

CHAPTER 7877
MINNESOTA RACING COMMISSION
CLASS C LICENSES

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7877.0110 PROCEDURE FOR OBTAINING CLASS C LICENSE.

[For text of subpart 1, see M.R.]

Subp. 2. Application content. An application for a Class C license shall include the following information with respect to the applicant:

A. date of birth;

B. social security number;

C. home address;

D. home telephone number;

E. names and addresses of previous employers;

F. a signed statement authorizing the release of information to the commission and the Minnesota Bureau of Criminal Apprehension; and

G. if the applicant is 18 years of age or above, a completed FBI fingerprint card.

[For text of subps 3 and 4, see M.R.]

Statutory Authority: *MS s 240.23; 240.24*

History: *14 SR 332*

7877.0120 FEES.

Subpart 1. License fees. Each application for a Class C license, or its renewal, shall be accompanied by the payment of an annual fee according to the following schedule:

[For text of items A to M, see M.R.]

N. owner, multiple, \$25;

O. pari-mutuel clerk, \$10;

P. pony rider, \$10;

Q. racmg official, \$25;

R. stable foreman, \$5;

S. trainer, \$25;

T. trainer, assistant, \$15;

U. valet, \$5;

V. veterinarian, \$100;

W. veterinary assistant, \$25; and

X. others, \$10.

Subp. 2. Fingerprint charge. In addition to the license fee in subpart 1, each initial application for a Class C license, and each renewal application every third year thereafter, shall be accompanied by a completed FBI fingerprint card taken by the commission and a cashier's check or money order in the amount established by the Association of Racing Commissioners International or the Federal

Bureau of Investigation. Any horse owner who does not make application in person must meet all requirements of this subpart, except that the owner may file a completed fingerprint card taken by a law enforcement agency. This subpart does not apply to applications submitted by persons under the age of 18.

[For text of subps 3 and 4, see M.R.]

Statutory Authority: *MS s 240.23; 240.24*

History: *14 SR 332; 14 SR 2008; 14 SR 2454*

7877.0160 DURATION AND EXTENT OF CLASS C LICENSES.

Subpart 1. Duration. A Class C license shall expire at midnight on December 31 of the calendar year after its issuance.

Subp. 2. Extent. A Class C license issued at one race meeting during the calendar year shall be eligible for validation at any other race meeting regulated by the commission that year provided that:

[For text of subp 2, item A, see M.R.]

B. the licensee furnishes proof of employment or other evidence that he or she is practicing the occupation for which he or she is licensed at the race meeting other than the meeting for which the license was issued.

[For text of subp 3, see M.R.]

Subp. 4. Renewal. The commission may renew a license after receipt of required submissions unless the licensee is determined to be ineligible. The commission may require fingerprints, a photograph, or other relevant data if it has reason to doubt the identity or eligibility of the licensee.

Statutory Authority: *MS s 240.23; 240.24*

History: *14 SR 332*

7877.0170 DUTIES AND RESPONSIBILITIES OF CLASS C LICENSEES.

[For text of subpart 1, see M.R.]

Subp. 2. Trainers. Trainers shall have the following responsibilities.

[For text of items A to N, see M.R.]

O. A trainer is responsible for having each horse in his or her charge that is racing in Minnesota or stabled on the grounds of an association tested for equine infectious anemia (EIA) once every 12 months. The tests shall be performed by a laboratory approved by the United States Department of Agriculture. A copy of each horse's negative EIA test results must be attached to the horse's foal registration certificate on or before the time of entry into a race or the entry must not be accepted. The EIA test certificates must be dated within a 12-month period prior to the date of entry, and must be renewed or replaced on the foal registration certificate no later than ten days following the date of expiration.

P. A trainer must ensure that at the time of arrival at a licensed race-track, each horse in his or her care that will be entered and remain in the stable area for more than 24 hours is accompanied by a health certificate issued not more than ten days prior to the arrival. The health certificate must be completed by an accredited veterinarian and must contain complete equine infectious anemia (EIA) test results, including the date, laboratory, and accession number of the most recent negative EIA test. The health certificates must be surrendered to stable gate personnel for immediate transmittal to the commission veterinarian.

[For text of items Q to S, see M.R.]

[For text of subp 2a, see M.R.]

Subp. 3. Jockeys and apprentice jockeys. Jockeys and apprentice jockeys shall have the following responsibilities.

[For text of items A to K, see M.R.]

L. A jockey must wear the racing colors provided by the owner of the horse he or she is to ride, plus solid white riding pants, top boots, and a number on the right shoulder corresponding to the mount's number as shown on the saddle cloth and in the daily program. No symbols, words, or emblems shall be worn which, in the opinion of the commission, are not in keeping with the customs of the turf or are employed for advertising or promotional purposes.

[For text of items M to W, see M.R.]

[For text of subps 4 to 7, see M.R.]

Subp. 8. Horsepersons' bookkeeper. It shall be the responsibility of the association to administer the horsepersons' accounts by providing the services of a horsepersons' bookkeeper who shall be bonded in the amount of \$100,000.

The association must establish an interest-bearing trust account for the horsepersons' accounts. The horsepersons' trust account shall be separate and distinct from any other account. Deposits made into the horsepersons' trust account by the association are the property of the horsepersons' trust account and not of the association.

The horsepersons' bookkeeper shall be the custodian of the horsepersons' trust account and shall keep accurate records of all receipts, deposits, and disbursements and make those records available at all times for inspection by the commission. The horsepersons' bookkeeper shall not distribute any purse money to a person with an emergency license.

The association must deposit into the horsepersons' account:

A. by the end of the business day following the date of the race in which purses are earned, an amount to cover all of its obligations including breeders fund purse supplements, other supplements, guarantees, stated purses of official races, and, when due, any other payments that the association has agreed to make including agreements entered into under Minnesota Statutes, section 240.13, subdivision 5, paragraph (b); and

B. by the end of the business day following the date of receipt by the association, all stakes, entrance money, starting fees, purchase money in claiming races, and deposits made by other parties.

[For text of subp 9, see M.R.]

Statutory Authority: *MS s 240.23*

History: *14 SR 2008; 14 SR 2454*

7877.0175 DUTIES AND RESPONSIBILITIES OF RACING OFFICIALS.

[For text of subps 1 to 3, see M.R.]

Subp. 4. Paddock judge. The paddock judge shall have the following responsibilities.

[For text of items A to G, see M.R.]

H. The paddock judge shall immediately report to the commission veterinarian or the association veterinarian the suspected infirmity or unsoundness of any horse.

[For text of items I to L, see M.R.]

[For text of subps 5 to 15, see M.R.]

Statutory Authority: *MS s 240.23*

History: *14 SR 2008*

7877.0185 APPLICABILITY OF RULES AND RULINGS.

Rules pertaining to Class C licensees and rulings or orders against them shall apply equally to other persons if:

A. participation in an activity by the other person would circumvent the intent of a rule, ruling, or order by permitting the person to serve, in essence, as a substitute for the ineligible licensee; or

B. the other person is legally liable for the conduct that violated the rule or is the subject of the ruling; or

C. the other person benefited financially from the conduct that violated the rule.

The transfer of a horse in an effort to avoid application of a commission rule or ruling is prohibited.

Statutory Authority: *MS s 240.23*

History: *14 SR 2008*