Trifecta pool of the next consecutive performance. (11-7-94)

06. Forfeiture of Rights. If a winning first-half Twin Trifecta ticket is not presented for cashing and exchange prior to the second-half Twin Trifecta contest, the ticket holder may still collect the monetary value associated with the first-half Twin Trifecta pool but forfeits all rights to any distribution of the second-half Twin Trifecta pool. (11-7-94)

07. Coupled Entries and Mutuel Field. Coupled entries and mutuel fields shall be prohibited in Twin Trifecta contests. (11-7-94)

08. Scratched Interests. Should a betting interest in the first-half of the Twin Trifecta be scratched, those Twin Trifecta wagers including the scratched betting interest shall be refunded. (11-7-94)

09. Second-Half Betting Interest Scratch. Should a betting interest in the second-half of the Twin Trifecta be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to the close of betting for the second Twin Trifecta contest, the ticket holder forfeits all rights to the second-half Twin Trifecta pool. (11-7-94)

10. Reduced Interests. If, due to a late scratch, the number of betting interests in the second-half of the Twin Trifecta is reduced to fewer than the minimum, all exchange tickets and the outstanding first-half winning tickets shall be entitled to the second-half Twin Trifecta pool for that contest as a single price pool, but not the Twin

Trifecta carryover. (11-7-94)

11. Dead Heat. If there is a dead heat or multiple dead heats in either the first or second-half of the Twin Trifecta, all Twin Trifecta wagers selecting the correct order of finish, counting a betting interest involved in a dead heat as finishing in any dead-heated position, shall be a winner. In case of a dead heat occurring in: (11-7-94)

- a. The first-half of the Twin Trifecta, the payoff shall be calculated as a profit split. (11-7-94)
- b. The second-half of the Twin Trifecta, the payoff shall be calculated as a single price pool. (11-7-94)

12. Cancelled Contest. If either of the Twin Trifecta contests are cancelled prior to the first Twin Trifecta contest, or the first Twin Trifecta contest is declared "no contest," the entire Twin Trifecta pool shall be refunded on Twin Trifecta wagers for that contest and the second-half be cancelled. (11-7-94)

13. Second-Half Cancelled. If the second-half Twin Trifecta contest is cancelled or declared "no contest," all exchange tickets and outstanding first-half winning Twin Trifecta tickets shall be entitled to the net Twin Trifecta pool for that contest as a single price pool, but not Twin Trifecta carryover. If there are no such tickets, the net Twin Trifecta pool shall be distributed as described in Subsection 913.03 of the Twin Trifecta rules. (11-7-94)

14. Capped Carryover. The Twin Trifecta carryover may be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the Twin Trifecta carryover equals or exceeds the designated cap, the Twin Trifecta carryover will be frozen until it is won or distributed under other provisions of this rule. After the Twin Trifecta carryover is frozen, one hundred percent (100%) of the net Twin Trifecta pool for each individual contest shall be distributed to winners of the first-half of the Twin Trifecta pool. (11-7-94)

15. Request to Distribute Carryover. A written request for permission to distribute the Twin Trifecta carryover on a specific performance may be submitted to the Commission. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution. (11-7-94)

16. Winning Precedence. Should the Twin Trifecta carryover be designated for distribution on a specific date and performance, the following precedence will be followed in determining winning tickets for the second-half of the Twin Trifecta after completion of the first-half of the Twin Trifecta: (11-7-94)

- a. As a single price pool to those whose combination finished in correct sequence as the first three (3) betting interests; but if there are no such wagers, then; (11-7-94)
- b. As a single price pool to those whose combination included, in the correct sequence, the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)
- c. As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then; (11-7-94)
- d. As a single price pool to holders of valid exchange tickets. (11-7-94)
- e. As a single price pool to holders of outstanding first-half winning tickets. (11-7-94)

17. Exchange of Tickets. Contrary to Subsection 916.04 of the Twin Trifecta rules, during a performance designated to distribute the Twin Trifecta carryover, exchange tickets will be issued for those combinations selecting the greatest number of betting interests in their correct order of finish for the first-half of the Twin Trifecta. If there are no wagers correctly selecting the first-, second-, and third-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first- and second-place betting interest. If there are no wagers correctly selecting the first- and second-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first-place betting interest only. If there are no wagers selecting the first-place betting interest only in the first-half of the Twin Trifecta, all first-half tickets will

become winners and will receive one hundred percent (100%) of that day's net Twin Trifecta pool and any existing Twin Trifecta carryover. (11-7-94)

