

NEW JERSEY RACING COMMISSION

Horse Racing

Coupled Horses

Adopted Amendment: N.J.A.C. 13:70-6.5

Proposed: July 16, 2007 at 39 N.J.R. 2590 (a)

Adopted: September 17, 2007 by the New Jersey Racing Commission,

Frank Zanzuccki, Executive Director

Filed: September 20, 2007 as R. 2007 d.327, **without change as to adopted**

Alternative No. 2 and with proposed Alternative No. 1 not adopted.

Authority: N.J.S.A. 5:5-30

Effective Date: October 15, 2007

Expiration Date: June 17, 2010

Summary of Public Comments and Agency Responses:

No comments were received.

Federal Standards Statement

A Federal standards analysis is not required because the rules of racing are dictated by State statute, N.J.S.A. 5:5-22 et seq., and the proposed amendment is not subject to any Federal requirements or standards.

Full text of the adoption follows (deletions from proposal indicated in brackets with asterisks *[thus]*):

(Agency Note: The adopted text of N.J.A.C. 13:70-6.5 published below incorporates another amendment to the section proposed at 39 N.J.R. 2590(a).

[Alternative No. 2]

13:70-6.5 Coupled horses

All horses owned wholly or in part by the same owner or the spouse of any such owner, or trained by the same trainer, must be coupled and run as an entry. For the purpose of this section, “ownership” shall be construed to mean any person required to be licensed as an owner pursuant to these rules and in the instance of multiple ownerships, persons possessing at least a five percent commonality of interest in each of the respective horses. Provided, however, that when a trainer enters two or more horses in a race under bona fide separate ownerships the Commission may, on application by the association conducting the race permit the horses to race as separate wagering entities. The Commission shall consider such requests on a case by case basis in the best interest of racing, considering the facts and circumstances concerning the race meet that is the subject of the association’s application for approval. For races worth \$500,000 or more, all horses entered to race in such races, regardless of common trainers or ownership interest, shall race as individual betting interests. If the race is split in two or more divisions, horses in an “entry” shall be seeded in separate divisions insofar as possible but the divisions in which they compete and their post positions shall be drawn by lot.

*[Alternative No. 1.

13:70-6.5 Coupled horses

All horses owned wholly or in part by the same owner or the spouse of any such owner, or trained by the same trainer, must be coupled and run as an entry. For the purpose of this section, “ownership” shall be construed to mean any person required to be licensed as an owner pursuant to these rules and in the instance of multiple ownerships, persons possessing at least a five percent commonality of interest in each of the respective horses. Provided, however, that when a trainer enters two or more horses in a race under bona fide separate ownerships, the association may permit the horses to race as separate wagering entities. For races worth \$500,000 or more, all horses entered to race in such races, regardless of common trainers or ownership interest, shall race as individual betting interests. If the race is split in two or more divisions, horses in an “entry” shall be seeded in separate divisions insofar as possible but the divisions in which they compete and their post positions shall be drawn by lot.]*

NEW JERSEY RACING COMMISSION

Harness Racing

Entries

Adopted Amendment: N.J.A.C. 13:71-16.5

Proposed: July 16, 2007 at 39 N.J.R. 2600 (a)

Adopted: September 17, 2007 by the New Jersey Racing Commission,

Frank Zanzuccki, Executive Director

Filed: September 20, 2007 as R. 2007 d.322, **without change as to adopted Alternative**

No. 2 and with Alternative No. 1 not adopted.

Authority: N.J.S.A. 5:5-30

Effective Date: October 15, 2007

Expiration Date: June 17, 2010

Summary of Public Comments and Agency Responses:

No comments were received.

Federal Standards Statement

A Federal standards analysis is not required because the rules of racing are dictated by State statute, N.J.S.A. 5:5-22 et seq., and the proposed amendment is not subject to any Federal requirements or standards.

Full text of the adoption follows (deletions from proposal indicated in brackets with asterisks **[thus]**):

[Alternative No. 2]

13:71-16.5 Entries

When the starters in a race include two or more horses owned or trained by the same person, or trained in the same stable or in the same management, they shall be coupled as an “entry” and a wager on one horse in the “entry” shall be a wager on all horses in the “entry.” “Ownership” shall be construed to mean any person required to be licensed as an owner pursuant to these rules and in the instance of multiple ownerships, persons possessing at least five percent commonality of interest in each of the respective horses. Provided, however, that when a trainer enters two or more horses in a race under bona fide separate ownerships, the Commission may, on application by the association conducting the race permit the horses to race as separate betting entities. The Commission shall consider such requests on a case by case basis in the best interest of racing, considering the facts and circumstances concerning the race meet that is the subject of the association’s application for approval. For races worth \$500,000 or more, all horses entered to race in such races, regardless of common trainers or ownership interest, shall race as individual betting interests. If the race is split in two or more divisions, horses in an “entry” shall be seeded in separate division insofar as possible, but the divisions in which they compete and their post positions shall be drawn by lot. The above provisions shall also apply to elimination heats.

*[Alternative No. 1

13:71-16.5 Entries

When the starters in a race include two or more horses owned or trained by the same person, or trained in the same stable or in the same management, they shall be coupled as an “entry” and a wager on one horse in the “entry” shall be a wager on all horses in the “entry.” “Ownership” shall be construed to mean any person required to be licensed as an owner pursuant to these rules and in the instance of multiple ownerships, persons possessing at least five percent commonality of interest in each of the respective horses. Provided however, that when a trainer enters two or more horses in a race under bona fide separate ownerships, the association may permit the horses to race as separate betting entities. For races worth \$500,000 or more, all horses entered to race in such races, regardless of common trainers or ownership interest, shall race as individual betting interests. If the race is split in two or more divisions, horses in an “entry” shall be seeded in separate division insofar as possible, but the divisions in which they compete and their post positions shall be drawn by lot. The above provisions shall also apply to elimination heats.]*