

ILLINOIS REGISTER

ILLINOIS RACING BOARD

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Entries, Subscriptions, and Declarations
- 2) Code Citation: 11 Ill. Adm. Code 1413
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1413.131	Amendment
1413.140	Amendment
- 4) Statutory Authority: Authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)].
- 5) Effective Date of Rule: immediate upon adoption
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the agency's central office and is available for public inspection.
- 9) Notice of Proposal Published in the *Illinois Register*: 48 Ill. Reg. 8458; June 14, 2024
- 10) Has JCAR issued a Statement of Objections to this rule? No
- 11) Differences between Proposal and Final Version: No changes were made.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the letter issued by JCAR? Yes
- 13) Will this proposed rulemaking replace any emergency rule currently in effect? No
- 14) Are there any other rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: The amendment to 1413.131 changes the requirement to card and run a race from six horses to seven horses, allowing Racing Secretaries to run races with larger fields. Races with larger fields typically generate larger handle, which may lead to more funds generated for purses and commissions. The amendment to Section 1413.140 makes a change to all areas that list owner to instead list trainer, changes the number of remaining interests in a race to be able to scratch out from eight to nine, and states that trainer declarations will not be addressed or accepted until

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the stewards have been in contact with the pre-race veterinarians to remove any veterinary scratches first.

- 16) Information and questions regarding this adopted rule shall be directed to:

Bob Denneen
Illinois Racing Board
555 West Monroe
Suite 1700-S
Chicago, Illinois 60661

(312) 814-5017
Bob.Denneen@Illinois.gov

The full text of the Adopted Amendments begins on the next page.

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TITLE 11: ALCOHOL, HORSE RACING, LOTTERY, AND VIDEO GAMING
SUBTITLE B: HORSE RACING
CHAPTER I: ILLINOIS RACING BOARD
SUBCHAPTER g: RULES AND REGULATIONS OF HORSE RACING
(THOROUGHBRED)

PART 1413
ENTRIES, SUBSCRIPTIONS, AND DECLARATIONS

Section	
1413.10	Registration with Jockey Club
1413.20	Registration Rules
1413.30	Eligibility
1413.40	How Entries are Made
1413.42	Number of Entries
1413.44	48- or 72-Hour Entries
1413.46	Also Eligibles Under 48- or 72-Hour Rule
1413.48	Uncoupled Entries (Repealed)
1413.50	Racing Secretary Receives Entries
1413.60	Supervision of Entries
1413.70	When Entries Close
1413.75	Limitation on Purse Increases or Reductions
1413.80	Closing in Absence of Conditions
1413.90	Entry by Telegraph
1413.100	List of Entries
1413.110	Limitations on Entries
1413.114	Uncoupled Entries
1413.118	Further Definition of Coupling (Repealed)
1413.120	Riders Designated
1413.130	Carding Purse and Handicap Races (Repealed)
1413.131	Carding Purse and Handicap Races
1413.134	Race Fails to Fill
1413.138	Substitute and Extra Races (Repealed)
1413.139	Substitute and Extra Races
1413.140	Right to Declare Out
1413.150	Number of Entries
1413.160	Fee to Enter
1413.170	Refunds
1413.180	Error in Entry
1413.190	Irrevocable Declaration

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1413.200	Notice of Declaration
1413.210	Entry of Unfit Horse
1413.220	Refusal for Inconsistency
1413.230	Horse Ineligible
1413.240	Who May Enter
1413.250	Medical Reasons for Ineligibility
1413.260	Sweepstakes Entries
1413.265	Receipt for Nomination
1413.270	Previous Engagements
1413.280	Transfer of Engagements
1413.290	Transfer of Sweepstakes Engagements
1413.300	Jockey Club Certificates
1413.305	Transfer of Jockey Club Certificate
1413.310	Number of Races in a Day

AUTHORITY: Authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5].

