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**IDAPA 11
TITLE 04
CHAPTER 06**

11.04.06 - RULES GOVERNING RACING OFFICIALS

000. LEGAL AUTHORITY.

This chapter is adopted pursuant to the legal authority of Title 54, Chapter 25, of the Idaho Code. (3-29-10)

001. TITLE AND SCOPE.

01. Title. These rules are cited as IDAPA 11.04.06, "Rules Governing Racing Officials." (3-29-10)

02. Scope. These rules govern the Racing Officials of the Idaho State Racing Commission. (3-29-10)

002. WRITTEN INTERPRETATIONS.

There are no written interpretations for these rules. (3-29-10)

003. ADMINISTRATIVE APPEALS.

Persons may be entitled to appeal racing commission actions authorized under these rules pursuant to Title 67, Chapter 52, Idaho Code. (3-29-10)

004. INCORPORATION BY REFERENCE.

There are no documents are incorporated by reference into these rules. (3-29-10)

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

01. Physical Address. The central office of the Idaho State Racing Commission is located at 700 S. Stratford Drive, Meridian, Idaho. (3-29-10)

02. Office Hours. The central office is open 8 a.m. to 5 p.m., Mountain Time, Monday thru Friday, except holidays designated by the state of Idaho. (3-29-10)

03. Mailing Address. The mailing address for the central office is Idaho State Racing Commission, P.O. Box 700, Meridian, Idaho 83680-0700. (3-29-10)

04. Telephone Number. The telephone of the office is (208) 884-7080. (3-29-10)

05. Fax Number. The facsimile number of the office is (208) 884-7098. (3-29-10)

06. Website. The Racing Commission website is <http://www.isp.idaho.gov/race/index.html>. (3-29-10)

006. PUBLIC RECORDS COMPLIANCE AND AVAILABILITY.

These rules are public records available for inspection and copying at the Idaho State Racing Commission central office or on the Racing Commission website. (3-29-10)

007. -- 009. (RESERVED).

010. DEFINITIONS.

01. Appointment. A person approved by the Racing Commission or its designee, for an official racing position. (3-29-10)

02. Apprentice Jockey. A jockey who has not ridden a certain number of winners within a specified period of time. (3-29-10)

03. Approval. Acceptance of a racing official's eligibility by the Racing Commission or its designee.

- (3-29-10)
- 04. Assistant Starter.** The employee of a racing association who, under direct supervision of the starter, helps place the starting gate for a race, leads horses into the gate, helps jockeys and handles horses while in the gate until the start. (3-29-10)
- 05. Attendance.** Being at an assigned location for an assigned period of time. (3-29-10)
- 06. Clerk of Scales.** The employee of a racing association responsible for sequestering all jockeys each racing day, weighing all jockeys out and in from races, checking their assigned riding weights versus their actual weights, and reporting all changes. (3-29-10)
- 07. Clocker.** A person who times workouts and races. (3-29-10)
- 08. Commission Veterinarian.** A Racing Commission appointed veterinarian having authority to enforce the Racing Commission's rules relating to veterinary practices. (3-29-10)
- 09. Complaint.** A written allegation of a violation of these rules. (3-29-10)
- 10. Conditions.** Qualifications which determine a horse's eligibility to be entered in a race. (3-29-10)
- 11. Controlled Substance.** Any substance included in the five (5) classification schedules of the (U.S.) Controlled Substance Act of 1970. (3-29-10)
- 12. Daily Program.** The published listing of all contests and contestants for a specific performance. (3-29-10)
- 13. Dead Heat.** The finish of a race in which the noses of two (2) or more horses reach the finish line at the same time. (3-29-10)
- 14. Declaration.** The act of withdrawing an entered horse from a race before the closing of overnight entries. (3-29-10)
- 15. Disciplinary Action.** An action taken for misconduct or rule violation(s). (3-29-10)
- 16. Eligibility Certificate.** Document(s) showing the eligibility of all horses competing at the track or stabled on the grounds. (3-29-10)
- 17. Entrance Money Records.** A record showing all monies due and paid prior to entry of a contest. (3-29-10)
- 18. Entries.** A list of horses entered in a race. (3-29-10)
- 19. Gate Judge.** A track employee who is present at the starting gate just prior to the running of each race. (3-29-10)
- 20. Horse Identifier.** A person who is responsible for positively identifying all horses entered to a race, stabled or on racing association grounds. (3-29-10)
- 21. Horsemen's Bookkeeper.** A bonded racing association employee who manages the horsemen's accounts which covers all monies due horseman in regards to purses, stakes, rewards, claims and deposits. (3-29-10)
- 22. Jockey's Room.** A room reserved for jockey's to prepare for a race. (3-29-10)
- 23. Jockey Room Custodian.** A racing association employee authorized to regulate the conduct of the jockeys, ensure good order is maintained and monitors the jockeys. (3-29-10)

