

**13:70-29.6 Also eligible list**

If the entries in an overnight race exceed the acceptable number, as many as six of those that have not been drawn shall also be listed on the entry sheet as "also eligible" to start. After any horses in the body of the race have been excused at scratch time, a new drawing shall be taken from horses on the also-eligible list, and their order of post position shall be determined by the sequence in which they are drawn. 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.

**13:70-29.7 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 jockeys, scratches, substitute races, track conditions, whether races are to be run on the turf or regular course, 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.

**13:70-29.8 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.)

As amended, R.1979 d.274, effective July 18, 1979.  
See: 11 N.J.R. 296(b), 11 N.J.R. 401(b).

**13:70-29.9 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.

**13:70-29.10 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 print-out 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 total pool.

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

Amended by R.1990 d.127, effective February 20, 1990.  
See: 21 N.J.R. 3856(b), 22 N.J.R. 663(b).  
Corrected punctuation.

**13:70-29.11 (Reserved)**

As amended, R.1981 d.183, effective June 21, 1982.  
See: 14 N.J.R. 91(a), 14 N.J.R. 661(a).

**13:70-29.12 Ticket sales**

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

**13:70-29.13 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 wagers will be made only on presentation of appropriate pari-mutuel tickets.

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

**Case Notes**

Race track patron could not receive payment for a winning horse race ticket that was allegedly stolen even if he could prove he purchased it. *Ryan v. New Jersey Racing Com'n*, 336 N.J.Super. 237 (A.D. 2001).

**13:70-29.14 Emergencies**

Should any emergency arise in connection with the operation of the pari-mutuel department not covered by these rules 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.

As amended, R.1981 d.183, effective June 21, 1982.  
See: 14 N.J.R. 91(a), 14 N.J.R. 661(a).

Substantially amended.

**13:70-29.15 Advice; horses competing**

The manager of the pari-mutuel department shall be properly and timely advised by the stewards, prior to the

beginning of wagering on each race, of the horses that will compete in the race.

#### 13:70-29.16 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 stewards.

#### 13:70-29.17 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.

#### 13:70-29.18 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.

#### 13:70-29.19 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.

As amended, R.1982 d.183, effective June 21, 1982.

See: 14 N.J.R. 91(a), 14 N.J.R. 661(a).

(a)4: changed; (a)5: deleted.

Amended by R.1990 d.184, effective April 2, 1990.

See: 21 N.J.R. 3254(a), 22 N.J.R. 1149(a).

Prohibits place and show wagering on particular horses.

#### 13:70-29.20 Cease wagering

Wagering shall cease not later than off-time.

#### 13:70-29.21 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.

As amended, R.1976 d.125, effective April 22, 1976.

See: 8 N.J.R. 47(b), 8 N.J.R. 308(a).

#### 13:70-29.22 Name and numbers of horses in gate

If a horse or horses are locked in the gate, the stewards shall promptly notify the manager of the pari-mutuel department of the name and number of said horse or horses.

#### 13:70-29.23 Written notice of official placement

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

#### 13:70-29.24 Basis of payoffs

Whenever the totalisator falls 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.)

As amended, R.1979 d.274, effective July 18, 1979.  
See: 11 N.J.R. 296(b), 11 N.J.R. 401(b).

As amended, R.1979 d.274, effective July 18, 1979.  
See: 11 N.J.R. 296(b), 11 N.J.R. 401(b).

**13:70-29.25 Recapitulation of sales**

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