SOURCE: Published in Rules and Regulations of Horse Racing (original date not cited in publication); passed July 11, 1972; amended April 11, 1974, filed and effective April 30, 1974; passed June 11, 1974; amended July 12, 1974, filed July 22, 1974; amended August 13, 1974, filed August 19, 1974; amended August 15, 1975, filed August 20, 1975; amended September 19, 1975, filed October 2, 1975; amended June 19, 1976; amended July 16, 1976, filed July 23, 1976; amended August 21, 1976, filed August 30, 1976; amended April 26, 1977, filed May 6, 1977; amended at 4 Ill. Reg. 9, p. 251, effective February 20, 1980; amended at 5 Ill. Reg. 8911, effective August 25, 1981; codified at 5 Ill. Reg. 10981; amended at 15 Ill. Reg. 2730, effective February 5, 1991; amended at 17 Ill. Reg. 1628, effective January 26, 1993; amended at 17 Ill. Reg. 21848, effective December 3, 1993; amended at 18 Ill. Reg. 11612, effective July 7, 1994; amended at 18 Ill. Reg. 17749, effective November 28, 1994; amended at 24 Ill. Reg. 7394, effective May 1, 2000; amended at 24 Ill. Reg. 12725, effective August 1, 2000; amended at 25 Ill. Reg. 178, effective January 1, 2001; amended at 25 Ill. Reg. 15608, effective December 1, 2001; amended at 26 Ill. Reg. 12367, effective August 1, 2002; amended at 31 Ill. Reg. 8530, effective June 1, 2007; amended at 32 Ill. Reg. 10165, effective July 1, 2008; emergency amendment at 35 Ill. Reg. 6605, effective April 4, 2011, for a maximum of 150 days; amended at 35 Ill. Reg. 13910, effective July 28, 2011; amended at 36 Ill. Reg. 16344, effective November 1, 2012; emergency amendment at 39 Ill. Reg. 3435, effective February 20, 2015, for a maximum of 150 days; emergency amendment at 39 Ill. Reg. 10465, effective July 2, 2015 through September 30, 2015; amended at 39 Ill. Reg. 10636, effective July 17, 2015; emergency amendment at 40 Ill. Reg. 7482, effective May 1, 2016, for a maximum of 150 days; amended at

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40 Ill. Reg. 13022, effective September 1, 2016; amended at 48 Ill. Reg. 18280, effective Dec 12 2024.

Section 1413.131 Carding Purse and Handicap Races

- a) On or before June 30, 2021, except as otherwise provided in subsection (a)(1), all non-claiming races (with the exception of maiden races) and claiming races with a claiming value of \$20,000 or more, having eight or more separate interests, must be carded and run. ~~4~~Exceptions:
- 1A) The following races must be carded and run with seven or more betting interests:
 - Ai) Illinois maiden special weights;
 - Bii) Illinois claiming races \$20,000 and above;
 - Ciii) Illinois allowance "one other than" or "other than" and "non-winners of two other than".
 - 2B) Illinois conceived and/or foaled stake races must be carded and run with six or more betting interests. If scratches reduce the number of interests in any race to fewer than six, the association may run the race as a non-wagering exhibition and card and run a substitute race for wagering purposes.
- b) ~~Notwithstanding subsection (a) Beginning July 1, 2021,~~ the track shall card races pursuant to this subsection. All non-claiming races (including maiden special weights, but with the exception of other maiden races) and claiming races with a claiming value of \$20,000 or more having ~~sevensix~~ or more separate interests must be carded and run. However, if scratches reduce the number of interests in such a race to fewer than six, the association may run the race as a non-wagering exhibition and card and run a substitute race for wagering purposes.

(Source: Amended at 48 Ill. Reg. 18280, effective Dec 12 2024)

Section 1413.140 Right to Declare Out

- a) In purse races and overnight handicaps with ~~nineeight~~ or more interests, ~~trainersowners~~ shall have the right to declare out to that number before the time

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stipulated by the regulations of the operator on the day of the race. When more than one ~~trainerowner~~ expresses the desire to declare out, the right to declare out shall be determined by lot. Declarations below ~~nineeight~~ interests may only be made by permission of the ~~stewards~~Stewards when a note from a ~~licensed~~ veterinarian licensed under the Veterinary Medicine and Surgery Practice Act of 2004 [225 ILCS 115] establishes a medical reason to excuse the horse from the race or when there is a request from the Racing Secretary to fill a different race. The other horses eligible for the race~~also-eligibles~~ shall have the preference to scratch over regularly carded horses. Trainer declarations will only be considered following the time at which the removal of horses from a race has been received by stewards from veterinarians for veterinary related scratches.

- b) In purse races and overnight handicaps moved off the turf with more than ~~nineeight~~ interests, ~~trainersowners~~ shall have the right to declare out to that number before the time stipulated by the regulations of the operator on the day of the race. When more than one ~~trainerowner~~ expresses the desire to declare out, the right to declare out shall be determined by lot. Declarations below ~~nineeight~~ interests may only be made by permission of the ~~stewards~~Stewards.
- c) Horses may be scratched out of stake races not later than 45 minutes before post time of the race.

(Source: Amended at 48 Ill. Reg. 18280, effective Dec 12 2024)