- 24. Jurisdiction.** The limits or territory within which Racing Officials authority may be exercised. (3-29-10)
- 25. Licensing.** Determination for eligibility of a racing official by the Racing Commission or its designee. (3-29-10)
- 26. Nerved Horses.** A horse that has had posterior digital neurectomy (heel nerving) surgery. (3-29-10)
- 27. Nomination.** The naming of a horse to a certain race or series of races generally accompanied by payment of a prescribed fee. (3-29-10)
- 28. Objection.** A verbal claim of foul in a race lodged with the stewards or their designee by the horse's jockey, trainer, owner or the owner's authorized agent before the race is declared official. (3-29-10)
- 29. Order of Finish.** The order of finish of the contestants in a contest as declared official by the stewards/judges. (3-29-10)
- 30. Paddock Judge.** The employee of a racing association responsible for getting jockeys and horses in order to go to the starting gate; also checks the equipment used by each horse and supervises the saddling of the horses. (3-29-10)
- 31. Paddock Judge's List.** A list of horses which may not be entered in a race for safety reasons. (3-29-10)
- 32. Patrol Judge.** A person who observes a race and reports information concerning the race to the stewards. (3-29-10)
- 33. Photo Finish.** A requested photo to help in determining the correct order of finish. (3-29-10)
- 34. Placing Judge.** A person who determines the order of finish in a race as the horses pass the finish line. (3-29-10)
- 35. Presiding State Steward.** One (1) of the two (2) stewards appointed by the Racing Commission who presides over all other stewards. (3-29-10)
- 36. Protest.** A written complaint made to the stewards concerning a horse entered in a race and filed not later than one (1) hour prior to the scheduled post time of the first race on the day in which the questioned horse is entered. (3-29-10)
- 37. Purse.** The total dollar amount for which a race is contested. (3-29-10)
- 38. Race Meet.** The number of races and race days approved by the Racing Commission in the Racing Association license. (3-29-10)
- 39. Racing Association.** Any person licensed by the Racing Commission to conduct a race meet and pari-mutuel wagering. (3-29-10)
- 40. Racing Commission.** Three (3) member Idaho State Racing Commission created by Section 54-2503, Idaho Code, or its designee. (3-29-10)
- 41. Racing Secretary.** The employee of a racing association, who writes the conditions for the races, assigns the weights for handicap races, receives entries, conducts the draw, and is responsible for the operation and organization of the race office. (3-29-10)
- 42. Records.** A daily log kept by the presiding steward of the stewards' official activities. Also, an accounting of each horse, owner, trainer or jockey participating at a race meet who had funds due or on deposit in the

- horsemen's account completed by the Horsemen's Bookkeeper's. (3-29-10)
- 43. Reports.** A daily account of the stewards' actions and observations made during each day's race program. (3-29-10)
- 44. Rule Off.** An action by the racing stewards, under these rules, to suspend a license for a violation of these rules. (3-29-10)
- 45. Stake.** The prize in a contest. (3-29-10)
- 46. Stalls.** Stable area on racing association grounds for horses assigned by the racing secretary. (3-29-10)
- 47. Starter.** The employee of a racing association responsible for dispatching the horses for a race. (3-29-10)
- 48. Starter's List.** A list of all horses which are ineligible to be entered in any race due to poor or inconsistent behavior or performance in the starting gate. (3-29-10)
- 49. Stewards.** A horse racing official who presides over a race meet, has jurisdiction over all racing officials, rules on protests and claims of foul, and imposes fines and suspensions. (3-29-10)
- 50. Substitute Officials.** An emergency vacancy among racing officials that is filled with the stewards' approval and reported to the Racing Commission. (3-29-10)
- 51. Substitute Steward.** Appointment by the remaining stewards during an absence of any steward at race time when an approved alternate is not available. (3-29-10)
- 52. Timer.** A person who accurately records the time elapsed between the start and finish of each race. (3-29-10)
- 53. Violations.** All unauthorized activities under these rules. (3-29-10)
- 54. Wagering.** To risk or stake an amount of money on an unknown outcome. (3-29-10)
- 55. Weight.** The amount that a jockey weighs prior to and after a race. (3-29-10)
- 011. ABBREVIATIONS.**
There are no abbreviations used in these rules. (3-29-10)
- 012. -- 014. (RESERVED).**
- 015. LICENSED RACING OFFICIALS.**
No person may act as a racing official prior to being licensed by the Racing Commission to act in that capacity. The Racing Commission, in its sole discretion, may determine the qualifications of a racing official and, in its sole discretion, may license or not license any such official. (3-29-10)
- 016. REPORT VIOLATIONS.**
All racing Officials must immediately report any violations of Racing Commission rules to the Stewards or the Racing Commission. (3-29-10)
- 020. RACING OFFICIALS.**
- 01. Officials.** Officials at a race meet may include the following: (3-29-10)
- a. Stewards;** (3-29-10)

