

CHAPTER 7877
MINNESOTA RACING COMMISSION
HORSE RACING; CLASS C LICENSES

7877 0130 STANDARDS REQUIRED OF APPLICANTS FOR
 SPECIFIC LICENSES
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**7877.0130 STANDARDS REQUIRED OF APPLICANTS FOR SPECIFIC LI-
 CENSES.**

[For text of subps 1 to 8, see M.R.]

Subp. 9. **Veterinarians.** An applicant for a veterinarian's license must:

A. be currently licensed by the Minnesota Board of Veterinary Medicine to practice veterinary medicine in Minnesota,

[For text of items B to D, see M.R.]

[For text of subps 10 to 13, see M.R.]

Subp. 14. **Authorized agents.** To be appointed an authorized agent, the appointee must be licensed as an individual owner, a trainer, or an assistant trainer. A written agency appointment authorizing the authorized agent to act on behalf of a licensed individual owner or licensed multiple owner, or licensed trainer in racing matters not directly related to the care and training of horses must accompany the appointment. The authorization shall be on a form provided by the commission and shall define the powers, limits, and terms of the agency agreement. The authorization must be signed by the individual principals or the multiple owner designated representative and notarized.

A separate notarized agency appointment is required for each principal an authorized agent intends to represent. All such agencies shall remain in effect for the duration of the current race meeting unless written notice of revocation is submitted to the stewards at the meeting where the principal is racing.

[For text of subps 15 and 16, see M.R.]

Statutory Authority: *MS s 240 23*

History: *33 SR 8*

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[For text of subps 1 to 2a, see M.R.]

Subp. 3. **Jockeys and apprentice jockeys.** Jockeys and apprentice jockeys shall have the following responsibilities:

A. An apprentice jockey must ride with a five-pound weight allowance beginning with his or her first mount and for one full year thereafter, unless the jockey is riding in stakes races, handicap races, or substituting for a journeyman jockey who is unable to fulfill a riding engagement. If after one full year from the date of his or her fifth winning mount the apprentice jockey has failed to ride 40 winners, he or she shall continue to ride with a five-pound weight allowance for up to two years from the date of his or her fifth winning mount or until he or she has ridden a total of 40 winners, whichever comes first. If an apprentice jockey is unable to ride for a period of 14 consecutive days or more after the date of the jockey's fifth winning mount because of service in the United States armed forces, enrollment in an institution of secondary or postsecondary education, or because of physical disability, the commission may extend the time during which the apprentice weight allowance may be claimed for a period not to exceed the period the apprentice jockey was unable to ride.

[For text of items B to E, see M.R.]

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F Each jockey engaged to ride in a race must report to the clerk of scales for weighing out not more than 30 minutes before post time for the first race, if he or she is riding in that race, nor sooner than the running of the preceding race, if he or she is riding in any other race.

[For text of items G to O, see M.R.]

P A jockey must unsaddle his or her own horse before weighing in, and shall weigh in with the equipment with which he or she weighed out

[For text of items Q to U, see M.R.]

V A jockey mount fee shall be considered earned by a jockey when he or she is weighed out by the clerk of scales, except in the following cases

(1) When the jockey does not weigh out and ride in a race for which engaged because an owner or trainer engaged more than one jockey for the same race. In such a case, the owner or trainer shall pay the appropriate fee to each jockey engaged for the race.

(2) When a jockey elects to take himself or herself off a mount without proper cause

(3) When the stewards replace the jockey with a substitute jockey for reasons other than the jockey suffering an injury during the time between weighing out and the start of the race.

[For text of items W and X, see M.R.]

Subp 4. **Drivers.** In every race a driver shall drive so as to win or to finish as near as possible to first. The driver shall not ease a horse without adequate cause, even if the horse has no apparent chance to earn a portion of the purse

Each driver shall make a best effort to control and guide the horse in such a way so as not to endanger other drivers or horses, and so as not to cause a foul

A driver shall fulfill a commitment to drive, unless excused by the stewards. A driver unable to fulfill a commitment because of illness or injury must pass a physical examination before resuming race driving.

Each driver shall wear the traditional driver's costume in any pre-race warm-up, post parade, race, or time trial. The costume shall consist of racing colors, white pants, and a fully padded fiberglass helmet buckled whenever the driver is in a sulky

A driver reporting to the driver's room must remain there until the driver has fulfilled all of that day's driving engagements. While in the performance of the driver's duties, the driver must have no contact or communication with any person outside the driver's room, without the permission of the stewards, other than with an owner or trainer for whom the driver is driving that day, or other commission officials

[For text of subps 5 and 6, see M.R.]

