

**01                    DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES**

**017                  HARNESS RACING COMMISSION**

**Chapter 13:   PARI-MUTUEL**

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**SUMMARY:** This chapter discusses methods of maintaining and verifying Win, Place and Show pools, and multiple-pool wagers and contains the requirements for bonding of the Mutuel director, plant security and conduct within the Mutuel enclosure.

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**Section 1.      Tip Sheets**

Each licensee shall notify the Commission, prior to the opening of their meet, of the names of all so-called "tip sheets" permitted by the licensee to be sold on the property of the licensee: the names of all persons having a beneficial financial interest in each such "tip sheet"; the price to be charged to the public and the name of the handicapper or selector of each such "tip sheet". No "tip sheet" may be sold at licensed tracks without first being approved by the Commission.

**Section 2.      Commission Representative**

The State Steward shall be the representative of the Commission in the pari-mutuel plant and shall have general supervision over all pari-mutuel matters.

**Section 3.      Mutuel Director**

All pari-mutuel directors must be licensed by the Commission. A pari-mutuel director shall furnish the Association with a bond in the amount of \$10,000 before being allowed to operate. A copy of the bond must be on file with the Commission prior to opening. The conditions of the bond are that he or she will keep his or her books and records, be custodian of all moneys in his or her department, and make reports and run the mutuel plant in conformity with the Rules of the Commission.

There must be a Mutuel Director licensed by the Commission in the mutuel plant at all times from the opening of the mutuels to the close of the day's racing.

**Section 4.      Totalizer Suppliers**

All companies supplying totalizer equipment must be licensed as a vendor.

**Section 5. Criminal Record**

No person having a criminal record involving moral turpitude shall be permitted to work in the pari-mutuel department.

**Section 6. Conduct**

Persons employed in the pari-mutuel plant shall conduct themselves, at all times, in the best interest of the wagering public, management, and the State of Maine. After the opening of the pari-mutuel race, no employee of the pari-mutuel plant shall be allowed to leave the pari-mutuel enclosure.

**Section 7. Loitering**

No loitering will be permitted at the pari-mutuel windows. Enforcement of this regulation shall be the responsibility of the Association. Any mutuel employee who encourages loitering by patrons, either by conversation with them or other means may be subject to disciplinary action by the Mutuel Director.

**Section 8. Authorized Persons Only in Mutuel Department**

1. Authorized admittance only. A notice reading "POSITIVELY NO ADMITTANCE" shall be placed on all mutuel department entrances. The pari-mutuel security guard shall strictly enforce this rule and only allow authorized persons into the pari-mutuel department.
2. Security. Pari-mutuel enclosure side and back entrances shall be guarded or locked.
3. Security Officers. All Associations operating pari-mutuel betting must have security personnel inside or in the proximity of the pari-mutuel enclosure and must have at least one security officer available to remove all minors and all intoxicated and obnoxious persons from the mutuel area.

**Section 9. In-House Booking**

Any person soliciting or placing bets other than at or in association with the licensed pari-mutuel plant shall be barred from all Association grounds under the jurisdiction of the Commission.

**Section 10. Communication**

Each Association conducting pari-mutuel wagering shall install and maintain in good working order, a secure telephone or intercom system between the Judges' Stand and the office of the pari-mutuel plant.

**Section 11. Ticket Minimum**

No ticket shall be sold for less than two dollars \$2.00.

**Section 12. Pari-mutuel Wagering**

No pari-mutuel ticket or voucher to purchase pari-mutuel tickets may be sold to any person unless the individual making the sale receives immediate payment from the person making the wager. No form of payment other than immediate payment in cash by the person making the wager is permitted under these rules. Any pari-mutuel employee, pari-mutuel director or Association accepting another form of payment or allowing another form of payment to be accepted is guilty of a Level One violation of these rules.

When a person presents a winning ticket for payment, the person must be paid in cash.

**Section 13. Post Time Notice**

Post time must be conspicuously posted at least ten minutes before each race.

**Section 14. Ticket on Scratched Horse**

No tickets may be sold on a horse after it is once scratched from a pari-mutuel field.

**Section 15. Straight Pools**

1. If there are five or more starters, on which the public may place wagers, that score for the word "Go" Win, Place and Show wagers shall be sold. All horses coupled in the betting shall be considered one starter scoring for the word "Go".
2. If not more than four starters, on which the public may place wagers, score for the word "Go" only Win and Place wagers shall be sold.
3. If not more than three starters, on which the public may place wagers, score for the word "Go" only Win wagers shall be sold.

4. If not more than two starters, on which the public may place wagers, score for the word "Go" the Judges shall declare off all betting on this event unless the event is a permitted scheduled Match Race in which case only Win wagers may be sold.
5. Horses may be barred from betting by the Judges if they stand out in their field. Alternatively, if a horse stands out in his field, the Judges, upon request for consideration by the Association may approve the type of betting for that race.

#### **Section 16. Forms**

All pari-mutuel forms shall be of a size and setup approved by the Department.

At the end of a race meet, all pari-mutuel operators shall complete in full the Summary of Receipts and Disbursements forms required by the Department.

#### **Section 17. Pari-mutuel Equipment**

All pari-mutuel plants must have equipment satisfactory to the Commission, including emergency lighting on the lines and in the bank.

#### **Section 18. Overpays**

In case of an overpayment in any race, the Association shall be reimbursed the amount of overpayment by the mutuel operator.

#### **Section 19. Underpays**

In case of an underpayment in any race, the amount of such underpayment shall be added to the corresponding pool in the following race. In case of an underpayment in a Daily Double, the amount of such underpayment shall be added to the Daily Double pool of the next racing day. In case of an underpayment in a Quinella, Exacta or Trifecta the amount of such underpayment shall be added to the next applicable pools.

In the event of an underpayment in the last race, the last Daily Double, Quinella, Exacta, Perfecta, or any other Exotic wager of a race meet, a check for the total amount of the underpayment shall be remitted, within 30 days of the end of the race meet, to the Maine Harness Racing Commission to be deposited to the General Fund.