- b. **Racing Secretary;** (3-29-10)
 - c. **Horsemen’s Bookkeeper;** (3-29-10)
 - d. **Paddock Judge;** (3-29-10)
 - e. **Identifier;** (3-29-10)
 - f. **Clerk of Scales;** (3-29-10)
 - g. **Jockey Room Custodian;** (3-29-10)
 - h. **Starter;** (3-29-10)
 - i. **Timer;** (3-29-10)
 - j. **Clocker;** (3-29-10)
 - k. **Patrol Judge;** (3-29-10)
 - l. **Placing Judge;** and (3-29-10)
 - m. **Commission Veterinarian;** (3-29-10)
 - 02. **Other Persons.** Any other person designated by the Racing Commission. (3-29-10)
- 021. RACING OFFICIAL QUALIFICATIONS.** (3-29-10)
All racing officials must be:
- 01. **Of Good Character.** Of good character and reputation, and must pass all Racing Commission background and fingerprint requirements; (3-29-10)
 - 02. **Experienced.** Experienced and knowledgeable in racing; (3-29-10)
 - 03. **Familiar with Rules.** Familiar with the duties of the position and with the Racing Commission's rules; (3-29-10)
 - 04. **Mentally and Physically Able.** Mentally and physically able to perform the duties of the job; and (3-29-10)
 - 05. **In Good Standing.** In good standing and not under suspension or ineligible in any racing jurisdiction. (3-29-10)
- 022. -- 024. (RESERVED).**
- 025. PROHIBITED PRACTICES.** (3-29-10)
While serving in an official capacity, racing officials may not:
- 01. **Ownership.** Participate in the sale, purchase, or ownership of any horse racing at the meeting; (3-29-10)
 - 02. **Sell Insurance.** Sell or solicit horse insurance on any horse racing at the meeting; (3-29-10)
 - 03. **Licensed in Other Capacity.** Be licensed in any other capacity without permission of the Racing Commission, or in case of an emergency, the permission of the stewards; (3-29-10)
 - 04. **Wager.** Wager on the outcome of any race at the race meet where they are officiating; or (3-29-10)

05. Consume Alcohol. Consume or be under the influence of alcohol or any prohibited substances. (3-29-10)

026. -- 029. (RESERVED).

030. REPORT OF VIOLATIONS.

Racing officials must report immediately to the stewards every observed violation of any Racing Commission rules and applicable state or federal laws. (3-29-10)

031. -- 034. (RESERVED).

035. COMPLAINTS AGAINST OFFICIALS.

01. Complaints Against Racing Official. Any complaint against a racing official other than a steward must be made to the stewards in writing and signed by the complainant. All such complaints must be reported to the Racing Commission by the stewards, together with a report of the action taken or the recommendation of the stewards. (3-29-10)

02. Complaints Against Stewards. Complaints against any steward must be made in writing to the Racing Commission and signed by the complainant. (3-29-10)

03. Responsible for Subordinates. A racing official may be held responsible by the stewards or the Racing Commission for the actions of any person they supervise. (3-29-10)

036. -- 039. (RESERVED).

040. SUBSTITUTE OFFICIALS.

When an emergency vacancy exists among racing officials, the stewards or the racing association must fill the vacancy immediately subject to the stewards' approval. Such appointment must be reported to the Racing Commission and will be effective until the vacancy is filled in accordance with these rules. (3-29-10)

041. SUBSTITUTE STEWARDS.

Should any steward be absent at race time, and no approved alternate steward be available, the remaining stewards must appoint a substitute for the absent steward. If a substitute steward is appointed, the Racing Commission and the racing association must be notified by the stewards. (3-29-10)

042. -- 049. (RESERVED).