Subp 7. **Jockey's agent.** A jockey's agent shall keep a written record of all engagements made for jockeys he or she represents. The record shall be accurate and up-to-date, and shall be available at all times for inspection by the stewards

No jockey agent shall be permitted to contract riding engagements for more than two jockeys and one apprentice jockey. No agent may arrange more than two calls for a jockey in any race and shall designate one of the engagements as a first call and the other as a second call

A jockey's agent shall be in the racing secretary's office, or shall check in with the racing secretary's office, at scratch time to confirm a jockey's commitments for the day's program

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A jockey's agent shall notify the stewards in writing if he or she no longer intends to serve as agent for any jockey. When so notifying the stewards, the agent also shall turn over to the stewards a list of any unfulfilled engagements that he or she has made for the jockey.

[For text of subp 8, see MR]

Subp 9 **Veterinarians.** The following shall apply to veterinarians licensed by the commission.

[For text of items A and B, see MR]

C All drugs administered, dispensed, or carried by a veterinarian on the grounds of an association must be FDA approved. A veterinarian may possess substances that are FDA approved, but not specifically for use on the horse, only by providing prior notice to the commission's veterinarian and the Board of Stewards. Veterinarians shall not possess medications or substances without a specific manufacturer's name, lot number, and expiration date.

[For text of items D to H, see MR]

Subp. 9a. **Veterinary assistants.** The following apply to veterinary assistants licensed by the commission.

A Veterinary assistants must work under the direct supervision of a veterinarian who is currently licensed by the commission. For purposes of this item, "direct supervision" means that the licensed veterinarian is in the stable area of the grounds of the association at all times when veterinary assistants employed by the licensed veterinarians are engaged in their duties in the stable area of the grounds of the association, and that the animal patient under the care of the veterinary assistant has been examined by the licensed veterinarian. When the veterinarian has delegated certain animal care tasks to a veterinary assistant, the licensed veterinarian is at all times quickly and easily available to the veterinary assistant to render veterinary care consistent with the delegated animal health care task. Veterinary assistants are held to the same standard of care as the licensed veterinarian.

B Veterinary assistants shall not

- (1) diagnose disease, lameness, or illness,
- (2) provide a prognosis,
- (3) prescribe any treatments, drugs, medications, or appliances,
- (4) dispense, compound, or mix drugs or medications,
- (5) perform surgery,
- (6) draw blood,
- (7) place catheters, needles, swabs, or tubes of any kind in any body part of the horse,
- (8) apply splints, slings, or tourniquets,
- (9) administer injectable medications including rabies vaccine, or
- (10) sign the veterinarian's daily log.

C. Veterinary assistants may assist licensed veterinarians with the following procedures, but may not perform the procedures themselves.

- (1) radiology,
- (2) ultrasound,
- (3) extracorporeal shock wave treatment, or
- (4) endoscopic assistance.

D Veterinary assistants may perform the following tasks.

- (1) maintain the veterinarian's medication inventory,
- (2) draw up injectable medications,
- (3) deliver prescription medications to the appropriate trainer,

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- (4) maintain the veterinarian's daily log,
- (5) dispose of biohazardous materials, including needles, syringes, and used medication vials in the appropriate containers in the detention barn, and
- (6) perform equine dentistry and equine massage therapy

[For text of subp 10, see M.R.]

Statutory Authority: *MS s 240.23*

History: 33 SR 8

7877.0180 CONFLICTS.

Subpart 1 **Racing officials.** No racing official, other than a general manager, shall own any interest in a privately held Minnesota racetrack at which the person is serving as an official. In the case of a publicly held corporation, no racing official, other than a general manager, shall own more than five percent of the outstanding shares of stock. No racing official shall

A own any interest in a horse eligible to race at a meeting at which the racing official serves as an official,

B buy or sell for the racing official, or as an agent for anyone else, any horse eligible to race at a meeting at which the racing official serves as an official,

C hold any interest in the contract of a jockey, apprentice jockey, or, in the case of standardbred racing, as a driver at a meeting at which the official serves,

D buy or sell for another person any right to a contract of any jockey, apprentice jockey, or, in the case of standardbred racing, of a driver riding or driving at a meeting at which the racing official serves,

E be permitted to compete as a jockey or, in the case of standardbred racing, of a driver, in any race at a licensed racetrack in Minnesota during the term of the racing official's employment,

F wager money or anything of value on any race in Minnesota during the term of the racing official's employment, or

G request or accept any remuneration or honorarium in payment or kind from any owner, trainer, or other person licensed by the commission.

Subp 1a. **Other employees.** No detention barn employee, commission staff, assistant starter, claims clerk, outrider, association veterinarian, or track superintendent shall request or accept any remuneration or honorarium in payment or kind from any owner, trainer, or other person licensed by the commission

[For text of subps 2 and 3, see M R]

Statutory Authority: *MS s 240.23*

History: 33 SR 8