

- 13:71-27.38 Two horses finishing race
- 13:71-27.39 Rulings after display of official sign
- 13:71-27.40 Copies of reports
- 13:71-27.41 Payments
- 13:71-27.42 Calculating the pay-off in a straight pool
- 13:71-27.43 Calculating the pay-off in a place pool
- 13:71-27.44 Calculating the pay-off in a show pool
- 13:71-27.45 Calculating the pay-off in dead heats
- 13:71-27.46 Exacta
- 13:71-27.47 Daily double
- 13:71-27.48 Quiniela
- 13:71-27.49 Break to nickel in the event of a minus pool
- 13:71-27.50 Trifecta
- 13:71-27.51 Sell-only system
- 13:71-27.52 Cash-sell system
- 13:71-27.53 Super-Six
- 13:71-27.54 Daily Triple
- 13:71-27.55 Pick-Eight
- 13:71-27.56 The Pick (N)
- 13:71-27.57 Cancellations
- 13:71-27.58 Expiration of mutuel tickets
- 13:71-27.59 Superfecta
- 13:71-27.60 Distribution of funds derived from casino simulcasting in lieu of N.J.S.A. 5:12-203g(2)
- 13:71-27.61 Handicapping contests
- 13:71-27.62 The Choose (N)
- 13:71-27.63 The "Group Bet"

SUBCHAPTER 28. INITIAL TRACK APPLICATION

- 13:71-28.1 Permit to hold race meetings

SUBCHAPTER 29. SULKY

- 13:71-29.1 Standardbred sulky standards
- 13:71-29.2 Inspection stickers
- 13:71-29.3 Certification
- 13:71-29.4 Serial numbers
- 13:71-29.5 Liability insurance

SUBCHAPTER 30. "SELF-EXCLUSION LIST" RULES

- 13:71-30.1 "Self-exclusion list" rules incorporated herein by reference

SUBCHAPTER 1. GENERAL RULES

13:71-1.1 General provisions

(a) The rules, regulations and conditions under which all horse racing shall be conducted in the State of New Jersey are prescribed by the racing law and by the New Jersey Racing Commission.

(b) If at any time there is a conflict between the rules of the New Jersey Racing Commission and the rules of the United States Trotting Association, the rules of the Commission shall govern.

(c) The Executive Director or his or her designee shall possess the same authority of the Racing Commission stewards and judges with respect to all provisions contained in the Administrative Code governing racing in New Jersey.

Amended by R.1992 d.88, effective February 18, 1992.
See: 23 N.J.R. 3432(a), 24 N.J.R. 647(b).
Added (c).

Law Review and Journal Commentaries

Horse Drugging—The New Jersey Trainer Absolute Insurer Law. Luke P. Iovine, III John E. Keefe, Jr., 1 Seton Hall J. Sport L. 61 (1991).

Case Notes

Private harness track required to abide by the rules and regulations of the United States Trotting Association, subject to conflict with Commission rules. *Marzocca v. Ferone*, 186 N.J.Super. 483, 453 A.2d 228 (App.Div.1982) certification denied 91 N.J. 574, 453 A.2d 884, affirmed in part, reversed in part 93 N.J. 509, 461 A.2d 1133 (1983).

13:71-1.2 Owners and trainers

All owners and trainers of horses and their stable employees are subject to the laws of the State of New Jersey and the rules promulgated by its Racing Commission immediately upon acceptance and occupancy of stabling accommodations from or approved by an association or upon making entry to run on its track. Said owners and/or trainers shall furnish to the Racing Commission a badge list of all employees. Said owners, trainers and stable employees shall abide by said laws and rules and accept the decision of the stewards on any and all questions to which their authority extends, subject to their right of appeal to the Racing Commission.

13:71-1.3 Race participants and patrons

Every person participating in and every patron of a licensed race meeting shall abide by said laws and rules, and accept the stewards' decisions on any and all questions to which their authority extends subject to the right of appeal to the Racing Commission.

Case Notes

Rule cited as example of Commission's reliance on conventional law enforcement services; denial of groom's license held arbitrary as the Rehabilitated Convicted Offender Act applies to Commission's licensing function. *Maietta v. New Jersey Racing Commission*, 183 N.J.Super. 397, 444 A.2d 55 (App.Div.1982), affirmed 93 N.J. 1, 459 A.2d 295 (1983).

