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**IDAPA 11
TITLE 04
CHAPTER 10**

11.04.10 – RULES GOVERNING LIVE HORSE RACES

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 11.04.10, “Rules Governing Live Horse Races.” (3-29-10)

02. Scope. These rules govern the running of live horse races in Idaho. (3-29-10)

002. WRITTEN INTERPRETATIONS.

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

003. ADMINISTRATIVE APPEALS.

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

004. INCORPORATION BY REFERENCE.

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

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

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

02. Physical Address. The central office of the Idaho State Racing Commission is located at 700 S. Stratford Drive, Meridian, Idaho 83642. (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’s website at <http://www.isp.idaho.gov/race>. (3-29-10)

006. PUBLIC RECORDS COMPLIANCE AND AVAILABILITY.

All rules contained in this chapter are subject to and in compliance with the Idaho Public Records Act (Title 74, Chapter 1, Idaho Code). (3-29-10)

007. -- 009. (RESERVED)

010. DEFINITIONS.

01. Apprentice Jockey. A thoroughbred jockey 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. (3-29-10)

02. Authorized Agent. A person appointed by a written instrument signed and acknowledged before a notary public by the owner and filed in accordance with these rules. (3-29-10)

- 03. Calendar Day.** Twenty-four (24) hours ending at midnight. (3-29-10)
- 04. Chemical.** A substance composed of chemical elements or obtained by chemical processes. (3-29-10)
- 05. Claiming Race.** A race in which any horse entered therein may be claimed in conformity with these rules. (3-29-10)
- 06. 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)
- 07. Declaration.** The act of withdrawing an entered horse from a race before the closing of overnight entries. (3-29-10)
- 08. Disqualification.** Interference or a foul determined by the stewards in a contest that may result in an adjustment to the offending entrants finish position. (3-29-10)
- 09. Engagements.** Race days where a horse has been entered to race. (3-29-10)
- 10. Entry.** Means, according to the requirements of these rules: (3-29-10)
- a.** A horse made eligible to run a race. (3-29-10)
- b.** Two (2) or more horses that are entered or run in a race and are coupled because of common ties or ownership. (3-29-10)
- 11. Equipment.** As applied to a horse means whips, blinkers, tongue straps, muzzle, nosebands, bits, shadow rolls, martingales, breast plate, bandages, boots, hoods, flipping halters, goggles and plates. (3-29-10)
- 12. Forfeit.** Money due because of an error fault, neglect of duty, breach of contract or a penalty. (3-29-10)
- 13. Foul.** A violation, by a jockey or horse, of these rules during a race. (3-29-10)
- 14. Grounds.** Any area owned or leased by any licensed Racing Association which is operated for the purpose of conducting pari-mutuel racing. (3-29-10)
- 15. Handicap.** A weight adjustment for entered horses for the purpose of equalizing the respective chances of winning. (3-29-10)
- 16. 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. (3-29-10)
- 17. Jockey.** A race rider, whether a licensed Jockey, apprentice, or amateur. (3-29-10)
- 18. Jostle.** To bump, push or shove. (3-29-10)
- 19. 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 that has been disqualified after finishing first still is a maiden. (3-29-10)
- 20. Nomination.** The act of nominating to a stake race. (3-29-10)
- 21. Nominator.** A person in whose name a horse is entered for a race. (3-29-10)
- 22. 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. (3-29-10)

23. **Paddock.** An enclosure in which horses scheduled to compete in a contest are saddled prior to racing. (3-29-10)

24. **Person.** Any individual, association, partnership, firm, joint stock company, joint venture, trust, estate, political subdivision, public or private corporation, or any legal entity, which is recognized by law as the subject of rights and duties. (3-29-10)

25. **Place.** Means first, second or third and in that order is called "Win," "Place," and "Show." (3-29-10)

26. **Post Position.** The starting position assigned. (3-29-10)

27. **Post Time.** The time set for the arrival at the starting point. (3-29-10)

28. **Preference System.** A method used by the Racing Secretary to determine the order of qualification for a race. (3-29-10)

29. **Race.** A contest between horses for purse, stake or reward on any licensed race track and in the presence of a Judge or Judges. (3-29-10)

30. **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." (3-29-10)

31. **Race Meet.** The entire consecutive period for which a license to race has been granted to any one (1) Racing Association by the Racing Commission. (3-29-10)

32. **Racing Association.** Any person licensed by the Racing Commission to conduct live horse racing and pari-mutuel wagering. (3-29-10)

33. **Racing Commission.** Three (3) member Idaho State Racing Commission created by Section 54-2503, Idaho Code, or its designee. (3-29-10)

34. **Racing Interest.** 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. (3-29-10)

35. **Recognized Meet.** Any meet wherever held, which is under the jurisdiction of the Idaho State Racing Commission. The Racing Commission will recognize all race meets conducted under the jurisdiction of members of the National Association of State Racing Commissioners International, or associate members or state and other recognized authority. (3-29-10)

36. **Ringer.** In addition to the definitions expressed in these rules, means any horse which runs under the name and identity of another or under a fictitious name. (3-29-10)

37. **Scratch.** The act of withdrawing an entered horse from the race after closing of overnight entries. (3-29-10)

38. **Scratch Time.** The time set by the Racing Association for the closing of applications for permission to withdraw from the races of that day. (3-29-10)

