

SECTION 29. WGC 7.02 (5) is amended to read:

WGC 7.02 (5) ~~The lessee of the greyhound shall file a copy of the lease agreement an affidavit with the racing secretary attesting to the terms of the lease agreement between the lessee and lessor. The lease agreement shall include:~~

- ~~(a) The name of the greyhound;~~
- ~~(b) The name and address of the owner;~~
- ~~(c) The name and address of the lessee;~~
- ~~(d) The kennel name, if any, of each party;~~
- ~~(e) The terms of the lease.~~

SECTION 30. WGC 7.03 (2)(a) is amended to read:

WGC 7.03 (2) PROCEDURES FOR SCHOOLING. (a) Any greyhound that has not raced for a period of 10 racing days or more shall be officially schooled at least once to the satisfaction of the stewards before being eligible for entry. Any greyhound that has not raced for a period of 31 calendar days or more shall be officially schooled at least twice to the satisfaction of the stewards before being eligible for entry.

SECTION 31. WGC 7.03 (2)(g) , (h), and (i) are created to read:

WGC 7.03 (2) (g) No greyhound kenneled in the compound or registered with the racing secretary shall be permitted to be schooled at a facility other than a racetrack licensed by the division.

(h) No charge shall be imposed for conducting schooling races upon any kennel under contract with the association.

(i) Each association shall provide unofficial schooling at least 2 times per week, weather permitting, for a minimum of 2 hours per session.

SECTION 32. WGC 7.05 (1) (c) and (h) are amended to read:

(c) Grade M refers to maiden classification which indicates a greyhound has not won an official race at a pari-mutuel racetrack supervised by a regulatory agency and is under the age of 24 months. On the last race day of the month in which a greyhound reaches the age of 24 months, maidens shall be graded to grade E.

(h) Greyhounds not racing because of illness or injury for 30 days or more may be reclassified graded.

SECTION 33. WGC 7.05 (1) (j) is created to read:

WGC 7.05 (1) (j) The racing secretary may form races of a distance of 3/8 of a mile or greater from 2 consecutive grades, not to include maiden. The races shall be designated by the letter "T" and the grade designation of the highest of the 2 grades and shall pay a purse consistent with the higher grade.

SECTION 34. WGC 7.05 (2) (a) and (b) and (4) (b) are amended to read:

WGC 7.05 (2) (a) ADVANCE IN GRADE. (a) The racing secretary shall advance a greyhound that wins a maiden race to grade E. A greyhound that wins a maiden race may be entered in grade D at the request of the trainer and with the approval of the racing secretary.

(b) The racing secretary shall advance a greyhound that wins a race ~~one~~ grade until reaching grade A.

(4) (b) ~~If a maiden~~ A greyhound which fails to finish in the top 4 positions in 6 consecutive maiden starts, the greyhound shall be dropped from further racing at the race meeting, except that if it re-qualifies in official schooling, the greyhound shall be given 2 additional starts. If the greyhound fails to finish in the top 4 positions in those 2 starts, the greyhound shall be dropped from further racing at the race meeting.

SECTION 35. WGC 7.05 (4) (a) is amended to read:

WGC 7.05 (4) (a) ~~If a~~ A greyhound in grade E which fails to finish in the top 4 finishing positions in 6 consecutive grade E starts shall be dropped from further racing at that race meeting. However, a greyhound that wins a maiden race and advances to grade E in its initial entry in that grade may fail to finish in the top 4 finishing positions in 6 consecutive starts before being dropped from further racing.

SECTION 36. WGC 7.06 (1) (e) is created to read:

WGC 7.06 (1) (e) Entry into a race shall be free, unless otherwise stipulated in the conditions of the race. If the conditions require an entrance fee, it shall accompany the entry.

SECTION 37. WGC 7.06 (2) (a), (c) and (d) are amended to read:

WGC 7.06 (2) (a) A greyhound shall not be qualified to be entered or to start in any race if owned in whole or in part or is under the control, directly or indirectly, of a ~~disqualified~~ person not eligible to hold a license. Any purse money won during the period the greyhound was owned

or controlled by a person not eligible to hold a license shall be returned to the association and redistributed as purse money.

(c) No greyhound on the schooling list or the veterinarian's list shall be allowed to enter any official race without being properly removed from such lists.

(d) Female greyhounds coming in season during the race ~~meeting~~ meet shall not be accepted for entry within 30 days ~~from~~ following the date the greyhound came in season. Before being accepted for entry the greyhound shall be examined by the ~~commission~~ division's veterinarian and schooled to the satisfaction of the stewards.

SECTION 38. WGC 7.06 (2) (g), (h), and (i) are created to read:

WGC 7.06 (2) (g) No greyhound shall be permitted to enter schooling or official races unless all persons holding any ownership interest in the greyhound are licensed by the division.

(h) In the event a greyhound starts a race from a post position other than the assigned post position identified in the daily race program, the stewards shall declare a "no race" and all monies wagered shall be refunded. In the event a greyhound starts a race from a post position other than the assigned post position identified in the daily race program, and the stewards fail to declare the race a "no race", then all winning tickets reflecting the posted official order of finish shall be honored as winning tickets and all remaining tickets shall be subject to refund.

(i) After the start of a race no refunds shall be provided in the event a greyhound's blanket comes loose or falls off, or if the greyhound's muzzle falls off, is hanging, or is in the mouth.

