

**CHAPTER 12**  
**--- PARI-MUTUEL AND SIMULCAST WAGERING ---**

**100's & 200's --- ASSOCIATION DUTIES AND GENERAL PROVISIONS**

**GENERAL PROVISIONS**

**12.100** - Associations shall maintain a satisfactory totalisator system and equipment or shall insure that the association has access to and the use of a totalisator system and equipment within the state that meets the internal control procedures and the totalisator standards as approved by the Commission and defined in these Rules.

**12.102** - For the purposes of this Section, every reference to “association” shall also include all simulcast facilities approved by the Commission and utilized by that association to conduct its meet.

**12.104** - Each association shall conduct wagering in accordance with applicable laws and these rules. Such wagering shall employ a pari-mutuel system approved by the Commission.

**12.106** - The association shall permit the Commission and Division unrestricted access at all times to its facilities and equipment and to all books, ledgers, accounts, documents, and records of the association that relate to pari-mutuel wagering.

**12.108** - An association that desires to offer new forms of wagering must apply in writing to the Division and receive from the Commission approval prior to implementing the new wagering format.

**12.110** - If requested by the Division, each association and simulcast facility shall provide adequate office space to the Division mutuel representative within the totalisator area.

**12.112** - An information/I.R.S. window shall be conveniently located and shall be easily identifiable on each wagering line.

**12.114** - The association shall make available in the general offices and at all Information/I.R.S. windows the rules for wagering on all pari-mutuel pools and shall state in the programs that these rules are available.

**12.116** - All associations shall provide to the Division upon request a full inventory and system specifications list for all hardware, software and communications equipment.

**12.118** - Any requested changes in the racing or simulcast schedule must be submitted to the Division for approval forty-eight (48) hours prior to the effective date of such change.

**12.120** - The officers, officials and employees of the association shall promptly give the Division any information requested, and shall freely and fully cooperate in every way so that the Division may be assured that the mutuel department is properly and efficiently operated pursuant to the law and the rules and regulations of the Commission.

## ***MUTUEL DEPARTMENT OPERATION***

**12.122** - Every association which operates a track or simulcast facility shall operate its own mutuel department for the wagering on all live and simulcast races at such track or simulcast facility and in no event shall sub-contract or lease to concessionaires any part of the operation of the mutuel department, without the prior approval of the Commission.

Each mutuel department shall implement and comply with the internal control procedures and the totalisator standards set forth by the Commission.

:1 - Failure to comply with the minimum procedures or standards approved pursuant to this section may result in a fine, penalty, or revocation of license.

:2 - Licensees will be provided written notice of any changes to the minimum procedures or standards approved pursuant to this section and will have thirty (30) days, unless otherwise specified, in which to comply with such changes.

**12.124** - Each individual licensee and his or her supervisor shall make reasonable efforts to perform his or her work in an accurate and timely manner. All mutuel department licensees shall conduct themselves in a dignified manner at all times when on duty.

**12.126** - All ticket-issuing machines must be located in places easily accessible and in plain view of the public, except as otherwise authorized by the Commission or Director. At least one pari-mutuel window shall be made accessible to handicapped persons in accordance with applicable building codes.

## ***PAYMENT OF STATE COMMISSIONS***

**12.128** – All racetrack license fees shall be paid via wire transfer or through another method approved by the Commission or Director. Fees shall be paid to the Racing Cash Fund, as established in 12-60-205, through the Division on the tenth business day of the month immediately following the month in which each performance took place. If payment is via wire transfer and the fees are due on a Saturday, Sunday or holiday, the transfer may be made on the next business day.

## ***RECORDS***

**12.130** - The association shall maintain accurate records of all wagering transactions for the Division's review. Such records for any race shall include the opening line, subsequent odds fluctuation, the amount and at which window wagers were placed on any betting interest and such other information as may be required. Such wagering records shall be retained by each association and safeguarded for a period of 365 days after the end of the meet, or as otherwise specified by the Commission. The Commission and/or Division may require that certain of these records be made available to the wagering public at the completion of each race.

**12.132** - All computer tapes, computer programs, and books and records used to record, display, calculate, or report funds due the state which are maintained by the association or the totalisator company shall be stored in chronological order in a disaster-proof environment to insure the

integrity of the data. These records shall be kept for a period of 365 days after the end of the meet, or until otherwise released by the Commission and/or Division. This information shall be made available for inspection, at any time without advance notice, in a format compatible with the Division's equipment.

**12.134** - The association shall provide the Division with a list of all individuals afforded access to pari-mutuel records and equipment at the wagering facility. Such list shall be subject to Commission approval.

### ***PROHIBITION OF WAGERING BY MINOR***

**12.136** - Every association shall prohibit persons under the age of 18 from placing or collecting a wager, and shall conspicuously post this rule at entrance gates and throughout wagering areas of the track and at all simulcast facilities. In addition, associations are charged with designating restricted areas and prohibiting minors, with the intent to wager, from entering within 15 feet of any ticket-issuing machine.

### ***PARI-MUTUEL TICKETS***

**12.138** - A pari-mutuel ticket is evidence of a contribution to the pari-mutuel pool operated by the association and is evidence of the obligation of the association to pay to the holder thereof such portion of the distributable amount of the pari-mutuel pool as is represented by such valid pari-mutuel ticket.

**12.140** - To be deemed a valid pari-mutuel ticket, such ticket shall have been issued by a pari-mutuel ticket-issuing machine operated by the association. Such ticket holder will be entitled to a share of the pari-mutuel pool and contain imprinted information as to:

- :1 - the name of the association operating the meet;
- :2 - a unique identifying number or code;
- :3 - identification of the terminal at which the ticket was issued;
- :4 - a designation of the performance for which the wagering transaction was issued;
- :5 - the race number for which the pool is conducted;
- :6 - the type(s) of wagers represented;
- :7 - the number(s) representing the betting interests for which the wager is recorded; and
- :8 - the amount(s) of the contributions to the pari-mutuel pool(s) for which the ticket is evidence.

## ***PARI-MUTUEL TICKET SALES***

**12.142** - Pari-mutuel tickets shall not be sold by anyone other than an association or a simulcast facility licensed and/or authorized to conduct pari-mutuel wagering.

**12.144** - No pari-mutuel ticket may be sold on a race (or series of races) for a pool in which wagering has already been closed for that race (or series of races).

**12.146** - In the event a gate/box malfunction delays the start of a race, the Board may authorize the re-opening of the wagering pools. However, in the event the pools are re-opened, refunds and/or exchanges must be offered to the public and appropriate announcements must be made. The totalisator company's equipment shall enable the Board to re-open wagering in such event.

**12.148** - Payment on winning pari-mutuel wagers shall be made based on the order of finish posted and declared "official". Once a sign "official" has been displayed, the order of finish posted on such official display shall be final for purposes of calculations of prices and payoffs of wagers. If an error is discovered by the Board in the order of finish in any race after the sign "official has been displayed, the Board shall promptly notify the Division and association of such error; and, if such error is the result of negligence or willful misconduct on the part of the association, the Division shall have the power to order the association to pay the claims of wagerers whose tickets would have been paid but for such error.

**12.150** - To indicate that the ticket has been cashed, the association shall distinguish, in a consistent manner, each cashed, canceled or refunded ticket or cashed voucher, but shall not destroy the identifying codes on the ticket.

## ***CANCELLATION OF TICKETS***

**12.152** - Cancellation or exchange of tickets issued shall not be permitted after a patron has left a seller's window except in accordance with written policies established by the Association and approved by the Commission.

**12.154** - All tickets that are either manually refunded or canceled must be preserved for audit inspection for a period of eighteen (18) months from the end of the live or simulcast race meet with information provided on the ticket identifying the number of the window or machine where it was paid.

## ***CLAIMS FOR PAYMENT FROM PARI-MUTUEL POOL***

**12.158** - Claims pertaining to a mistake on an issued or unissued ticket or on an amount of money delivered must be made by the wagerer prior to leaving the mutuel seller's window.

**12.160** - At designated Information/I.R.S. windows throughout the racetrack or simulcast wagering facility any claim for payment from a pari-mutuel pool shall be accepted by the association in writing in any case where the association has withheld payment or has refused to cash a pari-

mutuel ticket. The claim shall be made on forms approved by the Commission or Director. The claimant shall make such claim under penalty of perjury. The original claim shall be forwarded to the Division within 48 hours.

**12.162** - In the case of a claim made for payment on a pari-mutuel ticket, or for a lost or mutilated ticket, the Commission or Division may adjudicate the claim and may order payment thereon from the outs pool or by the association, or may deny the claim, or may make such other order as it may deem proper.

**12.164** - Associations shall establish a procedure granting patrons an opportunity to file a claim on lost mutuel tickets on a form provided by the Division. The association shall determine a claim's validity based upon all information available.

### ***CANCELLED CONTESTS***

**12.168** - If a race is canceled or declared a "no race", refunds shall be granted on valid wagers in accordance with these rules.

**12.170** - If there are six (6) or more greyhounds and a race is marred by jams, spills, accidents or other circumstances contrary to the running of a true race and fewer than three (3) greyhounds finish, the Board may declare it a "no race" and all money wagered on the race shall be refunded.

### ***REFUNDS***

**12.172** - If a runner remains in the gate/box when the doors open there shall be no refund; but, if the door(s) in front of a gate/box fails to open, thereby preventing a runner from starting when the field is dispatched, a refund of all money wagered on any runner so affected shall be made; provided, however, that there shall be no refund if such runner is part of any coupled entry or mutuel field.

**12.174** - Unless otherwise provided, a wager on a betting interest which is scratched or withdrawn shall be refunded.

### ***UNCASHED TICKETS***

**12.176** - The value of all expired uncashed tickets to be retained by the operator at each in-state simulcast facility shall be identified. Such identification shall be indicated in the "outs book" which is to be provided to the Division at the end of each simulcast race meet.

**12.178** - Vouchers not cashed by the end of the race meet shall be valid for a minimum of one year from the date issued. At that time, the value of any uncashed vouchers shall revert to the association that issued them. Any currently outstanding vouchers from previous years shall revert to the association that issued them on December 31, 2004. The expiration policy for all vouchers shall be published daily in the racing program and posted at the racing facility.

## **OUTS SUMMARY REPORTS**

**12.180** - The association or simulcast facility mutuel manager shall be responsible for delivering the Outs Summary Report (“outs book”) to the Division Representative at the time it is printed, which shall be no later than twenty-four (24) hours after the end of the meet unless otherwise authorized by the Commission and/or Division pursuant to Section 12.194.

**12.182** - The Outs Summary Report (“Outs Book”) shall show the following information for all uncashed winning tickets and all tickets due to be refunded that are retained in the totalisator system:

- :1 - The unique ticket identification number;
- :2 - The wagers on the ticket;
- :3 - The date, meet and performance number for which the ticket is outstanding;
- :4 - The value of the winning wagers and/or the amount to be refunded; and
- :5 - The issuing machine location and number.

**12.184** - A Division representative must be present at the time of printing or electronic creation. The Division may modify and/or waive this requirement when the totalisator system location that contains the outs book information is located out of state.

**12.186** - No subsequent sets of outs books may be printed or electronically created without written approval of the Commission.

**12.188** - The Division shall hereby prohibit the totalisator operator from printing an “outs book” without direct authorization from the Commission. For security purposes, the security access code for this procedure must be maintained at the totalisator company headquarters.

**12.190** - All tickets and/or vouchers manually cashed after the end of the meet must be maintained for a period of eighteen (18) months after the end of the live or simulcast race meet with information provided on the ticket to identify the amount paid; the payee’s name, address and phone number.

**12.192** - Where wagering data is transmitted computer to computer, the authorized receivers shall maintain separate summary reports for intertrack wagers placed at the simulcast facility. The simulcast facilities must be able to produce, upon request, a listing of outs purged.

**12.194** - With the prior approval of the Commission and/or Division, an association may elect to keep its outs liability account in the tote system for a specified period of time, but in no event more than one year after the close of the meet.

**12.196** - An association electing to keep the outs liability account in the tote system shall:

:1 - within twenty-four (24) hours after the close of the meet, file with the Division a tote generated outs summary report along with a written report including the following—

- (1) the total amount of outstanding tickets and vouchers;
- (2) the exact locations of all facilities where outstanding tickets and vouchers can be cashed by the public;
- (3) the name(s) of the person(s) responsible for maintaining the outs and voucher accounts; and
- (4) the name(s) of the person(s) responsible for preparation of the daily report to the Division to include:
  - (A) the outs and voucher account status;
  - (B) the purged ticket and voucher serial numbers;
  - (C) the dollar amount of the purged tickets and vouchers; and
  - (D) the types of wagers on the purged tickets.