39. **Stake Race.** 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, is deemed a stake race. (3-29-10)

- 40. Starter.** (3-29-10)
- a.** The individual approved to dispatch the horses in a race. (3-29-10)
- 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. (3-29-10)
- 41. Stewards.** The Stewards of the meeting or their duly appointed deputies. (3-29-10)
- 42. Suspension.** A temporary remedial measure designed to protect the safety and integrity of the horse racing industry and the participants therein. (3-29-10)
- 43. Trial.** A race to determine qualifiers for a future race. (3-29-10)
- 44. Straightway Race.** A race ran for a specified distance with no turns. (3-29-10)
- 45. Weight for Age.** Standard weight according to the scale adopted by the Racing Commission and set forth herein. (3-29-10)
- 46. Year.** A calendar year. (3-29-10)
- 011. -- 019. (RESERVED)**
- 020. ENTER, SEARCH, AND INSPECT.**
Every Racing Association, the Racing Commission, the Stewards, or trained and qualified agents of the Idaho State Police, have the right to enter, search and inspect the buildings, stables, rooms and other places where horses that are eligible to race are kept, or where property and effects of the licensee are kept within the grounds of the Racing Association. Any licensee accepting a license is 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. (3-29-10)
- 021. -- 029. (RESERVED)**
- 030. ILLEGAL PRACTICES.**
- 01. Offer of Bribes.** No person may 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. (3-29-10)
- 02. Acceptance of Bribes.** No person licensed by the Racing Commission, nor any other person, may 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. (3-29-10)
- 03. Conspire.** No person may conspire with any other person for the commission of any corrupt or fraudulent practice in relation to racing, nor may he commit such an act on his own account. (3-29-10)
- 04. Bets.** No person except the Owner or Trainer of the horse the Jockey is riding may make a bet for the account of any Jockey and then only on the horse being ridden by said Jockey. (3-29-10)
- 05. Shodding.** A horse starting in a race must not be shod with ordinary shoes, training shoes or bar plates except by permission of the Stewards. (3-29-10)
- 06. Devices.** No electrical or mechanical device or other appliance designed to increase or decrease the speed of a horse, other than ordinary whip, may be possessed by anyone or applied by anyone to a horse at any time on the grounds of a Racing Association during a meeting whether in a race or otherwise. (3-29-10)
- 07. Tampering.** No person may improperly tamper or attempt to tamper with any horse in such a way as to affect his speed in a race, nor may he counsel or in any way aid or abet any such tampering. (3-29-10)

08. Jockey's Spouse. A jockey may not compete in any race against a horse which is trained by the jockey's spouse. (3-29-10)

031. -- 039. (RESERVED)

040. CONSUMPTION OF ALCOHOL.

No jockey, starter, assistant starter, pony person, outrider, or racing official may have present within his body any amount of alcohol while participating in any horse race held that day. (3-29-10)

041. -- 049. (RESERVED)

050. HORSE RACES -- GENERAL RULES.

01. 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. (3-29-10)

02. Paddocks. Horses must be in the paddock at least twenty (20) minutes before post time. (3-29-10)

03. Saddled. Each horse must be saddled in the paddock. (3-29-10)

04. Number. In a race, each horse must 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 must carry the same number (head and saddlecloth) with a distinguishing letter. In the case of a Field, the horses comprising the Field must carry an individual number. (3-29-10)

05. Jockey. After the horses enter the track, no Jockey may dismount and no horse is 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. (3-29-10)

06. 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. (3-29-10)

07. Injured Jockey. If a Jockey is injured on the way to the post so as to require replacement, the horse must be taken to the paddock and another Jockey and equipment obtained. (3-29-10)

08. Parade. All horses must parade and, under penalty of disqualification, must carry their weight from the paddock to the starting post, such parade to pass the Stewards' stand. (3-29-10)

09. Delays. After entering the track, no more than twelve (12) minutes may 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 must be started without unnecessary delay. (3-29-10)

10. Willful Delay. No person may willfully delay the arrival of a horse at the post. (3-29-10)

11. Selection of Horses. When the number of horses competing in a race exceeds the numbered capacity of the tote, the Field horses are to be selected by the handicapper or the Racing Secretary. (3-29-10)

12. Limit on Number of Horses. No more than eight (8) horses may start in any race on a one-half (1/2) mile track. (3-29-10)

13. Start. A horse may not be qualified to start in any race unless the horse has been and continues to be properly entered therein. (3-29-10)

054. -- 059. (RESERVED)

060. STRAIGHTAWAY RACES.

01. Maintain Position. In a Straightaway Race every horse must maintain position as nearly as possible in the lane in which it starts. (3-29-10)

02. Entitled to Room. Every horse in the race is entitled to racing room and may not be deliberately impeded. 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. (3-29-10)

03. Offending Horse. The offending horse may be disqualified when, in the opinion of the Stewards, the outcome of the race was affected by the foul. This applies whether the foul was caused by the horse or by the rider, irrespective of cause. (3-29-10)

04. Caused by Horse. 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 will be attached to the Jockey. (3-29-10)

05. Effort of Jockey. When the Stewards rule that the Jockey did not make an effort to prevent the foul, then the Jockey may be fined or suspended, or both. (3-29-10)