SECTION 39. WGC 7.06 (3) (d) and (e) are amended to read:

WGC 7.06 (3) (d) In the absence of notice to the contrary, entrance and declarations for stakes races which close during or on the eve of a ~~racing-race~~ meet shall close at the office of the racing secretary. Closing at all other times for stakes races shall be at the office of the association.

(e) All stakes races shall be indicated by the letter "S" and the grade. The letter "S" shall appear at the top of each page of the daily race program for this type of race. After racing in a grade S race, the greyhound's grade shall include the S followed by the greyhound's current grade.

SECTION 40. WGC 7.06 (3) (j) is created to read:

WGC 7.06 (3) (j) An error pertaining to any entry or declaration in a stakes race must be presented to the stewards prior to any qualifying races or the draw.

SECTION 41. WGC 7.06 (4) (b), is amended to read:

WGC 7.06 (4) (b) Entries shall not be drawn and assigned a post position unless a steward or designee representing the ~~commission~~ division and the racing secretary, ~~assistant racing secretary or director of racing~~ are present. The kennel owner, ~~or trainer~~ or assistant trainer may be present, but their absence at the time of drawing shall constitute a waiver of their right to be present.

SECTION 42. WGC 7.06 (4) (e) is amended to read:

WGC 7.06 (4) (e) In purse races, there shall be at least 76 greyhounds of completely different ownership. No trainer or greyhound owner shall have more than 2 greyhounds in any race except in stakes or sweepstakes. In all other purse races, the following conditions shall apply:

SECTION 43. WGC 7.06 (4) (e) 2. and 4. are repealed.

SECTION 44. WGC 7.06 (4) (e) 3. is renumbered as 7.06 (4) (e) 2 and as renumbered is amended to read:

WGC 7.06 (4) (e) 2. When no other single entry is available, the racing secretary may use a double entry without the permission of the ~~owner~~ trainer.

SECTION 45. WGC 7.07 (5) is created to read:

WGC 7.07 (5) At any time a greyhound is scratched, it may be required to perform to the satisfaction of the stewards in an official schooling race prior to being reentered for an official race.

SECTION 46. WGC 7.08 (1) (b) is amended to read:

WGC 7.08 (1) (b) The established racing weight may be changed on written request of the trainer and by written consent of the stewards, ~~providing the change is made 4 calendar days before the greyhound is allowed to race at the new weight.~~ The new racing weight shall become effective at the next draw following submission and consent of the request.

SECTION 47. WGC 7.08 (2) (a), (b) and (g) are amended to read:

WGC 7.08 (2) (a) All greyhounds shall be weighed not less than one hour and not more than 3 hours before the time of the first race of the ~~program~~ race performance in which they are to appear. In cases where the total number of greyhounds entered into a race performance are exceeded by the total number of crates in the lock out kenel, the association may designate two periods for weigh in and the corresponding entries to be weighed in at each period. In cases where more than one weigh in period is conducted, all greyhounds identified for the second weigh in period shall be weighed not less than one hour before the earliest scheduled post time for all greyhounds being weighed in during that period. Only one weigh-in per greyhound shall be permitted.

(b) As each greyhound is weighed in, there shall be an identification tag attached to its collar indicating the number of the race in which the greyhound is entered and its post position. This tag shall not be removed until the greyhound has been weighed out, and blanketed and identified.

(g) Upon placement of the greyhounds in the lock-out kennels after weighing-in, no person except racing officials, lead-outs in the presence of a racing official or designated representatives of the ~~commission~~ division shall be allowed in the lock out kennels. At no time shall less than 2 such authorized individuals be present in the lock-out kennel.

SECTION 48. WGC 7.08 (3) is renumbered to WGC 7.08 (3) (a), and WGC 7.08 (3) (a), as renumbered, is amended to read:

WGC 7.08 (3) (a) Each greyhound shall be weighed out ~~prior to entry into the paddock~~ immediately after being removed from the lock-out kennels. If a greyhound loses weight in excess of 1-1/2 pounds from its weigh-in weight while in the lock-out kennels, the stewards shall consult with the ~~commission~~ division veterinarian. If, in the opinion of the ~~commission~~ division's veterinarian, the loss of weight while in the lock-out kennels does not impair the racing condition of the greyhound, the stewards shall allow the greyhound to race. Otherwise, the greyhound shall be scratched.

SECTION 49. WGC 7.08 (3) (b) is created to read:

WGC 7.08 (3) (b) A record of all greyhounds losing in excess of one and one-half pounds while in the lock-out kennel shall be maintained by the division veterinarian. The division veterinarian shall identify a greyhound as weight loser who loses weight in excess of one and one-half pounds on a minimum of three consecutive occasions while in the lock-out kennel. Each

greyhound classified as a weight loser shall be identified with the initials "WL" following its name in the daily race program.

SECTION 50. WGC 7.08 (4) (b) is amended to read:

WGC 7.08 (4) (b) The weight regulations provided in ~~these rules~~ this section shall be printed in the daily race program.

SECTION 51. WGC 7.09 (1) (a) and (2) (h) are amended to read:

WGC 7.09 (1) (a) All greyhounds shall wear the regulation muzzle and blanket while racing. Following the race, racing blankets shall not be removed until the greyhounds are accepted under visual observation by their trainer or designee.

(2) (h) If a greyhound ~~is left in~~ refuses to leave the box when the doors of the starting box open at the start, there shall be no refund of monies wagered. Such greyhound shall be considered a starter.