13:71-1.4 Discharge of groom or attendant; notice

When an owner or trainer discharges a groom or other attendant, or when a groom or other attendant voluntarily leaves the employ of an owner or trainer, the said owner or trainer shall immediately notify the track security of such discharge of or resignation by such employee. The failure to so notify the track security shall subject the owner or trainer to a fine or suspension or both.

As amended, R.1982 d.109, effective April 5, 1982.
See: 13 N.J.R. 820(a), 14 N.J.R. 347(a).
"security" was "police".

13:71-1.5 Notification to track security on discharge of groom

When a groom or other attendant is discharged by or voluntarily leaves the employ of an owner or trainer he shall immediately notify the track security of his discharge or

resignation. The failure to so notify the track security shall subject the groom or other attendant to a fine or suspension, or both.

As amended, R.1982 d.109, effective April 5, 1982.
See: 13 N.J.R. 820(a), 14 N.J.R. 347(a).
"security" was "police".

13:71-1.6 Language

No person shall use improper, profane or indecent language to a racing official.

13:71-1.7 Disturbing the peace

No person shall in any manner, or at any time, disturb the peace or make himself obnoxious on the grounds of an association.

13:71-1.8 Handbooks

No person shall make a handbook or a foreign book on the ground of an association nor shall any person solicit for or bet with a handbook or foreign book on the grounds of an association or fair race.

As amended, R.1982 d.109, effective April 5, 1982.
See: 13 N.J.R. 820(a), 14 N.J.R. 347(a).
Section substantially amended.

13:71-1.9 (Reserved)

13:71-1.10 Reciprocity

Full force and effect shall be given to the denial, revocation or suspension of any license by any other racing commission or turf governing body.

As amended, R.1982 d.109, effective April 5, 1982.
See: 13 N.J.R. 820(a), 14 N.J.R. 347(a).
Section substantially amended.

13:71-1.11 Unrecognized meetings

Any person who participates in an unrecognized meeting anywhere, either as a racing official or as an owner, trainer or driver, may be adjudged guilty of conduct detrimental to racing.

13:71-1.12 Suspended person or horse

No person or horse ruled off by, or under suspension by, any recognized turf authority, trotting association included, shall be admitted to the grounds of any association.

13:71-1.13 Narcotic or drug convictions

No person who has been convicted for illegal possession, sale or distribution of narcotics or hallucinogenic drugs or other "controlled dangerous substances" as defined by Title 24 of the New Jersey Statutes shall be permitted on the grounds of any association.

As amended, R.1982 d.109, effective April 5, 1982.
See: 13 N.J.R. 820(a), 14 N.J.R. 347(a).
Section substantially amended.

13:71-1.14 Crimes regarding moral turpitude

No person shall be employed in any capacity whatsoever at any place, track or enclosure where a horse race meeting is permitted who has been convicted of a crime involving moral turpitude.

13:71-1.15 Reinstatement of horses

When a person is ruled off a course or suspended, every horse owned in whole or part by him shall be ineligible to be entered or to start in any race until said horse has been reinstated either by the rescinding of his owner's penalty or by his transfer through bona fide sale to any ownership acceptable to the stewards.

13:71-1.16 Qualifications for reinstatement

When a person is ruled off a course or suspended, any horse which is under his care, management, training or superintendence shall not be qualified to be entered or to start in any race until said horse has been reinstated by the rescinding of said person's penalty or by the placement of the horse in the hands of a licensed trainer and the approval of the transfer by the stewards.

13:71-1.17 Recision of penalties

When a person is ruled off a course or suspended, he shall not be qualified, whether acting as agent or otherwise, to subscribe for or to enter or run any horse in any race either in his own name or in that of any other person until the rescinding of that person's penalty.

13:71-1.18 (Reserved)

As amended, R.1982 d.109, effective April 5, 1982.
See: 13 N.J.R. 820(a), 14 N.J.R. 347(a).

13:71-1.19 Stewards determination of fines

The steward and the Board of Judges may fine, suspend or rule off any person who, in their opinion, has acted to the detriment of racing or violated the rules.

