

1 Minnesota Racing Commission

2

3 Adopted Permanent Rules Relating to Horse Racing

4

5 Rules as Adopted

6 7873.0190 PICK SIX.

7 Subpart 1. to 5. [Unchanged.]

8 Subp. 6. Calculation of pool. The pick six pari-mutuel
9 pool shall be calculated according to one of the two following
10 methods as approved by the commission:

11 A. (1) Seventy-five percent of the net amount in the
12 pari-mutuel pool subject to distribution among winning ticket
13 holders shall be distributed among the holders of pari-mutuel
14 tickets which correctly designate the official winner in each of
15 the six races comprising the pick six. Twenty-five percent of
16 the net amount in the pari-mutuel pool subject to distribution
17 among winning ticket holders shall be distributed among holders
18 of pari-mutuel tickets which correctly designate the second
19 greatest number of official winners of the six races comprising
20 the pick six.

21 (2) In the event there is no pari-mutuel ticket
22 properly issued which correctly designates the official winner
23 in each of the six races comprising the pick six, 75 percent of
24 the pari-mutuel pool shall not be distributed but shall be
25 retained by the association as distributable amounts and shall
26 be carried over and included in the pick six pari-mutuel pool
27 for the next succeeding racing date as an additional net amount
28 to be distributed among the holders of pari-mutuel tickets which
29 correctly designate the official winner in each of the six races
30 comprising the pick six pool that day. The remaining 25 percent
31 shall be distributed among the holders of pick six tickets which
32 correctly designate the most official winners of the six races
33 comprising the pick six.

34 B. (1) Fifty percent of the net amount in the
35 pari-mutuel pool subject to distribution among winning ticket

1 holders shall be distributed among the holders of pari-mutuel
2 tickets which correctly designate the official winner in each of
3 the six races comprising the pick six. Fifty percent of the net
4 amount in the pari-mutuel pool subject to distribution among
5 winning ticket holders shall be distributed among holders of
6 pari-mutuel tickets which correctly designate the second
7 greatest number of official winners of the six races comprising
8 the pick six.

9 (2) In the event there is no pari-mutuel ticket
10 properly issued which correctly designates the official winner
11 of each of the six races comprising the pick six, 50 percent of
12 the pari-mutuel pool shall not be distributed but shall be
13 retained by the association as a distributable amount and shall
14 be carried over and included in the pick six pari-mutuel pool
15 for the next succeeding racing date as an additional net amount
16 to be distributed among the holders of pari-mutuel tickets which
17 correctly designate the official winner in each of the six races
18 comprising the pick six pool that day. The remaining 50 percent
19 shall be distributed among the holders of pick six tickets which
20 correctly designate the most official winners of the six races
21 comprising the pick six.

22 The method of distribution shall be selected by the racing
23 association and implemented after approval by the commission;
24 provided that the method of distribution benefits the wagering
25 public and does not adversely affect the integrity of racing.

26 C. Should no distribution be made pursuant to item A
27 or B on the last day of the association's meeting, then the
28 entire distributable pool and all money accumulated in the pool
29 shall be distributed to the holders of tickets correctly
30 designating the most winning selections of the six races
31 comprising the pick six for that day. If, for any reason, the
32 final day of racing is canceled or the pick six pool has not
33 been distributed, the pool shall be escrowed by the association,
34 and the pool, as well as all accrued interest, shall be carried
35 over and included in the pick six pari-mutuel pool for the next
36 succeeding racing date as an additional net amount to be

1 distributed.

2 Subp. 7. to 10. [Unchanged.]

3 7875.0200 EQUIPMENT.

4 Subpart 1. to 7. [Unchanged.]

5 Subp. 8. Preservation. All photo-finish film or videotape
6 records shall be preserved for at least 30 days after the close
7 of a meeting or until legal proceedings involving a recorded
8 race are concluded, whichever is later.

9 Subp. 9. [Unchanged.]

10 7877.0125 CRITERIA FOR DETERMINING ELIGIBILITY.