SECTION 52. WGC 7.09 (3) (b) and (5) (a) are amended to read:

WGC 7.09 (3) (b) Any greyhound may be placed on the schooling list at the discretion of the stewards at any time. No animal placed on the schooling list shall be permitted to race without schooling back to the satisfaction of the stewards.

(5) (a) All objections as to eligibility of an animal to race shall be made to the stewards in writing, and signed by the objector, and a copy sent immediately to the director.

SECTION 53. WGC 7.09 (5) (e), (f) and (g) are created to read:

WGC 7.09 (5) (e) Pending a decision on the objection, any prize or money due any greyhound involved in the objection shall be withheld until the objection is resolved.

(f) In all cases of fraud or willful deception, the time limitation identified in this section shall not apply if the stewards determine the objector could not have reasonably ascertained the basis of the objection within 48 hours.

(g) If an objection is declared valid, the stewards shall determine the new order of finish and the redistribution of all purse monies. The stewards' decision shall not affect the pari-mutuel payoff.

SECTION 54. WGC 7.10 (1) (a) is repealed and recreated to read:

WGC 7.10 (1) (a) The following are designated racing officials of a race meet:

1. Board of stewards (presiding division steward, division steward, and association steward).
2. Director of racing.
3. Racing secretary.
4. Paddock judge.
5. Chartwriter.
6. Lure operator.
7. Starter.
8. Announcer.
9. Division veterinarian.
10. Clerk of scales.
11. General manager.
12. Brake operator.
13. Director of security.
14. Mutuel manager.
15. All assistant position of those listed above.
16. All other staff members of the division.

SECTION 55. WGC 7.10 (1) (b), is amended to read:

WGC 7.10 (1) (b) All designated racing officials shall be appointed by the association except the ~~commission~~ division stewards, ~~commission auditor,~~ ~~commission paddock judge,~~ ~~investigator and commission~~ division veterinarian, and all other division employees, all of whom shall be appointed by the ~~commission~~ division. All association racing officials shall be licensed by the ~~commission~~ division. The successor to an official whom is replaced shall be subject to the approval of the ~~commission~~ division.

SECTION 56. WGC 7.10 (1) (i) is created to read:

WGC 7.10 (1) (i) Whenever the general manager is to be absent from the grounds of a racetrack for more than one performance, the general manager shall, in writing, inform the stewards of the anticipated length of the absence and provide the name of the racing official who will assume the responsibilities of the general manager. The person designated to assume the responsibilities shall be authorized to exercise all duties and responsibilities of the general manager and shall be licensed as an assistant general manager.

SECTION 57. WGC 7.10 (2) (a), (c), and (e) are amended to read:

WGC 7.10 (2) (a) The stewards shall supervise the race ~~meeting~~ meet to which they are assigned including the actions and decisions of all racing officials in carrying out their duties. In all cases of ~~a conflict~~ conflicts, the decisions of the stewards shall control. The stewards shall be responsible for enforcing ch. 562, Stats., and the ~~commission~~ division's rules. The stewards shall interpret the rules and decide all questions not addressed in statutes or administrative code. All decisions and rulings within the stewards' authority shall be determined by a majority vote of the board of stewards, subject to division review.

(c) Should any situation occur which may not be covered by the rules of racing, it shall be determined by the stewards in conformity with custom and usage in the industry and in the best interest of racing. In matters pertaining to racing, the orders of the stewards shall supercede the orders of the officers and directors of the association.

(e) During each racing day the stewards of the ~~meeting~~ race meet shall be at the ~~commission~~ division offices on the grounds of the association where the ~~racing meeting~~ race meet is being held not later than 15 minutes prior to weighing-in time to exercise the authority and perform the duties imposed on the stewards by the rules of racing.

SECTION 58. WGC 7.10 (2) (h), (i), (j) and (k) are renumbered to WGC 7.10 (2) (j), (k), (l) and (m).

SECTION 59. WGC 7.10 (2) (l) is renumbered to WGC 7.10 (2) (n), and WGC 7.10 (2) (n), as renumbered, is amended to read:

WGC 7.10 (2) (m) All association stewards are required to obtain a license as a an association steward from the ~~commission~~ division. All association stewards shall have a knowledge ~~of~~ of the principles and practices of the pari-mutuel racing industry, the use of administrative rules and practices within the pari-mutuel industry, and the principles and practices of oversight of pari-mutuel racetrack operations. ~~Stewards which are employees of the commission or provide services to the commission pursuant to a professional services contract shall comply with the following: s. 562.045, Stats., and all published policies and procedures as set forth from time to time by the state of Wisconsin department of employment relations. All salary ranges, benefits, etc. shall be set by Wisconsin department of employment relations.~~

SECTION 60. WGC 7.10 (2) (h) and (i) are created to read:

WGC 7.10 (2) (h) If a vacancy occurs for a division steward or division veterinarian prior to or during a race performance, the presiding steward shall appoint an individual to serve for the remainder of the race performance.

(i) If a vacancy occurs for a racing official not listed under WGC 7.10 (2) (h), the general manager or designee shall appoint a racing official to serve for the remainder of the race performance. The general manager's appointment shall be subject to the review and consent of the board of stewards.

SECTION 61. WGC 7.10 (4) (g) is amended to read:

WGC 7.10 (4) (g) Lead-outs shall be assigned to post positions by the ~~commission~~ paddock judge or designee by lot before each race ~~program performance and subject to approval and reassignment by the division stewards.~~

SECTION 62. WGC 7.10 (5) (b), (c) and (d) are amended to read:

WGC 7.10 (5) (b) The ~~commission~~ paddock judge shall fully identify and check against the card index system of identification maintained by the association the greyhounds starting in schooling and official pari-mutuel races. The ~~commission~~ paddock judge shall report to the stewards any greyhound who does not conform to the card index identification.

