

(b) A carry-over, as is relevant to (c)1 and 2 below, is that percentage of the pool not paid out when no one successfully selects all winning horses in the Pick (N). The carry-over amount shall be added to the subsequent Pick (N) pool until distributed as a result of the successful selection of all the winning horses.

(c) The Pick (N) pool shall be distributed under one of the following methods:

1. Method 1. Pick (N) with carry-over: The net Pick (N) pool and carry-over, if any, shall be distributed as a single price pool to those who selected the first-place finisher in each of the Pick (N) contests, based on the official order of finish. If there are no such wagers, then 25 percent of the net pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (N) races; and the remaining 75 percent of the net pool shall be added to the carry-over.

2. Method 2. Pick (N) with minor pool and carry-over: The major share of the net Pick (N) pool (75 percent) and the carry-over, if any, shall be distributed to those who selected the first-place finisher in each of the Pick (N) contests, based on the official order of finish. The minor share of the net Pick (N) pool (25 percent) shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (N) contests based on the official order of finish. If there are no such wagers selecting the first-place finisher of all Pick (N) contests, the minor share of the net Pick (N) pool (25 percent) shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (N) contests based on the official order of finish and major share (75 percent) shall be added to the carry-over.

3. Method 3. Pick (N) with no carry-over: The net Pick (N) pool shall be distributed to those who selected the first-place finisher in each of the Pick (N) contests, based on the official order of finish. If there are no such wagers selecting the first-place finisher of all Pick (N) contests, the entire net pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (N) contests based on the official order of finish.

(d) If there is a dead heat for first in any of the Pick (N) contests involving contestants representing the same betting interest, the Pick (N) pool shall be distributed as if no dead heat occurred. If there is a dead heat for first in any of the Pick (N) contests involving contestants representing two or more betting interests, the Pick (N) pool shall be distributed as a single price pool with each winning wager receiving an equal share of the net Pick (N) pool.

(e) The Pick (N) pool shall be held entirely separate from all other pools and is not a parlay and is not part of a daily double, exacta, trifecta or other wagering pool.

(f) Pick (N) tickets shall be sold in not less than \$1.00 denominations and only from machines capable of issuing four or more numbers.

(g) Those horses constituting an entry or a field as defined within the rules of the Commission shall race in any Pick (N) race as a single wagering interest for the purpose of Pick (N) pari-mutuel pool calculations and payments to the public. A scratch after wagering has begun on any part of an entry or mutuel field in such a race shall be of no effect with respect to the status of such entry or field as a viable wagering interest.

(h) At any time after wagering begins on a Pick (N) pool should a horse, entire betting entry or mutuel field be scratched or declared a non-starter in any Pick (N) race, no further tickets selecting such horse betting entry or mutuel field shall be issued, and wagers upon such horse betting entry or mutuel field, for purposes of the Pick (N) pool, shall be deemed wagers upon the horse, betting entry or mutuel field upon which the most money has been wagered in the win pool at the close of win pool betting for such race. In the event of a money tie, the tied horse, betting entry or mutuel field with the most inside post position shall be designated.

(i) The Pick (N) pool shall not be cancelled based upon the number of race cancellations or races being declared no contest, unless the following is true, in which case all Pick (N) wagers for the individual performance shall be refunded:

1. Three or more races of a Pick 4 or Pick 5 are cancelled or declared no contest;

2. Four or more races of a Pick 6 or Pick 7 are cancelled or declared no contest;

3. Five or more races of a Pick 8 or Pick 9 are cancelled or declared no contest;

4. Six or more races of a Pick 10 or Pick 11 or more races are cancelled or declared no contest.

(j) If, on the last day on which the system of wagering is conducted at a race meeting and Method 1 or Method 2 referred to in (c)1 and 2 above has been selected as the method for pool distribution with carry-over and no bettor selects the winning horse in those designated races, the total amount of the pool which exists on the day in connection with those races shall be paid to the bettor or bettors who selected the largest number of winning horses in those races.

(k) If, for any reason, the Pick (N) carry-over cannot be paid out on the last scheduled day of a race meeting and Method 1 or Method 2 referred to in (c)1 and 2 above has been selected as the method for pool distribution with carry-over, the carry-over shall be deposited in an interest bearing account approved by the Commission. The Pick (N) carry-over plus accrued interest shall then be added to the net Pick (N) pool on a race date determined by the Commission.

(l) An association, with the written approval of the Commission, may contribute funds to the net Pick (N) pool or the carry-over pool.

(m) Should circumstances occur which are not foreseen in this section, questions arising thereby shall be resolved with

general pari-mutuel practice. Decisions regarding distribution of Pick (N) pools will be final.

Amended by R.1993 d.514, effective October 18, 1993.
See: 25 N.J.R. 3705(a), 25 N.J.R. 4752(b).

Petition for Rulemaking.

See: 37 N.J.R. 2575(b), 3463(c).

Amended by R.2006 d.229, effective June 19, 2006.

See: 38 N.J.R. 1400(a), 38 N.J.R. 2729(b).