11 Subpart 1. [Unchanged.]

12 Subp. 2. Burden of proof. If an applicant for a Class C
13 license has had a license denied or had his or her license
14 suspended or revoked or been excluded by another racing
15 jurisdiction, or has engaged in conduct that the commission
16 determines would adversely affect the public health, welfare,
17 and safety or the integrity of racing in Minnesota, the
18 commission shall consider such fact as prima facie evidence that
19 the applicant is unfit to be granted a Class C license, and the
20 burden of proof shall rest upon the applicant to establish his
21 or her fitness. In reviewing such applications, the commission
22 shall consider the factors provided in part 7877.0100, subpart 2.

23 Subp. 3. [Unchanged.]

24 7883.0140 CLAIMING RACES.

25 Subpart 1. Who may claim. In claiming races any horse is
26 subject to claim for its entered price by any person who is
27 eligible to claim or by his or her authorized agent. The
28 following persons shall be eligible to claim:

29 A. A licensed owner who has a horse registered to
30 race at the current meeting.

31 B. A licensed owner who lost his or her last horse
32 through fire, misfortune, or claim, may claim a horse, provided:

33 (1) the horse is claimed during the same race
34 meeting that the horse was lost; or

1 (2) the horse is claimed at another racetrack
2 licensed by the Minnesota Racing Commission during a race meet
3 operating concurrently with the race meet during which the horse
4 was lost.

5 A person claiming under this item is required to establish
6 eligibility to claim with the stewards and to receive his or her
7 confirmation in writing prior to making a claim.

8 C. and D. [Unchanged.]

9 Subp. 2. to 30. [Unchanged.]

10 7890.0110 MEDICATIONS PROHIBITED.

11 No person shall administer or cause to be administered to a
12 horse within 48 hours of a race in which it is scheduled to run
13 any medication (except as permitted by part 7890.0100, subpart
14 13, items A to D) by injection, oral or topical administration,
15 rectal infusion or suppository, or by inhalation and no horse
16 participating in a race shall carry in its body any substance
17 foreign to the natural horse, except as permitted by part
18 7890.0100, subpart 13, items A to D.

19 7890.0130 FINDINGS OF CHEMIST.

20 Subpart 1. Prima facie evidence. A finding by a chemist
21 of any medication, substance foreign to the natural horse, or
22 Bute exceeding the allowable test level provided in part
23 7890.0100, subpart 13, item A, in the test sample of a horse
24 shall be considered prima facie evidence that the medication,
25 substance, or Bute was administered to the horse and carried in
26 the body of the horse while participating in a race.

27 Subp. 2. [Unchanged.]

28 7892.0100 DETENTION BARN.

29 Subpart 1. Barn. Each association shall provide a
30 detention barn suitable for taking test samples. The barn shall
31 include:

32 A. an office area which can be locked, and which has
33 a floor area of not less than 100 square feet;

34 B. three wash racks not less than ten feet by 12 feet;

1 C. not fewer than six stalls ten feet by ten feet
2 each, with dutch doors and observation holes;

3 D. a refrigerator of not less than ten cubic feet;

4 E. a freezer not less than 16 cubic feet;

5 F. hot and cold running water;

6 G. a walking ring; and

7 H. other equipment considered necessary by the
8 commission for the bathing and watering of horses.

9 Subp. 2. **Security.** Each association shall furnish not
10 less than one security officer to guard the detention barn
11 during racing hours and until the last specimen is secured for
12 the day.

13 7895.0110 THOROUGHBRED BREEDERS' FUND.

14 Subpart 1. **Definitions.** For purposes of this part, the
15 following terms have the meaning given them unless another
16 intention clearly appears.

17 A. "Minnesota-foaled" or "Minnesota-bred" means a
18 horse foaled in Minnesota.

19 B. "Minnesota-sire" means a stallion owned at least
20 50 percent by residents of Minnesota or leased entirely by
21 Minnesota residents, and which has stood the entire breeding
22 season, between January 31 and July 31, in Minnesota.

23 Subp. 2. **Division of money.** The money available from the
24 breeders' fund for the thoroughbred breed category shall be
25 divided as follows:

26 A. Thirty-one percent shall be set aside and paid to
27 breeders of Minnesota-bred horses as breeders' awards.

28 B. Sixty-two percent shall be paid to supplement
29 purses in races which are restricted to Minnesota-bred or
30 Minnesota-foaled horses. The purse supplements shall be
31 apportioned in accordance with the quality of the race as
32 determined by the commission.