#### **Section 20. Odds Board**

Only approximate straight odds, straight amounts, or 2 dollar win-pays wagered shall be posted on the Tote Board until the final posting is made immediately after the start of the race.

#### **Section 21. Exchanges**

Associations shall have their mutuel ticket exchange policy approved by the Commission and shall prominently display the approved policy to the wagering public.

#### **Section 22. Mutilated Tickets**

Tickets torn or mutilated beyond recognition will not be redeemable.

#### **Section 23. Types of Tickets**

Only standard pari-mutuel or totalizator tickets will be sold.

#### **Section 24. First Place - (Dead Heat)**

In the event two horses run a dead heat for first place, whether the purse be divided or not divided, the money in the Win mutuel pool is divided the same as in a "Place" pool calculation except for a dead heat in a match or two horse race, when the pool shall be declared off and the money refunded. Should the dead heat be run off, the run-off may be the subject of a new and distinct pool and this shall bear no relation to the original contest.

#### **Section 25. Second Place - (Dead Heat)**

If two horses run a dead heat for second place, the division is made as follows: The winner of the race receives his full share of one-half the "Place" money, and the two dead heaters receive one-half each of the balance or one-fourth each of the whole.

#### **Section 26. Third Place - (Dead Heat)**

If two horses run a dead heat for third place, the division is made as follows: The winner and the second place horses shall each receive a third of the net show pool and the two dead heaters shall each receive one-half of the balance or one-sixth of the total net pool.

#### **Section 27. Coupled Horses - Two in Money**

All horses coupled in the betting on a race shall be considered as one and a wager on any horse constitutes a wager on all such coupled horses. In the event two of such coupled horses finish first and second, or first and third, or second and third, the net "Show" pool is divided into three parts, two-thirds going to said coupled horses. If the coupled horses should finish first, second, and third, the net "Show" pool goes to holders of "Show" tickets on the field. In the event two field horses finish first and second, the net "Place" pool will go to holders of "Place" tickets on such coupled horses.

#### **Section 28. Coupled Horses - Three in Money**

If three coupled horses run first, second, and third, all the "Place" money and all the "Show" money as well as the "Win" money shall go to the holders of Win, Place or Show tickets on the coupled horses.

#### **Section 29. Coupled Entries and Fields**

Only the highest finishing horse of a coupled entry or field shall be included in a winning combination. All other parts of the same entry or field shall be excluded. Any position or positions of a winning combination vacated by an exclusion shall be filled by advancing, in order, the remaining finishers.

If two or more parts of the same entry or field finish in a dead heat only one part will be included in a winning combination and the other part or parts excluded.

#### **Section 30. Coupled Horses, Refunds**

If two or more horses in a race are coupled on the same mutuel ticket, there shall be no refunds unless all of the horses so coupled are excused before off-time. Discretion is, however, vested in the Judges to order a refund when a part of an entry in a stake, handicap, futurity, or late closer is excused before the off-time and it is in the public interest to do so. In such an instance the remaining part of the entry shall race for the purse only.

#### **Section 31. Coupled Horses, Distribution**

Rules applying to coupled horses shall also apply to entries made by the same stable and to all horses that any Association may see fit to couple in the betting.

1. All horses under the same ownership or from the same stable shall race as one entry, except per Chapter 7, Section 31, and they shall be coupled in the betting.

**Section 32. Refunds**

There shall be no refunds on any horse that parades except in cases where a horse that parades is afterwards prevented from starting by reason of sickness or accident or some other cause which, in the opinion of the Judges and the Commission or their representative, is sufficient to justify a refund.

**Section 33. No Bets on Winners**

If a horse wins and there is no money wagered on him to win, the win pool shall be apportioned among the holders of the place tickets on that horse, if any, otherwise holders of the show tickets.

**Section 34. No Bets on Place**

If a horse should run second upon which no "Place" tickets have been sold, all of the net "Place" pool is apportioned to the "Place" tickets sold on the horse that finished first. If a horse should run first upon which no "Place" tickets have been sold, all of the net "Place" pool is apportioned to the "Place" tickets on the horse that finished second. In either case, the calculation shall be made in the same manner as in a Win pool.

**Section 35. No Bets on Show**

If no money has been wagered to "Show" on a horse which was placed first, second, or third, in a race, the "Show" pool in that race shall be apportioned among the holders of "Show" tickets on the other horses which are placed first, second, or third in that race.

**Section 36. Place & Show Pool Declared Off**

In the event of a "Place" or "Show" pool being declared off after pari-mutuel tickets have been sold a refund shall be made on all "Place" and "Show" tickets.

**Section 37. Non Finishers**

After the word "go" is given in any race and because of accident or sickness some of the contending horses fail to finish, no refunds shall be made, the entire net pool being paid providing that one or more horses finish the race.

**Section 38. Error in Final Posting**

If an error is made in posting the pay-off figures on the public board, it shall be corrected promptly, and only the correct amounts shall be used in the pay-off irrespective of the error on the public board. A statement shall be made over the public address system stating the facts and the corrections.

### **Section 39. Out Tickets**

At the close of every meet at which pari-mutuel wagering has been permitted, the value of all unredeemed tickets shall be deposited with the treasurer of the Association for payment and paid for up to 90 days after the close of the meet.

### **Section 40. Cash Up**

The Mutuel Director shall keep a record of all overages and shortages of ticket sellers and cashiers, and shall furnish a copy of same to the Commission daily. At the end of each race meet the Mutuel Director shall compare the totals. Any net overage shall be turned over to the Association, any net shortage shall be paid by the mutuel director.

### **Section 41. Interstate Simulcasting**

1. DEFINITIONS: For the purpose of this rule, the following terms shall have the following meanings:
  - A. Horse races shall include thoroughbred and harness races.
  - B. "Broadcast" means the broadcast, transmission or exhibition by any medium which may include, by way of illustration, but are not limited to community antenna systems which receive and re-transmit television or radio signals by wire, cable, or otherwise to television or radio sets and cable origination networks or programmers which transmit programming to community antenna television or closed-circuit systems by wire, cable, satellite, or otherwise.
  - C. Each heat of multiple races shall be considered a race.
2. Any licensed race track may transmit broadcasts of horse races conducted at the enclosure of the licensee to locations outside this state. All broadcasts of horse races transmitted to locations outside this state shall comply with the provisions of the Interstate Horse Racing Act of 1978, 92 Stat. 181 I, 15 United States Code. s. 3001 *et seq.* A horse track is required to make payments to horse owners or any horsemen's association; payments shall not exceed 50 percent of the net proceeds



paid to the track by track or entities accepting legalized wagers, less costs associated with the transmitting of signal.