18. Carryover Designation. The Twin Trifecta carryover shall be designated for distribution on a specified date and performance only under the following circumstances: (11-7-94)

a. Upon written approval from the Commission as provided in Subsection 916.15 of the Twin Trifecta rules. (11-7-94)

b. Upon written approval from the Commission when there is a change in the carryover cap or when the Twin Trifecta is discontinued. (11-7-94)

c. On the closing performance of the meet or split meet. (11-7-94)

19. Carryover from Past Subsequent Meet. If, for any reason, the Twin Trifecta carryover must be held over to the corresponding Twin Trifecta pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Twin Trifecta carryover plus accrued interest shall then be added to the second-half Twin Trifecta pool of the following meet on a date and performance so designated by the Commission. (11-7-94)

20. Prohibited Information. Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of valid exchange tickets is prohibited. This shall not prohibit necessary communication between totalisator and pari-mutuel department employees for processing of pool data. (11-7-94)

21. Contest Approval. The association must obtain written approval from the Commission concerning the scheduling of Twin Trifecta contests, the percentage of the net pool added to the first-half pool and second-half pool, and the amount of any cap to be set on the carryover. Any changes to the approved Twin Trifecta format require prior approval from the Commission. (11-7-94)

917. TRI-SUPERFECTA POOLS.

01. Tri-Superfecta Pools. The Tri-Superfecta requires selection of the first three (3) finishers, in their exact order, in the first two (2) designated contests and the first four (4) finishers, in exact order, in the second of the two (2) designated contests. Each winning ticket for the first Tri-Superfecta contest must be exchanged for a free ticket on the second Tri-Superfecta contest in order to remain eligible for the second-half Tri-Superfecta pool. Such tickets may be exchanged only at attended ticket windows prior to the second Tri-Superfecta contest. Winning first-half Tri-Superfecta tickets will receive both an exchange and a monetary payoff. Both of the designated Tri-Superfecta contests shall be included in only one (1) Tri-Superfecta pool. (11-7-94)

02. Providing Pools. After wagering closes for the first-half of the Tri-Superfecta and commissions have been deducted from the pool, the net pool shall then be divided into two (2) separate pools: the first-half Tri-Superfecta pool and the second-half Tri-Superfecta pool. (11-7-94)

03. Winning Precedence. In the first Tri-Superfecta contest only, winning tickets shall be determined using the following precedence, based upon the official order of finish for the first Tri-Superfecta contest: (11-7-94)

a. As a single price pool to those whose combination finished in correct sequence as the first three (3) betting interests; but if there are no such wagers, then; (11-7-94)

b. As a single price pool to those whose combination included, in correct sequence, the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)

c. As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then; (11-7-94)

d. The entire Tri-Superfecta pool shall be refunded on Tri-Superfecta wagers for that contest and the

second-half shall be cancelled. (11-7-94)

04. Carryover Pool. If no first-half Tri-Superfecta ticket selects the first three (3) finishers of that contest in exact order, winning ticket holders shall not receive any exchange tickets for the second-half Tri-Superfecta pool. In such case, the second-half Tri-Superfecta pool shall be retained and added to any existing Tri-Superfecta carryover pool. (11-7-94)

05. Exchange of Tickets. Winning tickets from the first-half of the Tri-Superfecta shall be exchanged for tickets selecting the first four (4) finishers of the second-half of the Tri-Superfecta. The second-half Tri-Superfecta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second Tri-Superfecta contest: (11-7-94)

a. As a single price pool, including any existing carryover monies, to those whose combination finished in correct sequence as the first four (4) betting interests; but if there are no such tickets, then; (11-7-94)

b. The entire second-half Tri-Superfecta pool for that contest shall be added to any existing carryover monies and retained for the corresponding second-half Tri-Superfecta pool of the next performance. (11-7-94)

06. Forfeiture of Rights. If a winning first-half Tri-Superfecta ticket is not presented for cashing and exchange prior to the second-half Tri-Superfecta contest, the ticket holder may still collect the monetary value associated with the first-half Tri-Superfecta pool but forfeits all rights to any distribution of the second-half Tri-Superfecta pool. (11-7-94)

07. Coupled Entries and Mutuel Field. Coupled entries and mutuel fields shall be prohibited in Tri-Superfecta contests. (11-7-94)

08. Scratched Interest. Should a betting interest in the first-half of the Tri-Superfecta be scratched, those Tri-Superfecta tickets including the scratched betting interest shall be refunded. (11-7-94)

09. Second-Half Betting Interest Scratch. Should a betting interest in the second-half of the Tri-Superfecta be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to the close of betting for the second Tri-Superfecta contest, the ticket holder forfeits all rights to the second-half Tri-Superfecta pool. (11-7-94)