:2 - provided information to the public through the program and public address system of the exact locations where outstanding tickets and vouchers may be cashed.

:3 - within twenty-four (24) hours after the end of the Commission approved and specified period, comply with Section 12.180.

**12.198** - At all times an association shall insure the security of purged tickets and the integrity of the outstanding ticket records and files including electronic media. Such security measures shall include but not be limited to:

- :1 - access by tote employees to purged ticket storage areas shall be prohibited;
- :2 - purged tickets shall be maintained in a two-hour fire resistant enclosure;
- :3 - the purged ticket enclosure shall be secured by a separate locking system;
- :4 - only the mutuel manager or designee shall have access to purged ticket storage facilities;
- :5 - access to the magnetic tape logs or comparable mediums and tote library tapes by the mutuel manager or staff shall be prohibited; and
- :6 - possession of the magnetic tape logs and library tapes shall be retained by the association for a period of two (2) years from the end of the race meet.

### **OVERPAYMENTS/UNDERPAYMENTS**

**12.200** - If, during any race meet, there should be overpayments or underpayments of the amount actually due to the wagerers, the amount of the excess underpayments over and above

overpayments to wagerers shall, no later than 30 days from the end of the meet, revert and belong to the State. These funds shall be paid to the Division and become a part of its fund.

### ***COUPLED ENTRIES AND MUTUEL FIELDS***

**12.202** - Horses coupled for wagering purposes as either a coupled entry or mutuel field shall be considered part of a single betting interest for the purpose of price calculations and distribution of pools. Should any horse in a coupled entry or mutuel field be officially withdrawn or scratched, the remaining horses in that coupled entry or mutuel field shall remain valid betting interests and no refunds will be granted. If all horses within a coupled entry or mutuel field are scratched, tickets on such betting interests shall be refunded, notwithstanding other provisions of these rules.

**12.204** - For the purpose of price calculations only, coupled entries and mutuel fields shall be calculated as a single finisher, using the finishing position of the leading horse in that coupled entry or mutuel field to determine order of placing. This rule shall apply to all circumstances, including situations involving a dead heat, except as otherwise provided by these rules.

**12.206** - For greyhound races only, double entries will be allowed in not more than three (3) races which are part of the Select (n) pool.

**12.208** - For greyhound races only, there will be no triple or quadruple entries in any of the Select (n) races, except for stakes races.

### ***POOL FORMATS***

**12.210** -- At the time the pools are opened for wagering, unless the Commission otherwise provides, the association:

:1 - shall offer win, place, and show wagering on all races when five (5) or more betting interests leave the paddock for the post; except in horse racing, show wagering may, with the prior approval of the Division, be cancelled by the Association and, if cancelled, all show bets refunded, when less than five (5) betting interests start the race.

:2 - shall prohibit Quiniela, Exacta, Quiniela Double or Twin Quiniela wagering on any race when less than four (4) betting interests leave the paddock for the post;

:3 - shall prohibit Trifecta, Superfecta, or Super Five, wagering on any race when less than six (6) betting interests leave the paddock for the post, and;

:4 - shall prohibit Twin Trifecta, Twin Superfecta or Tri-Superfecta wagering on any race when less than seven (7) betting interests leave the paddock for the post.

## **METHOD OF WAGERING**

**12.212** - All wagers on any race meet licensed or approved by the Colorado Racing Commission shall be made in person at a licensed facility unless the wager is incidental to a bona fide social relationship.

**12.213** – Association and Simulcast facilities shall set up wagering accounts in conjunction with an onsite portable wagering unit that is checked out to an individual customer of the facility. Accounts shall only be opened with a cash deposit, and shall at no time have a negative balance. Units used in conjunction with the account must be approved in advance by the division.

## **CLOSING OF WAGERING IN A CONTEST**

**12.214** - The association shall maintain an operable system approved by the Commission for closing wagering.

**12.216** - The close of wagering shall be signaled by the Board.

## **300's --- SIMULCAST WAGERING**

### **GENERAL PROVISIONS**

**12.302** - All contracts entered into by a track or in-state simulcast facility shall include a provision that the out-of-state host will provide to the in-state simulcast facility, without delay, any and all information necessary for the in-state simulcast facility's accounting of its pari-mutuel activities and shall provide to the Division any information required for auditing purposes. This rule shall also apply to any cross simulcasting between facilities.

**12.304** - All simulcast contracts shall include a starting and ending date for each simulcast race meet.

**12.306** - Every effort shall be made to provide simulcast outlets video content that contains all relevant information available to patrons at the host association.

**12.308** - At least 30 minutes prior to the commencement of the performance of pari-mutuel races for each day or night, the host association and simulcast facilities shall verify proper operation of the system. Including video and data communications.

**12.310** - At all associations and/or simulcast facilities, there shall be a working facsimile machine and separate telephone accessible to all mutuel departments to relay information in instances where there are communication system failures.

**12.320** - The means of obtaining consent for the location of additional wagering facilities within fifty (50) miles of any class b horse track or greyhound track operated by another licensee, which has held, within the previous twelve (12) months, or is licensed and scheduled to hold within the next twelve (12) months, a qualifying race meet, shall be as follows:

:1 - Such consent shall be reduced to writing and authorized by the appropriate management of the racetrack;

:2 - Such consent shall be filed with the Commission, and shall state the expiration date of the consent given;

:3 - Such consent shall remain valid as to the successor owners for the period of time stated in the consent.

### ***DUTIES OF SIMULCAST HOST***

**12.330** - Every host association wishing to simulcast its performance may contract with authorized receivers with the approval of the Commission.

**12.332** - A host association is responsible for the content of the simulcast and shall use all reasonable efforts to present a broadcast which offers an exemplary depiction of each performance. A host association that fails to provide such depiction may have its approval to simulcast suspended or withdrawn by the director or designee.

**12.333** - If the video signals are lost, where the totalisator hub is located, the mutuel manager shall issue a command to the tote operator and the mutuel sellers to cease wagering on the broadcast performance at all wagering facilities betting through that hub until such time as the video is reestablished. In the case of intrastate simulcasting, wagering may continue if direct communication via phone can be established and maintained between the board, at the live meet, and the totalisator operator at the hub.

**12.334** - In-state photo finish pictures or video representation will be provided to the Division representatives at the simulcast facilities in a timely manner upon request.

**12.336** - An association may open, close or change the hours of operation at an in-state simulcast facility. Signs shall be posted informing the public as directed by the division. Should a simulcast facility close or alter its hours of operation, notice shall be made to the division.

**12.338** - The association shall make all programs or other wagering information available at all tracks and simulcast facilities at which its races are wagered upon and to the Division representatives.

**12.340** - The host association is responsible for reporting to simulcast facilities any problems or delays so that the public may be informed via a public address system or the video monitors.

**12.342** - An in-state host track shall provide:

:1 - adequate transmitting and receiving equipment of acceptable broadcast quality. All transmissions shall be of acceptable broadcast quality and meet the applicable Federal Communication Commission (F.C.C.) and Commission regulations and appropriate safeguards, as approved by the Commission;

:2 - pari-mutuel terminals, monitors displaying pari-mutuel odds, modems and switching units enabling pari-mutuel data transmissions, and data communications between the host association and simulcast facilities; and

:3 - a voice communication system to link the host association with each simulcast facility to provide timely voice contact among the Division Representatives, the Board and pari-mutuel departments.

:4 – an electronic feed in a format approved by the Division, via electronic mail or other means in addition to voice and fax, to all simulcast facilities, that will update and broadcast to an on-site monitor(s) through a dedicated channel, scratched horses, changes in jockeys, scratched greyhounds or other wagering format changes including wagers not merged and refunded races.

**12.344** - Scratched horses, changes in jockeys, scratched greyhounds or other wagering format changes including wagers not merged and refunded races must be communicated immediately in the following manner:

:1 - the mutuel manager at the host association shall communicate this information to the mutuel managers at all simulcast facilities receiving such simulcast broadcast and the information shall be announced and posted; and

:2 - where a hub system is being used, the host mutuel manager shall communicate this information to the hub site manager who in turn will relay it to each simulcast facility and enter the required information into the system and shall announce and post such information.

:3 – Continuous display by posting, video or electronic means shall be the responsibility of each simulcast facility. All non-merged pools and refunds shall be announced and posted immediately and displayed for the remainder of the facilities operating day.

:4 – current information provided by the in-state host pursuant to rule 12.342:4 shall be updated as changes become available and broadcast to an on-site monitor through a dedicated channel.

**12.346** - In-state host tracks shall not delay post times for purposes of accumulating wagers from in-state or out-of-state tracks or other simulcast facilities. Should failures occur that require additional time to merge pools prior to official posting of prices mutuel and totalisator personnel shall use efforts to make the merge in a timely manner. While attempting to merge pools the host track shall not be permitted to exceed fifteen (15) minutes without permission of the board.

#### ***DUTIES OF SIMULCAST RECEIVER***

**12.350** - All simulcast facilities shall conduct pari-mutuel wagering pursuant to the applicable Commission rules.

**12.354** - The simulcast facility acting as a hub shall, in conjunction with the host association or associations for which it operates pari-mutuel wagering, provide the Division with a report of its pari-mutuel operations as requested by the Commission or Director.

**12.358** - A simulcast facility shall have video signals at the start of every simulcast wagering performance in order for wagering to begin. In the event of the loss of the audio or video signal, the in-state simulcast facility mutuel manager shall verbally and with a written follow-up notify the host association mutuel manager, the Board and a Division representative of the loss of the signal, and A video signal shall include the actual broadcast of the live race and/or prices and approximate odds and any usual and customary information displayed as received from the host.

**12.360** - A simulcast facility shall provide:

:1 - adequate transmitting and receiving equipment which shall not interfere with the closed circuit TV system of the host association. All transmissions shall be of acceptable broadcast quality and meet the applicable Federal Communication Commission (F.C.C.) and Commission regulations and orders. This equipment may include approved microwave transmitters, with appropriate safeguards, as approved by the Commission;

:2 - pari-mutuel terminals, monitors for displaying pari-mutuel odds, modems and switching units enabling pari-mutuel data transmissions and data communications between the host association and simulcast facilities; and

:3 - a voice communication system between the simulcast facility and the host association providing timely voice contact between Division representatives, the Board and pari-mutuel departments.

:4 – current information provided by the in-state host pursuant to rule 12.342:4 shall be updated as changes become available and broadcast to an on-site monitor through a dedicated channel.

:5 – a public address system that can be accessed immediately by the mutuel manager in the main mutuel area.

**12.362** - Any wagering format or method of calculation not offered in Colorado which shall be offered as part of the simulcast program shall have prior approval of the Commission or Director. The in-state hub mutuel manger shall maintain a copy of the rules governing such wagers or calculations.

#### ***400's --- INTERSTATE COMMON POOL WAGERING***

##### ***GENERAL***

**12.400** - All contracts governing participation in interstate common pools along with the host state's commission approval, shall be submitted to the Division for approval by the Commission at least two business days prior to the effective date of such contract and/or agreement. These contracts shall include but are not limited to horsemen's agreements and simulcast contracts.

**12.402** - Pari-mutuel pools may be combined for computing odds and calculating payoffs, but will be held separately for auditing and all other purposes.

**12.404** - Any surcharges or withholdings in addition to the takeout shall only be applied in the jurisdiction imposing such surcharges or withholdings.

**12.406** - In determining whether to approve an interstate common pool which does not include the host track, the Commission may consider and approve: use of a wagering format which is not utilized at the host track; application of a takeout rate not in effect at the host track; or other factors which are presented to the Commission.

**12.408** - The content and format for the visual display of racing and wagering information at facilities in other jurisdictions where wagering is permitted in the interstate common pool need not be identical to the racing and wagering information required to be displayed under these rules.

**12.410** - Any host association or simulcast facility participating in an interstate common pool shall provide to the Commission all pari-mutuel information pertaining to the interstate common pool and wagers placed in Colorado which were part of the interstate common pool.

**12.412** - Wagering at simulcast facilities involved in interstate common pools shall cease upon receipt of the electronic stop betting command via the computer to computer link. Should it appear that this command may be delayed, it shall be the responsibility of the Mutuel Manager and the totalisator operator to signal the close of wagering.

### ***PARTICIPATION IN INTERSTATE COMMON POOLS***

**12.420** - With the prior approval of the Commission, wagers placed in Colorado may be accepted into interstate common pools pursuant to section 12-60-703, C.R.S., in accordance with these rules, in the host state or with corresponding pools established by one or more other jurisdictions.