06. Fined or Suspended. 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. (3-29-10)

061. -- 069. (RESERVED)

070. RACES AROUND A TURN.

01. Race 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. (3-29-10)

02. 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. (3-29-10)

03. Crossing Another Horse. 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. (3-29-10)

04. 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. (3-29-10)

05. Shorten Strides. No Jockey may unnecessarily shorten his horses stride so as to give the appearance of having suffered a foul. (3-29-10)

071. -- 079. (RESERVED)

080. DISQUALIFICATION.

The Stewards are vested with the power to determine the extent of disqualification in case of fouls. (3-29-10)

01. Placing. They may place the offending horse behind such horses as in their judgment it interfered with or they may place it last. (3-29-10)

02. Entries. When a horse is disqualified under these rules, the other horse or horses in the same race coupled as an Entry may be disqualified. (3-29-10)

081. -- 089. (RESERVED)

090. CLAIMS OF FOUL.

Claims of foul under these rules 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 these rules prevents the Stewards taking cognizance of foul riding. (3-29-10)

01. Fouls. Any Jockey against whom a foul is claimed will be given the opportunity to appear or communicate with the Stewards before any decision is made. (3-29-10)

02. Frivolous Complaints. An owner, trainer, or jockey who frivolously complains his horse was crossed or jostled may be subject to disciplinary action. (3-29-10)

091. -- 099. (RESERVED)

100. BEST EFFORT.

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 must be reported immediately to the Board of Stewards by the Jockey. All persons giving or following such instructions or advice are subject to disciplinary action by the Board of Stewards. (3-29-10)

101. - 109. (RESERVED)

110. ENTRIES AND DECLARATIONS.

The Racing Secretary is authorized to receive entries and declarations for all races. (3-29-10)

01. Overnight Race. Overnight Race Entries closes at a time designated and published by the Racing Secretary. (3-29-10)

02. Ineligible. No person may enter or start a horse which is known or believed to be ineligible or disqualified. (3-29-10)

03. Ringer. No person may enter or start a horse which is a ringer. (3-29-10)

04. Declaring an Entry. No person may offer or receive money or any other benefit for declaring an Entry from a race. (3-29-10)

05. Entry 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 as determined by the stewards. (3-29-10)

06. 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. (3-29-10)

07. Responsibility. Any person participating in the entry will be jointly and severally responsible and liable with the Trainer for the accuracy and authority of the entry. (3-29-10)

08. Trainer. No horse is permitted to enter or to start unless in the care and attendance of a licensed Trainer. (3-29-10)

09. Name of Jockey. Upon making an entry every Trainer is required to furnish the name of the Jockey who will ride the entry or, if this is 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 will name the best available rider for the horse. (3-29-10)

10. Entry Void. If any entry from any disqualified person or a disqualified horse is received, such entry is void and any money paid for such entry may be forfeited to the purse of the race. (3-29-10)

- 11. Entries.** All entries are under the supervision of the Stewards. (3-29-10)
- 111. -- 112. (RESERVED)**
- 113. COUPLED ENTRIES.**
- 01. Coupled Entries.** Two (2) or more horses that are entered in a race will be joined as a mutuel entry and single betting interest if they are owned or leased in whole or in part by the same racing interest or are trained by a trainer who owns or leases any interest in any of the other horses in the race, except: (3-29-10)
- a.** Multiple horses owned by the same racing interest may be uncoupled in stake races for the purpose of pari-mutuel wagering; or (3-29-10)
- b.** Multiple horses owned by the same racing interest may be uncoupled for the purpose of pari-mutuel wagering. (4-11-15)
- 02. Overnight Race.** No more than two (2) horses owned by the same racing interest may be entered in an overnight race. Under no circumstances may both horses of such an entry start to the exclusion of a single entry. When making an entry, a preference for one (1) of the horses must be made. (4-11-15)
- 114. (RESERVED)**
- 115. WRITTEN ENTRIES.**
Entries and declarations must be made in writing and signed by the Trainer of the horse, or his delegate or some person deputized by him, except: (3-29-10)
- 01. Telephone.** Entries may be made by telephone or facsimile if approved by the State Steward. All telephone or facsimile entries must be signed by the Trainer of the horse, or his delegate or some person authorized by him, before the horse will be allowed to start in any race. (3-29-10)
- 02. Entry Blanks.** Each Racing Association must provide blank forms or templates on which entries and declarations are to be made. These forms or templates must be approved by the Racing Commission. (3-29-10)
- 116. -- 119. (RESERVED)**
- 120. REGISTRATION.**
- 01. Duly Registered.** No thoroughbred horse will 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 will 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 will 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. (3-29-10)
- 02. Certificate or Facsimile.** At the time of entry, certificate or facsimile 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. (3-29-10)
- 03. New Name.** If the name of a horse is changed, the new name together with the former name will 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 will cause the horse to be named a "RINGER" and the horse and all persons connected with the violation will be ruled off and referred to the Racing Commission. (3-29-10)
- 04. Sex Altered.** 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. (3-29-10)

121. -- 129. (RESERVED)

130. IDENTIFICATION.

01. Identification. If entered for the first time, a horse will 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 its name has been published in the official program or the list of entries of the Association or in such other publication as the Racing Commission may designate. In every entry after such publication, its name and age will be sufficient. (3-29-10)