3. Any licensed race track may receive, within the enclosure of the licensed race track during its racing meet, broadcasts of horse races conducted at other horse race tracks located outside this state. All broadcasts of horses races received from locations outside the state shall comply with the provisions of the Interstate Horse Racing Act of 1978, 92 Stat. 181 I, 15 United State Code. s. 3001 *et seq.* All forms of pari-mutuel wagering may be allowed on races broadcast under this paragraph, and all money wagered by patrons on such races will have the same rates of takeout and breakage as for live races conducted by the receiving track. Moneys remaining after deducting from the takeout, all payments made to the state and all payments made to the racing association or other person for transmission of races broadcast under this paragraph, such as decoding, contractual and rental expenses, and the cost of equipment amortized over its useful life shall be allocated in the same proportion as live racing conducted by the receiving track.
4. No pari-mutuel facility in this state is permitted to broadcast any type of race not permitted at that facility under its current license without consent of the Commission.
5. Any simulcast must be approved by the organization representing the majority of horsemen racing at the receiving track. That organization shall be established in accordance with Title 8, Section 285-A and rules governing same. The simulcasting must comply with provisions of the Federal Interstate Horse Racing Act of 1978, 92 Stat. 181 I, 15 United State Code. s. 3110 *et. seq.*
6. No licensed track shall make any payment to any patron on any pari-mutuel ticket purchased on any race transmitted pursuant to this section until the stewards, judges, or panel of judges or other similarly constituted body at the race track where the race originates has confirmed the race as official.
7. The entry and participation for a purse or any other prize of any racing animal by the owner of the animal and driver is tantamount to acceptance of such purse or prize as full and complete remuneration and payment for such entry and participation, including the broadcast of such event.
8. No person shall have in his possession or control within the enclosure of any licensed race track any electronic transmitting equipment or device which is capable of transmitting or communicating any information whatsoever to another person, without the written permission of the Commission. This section shall not apply to the possession or control of any telephone, telegraph, radio or television facilities installed by any such licensee with the approval of the Commission.

9. Notwithstanding subsections D and E, a licensee, with the approval of the commission, is hereby allowed to simulcast horse races.
10. For the purpose of this section a race card shall have a minimum of eight races when simulcasting is being programmed.

#### **Section 42. Daily Double**

Unless approved by the Commission only one Daily Double will be permitted during any single racing program, and shall be on the first and second race only. No punch tickets shall be used.

If no ticket is sold combining the winners of the first and second races, the net pool shall be apportioned between those having tickets, including the winner of the first race of the Daily Double and those having tickets, including the winner of the last race of the Daily Double and is calculated and distributed as a "Place" pool.

If no ticket is sold, including the winner of the first race of the Daily Double, the entire net pool will be paid to the holders of tickets which include the winner of the last race of the Daily Double.

If no ticket is sold, including the winner of the last race of the Daily Double, the entire net pool will be paid to the holders of tickets which include the winner of the first race of the Daily Double.

If no ticket is sold, including a winner of either race of the Daily Double, then the net pool shall be paid to the holders of tickets which include the horses finishing second in the two races of the Daily Double.

If no ticket is sold, including a winner of the horses finishing second in either race of the Daily Double, then the entire net pool will be refunded.

If either race, or both races of the Daily Double result in a dead heat, the pay-off will be figured the same as a "Place" pool.

If for any reason the first race of the Daily Double is canceled and declared no race, full and complete refund will be made of the Daily Double pool.

1. If for any reason the second race of the Daily Double shall be canceled after the first race has been run, and a winner of same has been declared, all the entire net pool shall be paid to holders of tickets including winner of the first race. If no Daily Double ticket has been sold upon the winner of the first half of such Daily Double, the total net pool shall be distributed as a "Straight" pool to the holders of the Daily Double tickets upon the horse finishing second in the first half of such Daily Double.

When any horse in the first race is excused by the Judges, before or after parading under the provisions of section 13, then any money paid for Daily Double tickets on said excused horse or horses so coupled shall be refunded.

In the event a horse is excused in the second half of the Daily Double after the first race is official, all money wagered on the scratched horse in the second half of the Daily Double shall be deducted from the Daily Double pool. Using this money, so deducted, as a "Straight" pool, a special consolation amount shall be paid to all ticket holders, combining the scratched horse with the winner of the first race of the Daily Double.

Daily Double windows must close and selling of Daily Double tickets cease at the start of the first race of the Daily Double.

No Daily Double tickets shall be exchanged at any time.

All winning pari-mutuel tickets are payable after the race to which the tickets relate has been run, the winning horses announced, and the price displayed upon the Mutuels Board.

### **Section 43.   Quinella**

The Quinella is not a parlay and has no connection with or relation to the win, place, or show betting and will be calculated on an entirely separate pool.

1.     In case of a dead heat between two horses for first place, the combination shall be the winner of the Quinella pool. In case of a dead heat between two horses for second place, the Quinella pool shall be figured as a "Place" pool, the holders of tickets combining the winning horse and the two horses finishing second participating in the pay-off.
2.     In the event of a dead heat for second place if no ticket is sold on one of the two winning combinations, the entire net pool shall be calculated as a "Straight" pool and distributed to those holding tickets on the winning combination.
3.     If no ticket is sold on the winning combination of a Quinella pool, the net pool shall then be apportioned equally between those having tickets including the horse finishing first and those having tickets including the horse finishing second in the same manner in which a "Place" pool is calculated and distributed.
4.     If no ticket is sold that would require distribution of Quinella pool to winner as above defined, the association shall make a complete and full refund of the Quinella pool.