**12.422** - In the event an in-state simulcast facility receives a broadcast of an out-of-state race and in turn transmits the broadcast to other simulcast facilities, that in-state simulcast facility shall act as the host association for the purposes of holding the common pool and calculating the payoff on all wagers placed in Colorado.

**12.424** - Rules of racing governing live races held in this State shall also apply to interstate common pools on such races. In addition, the rules of racing governing the live race shall apply to the merged pool.

**12.426** - The payoffs and takeouts for wagers placed in Colorado on races conducted at an out-of-state racetrack shall be governed by these rules unless otherwise provided by the Commission.

**12.428** - If, for any reason, it becomes impossible to successfully merge wagers placed into the interstate common pool, the association or simulcast facility shall refund the wagers placed at their

facility. Announcements and public postings shall be made, in accordance with rule #12.360, immediately at all facilities.

**12.430** - An association licensed to conduct a live race meet may determine, with the prior approval of the Commission, that one or more of its races be utilized for pari-mutuel wagering at simulcast facilities in other states. An association may also determine, with the prior approval of the Commission, that out-of-state pari-mutuel pools may be combined with corresponding wagering pools established by it as the host track.

**12.432** - Prior approval by the Commission of all agreements governing the distribution of breakage made between the association and other participants in interstate common pools must be obtained.

### ***TAKEOUT RATES IN INTERSTATE COMMON POOLS***

**12.440** - In the event the interstate common pool is formed in Colorado, the odds and prices will be calculated in accordance with these rules utilizing the current Colorado takeout and breakage.

**12.442** - The total takeout applicable to the wagers received in Colorado shall be distributed in accordance with Colorado statutes. Any gains or losses caused by a difference in takeout and/or breakage shall be part of the in-state simulcast facility's revenue and expenses from the interstate broadcast.

**12.444** - The Commission, in accordance with applicable laws, may permit adjustment of the takeout from the interstate common pool so that the takeout rate in this jurisdiction is identical to that at the out-of-state host track or identical to that of other jurisdictions participating in a merged pool.

**12.446** - In the event takeout rates in the merged pool are not identical, the net price calculation shall be the method by which the differing takeout rates are applied.

### ***500's --- TOTALISATOR PROVISIONS***

#### ***GENERAL***

**12.500** - Each licensed association and approved simulcast facility shall utilize totalisator company equipment and software that satisfies the record keeping and reporting requirements of the Commission.

**12.502** - Each association conducting a live race meet or acting as a hub for simulcasting purposes, shall either have a totalisator system and equipment located within the state of Colorado, or conduct totalisator activities at an out-of-state hub that has been approved by the Colorado Racing Commission and conforms to the tote standards as set forth by the Colorado Racing Commission. Additionally, for totalisator systems located outside of Colorado, the Division may require and approve a monitoring device located in Colorado at a location acceptable to the Division. Such system shall make all records available to the Division and

shall be the expense of the licensed totalisator company. This totalisator system will be available to record, classify, accumulate wagering data and perform calculations. Two or more associations shall be permitted to utilize the same equipment during the running of simultaneous live performances or other simulcasting activity.

**12.504** - Every totalisator service provider shall have an Emergency Disaster/Power Failure Plan submitted to and approved by the Commission prior to the opening of the live or simulcast race meet. Emergency communication contingencies shall be provided as part of this plan.

**12.506** - A totalisator company is subject to licensure, inspection and regulation by the Commission to insure the integrity of the information obtained by use of its software and equipment.

**12.508** - Every totalisator service provider shall comply with the current Totalisator Standards as adopted by the Commission.

Failure to comply with the minimum procedures or standards approved pursuant to this section may result in a fine, penalty, or revocation of license.

Licensees will be provided written notice of any changes to the minimum procedures or standards approved pursuant to this section and will have thirty (30) days, unless otherwise specified, in which to comply with such changes.

**12.510** - An adequate number of totalisator technicians must be present during hours of operation at each track and reliable replacement equipment must be available at all times at all wagering facilities. Totalisator repairs and maintenance shall be performed only by a licensed totalisator technician. Regular inspection and maintenance of equipment shall be performed at least semi-monthly at each track and simulcast facility, and a log of such maintenance shall be kept and be made available to the Division upon request.

**12.512** - Every totalisator system service provider shall install a security system and/or safeguard mechanisms to prevent unauthorized access and/or operation of the totalisator, computer equipment and storage facilities.

**12.514** - The Board and a Division representative shall be verbally notified immediately of any malfunctions of the totalisator equipment or operations. Any faulty operation of the totalisator shall be corrected only after the Board or Commission representative has been notified and has granted approval for the change or correction. The malfunction shall be explained by the host totalisator manager in a written detailed report submitted to the host mutuel manager and to the Division representative within 24 hours.

### ***TOTALISATOR SYSTEMS PROVISIONS***

**12.520** - The Commission or Division may, at any time, test, audit or inspect totalisator company equipment and software as they pertain to or affect operations in Colorado. The association, simulcast facilities and the totalisator company shall permit and assist in such inspection without prior notice.

**12.522** - All associations and in-state simulcast facilities shall have a totalisator completely installed and submit it to a practical test three (3) days prior to the opening of its live or simulcast race meet or at such time as the Commission or Division may direct. The test shall be made under the supervision and direction of the Division or its appointed representative. The license or approval to conduct a live or simulcast race meet shall not be issued until the test has been made and the totalisator conforms to the requirements of these rules and meets the approval of the Commission.

**12.524** - The totalisator shall be designed to calculate the total amount wagered, and the amounts wagered on each runner, entry or field from time to time as the wagering progresses.

**12.526** - No changes or enhancements in programming or upgrade in the computer hardware or software shall be made after the tests are completed without the written notification and prior approval of the Commission or Director detailing such changes.

**12.528** - A totalisator system must be able to produce and provide in a timely manner to the Division upon request:

:1 - a copy of all data necessary to re-create the wagering activity of any race performance that the Division may request, in a format prescribed by the Division;

:2 - a copy of the system log in a format prescribed by the Division; and

:3 - any other computer files as specified by the Division.

**12.530** - All totalisator systems are required to have at least one back up computer. A system is not considered to be fully operational if only one computer is able to record, classify, and accumulate wagering data and perform calculations.

**12.532** - All totalisator hub systems shall comply with an industry standard protocol which has been agreed upon by all totalisator companies involved.

**12.534** - The association and the totalisator service provider shall install two separate devices which activate the stop betting function of the totalisator system. The primary device will be accessible to the Board to issue the stop betting command during normal operations and activate the "off bell". The second device "back-up" is to be installed in the tote room to enable the tote operator to issue the stop betting command in the event of a totalisator malfunction or human error which prevents the tote system from activating the stop betting function at the appropriate time.

**12.536** - The totalisator system shall restrict canceling of wagers to a limited number or dollar amount as set by association policy, with prior Commission approval pursuant to Section 12.152.

**12.538** - Any transactions not completed before the ticket-issuing machines are locked for wagering on that race are void.

**12.540** - Appropriate hardware and software changes to the totalisator system shall ensure that when the Board signals "betting off", the totalisator system shall simultaneously cause all ticket-issuing machines to lock out wagering for that race.

**12.542** - No override of the race lock out will be permitted without the approval of the Board.

### ***MANUAL MERGES***

**12.550** – Manual merges will not be allowed.

**12.562** - If the host totalisator system fails during the wagering period, the simulcast facilities may continue to wager until the host totalisator manager has determined whether a total system failure has occurred. A total system failure of more than thirty (30) minutes shall result in the cancellation of the remainder of that performance, unless otherwise authorized by the Commission, Director or their designee.

**12.564** - If a total system failure occurs of:

:1 - the host totalisator system prior to the running of the race, all wagers placed at all locations shall be refunded;

:2 - the host totalisator system during the running of the race, all wagers placed in the system shall be paid once the totalisator system is operational. If the totalisator system problem is not corrected immediately after the race is completed, wagers on the remaining races shall not be accepted at the simulcast facilities;

:3 - a simulcast facility totalisator system prior to the running of the race, all wagers placed at that location may be refunded or the total amount wagered prior to the failure may remain in the system. If wagers are to remain in the system, the prices for that race shall not be posted until the simulcast facility totalisator system failure has been corrected and the amount wagered at that facility can be determined. If the problem cannot be corrected immediately, all subsequent wagering at that facility shall be canceled and all wagers from that facility shall be refunded;

:4 - a simulcast facility totalisator system during the running of the race and the problem cannot be corrected immediately, prices shall not be posted on that race until the problem can be corrected. If the system cannot be corrected by the next race, then wagering may continue at the host track but will stop at the simulcast facility utilizing the totalisator system in question. All wagers made on the subsequent races will be refunded; and

:5 - a simulcast facility totalisator system for more than thirty (30) minutes, wagering shall cease at such facility for the remainder of that performance, unless otherwise authorized by the Commission or Director.

### ***TOTE BOARD/VIDEO DISPLAY PROVISIONS***

**12.566** - Tote board and/or video display system malfunction shall include, but not be limited to:

:1 - the inability to display correct wagering information; and

:2 - failure of transmission of data to the host tracks and/or simulcast facilities.

**12.568** - The Board and a Division representative shall be verbally notified immediately of any faulty operation of the tote board or other methods of displaying wagering information to the public. Malfunctions of the tote board or other methods of displaying wagering information shall be corrected only after the Board or Commission representative has been notified and has granted approval for the change or correction. The malfunction shall be explained by the host totalisator manager in a written detailed report submitted to the host mutuel manager and to the Commission representative within 24 hours.

**12.570** - In the event of a discrepancy within the totalisator system between the sum total of the wagers on individual runners as compared with the grand total, the larger amount shall be used as the base for computing the payoff(s). The larger amount shall also be used as the base on which the commissions are computed and paid to the association and to the State.

If, after a race is made official and payoffs have commenced, it is determined that a payoff has been made on an incorrect pool total resulting in an overpayment to the public, the totalisator company shall only be responsible for the overpayment to the public and not for the commissions that were based on an incorrect pool total.

**12.572** - If the payoff prices for a race posted on the tote board or video display are incorrect (because they do not reflect the official order of finish as displayed by the Board, because of an error in calculation, or for some other reason), the association shall promptly correct such error and post corrected prices on the tote board or video display and the public shall be advised of the correction by announcement over the public address system. The corrected amounts shall be used in the payoff, irrespective of the erroneous payoff prices previously posted.

**12.574** - Whenever the totalisator fails and is incorrect as to the amounts wagered, all figures on the tote board or video display that are affected shall be removed immediately and the payoff shall be correctly re-calculated on the sums wagered in each pool.

**12.576** - There shall be operated, in connection with the totalisator, one or more tote boards or video display at the host track and each simulcast facility. During the wagering period, the approximate odds or approximate payoffs shall be calculated and displayed at intervals of not more than ninety (90) seconds.

**12.578** - The tote board(s) and/or video displays at the racetrack and simulcast facility shall provide the following information:

:1 - approximate odds or will pays for win and quiniela wagers;

:2 - daily double will pays;

:3 - total amount wagered in the win and quiniela pools and, at simulcast locations, the amount wagered in the trifecta pools shall also be displayed;

:4 - race results and actual payoffs for all wagers;

:5 - minutes to post;

:6 - actual time of day; and

:7 - the name of the track from which the broadcast emanates.

**12.580** - Associations conducting live and simulcast greyhound/horse racing must advertise the post time of each race upon their tote board or video display.

**12.582** - The tote board and video monitor(s) at the racetrack and/or simulcast facilities shall be clearly visible to all patrons who wish to view the tote board or monitor.

### ***TOTALISATOR LIABILITY***

**12.590** - The Commission, the Division, the totalisator company, the association, and the simulcast facility assume no responsibility to the wagerer for any transactions not completed before the ticket-issuing machines are closed for wagering on a particular race or series of races. The association, the simulcast facility and the totalisator company shall be responsible to the wagerer for the purchase value of any incorrect wagers issued as the result of a totalisator malfunction which cannot be corrected before the ticket-issuing machines are locked.

**12.592** - Every totalisator service contract shall include provisions for liability in the event of any totalisator malfunction, unauthorized merging of pools or communication breakdown. A copy of each totalisator service contract shall be submitted to the Commission at the time of renewal. Such contract provisions shall be subject to Commission approval.

**12.594** - The association shall be held accountable for any loss of State money due to a totalisator company error.

### ***600's, 700's, & 800's --- CALCULATION OF PAYOUTS AND DISTRIBUTION OF POOLS***

#### ***GENERAL***

**12.600** - All pari-mutuel wagering pools shall be separately and independently calculated and distributed. Takeout shall be deducted from each gross pool as stipulated by State law. The remainder of the monies in the pool shall constitute the net pool for distribution as payoff on winning wagers.

