

7877.0110 PROCEDURE FOR OBTAINING CLASS C LICENSE.

Subpart 1. **Application.** A person desiring a Class C license shall make application on forms provided by the commission and, upon written request of the commission, shall provide information supplemental to the application. Applications may be obtained from and filed with the licensing office at any current race meeting regulated by the commission, or with the commission's main office.

Subp. 2. **Individual application content.** An application from an individual for a Class C license must include the following information with respect to the applicant:

- A. date of birth;
- B. Social Security number, Social Insurance Number, or other foreign equivalent;
- C. address where the commission may send official notices related to the application and license;
- D. telephone number where the commission may contact the applicant regarding the application or license;
- E. name and address of current or most recent employer;
- F. a signed statement authorizing the release of information to the commission and the Alcohol and Gambling Enforcement Division;
- G. if the applicant is 18 through 70 years of age and has not provided the commission with fingerprints in the last five years, a completed FBI fingerprint card or written authorization to obtain classifiable fingerprints taken by another licensing or law enforcement agency; and
- H. any other information the commission reasonably deems necessary to evaluate the licensing criteria listed in part 7877.0100, subpart 2.

Subp. 2a. **Nonindividual application content.** An application for a Class C license from a corporation, partnership, or other nonindividual entity must include:

- A. the name and address of the applicant, including a physical address and website or e-mail address;
- B. the name, title, and contact information of an individual authorized to communicate with the commission on matters relating to the application and license;
- C. details of the applicant's corporate structure and organization, if applicable;
- D. the tax identification number of the applicant;
- E. the names, addresses, dates of birth, and Social Security numbers of all key employees and beneficial owners;
- F. a completed FBI fingerprint card or written authorization to obtain classifiable fingerprints taken by another licensing or law enforcement agency from each key employee and beneficial

owner who is age 18 through 70 and has not provided the commission with fingerprints in the last five years;

G. a list of licenses held by the applicant with other racing or gaming jurisdictions;

H. a list of all criminal, civil, and regulatory actions involving the applicant and any key employee or beneficial owner of the applicant;

I. details of licenses that have been denied, suspended, or revoked in any racing or gaming jurisdiction, including all licenses where any key employee or beneficial owner of the applicant was a key employee or beneficial owner of the entity whose license was denied, suspended, or revoked;

J. copies of all contracts with Class A or B license holders;

K. consent to submit to the jurisdiction of Minnesota state courts and agencies in any action relating to the subject matter of the license, application, or business with a Class A or B license holder; and

L. any other information the commission reasonably deems necessary to evaluate the licensing criteria listed in part 7877.0100, subpart 2.

Subp. 3. **Application submission.** An application shall not be considered filed until the application form has been filled out completely, all information requested by the commission has been supplied, and the license fee has been paid. Knowingly providing the commission with false or misleading information shall be grounds for denial of the application.

Subp. 3a. **Racing Commissioners International Multi-Jurisdictional Licensing Program Application accepted.** In lieu of submitting an application on forms provided by the commission, an individual applicant for a Class C owner's license may submit a signed and dated copy of the Racing Commissioners International Multi-Jurisdictional Licensing Program application, the application fee listed in part 7877.0120, and a supplemental affidavit on a form prescribed by the commission. All requirements listed in subpart 2 apply to such applicants.

Subp. 3b. **National Racing Compact license accepted for single owners.** An individual applicant for a Class C owner's license may apply through the National Racing Compact, pay the fee listed in part 7877.0120, and submit a supplemental affidavit on a form prescribed by the commission. An individual licensed by the National Racing Compact whose license is in good standing in each jurisdiction where the individual has held a racing license will be granted a single owner's license upon submission of the required license fee and supplemental affidavit.

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:

A. assistant racing secretary;

B. claims clerk (Thoroughbred, Quarter Horse, or Arabian);

- C. clerk of course (harness);
- D. clerk of scales (Thoroughbred, Quarter Horse, or Arabian);
- E. clocker (Thoroughbred, Quarter Horse, or Arabian);
- F. director of security;
- G. general manager;
- H. identifier;
- I. jockeys' or drivers' room custodian;
- J. mutuels manager;
- K. paddock judge;
- L. patrol judge;
- M. placing judge;
- N. program director (harness);
- O. outrider;
- P. racing secretary;
- Q. starter;
- R. steward;
- S. timer;
- T. track superintendent; and
- U. any other official as designated by the commission.

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, including a personal resume, 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 the 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 the applicant 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 begin working in that capacity unless the person has provided the commission with documentation of having satisfactorily passed an optical examination within 90 days prior to beginning work. The documentation must show that the person has at least 20-20 vision (corrected) and the ability to distinguish colors.

Statutory Authority: *MS s 14.389; 240.03; 240.08; 240.10; 240.13; 240.131; 240.15; 240.16; 240.19; 240.23; 240.24*

History: *9 SR 2527; 10 SR 2161; 13 SR 38; 14 SR 332; 16 SR 2684; 22 SR 1785; 24 SR 1568; 31 SR 1277; 41 SR 809; 41 SR 1322; 42 SR 1258; 44 SR 1031; 46 SR 6*

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