

7884.0210 CLAIMING RACES.

A. Claiming shall be conducted according to Rule 11 from the current United States Trotting Association (USTA) Charter, Bylaws, Rules and Regulations, but any conflict between the USTA Rule 11 and this chapter will be controlled by this chapter.

B. For claiming prices for harness race horses in standardbred racing, the following allowances shall be applicable with respect to claiming price:

- (1) for mares racing against colts or geldings, add 20 percent;
- (2) for two-year-olds racing against older horses, add 100 percent;
- (3) for three-year-olds racing against older horses, add 50 percent;
- (4) for four-year-olds racing against older horses, add 25 percent; and
- (5) spayed mares shall not receive any sex allowance.

C. No claimed horse shall race at any other racetrack until after the close of the race meeting at which it was claimed, or for 60 days, whichever is shorter, except to fulfill one or more stakes engagements or to race at a county fair meet.

D. The stewards shall void a claim if:

- (1) the horse dies or is euthanized within one hour of racing; or
- (2) the horse is placed on the veterinarian's list for exhibiting clinical signs of any of the following within one hour of racing: a musculoskeletal injury, lameness, or unsoundness of heart or lung. However, the claim shall not be voided for this reason if the claimant elected to claim the horse regardless of whether the horse is placed on the veterinarian's list. An election made under this part shall be made on the claim form. For purposes of this subpart, "unsoundness of heart" means atrial fibrillation or cardiac arrhythmias, and "unsoundness of lung" means recurrent airway obstructive pulmonary disease or bleeding from one or both nostrils.

E. If a horse is scratched from a claiming race or declared a nonstarter, any claim on the horse is void. In that case, the horse's next start in the following 30 days must be in a race in which it can be claimed for the same price or less.

F. Postrace testing on all claimed horses shall be performed as set forth in chapter 7892. Upon receipt of notification from the commission veterinarian that the initial forensic analysis demonstrates a medication violation under chapter 7890, the stewards shall immediately notify the successful claimant, who shall then have 72 hours to decide whether to keep the horse or request that the claim be voided. In that case, the following provisions shall apply.

(1) When a claim is voided after the claimant has taken possession of the horse, the claimant is responsible for all expenses incurred for the care of the horse from the time the horse was transferred to the claimant until the time the horse is returned to the prior owner following voidance of the claim by the stewards.

(2) Voidance of a claim is not permitted if, after coming under the care, custody, and control of the claimant, the horse has already run for the claimant or has died.

Statutory Authority: *MS s 240.03; 240.13; 240.23; 240.24; 240.29*

History: *9 SR 2527; 31 SR 1277; 33 SR 8; 40 SR 29; 42 SR 1258; 44 SR 1047*

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