

**13:71-27.3 Public notice**

Public notice shall be given at the earliest practicable time if a published race is declared off.

**13:71-27.4 Number of entrants**

If the number of entrants in an overnight race exceeds the number deemed safe and expedient by the judges, the Racing Secretary shall reduce the number of starters to the proper number by lot.

**13:71-27.5 List of eliminated horses**

The Racing Secretary shall keep a list of horses thus eliminated from races, and they are to have precedence in any race of a similar distance and similar conditions for which they may be entered thereafter, when a horse's name appears in the entries and it is also entered for the following day, such entry will be given no consideration on the preferred list. Preference must be claimed at time of entry, and the signed entry must indicate that preference was claimed. The Racing Secretary will adjust no claims which do not comply with this procedure.

**13:71-27.6 Also eligible list**

If the entries in an overnight race exceed the acceptable number, as many as two of those that have not been drawn shall also be listed on the entry sheet as "also eligible" to start. After any horse in the body of the race has been excused at scratch time, the horse moving in from the also eligible list shall assume the post-position of the horse so excused. The owner or trainer of any horse on the also eligible list who does not wish to start shall so notify the Racing Secretary prior to scratch time on the day of the race.

**13:71-27.7 Dissemination of racing information**

The Racing Commission may in its discretion agree not to make available and direct the track associations not to make available to outside sources, information such as the name of the driver, scratches, substitute races, track conditions, morning line information, equipment changes, weight and any other information it may deem advisable, in order to curtail the illegal activities of bookmakers and to prevent other states from using the results of races run in New Jersey as part of such other state's off-track betting scheme.

**13:71-27.8 Odds board**

Each association must maintain an approximate odds board for the purpose of informing the public of the actual wagering on each horse as disclosed by an accurate take-off of the straight pool at the time such odds are posted, and also a final line or flash after the close of wagering, which shall show the final odds on each horse before the finish of the race. (No quotation or line shall exceed a total of 129 percent.)

**13:71-27.9 Lines**

A copy of the opening line and all additional lines of odds, with percentages figured, as well as amounts of money wagered in the straight pool on each horse at the time each additional line of odds is posted, including the final line, shall be furnished and delivered by the association, immediately following each race, to the supervisor of mutuels duly appointed by the Racing Commission, as its representative in the mutuel department, under authority of the racing law.

**13:71-27.10 Payoff prices**

(a) The mutuel manager is held responsible for correctness of all pay-off prices posted on the board.

(b) Before the mutuel department of any race track posts the pay-off prices of any pool for any race, the mutuel manager shall require each of the (calculating sheets) computer printout sheets of such race to be proven by the (calculator) computer and the winners verified. Such proof shall show pay-breaks commission, and added together shall show they equal the total pool.

(c) All pay-slips are to be checked in (calculating sheet) computer printout sheet as to winners and prices before being issued to cashiers, and all board prices are to be rechecked with the (calculator) computer printout sheet before they are released to the public.

**13:71-27.11 Ticket sales**

No ticket may be sold after the totalisator has been locked or wagering has ceased.

**13:71-27.12 Ticket claims**

(a) Any claim by a person that a wrong ticket has been delivered to him must be made before leaving the mutuel ticket window.

(b) No claim shall be considered thereafter and no claim shall be considered for tickets thrown away, lost, changed, destroyed or mutilated beyond identification.

(c) Payment of wages will be made only on presentation of appropriate parimutuel tickets.

Petition for Rulemaking.  
See: 35 N.J.R. 278(b), 896(c).  
Petition for Rulemaking.  
See: 36 N.J.R. 4999(a).

**13:71-27.13 Emergencies**

Should any emergency arise in connection with the operation of the pari-mutuel department not covered by this chapter and an immediate decision is necessary, the manager of the pari-mutuel department shall make a good faith effort to contact and consult with the Supervisor of Mutuels prior to making the decision, and render a full report to the Racing Commission.

**13:71-27.14 Advice; horses competing**

The manager of the pari-mutuel department shall be properly and timely advised by the judges, prior to the beginning of wagering on each race, of the horses that will compete in the race.

**13:71-27.15 Post time schedule**

Post time of each race shall be set by the manager of the pari-mutuel department, and shall not be changed after being posted on the odds-board without permission of the judges.

**13:71-27.16 Entry defined**

When two or more horses run in a race, and are coupled because of common ties, they are called an "entry" and a wager on one of them shall be a wager on all of them.

**13:71-27.17 "Field" defined**

When the individual horses competing in a race exceed the numbering capacity of the tote, the highest numbered horse within the capacity of the tote and all horses of a higher number shall be grouped together and called the "field" and a wager on one of them shall be a wager on all of them.