5. The Quinella pay-off shall be conspicuously posted on the Tote board.

#### **Section 44. Exacta-Perfecta**

The Exacta pool is a separate pool, and is not connected with the win, place, show, or other pools in any manner whatsoever.

1. The winning Exacta ticket must combine the program number of the horse finishing first as the first selection, and the program number of the horse finishing second as the second selection.
2. If a horse is scratched out of an Exacta race, all Exacta tickets combining the scratched horse with any other horse in that race will be refunded, and the money deducted from the gross pool.
3. If no ticket is sold selecting the winner and the second horse to finish one-two, in the exact order, the net pool will be distributed as a "Place" pool to the holders of tickets selecting the winner to finish first, and the holders of tickets selecting the second horse to finish second.
4. If two horses in a dead heat to win, the net pool will be distributed as a "Place" pool to the holders of tickets on the two winning combinations. For example: If number 4 and number 6 finish in a dead heat to win, holders of tickets on 6 and 4 as well as holders of tickets on 4 and 6 will share in the net pool.
5. If two horses finish in a dead heat to place, the net pool will be distributed as a "Place" pool to the holders of tickets on the two winning combinations. For example: If number 3 is the winner and numbers 5 and 7 finish in a dead heat to place, holders of tickets combining 3 and 5, in that exact order, and holders of tickets combining 3 and 7, in that exact order, will share in the net pool.
6. If there is a dead heat to win or a dead heat to place and no ticket has been sold on one of the winning combinations, the net pool will be distributed to the holders of tickets on the other winning combinations.
7. If there is a dead heat to place and no ticket has been sold combining the winner with either one of the two horses finishing in the dead heat, the holders of tickets selecting the winner to finish first and the holders of tickets selecting either one of the dead heat horses to finish second will share in the net pool.
8. If only one horse finishes the Exacta race and is declared the official winner, the net pool will be distributed to the holders of tickets selecting that horse to win the race.

9. If no ticket is sold that would require distribution of Exacta-Perfecta pool to winner as above defined, the association shall make a complete and full refund of the Exacta-Perfecta. pool.

#### **Section 45. Super Perfecta**

1. The "Super Perfecta" is a form of pari-mutuel wagering in which the bettor selects the two horses that will finish first and second in each of two designated races in the exact order as officially posted.
2. "Super Perfecta" tickets shall be sold only by the licensee for not less than \$2.00 and only from automatic double issue machines. Resale of such tickets from one individual to another is prohibited and shall be grounds for ejection.
3. Each bettor purchasing "Super Perfecta" tickets shall designate his selections as the first two horses to finish in that order in the first race of the two designated races.
4. After the official declaration of the first two horses to finish in the first race of the "Super Perfecta", each bettor holding a ticket combining the first two horses in the exact order of finish must, prior to the running of the second "Super Perfecta" race exchange such winning ticket for a "Super Perfecta": exchange ticket at the "Super Perfecta" windows and at such time shall select the two horses to finish in the second race of the "Super Perfecta" in the exact order as officially posted. No further money shall be required of the holder of ticket in order to make the exchange.
5. No "Super Perfecta" exchange ticket upon the second race shall be issued except upon the surrender of the "Super Perfecta" ticket from the first race as described in these rules. The "Super Perfecta" pool obtained from the sales of "Super Perfecta" tickets upon the first race shall be held, subject to these rules, and divided among the winning tickets of the "Super Perfecta" exchange tickets, subject to these rules to the contrary. "Super Perfecta" windows shall be open for the purpose of making the exchange as described only after the first race has been declared official and such windows shall close at the official post time at the start.-of the second race of the "Super Perfecta" races.
6. If a winning "Super Perfecta" ticket from the first race is not presented for exchange within the time provided, the bettor forfeits all rights to any distribution or refund except in the event the second half of the "Super Perfecta" is canceled or declared "NO RACE", or if no exchange ticket includes either the first or second horse of the second half of the "Super Perfecta".
7. If a horse is scratched in a first race of the "Super Perfecta" races, all "Super Perfecta" tickets on the scratched horse will be refunded,

8. If a horse is scratched in the second race of the "Super Perfecta", all exchange tickets combining the scratched horse shall be re-exchanged for combinations on the remaining starters. The Presiding Judge shall grant to the mutuel department any additional time needed for a re-exchange. However, if a horse is scratched due to being declared a non-starter, then a consolation price shall be paid to holders of exchange tickets combining such horse. The consolation price shall be determined by dividing 30% of the net pool by the sum of all tickets combining the winners of the first race of the "Super Perfecta." The entire consolation pay (number of eligible tickets times the consolation price) shall be deducted from the net "Super Perfecta" pool.
9. If no "Super Perfecta" ticket is sold as a winning combination in the first race of the "Super Perfecta", the net pool shall then be carried forward to the next "Super Perfecta". In the event there are no winning tickets sold on the winning combination on the last or next to last day of a scheduled meeting, the net pool shall then be apportioned equally between those having tickets including the horse finishing first and those having tickets including the horse finishing second in the same manner in which a place pool is calculated and distributed.
10. If no "Super Perfecta" exchange ticket is sold on the winning combination the net pool shall then be carried forward to the next "Super Perfecta". In the event there are no tickets sold on the winning combination on the day preceding the last day of a scheduled meeting, the net pool shall then be apportioned equally between those having tickets including the horse finishing first and those having tickets; including the horse finishing second in the same manner in which a place pool is calculated and distributed in accordance with subsections (J), (K) and (L).
11. If a "Super Perfecta" exchange ticket combines only one of the two winners and no "Super Perfecta" exchange ticket combines the other winner, the entire pool shall be distributed as a straight pool to the holders of those tickets.
12. If no exchange ticket includes either the first or second horse of the second half of the "Super Perfecta" the entire net pool shall be distributed as a straight pool to all holders of exchange tickets and winning combinations of the first half that have not been exchanged.
13. In the event of a dead heat for place in the first race of the "Super Perfecta" races, all "Super Perfecta" tickets combining the first horse and either of the place horse shall be eligible for exchange for "Super Perfecta" exchange tickets.
14. In the event of a dead heat for place in the second race of the "Super Perfecta" pool shall be divided, calculated and distributed as a place pool to the holders of "Super Perfecta" exchange tickets combining the first horses and either or the place horses in the event of the dead heat to place and there are no tickets sold on one combination, then the other combination having the winning horses shall be

declared the winner. If no exchange tickets combine the winning horse with either of the place horses in the dead heat, the "Super Perfecta" pool shall be calculated and distributed as a place to holders of tickets representing any interest in the net pool.