33 C. Seven percent shall be set aside and paid as
34 stallion awards to the owners of the Minnesota-sire at the time
35 of breeding.

1 Subp. 3. **Distribution of money.** The money available from
2 the thoroughbred breeders' fund, other than purse supplements,
3 shall be distributed as follows:

4 A. "Breeders' awards" shall be paid to the breeder of
5 a Minnesota-bred horse, as reflected on the Jockey Club
6 certificate, that finishes third or better in any pari-mutuel
7 race.

8 B. "Stallion awards" shall be paid to the owners of
9 the Minnesota-sire of a Minnesota-bred horse that finishes third
10 or better in any pari-mutuel race.

11 Subp. 4. **Methods of payment.** The amount of money
12 distributed by the commission for awards or purse supplements
13 pursuant to subpart 3 shall be paid out in the same percentage
14 as the purse money in the race. Purse supplements earned shall
15 not be included in determining breeders' or stallion awards.
16 The amount of money to be distributed shall be in accordance
17 with subpart 5.

18 Subp. 5. **Adjustments.** The racing commission shall set
19 percentages to be applied to purse supplements that may be
20 earned during the current race meeting. The racing commission
21 may, in its discretion, during the course of a race meeting vary
22 the percentages set for the purpose of keeping purse supplements
23 consistent with the amount of money being earned in the
24 breeders' fund. The racing commission shall consider the
25 following criteria in determining the applicable percentages:

26 A. the total amount of purse supplements to be
27 distributed;

28 B. the need to distribute purse supplements in a fair
29 and equitable manner with a view toward encouraging the
30 continued support of the horse industry in Minnesota, thereby
31 providing incentive to breeders and owners of thoroughbred
32 horses within the state; and

33 C. that the set amount of the purse supplements or
34 any adjustments made thereto are in the best interest of horse
35 racing within the state.

36 Subp. 6. **Time of payment.** Purse supplements are part of

1 the purse and shall be credited to owners' accounts at the time
2 the purses are earned. All money allocated for breeders' awards
3 and stallion awards shall be distributed within 30 days of the
4 end of the thoroughbred race meeting.

5 Subp. 7. [See Repealer.]

6 Subp. 8. Residual funds. All unearned purse supplements
7 shall be retained and carried forward to be included as net
8 distributable funds in the succeeding thoroughbred race meeting.

9 7895.0125 THOROUGHBRED REGISTRATION.

10 Subpart 1. [Unchanged.]

11 Subp. 2. Stallion registration. To be eligible to receive
12 any stallion award payments, the following requirements must be
13 met:

14 A. Stallions must be in Minnesota and registered or
15 the registration renewed with the racing commission or official
16 registering agency by January 31 of the current breeding year.
17 The stallion's original jockey club certificate must be received
18 by the racing commission or official registering agency. If the
19 stallion is leased, a copy of the lease must accompany the
20 registration application. The lease must include a statement
21 that the lessee is authorized to sign the breeding certificate.

22 B. Stallions must remain in Minnesota for the entire
23 breeding season from January 31 to July 31.

24 A newly acquired stallion which has not been in Minnesota
25 for breeding purposes before January 31 of the current breeding
26 season may be eligible for stallion awards if the stallion has
27 been properly registered with the commission prior to servicing
28 any mare and the stallion has not serviced any mare after
29 December 31 of the preceding year.

30 Subp. 3. [Unchanged.]

31 Subp. 4. to 6. [See Repealer.]

32 7895.0250 STANDARD BRED BREEDERS' FUND.

33 Subpart 1. Definitions. For purposes of this part, the
34 following terms have the meaning given them unless another
35 intention clearly appears.

1 A. to C. [Unchanged.]

2 D. "Minnesota sire" means a stallion owned at least
3 50 percent by residents of Minnesota or leased entirely by
4 Minnesota residents, and which has stood the entire breeding
5 season, from January 31 to July 31 in Minnesota.

6 Subp. 2. Division of money. The money available from the
7 breeders' fund for the standardbred breed category shall be
8 divided as follows:

9 A. 25 percent shall be set aside and paid to breeders
10 as breeders' awards; and

11 B. 75 percent shall be paid to supplement purses in
12 races which are restricted to horses that are Minnesota-bred or
13 Minnesota-foaled.

