

#### **SUBCHAPTER 4. PARI-MUTUEL POOLS**

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##### **19:55-4.1 Horse races from in-State sending tracks**

Sums wagered in a casino simulcasting facility on horse races at an in-State sending track shall be included in the appropriate pari-mutuel pool generated at the in-State sending track for the race being transmitted, and the pari-mutuel pool shall be divided in accordance with the provisions of the Casino Simulcasting Act. Pari-mutuel pay-offs at casino simulcasting facilities shall be made in accordance with the odds generated at the in-State sending track.

Effective: 01/19/93

#### **19:55-4.2 Horse races from out-of-State sending tracks**

(a) Except as provided in this section, sums wagered in a casino simulcasting facility on horse races at an out-of-State sending track shall be combined with comparable pari-mutuel pools at the out-of-State sending track, and the types of wagering, takeout, distribution of winnings, rules of racing and percentage of deposits remaining undistributed from pari-mutuel pools after payment is made to winning ticket holders shall be determined in accordance with the law or policy applicable to the out-of-State sending track.

(b) With the prior approval of the Racing Commission and the concurrence of an out-of-State sending track, a casino licensee may form an interstate common pool with receiving tracks or entities in other states other than the state in which the sending track is located.

(c) In any event, however, monies resulting from breakage on amounts wagered on horse races in a casino simulcasting facility and outstanding pari-mutuel tickets sold at a casino simulcasting facility shall in all instances be paid to the Racing Commission and deposited in the Casino Simulcasting Special Fund for distribution in accordance with the provisions of the Casino Simulcasting Act.

Effective: 01/19/93

#### **19:55-4.3 Transmission data line**

A transmission data line shall be a dedicated line. There shall be a minimum of one back-up line, which may be a dial-up line. In addition, each out-of-State sending track shall maintain a cellular phone in its totalisator room. The dedicated line requirement may be waived for good cause shown with the prior written approval of the Commission and Racing Commission.

Effective: 01/19/93

As amended, effective: 01/18/94; Operative: 02/22/94

#### **19:55-4.4 Facsimile machines and telephone lines**

A simulcast counter, hub facility and the totalisator room at a sending track shall each contain a facsimile machine and a direct dial-up telephone line, the numbers of which shall be provided to the Commission, Division and Racing Commission.

Effective: 01/19/93

As amended, effective: 01/18/94; Operative: 02/22/94

#### **19:55-4.5 Pool definition**

Prior to the opening of wagering on a simulcast horse race, a sending track shall transmit a pari-mutuel pool definition to a casino simulcasting facility. Upon receipt of the pool definition, pari-mutuel machines at a casino simulcasting facility may be opened for wagering.

Effective: 01/19/93

#### **19:55-4.6 Scratches**

A sending track shall at all times inform a casino simulcasting facility of scratches and pool change information, and any scratch from a simulcast horse race after wagering has commenced shall be verified immediately by facsimile from the sending track to the casino simulcasting facility.

Effective: 01/19/93

#### **19:55-4.7 Locking of pari-mutuel machines**

All pari-mutuel machines in a casino simulcasting facility shall be locked at off-time.

Effective: 01/19/93

**19:55-4.8 Ticket sales**

No ticket may be issued after the totalisator has been locked or wagering has ceased, whichever occurs first.

Effective: 01/19/93

**19:55-4.9 Cease wagering**

Wagering shall cease not later than off-time.

Effective: 01/19/93

**19:55-4.10 Cancellation of tickets**

(a) Except as provided in this section, no pari-mutuel ticket shall be cancelled.

(b) A pari-mutuel ticket with a total value of \$500.00 or less may be cancelled at any time prior to off-time.

(c) A pari-mutuel ticket of any value may be cancelled prior to the end of the delay period if the patron has not left the pari-mutuel window at which the ticket was purchased or if the patron left the window without paying for or accepting the ticket.

(d) A pari-mutuel ticket of any value may be cancelled prior to off-time if the ticket is on a wager (such as trifecta) where probable payoffs or odds are not displayed to the public.

(e) A pari-mutuel ticket of any value may be cancelled if the ticket is on an advance race and the race immediately preceding the race for which the cancellation has been requested has not been declared official.