15. If for any reason the second of the "Super Perfecta" races is canceled or declared "NO RACE", the pool shall be calculated as a straight pool and shall be distributed among the holders of the tickets combining the first two horses of the first race of the "Super Perfecta" exchange tickets and also distributed to holders of the "Super Perfecta" exchange tickets.
16. If there is a dead beat for the winning horse in either of the two designated races for the "Super Perfecta", such calculation of distribution of the "Super Perfecta" pool shall be made in the manner in which any ordinary perfecta pool would be made should there be a dead beat for the win despite the number of horses involved in the dead heat.
17. Each Association using this form of wagering shall print in heavy type in a conspicuous place in its printed program all the provisions of this section and post printed copies of the section about the track in such places as it may deem advisable.

#### **Section 46. Triple Perfecta**

1. The "Triple Perfecta" is a form of pari-mutuel wagering in which the bettor selects the two horses that will finish first and second in each of three designated races in the exact order as officially posted.

The Commission must grant special permission to conduct "Triple Perfecta" wagering at any meet. "Triple Perfecta" wagering can only be authorized at meets that are granted 20 or more race days between their opening and closing date. Before such permission will be granted, the licensee must provide adequate security and satisfy the Commission that "Triple Perfecta" wagering can be conducted, preserving the honesty and integrity of harness racing.

The Commission shall have the authority to withdraw permission to conduct "Triple Perfecta" wagering if there is evidence that such wagering is not in the best interest of the public.

"Triple Perfecta" pools of \$75,000.00 or such lesser amounts, as the Commission may approve, must be paid as provided in this rule on the next racing program.

The Commission may require the licensee to provide an isolation paddock, or other equivalent security, for horses participating in the "Triple Perfecta".

2. "Triple Perfecta" tickets shall be sold only by the licensee, resale of such tickets from one individual to another is prohibited and shall be grounds for ejection of the persons buying and persons selling such tickets.
3. Each bettor purchasing "Triple Perfecta" tickets shall designate his/her two selections as the first two horses to finish in that order in the first race of the three designated races.
4. After the official declaration of the first two horses to finish in the first race of the "Triple Perfecta", each bettor holding a ticket combining the first two horses in the exact order of finish must, prior to the running of the second "Triple Perfecta" race, exchange such winning ticket for a "Triple Perfecta" exchange ticket at the "Triple Perfecta" windows and at that time select the two horses to finish in the second race of the "Triple Perfecta" in the exact order as officially posted. No additional money shall be required from the holder of tickets in order to make the exchange. After the official declaration of the first two horses to finish in the second race of the "Triple Perfecta", each bettor holding a ticket combining the first two horses in the exact order of finish must, prior to the running of the third "Triple Perfecta" race, exchange that ticket at the "Triple Perfecta" windows and at that time select the two horses to finish in the third race of the "Triple Perfecta" in the exact order as officially posted. No further money shall be required from the holder of the ticket in order to make the exchange.
5. No "Triple Perfecta" exchange ticket upon the second, or third, race shall be issued except upon the surrender of a "Triple Perfecta" ticket from the first or second race as described in these rules.

The "Triple Perfecta" pool obtained from the sale of "Triple Perfecta" tickets upon the first race shall be held, subject to these rules, and divided among the winning tickets of the "Triple Perfecta" exchange tickets on the third race, unless otherwise provided by these rules. "Triple Perfecta" windows shall be open for the purpose of making the exchanges as described only after the first, or second, race has been declared official and such windows shall close at the official post time at the start of the second, or third, race designated as "Triple Perfecta" races.

6. If a winning "Triple Perfecta" ticket from the first race is not presented for exchange within the time provided and if a winning exchange ticket from the second race is not presented for exchange within the time provided, the bettor forfeits all rights to any pool distribution or refund, except in the event the second or third race of the "Triple Perfecta" is canceled or declared "NO RACE".
7. If a horse is scratched in a first race of the "Triple Perfecta" races, all "Triple Perfecta" tickets on the scratched horse will be refunded.
8. If a horse is scratched in either the second or third race of the "Triple Perfecta" all tickets combining the scratched horse must be exchanged. Upon notice that a



horse in either the second or third race is scratched after "Triple Perfecta" tickets have been issued, the Presiding Judge must extend the post time not more than 15 minutes to allow persons holding tickets combining the scratched horse time to exchange such tickets: "Triple Perfecta" windows must remain open and the judges shall require that the "Triple Perfecta", scratched horse procedure, be announced continually from the time the horse is scratched until the call to post is announced.

If the above procedure is adhered to and the racing association exchanges all tickets combining a scratched horse offered for exchange during the time required and for any reason a bettor fails to exchange such ticket, the bettor shall forfeit all rights to share in the "Triple Perfecta" pool distribution.

The Association shall have no liability beyond notifying holders of such tickets and delaying the post in order to allow holders of such tickets to make exchanges.

There shall be no so-called "consolation payoffs" in the event of a scratched horse in any "Triple Perfecta" race.

9. If no "Triple Perfecta" ticket is sold as a winning combination in the first race of the "Triple Perfecta", the "Triple Perfecta" pool shall be carried over to the next program. In such an instance the "Triple Perfecta" race shall end and the pool be closed for the day.
10. If no "Triple Perfecta" exchange ticket is sold on the winning combination, the net pool shall then be carried forward to the next "Triple Perfecta". In the event there are no tickets sold on the winning combination on the last day of a scheduled meeting, the net pool shall then be apportioned equally between those having tickets, including the horse finishing first and those having tickets; including the horse finishing second in the same manner in which a place pool is calculated and distributed.
11. If no exchange ticket includes either the first or second horse of the second race of the "Triple Perfecta" the entire net pool shall be carried to the next race program, except on the last day of a scheduled meet or when the net pool exceeds the limits provided by this rule.
12. In the event of a dead heat for place in the first or second race of the "Triple Perfecta" races, all "Triple Perfecta" tickets combining the first horse and either of the place horses shall be eligible for exchange for "Triple Perfecta" exchange tickets.
13. In the event of a dead heat for place in the third race of the "Triple Perfecta", the pool shall be divided, calculated and distributed as a place pool to the holders of "Triple Perfecta" exchange tickets, combining the first horses and either of the place horses in the event of the dead heat to place, and if there are no tickets sold

on one combination, then the other combination having the winning horses shall be declared the winner. If no exchange tickets combine the winning horse with either of the place horses in the dead heat the "Triple Perfecta" pool shall be carried over to the next racing program.