(c) ~~Under the supervision of the commission paddock judge, the association paddock judge or the kennel master shall unlock the lock-out~~ lock-out kennel immediately before weigh-in time to see that the ~~lock-out~~ lock-out kennels are in good repair and that nothing has been deposited in any of the crates for the greyhounds' consumption. The ~~commission paddock judge~~ division veterinarian shall see that the ~~lock-out~~ lock-out kennels are kept in repair and proper sanitary condition and shall direct the association to make the required corrections when deemed necessary. The ~~kennel master paddock judge or an assistant designee(s)~~ shall receive the greyhounds from the trainer one at a time, and see that each greyhound is placed in its ~~lock-out~~ lock-out kennel and remain on guard from that time until the greyhounds are removed for the last race.

(d) The ~~commission~~ division steward and paddock judge shall not allow anyone to weigh in a greyhound unless that person has in their possession a valid owner's, trainer's or assistant trainer's license.

SECTION 63. WGC 7.10 (5) (f) and (6) (c) and (d) are created to read:

WGC 7.10 (5) (f) The paddock judge shall ensure that each greyhound is properly fitted with an approved muzzle; blanket and lead prior to its leaving for the starting box.

(6) (c) The starter shall inspect all starting boxes and areas adjacent to the starting boxes to be used each race performance prior to the first race to ensure they are clean and free of any foreign materials.

(d) The starter shall be responsible that each greyhound is correctly placed in its assigned post position as identified in the daily racing program.

SECTION 64. WGC 7.10 (7) (a) and (d), (8) (a), (b) (intro.) and 6., and (9) (title) (intro), (a), (b), (c) and (d) are amended to read:

WGC 7.10 (7) (a) The racing secretary shall maintain a complete and updated file of all lease and ownership papers on greyhounds racing at the race meet. All ownership and lease documents shall be inspected to be sure they are accurate, complete and updated. To perform this responsibility the racing secretary shall have the authority to demand the production of any documentation or evidence relating to the ownership of a greyhound. Kennel owners and trainers shall file with the racing secretary all current ownership and lease records and any other forms required by the division including but not limited to health certificates, live lure affidavits and animal vaccination records. By filing these documents the owner and trainer warrant that the documents are true, accurate and authentic.

(d) As soon as entries have closed for each race program performance, the racing secretary shall compile and post a list of entries minus any subsequent withdrawals. Names of greyhounds on the leftover list shall also be compiled and posted in an announced location.

(8) (a) The chartwriter shall compile the past performance information necessary for the daily race program.

(b) The daily race program shall contain:

6. In case the name of a greyhound is changed, the new name together with the former name shall be published in the official entries and daily race program until after the greyhound has started 6 times.

(9) TIMER-PHOTO FINISH OPERATOR. The association steward shall be the timer-photo finish operator.

(a) The timer-photo finish operator/timer operator shall maintain the photo finish and timing equipment in proper working order and shall be responsible for photographing each race.

(b) The timer-photo finish operator/timer operator shall declare the official time of each race. The time of the race shall be taken from the opening of the doors of the starting box to the time of the first greyhound crossing the finish line.

(c) Each association shall install an automatic timing device approved by the ~~commission~~ division. The timer-photo finish operator shall use the time shown on the timing device as the official time of the race if the timer-photo finish operator and stewards ~~is~~ are satisfied that the timing device is functioning properly. Otherwise, the timer-photo finish operator shall consult with the stewards and use the time shown on the stop watch or other back-up timing device in use to record the time of the race. When the stop watch time or other back-up timing device is used to record the official time of the race it shall be so announced to the public.

(d) When the "photo" sign is posted by the stewards on the totalizer board the timer-photo finish operator/timer operator shall prepare a photograph which shall be made available and displayed for public viewing. The photo shall be approved by the board of stewards prior to public viewing. A paper copy of the displayed photo shall be retained for a period of 90 days.

SECTION 65. WGC 7.10 (10) is created to read:

WGC 7.10 (10) LURE OPERATOR. (a) The lure operator shall operate the lure in a smooth, uniform and consistent manner so as not to impede or otherwise disrupt the running of the race.

(b) The location of the lure on the course and the prevailing weather conditions shall be taken into consideration by the lure operator when calculating the appropriate distance of the lure from the lead greyhound.

(c) The lure operator shall test the operation of the lure prior to the running of the first race of each race performance. Any malfunctions shall be reported to the stewards and corrected prior to the start of the race performance.

SECTION 66. WGC 8.03 (1) (a) is amended to read:

WGC 8.03 (1) (a) The association shall file admission reports daily with the ~~commission auditor~~ division stewards. The association shall file ~~weekly, monthly and end of race meeting~~ meet admission reports to the ~~director~~ administrator. All ~~association~~ daily admission reports shall include:

SECTION 67. WGC 8.03 (1) (b) 1. is amended to read:

WGC 8.03 (1) (b) 1. The association shall deliver to the ~~commission~~ division no later than ~~90~~ 91 days after the last performance of each race ~~meeting~~ meet a check representing the value of all outstanding tickets payable to the division. ~~All tickets paid after the final performance shall be secured by the association and delivered to the commission no later than 90 days after the last performance of the race meeting.~~

SECTION 68. WGC 8.06 (2) (a) through (f) are amended to read:

WGC 8.06 (2) FAILURE OF STARTING BOX. In a greyhound race, if the ~~doors~~ door in front of any starting box in a ~~mechanically or electrically operated starting box~~ should fail to open ~~simultaneously with the other starting box doors~~, thereby preventing an animal from obtaining a fair start ~~when the starter dispatches the field, the following shall apply: the stewards shall declare a "no race"~~.