02. Permitted to Start. No horse is permitted to start that has not been fully identified. (3-29-10)

03. Responsibility. Responsibility in the matter of establishing either the identity of a horse or its complete and actual ownership is 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 applies to them in case of fraud or attempt at fraud. (3-29-10)

04. Method of Identification. All horses must have either a lip tattooed or be identified by a National Animal Identification System compliant device. (3-29-10)

131. -- 139. (RESERVED)

140. OWNERSHIP.

01. Disclosure of Ownership. All ownerships in a horse must be filed with the Racing Secretary before the horse may start, as also must every change in ownership thereafter during the race meeting. Failure to disclose all ownerships may result in a fine or suspension, or both. (3-29-10)

02. Registration of Partnerships. No horse involved in a partnership will be permitted to enter or to start until the rules for the registration of partnerships have been complied with. (3-29-10)

03. Disqualified. No horse will be qualified to be entered or to start in any race if owned in whole or in part by or if under the direct or indirect management of a person disqualified under Idaho Law or Racing Commission rules. (3-29-10)

141. -- 149. (RESERVED)

150. WORKOUTS.

01. Minimum Number of Workouts. A horse that has never run at a recognized race meet must have a minimum of two (2) official workouts and be approved by the Starter before being eligible to start in an official race. (3-29-10)

02. Recognized Meet. Any horse that has not run at a recognized race meet in the forty-five (45) days prior to the race in which it is sought to be entered must have at least one (1) official workout before being eligible to start in an official race. (3-29-10)

03. Workout Around the Turn. Any 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. (3-29-10)

151. -- 159. (RESERVED)

160. ENTRIES CLOSED.

01. Entries Closed at Advertised Time. Entries must 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. (3-29-10)

02. Absence of Notice. In the absence of notice to the contrary, entrance and declarations for a stakes race must be at the office of the Racing Secretary who will make provisions therefore. (3-29-10)

03. Hour of Closing. When the hour for closing is designated, entries and declaration for stake races cannot be received afterwards. If an hour is not designated, then the close of entries and declarations will be at the close of the day's draw. (3-29-10)

04. Entries Compiled. Entries that have closed must be compiled without delay by the Racing Secretary and conspicuously posted. (3-29-10)

05. Changes. No changes may be made in any entry after closing of entries except the Racing Secretary may correct an error with the approval of the Stewards. (3-29-10)

06. Unclosed Race. The Racing Association has the right to withdraw or change any unclosed race. (3-29-10)

161. -- 169. (RESERVED)

170. NOT QUALIFIED TO START.

01. Listed. No horse on the Stewards, Veterinarians, Starters, or Paddock list is qualified to start. (3-29-10)

02. Money Paid. No horse is allowed to start in a race unless any stake or entrance money payable in respect to that race has been duly paid. (3-29-10)

03. 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. The entrance money to the purse that is run off will not be returned on the death of a horse or its failure to start for any cause whatever. (3-29-10)

04. Registration Papers. No horse is allowed to start unless the horses registration papers are on file in the Racing Secretary's office. (3-29-10)

05. Unlicensed Owner. No horse is allowed to start unless the horses owner has been licensed by the Racing Commission. (3-29-10)

171. -- 189. (RESERVED)

190. PREFERENCE SYSTEM.

01. Preferred List. A copy of the preferred list will be made available to the Racing Commission and horsemen before taking entries for the following race day. (3-29-10)

02. Excluded Twice. If a horse has been excluded twice consecutively, it has preference over a horse excluded only once and so on. (3-29-10)

03. Opportunity. No horse will be placed on the preferred list if the Owner or Trainer thereof did not accept the opportunity of starting when it was presented. (3-29-10)

04. 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 overfills, except stakes races. (3-29-10)

05. 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 will be lost and no claim of error will be considered by the Stewards if the person making the claim has signed an entry not marked in keeping with these rules. (3-29-10)

191. -- 194. (RESERVED)

195. NOMINATIONS AND ENGAGEMENTS.

01. Nominations and Engagements. Nominations 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. (3-29-10)

02. When Nominations Void. Nominations and all entries or rights of entry become void on the death of a nominator 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 nominator for the privilege of transfer agrees to assume any and all obligations incident to the original entries. (3-29-10)

03. 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 are exhibited to the Racing Secretary when demanded. (3-29-10)

04. 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. (3-29-10)

05. Claimed Out. When a horse is claimed out of a claiming race, its engagements are included. (3-29-10)

06. Engagements Voided. If a horse is sold to a disqualified person, said horse's racing engagements is void as of the date of sale. (3-29-10)

196. -- 199. (RESERVED)

200. POST POSITIONS.

01. Post Positions Determined by Lot. Post positions are determined publicly by lot in the presence of the Racing Secretary and Steward. Thereafter if a regular carded horse is excused from a race, all horses will move up in post position order. (3-29-10)

02. Applicability. This rule applies unless the Association specifically provides otherwise in writing in its stake or condition book. (3-29-10)

03. Position. Horses must take their position at the post in the post position order in which their names have been drawn, beginning from the inside rail. (3-29-10)

04. Starter. The starter is 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. (3-29-10)

201. -- 209. (RESERVED)

210. NUMBER OF STARTERS.

01. Limit. The race is limited to the number of starters as specified in the conditions. (3-29-10)

02. More Than the Specified Number. If more than the specified number of entries is received in an overnight race, then: (3-29-10)