10. Reduced Interests. If, due to a late scratch, the number of betting interests in the second-half of the Tri-Superfecta is reduced to fewer than the minimum, all exchange tickets and outstanding first-half winning tickets shall be entitled to the second-half Tri-Superfecta pool for that contest as a single price pool, but not the Tri-Superfecta carryover. (11-7-94)

11. Dead Heat. If there is a dead heat or multiple dead heats in either the first- or second-half of the Tri-Superfecta, all Tri-Superfecta tickets selecting the correct order of finish, counting a betting interest involved in a dead heat as finishing in any dead-heated position, shall be a winner. In the case of a dead heat occurring in (11-7-94)

a. The first-half of the Tri-Superfecta, the payoff shall be calculated as a profit split. (11-7-94)

b. The second-half of the Tri-Superfecta, the payoff shall be calculated as a single price pool. (11-7-94)

12. Cancelled Contest. If either of the Tri-Superfecta contests are cancelled prior to the first Tri-Superfecta contest, or the first Tri-Superfecta contest is declared "no contest," the entire Tri-Superfecta pool shall be refunded on Tri-Superfecta wagers for that contest and the second-half shall be cancelled. (11-7-94)

13. Second-Half Cancelled. If the second-half Tri-Superfecta contest is cancelled or declared "no contest," all exchange tickets and outstanding first-half winning Tri-Superfecta tickets shall be entitled to the net Tri-Superfecta pool for that contest as a single price pool, but not the Tri-Superfecta carryover. If there are no such tickets, the net Tri-Superfecta pool shall be distributed as described in Subsection 917.03 of these rules. (11-7-94)

14. Capped Carryover. The Tri-Superfecta carryover may be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the Tri-Superfecta carryover equals or exceeds the designated cap, the Tri-Superfecta carryover will be frozen until it is won or distributed under other provisions of this rule. After the second-half Tri-Superfecta carryover is frozen, one hundred percent (100%) of the net Tri-Superfecta pool for each individual contest shall be distributed to winners of the first-half of the Tri-Superfecta pool. (11-7-94)

15. Request to Distribute Carryover. A written request for permission to distribute the Tri-Superfecta carryover on a specific performance may be submitted to the Commission. The request must contain justification for the distribution, an explanation of the benefits to be derived, and the intended date and performance for the distribution. (11-7-94)

16. Winning Precedence. Should the Tri-Superfecta carryover be designated for distribution on a specified date and performance, the following precedence will be followed in determining winning tickets for the second-half of the Tri-Superfecta after completion of the first-half of the Tri-Superfecta: (11-7-94)

a. As a single price pool to those whose combination finished in correct sequence as the first four (4) betting interests; but if there are no such wagers, then; (11-7-94)

b. As a single price pool to those whose combination included, in correct sequence, the first three (3) betting interests; but if there are no such wagers, then; (11-7-94)

c. As a single price pool to those whose combination included, in correct sequence, the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)

d. As a single price pool to those whose combination included, in correct sequence, the first-place betting interest only; but if there are no such wagers, then; (11-7-94)

e. As a single price pool to holders of valid exchange tickets. (11-7-94)

f. As a single price pool to holders of outstanding first-half winning tickets. (11-7-94)

17. Exchange of Tickets. Contrary to Subsection 917.04 of these rules, during a performance designated to distribute the Tri-Superfecta carryover, exchange tickets will be issued for those combinations selecting the greatest number of betting interests in their correct order of finish for the first-half of the Tri-Superfecta. If there are no wagers correctly selecting the first-, second-, and third-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first- and second-place betting interests. If there are no wagers correctly selecting the first- and second-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first-place betting interest only. If there are no wagers selecting the first-place betting interest only in the first-half of the Tri-Superfecta, all first-half tickets will become winners and will receive one hundred percent (100%) of that day's net Tri-Superfecta pool and any existing Tri-Superfecta carryover as a single price pool. (11-7-94)

18. Carryover Designation. The Tri-Superfecta carryover shall be designated for distribution on a specified date and performance only under the following circumstances: (11-7-94)

a. Upon written approval from the Commission as provided in Subsection 917.15 of these rules. (11-7-94)

b. Upon written approval from the Commission when there is a change in the carryover cap or when the Tri-Superfecta is discontinued. (11-7-94)

c. On the closing performance of the meet or split meet. (11-7-94)