(a) ~~If any animal is so prevented from starting, the entire amount in the win, place and show pools wagered on that animal shall be refunded unless the animal finishes first, second, third or 4th in which case the animal shall be considered a starter for all pools in which the animal earned a placing and a non-starter in all other pools.~~

(b) ~~If less than 5 animals in different wagering interests leave the boxes the entire amount wagered in the show, superfecta and trifecta pool shall be refunded.~~

(c) ~~If less than 4 animals in different wagering interests leave the boxes the entire amount wagered in the place, show, quiniela and perfecta pools shall be refunded.~~

(d) ~~If less than 2 animals leave the boxes, the entire amount wagered in the win, place, show and any other multiple pools shall be refunded.~~

(e) ~~In all races on which multiple wagering is permitted, except on the second half of the daily double, if any animal is so prevented from starting, the entire amount wagered on any combination including that animal shall be refunded unless prohibited by other rules.~~

(f) ~~In the case of a failure of all boxes to open, thereby preventing all animals from starting, an immediate decision shall be made by the stewards as to cancellation of the race. In the event the stewards allow the race to be run, they shall allow a period of 5 minutes for the cancellation of tickets and an announcement to this effect shall immediately be made to the public.~~

SECTION 69. WGC 8.07 is amended to read:

WGC 8.07 For all win, place and show wagers ~~except the trifecta, superfecta, tri-~~ ~~superfecta and twin trifecta~~, the minimum wager to be accepted by any association shall be \$2.

The minimum payout by an association on a \$2 wager shall be \$2.20. The association may set the minimum wager for ~~the trifecta, superfecta, tri superfecta and twin trifecta combinations~~ any wager other than win, place or show, as in a wheel or box, at \$1, provided that no ticket shall be sold for less than \$2.00. For purposes of pari-mutuel calculations the minimum payout for a \$1 wager shall be \$1.10. In cases where a minus pool occurs, the association shall be responsible for the payment of the minimum payout from their share of the pari-mutuel commission.

SECTION 70. WGC 8.12 (1) (a) is amended to read:

WGC 8.12 (1) (a) Pari-mutuel tickets may not be sold on any race performance more than one hour before post time of the first pari-mutuel race of each performance unless prior approval is obtained from the ~~commission~~ division. All wagering shall be conducted only within the racetrack ~~enclosure~~ facility in which authorized ~~racetrack~~ wagering is permitted pursuant to a license issued under s. 562.05 (1), Stats.

SECTION 71. WGC 8.12 (1) (b), (c), and (d) are created to read:

(b) All pari-mutuel tickets shall be purchased with U.S. currency, totalizator generated vouchers, winning pari-mutuel tickets issued by the racetrack or refunded pari-mutuel tickets. No pari-mutuel facility shall extend credit, accept checks, or accept credit cards directly for payment of pari-mutuel tickets.

(c) No pari-mutuel facility shall allow wagers to be accepted over the telephone, computer or other device not approved by the division. All wagers shall be made in person at the racetrack.

(d) No pari-mutuel facilities shall discount pari-mutuel wagers, award rebates or offer any type of cash incentive as a premium for wagering.

SECTION 72. WGC 8.12 (4)(title) and (intro) are created to read:

WGC 8.12 (4) **ACKNOWLEDGEMENT OF MUTUEL TICKETS.** Notwithstanding other division rules, the acceptance of a mutuel ticket by taking an issued ticket away from the window or terminal from which it is purchased shall constitute an acknowledgment by the purchaser of the correctness of the ticket, and each purchaser of a mutuel ticket agrees to be bound by the terms and provisions of this requirement. Neither the association, totalizator company, the division nor the state of Wisconsin shall be liable to any person for any ticket which is not a winning ticket in accordance with the provisions of this rule nor shall they, ~~or any of them,~~ be

liable to any person for any mutuel ticket not delivered for any reason, including but not limited to, mechanical malfunction, electrical failure, machine locking, or other cause.

SECTION 73. WGC 9.04 (4) is created to read:

WGC 9.04 (4) In the event no place ticket is sold on both of the wagering interests which finish first or second, the net place pool shall be distributed to holders of place tickets on the animal finishing third.

SECTION 74. WGC 9.10 (2) is amended to read:

WGC 9.10 (2) If no ticket selecting the first and second animals is sold, the profit shall be apportioned equally among the holders of tickets selecting the animal finishing first and third animals in exact order.

SECTION 75. WGC 9.10 (3) through (6) are repealed.

SECTION 76. WGC 9.10 (7) through (12) are renumbered as WGC 9.10 (3) through (8) and WGC 9.10 (6) as renumbered is amended to read.

WGC 9.10 (6) In all combinations described in sub. ~~(7), (8), and (9)~~ (3), (4), and (5), the profit shall be divided in separate pools, calculated as a place pool and paid off accordingly.

SECTION 77. WGC 9.10 (9) is created to read:

WGC 9.10 (9) If no ticket is sold that would require distribution of the net trifecta pool to a winner as above defined, the association shall make a full refund of the net trifecta pool.