- a. Winners of a stakes race have first preference; (3-29-10)
- b. Winners have second preference; (3-29-10)
- c. Stake placed maidens have third preference; (3-29-10)
- d. Other maidens have fourth preference; and (3-29-10)
- e. Non-starters have fifth preference. (3-29-10)

211. -- 219. (RESERVED)

220. DEAD HEAT.

01. Dead Heat. When two (2) or more horses run a dead heat, the dead heat will not be run off. (3-29-10)

02. Purse Divided Equally. The owners of the horses in a dead heat must equally divide the purse money and other prizes. If no agreement can be reached as to which receives the cup, plate or other indivisible prize, they must draw lots for it in the presence of one (1) or more of the Stewards. (3-29-10)

03. First Place. If a dead heat is for first place, each horse is considered a winner of the amount received in accordance with Subsection 202.02 of these rules. (3-29-10)

221. -- 229. (RESERVED)

230. DECLARATIONS.

01. Scratched or Declared. No horse is considered scratched or declared until the Trainer or an authorized agent, or some person authorized by the Trainer, has given due and timely notice in writing to the Racing Secretary. (3-29-10)

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. (3-29-10)

03. Irrevocable. The declaration or scratch of a horse is irrevocable. (3-29-10)

04. Miscarriage. If the miscarriage of any declaration by mail or otherwise is alleged, satisfactory proof of such miscarriage is required; otherwise, the declaration is accepted as of the time alleged. (3-29-10)

05. Stewards. All declarations are under the supervision of the Stewards. (3-29-10)

231. -- 239. (RESERVED)

240. SCRATCHES.

01. Scratches. A horse may be scratched from a race if eight (8) betting interests remain in the race. (3-29-10)

02. Request to Withdraw. If there are more requests to withdraw than are available, permission to withdraw will 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. (3-29-10)

03. Other Causes. 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. (3-29-10)

241. -- 249. (RESERVED)

250. COLORS.

01. Racing Colors. Owners may obtain suitable racing colors that must be registered annually, together with the owners' license application. (3-29-10)

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 Racing Association. (3-29-10)

03. Standard Colors. Racing Associations may use standard colors if approved by the Racing Commission. If standard colors are used, such colors must be furnished by the Racing Association and in these instances the owner will not be required to provide colors. (3-29-10)

251. -- 259. (RESERVED)

260. WEIGHTS.

The following weights are carried when they are not stated in the condition of the race: (3-29-10)

01. Intermediate Length. In races of intermediate lengths, the weights for the shorter distance are carried. (3-29-10)

02. Allowances. In all races, except handicaps and races where the conditions expressly state to the contrary, two-year old fillies are allowed three (3) pounds, three-year old and older fillies and mares are allowed five (5) pounds before the first of September and three (3) pounds thereafter. (3-29-10)

03. Overnight Races. 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 may 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-year olds or three-year olds when racing older horses. (3-29-10)

04. 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 are not entitled to the second and so on. (3-29-10)

261. -- 262. (RESERVED)

263. APPRENTICE JOCKEY WEIGHT ALLOWANCE.

01. Weight Allowance. An Apprentice Jockey must 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. (3-29-10)

02. After One Year. 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 must 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. (3-29-10)

03. If Unable to Ride. 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 Racing 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. (3-29-10)

264. (RESERVED)

265. WEIGHTS IN HANDICAP RACES.

01. **Weight Assignment.** The Handicapper or Board of Handicappers assigns all weight to be carried in a handicap race. (3-29-10)

02. **No Alterations.** No alteration may 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. (3-29-10)

266. -- 269. (RESERVED)

270. 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	124	124	124	126	126	126
	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

(3-29-10)

02. Limit. Exclusively for three-year olds or four-year-olds the weight is one hundred twenty-six (126) pounds and in races exclusively for two-year olds it is one hundred twenty-two (122) pounds. (3-29-10)

271. -- 279. (RESERVED)

280. CLERK OF THE SCALES.

01. In Charge of the Scales. The Clerk of the Scales is in charge of the scales furnished by the Racing Association. (3-29-10)

02. Check the Weight. The Clerk of the Scales must check the weight of all Jockeys out and perform such other duties as are customarily required. (3-29-10)

03. Record. At the time of weighing out the Clerk of the Scales must record all overweights. Overweights must be announced publicly or posted in a conspicuous place prior to the first race of the day and before the running of each race. (3-29-10)

04. Weigh In. After each race the Clerk of the Scales must weigh in all Jockeys running fourth or better. (3-29-10)

281. -- 284. (RESERVED)

285. PRE-RACE WEIGH OUT.

01. Specific Horse. Every Jockey must be weighed for a specified horse no more than thirty (30) minutes before the time fixed for the race. (3-29-10)

02. Jockey Equipment. A Jockey's weight includes riding clothes, saddle and pad but does not include the safety helmet or whip. (3-29-10)

286. -- 289. (RESERVED)

290. OVERWEIGHT.

01. Overweight. If a Jockey intends to carry overweight, the amount thereof must be declared at the time of weighing out. If in doubt as to the proper weight, the weight to be carried may be declared. (3-29-10)