19. Carryover from Past Subsequent Meet. If, for any reason, the Tri-Superfecta carryover must be held over to the corresponding Tri-Superfecta pool of a subsequent meet, the carryover shall be deposited in an

interest-bearing account approved by the Commission. The Tri-Superfecta carryover plus accrued interest shall then be added to the second-half Tri-Superfecta pool of the following meet on a date and performance so designated by the Commission. (11-7-94)

20. Prohibited Information. Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of valid exchange tickets is prohibited. This shall not prohibit necessary communication between totalisator and pari-mutuel department employees for processing of pool data. (11-7-94)

21. Contest Approval. The association must obtain written approval from the Commission concerning the scheduling of Tri-Superfecta contest, the percentages of the net pool added to the first-half pool and second-half pool, and the amount of any cap to be set on the carryover. Any changes to the approved Tri-Superfecta format require prior approval from the Commission. (11-7-94)

918. TWIN SUPERFECTA POOLS.

01. Twin Superfecta Pools. The Twin Superfecta requires selection of the first four (4) finishers, in their exact order, in each of two (2) designated contests. Each winning ticket for the first Twin Superfecta contest must be exchanged for a free ticket on the second Twin Superfecta contest in order to remain eligible for the second-half Twin Superfecta pool. Such tickets may be exchanged only at attended ticket windows prior to the second Twin Superfecta contest. Winning first-half Twin Superfecta tickets will receive both an exchange and a monetary payoff. Both of the designated Twin Superfecta contests shall be included in only one Twin Superfecta pool. (11-7-94)

02. Dividing Pools. After wagering closes for the first-half of the Twin Superfecta and commissions have been deducted from the pool, the net pool shall then be divided into two (2) separate pools: the first-half Twin Superfecta pool and the second-half Twin Superfecta pool. (11-7-94)

03. Winning Precedence. In the first Twin Superfecta contest only, winning wagers shall be determined using the following precedence, based upon the official order of finish for the first Twin Superfecta contest: (11-7-94)

a. As a single price pool to those whose combination finished in correct sequence as the first four (4) betting interests; but if there are no such wagers, then; (11-7-94)

b. As a single price pool to those whose combination included, in correct sequence, the first three (3) betting interests; but if there are no such wagers, then; (11-7-94)

c. As a single price pool to those whose combination included, in correct sequence, the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)

d. As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then; (11-7-94)

e. The entire Twin Superfecta pool shall be refunded on Twin Superfecta wagers for that contest and the second-half shall be cancelled. (11-7-94)

04. Carryover Pool -- First Race. If no first-half Twin Superfecta ticket selects the first four (4) finishers of that contest in exact order, winning ticket holders shall not receive any exchange tickets for the second-half Twin Superfecta pool. In such case, the second-half Twin Superfecta pool shall be retained and added to any existing Twin Superfecta carryover pool. (11-7-94)

05. Winning Distribution. Winning tickets from the first-half of the Twin Superfecta shall be exchanged for tickets selecting the first four (4) finishers of the second-half of the Twin Superfecta. The second-half Twin Superfecta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second Twin Superfecta contest: (11-7-94)

a. As a single price pool, including any existing carryover monies, to those whose combination

finished in correct sequence as the first four (4) betting interests; but if there are no such tickets, then; (11-7-94)

b. The entire second-half Twin Trifecta pool for that contest shall be added to any existing carryover monies and retained for the corresponding second-half Twin Superfecta pool of the next performance. (11-7-94)

06. Forfeiture of Second-Half Rights. If a winning first-half Twin Superfecta ticket is not presented for cashing and exchange prior to the second-half Twin Superfecta contest, the ticket holder may still collect the monetary value associated with the first-half Twin Superfecta pool but forfeits all rights to any distribution of the second-half Twin Trifecta pool. (11-7-94)

07. Prohibited Entries. Coupled entries and mutuel fields shall be prohibited in Twin Superfecta contests. (11-7-94)

08. Scratched First-Half Interest. Should a betting interest in the first-half of the Twin Superfecta be scratched, those Twin Superfecta tickets including the scratched betting interest shall be refunded. (11-7-94)

09. Scratched Second-Half Interest. Should a betting interest in the second-half of the Twin Superfecta be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to the close of betting for the second Twin Superfecta contest, the ticket holder forfeits all rights to the second-half Twin Superfecta pool. (11-7-94)

10. Late Scratch. If, due to a late scratch, the number of betting interests in the second-half of the Twin Superfecta is reduced to fewer than the minimum, all exchange tickets and outstanding first-half winning tickets shall be entitled to the second-half Twin Superfecta pool for that contest as a single price pool, but not the Twin Superfecta carryover. (11-7-94)