SECTION 78. WGC 9.12 (4) is amended to read:

WGC 9.12(4) In races with superfecta wagering, if there is a failure to select, in exact order, the first 4 animals, payouts shall be made on superfecta tickets in the following order of priority:

- (a) Tickets selecting the first, second, and third finishers in that order, 1-2-3-all. If no ticket is sold selecting the first, second, and third finishers in that order, then;
- ~~(b) Tickets selecting the first, second, and fourth finishers in that order, 1-2-all-4. If no ticket is sold selecting the first, second, and fourth finishers in that order, then;~~
- ~~(c) Tickets selecting the first, third, and fourth finishers in that order, 1-all-3-4. If no ticket is sold selecting the first, third, and fourth finishers in that order, then;~~

~~(d) Tickets selecting the second, third, and fourth finishers in that order, all 2 3 4. If no ticket is sold selecting the second, third and fourth finishers in that order, then;~~

~~(b)(e) Tickets selecting the first and second finishers in that order, 1-2-all-all. If no ticket is sold selecting the first, and second finishers in that order, then;~~

~~(f) Tickets selecting the first and third finishers in that order, 1 all 3 all. If no ticket is sold selecting the first and third finishers in that order, then;~~

~~(g) Tickets selecting the first and fourth finishers in that order, 1 all all 4. If no ticket is sold selecting the first, and fourth finishers in that order, then;~~

~~(ge) Tickets selecting the second and third finishers in that order, all 2 3 all. If no ticket is sold selecting the second and third in that order, then;~~

~~(gm) Tickets selecting the second and fourth finishers in that order, all 2 all 4. If no ticket is sold selecting the second and fourth finishers in that order, then;~~

~~(gs) Tickets selecting the third and fourth finishers in that order, all all 3 4. If no ticket is sold selecting the third and fourth finishers in that order, then;~~

~~(c) (h) Tickets selecting the first finisher, 1-all-all-all. If no ticket is sold selecting the first finisher, then;~~

~~(i) Tickets selecting the second finisher, all 2 all all. If no ticket is sold selecting the second finisher, then;~~

~~(j) Tickets selecting the third finisher, all all 3 all. If no ticket is sold selecting the third finisher, then;~~

~~(k) Tickets selecting the fourth finisher, all all all 4. If no ticket is sold selecting the fourth finisher, then;~~

~~(l) If fewer than 4 animals finish and the race is declared official by the stewards, the payout shall be made to the holders of tickets selecting the finishing animals in order.~~

SECTION 79. WGC 9.13 (1), (4), (8) and (9) are amended to read:

WGC 9.13 (1) Each person participating in a Pick (N) pool shall select the winning animal in (N) consecutive races designated by the association. The number of contests so designated may be 4, 5, 6, 7, 8, 9 or 10 shall be greater than 2. Once an association has decided the number of contests comprising the Pick (N), it may not change that number in the middle of a meet without prior approval of the commission. The contests so designated comprise the Pick (N) for that performance. The association shall issue the Pick (N) participant a ticket which shall reflect the participant's selections in the designated contests.

(4) In the event of a dead heat for win between 2 or more animals in any Pick (N) race, all such animals in the dead heat for win shall be considered as the winner in the race for the purpose of distributing the ~~jackpot~~ Jackpot, Consolation, and the Super (N) pools.

(8) Each jackpot pool shall have a cap that the ~~jackpot~~ Jackpot and Super (N) pools may not exceed. ~~The cap for a pick four jackpot pool shall be \$4,000 or 2,000 times the minimum wager, whichever is less. The cap for a Pick (5) jackpot pool shall be \$30,000 or 15,000 times the minimum wager, whichever is less. The cap for a Pick (6) jackpot pool shall be \$1,000,000 or 500,000 times the minimum wager, whichever is less. The cap for a Pick (7) jackpot pool shall be \$1,000,000. The cap for a Pick (8) jackpot pool shall be \$2,000,000. The cap for a Pick (9) jackpot pool shall be \$5,000,000. The cap for a Pick (10) jackpot pool shall also be \$5,000,000.~~ Prior to the opening of a meet the association ~~may~~ shall declare a cap for the ~~jackpot~~ Jackpot and Super (N) pools ~~less than the cap imposed above, provided the cap is in increments of \$1,000.~~ Once the association has elected a cap the association shall not alter the cap without providing the ~~emmission~~ division with prior written notice. If, at the close of any performance the amount accumulated in the ~~jackpot~~ Jackpot or Super (N) pools equals or exceeds the cap, then at such time, the ~~jackpot~~ Jackpot or Super (N) pools shall be frozen until it is won under the other provisions of this section. Thereafter, the ~~jackpot~~ Jackpot or Super (N) pools ^{are} frozen under these provisions and 100% of all subsequent contributions shall go to the Super (N) pool and be distributed accordingly. Nothing herein shall affect the total distribution of both pools on the closing day of any meet or portion of a split meet.

(9) Prior to the opening of a meet at which a Pick (N) wager will be offered, the association may elect to force an early payout of the ~~jackpot~~ Jackpot or Super (N) pools, as allowed by this rule and in no other manner. The election shall be made by informing the ~~emmission~~ division in writing prior to the opening of the meet of the association's intent to force an early payout if the conditions of this rule for an early payout are met. If the election is made, then an early payout of the ~~jackpot~~ Jackpot or Super (N) pools shall be made as follows. Within 24 hours after the ~~jackpot~~ Jackpot or Super (N) pools reaches ^{its} ~~its~~ cap, the association shall designate the performance at which the early payout shall be made by informing the ~~emmission~~ division in writing of the designated performance. The designated performance shall be no sooner than 6 calendar days after the cap is reached and no later than 13 calendar days after the cap is reached. If at the conclusion of the last contest comprising the Pick (N) of the designated performance, no wager has won the ~~jackpot~~ Jackpot or Super (N) pools, then the funds in the ~~jackpot~~ Jackpot or Super (N) pools shall be transferred to the Super (N) pool for the designated

performance and distributed in the manner in which the Super (N) pool is distributed.