02. 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 and the Trainer consents, 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 must state the overweight on the notice board immediately. Failure on the part of the Jockey to comply with this rule must be reported to the Stewards. (3-29-10)

03. No More Than Seven Pounds. No horse may carry more than seven (7) pounds overweight, except at fair circuit racetracks with the permission of the stewards. (3-29-10)

291. -- 294. (RESERVED)

295. POST RACE WEIGH IN.

01. Upon Completion of a Race. After a race has been run and after the Jockey has pulled up the horse ridden, the Jockey must ride promptly to the area designated by the Stewards. After obtaining permission from the Judges, the Jockey must dismount 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 from weighing. (3-29-10)

02. Preparation for Weigh In. Except by permission of the Stewards upon returning to the Placing Judges stand, every Jockey must unsaddle the horse ridden. No person may 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. (3-29-10)

03. Carrying Equipment. Each Jockey must weigh in carrying over the Scales all pieces of equipment with which weighed out. Thereafter, the equipment may be given to the Jockey's attendant. (3-29-10)

04. Same Weight. Each Jockey must weigh in at the same weight as that which he weighed out and, if short of it by more than two (2) pounds, the horse will be disqualified. (3-29-10)

05. More Weight. If any Jockey weighs in at more than two (2) pounds over the proper or declared weight, the Jockey will be fined or suspended or ruled off by the Stewards, having due regard for any excess weight caused by rain or mud. The case must be reported to the Racing Commission for such action as it may deem proper. (3-29-10)

296. -- 299. (RESERVED)

300. PADDOCK JUDGE.

The Paddock Judge is in charge of the paddock. (3-29-10)

01. Horses. The Paddock Judge must check all horses for each race. (3-29-10)

02. Records. The Paddock Judge must keep a record of equipment carried by horses in races under the Paddock Judge's jurisdiction. The Paddock Judge must not permit any change in equipment not authorized by the Stewards. (3-29-10)

03. Shod. The Paddock Judge must determine that horses in the paddock are properly shod and must report any irregularities to the Stewards. (3-29-10)

04. Bandages. The Paddock Judge and the Commission Veterinarian must inspect bandages on horses prior to the participation in a race. They may order removal and replacement of bandages. They must report any indications of fraud in the type of bandages or other equipment to the Stewards. (3-29-10)

05. Commands. The Paddock Judge issues the command "RIDERS UP" and the order to proceed to the post parade. (3-29-10)

06. Conduct. The Paddock Judge is responsible for the conduct of all persons in the paddock and all irregularities in conduct must be reported to the Stewards. (3-29-10)

07. Paddock Safety. The Paddock Judge is responsible for safety in the paddock and for safety reasons may limit the number of people allowed in the paddock area. (3-29-10)

301. -- 309. (RESERVED)

310. EQUIPMENT.

01. Permission Needed for Equipment Change. 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. Such change must be announced or posted for public information. (3-29-10)

02. Blinkers. Permission to use or discontinue the use of blinkers must be secured from the starter before being granted by the Stewards. (3-29-10)

03. Bridles and Whips. All bridles and whips must be of racing design and in a clean serviceable condition approved by the Stewards. All whips must have a minimum of three (3) rows of feathers. (3-29-10)

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. (3-29-10)

05. Change. Any equipment change from the time the horses enter the track until the horses are dispatched at the start of the race must be made by the Starter. If schooled before the Starter and approved by him and the Stewards before time of entry, a whip or blinkers, or both, may be used on two-year-olds and other first time starters. (3-29-10)

06. Head Number. Every horse in a race must have a head number which must be attached at the junction of the brow band and the head piece of the bridle. This number must correspond to the saddle cloth number of the horse as shown on the program. The Stewards may for good cause excuse this requirement. (3-29-10)

311. -- 319. (RESERVED)

320. THE STARTER.

01. Starter. The Starter must 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 will request the horse scratched by the Stewards. (3-29-10)

02. Starting Gate. All races must utilize a starting gate approved by the Racing Commission, except that with permission of the Stewards a race may be started with or without a gate. When the starting gate is used, it must be placed on the track at the direction of the Starter. (3-29-10)

03. Assistants. The Starter may appoint assistants but neither the Starter nor assistants may strike or use abusive language toward a Jockey. The Starter or assistant will be disciplined by the Stewards for violation of this rule. (3-29-10)

04. Schooled. Horses must be schooled under the supervision of the Starter or assistants and the Starter must designate the horses to be placed on the starters list, a copy of which must be posted in the office of the Racing Secretary. (3-29-10)

05. Approval. The Starter must approve all entries of two-year-olds and first time starters before they are allowed to start. (3-29-10)

06. Disciplinary Action. The Starter may recommend to the Stewards disciplinary action against Jockeys or other persons. (3-29-10)

321. -- 329. (RESERVED)

330. TIMER.

01. Timers. The Timers, the number to be determined by the Stewards, must occupy the Timer's stand or other appropriate place during the running of a race and they will record the time of each race for posting. At the close of each day's racing, they must file a written report of the time, including the fractional time, of each race of the day with the Racing Secretary. (3-29-10)

02. Recorded Time. The time recorded for the first horse to cross the finish line is 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 is null and void. (3-29-10)

03. Electronic Timing. Electronic timing devices must be approved by the Racing Commission. (3-29-10)

331. -- 339. (RESERVED)