**12.602** - For each pari-mutuel wagering pool, the amount wagered on the winning betting interest or wagering combinations is deducted from the net pool to determine the profit; the profit is then divided by the amount wagered on the winning betting interest or combinations, such quotient being the profit per dollar.

**12.604** - Either the standard or net price calculation procedure may be used to calculate single commission pools with the approval of the Commission prior to commencement of the meet, while the net price calculation procedure must be used to calculate multi-commission pools.

**12.606** - Ticket denominations shall be specified and approved by the Commission at the time of renewal application, but in no case shall be less than \$1.00.

1: Except as authorized in rule #12.900.

**12.608** - All minimum wagers for pari-mutuel tickets shall be approved by the Commission.

### ***STANDARD PRICE CALCULATION PROCEDURE***

**12.620** - The Standard Price Calculation Procedure shall be as follows:

:1 - SINGLE PRICE POOL (WIN POOL)

gross pool =	sum of wagers on all betting interests - refunds
takeout =	gross pool x percent takeout / 100
net pool =	gross pool - takeout
profit =	net pool - gross amount wagered on winner
profit per dollar =	profit / gross amount wagered on winner
\$1 unbroken price =	profit per dollar + \$1.00
\$1 broken price =	\$1.00 unbroken price rounded down to the nearest \$.10
total payout =	\$1.00 broken price x gross amount wagered on winner
total breakage =	net pool - total payout

:2 - PROFIT SPLIT (PLACE POOL)

Profit is the net pool less the gross amount wagered on all place finishers. Finishers split the profit 1/2 and 1/2 (place profit), then divide by the gross amount wagered on each place finisher for two unique unbroken base prices.

:3 - PROFIT SPLIT (SHOW POOL)

Profit is the net pool less the gross amount wagered on all show finishers. Finishers split the profit 1/3 and 1/3 and 1/3 (show profit), then divide by the gross amount wagered on each show finisher for three unique unbroken base prices.

### ***NET PRICE CALCULATION PROCEDURE***

**12.630** - The Net Price Calculation Procedure shall be as follows:

:1 - SINGLE PRICE POOL (WIN POOL)

gross pool =	sum of the wagers on all betting interests - refunds
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takeout = gross pool x percent takeout / 100

\*for each source:

net pool = gross pool - takeout  
net wagered on winner = gross amount wagered on winner x (1-percent takeout / 100)  
total net pool = sum of all sources net pools  
total net wagered on winner = sum of all sources net wagered on winner  
total profit = total net pool - total net wagered on winner  
profit per dollar = total profit / total net wagered on winner  
\$1 unbroken base price = profit per dollar + \$1.00

\*for each source:

\$1 unbroken price = \$1.00 unbroken base price x (1-percent takeout / 100)  
\$1 broken price = \$1.00 unbroken price rounded down to the nearest \$.10  
total payout = \$1.00 broken price x gross amount wagered on winner  
total breakage = net pool - total payout

#### :2 - PROFIT SPLIT (PLACE POOL)

Total profit is the total net pool less the total net amount wagered on all place finishers.

Finishers split the total profit 1/2 and 1/2 (place profit), then divide by the total net amount wagered on each place finisher for two unique unbroken base prices.

#### :3 - PROFIT SPLIT (SHOW POOL)

Total profit is the total net pool less the total net amount wagered on all show finishers.

Finishers split the total profit 1/3 and 1/3 and 1/3 (show profit), then divide by the total net amount wagered on each show finisher for three unique unbroken base prices.

:4 - If a profit split results in only one covered winning betting interest or combinations it shall be calculated the same as a single price pool.

:5 - The individual pools outlined in these rules may be given alternative names by each association, provided prior approval is obtained from the Commission.

### **WIN POOLS**

**12.640** - For the purposes of this section, every reference to “pool” shall mean the net win pool, and every reference to “race” shall mean the race for which the win pool is created.

:1 - The amount wagered on the betting interest which finishes first is deducted from the pool, the balance remaining being the profit; the profit is divided by the amount wagered on the betting interest finishing first, such quotient being the profit per dollar wagered to Win on that betting interest.

:2 - The pool shall be distributed as a single price pool to winning wagers in the following precedence, based upon the official order of finish:

- (a) To those whose selection finished first; but if there are no such wagers, then
- (b) To those whose selection finished second; but if there are no such wagers, then
- (c) To those whose selection finished third; but if there are no such wagers, then
- (d) The entire pool shall be refunded.

:3 - If there is a dead heat for first involving:

- (a) runners representing the same betting interest, the pool shall be distributed as if no dead heat occurred.
- (b) runners representing two or more betting interests, the pool shall be distributed as a profit split.

### ***PLACE POOLS***

**12.650** - For the purposes of this section, every reference to “pool” shall mean the net place pool, and every reference to “race” shall mean the race for which the place pool is created.

:1 - The amounts wagered to Place on the first two betting interests to finish are deducted from the pool, the balance remaining being the profit; the profit is divided into two equal portions, one being assigned to each winning betting interest and divided by the amount wagered to Place on that betting interest, the resulting quotient is the profit per dollar wagered to Place on that betting interest.

:2 - The pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

- (a) If runners of a coupled entry or mutuel field finished in the first two places, as a single price pool to those who selected the coupled entry or mutuel field; otherwise
- (b) As a profit split to those whose selection is included within the first two finishers; but if there are no such wagers, then
- (c) As a single price pool to those who selected the one covered betting interest included within the first two finishers; but if there are no such wagers, then
- (d) As a single price pool to those who selected the third-place finisher, but if there are no such wagers, then
- (e) The entire pool shall be refunded.

:3 - If there is a dead heat for first involving:

(a) runners representing the same betting interest, the pool shall be distributed as a single price pool.

(b) runners representing two or more betting interests, the pool shall be distributed as a profit split.

:4 - If there is a dead heat for second involving:

(a) runners representing the same betting interest, the pool shall be distributed as if no dead heat occurred.

(b) runners representing two or more betting interests, the pool is divided with one-half (1/2) of the profit distributed to wagers on the betting interest finishing first and the remainder is distributed equally.

### **SHOW POOLS**

**12.660** - For the purposes of this section, every reference to “pool” shall mean the net show pool, and every reference to “race” shall mean the race for which the show pool is created.

:1 - The amounts wagered to Show on the first three betting interests to finish are deducted from the pool, the balance remaining being the profit; the profit is divided into three equal portions, one being assigned to each winning betting interest and divided by the amount wagered to Show on that betting interest, the resulting quotient being the profit per dollar wagered to Show on that betting interest.

:2 - The pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(a) If runners of a coupled entry or mutuel field finished in the first three places, as a single price pool to those who selected the coupled entry or mutuel field; otherwise

(b) If runners of a coupled entry or mutuel field finished as two of the first three finishers, the profit is divided with two-thirds (2/3) distributed to those who selected the coupled entry or mutuel field and one-third (1/3) distributed to those who selected the other betting interest included within the first three finishers; otherwise

(c) As a profit split to those whose selection is included within the first three finishers; but if there are no such wagers, then

(d) As a profit split to those who selected one of the two covered betting interests included within the first three finishers; but if there are no such wagers, then

(e) As a single price pool to those who selected the one covered betting interest included within the first three finishers; but if there are no such wagers, then

(f) As a single price pool to those who selected the fourth-place finisher; but if there are no such wagers, then

(g) The entire pool shall be refunded.

:3 - If there is a dead heat for first involving:

(a) two runners representing the same betting interest, the profit is divided with two-thirds ( $2/3$ ) distributed to those who selected the first-place finishers and one-third ( $1/3$ ) distributed to those who selected the betting interest finishing third.

(b) three runners representing a single betting interest, the pool shall be distributed as a single price pool.

(c) runners representing two or more betting interests, the pool shall be distributed as a profit split.

:4 - If there is a dead heat for second involving:

(a) runners representing the same betting interest, the profit is divided with one-third ( $1/3$ ) distributed to those who selected the betting interest finishing first and two-thirds ( $2/3$ ) distributed to those who selected the second-place finishers.

(b) runners representing two betting interests, the pool shall be distributed as a profit split.

(c) runners representing three betting interests, the pool is divided with one-third ( $1/3$ ) of the profit distributed to Show wagers on the betting interest finishing first and the remainder is distributed equally amongst Show wagers on those betting interests involved in the dead heat for second.

:5 - If there is a dead heat for third involving:

(a) runners representing the same betting interest, the pool shall be distributed as if no dead heat occurred.

(b) runners representing two or more betting interests, the pool is divided with two-thirds ( $2/3$ ) of the profit distributed to Show wagers on the betting interest finishing first and second and the remainder is distributed equally amongst Show wagers on those betting interests involved in the dead heat for third.

## **DAILY DOUBLE POOLS**

**12.660** - For the purposes of this section, every reference to “pool” shall mean the net daily double pool, and every reference to “races” shall mean the races for which the daily double pool is created.

:1 - Before post time of the second-half of the Daily Double, there shall be posted on the tote board and/or video display and announced to the public the possible payoff on each combination coupled with the winner of the first-half of the Daily Double.

:2 - The pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(a) As a single price pool to those whose selection finished first in each of the two races, but if there are no such wagers, then

(b) As a profit split to those who selected the first-place finisher in either of the two races, but if there are no such wagers, then

(c) As a single price pool to those who selected the one covered first-place finisher in either race, but if there are no such wagers, then

(d) The entire pool shall be refunded.

:3 - If there is a dead heat for first in either of the two contests involving:

(a) Contestants representing the same betting interest, the pool shall be distributed as if no dead heat occurred.

(b) Contestants representing two or more betting interests, the pool shall be distributed as a profit split if there is more than one covered winning combination.

:4 - Should a betting interest in the first-half of the Daily Double be scratched prior to the first race being declared official, all money wagered on combinations including the scratched betting interest shall be deducted from the pool and refunded.

:5 - Should a betting interest in the second-half of the Daily Double be scratched prior to the close of wagering on the first race, all money wagered on combinations including the scratched betting interest shall be deducted from the pool and refunded.

:6 - Should a betting interest in the second-half of the Daily Double be scratched after the close of wagering on the first race, all wagers combining the winner of the first race with the scratched betting interest in the second race shall be allocated a consolation payoff. In calculating the consolation payoff the pool shall be divided by the total amount wagered on the winner of the first race and an unbroken consolation price obtained. The broken consolation price is multiplied by the dollar value of wagers on the winner of the first race

combined with the scratched betting interest to obtain the consolation payoff. Breakage is not utilized in this calculation. The consolation payoff is deducted from the pool before calculation and distribution of the winning payoff. Dead heats including separate betting interests shall result in a consolation payoff calculated as a profit split.

:7 - If either of the races are canceled prior to the first race, or the first race is declared a “no race”, the entire pool shall be refunded.

:8 - If the second race is canceled or declared a “no race”, after the conclusion of the first race, the pool shall be distributed as a single price pool to wagers selecting the winner of the first race. In the event of a dead heat, the pool shall be distributed as a profit split.

### ***SELECT THREE POOLS***

**12.680** - For the purposes of this section, every reference to “pool” shall mean the net Select Three pool, and every reference to “races” shall mean the races for which the Select Three pool is created.

:1 - The pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(a) As a single price pool to those whose selection finished first in each of the races; but if there are no such wagers, then

(b) As a single price pool to those who selected the first-place finisher in any two of the races; but if there are no such wagers, then

(c) As a single price pool to those who selected the first-place finisher in any one of the races; but if there are no such wagers, then

(d) The entire pool shall be refunded.

:2 - If there is a dead heat for first in any of the three contests involving:

(a) Contestants representing the same betting interest, the pool shall be distributed as if no dead heat occurred.

(b) Contestants representing two or more betting interests, the pool shall be distributed as a single price pool with each winning wager receiving an equal share of the profit.

:3 - Should a betting interest in any of the Select Three races be scratched, the actual favorite, as evidenced by total amounts wagered in the Win pool at the close of wagering on that race, shall be substituted for the scratched betting interest for all purposes, including pool calculations. In the event that the Win pool total for two or more favorites is identical, the substitute selection shall be the betting interest with the lowest program number. The totalisator shall produce reports showing each of the wagering combinations with

substituted betting interest(s) which became winner(s) as a result of the substitution, in addition to the normal winning combination.

:4 - If all races are canceled or declared “no races”, the entire pool shall be refunded.

:5 - If one or two of the races are canceled or declared “no race(s)”, the pool will remain valid and shall be distributed in accordance with :1.

### ***SELECT (N) POOLS***

**12.690** - For the purposes of this section, every reference to “pool” shall mean the net Select (n) pool; every reference to “races” shall mean the races for which the Select (n) pool is created; and every reference to “jackpot” shall mean the Select (n) jackpot.

:1 - At the beginning of each meet, the association must obtain written approval from the Commission concerning the scheduling of Select (n) races, the percentage of the pool to be retained for the jackpot, and the designated amount of any cap to be set on the jackpot. Any subsequent changes to the Select (n) scheduling requires prior approval from the Commission or Director.

:2 - The pool, along with the jackpot, shall be distributed to winning wagers selecting the first-place finisher in each of the races, based upon the official order of finish; but if there are no such wagers, then

(a) A designated percentage of the pool shall be distributed as a single price pool to those whose selection finished first in the greatest number of races, and

(b) The remainder, if any, of the pool shall be retained and added to the corresponding pool of the next performance. The additional pool resulting from such a carryover shall be termed the “Select (n) jackpot”.

:3 - If there is a dead heat for first in any of the races involving:

(a) runners representing the same betting interest, the pool shall be distributed as if no dead heat occurred.

(b) runners representing two or more betting interests, the pool shall be distributed as a single price pool with each winning wager receiving an equal share of the profit.

:4 - Should a betting interest in any of the races be scratched, the actual favorite, as evidenced by total amounts wagered in the Win pool at the close of wagering on that race, shall be substituted for the scratched runner(s) for all purposes, including pool calculations. In the event that the Win pool total for two or more favorites is identical, the substitute selection shall be the runner with the lowest program number. The totalisator shall produce reports showing each of the wagering combinations with substituted betting interests which

became winners as a result of the substitution, in addition to the normal winning combination.

:5 - The pool shall be canceled and all wagers shall be refunded if:

(a) at least three races comprising the Select 4, 5 or 6 are canceled or declared a “no race”.

(b) at least four races comprising the Select 7, 8 or 9 are canceled or declared a “no race”.

(c) at least five races comprising the Select 10 are canceled or declared a “no race”.

:6 - If at least one race included as part of a Select (n) is canceled or declared a “no race”, but not more than the number specified in :5, the pool shall be distributed as a single price pool to those whose selection finished first in the greatest number of races for that performance. Such distribution shall include the portion ordinarily retained for the jackpot but not the jackpot carryover from previous performances.

:7 - The jackpot shall be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the jackpot equals or exceeds the designated cap, the jackpot will be frozen until it is won or distributed under other provisions of this rule. After the jackpot is frozen, 100 percent of the pool, part of which ordinarily would be added to the jackpot, shall be distributed to those whose selection finished first in the greatest number of races for that performance.

:8 - A written request for permission to distribute the jackpot on a specific performance may be submitted to the Commission if it can be demonstrated that such an action would be in the best interest of the wagering public. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution. The benefit to both the public and State will be weighed in determining whether to approve such a request.

:9 - Should the jackpot be designated for distribution on a specified date and performance in which there are no wagers selecting the first-place finisher in each of the races, the entire pool shall be distributed as a single price pool to those whose selection finished first in the greatest number of races. If there are no wagers selecting the first-place finisher in any of the races comprising the Select (n), all tickets will become winners and will receive 100 percent of that day’s pool and any existing jackpot as a single price pool. The jackpot shall be designated for distribution on a specified date and performance only under the following circumstances:

(a) Upon written approval from the Commission as provided in :8.

(b) Upon written approval from the Commission when there is a change in the jackpot cap, a change from one type of Select (n) wagering to another, or when the Select (n) is discontinued.

(c) On the closing performance of the meet or split meet.

:10 - If, for any reason, the jackpot must be carried over to the corresponding pool of a subsequent meet, the jackpot shall be deposited in an interest-bearing account approved by the Commission. The jackpot plus accrued interest shall then be added to the net Select (n) pool of the following meet on a date and performance so designated by the Commission.

:11 - With the written approval of the Commission, the association may contribute to the jackpot a sum of money up to the amount of any designated cap.

:12 - With the exception of the total amount of the pool at the close of Select (n) wagering, the pari-mutuel system shall suppress all information related to Select (n) wagering activity until the conclusion of the final race comprising the pool. Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of live tickets remaining is strictly prohibited.

:13 - Any stakes race within the State of Colorado wherein the privilege of scratching a single entry from the race extends to within forty-five (45) minutes of post time shall not be included in any of the races comprising the pool.

:14 - No ticket for the pool shall be sold, exchanged or canceled after the time of the closing of wagering in the first race.

### **QUINIELA POOLS**

**12.700** - For the purposes of this section, every reference to “pool” shall mean the net Quiniela pool; every reference to “races” shall mean the races for which the Quiniela pool is created.

:1 - The pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(a) If runners of a coupled entry or mutuel field finish as the first two finishers, as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish; otherwise

(b) As a single price pool to those whose combination finished as the first two betting interests; but if there are no such wagers, then

(c) As a profit split to those whose combination included either the first-or second-place finisher; but if there are no such wagers, then

(d) As a single price pool to those whose combination included the one covered betting interest included within the first two finishers; but if there are no such wagers, then

(e) The entire pool shall be refunded.

:2 - If there is a dead heat for first involving:

(a) runners representing the same betting interest, the pool shall be distributed to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish.

(b) runners representing two betting interests, the pool shall be distributed as if no dead heat occurred.

(c) runners representing three or more betting interests, the pool shall be distributed as a profit split.

:3 - If there is a dead heat for second involving runners representing the same betting interest, the pool shall be distributed as if no dead heat occurred.

:4 If there is a dead heat for second involving runners representing two or more betting interests, the pool shall be distributed to wagers in the following precedence, based upon the official order of finish:

(a) As a profit split to those combining the winner with any of the betting interests involved in the dead heat for second; but if there is only one covered combination, then

(b) As a single price pool to those combining the winner with the one covered betting interest involved in the dead heat for second; but if there are no such wagers, then

(c) As a profit split to those combining the betting interests involved in the dead heat for second; but if there are no such wagers, then

(d) As a profit split to those whose combination included the winner and any other betting interest and wagers selecting any of the betting interests involved in the dead heat for second; but if there are no such wagers, then

(e) The entire pool shall be refunded.

:5 - In the event any runner(s) are scratched or excused by the Board or prevented from starting because of a failure of the doors of the starting gate/box to open, all money wagered on the runners shall be promptly refunded.

### ***QUINIELA DOUBLE POOLS***

**12.710** - For the purposes of this section, every reference to “pool” shall mean the net Quiniela Double pool; every reference to “races” shall mean the races for which the Quiniela Double pool is created.

:1 - All persons purchasing Quiniela Double tickets shall designate their selections in both of the two consecutive designated races for which the tickets are sold at the time of purchase prior to the first race running.

:2 - In the first race only, winning wagers shall be determined using the following precedence, based upon the official order of finish:

(a) Those whose combination finished as the first two runners shall be winners; but if there are no such wagers, then

(b) Those whose combination included the first or second place finisher shall be winners; but if there are no such wagers, then

(c) Those whose combination included the one covered runner included within the first two finishers shall be winners; but if there are no such wagers, then

(d) The entire pool shall be refunded.

:3 - In the first race only, if there is a dead heat for first involving runners representing three or more betting interests, winning wagers shall be determined using the following precedence, based on the official order of finish:

(a) Those whose combination included any two of the runners finishing in the dead heat shall be winners; but if there are no such wagers, then

(b) Those whose combination included any one of the runners finishing in the dead heat shall be winners; but if there are no such wagers, then

(c) The entire pool shall be refunded.

:4 - In the first race only, if there is a dead heat for second, winning wagers shall be determined using the following precedence, based on the official order of finish:

(a) Those who combined the first place finisher with any of the runners finishing in the dead heat for second shall be winners; but if there are no such wagers, then

(b) Those combining the wagering interests involved in the dead heat for second shall be winners; but if there are no such wagers, then

(c) Those whose combination included any one of the runners finishing either first or in the dead heat for second shall be winners; but if there are no such wagers, then

(d) The entire pool shall be refunded.

:5 - In the second race only, to those winning wagers from the first race that have satisfied :2, :3, or :4, the pool shall be distributed to the winning wagers in the following precedence, based upon the official order of finish for the second race:

(a) As a single price pool to those whose combination finished as the first two runners shall be winners; but if there are no such wagers, then

(b) As a profit split to those whose combination included either the first or second-place finisher; but if there are no such wagers, then

(c) As a single price pool to those whose combination included the one covered betting interest included within the first two finishers; but if there are no such wagers, then

(d) As a single price pool in accordance with :2, :3, or :4, as applicable.

:6 - In the second race only, if there is a dead heat for first involving runners representing three or more betting interests, to those winning wagers from the first race that have satisfied :2, :3, or :4, the pool shall be distributed as a profit split to the winning wagers in the following precedence, based upon the official order of finish for the second race:

(a) Those whose combination included any two of the runners finishing in the dead heat; but if there are no such wagers, then

(b) Those whose combination included any one of the runners finishing in the dead heat shall be winners; but if there are no such wagers, then

(c) As a single price pool in accordance with :2, :3, or :4, as applicable.

:7 - In the second race only, if there is a dead heat for second involving runners representing two or more betting interests, to those winning wagers from the first race that have satisfied :2, :3, or :4, the pool shall be distributed as a profit split to the winning wagers in the following precedence, based upon the official order of finish for the second race:

(a) Those who combined the first place finisher with any of the betting interests involved in the dead heat for second; but if there are no such wagers, then

(b) Those combining the wagering interests involved in the dead heat for second shall be winners; but if there are no such wagers, then

(c) Those whose combination included any one of the runners finishing either first or in the dead heat for second shall be winners; but if there are no such wagers, then

(d) As a single price pool in accordance with :2, :3, or :4, as applicable.

:8 - Should a runner in the first-half race be scratched, those wagers including the scratched runner shall be refunded.

:9 - Should a runner in the second-half of the Quiniela Double be scratched after the close of wagering on the first race, all wagers combining the winning combination in the first

race as defined in :2 (a-c), :3 (a-b), or :4 (a-c) with a combination including the scratched runner(s) in the second race shall be allocated a consolation payoff. In calculating the consolation payoff, the pool shall be divided by the total amount wagered on the winning combination in the first race and an unbroken consolation price obtained. The broken consolation price is multiplied by the dollar value of wagers on the winning combination in the first race combined with a combination including the scratched runner(s) in the second race to obtain the consolation payoff. Breakage is not utilized in this calculation. The consolation payoff shall be deducted from the pool before calculation and distribution of the winning payoff.

:10 - If either of the races is canceled prior to the first race or the first race is declared a “no race”, the entire pool shall be refunded.

:11 - If the second race is canceled or declared a “no race” after the conclusion of the first race, the pool shall be distributed as a single price pool to wagers selecting the winning combination(s) in the first race as defined in :2, :3, or :4. If the second race is canceled or declared a “no race”, there shall be no consolation payoff(s) as defined in :9.

:12 - No more than two (2) entries shall be allowed in each race comprising the Quiniela Double from the same kennel, stable, trainer, or any combination of the above.

### ***EXACTA POOLS***

**12.720** - For the purposes of this section, every reference to “pool” shall mean the net Exacta pool; every reference to “races” shall mean the races for which the Exacta pool is created.

:1 - The pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(a) If runners of a coupled entry or mutuel field finish as the first two finishers, as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish; otherwise

(b) As a single price pool to those whose combination finished in correct sequence as the first two betting interests; but if there are no such wagers, then

(c) As a profit split to those whose combination included either the first-place betting interest to finish first or the second-place betting interest to finish second; but if there are no such wagers, then

(d) As a single price pool to those whose combination included the one covered betting interest to finish first or second in the correct sequence; but if there are no such wagers, then

(e) The entire pool shall be refunded.

:2 - If there is a dead heat for first involving:

(a) runners representing the same betting interest, the pool shall be distributed as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish.

(b) runners representing two or more betting interests, the pool shall be distributed as a profit split.

:3 - If there is a dead heat for second involving runners representing the same betting interest, the pool shall be distributed as if no dead heat occurred.

:4 - If there is a dead heat for second involving runners representing two or more betting interests, the pool shall be distributed to ticket holders in the following precedence, based upon the official order of finish:

(a) As a profit split to those combining the first-place betting interest with any of the betting interests involved in the dead heat for second; but if there is only one covered combination, then

(b) As a single price pool to those combining the first-place betting interest with the one covered betting interest involved in the dead heat for second; but if there are no such wagers, then

(c) As a profit split to those wagers correctly selecting the winner for first-place and those wagers selecting any of the dead-heated betting interests for second-place; but if there are no such wagers, then

(d) The entire pool shall be refunded.

:5 - In the event any runner(s) are scratched or excused by the Board or prevented from starting because of a failure of the doors of the starting gate/box to open, all money wagered on the runner(s) shall be promptly refunded.

### ***TRIFECTA POOLS***

**12.730** - For the purposes of this section, every reference to “pool” shall mean the net Trifecta pool; every reference to “races” shall mean the races for which the Trifecta pool is created.

:1 - For Trifecta price calculations only, the highest placed finisher of any part of a coupled entry is used, eliminating all other parts of that coupled entry from consideration regardless of finishing order.

:2 - The pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(a) As a single price pool to those whose combination finished in correct sequence

as the first three runners; but if there are no such wagers, then

(b) As a single price pool to those whose combination included, in correct sequence, the first two runners; but if there are no such wagers, then

(c) As a single price pool to those whose combination correctly selected the first-place runner only, but if there are no such wagers, then

(d) The entire pool shall be refunded.

:3 - If there is a dead heat for first involving:

(a) runners representing three or more betting interests, all of the wagering combinations selecting three betting interests which correspond with any of the betting interests involved in the dead heat shall share in a profit split.

(b) runners representing two betting interests, both of the wagering combinations selecting the two dead-heated betting interests, irrespective of order, along with the third-place betting interest shall share in a profit split.

:4 - If there is a dead heat for second, all of the combinations correctly selecting the winner combined with any of the betting interests involved in the dead heat for second shall share in a profit split.

:5 - If there is a dead heat for third, all wagering combinations correctly selecting the first two finishers, in correct sequence, along with any of the betting interests involved in the dead heat for third shall share in a profit split.

:6 - In horse racing, if less than three betting interests finish and the race is declared official, payoffs will be made based upon the order of finish of those betting interests completing the race. The balance of any selection beyond the number of betting interests completing the race shall be ignored.

### ***SUPERFECTA POOLS***

**12.740** - For the purposes of this section, every reference to “pool” shall mean the net Superfecta pool; every reference to “races” shall mean the races for which the Superfecta pool is created.

:1 - The pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(a) As a single price pool to those whose combination finished in correct sequence as the first four runners; but if there are no such wagers, then

(b) As a single price pool to those whose combination included, in correct sequence, the first three runners; but if there are no such wagers, then

(c) As a single price pool to those whose combination included, in correct sequence, the first two runners; but if there are no such wagers, then

(d) As a single price pool to those whose combination correctly selected the first-place runner; but if there are no such wagers, then

(e) The entire pool shall be refunded.

:2 - In horse racing, if less than four runners finish and the race is declared official, payoffs will be made based upon the order of finish of those runners completing the race. The balance of any selection beyond the number of runners completing the race shall be ignored.

:3 - If there is a dead heat for first involving:

(a) runners representing four or more betting interests, all of the wagering combinations selecting four betting interests which correspond with any of the betting interests involved in the dead heat shall share in a profit split.

(b) runners representing three betting interests, all of the wagering combinations selecting the three dead-heated betting interests, in any order, along with the fourth-place betting interest shall share in a profit split.

(c) runners representing two betting interests, both of the wagering combinations selecting the two dead-heated betting interests, in any order, along with the third-place and fourth-place betting interests shall share in a profit split.

:4 - If there is a dead heat for second involving:

(a) runners representing three or more betting interests, all of the wagering combinations correctly selecting the winner combined with any of the three betting interests involved in the dead heat for second shall share in a profit split.

(b) runners representing two betting interests, all of the wagering combinations correctly selecting the winner, the two dead-heated betting interests, in any order, and the fourth-place betting interest shall share in a profit split.

:5 - If there is a dead heat for third, all wagering combinations correctly selecting the first two finishers, in correct sequence, along with any two of the betting interests involved in the dead heat for third shall share in a profit split.

:6 - If there is a dead heat for fourth, all wagering combinations correctly selecting the first three finishers, in correct sequence, along with any of the betting interests involved in the dead heat for fourth shall share in a profit split.

:7 - No more than two (2) entries shall be allowed in the race from the same kennel, stable, trainer, or any combination of the above.

### ***SUPER FIVE POOLS***

**12.750** - For the purposes of this section, every reference to “pool” shall mean the net Super Five pool; every reference to “races” shall mean the races for which the Super Five pool is created.

:1 - The pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

- (a) As a single price pool to those whose combination finished in correct sequence as the first five runners; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first four runners; but if there are no such wagers, then
- (c) As a single price pool to those whose combination included, in correct sequence, the first three runners; but if there are no such wagers, then
- (d) As a single price pool to those whose combination included, in correct sequence, the first two runners; but if there are no such wagers, then
- (e) As a single price pool to those whose combination correctly selected the first-place runner; but if there are no such wagers, then
- (f) The entire pool shall be refunded.

:2 - If less than five runners finish and the race is declared official, payoffs will be made based upon the order of finish of those runners completing the race. The balance of any selection beyond the number of runners completing the race shall be ignored.

:3 - If there is a dead heat for first involving:

- (a) Runners representing five or more betting interests, all of the wagering combinations selecting five betting interests which correspond with any of the betting interests involved in the dead heat shall share in a profit split.
- (b) Runners representing four betting interests, all of the wagering combinations selecting the four dead-heated betting interests, in any order, along with the fifth-place betting interest shall share in a profit split.
- (c) Runners representing three betting interests, all of the wagering combinations selecting the three dead-heated betting interests, in any order, along with the fourth-place and fifth-place betting interest, in correct sequence, shall share in a profit split.

(d) Runners representing two betting interests, both of the wagering combinations selecting the two dead-heated betting interests, in any order, along with the third-place, fourth-place, and fifth-place betting interests, in correct sequence, shall share in a profit split.

:4 - If there is a dead heat for second involving:

(a) Runners representing four or more betting interests, all of the wagering combinations correctly selecting the winner combined with any of the four betting interests involved in the dead heat for second shall share in a profit split.

(b) Runners representing three betting interests, all of the wagering combinations correctly selecting the winner, the three dead-heat betting interests, in any order, along with the fifth-place betting interest shall share in a profit split.

(c) Runners representing two betting interests, all of the wagering combinations correctly selecting the winner, the two dead-heated betting interests, in any order, and the fourth-place and fifth-place betting interest, in correct sequence, shall share in a profit split.

:5 - If there is a dead heat for third involving:

(a) Runners representing three or more betting interests, all of the wagering combinations correctly selecting the first two finishers, in correct sequence, combined with any of the three betting interests involved in the dead heat for third shall share in a profit split.

(b) Runners representing two betting interests, all of the wagering combinations correctly selecting the first two finishers, in correct sequence, the two dead-heat betting interests, in any order, along with the fifth-place betting interest shall share in a profit split.

:6 - If there is a dead heat for fourth, all wagering combinations correctly selecting the first three finishers, in correct sequence, along with any of two of the betting interests involved in the dead heat for fourth shall share in a profit split.

:7 - If there is a dead heat for fifth, all wagering combinations correctly selecting the first four finishers, in correct sequence, along with any of the betting interests involved in the dead heat for fifth shall share in a profit split.

:8 - Coupled entries and mutuel fields shall be prohibited in Super Five races.

:9 - No more than two (2) entries shall be allowed in the race from the same kennel, stable, owner or trainer, or any combination of the above.

## **TWIN QUINIELA POOLS**

**12.760** - For the purposes of this section, every reference to “pool” shall mean the net Twin Quiniela pool; every reference to “races” shall mean the races for which the Twin Quiniela pool is created.

:1 - Each winning ticket for the first race must be exchanged for a free ticket in the second race to remain eligible for the second-half pool. Twin Quiniela tickets may be exchanged only at attended ticket windows prior to the second race. There will be no monetary reward for winning the first race. Both of the designated races shall be included in only one pool. The association shall be required to provide one race between the race designated as the first-half and the race designated as the second-half.

:2 - In the first race only, winning wagers shall be determined using the following precedence, based upon the official order of finish for the first race:

(a) Those whose combination finished as the first two runners shall be winners; but if there are no such wagers, then

(b) Those whose combination included either the first or second place finisher shall be winners; but if there are no such wagers, then

(c) Those whose combination included the one covered runner included within the first two finishers shall be winners; but if there are no such wagers, then

(d) The entire pool shall be refunded.

:3 - In the first race only, if there is a dead heat for first involving runners representing three or more betting interests, those whose combination included any two of the runners finishing in the dead heat shall be winners.

:4 In the first race only, if there is a dead heat for second involving those who combined the first place finisher with any of the runners involved in the dead heat for second shall be winners.

:5 In the second race only, the pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second race:

(a) Those whose combination finished as the first two runners shall be winners; but if there are no such wagers, then

(b) As a profit split to those whose combination included either the first- or second-place finisher; but if there are no such wagers, then

(c) As a single price pool to those whose combination included the one covered betting interest included within the first two finishers; but if there are no such wagers, then

(d) As a single price pool to all the exchange ticket holders for that race; but if there are no such tickets, then

(e) In accordance with :2.

:6 - In the second race only, if there is a dead heat for first involving runners representing three or more betting interests, the pool shall be distributed as a profit split to those whose combination included any two of the runners finishing in the dead heat.

:7 - In the second race only, if there is a dead heat for second involving runners representing two or more betting interests, the pool shall be distributed as a profit split to those who combined the first-place finisher with any of the betting interests involved in the dead heat for second.

:8 - If a winning ticket for the first-half of the Twin Quiniela is not presented for exchange prior to the close of betting on the second-half race, the ticket holder forfeits all rights to any distribution of the pool resulting from the outcome of the second race.

:9 - Should a runner interest in the first-half be scratched, those wagers including the scratched runner shall be refunded.

:10 - Should a runner in the second-half be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to the close of betting for the second race, the ticket holder forfeits all rights to the pool.

:11 - If either of the races is canceled prior to the first race, or the first race is declared a “no race, the entire pool shall be refunded.

:12 - If the second-half race is canceled or declared a “no race” after the conclusion of the first race, the pool shall be distributed as a single price pool to wagers selecting the winning combination in the first race and all valid exchange tickets. If there is no such wager, the pool shall be distributed as described :2.

:13 - No more than two (2) entries shall be allowed in each race comprising the Twin Quiniela from the same kennel, stable, trainer, or any combination of the above.

### ***TWIN TRIFECTA POOLS***

**12.770** - For the purposes of this section, every reference to “pool” shall mean the net Twin Trifecta pool; every reference to “races” shall mean the races for which the Twin Trifecta pool is created; and every reference to “jackpot” shall mean the Twin Trifecta jackpot.

:1 - Each winning ticket for the first race must be exchanged for a free ticket on the second race in order to remain eligible for the second-half pool. Twin Trifecta tickets may be

exchanged only at attended ticket windows prior to the second race. The association shall be required to provide one race between the race designated as the first-half and the race designated as the second-half. It shall be the association's responsibility to provide adequate notice to the wagering public of the deadline for making the exchange. Winning first-half wagers will receive both a free exchange and a monetary payoff. Both of the designated races shall be included in only one Twin Trifecta pool. The Twin Trifecta will not be conducted in conjunction with any other wager requiring an exchange of tickets. Exchange tickets shall be non-transferable. Holders of transferred exchange tickets shall not be entitled to any winnings. The persons involved in unauthorized transfer of exchange tickets shall be subject to ejection.

:2 - After wagering closes for the first-half and commissions have been deducted from the pool, the pool shall then be divided into separate pools: the first-half pool and the second-half pool.

:3 - In the first race only, winning wagers shall be determined using the following precedence, based upon the official order of finish for the first race:

- (a) As a single price pool to those whose combination finished in correct sequence as the first three runners; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first two runners; but if there are no such wagers, then
- (c) As a single price pool to those whose combination correctly selected the first-place runner only, but if there are no such wagers, then
- (d) The entire pool shall be refunded and the second-half shall be canceled.

:4 - If no first-half ticket selects the first three finishers of that race in exact order, winning ticket holders shall not receive any exchange tickets for the second-half pool. In such case, the second-half pool shall be retained and added to any existing carryover pool.

:5 - Winning tickets from the first-half shall be exchanged for tickets selecting the first three finishers of the second-half. The second-half pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second race:

- (a) As a single price pool, including any existing carryover monies, to those whose combination finished in correct sequence as the first three betting interests; but if there are no such tickets, then
- (b) The entire second-half pool for that race shall be added to any existing carryover monies and retained for the corresponding second-half pool of the next consecutive performance. The additional second-half monies resulting from such carryover shall be termed the "Twin-Trifecta jackpot".

:6 - If a winning first-half ticket is not presented for cashing and exchange prior to the second-half race, the ticket holder may still collect the monetary value associated with the first-half pool but forfeits all rights to any distribution of the second-half pool.

:7 - Coupled entries and mutuel fields shall be prohibited in Twin Trifecta races.

:8 - Should a runner in the first-half be scratched, those wagers including the scratched runner shall be refunded.

:9 - Should a runner in the second-half be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched runner. If tickets have not been exchanged prior to the close of betting for the second race, the ticket holder forfeits all rights to the second-half pool.

:10 - If, due to a late scratch, the number of runners in the second-half is reduced to fewer than the minimum, all exchange tickets and outstanding first-half winning tickets shall be entitled to the second-half pool for that race as a single price pool, but not the jackpot.

:11 - If there is a dead heat or multiple dead heats in either the first- or second-half, all wagers selecting the correct order of finish, counting a runner involved in a dead heat as finishing in any dead-heated position, shall be a winner. In the case of a dead heat occurring in:

(a) the first-half, the payoff shall be calculated as a profit split.

(b) the second-half, the payoff shall be calculated as a single price pool.

:12 - If either races are canceled prior to the first race, or the first race is declared a “no race”, the entire pool shall be refunded and the second-half shall be canceled.

:13 - If the second-half race is canceled or declared a “no race”, all exchange tickets and outstanding first-half winning tickets shall be entitled to the pool for that race as a single price pool, but not the jackpot. If there are no such tickets, the pool shall be distributed as described in :3.

:14 - The jackpot shall be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the jackpot equals or exceeds the designated cap, the jackpot will be frozen until it is won or distributed under other provisions of this rule. After the jackpot is frozen, 100 percent of the pool for each individual race shall be distributed to winners of the first-half of the pool.

:15 - A written request for permission to distribute the jackpot on a specific performance may be submitted to the Commission if it can be demonstrated that such an action would be in the best interest of the wagering public. The request must contain justification for the distribution, an explanation of the benefit to be derived and the intended date and

performance for the distribution. The benefit to both the public and State will be weighed in determining whether to approve such a request.

:16 - The jackpot shall be designated for distribution on a specified date and performance only under the following circumstances.

- (a) Upon written approval from the Commission as provided in :15.
- (b) Upon written approval from the Commission when there is a change in the jackpot cap or when the Twin Trifecta is discontinued.
- (c) On the closing performance of the meet or split meet.

:17 - Should the jackpot be designated for distribution on a specified date and performance, the following precedence will be followed in determining winning tickets for the second-half after completion of the first-half:

- (a) As a single price pool to those whose combination finished in correct sequence as the first three runners; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first two runners; but if there are no such wagers, then
- (c) As a single price pool to those whose combination correctly selected the first-place runner; but if there are no such wagers, then
- (d) As a single price pool to holders of valid exchange tickets.
- (e) As a single price pool to holders of outstanding first-half winning tickets.

:18 - Contrary to :4, during a performance designated to distribute the jackpot, exchange tickets will be issued for those combinations selecting the greatest number of betting interests in their correct order of finish for the first-half. If there are no such wagers, then exchange tickets shall be issued for combinations correctly selecting the first- and second place betting interests. If there are no such wagers, then exchange tickets shall be issued for combinations correctly selecting the first-place betting interest only. If there are no wagers selecting the first-place betting interest only in the first-half, all first-half tickets will become winners and will receive 100 percent of that day's pool and any existing jackpot as a single price pool.

:19 - If the Twin Trifecta carryover is designated for distribution on a specified date and performance, the following precedence shall be followed in the event of a "no race" in either contest:

- (a) If the first-half Twin Trifecta contest is canceled or declared a "no race", all first-half tickets shall be considered as winners, eligible for exchange tickets in the

second-half, and receive no monetary payoff contrary to Section :1 above. All of the day's net pool shall be added into the carryover jackpot.

(b) If the second-half Twin Trifecta contest is canceled or declared a "no race", all exchange tickets and outstanding first-half winning Twin Trifecta tickets shall be entitled to the net Twin Trifecta pool for that contest as a single price pool, including the Twin Trifecta carryover.

:20 - If, for any reason, the jackpot must be carried over to the corresponding pool of a subsequent meet, the jackpot shall be deposited in an interest-bearing account approved by the Commission. The jackpot plus accrued interest shall then be added to the second-half pool of the following meet on a date and performance so designated by the Commission

:21 - With the exception of the total amount of the pool at the close of first-half wagering, the pari-mutuel system shall suppress all information related to Twin Trifecta wagering activity until the conclusion of the second-half race. Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of valid exchange tickets is STRICTLY prohibited.

:22 - At the beginning of each meet the association must obtain written approval from the Commission concerning the scheduling of races, the percentages of the net pool added to the first-half pool and second-half pool, and the designated amount of the cap to be set on the jackpot. Any subsequent changes to scheduling, percentages or jackpot caps require prior approval from the Commission or Director.

:23 - No more than two (2) entries shall be allowed in each race comprising the Twin Trifecta from the same kennel, stable, trainer, or any combination of the above.

### ***TRI-SUPERFECTA POOLS***

**12.780** - For the purposes of this section, every reference to "pool" shall mean the net Tri-Superfecta pool; every reference to "races" shall mean the races for which the Tri-Superfecta pool is created; and every reference to "jackpot" shall mean the Tri-Superfecta jackpot.

:1- Each winning ticket for the first race must be exchanged for a free ticket on the second race in order to remain eligible for the second-half pool. Tri-Superfecta tickets may be exchanged only at attended ticket windows prior to the second race. Winning first-half tickets will receive both an exchange and a monetary payoff. Both of the designated races shall be included in only one pool. The association shall be required to provide one race between the race designated as the first-half and the race designated as the second-half.

:2 - After wagering closes for the first-half and commissions have been deducted from the pool, the pool shall then be divided into two separate pools: the first-half pool and the second-half pool.

:3 - In the first race only, winning tickets shall be determined using the following precedence, based upon the official order of finish for the first race:

- (a) As a single price pool to those whose combination finished in correct sequence as the first three runners; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first two runners; but if there are no such wagers, then
- (c) As a single price pool to those whose combination correctly selected the first-place runner only, but if there are no such wagers, then
- (d) The entire pool shall be refunded and the second-half shall be canceled.

:4 - If no first-half ticket selects the first three finishers of that race in exact order, winning ticket holders shall not receive any exchange tickets for the second-half pool. In such case, the second-half pool shall be retained and added to any existing carryover pool.

:5 - Winning tickets from the first-half shall be exchanged for tickets selecting the first four finishers of the second-half. The second-half pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second race:

- (a) As a single price pool, including any existing carryover monies, to those whose combination finished in correct sequence as the first four betting interests; but if there are no such tickets, then
- (b) The entire second-half pool for that race shall be added to any existing carryover monies and retained for the corresponding second-half pool of the next performance. The additional second-half monies resulting from such a carryover shall be termed the "Tri-Superfecta jackpot".

:6 - If a winning first-half ticket is not presented for cashing and exchange prior to the second-half race, the ticket holder may still collect the monetary value associated with the first-half pool but forfeits all rights to any distribution of the second-half pool.

:7 - Coupled entries and mutuel fields shall be prohibited in Tri-Superfecta races.

:8 - No more than two (2) entries shall be allowed in each race comprising the tri-superfecta from the same kennel, stable, trainer, or any combination of the above.

:10 - No more than one Tri-Superfecta race will be allowed per performance.

:11 - Should a runner in the first-half be scratched, those tickets including the scratched runner shall be refunded.

:12 - Should a runner in the second-half be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to

the close of betting for the second race, the ticket holder forfeits all rights to the second-half pool.

:13 - If, due to a late scratch, the number of runners in the second-half is reduced to fewer than the minimum, all exchange tickets and outstanding first-half winning tickets shall be entitled to the second-half pool for that race as a single price pool, but not the jackpot.

:14 - If there is a dead heat or multiple dead heats in either the first- or second-half, all tickets selecting the correct order of finish, counting a runner involved in a dead heat as finishing in any dead-heated position, shall be a winner. In the case of a dead heat occurring in:

(a) the first-half, the payoff shall be calculated as a profit split.

(b) the second-half, the payoff shall be calculated as a single price pool.

:15 - If either of the races are canceled prior to the first race or the first race is declared a “no race”, the entire pool shall be refunded and the second-half shall be canceled.

:16 - If the second-half race is canceled or declared a “no race”, all exchange tickets and outstanding first-half winning tickets shall be entitled to the pool for that race as a single price pool, but not the jackpot. If there are no such tickets, the pool shall be distributed as described in :3.

:17 - The jackpot shall be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the jackpot equals or exceeds the designated cap, the jackpot will be frozen until it is won or distributed under other provisions of this rule. After the second-half jackpot is frozen, 100 percent of the pool for each individual race shall be distributed to winners of the first-half.

:18 - A written request for permission to distribute the jackpot on a specific performance may be submitted to the Commission if it can be demonstrated that such an action would be in the best interest of the wagering public. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution. The benefit to both the public and State will be weighed in determining whether to approve such a request.

:19 - The jackpot shall be designated for distribution on a specified date and performance only under the following circumstances:

(a) Upon written approval from the Commission as provided in :18.

(b) Upon written approval from the Commission when there is a change in the jackpot cap or when the Tri-Superfecta is discontinued.

(c) On the closing performance of the meet or split meet.

:20 - Should the jackpot be designated for distribution on a specified date and performance, the following precedence will be followed in determining winning tickets for the second-half after completion of the first-half:

- (a) As a single price pool to those whose combination finished in correct sequence as the first four runners; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first three runners; but if there are no such wagers, then
- (c) As a single price pool to those whose combination included, in correct sequence, the first two runners; but if there are no such wagers, then
- (d) As a single price pool to those whose combination included, in correct sequence, the first-place runner; but if there are no such wagers, then
- (e) As a single price pool to holders of valid exchange tickets.
- (f) As a single price pool to holders of outstanding first-half winning tickets.

:21 - Contrary to :4, during a performance designated to distribute the jackpot, exchange tickets will be issued for those combinations selecting the greatest number of betting interests in their correct order of finish for the first-half. If there are no such wagers correctly selecting the first three finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first- and second-place betting interests. If there are no such wagers, then exchange tickets shall be issued for combinations correctly selecting the first-place betting interest only. If there are no such wagers, then all first-half tickets will become winners and will receive 100 percent of that day's pool and any existing jackpot as a single price pool.

:22 - If the Tri-Superfecta carryover is designated for distribution on a specified date and performance, the following precedence shall be followed in the event of a "no race" in either contest:

- (a) If the first-half Tri-Superfecta contest is canceled or declared a "no race", all first-half tickets shall be considered as winners, eligible for exchange tickets in the second-half, and receive no monetary payoff contrary to Section :1 above. All of the day's net pool shall be added into the carryover jackpot.
- (b) If the second-half Tri-Superfecta contest is canceled or declared a "no race", all exchange tickets and outstanding first-half winning Tri-Superfecta tickets shall be entitled to the net Tri-Superfecta pool for that contest as a single price pool, including the Tri-Superfecta carryover.

:23 - If, for any reason, the jackpot must be carried over to the corresponding pool of a subsequent meet, the jackpot shall be deposited in an interest-bearing account approved by the Commission. The jackpot plus accrued interest shall then be added to the second-half pool of the following meet on a date and performance so designated by the Commission.

:24 - With the exception of the total amount of the pool at the close of first-half wagering, the pari-mutuel system shall suppress all information related to Tri-Superfecta wagering activity until the conclusion of the second-half. Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of valid exchange tickets is STRICTLY prohibited.

:25 - At the beginning of each meet the association must obtain written approval from the Commission concerning the scheduling of Tri-Superfecta races, the percentages of the pool added to the first-half pool and second-half pool, and the designated amount of the cap to be set on the jackpot. Any subsequent changes to the Tri-Superfecta scheduling, percentages or jackpot cap require prior approval from the Commission.

### **TWIN SUPERFECTA POOLS**

**12.790** - For the purposes of this section, every reference to “pool” shall mean the net Twin Superfecta pool; every reference to “races” shall mean the races for which the Twin Superfecta pool is created; and every reference to “jackpot” shall mean the Twin Superfecta jackpot.

:1 - Each winning ticket for the first race must be exchanged for a free ticket on the second race in order to remain eligible for the second-half pool. Twin Superfecta tickets may be exchanged only at attended ticket windows prior to the second race. Winning first-half tickets will receive both an exchange and a monetary payoff. Both of the designated races shall be included in only one pool. The association shall be required to provide one race between the race designated as the first-half and the race designated as the second-half.

:2 - After wagering closes for the first-half and commissions have been deducted from the pool, the pool shall then be divided into two separate pools: the first-half pool and the second-half pool.

:3 - In the first race only, winning wagers shall be determined using the following precedence, based upon the official order of finish for the first race:

(a) As a single price pool to those whose combination finished in correct sequence as the first four runners; but if there are no such wagers, then

(b) As a single price pool to those whose combination included, in correct sequence, the first three runners; but if there are no such wagers, then

(c) As a single price pool to those whose combination included, in correct sequence, the first two runners; but if there are no such wagers, then

(d) As a single price pool to those whose combination correctly selected the first-place runner only; but if there are no such wagers, then

(e) The entire pool shall be refunded and the second-half shall be canceled.

:4 - If no first-half ticket selects the first four finishers of that race in exact order, winning ticket holders shall not receive any exchange tickets for the second-half pool. In such case, the second-half pool shall be retained and added to any existing carryover pool.

.5 - Winning tickets from the first-half shall be exchanged for tickets selecting the first four finishers of the second-half. The second-half pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second race:

(a) As a single price pool, including any existing carryover monies, to those whose combination finished in correct sequence as the first four betting interests; but if there are no such tickets, then

(b) The entire second-half pool for that race shall be added to any existing carryover monies and retained for the corresponding second-half pool of the next performance. The additional second-half monies resulting from such a carryover shall be termed the "Twin Superfecta jackpot".

:6 - If a winning first-half ticket is not presented for cashing and exchange prior to the second-half race, the ticket holder may still collect the monetary value associated with the first-half pool but forfeits all rights to any distribution of the second-half pool.

:7 - Coupled entries and mutuel fields shall be prohibited in Twin Superfecta races.

:8 - No more than two (2) entries shall be allowed in each race comprising the Twin Superfecta from the same kennel, stable, trainer, or any combination of the above.

:10 - No more than one Twin Superfecta will be allowed per performance.

:11 - Should a runner in the first-half be scratched, those tickets including the scratched runner shall be refunded.

:12 - Should a runner in the second-half be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched runner. If tickets have not been exchanged prior to the close of betting for the second race, the ticket holder forfeits all rights to the second-half pool.

:13 - If, due to a late scratch, the number of runners in the second-half is reduced to fewer than the minimum, all exchange tickets and outstanding first-half winning tickets shall be entitled to the second-half pool for that race as a single price pool, but not the jackpot.

:14 - If there is a dead heat or multiple dead heats in either the first- or second-half, all tickets selecting the correct order of finish, counting a runner involved in a dead heat as finishing in any dead-heated position, shall be a winner. In the case of a dead heat occurring in:

(a) the first-half, the payoff shall be calculated as a profit split.

(b) the second-half, the payoff shall be calculated as a single price pool.

:15 - If either race is canceled prior to the first race, or the first race is declared a “no race”, the entire pool shall be refunded and the second-half shall be canceled.

:16 - If the second-half race is canceled or declared a “no race”, all exchange tickets and outstanding first-half winning tickets shall be entitled to the pool for that race as a single price pool, but not the jackpot. If there are no such tickets, the pool shall be distributed as described in :3.

:17 - The jackpot shall be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the jackpot equals or exceeds the designated cap, the jackpot will be frozen until it is won or distributed under other provisions of this rule. After the second-half jackpot is frozen, 100 percent of the pool for each individual race shall be distributed to winners of the first-half.

:18 - A written request for permission to distribute the jackpot on a specific performance may be submitted to the Commission if it can be demonstrated that such an action would be in the best interest of the wagering public. The request must contain justification for the distribution, an explanation of the benefit to be derived and the intended date and performance for the distribution. The benefit to both the public and State will be weighed in determining whether to approve such a request.

:19 - The jackpot shall be designated for distribution on a specified date and performance only under the following circumstances:

(a) Upon written approval from the Commission as provided in :18.

(b) Upon written approval from the Commission when there is a change in the jackpot cap or when the Twin Superfecta is discontinued.

(c) On the closing performance of the meet or split meet.

:20 - Should the jackpot be designated for distribution on a specified date and performance, the following precedence will be followed in determining winning tickets for the second-half after completion of the first-half:

(a) As a single price pool to those whose combination finished in correct sequence as the first four runners; but if there are no such wagers, then

- (b) As a single price pool to those whose combination included, in correct sequence, the first runners; but if there are no such wagers, then
- (c) As a single price pool to those whose combination included, in correct sequence, the first two runners; but if there are no such wagers, then
- (d) As a single price pool to those whose combination correctly selected the first place runner only; but if there are no such wagers, then
- (e) As a single price pool to holders of valid exchange tickets
- (f) As a single price pool to holders of outstanding first-half winning tickets.

:21 - Contrary to :4, during a performance designated to distribute the jackpot, exchange tickets will be issued for those combinations selecting the greatest number of betting interests in their correct order of finish for the first-half. If there are no wagers correctly selecting the first four finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first-, second-, and third-place runners. If there are no such wagers, then exchange tickets shall be issued for combinations correctly selecting the first- and second-place runners. If there are no such wagers, then exchange tickets shall be issued for combinations correctly selecting the first-place runner only. If there are no such wagers, then all first-half tickets will become winners and will receive 100 percent of that day's pool and any existing jackpot as a single price pool.

:22 - If the Twin Superfecta carryover is designated for distribution on a specified date and performance, the following precedence shall be followed in the event of a "no race" in either contest:

- (a) If the first-half Twin Superfecta contest is canceled or declared a "no race", all first-half tickets shall be considered as winners, eligible for exchange tickets in the second-half, and receive no monetary payoff contrary to Section :1 above. All of the day's net pool shall be added into the carryover jackpot.
- (b) If the second-half Twin Superfecta contest is canceled or declared a "no race", all exchange tickets and outstanding first-half winning Twin Superfecta tickets shall be entitled to the net Twin Superfecta pool for that contest as a single price pool, including the Twin Superfecta carryover.

:23 - If, for any reason, the jackpot must be carried over to the corresponding pool of a subsequent meet, the jackpot shall be deposited in an interest bearing account approved by the Commission. The jackpot plus accrued interest shall then be added to the second-half pool of the following meet on a date and performance so designated by the Commission.

:24 - With the exception of the total amount of the pool at the close of first-half wagering, the pari-mutuel system shall suppress all information related to Twin Superfecta wagering

activity until the conclusion of the second-half race. Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of valid exchange tickets is STRICTLY prohibited.

:25 - At the beginning of each meet the association must obtain written approval from the Commission concerning the scheduling of Twin Superfecta races, the percentages of the net pool added to the first-half pool and second-half pool and the designated amount of the cap to be set on the jackpot. Any subsequent changes to the Twin Superfecta scheduling, percentages or jackpot cap require prior approval from the Commission.

### ***PLACE PICK (N) POOLS***

**12.800** - For the purposes of this section, every reference to “pool” shall mean the net Place Pick (n) pool; every reference to “races” shall mean the races for which the Place Pick (n) pool is created; and every reference to “jackpot” shall mean the Place Pick (n) jackpot.

:1 - At the beginning of each meet, the association must obtain written approval from the Commission concerning the scheduling of Place Pick (n) races, the percentage of the pool to be retained for the jackpot, and the designated amount of any cap to be set on the jackpot. Any subsequent changes to the Place Pick (n) scheduling requires prior approval from the Commission or Director.

:2 - The pool, along with the jackpot, shall be distributed to winning wagers selecting the first- or second-place finisher in each of the Place Pick (n) races, based upon the official order of finish; but if there are no such wagers, then

(a) The designated percentage of the pool shall be distributed as a single price pool to those whose selection finished first or second in the greatest number of races, and

(b) The remainder, if any, of the pool shall be retained and added to the corresponding pool of the next performance. The additional pool resulting from such a carryover shall be termed the “Place Pick (n) jackpot”.

:3 - If there is a dead heat for first in any of the races involving:

(a) Runners representing the same betting interest, the pool shall be distributed as if no dead heat occurred.

(b) Runners representing two or more betting interests, the pool shall be distributed as a single price pool with each winning wager including each betting interest involved in the dead heat receiving an equal share of the profit.

:4 - If there is a dead heat for second in any of the races involving:

(a) Runners representing the same betting interest, the pool shall be distributed as if no dead heat occurred.

(b) Runners representing two or more betting interests, the pool shall be distributed as a single price pool with each winning wager including the betting interest which finished first or any betting interest involved in the dead heat for second receiving an equal share of the profit.

:5 - Should a betting interest in any of the races be scratched, the actual favorite, as evidenced by total amounts wagered in the Win pool at the close of wagering on that race, shall be substituted for the scratched runner(s) for all purposes, including pool calculations. In the event that the Win pool total for two or more favorites is identical, the substitute selection shall be the runner with the lowest program number. The totalisator shall produce reports showing each of the wagering combinations with substituted betting interests which became winners as a result of the substitution, in addition to the normal winning combination.

:6 - The pool shall be canceled and all wagers shall be refunded if:

(a) At least two races comprising the Place Pick 3 are canceled or declared a “no race”.

(b) At least three races comprising the Place Pick 4, 5, or 6 are canceled or declared a “no race”.

(c) At least four races comprising the Place Pick 7, 8, or 9 are canceled or declared a “no race”.

(d) At least five races comprising the Place Pick 10 (or more) are canceled or declared a “no race”.

:7 - If at least one race included as part of a Place Pick (n) is canceled or declared a “no race”, but not more than the number specified in :6, the pool shall be distributed as a single price pool to those whose selection finished first or second in the greatest number of races for that performance. Such distribution shall include the portion ordinarily retained for the jackpot but not the jackpot carryover from previous performances.

:8 - The jackpot shall be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the jackpot equals or exceeds the designated cap, the jackpot will be frozen until it is won or distributed under other provisions of this rule. After the jackpot is frozen, 100 percent of the pool, part of which ordinarily would be added to the jackpot, shall be distributed to those whose selection finished first or second in the greatest number of races for that performance.

:9 - A written request for permission to distribute the jackpot on a specific performance may be submitted to the Commission if it can be demonstrated that such an action would be in the best interest of the wagering public. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and

performance for the distribution. The benefit to both the public and State will be weighed in determining whether to approve such a request.

:10 - Should the jackpot be designated for distribution on a specified date and performance in which there are no wagers selecting the first- or second-place finisher in each of the races, the entire pool shall be distributed as a single price pool to those whose selection finished first or second in the greatest number of races. If there are no wagers selecting the first- or second-place finisher in any of the races comprising the Place Pick (n), all tickets will become winners and will receive 100 percent of that day's pool and any existing jackpot as a single price pool.

:11 - The jackpot shall be designated for distribution on a specified date and performance only under the following circumstances:

(a) Upon written approval from the Commission as provided in :9.

(b) Upon written approval from the Commission when there is a change in the jackpot cap, a change from one type of Place Pick (n) wagering to another, or when the Place Pick (n) is discontinued.

(c) On the closing performance of the meet or split meet.

:12 - If, for any reason, the jackpot must be carried over to the corresponding pool of a subsequent meet, the jackpot shall be deposited in an interest-bearing account approved by the Commission. The jackpot plus accrued interest shall then be added to the net Place Pick (n) pool of the following meet on a date and performance so designated by the Commission.

:13 - With the written approval of the Commission, the association may contribute to the jackpot a sum of money up to the amount of any designated cap.

:14 - With the exception of the total amount of the pool at the close of Place Pick (n) wagering, the pari-mutuel system shall suppress all information related to Place Pick (n) wagering activity until the conclusion of the final race comprising the pool. Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of live tickets remaining is strictly prohibited.

:15 - Any stakes race within the State of Colorado wherein the privilege of scratching a single entry from the race extends to within forty-five (45) minutes of post time shall not be included in any of the races comprising the pool.

:16 - No ticket for the pool shall be sold, exchanged or canceled after the time of the closing of wagering in the first race.

***900's --- FRACTIONAL WAGERING AND POOLING OF WAGERS***

**12.900** - Fractional wagering will be allowed with the minimum wager amount to be ten (10) cents only on mutuel pools authorized in advance by the Division director.

**12.910** - The pooling of wagers will be allowed based upon a minimum investment of twenty dollars (\$20.00).

- 1: Selections shall be pre-announced.
- 2: Wagers will be placed in the specified pools and payoffs will be proportionate to amount wagered.
- 3: The daily mutuel pool wager must be signed by the handicapper and submitted to the Division track office 30 minutes before the mutuel windows open.