

**2:32-2.22 Qualifying standards**

(a) All starters in the New Jersey Sire Stakes Pari-mutuel Division must meet the following qualifying standards in their last start as a first track and be eligible at time of entry.

1. The New Jersey Sire Stakes qualifying times will be as follows:

	One Mile Track	½ Mile Track	¼ Mile Track
Two-Year-Old Trot	2:05	2:06	2:07
Three-Year-Old Trot	2:03	2:04	2:05
Two-Year-Old Pace	2:02	2:03	2:04
Three-Year-Old Pace	2:00	2:01	2:02

NOTE: These times are not always the same as track qualifying standards.

2. Horses making a break in a qualifying race or in the next purse race following a qualifying race must requalify with the exception of those who were not required to qualify.

3. If a horse initially meets qualifying standards but then fails to meet qualifying standards in a subsequent event, it must then requalify to meet the standards of the raceway at which the race is to be contested and the New Jersey Sire Stakes. All other qualifying standards in effect at the track where the race is being contested must be adhered to.

(b) All starters in the New Jersey Sire Stakes Fair Division must have raced within 30 days of the race in which they have been entered. A three-year-old shall show a satisfactory racing line in one of their last two starts. A two-year-old must show a satisfactory racing line in one of their last three starts. A satisfactory racing line is defined as a qualifying or racing line in the following times or better with allowances for track conditions:

	Prior to July 1	July 1 or later
Two-Year-Old Trot	2:10	2:09
Two-Year-Old Pace	2:08	2:07
Three-Year-Old Trot	2:08	2:07
Three-Year-Old Pace	2:06	2:05

1. In the event a horse competes in an uncharted race or races, he will be eligible to race in the Fair Program provided he has a satisfactory charted line within 30 days.

2. Horses may be placed on the stewards list for subsequent poor performance.

Amended by R.1988 d.189, effective May 2, 1988.

See: 20 N.J.R. 323(a), 20 N.J.R. 975(a).

Qualifying times changed for two year old trot; year changed to '88 and (b)2 added.

Amended by R.1989 d.95, effective February 21, 1989.

See: 20 N.J.R. 2952(a), 21 N.J.R. 443(a).

Substantially amended.

Amended by R.1990 d.203, effective April 2, 1990.

See: 22 N.J.R. 3(a), 22 N.J.R. 1116(c).

One second decrease in qualifying times in two-year-old trot category.

Amended by R.1991 d.241, effective May 6, 1991.

See: 23 N.J.R. 252(a), 23 N.J.R. 1408(a).

Requirements added for horses making a break in a qualifying race.

Amended by R.1995 d.276, effective June 5, 1995.

See: 27 N.J.R. 969(a), 27 N.J.R. 2179(a).

One second decrease in qualifying times for three-year-olds on all three track configurations.

Amended by R.1998 d.178, effective April 6, 1998.

See: 29 N.J.R. 5126(a), 30 N.J.R. 1283(b).

In (a), deleted a former second sentence in 2, added a second sentence in 3, and deleted former 4; and in (b), rewrote the table.

**2:32-2.23 Splitting races**

Each race is to be a one mile dash. If it becomes necessary to split an event, the Board reserves the right to adopt one of the methods of division racing then current, including elimination dashes.

**2:32-2.24 Number of starters**

In all Pari-mutuel and Fair Sire Stakes races, the number of starters permitted in the first tier shall be at the discretion of the judges. No more than two trailers will be permitted in the second tier. However, no trailers shall be permitted in the races designated as finals.

**2:32-2.25 Eligibility papers**

(a) At a fair track where a horse is entered to race and his eligibility papers are not available at post time, said horse will be ordered scratched by the presiding judge. If, however, the New Jersey Sire Stakes Race Secretary or a New Jersey Sire Stakes Official has signed for or accepted the trainer's eligibility papers, and the papers are subsequently lost, the horse may be allowed to start.

(b) At a Pari-mutuel event, eligibility papers should be on file in the racing office or the horse may be ordered scratched by the presiding judge.

