

CHAPTER 7897
MINNESOTA RACING COMMISSION
HORSE RACING; PROHIBITED ACTS

7897 0100 PROHIBITED ACTS
 7897 0110 USE OF DRUGS AND ALCOHOL

7897 0130 SCHEDULE OF FINES

7897.0100 PROHIBITED ACTS.

[For text of subs 1, and 2, see M.R.]

Subp. 3. **Possession of firearms or weapons.** No person if prohibited by the association shall possess while on the grounds of an association a firearm or other dangerous weapon, as defined in Minnesota Statutes, section 609 02, subdivision 6.

[For text of subs 4 to 9, see M.R.]

Subp. 10 **Financial responsibility.** No licensee shall willfully or deliberately refuse to pay any money when due for any service, supplies, or fees connected with his or her activities as a licensee, nor shall he or she falsely deny any such amount due, or the validity of the claim therefore with the purpose of hindering or defrauding the person to whom the indebtedness is due.

A. All financial responsibility complaints against a licensee shall be made in writing, presenting facts sufficient to enable the stewards to determine that the claim is meritorious and is directly related to the licensee's racing activities and that the debt became due within the last two years. The commission shall honor all horse racing related financial complaints that go through the civil courts whereby a civil judgment is presented.

B. Upon receipt of a complaint, the stewards may conduct an investigation and attempt to resolve the matter informally. If the stewards determine that the complaint has merit, and cannot resolve the matter informally or determine that it is not appropriate to settle the matter informally, then the stewards shall commence the appropriate disciplinary procedures in chapter 7897.

[For text of subs 11 to 19, see M.R.]

Statutory Authority: *MS s 240.23*

History: *28 SR 1482*

7897.0110 USE OF DRUGS AND ALCOHOL.

Subpart 1. **Drugs.** The commission, the commission's director of security, or the stewards may, at any time, require any licensee having direct physical contact with horses or direct responsibility for some portion of the day's racing program, or whose racing duties place him or her in a position of danger, or who commits an act that endangers a horse or human, to provide one of the following for analysis: blood, breath, or urine samples. The type or types of sample to be provided shall be determined by the board of stewards after consideration of the circumstances involved and the alleged substance involved. If such a licensee fails to comply with this requirement, the licensee shall be suspended and referred to the commission to show cause for refusing to do so.

Should any licensee other than a racing official, jockey, apprentice jockey, assistant starter, or driver, be found to have levels of any nonprescription, prohibited, or illegal drug, or prescription medication at a concentration greater than which has been prescribed, or an alcohol concentration greater than 0.04 percent, the licensee shall be subject to disciplinary action by the stewards and the commission. For purposes of this part, "alcohol concentration" means:

A. the number of grams of alcohol per 100 milliliters of blood, or

B. the number of grams of alcohol per 210 liters of breath; or

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C the number of grams of alcohol per 67 milliliters of urine

Should a licensee who is a racing official, jockey, apprentice jockey, assistant starter, or driver be found to have any level of any nonprescription, prohibited, or illegal drug, or alcohol, or prescription medication at a concentration greater than which has been described, the licensee shall be subject to disciplinary action by the stewards and the commission

Statutory Authority: *MS s 240 23*

History: *28 SR 1482*

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[For text of subps 1 to 3, see MR]

Subp. 4 **Serious violations.** Violations of Minnesota Statutes, section 240.25, misrepresentation of the identity of a horse, possession of a firearm in violation of state law, and setting or attempting to set a fire on the racetrack premises, shall be deemed per se serious violations

[For text of subps 5 and 6, see MR]

Statutory Authority: *MS s 240 23*

History: *28 SR 1482*