As amended, R.1982 d.109, effective April 5, 1982.
See: 13 N.J.R. 820(a), 14 N.J.R. 347(a).
"Stewards" changed to "steward"; "Board of Judges" added.

Case Notes

Veterinarian's use of non-FDA-approved drug for his own horse at his own farm in another state; not conduct detrimental to racing. *Chovanes v. New Jersey Racing Commission*, 93 N.J.A.R.2d (RAC) 5.

13:71-1.20 Authority to impose penalties; report; payment

(a) The authority of the steward and the Board of Judges shall extend to any and all situations which are not specifically covered by these rules.

(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).

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

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

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.

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 permit holder 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:

the Group (as "Group Bets") to which the race winner belongs. For example, and using the same hypothetical race example set forth in (d)1 above, after applying applicable breakage and assuming horse 2 wins the race, the standard win bet payout would be approximately \$3.30 per dollar wagered and the "Group Bet" payout would be approximately \$1.80 per dollar wagered (that is, \$3.30 (standard win payout price) multiplied by \$571.00 (amount allocated to the win wagering pool for horse 2 from the total dollar amount wagered upon Group (A) as "Group Bets"), which determined amount (\$1,884.30) is divided by \$1,000 (total bet on Group (A) as "Group Bets").

(e) In the event of a dead heat for win between two or more horses in the same group, the "Group Bet" winning payout shall be calculated in the same manner as if there was one winner of the race and such winner was a member of such group. In the event of a dead heat for win between one or more members of either group and the non-member of the group, or between one or more members of different groups, the "Group Bet" payout shall be determined in the same manner as the calculation of the win payoff, that is, by dividing the "net win wagering pool" (that is, for purposes of this section, the total win wagering pool, which includes standard win wagers and "Group Bet" wagers, less takeout).

(f) In the event the "non-group horse" is scratched or declared a nonstarter, group betting shall cease and all "Group Bet" wagers previously placed on the race shall be refunded. In the event of a scratch or a declaration of non-starter of all of the members of Group (A) or all of the members of Group (B), group betting on the race shall cease and all "Group Bet" wagers previously placed on the race shall be refunded. In the event of a scratch or declaration of non-starter of a member of Group (A) or a member of Group (B), monies previously allocated to the scratched horse or non-starter shall be reallocated amongst the remaining member or members of that particular group.

(g) A racing association may not offer a "Group Bet" unless the format associated with the particular "Group Bet" wagering event is first approved by the Racing Commission Executive Director (Executive Director). A racing association desiring to offer a "Group Bet" must file a written approval request with the Executive Director at least three days prior to the commencement of public wagering on the proposed "Group Bet," and the licensee may not offer public wagering on the proposed "Group Bet" until written approval of the Executive Director is issued. The written approval request of the racing association shall contain: the date of and race where the "Group Bet" is proposed to be offered; the name of each group, in the event the racing association intends to identify each group by a designation other than Group (A) and Group (B); the patron base to which the wager will be offered (for example, to racetrack patrons, account wagering patrons, casino simulcast facility patrons, simulcast outlets, off-track wagering facility patrons); and the method and time of advertisement of the "Group Bet" rules to the wagering public. Such a request shall be approved by the Executive Director,

subject to a determination by the Executive Director that the proposed "Group Bet" complies with this section in all aspects. In approving any request of a racing association related to a "Group Bet," the Executive Director may impose such conditions as are consistent with the best interests of racing and the interests of the wagering public. Any approval shall, however, be subject to the condition that the rules of the "Group Bet" be made available to the public at least 24 hours prior to the commencement of wagering. Although a "Group Bet" may be advertised to the public prior to the racing association obtaining such approval, any advertisement must contain language that "the offering of this wager is contingent upon and subject to the prior approval of the New Jersey Racing Commission."

(h) In the event circumstances occur which are not specifically addressed by this section, questions arising thereby shall be resolved by the Racing Commission Board of Judges in accordance with the general pari-mutuel practice as set forth in this Chapter. The Racing Commission Board of Judges shall resolve any question regarding the distribution of the wagering pool consistent with this rule.