Amended by R.1988 d.189, effective May 2, 1988.

See: 20 N.J.R. 323(a), 20 N.J.R. 975(a).

Added (b).

**2:32-2.26 Splitting and carrying over divisions**

In the event a Sire Stakes event is split into divisions, the Sire Stakes event shall be divided and each division shall race for an equal share of the total purse. All Sire Stakes events shall be advertised, "added, divided." In the event that a Pari-mutuel event splits into more than three divisions, one or more of the divisions in excess of three may be carried over to the following racing day.

**2:32-2.27 Final races**

(a) There will be a two- and three-year-old "Final" race in each Pari-mutuel Division at the Pari-mutuel raceways as scheduled by the New Jersey Sire Stakes Board of Trustees. There will be a Fair "Final" race in each Division for two- and three-year-olds. Consolation races in the Pari-mutuel program may be scheduled at the option of the tracks and

shall be conducted under track rules. Horses eligible to race in the final events must race in the finals and not in the consolation events.

(b) Each Pari-mutuel Final will have a \$500.00 entry fee for two-year-olds and a \$600.00 entry fee for three-year-olds and is open to the highest New Jersey Sire Stakes point winners declared in the Meadowlands, Garden State and Freehold, and the highest New Jersey Sire Stakes point winners at the Fairs in each division that are declared in and can be drawn to post in the first tier. Trailers will not be permitted to start in any New Jersey Sire Stakes Finals. There will be no entry fee for the Fair Finals.

(c) All horses competing in both the Pari-mutuel and Fair Finals at all tracks will be determined on a point basis. The point values will be:

1. 50 points for winning a heat;
2. 25 points for placing second in a heat;
3. 12 points for placing third in a heat;
4. Eight points for placing fourth in a heat;
5. Five points for placing fifth in a heat;
6. Four points for placing sixth in a heat;
7. Three points for placing seventh in a heat;
8. Two points for placing eighth in a heat; and
9. One point for placing ninth, 10th, 11th or 12th in a heat.

(d) In the event of less than five starters, the points will be awarded in the same fashion as the purse breakdown with less than five starters as in N.J.A.C. 2:32-2.21.

(e) In the event of a dead heat for any position in a New Jersey Sire Stakes race, the points shall be split evenly between the two horses as is currently done with the monies.

(f) In the event of a tie in point standings for Final events, money won in Sire Stakes races in which points were accumulated shall be used to break the tie.

(g) In the event of a tie for the last spot in the top 10 or top eight money winners for a Final event, the last spot in the Final will be drawn by lot from among the horses tied in both points and money winnings in the Sire Stakes and having the highest point totals and not already included in the Final.

(h) Judges' "official order of finish" will be used in determining eligibility to Finals exclusive of all appeals yet to be decided at the time of closing of the entry box for Finals.

(i) In order to qualify for the Fair Finals, a horse must race in at least half of the Fair races offered in his class.

(j) Total points accumulated towards Final Race eligibility in the Pari-mutuel Division shall include only Pari-mutuel Division points. Only Fair Division race points count toward the Fair Final eligibility.

Amended by R.1988 d.189, effective May 2, 1988.

See: 20 N.J.R. 323(a), 20 N.J.R. 975(a).

Added text in (a) "Consolation races in ...".

Amended by R.1989 d.95, effective February 21, 1989.

See: 20 N.J.R. 2952(a), 21 N.J.R. 443(a).

Added text to (a) and (d); recodified section 2.28 to (j) of this section.

Amended by R.1991 d.241, effective May 6, 1991.

See: 23 N.J.R. 252(a), 23 N.J.R. 1408(a).

Eliminated the minimum \$10,000.00 purse for fair final races.

Amended by R.1992 d.239, effective June 15, 1992.

See: 24 N.J.R. 1142(b), 24 N.J.R. 2241(a).

Revised (b).

Amended by R.1994 d.271, effective June 6, 1994.

See: 26 N.J.R. 1181(a), 26 N.J.R. 2256(a).