SECTION 80. WGC 9.13 (3) is repealed and recreated to read:

WGC9.13 (3) The Pick (N) pool shall operate as follows:

(a) *Pick (N) with carryover.* 1. The Pick (N) pool shall consist of 2 separate and distinct pari-mutuel pools. At the option of the association, 50% or 75% of the gross amount of all sums wagered on Pick (N) tickets on each performance shall be paid into the pari-mutuel pool to be known as the "Jackpot". The remaining 50% or 25% of the gross amounts of all sums wagered on Pick (N) tickets for that performance shall be paid into a pari-mutuel pool to be known as the "Super (N)". The association shall notify the division in writing before the beginning of each race meet of its decision as to which one of the Pick (N) wagering and gross amounts split has been selected. Once the meet begins, no changes shall be allowed without written approval of the division.

2. The Super (N) and Jackpot, if any, shall be distributed as a single price pool to those who selected the first-place finisher in each of the Pick (N) contests, based upon the official order of finish. If there are no wagers which selected the first-place finisher in each of the races comprising the Pick (N), then the Super (N) shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (N) contests.

(b) *Pick (N) with minor pool and carryover.* 1. The Pick (N) pool shall consist of 3 separate and distinct pari-mutuel pools. At the option of the association, 50% or 75% of the gross amount of all sums wagered on Pick (N) tickets on each performance shall be paid into the pari-mutuel pool to be known as the "Jackpot". The remaining 50% or 25% of the gross amounts of all sums wagered on Pick (N) tickets for that performance shall be paid into 2 pari-mutuel pools to be known as the "Super (N)" and "Consolation" in percentages established by the association equal to 50% or 25% of the gross amounts not paid into the Jackpot. The association shall notify the division in writing before the beginning of each race meet of its decision as to which one of the Pick (N) wagering and gross amounts split has been selected. Once the meet begins, no changes shall be allowed without written approval of the division.

2. The Super (N) and Jackpot, if any, shall be distributed as a single price pool to those who selected the first-place finisher in each of the Pick (N) contests, based upon the official order of finish. The Consolation shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (N) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher of all Pick (N) contests, the Consolation shall be

distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (N) contests; and the Super N share shall be added to the carryover.

(c) *Pick (N) with no minor pool and no carryover.* The net Pick (N) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (N) contests, based upon the official order of finish. If there are no winning wagers, the pool is refunded.

(d) *Pick (N) with minor pool and no carryover-greatest correct.* 1. The Pick (N) pool shall consist of 2 separate and distinct pari-mutuel pools. At the option of the association, 50% or 75% of the gross amount of all sums wagered on Pick (N) tickets on each performance shall be paid into the pari-mutuel pool to be known as the "Super (N)". The remaining 50% or 25% of the gross amounts of all sums wagered on Pick (N) tickets for that performance shall be paid into the pari-mutuel pool to be known as the "Consolation". The association shall notify the division in writing before the beginning of each race meet of its decision as to which one of the Pick (N) wagering and gross amounts split has been selected. Once the meet begins, no changes shall be allowed without written approval of the division.

2. The Super N shall be distributed to those who selected the first place finisher in the greatest number of Pick (N) contests, based upon the official order of finish. The Consolation pool shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (N) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher in a second greatest number of Pick (N) contests, the Consolation pool shall be combined with the Super (N) for distribution as a single price pool to those who selected the first-place finisher in the greatest number of Pick (N) contests. If the greatest number of first-place finishers selected is one, the Super (N) and Consolation are combined for distribution as a single price pool. If there are no winning wagers, the pool is refunded.

(e) *Pick (N) with minor pool and no carryover-all correct.* 1. The Pick (N) pool shall consist of 2 separate and distinct pari-mutuel pools. At the option of the association, 50% or 75% of the gross amount of all sums wagered on Pick (N) tickets on each performance shall be paid into the pari-mutuel pool to be known as the "Super (N)". The remaining 50% or 25% of the gross amounts of all sums wagered on Pick (N) tickets for that performance shall be paid into the pari-mutuel pool to be known as the "Consolation". The association shall notify the division in writing before the beginning of each race meet of its decision as to which one of the Pick (N) wagering and gross amounts split has been selected. Once the meet begins, no changes shall be allowed without written approval of the division.

2. The Super (N) pool shall be distributed to those who selected the first-place finisher in each of the Pick (N) contests, based upon the official order of finish. The Consolation pool shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (N) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher in all Pick (N) contests, the entire net Pick (N) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (N) contests.

SECTION 81. WGC 9.15 is repealed.

SECTION 82. WGC 10.03 (1), (2), (3), (4), are repealed.