14. If for any reason the second of the "Triple Perfecta" races is canceled or declared "NO RACE", the pool shall be calculated as a straight pool and shall be distributed among the holder of the tickets combining the first two horses of the first race of the "Triple Perfecta" exchange tickets and also distributed to holders of the "Triple Perfecta" exchange tickets.

If for any reason the third of the "Triple Perfecta" races is canceled or declared "NO RACE", the pool shall be calculated as a straight pool and shall be distributed among holders of the tickets combining the first two horses of the second race of the "Triple Perfecta" exchange tickets and distributed to holders of "Triple Perfecta" exchange tickets from the second race.

15. If there is a dead heat for the winning horse in either of the three designated races for the "Triple Perfecta", such calculation of distribution of the "Triple Perfecta" pool shall be made in the manner in which any ordinary perfecta pool would be made should there be a dead heat for the win despite the number of horses involved in the dead heat
16. If and whenever the net "Triple Perfecta" pool reaches a total of \$75,000.00 or more as a result of wagers on a single program or as a result of carry over pools from wagers on previous programs, the total net pool must be distributed on the next program. Each association using this form of wagering may distribute the net "Triple Perfecta" pool pursuant to this paragraph at lower levels of dollars with approval of the Commission.
17. Each association using this form of wagering shall print in heavy type, in a conspicuous place in its printed program, all the provisions of this section and post printed copies of the section about the track in such places easily accessible to bettors. Each association may elect to discontinue this form of wagering at any time, subject to approval by the Commission and distribution of the net "Triple Perfecta" pool.

The association may pay winning ticket holders or other distributions required by this rule by check where the individual ticket holders will receive \$1,000.00 or more or where the total to be distributed is \$50,000.00 or more.

#### **Section 47. Trifecta**

The trifecta is a form of pari-mutuel wagering. Each bettor selects, in order, the first, second, and third placed horses in the designated trifecta race. The trifecta pool shall be

held entirely separate from all other pools, and is no part of a daily double, perfecta, or other wagering pool.

1. Trifecta tickets shall be sold in not less than two dollar denominations and only from machines capable of issuing three numbers.
2. Races in which trifecta pools shall be conducted shall be approved, in advance, by the Commission and shall be clearly designated in the program.
3. The design of trifecta tickets shall be clearly and immediately distinguishable from other pari-mutuel tickets.
4. SCRATCH. If a horse is scratched or declared a non-starter, no further trifecta tickets may be issued designating such horse, and all trifecta tickets previously issued designating such horse shall be refunded and the money deducted from the gross pool.
5. Failure to select a winning combination, short finishes. If there is a failure to select, in order, the first three horses, pay-off shall be made on trifecta tickets selecting the first two horses, in order; if there is a failure to select the first two horses, pay-off shall be made on tickets selecting the winner to win; failure to select the winner to win shall cause a refund of all trifecta tickets.

If less than three horses finish, pay-off shall be made on tickets selecting the actual finishing horses in order, ignoring the balance of the selection.

6. DEAD HEATS. In the event of a dead heat or dead heats, all trifecta tickets selecting the correct order of finish counting a horse in a dead heat as finishing in either position dead heated, shall be winning tickets, and distribution shall be made in accordance with established pari-mutuel practice relative to dead heats.
7. This rule shall be prominently displayed throughout the betting area of each track conducting the trifecta and printed copies of this rule shall be distributed by the track to patrons upon request.
8. No trifecta shall be programmed with less than 6 separate betting interests, except in the case of early and late closing events, stakes, open invitational, and free-for-all events and simulcasts with a purse of \$3,000.00 or greater that may be programmed with 5 separate betting interests. Should there be 5 separate betting interests going to post, in all classes, from a program of 6 or more horse field, the track may, at it's own discretion, allow trifecta wagering.

#### **Section 48. Superfecta**

The superfecta is a form of pari-mutuel wagering. Each bettor selects in order, the first, second, third and fourth placed horses in the designated superfecta race. The superfecta pool shall be held entirely separate from all other pools, and is no part of a daily double, perfecta, or other wagering pool.

1. Races in which superfecta pools shall be conducted must be approved by the Commission, in advance, and shall be clearly designated in the program.
2. Superfecta tickets shall be sold in not less than one dollar denominations and only from machines capable of issuing four numbers.
3. Races in which superfecta pools shall be conducted shall be approved by the commission and shall be clearly designated in the program.
4. SCRATCH. If a horse is scratched or declared a non-starter, no further superfecta tickets may be issued designating such horse and all superfecta tickets previously issued designating such horse shall be refunded and the money deducted from the gross pool.
  - A. With the permission of the Commission in advance, Associations wishing to run the superfecta wager, may choose to either treat the superfecta races as independent events or carry over the first programmed superfecta pool to the last programmed superfecta wager of the same day for failure to select the exact winning combination of the first four horses consistent with the following parameters:
    - (1) If there is a failure to select, in order, the first four horses of the first programmed superfecta of the race card, 100 percent of the net amount in the superfecta pari-mutuel pool subject to distribution shall be carried over to the final superfecta wager of that same day. The only exception will be if less than four horses finish, payoff shall be made on tickets selecting the actual horses in order, ignoring the balance of the selection.
    - (2) This amount carried over is to be added to the net amount wagered in the subsequent superfecta wager of that day and if there is a failure to select in order, the first four horses of this last programmed superfecta of the race card, payoffs from the combined net amount of both superfecta shall be made on superfecta tickets selecting the first three horses, in order, failure to select the first three horses, payoff to superfecta tickets selecting the first two horses, in order, failure to select the first two horses, payoff to superfecta tickets selecting the winner, failure to select the winner to win shall cause a refund of all superfecta tickets, and the carryover pool to be added to the first superfecta of the next day. If less than four horses finish, payoff shall be made on tickets

selecting the actual horses in order, ignoring the balance of the selection.