Substituted "Pick (N)" for "Pick(N)" throughout; substituted "(c)1 and 2 below" for "this section" in (b); added (c)3; substituted "and Method 1 or Method 2 referred to in (c)1 and 2 above has been selected as the method for pool distribution with carry-over and" for the second comma in (j); and inserted "and Method 1 or Method 2 referred to in (c)1 and 2 above has been selected as the method for pool distribution with carry-over" in (k).

Petition for Rulemaking.

See: 42 N.J.R. 90(b), 556(c).

13:71-27.57 Cancellations

(a) Cancellations of mutuel tickets are prohibited on wagers purchased on the current race once the patron has left the window on all types of wagers where odds or probable payouts are displayed to the public.

(b) Mutuel clerks shall be permitted to cancel current race mutuel tickets during the delay period provided it is the last transaction before the bell sounds signaling the end of wagering. If it is determined by the Executive Director of the Racing Commission or his or her designee that mutuel clerks are abusing this cancellation privilege, they will be subject to fine and/or suspension.

(c) No cancellation of mutuel tickets is permitted after the delay period.

(d) Cancellation of all advance wagers is permitted up until the race immediately preceding the advance wager becomes official.

(e) Mutuel clerks are permitted to cancel mutuel tickets purchased at self-service terminals provided they are advance wagers or wagers where odds or probable payouts are not displayed to the public.

New Rule, R.1991 d.541, effective November 4, 1991.

See: 23 N.J.R. 2268(b), 23 N.J.R. 3342(a).

13:71-27.58 Expiration of mutuel tickets

(a) All mutuel tickets shall expire six months and one day from the day of issuance (that is, tickets purchased on January 1 will expire at the close of business on July 1).

(b) Vouchers issued on or after May 26, 2006, where issued at a permitholder's racetrack premises, shall expire three years and one day from the date of issue (for example, a voucher issued on July 1, 2006 will expire at the close of business on July 1, 2009).

New Rule, R.1991 d.541, effective November 4, 1991.

See: 23 N.J.R. 2268(b), 23 N.J.R. 3342(a).

Amended by R.2002 d.348, effective November 4, 2002.

See: 33 N.J.R. 3627(a), 34 N.J.R. 3782(b).

Deleted "and vouchers" following "tickets" throughout.

Amended by R.2007 d.113, effective April 16, 2007.

See: 38 N.J.R. 4822(a), 39 N.J.R. 1488(c).

Inserted designation (a); in (a), substituted "on" for "of" preceding "July"; and added (b).

13:71-27.59 Superfecta

(a) The superfecta (or other approved name) is a form of pari-mutuel wagering where each bettor selects, in order, the first, second, third and fourth placed horses in the designated superfecta race. The superfecta pool shall be held entirely separate from all other pools, and is not part of a daily double, exacta or other wagering pool. The permitholder may request the approval of the Racing Commission to conduct a superfecta in the carryover method as provided in (l) below. All superfectas not approved for conduct in the carryover method shall be conducted in the non-carryover method as provided in (f) below.

(b) Superfecta tickets shall be sold in not less than \$1.00 denominations.

(c) Races in which superfecta pools shall be conducted shall be approved by the Commission and shall be clearly designated in the program.

(d) If a horse is scratched or declared a non-starter, no further superfecta tickets may be issued designating such horse and all superfecta tickets previously issued designating such horse shall be refunded and the money deducted from the gross pool.

(e) Where a field in a superfecta race is fewer than six at wagering time, said race shall not be run as a superfecta. A late scratch after wagering starts will not affect the superfecta.

(f) The net non-carryover superfecta pool shall be distributed to winning wagers in the following precedence, based on the official order of finish:

1. As a single price pool to those whose combination finished in correct sequence as the first four different betting interests; but if there are no such wagers, then:

2. As a single pool to those whose combination included, in correct sequence the first three different betting interests; but if there are no such wagers, then:

3. As a single price pool to those whose combination included, in correct sequence, the first two different betting interests; but if there are no such wagers, then:

4. As a single price pool to those whose combination correctly selected the first place betting interest only; but if there are no such wagers, then:

5. The entire pool of superfecta wagers shall be refunded for that contest.

(g) If less than four different betting interests finish the race and the contest is declared official, payoffs will be made based upon the order of finish of those betting interests completing the race. Balance of any selection beyond the number of different betting interests completing the race shall be ignored.

(h) If there is a dead heat for first involving:

1. Contestants representing four or more different betting interests, all of the wagering combinations selecting the four betting interests which correspond with any of the betting interests involved in the dead heat shall share in a profit split.

2. Contestants representing three different betting interests, all of the wagering combinations selecting the three dead-heated different betting interests, irrespective of order, along with the fourth place different interest shall share in a profit split.

3. Contestants representing two different betting interests, both of the wagering combinations selecting the two dead-heated different betting interests, irrespective of order, along with the third place and fourth place different betting interest shall share in profit split.

(i) If there is a dead heat for second involving: