

7871.0020 APPROVAL OF PARI-MUTUEL POOLS ON TELEVISED RACING DAYS.

Subpart 1. **Request.** Upon written request of a Class B licensee, or on its own motion, the commission may approve pari-mutuel pools for televised racing days, including types of betting, number and placement of multiple pools in racing programs offered at the host racetracks, and other issues related to pari-mutuel pools which promote the purposes of Minnesota Statutes, chapter 240, and the rules of the commission.

Subp. 2. **Basis for approving pari-mutuel pools.** When considering a request for approval of pari-mutuel pools for televised racing days, the commission must consider the success and integrity of racing; the public health, safety, and welfare; public interest, necessity, and convenience; as well as the following factors:

- A. the types of betting and number and placement of multiple pools in the racing program at the host racetracks;
- B. the integrity of the licensee and the host racetrack;
- C. the financial strength of the licensee and the host racetrack;
- D. the ability of the licensee and the host racetrack to operate a racetrack and conduct horse racing, including licensee's facilities, systems, policymakers, managers, and personnel;
- E. past compliance of the licensee and the host racetrack with all laws, rules, and orders regarding pari-mutuel horse racing;
- F. the licensee's market, including area, population, and demographics;
- G. the performance of the licensee and host racetrack with previously approved pari-mutuel pools;
- H. the impact approving the pari-mutuel pool will have on the economic viability of the racetrack, including attendance and pari-mutuel handle;
- I. the quantity and quality of economic activity and employment generated;
- J. state tax revenues from racing and related economic activity;
- K. the entertainment and recreation opportunities for Minnesota citizens;
- L. the variety of racing;
- M. the quality of racing;
- N. the availability and quality of horses;
- O. the development of horse racing;
- P. the quality of racetrack facilities;

- Q. security;
- R. purses;
- S. benefits to Minnesota breeders and horse owners;
- T. competition among racetracks and with other providers of entertainment and recreation as well as its effects;
- U. the social effects;
- V. community and government support;
- W. sentiment of horsepersons; and
- X. any other factors related to pari-mutuel pools which the commission considers crucial to its decision-making as long as the same factors are considered with regard to all requests.

Subp. 3. **Director of pari-mutuel racing.** The director of pari-mutuel racing may approve variations and changes in pari-mutuel pools and placement of pools in the racing program if requested by the licensee and if all changes meet the criteria contained in subpart 2.

Statutory Authority: *MS s 240.23*

History: *14 SR 1419; 18 SR 886*

Published Electronically: *August 1, 2008*