- B. In the event that there is only one superfecta wager of the day because of programming, scratches, or any other reason, and this is known prior to the close of wagering on this first superfecta race, then the first superfecta race of the race card is also the last superfecta race of the race card and distribution of the net pool will follow the same pattern as prescribed for distribution for the last superfecta race of the race card.
  - C. In the event that after the first superfecta race is official and the net amount in the superfecta pari-mutuel pool subject to distribution has been carried over to the final superfecta race of that same race card, for any scratch, other reason or Acts of God the anticipated final wager of the card is canceled, the net amount carried over from the previous superfecta race will now be added to the first superfecta race of the next race day. Failure to select the exact winning combination in this first of two scheduled superfecta wagers of the next day will cause 100 percent of the combined net amount in the superfecta pari-mutuel pool to be carried over to the final superfecta wager of that same day.
- 5. **DEAD HEATS.** In the event of a dead heat or dead heats, all superfecta tickets selecting the correct order of finish, counting a horse in a dead heat as finishing in either position dead heated, shall be winning tickets, and distribution shall be made in accordance with established pari-mutuel practice relative to dead heats.
  - 6. This rule shall be prominently displayed throughout the betting area of each track conducting the superfecta and printed copies of this rule shall be distributed by the track to patrons upon request.
  - 7. Superfecta races shall be limited to a maximum of three (3) per racing card. Superfecta races must program a minimum of eight (8) starters with not less than seven (7) starters going to post. Less than seven (7) starters going to post will cause superfecta wagers on that race to be canceled and all moneys wagered will be refunded.

#### **Section 49. Twin Trifecta**

- 1. No Twin Trifecta wagering shall be conducted without advance permission of the Commission. The races in which the Twin Trifecta type pari-mutuel wagering will be permitted shall only be those designated by the Commission and a separate pool shall be established therefor.

2. The Twin Trifecta. is a form of pari-mutuel wagering in which the bettor selects the three horses that will finish first, second and third in each of the two designated races in the exact order as officially posted.
3. Twin Trifecta tickets shall be sold only at Twin Trifecta windows by the licensee and only from automatic double issue machines.
4. Each bettor purchasing Twin Trifecta tickets shall designate his three selections as the first three horses to finish, in that order, in the first race of the two designated races.
5. After the wagering closes for the first half of the Twin Trifecta, the commissions will be deducted from the pool in accordance with the laws of the State of Maine. The remaining pool will then be divided into two separate pools, one pool will consist of 1/3 of the total pool and one pool will consist of the remaining 2/3 of the total pool.
6. The moneys in the first part (1/3 portion) of the divided pool will be distributed to the holders of the Twin Trifecta tickets selecting the first three horses in order, on the first designated Twin Trifecta race, in accordance with established pari-mutuel practice.
7. The second part (2/3 portion) of the divided pool will be placed in a separate pool to be distributed to the holders of "second half" Twin Trifecta tickets selecting the first three horses, in order, on the second designated Twin Trifecta race, in accordance with established pari-mutuel practice.
8. In the first half of the Twin Trifecta only, if there is a failure to select, in order, the first three horses, payoffs, shall be made on Twin Trifecta tickets selecting the first two horses, in order, if there is a failure to select the first two horses, payoff shall be made on Twin Trifecta tickets selecting the winner to win. Failure to select the winner to win will result in the Twin Trifecta pool being carried over to the next racing day, 1/3 of the pool carried over will be added to the first half of the Twin Trifecta and 2/3 to the second half. The second half of the Twin Trifecta for that day will be canceled.
9. After the official declaration of the first three horses to finish in the first race of the Twin Trifecta, each bettor holding a ticket combining the first three horses in the exact order of finish must, prior to the running of the second Twin Trifecta race, exchange such winning tickets for both the monetary value established by the mutuels department and a Twin Trifecta exchange ticket at the specified windows and at such time shall select the three horses to finish in the second race of the Twin Trifecta in the exact order as officially posted. No further money shall be required of the holders of the winning tickets in order to make the exchange.

10. No Twin Trifecta exchange ticket upon the second race shall be issued except upon the surrender of the Twin Trifecta ticket from the first race as described in these rules. Twin Trifecta windows, for the purpose of cashing and exchanging winning tickets, shall be open for the purpose of making the exchange as described only after the first race has been declared official and such windows shall close at the start of the second race of the Twin Trifecta races.
11. If a winning Twin Trifecta ticket from the first race is not presented for cashing and exchange within the time provided, the bettor may still collect the monetary value attached to the ticket but forfeits all rights in any distribution of the second race Twin Trifecta pool.
12. If a horse is scratched in the first race of the Twin Trifecta races, all Twin Trifecta tickets on the scratched horse will be refunded. If a horse is scratched in the second race of the Twin Trifecta races, public address announcements will be made and reasonable time will be given for the exchange of tickets on the scratched horse, for the second race of the Twin Trifecta only. All horses will be considered "official starters" once the word GO has been given.
13. In the event of a dead heat or dead heats in either the first or second race of the Twin Trifecta, all Twin Trifecta tickets selecting the correct order of finish, counting a horse finishing in a dead heat as finishing in any position dead heated, shall be winning tickets.
14. In the event there are no Twin Trifecta tickets issued accurately selecting the officially declared first three finishers of the second Twin Trifecta race, in the exact order, such second race pool, as divided earlier shall be held for the next consecutive racing day or night and combined with that program's second race Twin Trifecta pool. Distribution of this special cumulative second race Twin Trifecta pool will be made only upon the accurate selection, in exact order, of the first three officially declared finishers of the second Twin Trifecta race.
15. However, on the final program of any official race meeting, the entire accumulated second race Twin Trifecta pool must be distributed. In the event, on that final racing program, no second-half Twin Trifecta ticket accurately selects the officially declared first three finishers, in exact order, then all such second-half Twin Trifecta tickets on that specific race shall be declared winners and the pool will be distributed equally among them.
16. In the second half of the Twin Trifecta race only, if less than three horses finish or if the Officials declare the event "No Race then the second part of that day's divided pool will be evenly distributed to all holders of second half Twin Trifecta exchange tickets. The cumulative Twin Trifecta pool will remain undisturbed and be carried over for use in the next Twin Trifecta race.