New Rule, R.2006 d.85, effective February 21, 2006.
See: 37 N.J.R. 3799(a), 38 N.J.R. 1222(a).

SUBCHAPTER 28. INITIAL TRACK APPLICATION

13:71-28.1 Permit to hold race meetings

(a) No license or permit shall be transferable or assignable in any manner or in any particular.

(b) An application for a permit to conduct a horse race meeting shall be filed on form R-1 in the case of harness races and on form R-2 in the case of running races, which forms shall be prescribed and furnished by the Commission. The Commission may require from time-to-time additional information which shall be attached to, and made a part of, and filed with the application. The application and additional information shall be submitted in affidavit form, sworn to and subscribed before a person legally competent to take oaths. The application shall be filed with the Commission prior to August 1, of any year.

(c) The applicant shall furnish, at his expense, such data as the Commission shall require to enable it to carry out fully and effectually all the provisions and purposes of the law which may include, but shall not be limited to, the following:

1. Blueprints and specifications of the track and its surface, and blueprints and specifications of buildings and grandstands; and

2. Surveys, studies and analyses by competent and qualified experts which may be required by the Commission to ascertain such factors as proposed attendance, traffic flow, income or any and all matters necessary for

the Commission to make a determination with respect to the matter of the application.

(d) When, in the judgment of the Commission, the services of special legal counsel are necessary to carry out fully and effectually all the provisions and purposes of the law and to serve the public interest, the Commission may request the Attorney General to appoint such counsel and the applicant shall pay the reasonable expenses to his services. Special counsel shall submit, in affidavit form, a detailed accounting of his services to the Attorney General who shall certify said accounting to the Commission upon being satisfied that it is reasonable and necessary to carry out fully and effectually the purpose of this act. The Commission shall, in no event, require payment for such services without the said approval of the Attorney General.

(e) In any case where the Commission may require expenses by the applicant, pursuant to this request, the Commission may, in its discretion, require the applicant to give bond or other satisfactory security to guaranty payment of the aforesaid expenses.

(f) The application for a permit to hold or conduct horse race meetings within the State of New Jersey shall include, but not be limited to, the following information:

1. The name of the person, association or corporation making such application;
2. Post-office address of the applicant;
3. If the applicant is a corporation or an association, the names and addresses of the officers and directors thereof and the name and address of each owner or holder, directly or indirectly, of any share of stock or certificate or other evidence of ownership of any interest in such corporation or association.
4. If the applicant is a partnership, it shall furnish the names and addresses of all general and limited partners;
5. In the case of a corporate applicant, the date of incorporation, name of the state in which incorporated, and a copy of the original certificate of incorporation and of any amendments thereto;
6. The dates on which it is intended to conduct or hold such horse race meeting and the hours of each racing day between which it is intended to hold or conduct horse racing at such meeting;
7. The location of the place, track or enclosure where it is proposed to hold or conduct such horse race meeting;
8. Detailed information and specifications of the track, buildings and grandstand possessed or to be constructed by the applicant, including a blueprint of the track and specifications of the construction and of the surface of same; and blueprints and detailed architect's specifications of the construction of any buildings and grandstands of the applicant. The Commission reserves the right to reject

inadequate or unsatisfactory specifications or to demand additional information and specifications from the applicant;

9. A financial statement of the applicant, certified by a certified public accountant of New Jersey;

10. A statement by a certified public accountant of New Jersey showing details of all financing arrangements made or contemplated by the applicant in connection with the construction of the race track buildings and grandstand;

11. Any other information which is set forth on form R-1 or form R-2 or as may be required by the Commission.

(g) The application, if made by an individual, shall be signed and verified under oath by such individual, and, if made by two or more individuals or a partnership shall be signed and verified under oath by all of the individuals or by all of the members of the partnership, whether general or limited, as the case may be. If the application is made by an association or corporation, it shall be signed by the president or vice-president thereof and attested by the secretary or assistant secretary under the seal of such association or corporation, if it has a seal, and shall be verified under oath by one of the officers signing the same.