050. STEWARDS QUALIFICATIONS.

To qualify for appointment as a Steward, the appointee must meet the experience, education and examination requirements necessary to be accredited by the Racing Officials Accreditation Program in association with the Universities of Arizona and Louisville and be in good standing with all racing jurisdictions. The Racing Commission may, with good cause, waive some or all of the requirements of the section. (3-29-10)

051. STEWARDS GENERAL AUTHORITY.

The stewards for each race meet are responsible to the Racing Commission for the conduct of the race meet in accordance with the laws of Idaho and all Racing Commission rules. (3-29-10)

01. Jurisdiction. The Board of Stewards' jurisdiction in any matter commences thirty (30) days prior to the first day of a race meet and extends up to and including thirty (30) days following the conclusion of a race meet. (3-29-10)

02. Suspensions and Fines. The Stewards may suspend licenses for a period not to exceed one hundred eighty (180) days, or impose fines not to exceed twenty-five hundred dollars (\$2500) or they may impose both such fine and suspension. (3-29-10)

- 03. Reported.** All such suspensions and fines must be reported to the Racing Commission. (3-29-10)
- 04. Stewards Enforce Rules.** The stewards enforce all Racing Commission rules and the racing laws of the State of Idaho. (3-29-10)
- 05. Supervision of Officials and Others.** The stewards' authority includes supervision of all racing officials, track management, licensed personnel, other persons responsible for the conduct of racing, and patrons, as necessary to insure compliance with any Racing Commission rules. (3-29-10)
- 06. Resolve Conflicts.** The stewards have authority to resolve conflicts or disputes related to racing and to discipline violators in accordance with the provisions of any Racing Commission rules. (3-29-10)
- 07. Interpret Rules.** The stewards have the authority to interpret the rules and to decide all questions of racing not specifically covered by the rules. (3-29-10)
- 08. Other.** Matters not covered by Racing Commission rules must be determined by the Stewards in conformity with justice and in the best interest of racing. (3-29-10)
- 052. -- 054. (RESERVED).**
- 055. NUMBER OF STEWARDS.**
There must be three (3) Stewards to supervise each race meet; (3-29-10)
- 01. Presiding State Steward.** One (1) steward will be assigned by the Racing Commission to be the Presiding State and has authority over the other stewards; (3-29-10)
- 02. Deputy State Steward.** One (1) steward will be assigned by the Racing Commission to be the Deputy State Steward; and (3-29-10)
- 03. Other Steward.** One (1) steward will be appointed by the Racing Association and must be compensated by the Racing Association. (3-29-10)
- 056. STEWARDS ON DUTY.**
On each entry, scratch and racing day at least one (1) Steward must be on duty at regularly posted hours. Such duty includes and is not limited to scratch time and when races are drawn. On race day the full Board of Stewards must sit in regular session to exercise the authority and perform the duties imposed. (3-29-10)
- 057. STEWARDS' PRESENCE.**
Three (3) stewards must be present in the stewards' stand during the running of each race. (3-29-10)
- 01. In Stands.** There must be three (3) Stewards in the stands when a race is being run. (3-29-10)
- 02. Notice.** The Stewards must take notice of any questionable conduct with or without complaint thereof. (3-29-10)
- 03. Investigations.** The Stewards must investigate promptly and render a decision in every protest and in every complaint properly made to them. (3-29-10)
- 058. -- 059. (RESERVED).**
- 060. ORDER OF FINISH.**
The stewards determine the official order of finish for each race in accordance with the rules governing horse racing in Idaho. The decision of the stewards as to the official order of finish, including the disqualification of a horse or horses as a result of any event occurring during the running of the race, must be final for purposes of distribution of the pari-mutuel wagering pool. (3-29-10)
- 061. CANCEL WAGERING.**

The stewards have the authority to cancel wagering on an individual betting interest or on an entire race and also have the authority to cancel a pari-mutuel pool for a race or races, if such action is necessary to protect the integrity of pari-mutuel wagering. (3-29-10)

062. -- 064. (RESERVED).

065. SUBSTITUTE JOCKEY.

The Stewards for reasonable cause may substitute a Jockey of their selection on any horse. (3-29-10)

066. TEMPORARY CHARGE.

The Stewards for reasonable cause may place a horse in the temporary charge of a Trainer of their selection. (3-29-10)

067. -- 069. (RESERVED).

070. STEWARDS DAILY REPORTS.

The stewards must prepare a daily report, on a form approved by the Racing Commission, detailing their actions and observations made during each day's race program. The report must contain the name of the racetrack, the date, the weather and track conditions, claims, inquiries, and objections and any unusual circumstances or conditions. The report must be signed by each steward and be filed with the Racing Commission not later than twenty-four (24) hours after the end of each race day. (3-29-10)

071. -- 074. (RESERVED).

075. PRESIDING STEWARDS LOG.

The presiding state steward must maintain a detailed log of the stewards' official activities. The log must describe all questions, disputes, protests, complaints, or objections brought to the attention of the stewards and all interviews, investigations and rulings made by the stewards. The log must be available at all times for inspection by the Racing Commission or its designee. (3-29-10)

076. -- 079. (RESERVED).