17. Sales of the Twin Trifecta tickets other than from pari-mutuel machines shall be deemed illegal and prohibited.
18. The Twin Trifecta pool shall be held entirely separate from all other pools, and is no part of a daily double, perfecta, trifecta or other wagering pool.
19. In the event that racing is canceled for any program prior to the running of the second half of the Twin Trifecta, the second part of that program's divided pool will be evenly distributed to all holders of second half Twin Trifecta exchange tickets. The cumulative Twin Trifecta pool will remain undistributed, and be carried over for use in the next Twin Trifecta.

**Section 50. Pick Four or Pick Five**

1. The Pick Four or Pick Five is a form of pari-mutuel wagering. Each bettor selects the first horse in each of four or five consecutive races designated as the Pick Four or Pick Five races by the Association. The principle of a Pick Four or Pick Five is in effect a contract by the purchaser of a Pick Four or Pick Five ticket to select the winner of each of the four or five races designated as the Pick Four or Pick Five.
2. The Pick four or Pick Five pool shall be held entirely separate from all other pools and is no part of a daily double, exacta, trifecta or other wagering pool. The Pick Four or Pick Five pool is a pool wherein the bettor is required to select four or five consecutive winning horses and is not a parlay.
3. Pick Four or Pick Five tickets shall be sold in not less than \$2.00 denominations and only from machines capable of issuing four or five numbers.
4. Races in which Pick Four or Pick Five pools shall be conducted shall be approved by the Commission.
5. The design of Pick Four or Pick Five tickets shall be clearly and immediately distinguishable from other pari-mutuel tickets.
6. The Pick Four or Pick Five pari-mutuel pool shall be calculated as follows:
  - A. 100 percent of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed among the holders of pari-mutuel tickets which correctly designate the official winner in each of the four or five races comprising the Pick Four or Pick Five. If no bettor selects the consecutive winning horses in those races beginning with the first race of the Pick Four or Pick Five wager, the total amount of the pool which exists in connection with those races shall be carried over to the next days Pick Four or Pick Five pool.



- B. If, on the next to last day on which this system of wagering is conducted at a horse race meeting, no bettor selects the consecutive horses in those races beginning with the first race of the Pick Four or Pick Five wager, the total amount of the pool which exists on that day in connection with those races shall be paid to the bettor or bettors who selected the largest number of winning horses in those races. In no event shall any part of the pool be carried over to the next year's race meeting.
7. Those horses constituting an entry or a field defined within the rules and regulations of the Commission shall race in any Pick Four or Pick Five race as a single wagering interest for the purpose of the Pick Four or Pick Five pari-mutuel pool calculations and pay-outs to the public.
  8. At any time after wagering begins on the Pick Four or Pick Five pool should a horse, entire betting entry or entire field be scratched or declared a non-starter in any Pick Four or Pick Five race, no further tickets selecting such horse, betting entry or field shall be issued, and wagers upon such horse, betting entry or field, for purposes of the Pick Four or Pick Five pool shall be deemed wagers upon the horses, betting entry or field upon which the most money has been wagered in the win pool at the track at the close of win pool betting for such race. In the event of a money tie, the tied horse, betting entry or field with the most inside post positions shall be designated.
  9. After off-time, there shall be no refund in either of the cases provided for in 8 above.
  10. For the purpose of this section, when horses are prevented from starting by any malfunction of the starting gate itself, they shall be considered as having been excused by the judges/stewards.
  11. If, for any reason, any race or races of a Pick Four or Pick Five is canceled and declared "NO RACE", The Pick Four or Pick Five pool wagered that day shall be distributed to the holders of the most winning selections of the remaining races pursuant- to subsection F, paragraphs 2 and 2. In the event the Stewards cancel or declare "NO RACE" two or more of the Pick Four or Pick Five races for any given date, all pari-mutuel tickets for that Pick Four or Pick Five pool shall be refunded and the Pick Four or Pick Five canceled for that day.
  12. In the event of a dead heat for win between two or more horses in any Pick four or Pick Five race, all such horses in the dead heat shall be considered as the winning horse in the race for the purpose of distributing the Pick Four or Pick Five pari-mutuel pool.
  13. No person shall disclose the number of tickets sold in the Pick Four or Pick Five pool or the number or amount of tickets selecting winners of Pick Four or Pick

Five races prior to the time the Judges have declared the last Pick Four or Pick Five or any given date official.

14. No pari-mutuel ticket for the Pick Four or Pick Five pool shall be sold, exchanged or canceled after the time of the closing of wagering 10 minutes prior to post of the first of the four or five races comprising the Pick Four or Pick Five, except for refunds as required by this section.
15. This rule shall be prominently displayed throughout the betting area of each association conducting a Pick Four or Pick Five program and in the official racing program.
16. Should circumstances occur which are not foreseen in this section, questions arising thereby should be resolved in accordance with general pari-mutuel practice. Decisions regarding distribution of Pick Four or Pick Five pools shall be final.

#### **Section 51. Pick Three Pools**

1. The Pick Three requires selection of the first-place finisher in three specified contests.
2. The net Pick Three 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 three contests; 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 three contests; 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 three contests; but if there were no such wagers, then
  - D. the entire pool shall be refunded on Pick Three wagers.
3. If there is a dead heat for first in any of the three contests involving:
  - A. Contestants representing the same betting interests, the Pick Three pool shall be distributed as if no dead heat occurred.
  - B. Contestants representing two or more betting interests, the Pick Three pool shall be distributed as a single price pool with winning wagers receiving an equal share of the profit.

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