(h) In addition to the requirements in (g) above the applicant shall comply with the following:

1. Every applicant shall furnish to the Commission under oath a list of the names, addresses and dates of birth of every person, entity or organization who or which has any interest whatsoever in the applicant, the proposed race track or the proposed horse race meetings, and a detailed account of the nature and extent of said interest. Each such person, entity or organization who or which has such an interest shall furnish a statement, under oath, to the Commission, setting forth that he is acting solely in his own behalf and is a real party in interest, or if he is acting jointly with or solely on behalf of any person, entity or organization, or if he is not a real party in interest, then he shall state the name, address and date of birth of the real property or other party or parties in interest for whom he is acting. In the event that the application and its attachments do not identify any person, entity or organization who or which has any direct or indirect interest in the applicant, proposed race track or proposed horse race meetings, the application may be denied.

2. Every applicant member, partner, officer, director, stockholder and person having any direct or indirect interest in the applicant and every real party in interest in the applicant shall furnish a detailed statement, **under oath**, of his experience and background in racing and of his business and financial background including a financial statement.

3. Every applicant shall furnish with its application the fingerprints of each applicant member, partner, officer, director, real party in interest, stockholder and of every

2. The stirrups shall be attached to the inside of each shaft no closer than 30 inches from stirrup to stirrup.

3. The measurement from the ground to the heel of the stirrup and ground to seat plate shall have a spread of no more than six inches as measured with the bike hitched at 54 inches.

(h) The following requirements apply to sulky seats:

1. The seat plate shall be no lower than one inch below the arch.

2. The seat shall be securely attached to the seat bracket in a fixed position.

3. The back of the seat shall be no higher than four inches. No high back (bucket type) seats shall be permitted.

4. All seats shall have adequate padding to provide comfort for the driver.

(i) The mud fenders shall be easily attached to the sulky in such a manner as to make them totally secure to the sulky.

13:71-29.2 Inspection stickers

(a) Each sulky in use must contain an inspection sticker indicating the year and month the sulky was inspected, affixed in a visible location on the arch and shaft.

1. The sticker shall be affixed to the sulky by a representative of the manufacturer. It shall represent that the sulky is free of any stress marks, broken equipment, rust or rot spots.

2. The sticker shall be color coded to indicate the life cycle of each sulky and placed on file with the New Jersey Racing Commission and a copy to the Paddock Judge.

13:71-29.3 Certification

(a) No sulky shall be used after the expiration of eight years from the year of manufacture or the recommended period for use by the manufacturer, whichever is less.

1. No sulky shall be used that does not have affixed to it in a visible location on the arch or shaft a current inspection sticker.

2. A current inspection sticker shall have been issued no more than two years prior to the date of use.

3. The sticker shall be affixed to the sulky by a representative of the manufacturer after the sulky passes a visual inspection.

4. The sulky shall fail inspection if it fails to satisfy any requirements of this subchapter.

13:71-29.4 Serial numbers

(a) Newly manufactured sulkies shall contain individual serial numbers placed on the arch and shaft by the manufacturer denoting the date of manufacturing and space made to reflect that the sulky passed a scientific testing for use by a reputable firm to be designated by the Racing Commission.

1. Serial number and verification documents on sulkies competing in New Jersey shall be filed with the New Jersey Racing Commission Steward.

13:71-29.5 Liability insurance

Each manufacturer shall be required to annually file a true copy of their current product liability insurance/occurrence insurance in the minimum amount of one million dollars per occurrence with the New Jersey Racing Commission Steward.

SUBCHAPTER 30. "SELF-EXCLUSION LIST" RULES

13:71-30.1 "Self-exclusion list" rules incorporated herein by reference

The Racing Commission rules, at N.J.A.C. 13:74A, Self-Exclusion List, sets forth rules and procedures allowing for individuals to voluntarily place themselves on a list of persons to be: excluded from thoroughbred racetracks licensed pursuant to N.J.A.C. 13:70, Horse Racing; excluded from standardbred or harness racetracks licensed pursuant to this chapter (N.J.A.C. 13:71, Harness Racing); excluded from off-track wagering facilities licensed pursuant to N.J.A.C. 13:74; and excluded from opening or maintaining a wagering account with the account wagering licensee as authorized pursuant to N.J.A.C. 13:74. All rules in N.J.A.C. 13:74A are applicable to this chapter and are incorporated herein by reference.