080. RACE MEET REPORT.

Not later than seven (7) days after the last day of a race meet, the presiding steward must submit to the Racing Commission a written report regarding the race meet. The report must contain: (3-29-10)

01. Observations. The Stewards' observations and comments regarding the conduct of the race meet and the overall conditions of the racing association grounds during the race meet; and (3-29-10)

02. Recommendations. Any recommendations for improvement by the racing association or action by the Racing Commission. (3-29-10)

081. -- 089. (RESERVED).

090. STEWARD'S LIST.

The stewards must maintain a Stewards' List of the horses which are ineligible to be entered in a race because of poor or inconsistent performance or behavior on the racetrack that endangers the health or safety of other participants in racing. (3-29-10)

01. Ownership. The stewards may place a horse on the Stewards' List when there exists a question as to the exact identification or ownership of said horse. (3-29-10)

02. Inconsistent Performance. A horse which has been placed on the Stewards' List because of inconsistent performance or behavior, may be removed from the Stewards' List when, in the opinion of the stewards, the horse can satisfactorily perform competitively in a race without endangering the health or safety of other participants in racing. (3-29-10)

03. Identity Established. A horse which has been placed on the Stewards' List because of questions as to the exact identification or ownership of said horse, may be removed from the Stewards' List when, in the opinion of the stewards, proof of exact identification or ownership has been established. (3-29-10)

091. -- 099. (RESERVED).

100. RACING SECRETARY.

The racing secretary is responsible for the programming of races during the race meet, compiling and publishing condition books, assigning weights for handicap races, and must receive all entries, declarations and scratches. (3-29-10)

101. FOAL, HEALTH, AND OTHER ELIGIBILITY CERTIFICATES.

The racing secretary is responsible for receiving, inspecting and safeguarding the foal and health certificates, Equine Infectious Anemia (EIA) test certificates and other documents of eligibility for all horses competing at the track or stabled on the grounds. (3-29-10)

01. Alteration of Sex. The racing secretary determines that the alteration of the sex of a horse has been recorded on the horse's foal certificate and report such to the appropriate breed registry and past performance services. (3-29-10)

02. Posterior Digital Neurectomy. The racing secretary must record on a horse's registration certificate when a posterior digital neurectomy (heel nerving) is performed on that horse. (3-29-10)

102. -- 104. (RESERVED).

105. LIST OF BRED FILLIES AND MARES.

The racing secretary must maintain a list of all fillies or mares on racing association grounds who have been covered by a stallion. The list must also contain the name of the stallion to which each filly or mare was bred and must be made available for inspection by other licensees participating in the race meet. (3-29-10)

106. -- 109. (RESERVED).

110. ALLOCATION OF STALLS.

The racing secretary determines that stables are properly assigned and maintain a record of arrivals and departures of all horses stabled on racing association grounds. (3-29-10)

110. -- 114. (RESERVED).

115. CONDITIONS.

The racing secretary determines that all conditions and eligibility requirements for entering races meet Racing Commission rules and cause them to be published to owners, trainers and the Racing Commission and be posted in the racing secretary's office. (3-29-10)

01. Winnings Included. For the purpose of establishing conditions, winnings must be considered to include all monies and prizes won up to the time of the start of a race. (3-29-10)

02. Winnings Calculated. Winnings during the year must be calculated by the racing secretary from the preceding January 1. (3-29-10)

116. -- 119. (RESERVED).

120. LISTING OF HORSES.

The racing secretary must: (3-29-10)

01. Examine Entry Blanks. Examine all entry blanks and declarations to verify information as set forth therein; and (3-29-10)

02. Select Horses. Select the horses to start and the also eligible horses from the declarations in accordance with Racing Commission rules. (3-29-10)

121. -- 124. (RESERVED).

125. POSTING OF ENTRIES.

Upon completion of the draw each day, the racing secretary must post a list of entries in a conspicuous location in the racing office and make the list available to the media. (3-29-10)

126. -- 129. (RESERVED).

130. DAILY PROGRAM.

The racing secretary must publish the official daily program, ensuring the accuracy therein of the following information: (3-29-10)

01. Sequence of Races. Sequence of races to be run and post time for the first race; (3-29-10)

02. Purse, Conditions, and Distance. The purse, conditions and distance for each race, and current track record for such distance; (3-29-10)

03. Owner's Name. The name of licensed owners of each horse, indicated as leased, if applicable, and description of racing colors to be carried; (3-29-10)

04. Trainer and Jockey. The name of the trainer and the name of the jockey named for each horse together with the weight to be carried; (3-29-10)

05. Post Position. The post position and saddle cloth number or designation for each horse if there is a variance with the saddle cloth designation; (3-29-10)

06. Horse Identification. Identification of each horse by name, color, sex, age, sire and dam; and (3-29-10)

07. Other Information. Such other information as may be requested by the racing association or the Racing Commission. (3-29-10)

131. -- 134. (RESERVED).