14 Subp. 3. [Unchanged.]

15 Subp. 4. Methods of payment. The amount of money
16 distributed for breeders' awards or purse supplements pursuant
17 to subpart 3, shall be paid out in the same percentage as the
18 purse money in the race. Purse supplements earned shall not be
19 included in determining breeders' or stallion awards.

20 Subp. 5. Adjustments. The racing commission shall set
21 percentages to be applied to each category of the breeders' fund
22 for the purpose of determining the amount of awards and purse
23 supplements that may be earned during the current race meeting.
24 The racing commission may, in its discretion, during the course
25 of a race meeting vary the percentages set in each category for
26 the purpose of keeping awards and purse supplements consistent
27 with the amount of money being earned in the breeders' fund and
28 subsequent breeders' award disbursements. The racing commission
29 shall consider the following criteria in determining the
30 applicable percentages:

31 A. the number of potential breeders' award recipients;

32 B. the total amount of breeders' awards and purse
33 supplements to be distributed;

34 C. the need to distribute breeders' awards and purse
35 supplements in a fair and equitable manner with a view toward
36 encouraging the continued support of the horse industry in

1 Minnesota, thereby providing incentive to breeders and owners of
2 standardbred horses within the state; and

3 D. that the set amount of the breeders' awards and
4 purse supplements or any adjustments made thereto are in the
5 best interest of horse racing within the state.

6 Subp. 6. Time of payment. Purse supplements are part of
7 the purse and shall be credited to owners' accounts at the time
8 the purses are earned. All money allocated for breeders' awards
9 and stallion awards shall be distributed within 30 days of the
10 end of the standardbred race meeting.

11 Subp. 7. [See Repealer.]

12 Subp. 8. Residual funds. After complying with subparts 4
13 to 6, any remaining funds in the breeders' awards account, and
14 all unearned purse supplements, shall be retained and carried
15 forward to be included as net distributable funds in the
16 succeeding standardbred race meeting.

17 7895.0275 STANDARDBRED REGISTRATION.

18 Subpart 1. Stallion registration. To be eligible to
19 participate in the standardbred breeders' fund program, the
20 following requirements must be met:

21 A. Stallions must be in Minnesota and registered or
22 the registration renewed with the racing commission or official
23 registering agency by January 31 of the current breeding year.
24 The stallion's original United States Trotting Association
25 (USTA) certificate must be received by the racing commission or
26 official registering agency. If the stallion is leased, a copy
27 of the lease must accompany the registration application or
28 renewal. The lease agreement must contain a statement that the
29 lessee is authorized to sign the breeding certificate.

30 B. Stallions must remain in Minnesota for the entire
31 breeding season from January 31 to July 31.

32 A newly acquired stallion which has not been in Minnesota
33 for breeding purposes before January 31 of the current breeding
34 season may be eligible for stallion awards if the stallion has
35 been properly registered with the commission prior to servicing

1 any mare and the stallion has not serviced any mare after
2 December 31 of the preceding year.

3 Subp. 2. [Unchanged.]

4 Subp. 3. to 5. [See Repealer.]

5 7895.0300 QUARTER HORSE BREEDERS' FUND.

6 Subpart 1. Definitions. For purposes of this part, the
7 following terms have the meaning given them unless another
8 intention clearly appears:

9 A. "Breeder" means the owner or lessee of the dam at
10 the time of conception in Minnesota.

11 B. "Minnesota-foaled" means a horse foaled in
12 Minnesota.

13 C. "Minnesota-bred" means:

14 (1) a horse sired by a registered stallion who
15 stood his entire breeding season in Minnesota; and

16 (2) a horse born in Minnesota.

17 D. "Minnesota-sire" means a stallion owned at least
18 50 percent by residents of Minnesota or leased entirely by
19 Minnesota residents, and which has stood the entire breeding
20 season, from January 31 through July 31, in Minnesota.

