

**CHAPTER 7877**  
**MINNESOTA RACING COMMISSION**  
**CLASS C LICENSES**

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**7877.0110 PROCEDURE FOR OBTAINING CLASS C LICENSE.**

*[For text of subps 1 to 3, see M.R. 1987]*

**Subp. 4. Racing officials.** Each association shall submit to the commission for its approval or disapproval the names of all persons whom the association has selected as racing officials, and other employees whose duties relate to the actual running of races. The list shall include, where applicable, the following racing officials:

*[For text of subp 4, items A to S, see M.R. 1987]*

T. steward;

*[For text of subp 4, items U and V, see M.R. 1987]*

The list of racing officials' names shall be submitted to the commission in writing at least 30 days prior to the opening of each race meeting.

The association shall be responsible for filing a complete application for a Class C license with respect to each nominee who has not been previously licensed by the commission as a racing official.

The commission may request any person whose name is proposed as a racing official to submit to a physical examination and to forward the results of said examination to the commission. The request shall be made only where there is a reasonable basis for suggesting that the applicant's physical condition would hinder or prevent him or her from performing the duties of a racing official.

The commission shall act on the association's list of officials at a meeting of the commission. If commission staff recommends disapproval of an official, the association shall be notified of that recommendation in advance of the commission's meeting.

Under no circumstances shall an identifier, placing judge, or patrol judge be approved by the commission unless he or she has satisfactorily passed an optical examination within 90 days prior to approval evidencing 20-20 vision (corrected) and the ability to distinguish colors.

**Statutory Authority:** *MS s 240.23; 240.24*

**History:** *13 SR 38*

**7877.0125 CRITERIA FOR DETERMINING ELIGIBILITY.**

*[For text of subpart 1, see M.R. 1987]*

**Subp. 2. Burden of proof.** If an applicant for a Class C license has had a license denied or had his or her license suspended or revoked or been excluded by another racing jurisdiction, or has engaged in conduct that the commission determines would adversely affect the public health, welfare, and safety or the integrity of racing in Minnesota, the commission shall consider such fact as prima

facie evidence that the applicant is unfit to be granted a Class C license, and the burden of proof shall rest upon the applicant to establish his or her fitness. In reviewing such applications, the commission shall consider the factors provided in part 7877.0100, subpart 2.

*[For text of subp 3, see M.R. 1987]*

**Statutory Authority:** *MS s 240.23; 240.24*

**History:** *12 SR 2393*

**7877.0135 DUAL LICENSING.**

In determining whether to issue more than one Class C license to an applicant, the commission shall consider the nature of the licenses sought or already held, and whether holding multiple licenses would be a conflict of interest.

A. A person licensed as a jockey, veterinarian, or farrier may not be licensed in another capacity.

B. No racing official may serve or act in a nonofficial capacity at a race meeting at which he or she is licensed as an official.

C. In addition to the prohibitions of item B, a person licensed as an owner may not be licensed as a jockey agent, nor may any person licensed as a jockey agent be licensed as an owner.

D. No Class C licensee shall act in any capacity other than that for which he or she is licensed.

**Statutory Authority:** *MS s 240.23*

**History:** *11 SR 2201*

**7877.0145 EMERGENCY LICENSE.**

*[For text of subpart 1, see M.R. 1987]*

**Subp. 2. Owners.** If an owner is unable to complete an application for an owner's license because of absence or illness, the licensed trainer desiring to enter a horse in a race shall be permitted to apply for an emergency owner's license on behalf of the absent owner.

The trainer applying for an emergency owner's license on behalf of an absent owner must submit a notarized affidavit with the license application specifying the reasons the owner is unable to complete the application.

The trainer must, at the time of submission for an emergency owner's license, provide at least the following information: the owner's full name, home or business address, telephone number, and social security number. At the time of application, the appropriate licensing fee must be paid to the commission. Failure to provide all of the foregoing information is grounds for denial of an emergency owner's license.

Within 21 days of the issuance of the emergency owner's license, the owner must submit a properly completed owner's application, fingerprint card, and fingerprint fee. Failure to provide the foregoing information is grounds for suspension of the emergency owner's license. In addition, if the required information is not submitted due to an act or omission on the part of the trainer, the trainer may also be subject to disciplinary action.

**Statutory Authority:** *MS s 240.23*

**History:** *11 SR 2201*

**7877.0155 CONDITIONS PRECEDENT TO LICENSING.**

Acceptance of a Class C license, including a temporary or emergency license, shall mean that the licensee consents and agrees to the following conditions:

*[For text of items A to E, see M.R. 1987]*

F. The licensee will, upon request of the commission, the commission's director of security, or the stewards, provide a blood, breath, or urine sample for analysis if the duties of the licensee place him or her in a position of danger or he or she commits an act that endangers a horse or human.

*[For text of items G and H, see M.R. 1987]*

**Statutory Authority:** *MS s 240.23*

**History:** *11 SR 2201*

**7877.0170 DUTIES AND RESPONSIBILITIES OF CLASS C LICENSEES.**

**Subpart 1. Owners.** Horse owners shall have the following responsibilities:

*[For text of subpart 1, items A to D, see M.R. 1987]*

E. A stable name must be registered with the commission by filing an application on a form prescribed by the commission and paying a \$50 annual fee. No person may use the real name of any owner of race horses as a stable name. A stable name which has already been registered may not be registered by another owner.

*[For text of subpart 1, item E, subitems (1) to (3), see M.R. 1987]*

**Subp. 2. Trainers.** Trainers shall have the following responsibilities.

*[For text of subp 2, items A and B, see M.R. 1987]*

C. A trainer shall be responsible for horses he or she enters as to eligibility; weight or other allowances claimed; physical fitness of the horse to perform credibly at the distance entered; absence of prohibited medication; proper shoeing, bandaging, and equipment; and timely arrival in the paddock.

(1) No trainer may start or permit a horse in his or her custody, care, or control to be started if he or she knows, or might have known, or has cause to believe, that the horse has received any medication in contravention of the provisions of chapter 7890.

(2) The commission shall consider any positive test to be prima facie evidence that the trainer is responsible for such positive test unless he or she can prove by substantial evidence that neither the trainer nor any employee or agent of the trainer was responsible for the administration of the medication.

(3) A trainer must guard each horse trained by him or her in such a manner and for such time prior to racing the horse as to prevent the administration of any medication in contravention of the provisions of chapter 7890.

*[For text of subp 2, items D to S, see M.R. 1987]*

*[For text of subps 2a to 7, see M.R. 1987]*

**Subp. 8. Horsepersons' bookkeeper.** The horsepersons' bookkeeper shall:

A. be bonded;

B. receive all stakes, entrance money, jockeys' fees, drivers' fees, and purchase money in claiming races;

C. keep a complete and accurate record of all money received, and make those records available for inspection by the commission; and

D. not distribute any purse money to an individual with an emergency license.

*[For text of subp 9, see M.R. 1987]*

**Statutory Authority:** *MS s 240.23; 240.24*

**History:** *11 SR 2201; 13 SR 38*

**7877.0175 DUTIES AND RESPONSIBILITIES OF RACING OFFICIALS.**

*[For text of subps 1 to 7, see M.R. 1987]*

**Subp. 8. Commission veterinarian.** The commission veterinarian shall maintain a list of the following:

- A. horses that are scratched because of illness or injury;
- B. horses that are pulled up because of lameness or other injury during a race;
- C. horses that are bleeders, pursuant to part 7890.0140, subpart 1; and
- D. horses otherwise considered unfit to race in the professional judgment of the commission veterinarian or the association veterinarian.

The veterinarian's list shall be posted in the racing secretary's office, and any horse whose name is on the list shall be ineligible to enter a race for five calendar days, or until the commission veterinarian or association veterinarian removes it from the list, whichever is later. For purposes of this subpart, the five day period during which a horse is ineligible to enter begins to run on the first day the horse is placed on the list. The veterinarian's list is binding on all racetracks under the jurisdiction of the commission.

The commission veterinarian shall conduct racing soundness examinations pursuant to part 7891.0100. If the veterinarian finds that any horse is unfit to race he or she shall notify the stewards immediately.

The commission veterinarian shall supervise the operation of a barn for the detention and testing of horses after each race pursuant to chapter 7890.

The commission veterinarian shall have the authority to draw blood from any horse or pony on the grounds of an association for the purpose of conducting an Agar Gel immunodiffusion (Coggins) test, and shall supervise the removal from the racetrack of any horse or pony having positive Coggins test results.

**Subp. 8a. Association veterinarian.** The association may, with the prior approval of the commission, appoint an association veterinarian. The responsibilities of the association veterinarian may include, but are not limited to, the following:

- A. conduct racing soundness examinations pursuant to part 7891.0100;
- B. notify the stewards of any horse he or she considers unfit to race;
- C. provide the names of horses which shall be placed on or removed from the veterinarian's list;
- D. monitor horses in the paddock, post parade, and starting gate for signs of illness or injury; and
- E. tend to crippled or disabled horses pursuant to part 7883.0160, subpart 14.

*[For text of subps 9 to 15, see M.R. 1987]*

**Statutory Authority:** *MS s 240.23; 240.24*

**History:** *13 SR 38*

**7877.0180 CONFLICTS.**

*[For text of subps 1 and 2, see M.R. 1987]*

**Subp. 3. Owners, trainers, drivers, or jockeys.** No owner, trainer, driver, or jockey shall wager to win on any horse except his or her own in a race in which he or she competes.

**Statutory Authority:** *MS s 240.23*

**History:** *11 SR 2201*