135. NOMINATIONS AND DECLARATIONS.

The racing secretary must examine nominations and declarations and early closing events, late closing events and stakes events to verify the eligibility of all declarations and nominations and compile lists thereof for publication. (3-29-10)

136. -- 139. (RESERVED).

140. STAKES AND ENTRANCE MONEY RECORDS.

The racing secretary is the caretaker of the permanent records of all stakes and verifies that all entrance monies due are paid prior to entry for races conducted at the meeting. (3-29-10)

141. -- 149. (RESERVED).

150. HORSEMEN'S BOOKKEEPER.

The horsemen's bookkeeper must maintain the records and accounts and perform the duties described herein and maintain such other records and accounts and perform such other duties as the racing association and Racing Commission may prescribe. (3-29-10)

151. FINANCIAL ASSURANCE.

The horsemen's bookkeeper must be insured against crime or employee dishonesty in a manner approved by the

Racing Commission. (3-29-10)

152. -- 154. (RESERVED).

155. HORSEMEN'S BOOKKEEPER RECORDS.

The records must include the name, mailing address, social security number or federal tax identification number, and the state or country of residence of each horse owner, trainer or jockey participating at the race meet who has funds due or on deposit in the horsemen's account. (3-29-10)

01. Records Kept Separate. All records of the horsemen's bookkeeper must be kept separate and apart from the records of the racing association. (3-29-10)

02. Records Subject to Inspection. All records of the horsemen's bookkeeper including records of accounts and monies and funds kept on deposit are subject to inspection by the Racing Commission at any time. (3-29-10)

03. Record of Winnings. The horsemen's bookkeeper must maintain the record of applicable winning races on all apprentice certificates at the meeting. (3-29-10)

04. Apprentice Jockey Certificates. The horsemen's bookkeeper must release apprentice jockey certificates, upon the jockey's departure or upon the conclusion of the race meet. (3-29-10)

156. -- 159. (RESERVED).

160. MONIES AND FUNDS ON ACCOUNT.

All monies and funds on account with the horsemen's bookkeeper must be maintained: (3-29-10)

01. Separate. Separate and apart from monies and funds of the racing association; (3-29-10)

02. Insured Account. In an account insured by the Federal Deposit and Insurance Corporation or the Federal Savings and Loan Insurance Corporation. (3-29-10)

161. -- 164. (RESERVED).

165. PAYMENT OF PURSES.

The horsemen's bookkeeper must receive, maintain and disburse the purses of each race and all stakes, entrance money, jockey fees, purchase money in claiming races, along with all applicable taxes and other monies that properly come into horsemen's bookkeeper possession in accordance with the provisions of Racing Commission rules and any applicable State or Federal statutes. (3-29-10)

01. Disbursement Upon Request. The horsemen's bookkeeper must disburse the purse of each race and all stakes, entrance money, jockey fees and purchase money in claiming races, along with all applicable taxes, upon request, within forty-eight (48) hours of receipt of notification that all tests with respect to such races have cleared the drug testing laboratory(ies) as reported by the stewards or the Racing Commission, except that minimum jockey mount fees may be disbursed prior to notification that the tests have cleared the testing laboratory(ies). (3-29-10)

02. No Prior Request. Absent a prior request, the horsemen's bookkeeper must disburse monies to the persons entitled to receive same within fifteen (15) days after the last race day of the race meet, including purses for official races, provided that all tests with respect to such races have cleared the drug testing laboratory(ies) as reported by the stewards, and provided further that no protest or appeal has been filed with the stewards or the Racing Commission. (3-29-10)

03. Disbursement Not A Finding. The fact that purse money has been distributed prior to the issuance of a laboratory report may not be deemed a finding that no chemical substance has been administered, in violation of any Racing Commission rules, to the horse earning such purse money. (3-29-10)

04. Protests. In the event a protest or appeal has been filed with the stewards or the Racing Commission, the horsemen's bookkeeper must disburse the purse within forty-eight (48) hours of receipt of dismissal or a final non-appealable order disposing of such protest or appeal. (3-29-10)

166. -- 169. (RESERVED).

170. OTHER MONIES.

The horsemen's bookkeeper may accept monies due belonging to other organizations or recognized race meets, provided prompt return is made to the organization to which the money is due. (3-29-10)

171. -- 199. (RESERVED).

200. PADDOCK JUDGE.

The Paddock Judge is in charge of the paddock and must comply with IDAPA 11.04.10, "Rules Governing Live Horse Races." (3-29-10)

201. -- 209. (RESERVED).