340. PATROL JUDGE.

01. Duties. The Racing Association may appoint and assign Patrol Judges, as required by the Stewards, whose duties are to view each race from the vantage point assigned to them by the Stewards. (3-29-10)

02. Communication. The Racing Association must provide communication devices between the Patrol Judges and the Stewards. (3-29-10)

03. Report. Prior to 9 a.m. the following work day the Patrol Judge must report in writing the Judge's observation of each race. The report must be provided to the Stewards. (3-29-10)

341. -- 349. (RESERVED)

350. PLACING JUDGES.

The Placing Judge or Judges may 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 governs. In determining the places of horses at the finish of a race, the Placing Judges must consider only the respective noses of such horses. (3-29-10)

351. -- 359. (RESERVED)

360. PHOTO FINISH CAMERA.

01. Approved Camera. A photo finish camera that has been approved by the Racing Commission must be installed as an aid to the Placing Judges at each track. (3-29-10)

02. Judges Decision. The camera is merely an aid and the decision of the Judges is final. The finish line must appear in the photos. (3-29-10)

03. Photo Posted. The photograph of each photo finish must be posted in at least one (1) conspicuous place at the track as promptly as possible after each such race. (3-29-10)

04. Photographic Record. The Racing Association must keep a photographic record of each race on file for the duration of the race meet for reference or reproduction upon request of the Racing Commission. (3-29-10)

361. PLACING ERRORS.

01. Errors. Nothing in these rules may be construed to prevent the Placing Judges, with the approval of the Stewards, from correcting an error before the display of the sign "OFFICIAL." (3-29-10)

02. Method. If the "OFFICIAL" sign is displayed in error, the pools and purses must be calculated for both error and correction and the Racing Association must make up any losses. (3-29-10)

362. VIDEO RECORDS.

In instances where there was an inquiry, disqualification or suspension as a result of the running of the race, video camera tapes of races will be kept until released in writing by the Racing Commission. (3-29-10)

363. -- 369. (RESERVED)

370. CLAIMING RACES.

All claiming races must be run in conformance with these rules and IDAPA 11.04.09 "Rules Governing Claiming Races". (3-29-10)

371. -- 399. (RESERVED)

400. STAKE RACE APPLICATIONS.

01. Stake Race Nomination Applications. Stake race nomination applications must be submitted to the Racing Commission for approval. Rules adopted by the Racing Commission supersede conditions of the race. (3-29-10)

02. Weights. Weights, or the method of selection of weights, must be listed on the nomination application. (3-29-10)

03. Purse. Stake nomination applications must indicate the amount of money to be added to the purse by the Racing Association or sponsor, if any. (3-29-10)

04. No Deductions. No deductions may be withheld from the purse unless so stated on the nomination application. (3-29-10)

401. -- 404. (RESERVED)

405. STAKE RACE NOMINATIONS.

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. (3-29-10)

406. -- 409. (RESERVED)

410. NOMINATION AND ENTRY FEES.

01. Fees Deposited. Nomination and entry fees must be deposited in an account approved by the Racing Commission. (3-29-10)

02. Interest. Accrued interest must be added to the purse of the stakes race. (3-29-10)

03. List. A list of all horses remaining eligible must be sent to the Racing Commission and each nominator or made available on a website listed on the nomination application to the stake no later than fourteen (14) days after the closing of each payment. (3-29-10)

04. Deposits. All monies and accrued interest must be deposited with the Horsemen's Bookkeeper prior to the day of entry. (3-29-10)

05. Refund. Any horses drawing outside the gate will have the entry fee refunded. (3-29-10)

411. -- 414. (RESERVED)

415. CANCELLATION OF A STAKES RACE.

A Racing Association reserves the right, with the consent of the Racing Commission, to cancel or postpone a stakes race. (3-29-10)

416. -- 419. (RESERVED)

420. FAILURE OF STALL GATE.

No liability will be incurred beyond the refund of starting and entry fees if a stall gate fails to open and such horse is declared a nonstarter. (3-29-10)

421. -- 424. (RESERVED)

425. RACE OFF.

If a stake race is declared off, all nominations and fees and accrued interest paid in connection with that race must be refunded. Incurred administration expense may be deducted, subject to review by the Racing Commission. (3-29-10)

426. -- 429. (RESERVED)

430. STAKE TRIALS.

01. Trial. Except in cases where the starting gate physically restricts the number of horses starting, each trial must consist of no more than ten (10) horses. (3-29-10)

02. Less Than Ten Stalls. If the Racing 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 positions. (3-29-10)

03. Finals Only. The Racing Association may choose to run a finals only if the number of horses eligible is less than the available stalls in the starting gate. (3-29-10)

431. -- 434. (RESERVED)

435. TRIALS RACED UNDER SAME CONDITIONS.

01. Same Conditions. The trials must be raced under the same conditions as the finals and the number of qualifiers for the finals must correspond to the number of stalls in the starting gate for the finals. (3-29-10)

02. Conducted On Same Day. If the trials are conducted on the same day, the number of horses corresponding to the stalls available in the starting gate per the conditions of the race will qualify to participate in the finals. (3-29-10)

03. Conducted On Two Days. If the trials are conducted on two (2) days, one-half (1/2) of the horses that qualify for the finals must come from the first day of trials and one-half (1/2) of the horses that qualify for the finals must come from the second day of trials. (3-29-10)