Amended by R.1998 d.178, effective April 6, 1998.

See: 29 N.J.R. 5126(a), 30 N.J.R. 1283(b).

In (c), added 6 through 9; and in (d), deleted a former second sentence.

## 2:32-2.28 Separate Fair Division

A separate New Jersey Sire Stakes Fair Division, with a separate payment schedule as set forth in N.J.A.C. 2:32-2.10 and 2.20, will be in force. Horses starting in a pari-mutuel event shall not race in a fair event within seven days of that pari-mutuel event. Horses starting in a fair event shall not race in a pari-mutuel event within seven days of that fair event.

Amended by R.1989 d.95, effective February 21, 1989.

See: 20 N.J.R. 2952(a), 21 N.J.R. 443(a).

This section was recodified from 2.31. The original 2.28 was "Point standings" and was recodified to 2.27(j).

Amended by R.1998 d.179, effective April 6, 1998.

See: 30 N.J.R. 3(a), 30 N.J.R. 1283(a).

Added a second sentence.

## 2:32-2.29 Supervising Race Secretary

(a) A member of the New Jersey Sire Stakes staff will be appointed Supervising Race Secretary at all Fair meets. Furthermore, the New Jersey Sire Stakes Board Secretary is responsible for the complete supervision of the New Jersey Sire Stakes Program as it pertains to the Fairs.

(b) Nothing in this chapter shall be construed to rescind or replace any of the powers or rules of the New Jersey Racing Commission at any race.

Amended by R.1989 d.95, effective February 21, 1989.

See: 20 N.J.R. 2952(a), 21 N.J.R. 443(a).

This section was recodified from 2.32. The original section was "Four-year-old split" and was repealed.

## 2:32-2.30 Broadcasting revenues

(a) In the event the Sire Stakes Board receives revenues derived from the broadcast of Sire Stakes events, any incremental revenues derived from these broadcasts shall be exclusively used by the New Jersey Sire Stakes Program to supplement the purse of Sire Stakes races.

(b) The nominator and/or owner of horses racing in Sire Stakes events expressly and irrevocably assigns to the New Jersey Sire Stakes the ownership rights of any broadcast revenues derived therefrom.

Amended by R.1989 d.95, effective February 21, 1989.

See: 20 N.J.R. 2952(a), 21 N.J.R. 443(a).

This section was recodified from 2.34. The original section was "Four-year-old division".

### SUBCHAPTER 3. APPEALS

#### **2:32-3.1 Appeal from decision of Supervising Race Secretary**

When any decision is made by any person representing the Board of Trustees pursuant to the law of New Jersey or rules of the Board of Trustees, said decision may be appealed to the Board of Trustees and a hearing requested.

#### **2:32-3.2 Right of appeal**

(a) Any person aggrieved by any action or inaction by the Board of Trustees, or its representatives, may request an informal meeting with the Board to settle any dispute, or seek clarification of the Board's rules. The Board shall respond, in writing, to any such request stating the reasons for its determination.

(b) If any dispute is required by law or regulation to be handled formally, or if a party is dissatisfied with an informal determination, or if the Board determines the matter contested, the matter shall be treated in accordance with the Administrative Procedures Act (N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq.), and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1-1 et seq.

#### **2:32-3.3 Nature of proceedings**

All hearings before the Board of Trustees will be de novo proceedings and shall be accompanied by notice and an opportunity to be heard.

#### **2:32-3.4 Appeal procedure**

In the event that an appeal is taken to the Board of Trustees, said appeal and one copy must be filed, in writing, at the office of the Board of Trustees within 20 days of the date of the receipt of the decision by the person representing the Board of Trustees.

#### **2:32-3.5 Hearing; costs**

The applicant shall be responsible for any costs incurred in connection with any hearing held pursuant to the right of appeal contained in this subchapter and the laws of the State of New Jersey.

#### **2:32-3.6 Acting on appeals**

The Board of Trustees shall act on all appeals in accordance with the laws of the State of New Jersey and the rules promulgated by the Board of Trustees.