11. Dead Heat. If there is a dead heat or multiple dead heats in either the first- or second-half of the Twin Superfecta, all Twin Superfecta tickets selecting the correct order of finish, counting a betting interest involved in a dead heat as finishing in any dead-heated position, shall be a winner. In the case of a dead heat occurring in: (11-7-94)

a. The first-half of the Twin Superfecta, the payoff shall be calculated as a profit split. (11-7-94)

b. The second-half of the Twin Superfecta, the payoff shall be calculated as a single price pool. (11-7-94)

12. Canceled Contest. If either of the Twin Superfecta contests are cancelled prior to the first Twin Superfecta contest, or the first Twin Superfecta contest is declared "no contest," the entire Twin Superfecta pool shall be refunded on Twin Superfecta wagers for that contest and the second-half shall be cancelled. (11-7-94)

13. Canceled Second-Half Contest. If the second-half Twin Superfecta contest is cancelled or declared "no contest," all exchange tickets and outstanding first-half winning Twin Superfecta tickets shall be entitled to the net Twin Superfecta pool for that contest as a single price pool, but not the Twin Superfecta carryover. If there are no such tickets, the net Twin Superfecta pool shall be distributed as described in Subsection 918.03 of these rules. (11-7-94)

14. Capped Carryover. The Twin Superfecta carryover may be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the Twin Superfecta carryover equals or exceeds the designated cap, the Twin Superfecta carryover will be frozen until it is won or distributed under other provisions of this rule. After the second-half Twin Superfecta carryover is frozen, one hundred percent (100%) of the net Twin Superfecta pool for each individual contest shall be distributed to winners of the first-half of the Twin Superfecta pool. (11-7-94)

15. Request for Carryover. A written request for permission to distribute the Twin Superfecta carryover on a specific performance may be submitted to the Commission. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the

distribution. (11-7-94)

16. Winning Precedence. Should the Twin Superfecta carryover be designated for distribution on a specified date and performance, the following precedence will be followed in determining winning tickets for the second-half of the Twin Superfecta: (11-7-94)

a. As a single price pool to those whose combination finished in correct sequence as the first four (4) betting interests; but if there are no such wagers, then; (11-7-94)

b. As a single price pool to those whose combination included, in correct sequence, the first three (3) betting interests; but if there are no such wagers, then; (11-7-94)

c. As a single price pool to those whose combination included, in correct sequence, the first two (2) betting interests; but if there are no such wagers, then; (11-7-94)

d. As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then; (11-7-94)

e. As a single price pool to holders of valid exchange tickets. (11-7-94)

f. As a single price pool to holders of outstanding first-half winning tickets. (11-7-94)

17. Exchange Ticket Distribution. Contrary to Subsection 918.04 of these rules, during a performance designated to distribute the Twin Superfecta carryover, exchange tickets will be issued for those combinations selecting the greatest number of betting interests in their correct order of finish for the first-half of the Twin Superfecta. If there are no wagers correctly selecting the first-, second-, third-, and fourth-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first-, second-, and third-place betting interests. If there are no wagers correctly selecting the first-, second- and third-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first- and second-place betting interests. If there are no wagers correctly selecting the first- and second-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first-place betting interest only. If there are no wagers selecting the first-place betting interest only in the first-half of the Twin Superfecta, all first-half tickets will become winners and will receive one hundred percent (100%) of that day's net Twin Superfecta pool and any existing Twin Superfecta carryover as a single price pool. (11-7-94)

18. Carryover Distribution. The Twin Superfecta carryover shall be designated for distribution on a specified date and performance only under the following circumstances: (11-7-94)

a. Upon written approval from the Commission as provided in Subsection 918.15 of these rules. (11-7-94)

b. Upon written approval from the Commission when there is a change in the carryover cap or when the Twin Superfecta is discontinued. (11-7-94)

c. On the closing performance of the meet or split meet. (11-7-94)

19. Carryover Held. If, for any reason, the Twin Superfecta carryover must be held over to the corresponding Twin Superfecta pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Twin Superfecta carryover plus accrued interest shall then be added to the second-half Twin Superfecta pool of the following meet on a date and performance so designated by the Commission. (11-7-94)

20. Prohibited Information. Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of valid exchange tickets is prohibited. This shall not prohibit necessary communication between totalizator and pari-mutuel department employees for processing of pool data. (11-7-94)

21. Written Approval. The association must obtain written approval from the Commission concerning the scheduling of Twin Superfecta contests, the percentages of the net pool added to the first-half pool and second-half pool, and the amount of any cap to be set on the carryover. Any changes to the approved Twin Superfecta format require prior approval from the Commission. (11-7-94)

919. -- 999. (RESERVED).

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