(f) A pari-mutuel ticket with a total value exceeding \$500.00 which is not

otherwise cancellable pursuant to this section may be cancelled by a simulcast counter shift supervisor or supervisor thereof at any time prior to off-time if he or she determines that the cancellation will not significantly alter a pari-mutuel pool. The factors to be considered before approving or disapproving a cancellation request include the size of the mutuel pool, the reason for the requested cancellation, current odds, minutes to post time, and any late changes such as track conditions or jockey (driver) changes. Any request to cancel such a ticket shall be reported to the Racing Commission on a form approved by the Racing Commission within 48 hours.

Effective: 01/19/93

As amended, effective: 01/18/94; Operative: 02/22/94

As amended, effective: 11/07/94

#### **19:55-4.11 Refunds**

A pari-mutuel ticket on a horse that is scratched may be refunded. Pari-mutuel tickets representing wagers where a patron must select more than one horse may be refunded only as to the combinations including the scratched horse.

Effective: 01/19/93

#### **19:55-4.12 Odds display**

A casino licensee which conducts casino simulcasting shall prominently display in its casino simulcasting facility the approximate odds for each horse in a simulcast horse race for the purpose of informing patrons of the actual wagering on each horse.

Effective: 01/19/93

#### **19:55-4.13 Pari-mutuel machines closed**

(a) If, for any reason, pari-mutuel machines are closed during the wagering on a simulcast race before off-time, they shall remain closed until after the race. Wagering shall cease on that race, and the pay-offs for that race shall be computed on the sums then wagered in each pari-mutuel pool.

(b) In the event that pari-mutuel ticket issuing machines are inadvertently closed for any reason, said machines shall be opened only by the Supervisor of Mutuels at the hub facility.

Effective: 01/19/93

As amended, effective: 03/17/97

#### **19:55-4.14 Overpays caused by totalisator error**

Overpays caused by totalisator error shall be borne by the operator of the totalisator equipment causing the error.

Effective: 01/19/93

#### **19:55-4.15 Mechanical breakdowns**

(a) In the event of an irreparable breakdown of the totalisator or all pari-mutuel and self-service pari-mutuel machines during the wagering on a race, the wagering on that race shall be declared closed, and the pay-off for that race shall be computed on the sums wagered in each pari-mutuel pool at the time of the breakdown.

(b) In the event of a totalisator malfunction requiring the operator of the totalisator equipment to purchase any non-issued ticket "lost" in the totalisator computer, the operator of the totalisator equipment 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 be paid to the Racing Commission and deposited in the Casino Special Simulcasting Fund for distribution in accordance with the provisions of the Casino Simulcasting Act. For example, if the "lost" tickets on a race cost \$1,000 and pay off \$800.00, the operator of the totalisator equipment must pay \$200.00. However, if the "lost" tickets cost \$1,000 and pay off \$1,200, the operator of the totalisator equipment need pay nothing and \$200.00 shall be paid to the Racing Commission and deposited in the Casino Simulcasting Special Fund.

Effective: 01/19/93

#### **19:55-4.16 Emergencies not covered by this chapter**

In the event that an emergency arises with respect to simulcast wagering in a casino simulcasting facility which is not covered by this chapter and an immediate decision is necessary, the simulcast shift supervisor or above shall make a good faith effort to contact and consult with the Supervisor of Mutuels prior to taking action, and shall promptly render a written report regarding the incident to the Commission, Division and Racing Commission.

Effective: 01/19/93

As amended, effective: 03/17/97

#### **19:55-4.17 Transmission failure**

In the event of failure to transmit pari-mutuel information to a sending track, no further wagers shall be accepted in a casino simulcasting facility until and unless the failure has been corrected. The casino simulcasting facility and sending track shall attempt to manually merge any wagers which have already been accepted but which have not been transmitted to the sending track due to the failure. Notice of this procedure and any backup procedure established in accordance with N.J.A.C. 19:55-2.5(b) shall be posted in a prominent location

in the casino simulcasting facility. In any instance where manual merging or recourse to the backup procedure is required, actual notice thereof shall be publicly announced in the casino simulcasting facility.

Effective: 01/19/93

**19:55-4.18 Commingling notice**

A casino licensee shall display prominently in its casino simulcasting facility notice that it is commingling wagers as required by the Casino Simulcasting Act. Such notice shall further provide that this procedure may result in changes in pools and pari-mutuel odds during the running of a simulcast race.

Effective: 01/19/93