04. More Than One Entry. When trials are conducted on two (2) days, the Racing Secretary must split owners with more than one (1) entry into separate days. (3-29-10)

436. -- 439. (RESERVED)

440. QUALIFICATION BASED ON TIME.

01. Qualifying. In the time trials, horses 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. (3-29-10)

02. Same Trial Heat. The only exception is when two (2) or more horses have the same time in the same trial heat. Then the order of finish also determines the preference in qualifying for the finals. (3-29-10)

03. Different Trial Heats. 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 will be conducted as directed by the Stewards. (3-29-10)

04. Not Determined Beyond the Limit of the Timer. Qualifying times in separate trials will not be determined beyond the limit of the timer by comparing or enlarging photo-finish images, or both. (3-29-10)

05. Adjustments. No adjustments will be made in the times recorded in the time trials to account for head-wind, tail-wind, off-track, etc. (3-29-10)

441. -- 444. (RESERVED)

445. DISQUALIFICATION.

01. Disqualification. Except in the case of disqualification, under no circumstances will a horse qualify ahead of a horse that finished ahead of that horse in the official order of finish in a time trial. (3-29-10)

02. Interference. Should a horse be disqualified for interference during the running of a time trial, it will 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. (3-29-10)

03. No Time. 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 will be given no time plus one hundredth (.01) of a second, or the maximum accuracy of the electronic timing device. (3-29-10)

446. -- 449. (RESERVED)

450. TIMER MALFUNCTION IN A TIME TRIAL.

01. Electronic Time Malfunction. 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. (3-29-10)

02. Average of Times. 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 will be given times according to the order and margins of finish with the aid of the photo-finish, if available. (3-29-10)

03. Malfunction in Some Trials Only. 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 will not be discarded, nor will the average of the hand times be used for all time trials. (3-29-10)

04. Accuracy Questioned. If the accuracy of the electronic timer or the average of the hand times, or both, 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. (3-29-10)

05. Based on Video. When the timer malfunctions and there are no hand times, the stewards may select qualifiers based on the video. (3-29-10)

451. QUALIFICATION BASED ON ORDER OF FINISH.

01. Order of Finish. Qualification for finals may be based upon order of finish in the trials as opposed to time. (3-29-10)

02. Top Finishers. The top finishers in each trial heat will qualify in equal numbers from each heat with the total number of qualifiers limited to the maximum number of starting gate positions. (3-29-10)

03. Equal Number of Qualifiers. In the event an equal number of qualifiers from each trial heat will not be sufficient to fill all starting gate positions, the remaining positions will be filled by lot between the horses in

each trial heat that finished directly behind those that qualified. (3-29-10)

452. -- 454. (RESERVED)

455. STARTING GATE MALFUNCTION.

01. Malfunction. Should there be a malfunction of the starting gate, and one (1) or more stall doors do 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 and the starting and entry fees refunded, 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. (3-29-10)

02. Breaks Through Gate. If a horse breaks through the stall door, or the stall door opens prior to the exact moment the starter dispatched the field, the horse must be declared a non-starter and the starting and entry fees refunded. If the field has not been dispatched, the horse may be allowed to start at the discretion of the Stewards. (3-29-10)

03. Considered Starters. If one (1) or more, but not all, stall doors open at the exact moment the starter purposely dispatches the field, all horses should be considered starters for qualifying purposes and placed according to their electronic time. (3-29-10)

456. -- 459. (RESERVED)

460. SCRATCHED FROM TRIALS.

If a horse should be scratched from the trials, the horse's owner is not eligible for a refund of the fees paid and is not allowed to enter the final. (3-29-10)

461. -- 464. (RESERVED)

465. SCRATCHED FROM FINALS.

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 is 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 will be added together and divided equally among those owners. (3-29-10)

466. -- 469. (RESERVED)

470. QUALIFIER INELIGIBLE.

01. Prior to Entry. If a qualifier for a final or consolation is disqualified for ineligibility or a rule violation after the trials are declared official, but prior to entry for the final or consolation, the next eligible horse to qualify will replace the disqualified horse. (3-29-10)

02. After Entry. If a qualifier is disqualified after entry for the final or consolation for ineligibility or a rule violation in the trials, the purse will be redistributed, and the next eligible horse to qualify will receive last place purse money. (3-29-10)

471. -- 474. (RESERVED)

475. ALSO ELIGIBLE.

01. Also Eligibles. There will 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. (3-29-10)

02. No 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. (3-29-10)

03. More Than One Scratch. If more than one (1) horse should scratch out of the same division, than those monies will be added together and divided equally among those scratching out of that division. (3-29-10)

476. -- 499. (RESERVED)

500. JOCKEY ROOM CUSTODIAN.

The Jockey Room Custodian must be in attendance at all times that the Jockeys are in the Jockey room. The Custodian is authorized to regulate the conduct of Jockeys. (3-29-10)

501. -- 529. (RESERVED)

530. IDENTIFIER.

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

02. Inspection. The Identifier inspects each horse prior to its departure for the post. (3-29-10)

03. Other. The Identifier inspects, identifies and prepares I.D. cards by using the lip tattoo, markings from photos, written descriptions, or National Animal Identification System compliant devices. (3-29-10)

531. -- 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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