

NEW JERSEY RACING COMMISSION RULES

CLAIMING

13:70-12.1 Claiming races on the flat

Owners who possess a current New Jersey owners license will be permitted to claim horses prior to starting a horse at the race meeting. All other provisions of the claiming rules remain in effect.

13:70-12.4 Claimed horse

FOR A PERIOD OF TWENTY (20) DAYS AFTER THE CLAIM, ANY CLAIMED HORSE SHALL NOT RACE FOR A CLAIMING PRICE OF LESS THAN 25% MORE THAN THE PRICE FOR WHICH IT WAS CLAIMED.

13:70-12.5 Claimed horse racing elsewhere

A claimed horse shall not race elsewhere until after the close of the meeting at which it was claimed. Nothing in this rule shall preclude any claimed horse from entering any stake race.

13:70-12.6 Agents

A claim may be made by a licensed authorized agent, but an agent may claim only for the account of those for whom he is licensed as an agent.

13:70-12.7 Claiming own horse

No person shall claim his own horse, or cause his own horse to be claimed, directly or indirectly, for his own account.

13:70-12.8 Claimed horse; stabled

No claimed horse shall remain in the same stable or under the care or management of the owner or trainer from whom claimed.

13:70-12.9 Number of claims

No person shall claim more than one horse in any one race. No authorized agent, although representing several owners, shall submit more than one claim in any one race. No person shall place or cause to be placed more than one claim form in the claim box under any circumstances.

13:70-12.10 Stable claims

When a stable consists of horses owned by more than one person, trained by the same trainer, not more than one claim may be entered on behalf of such stable in any one race.

SALES TAX RULE

The sales tax on horses previously claimed in the state of New Jersey, within the calendar year beginning January 1, will be REDUCED to that portion of the claiming price which exceeds the highest prior claiming price. The 7% sales tax must still be on deposit with the horseman's bookkeeper (regardless of any previous claim) on the FULL claiming price

13:70-12.11 Agreements

No person shall offer, or enter into an agreement to claim or not to claim, or attempt to prevent another person from claiming any horse in a claiming race; and no owner or trainer shall make any agreement for the protection of each other's horses in a claiming race.

13:70-12.12 Intimidation

No person shall attempt by intimidation or threat of bodily harm to prevent anyone from racing a horse in any claiming race for which it is entered.

13:70-12.13 Affidavits

The Stewards may, at any time, at their discretion, require any person who has filed a claim to make affidavit in writing that he is claiming in accordance with the rules; and claims which are not made in keeping with the rule shall be void.

13:70-12.14 Form of claims

All claims must be made in writing, on forms and in envelopes furnished by the association. Both forms and envelopes must be filled out completely, and must be accurate in every detail, otherwise, the claim shall be void. For purposes of compliance with this rule, the name of the horse as appearing in the program and/or Daily Racing Form shall govern.

13:70-12.15 No money in claim box

No money or its equivalent shall be put in the claim box. For a claim to be valid the claimant must have a credit balance in his account with the association's horseman's accountant of not less than the amount of the claim, plus New Jersey sales tax. No claimant shall deplete his account after entering a claim for any horse for a period of two hours from the time the said claim was entered.

13:70-12.16 Time; claims

Claims must be deposited in the claim box at least 10 minutes before post time of each race.

13:70-12.17 Irrevocability

Claims are irrevocable.

13:70-12.18 Opening claim envelopes

Prior to off-time, the stewards, or their appointed deputy, shall open the claim envelopes to ascertain whether the proper credit balance has been established with the association. The association shall provide an agent who shall deliver the claim box to the Steward's stand.

13:70-12.19 Title in claimed horse

Title in a claimed horse shall be vested in a successful claimant from the time said horse is a starter, and said claimant shall then become the owner of the horse whether it be alive or dead, sound or unsound, or injured during the race or after it.

13:70-12.20 Void claims

If a claimed horse is excused by the stewards before it is a starter, any claim or claims for such horse shall be void.

13:70-12.21 Delivery to claimant

Any horse that has been claimed shall, after the race has been run, be taken to the detention barn for delivery to the claimant.

13:70-12.22 Delivery; written authorization

A claimed horse shall not be delivered to the successful claimant until written authorization is given by the racing secretary; or his deputy.

13:70-12.23 Cooling the horse

A trainer whose horse has been claimed is responsible for cooling his horse out until after the collection of any blood and/or urine specimen and he shall sign for the witnessing thereof. Failure to comply shall be subject to penalty.

13:70-12.24 Required delivery

No person shall refuse to deliver to the person legally entitled there to a horse claimed out of a claiming race, and furthermore, the horse in question is disqualified until delivery is made.

13:70-12.25 Title; more than one claim

If more than one claim is filed for the same horse, title to the horse shall be determined by lot under the direction or supervision of the Stewards, or their appointed deputy.

13:70-12.26 Engagements

When a horse is claimed the horse's engagements are included.

13:70-12.27 Liens

No person shall enter a horse against which there is a mortgage, bill of sale, or lien of any kind, unless the written consent of the holder of the claim shall be filed with the Racing Secretary of the association conducting such claiming race.

13:70-12.30 Claiming Price

The claiming price of each horse in a claiming race shall be printed in the official program, and all claims for said horse shall be for the amount so designated.

13:70-12.31 Sale of claimed horse

No horse claimed in a claiming race shall be sold or transferred, wholly or in part, to any one within 30 days after the day he was claimed except in another claiming race.

13:70-12.32 Conflict of rules

A horse claimed at a recognized meeting under rules at variance with those contained in this subchapter, shall while racing in New Jersey, serve any additional penalty imposed by the rules of the state wherein claimed.

13:70-12.34 Sex of horse claimed

Notwithstanding any designation of sex appearing on the racing program or in any racing publication, the claimant of a horse shall be solely responsible for determining the sex of the horse claimed.

13:70-12.35 Protests

A protest of the claim of a horse must be filed with the Stewards within 48 hours of the claim. No protest will be accepted after that time.

13:70-12.36 Testing

A post race urine test shall be taken in full compliance with subchapter 14 from any horse claimed in a race. The claimant shall have the right to void said claim should the forensic analysis of the sample so taken be positive for any drug.

13:70-12.37 Open Claiming

(a) This section is not applicable to any licensed owner that has claiming privileges pursuant to N.J.A.C. 13:70-12.1.

(b) Any individual or entity may claim a horse by obtaining an open claiming license pursuant to (c) below.

(c) An applicant may obtain an open claiming license by complying with the following procedures:

1. The applicant shall file a completed license application on the form prescribed by the New Jersey Racing Commission and will be required to be fingerprinted and photographed at the discretion of the Commission. The applicant must pay for the costs of the fingerprint card checks consistent with the charge set by the reviewing agency, which provides the fingerprint card checks, according to the type of investigation requested.

2. The applicant shall deposit, with the Horsemen's Bookkeeper, an amount no less than the minimum claiming price, plus sales tax and any other application charges required at that race meet. Such amount shall remain on account until a claim is made. In the event the funds are withdrawn or withdrawn prior to completion of a claim, any license issued will be automatically revoked and terminated.

3. The applicant shall declare a trainer, currently licensed by the New Jersey Racing Commission, who will represent the new owner once a claim is made.

(d) Claiming privileges executed under this section shall be limited to one time during a race meet.

(e) Unless approval has been granted by the stewards to the contrary, the claimed horse must race back at that race meet.