**13:71-27.18 Elimination of wagering**

(a) With the approval of the Racing Commission, or its designee, race tracks will be permitted to eliminate place and show wagering on any particular horse or entry in any race. Among the factors to be considered will be the quality of the horse or horses for which the elimination of wagering is sought compared to the quality of the other horses in the race. The request to eliminate place or show wagering shall be made prior to the printing of the program. Once the program is printed, elimination of wagering will not be permitted unless the following occurs:

1. If less than six wagering interests qualify horses to start in a race, the mutuel director shall be permitted to eliminate show wagering on that race.
2. If less than five wagering interests qualify horses to start in a race, the mutuel director shall be permitted to eliminate both place and show wagering on that race.
3. If two or less wagering interests qualify horses to start in a race, the mutuel director shall be permitted to eliminate wagering on that race.

(b) The decision to eliminate wagering in (a)1 through 3 above shall be made prior to the opening of mutuel windows for that day's business unless there is a change in the number of wagering interests qualified to start. If a change in the number of wagering interests qualified to start occurs after wagering has begun, the decision to eliminate wagering shall be made immediately at the time the number of wagering interests qualified to start changes.

(c) New Jersey race tracks may adjust the pari-mutuel pools to eliminate certain forms of wagering on all interstate simulcasts consistent with the pari-mutuel decisions made by the sending track associations in conformance with that state's rules and regulations. Notice of the decision to make adjustments shall be provided to the Racing Commission or its designee prior to accepting wagers on the event.

(d) In all cases where wagering is eliminated, race tracks shall inform the public through notification in the program, advertisements, public address system or any other means available.

Amended by R.1990 d.185, effective April 2, 1990.

See: 21 N.J.R. 3255(a), 22 N.J.R. 1149(b).

Allowed for track associations to bar certain horses from place and show wagering.

**13:71-27.19 Cease wagering**

Wagering shall cease not later than off-time.

**13:71-27.20 Ticket-issuing machines closed**

(a) If, for any reason, the pari-mutuel ticket issuing machines are closed during the wagering on a race before off-time, they shall remain closed until after the race.

(b) Wagering shall cease on that race, and the payoff for that race shall be computed on the sums then wagered in each pool.

(c) In the event the machines are inadvertently closed through some human error, said machines shall be opened only by permission of the stewards.

**13:71-27.21 Name and numbers of horses in gate**

If a horse or horses do not start because of a mechanical malfunction, the judges shall promptly notify the manager of the pari-mutuel department of the same and number of said horse or horses.

**13:71-27.22 Written notice of official placement**

At the end of each race, the placing judge shall advise the manager of the pari-mutuel department in writing of the official placement of the horses; and no payoff shall be made until the receipt of such written notice.

**13:71-27.23 Basis of payoffs**

Whenever the totalisator fails mechanically, or whenever there is a difference in any pool or pools between the sum total of the wagers on the individual horses as compared with the grand total shown by the totalisator, the association shall compute the pay-off to the public on the basis of the larger of the two amounts (i.e., the sum total of the wagers on the individual horses or the grand total as shown by the totalisator.)

**13:71-27.24 Recapitulation of sales**

All monies remaining undistributed following the calculation of all pools shall be paid to the State.

**13:71-27.25 Errors in pay-off figures**

(a) If an error is made in posting the pay-off figures on the public board, it shall be corrected promptly and only the correct amounts shall be used in the pay-off irrespective of the error on the public board.

(b) If because of mechanical failure, it is impossible to promptly correct the posted pay-off, a statement shall be made over the public address system stating the facts and correction.

**13:71-27.26 Overpays or underpays**

Overpays caused by errors of the totalisator shall be paid by the totalisator company.

**13:71-27.27 Mechanical breakdowns**

(a) In the event of an irreparable breakdown of the totalisator, or the ticket issuing machines, or both, during the wagering on a race, the wagering for that race shall be declared closed.

(b) The payoff for that race shall be computed on the sums wagered in each pool up to the time of the breakdown.

(c) In the event of any totalisator malfunction requiring the totalisator company to purchase any non-issued ticket "lost" in the totalisator computer, the totalisator company shall be permitted to credit losing tickets so purchased to

the extent of winning tickets similarly purchased. The proceeds of such winning tickets which exceed any credit for losing tickets shall revert to the State.

**13:71-27.28 Excused horses; refunds**

In all cases when a horse has been excused by the judges after wagering has started but before off-time all money wagered on the horse so excused shall be deducted from the pool and be refunded.

**13:71-27.29 Horses left at post**

If a horse is left at the post at off-time there shall be no refund, but if one horse or more is prevented from leaving the post at off-time because of any mechanical malfunction, the money wagered on said horse or horses so locked in the gate shall be deducted from the pool and be refunded.

**13:71-27.30 No horse finish race**

If no horse finishes in a race, all money wagered on that race shall be refunded.

**13:71-27.31 Coupled horses**

If two or more horses in a race are coupled on the same mutuel ticket, there shall be no refund unless all of the horses so coupled are excused before off-time, or all of the horses so coupled are locked in the gate. Discretion is, however, vested in the judges to order a refund wherein a part of an entry in a stake, handicap or futurity is excused before off-time where it is in the public interest to do so. In such an instance the remaining part of the entry shall race for the purse only.