21 Subp. 2. Division of money. The money available from the
22 breeders' fund for the quarter horse category shall be divided
23 as follows:

24 A. 35 percent shall be set aside and paid as
25 breeders' awards to breeders of Minnesota-bred or
26 Minnesota-foaled horses; and

27 B. 35 percent shall be set aside and paid as owners'
28 awards to owners of Minnesota-bred or Minnesota-foaled horses;
29 and

30 C. 20 percent shall be paid to supplement purses in
31 races which are restricted to Minnesota-bred or Minnesota-foaled
32 horses. The purse supplements shall be apportioned in
33 accordance with the quality of the race as determined by the
34 commission; and

35 D. 10 percent shall be set aside and paid as stallion

1 awards to the owners of the Minnesota-sire at the time of
2 breeding.

3 Subp. 3. [Unchanged.]

4 Subp. 4. **Methods of payment.** The amount of money
5 distributed by the commission for awards or purse supplements
6 pursuant to subpart 3 shall be paid out in the same percentage
7 as the purse money in the race. The amount of money to be
8 distributed shall be in accordance with subpart 5. Purse
9 supplements earned shall not be included in determining
10 breeder's or stallion awards.

11 Subp. 5. [Unchanged.]

12 Subp. 6. **Time of payment.** Purse supplements are part of
13 the purse and shall be credited to owners' accounts at the time
14 the purses are earned. All money allocated for breeders'
15 awards, owners' awards, and stallion awards shall be distributed
16 within 30 days of the end of the quarterhorse race meeting.

17 7895.0350 QUARTER HORSE REGISTRATION.

18 Subpart 1. [Unchanged.]

19 Subp. 2. **Stallion registration.** To be eligible to receive
20 any stallion award payments, the following requirements must be
21 met:

22 A. Stallions must be in Minnesota and registered or
23 the initial registration renewed with the racing commission or
24 official registering agency by January 31 of the current
25 breeding year. The stallion's original American Quarter Horse
26 Association (AQHA) certificate must be received by the racing
27 commission or official registering agency. If the stallion is
28 leased, a copy of the lease must accompany the registration
29 application. The lease must include a statement that the lessee
30 is authorized to sign the breeding certificate.

31 B. Stallions must remain in Minnesota for the entire
32 breeding season from January 31 through July 31.

33 A newly acquired stallion which has not been in Minnesota
34 for breeding purposes before January 31 of the current breeding
35 season may be eligible for stallion awards if the stallion has

1 been properly registered with the commission prior to servicing
 2 any mare and the stallion has not serviced any mare after
 3 December 31 of the preceding year.

4 Subp. 3. [Unchanged.]

5 Subp. 4. to 6. [See Repealer.]

6 7897.0100 PROHIBITED ACTS.

7 Subpart 1. **Scope.** The following activities are considered
 8 prohibited acts.

9 Subp. 2. to 5. [Unchanged.]

10 Subp. 6. **Altercations.** No person shall provoke or engage
 11 in a physical altercation while on the grounds of an association.

12 Subp. 7. to 9. [Unchanged.]

13 Subp. 10. **Financial responsibility.** No licensee shall
 14 willfully or deliberately refuse to pay any money when due for
 15 any service, supplies, or fees connected with his or her
 16 activities as a licensee, nor shall he or she falsely deny any
 17 such amount due or the validity of the claim therefor with the
 18 purpose of hindering or defrauding the person to whom the
 19 indebtedness is due. All financial responsibility complaints
 20 against a licensee shall be made in writing, signed by the
 21 complainant, and accompanied by (a) a judgment from a court of
 22 competent jurisdiction; or (b) a check, issued by the licensee
 23 or by a business entity owned or controlled by the licensee,
 24 which indicates on its face that the bank upon which the check
 25 is drawn has refused payment due to insufficient funds,
 26 alteration, forgery, or because the check was written on a
 27 closed or nonexistent account.

28 Subp. 11. to 18. [Unchanged.]

29 ~~Subp. 19. --Abusive language--No person shall use profane,~~
 30 ~~abusive, or indecent language to a racing official.~~

31

32 **REPEALER.** Minnesota Rules, parts 7895.0100, subpart 7;
 33 7895.0110, subpart 7; 7895.0125, subparts 4, 5, and 6;
 34 7895.0250, subpart 7; 7895.0275, subparts 3, 4, and 5; and
 35 7895.0350, subparts 4, 5, and 6; are repealed.