210. PADDOCK JUDGE'S LIST.

The paddock judge must maintain a list of horses which may not be entered in a race because of poor or inconsistent behavior in the paddock that endangers the health or safety of other participants in racing. (3-29-10)

01. Provide List to Stewards. At the end of each race day, the paddock judge must provide a copy of the List to the stewards. (3-29-10)

02. Removal from List. To be removed from the paddock judge's List, a horse must be schooled in the paddock and demonstrate to the satisfaction of the paddock judge and the stewards that the horse is capable of performing safely in the paddock. (3-29-10)

211. -- 219. (RESERVED).

220. HORSE IDENTIFIER.

The Horse Identifier is responsible for positively identifying all horses entered to race. (3-29-10)

01. Inspection. The Horse Identifier must inspect, identify and prepare I.D. cards by using the lip tattoo, markings from photos, written descriptions, or National Animal Identification System compliant devices. (3-29-10)

02. Examination. The Horse Identifier must examine every starter in the paddock for sex, color, markings and lip tattoo or other identification method approved by the appropriate breed registry and the Racing Commission for comparison with its registration certificate to verify the horse's identity; and (3-29-10)

03. Report Violation. The Horse Identifier must report to the stewards any horse not properly identified or whose registration certificate is not in conformity with any Racing Commission rules. (3-29-10)

221. -- 229. (RESERVED).

230. CLERK OF SCALES.

The Clerk of the Scales must: (3-29-10)

01. Verify Presence. Verify the presence of all jockeys in the jockeys' room at the appointed time and verify that all such jockeys have a current jockey's license issued by the Racing Commission; (3-29-10)

02. Verify Weight. Verify the correct weight of each jockey according to IDAPA 11.04.10 "Rules Governing Live Horse Races"; (3-29-10)

03. Report Infractions. Promptly report to the stewards any infraction of the rules with respect to

weight, weighing, riding equipment or conduct; (3-29-10)

04. Record Data. Record all required data on the scale sheet and submit that data to the horsemen's bookkeeper at the end of each race day; and (3-29-10)

05. Assume Duties. Assume the duties of the jockey room custodian in his absence. (3-29-10)

231. -- 239. (RESERVED).

240. JOCKEY ROOM CUSTODIAN.

The jockey room custodian must: (3-29-10)

01. Supervise Conduct. Supervise the conduct of the jockeys and their attendants while they are in the jockey room; (3-29-10)

02. Ensure Safety. Ensure all jockeys are in the correct colors and wearing Racing Commission approved riding vest and helmet before leaving the jockey room to prepare for mounting their horses; (3-29-10)

03. Display Program. Keep a daily program displayed in plain view for the jockeys so they may have ready access to mounts that may become available; (3-29-10)

04. Secure Jockey Room. Keep unauthorized persons out of the jockey room; and (3-29-10)

05. Report to Stewards. Report to the stewards any unusual occurrences in the jockey room. (3-29-10)

241. -- 249. (RESERVED).

250. STARTER.

The Starter must have complete jurisdiction over the starting gate, the starting of horses in accordance with IDAPA 11.04.10 "Rules Governing Live Horse Races." (3-29-10)

01. Assess Jockey's Ability. The Starter must assess the ability of each person applying for a jockey's license in breaking from the starting gate and working a horse in the company of other horses, and must make said assessment known to the stewards. (3-29-10)

251. -- 259. (RESERVED).

260. ASSISTANT STARTERS.

Assistant Starters are under the direct control and responsibility of the Starter. (3-29-10)

261. -- 269. (RESERVED).

270. STARTER'S LIST.

No horse will be permitted to start in a race unless approval is given by the starter. The starter must maintain a Starter's List of all horses which are ineligible to be entered in any race because of poor or inconsistent behavior or performance in the starting gate. Such horse will be refused entry until it has demonstrated to the starter that it has been satisfactorily schooled in the gate and can be removed from the Starter's List. Schooling must be under the direct supervision of the starter. (3-29-10)

271. -- 299. (RESERVED).

300. TIMER.

In the absence of an electronic timer, the timer must: (3-29-10)

01. Record Time. Accurately record the time elapsed between the start and finish of each race; (3-29-10)

02. Record From the Instant the First Horse Leaves. Record from the instant that the first horse leaves the point from which the distance is measured until the first horse reaches the finish line; (3-29-10)

03. Post Quarter Times. At a racetrack equipped with an appropriate infield totalisator board, post the quarter times (splits) for thoroughbred races in fractions as a race is being run. For quarter horse races, the timer must post the official times in hundredths of a second; (3-29-10)

04. Time All Races. For back-up purposes, also use a stopwatch to time all races. In time trials, ensure that at least three (3) stopwatches are used by the stewards or their designees; and (3-29-10)

05. Maintain Record. Maintain a printed record of fractional and finish times of each race and have same available for inspection by the stewards or the Racing Commission on request. (3-29-10)

301. -- 309. (RESERVED).

310. CLOCKER.

The clocker must be present during training hours at each track on racing association grounds, which is open for training, to identify each horse working out and to accurately record the distances and times of each horse's workout. (3-29-10)

01. List of Workouts. Each day, the clocker must prepare a list of workouts that describes the name of each horse which worked along with the distance and time of each horse's workout. (3-29-10)

02. Deliver List. At the conclusion of training hours, the clocker must deliver a copy of the list of workouts to the stewards and the racing secretary. (3-29-10)

311. -- 319. (RESERVED).

320. PATROL JUDGE.

The patrol judge, when utilized, is responsible for observing the race and reporting information concerning the race to the stewards. If the track's video replay system is deemed adequate, use of patrol judges is optional. (3-29-10)

321. -- 329. (RESERVED).

330. GATE JUDGE.

The Racing Commission may require each track to employ a gate judge whose duties include being present at the starting gate just prior to the running of each race to observe and report any violations of the rules to the stewards, and to otherwise assist the stewards as they may so order. (3-29-10)

331. -- 339. (RESERVED).

340. PLACING JUDGE.

The placing judges, if utilized, determine the order of finish in a race as the horses pass the finish line. (3-29-10)

341. PHOTO FINISH.

In the event the placing judges or the stewards request a photo of the finish, the photo finish sign must be posted on the totalisator board. (3-29-10)

01. Order of Finish. Following their review of the photo finish, the placing judges, with the approval of the stewards, determine the exact order of finish for all horses participating in the race. (3-29-10)

02. Photographic Print. In the event a photo was requested, the placing judges must cause a photographic print of said finish to be produced. The finish photograph must, when needed, be used by the placing judges as an aid in determining the correct order of finish. (3-29-10)

03. Photographic Prints Displayed. Upon determination of the correct order of finish of a race in

which the placing judges have utilized a photographic print to determine the first four (4) finishers, the placing judges must cause prints of said photograph to be displayed publicly in the grandstand and clubhouse areas of the racetrack. (3-29-10)

342. DEAD HEATS.

In the event the placing judges determine that two (2) or more horses finished the race simultaneously and cannot be separated as to their order of finish, a dead heat must, with the approval of the stewards, be declared. (3-29-10)

343. -- 349. (RESERVED).

350. COMMISSION VETERINARIAN QUALIFICATIONS.

The Commission Veterinarian must be a graduate of an accredited school of veterinary medicine and licensed to practice veterinary medicine in Idaho. (3-29-10)

351. COMMISSION VETERINARIAN AUTHORITY.

The Commission Veterinarian has the authority to supervise the actions of veterinarians licensed by the Racing Commission while they are practicing at any location under the jurisdiction of the Racing Commission in accordance with IDAPA 11.04.11, "Rules Governing Equine Veterinary Practices, Permitted Medications, Banned Substances, and Drug Testing of Horses." (3-29-10)

352. EXAMINATION OF HORSES.

01. Examination of Horses. The Commission Veterinarian must examine each horse prior to racing and must report to the Stewards any horse that is not of the age or condition that is satisfactory for the type of racing to be conducted at the meeting. (3-29-10)

02. Declared Ineligible. 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. (3-29-10)

03. Present In Paddock. The Commission Veterinarian must 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. (3-29-10)

04. Emergencies. The Commission Veterinarian has the authority to treat any horse in event of an emergency, accident or injury, the details of which must be immediately reported to the Stewards. (3-29-10)

05. Humanely Destroy. The Commission Veterinarian 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 Idaho does consent thereto. This authorization to destroy the horse is extended only in the event the owner or trainer is not present. (3-29-10)

353. COMMISSION VETERINARIAN.

The Commission Veterinarian is responsible to the Stewards for the conduct of horses and their attendants in the receiving and detention barn. (3-29-10)

354. -- 359. (RESERVED).

360. ADDITIONAL RACING OFFICIALS.

The Racing Commission may create additional racing official positions, as needed. Persons selected for these positions are considered racing officials and are subject to the general qualifications outlined in this chapter. (3-29-10)

361. -- 989. (RESERVED).

990. PENALTIES.

Any person violating any of the provisions of these rules is subject to the penalties provided for in Title 54, Chapter

25, Idaho Code and any of the Racing Commission rules.

(3-29-10)

991. -- 998. (RESERVED).

999. MINOR VIOLATIONS.

Nothing in these rules may be construed as requiring the Racing Commission to report minor violations when the Racing Commission believes that the public interest will be best served by suitable warnings or other administrative action.

(3-29-10)

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