SECTION 83. WGC 10.03 (5) is renumbered WGC 10.03 and as renumbered is amended to read:

WGC 10.03 System failure. If, for any reason, during the course of a racing program the totalizator system is unable to record wagers received from the public or guarantee the integrity of the pari-mutuel pools, the totalizator system licensee shall advise the mutuel manager who shall then immediately notify the ~~commission auditor and the stewards~~. The totalizator system licensee shall keep the ~~commission auditor~~ stewards advised of its efforts to correct the problem and, if said licensee is unable to correct the problem, it shall so advise ~~commission auditor~~ the stewards. After consultation with the association, the stewards may order the cancellation of wagering for the race or program and the refund of the affected wagers. The stewards, after consultation with the association may permit some or all of the remaining races to be contested as wagerless exhibitions, after taking into consideration factors including, but not limited to, the purses, the amount of wagering, and the time required to make repairs to the totalizator system.

SECTION 84. WGC 10.04 (1) (c) is amended to read:

WGC 10.04 (1) (c) Cashed and canceled tickets shall be maintained for until 60 days after the payment of any outs money due the state for the race meet ^{for which} the ticket was purchased, unless the ~~director or the stewards~~ division directs, in writing, that the association continue to retain the tickets specified for the purpose of conducting an investigation or audit;

SECTION 85. WGC 10.05 (3) is repealed.

SECTION 86. WGC 10.06 (7) (l) is created to read:

WGC 10.06 (7) (l) The date the ticket expires.

SECTION 87. WGC 10.06 (8) and (9) are amended to read:

WGC 10.06 (8) SECURITY FOR TOTALIZATOR EQUIPMENT. Each ~~association~~ totalizator system licensee shall ~~provide~~ ensure the presence of a security system for the facilities housing the totalizator computers when such equipment is ~~on-site~~ located on association grounds or off-site. The security system shall be provided by the association when totalizator equipment is housed on the grounds of the association. The security system shall be provided by the totalizator system licensee when totalizator equipment is housed outside of association grounds. Such security system shall include:

(a) ~~Be capable of detecting authorized and unauthorized entry through use of a coded locking system, card identification or other devices approved by the commission; and~~ All entry and exit doors to the computer room shall be locked when unattended. A list of individuals with keys to each door shall be maintained and provided to the division. All doors shall have signs posted on the exterior which read: "Authorized Personnel Only".

(b) ~~Detect unauthorized entry and notify the commission or the director or both prior to the next program; and~~ Security camera connected to a 24 hour monitoring system shall be installed to view all entry and exit doors to the computer room.

(c) ~~Contain procedures for entry to the facilities housing the totalizator computers outside normal operating hours.~~

WGC 10.06 (9) ACCESS TO TOTALIZATOR ROOM. (a) ~~Each association totalizator system licensee shall authorize specific individuals, and may authorize visitors, to have access to the totalizator room. A list of such authorized individuals shall be maintained by the association totalizator system licensee and shall be made available to the commission auditor provided to the division. Such individuals, and those persons authorized pursuant to s. WGC 10.03 (2) possessing an occupational license with the division shall be made the only individuals permitted to enter the totalizator room on a daily basis.~~

(b) Work schedules for totalizator system employees with access to the totalizator room shall be posted.

(c) A paper log shall be maintained and all visitor's to the totalizator room shall sign the log and indicate the time the visitor arrived and exited the totalizator room.

SECTION 88. WGC 10.07 (7) (a) is amended to read:

WGC 10.07 (7) (a) In conjunctions with the totalizator system, the association shall provide one or more odds board. Approximate odds on each wagering interest in the win pool shall be updated on the odds board at intervals of not more than 60 seconds approved by the division.

SECTION 89. WGC 10.07 (13) is amended to read:

WGC 10.07 (13) All totalizator systems shall retain within the computer system ticket numbers of all outstanding tickets. These ticket numbers shall be retained in a computer data file protected by a security system. All access to these files outside of normal operating routines shall be password protected, ^{and} a log of all such access shall be recorded ^{and} ~~access~~ reported to the division.

SECTION 90. WGC 10.07 (15) (title) and (intro) is amended to read:

WGC 10.07 (15) MAGNETIC LOG TOTALIZATOR FILES. All totalizator systems shall use the ~~magnetic log~~ totalizator files as input for the accounting reports produced.

SECTION 91. WGC 10.07 (18) is amended to read:

WGC 10.07 (18) Each totalizator system licensee shall provide an emergency or alternate system of electrical supply capable of providing enough power to operate the central processing units where data which has been accepted is stored for a minimum of ~~30~~ 60 minutes.

SECTION 92. WGC 10.07 (22) and (23) are created to read:

WGC 10.07 (22) REMOTE ACCESS. (a) All dial up modems and other equipment allowing remote access to the totalizator system shall be turned off or disconnected when not in use. All dial up modems and remote access equipment shall be in a location visible to all totalizator system employees in the totalizator room.

(b) All individuals accessing the ~~totalizator~~ ^{totalizator} system from a remote location shall document the individual's access including dates and times of access, physical location of ^{the} individual when accessing the system, and reason for requiring access. Documentation shall be filed in the totalizator room.

(c) All individuals requiring remote access to the totalizator system shall utilize a user specific username and password when accessing the totalizator system remotely.

(23) PERIPHERAL EQUIPMENT WITH SYSTEM CONNECTIVITY. All peripheral equipment connected to a totalizator system shall be identified in writing and an updated list maintained in the totalizator room. The identification shall include a description of the location of the equipment.

SECTION 93. WGC 10.08 (2) is amended to read:

WGC 10.08 (2) All totalizator equipment to be used for a race ~~meeting~~ meet shall, before the beginning of said race ~~meeting~~ meet, be tested by the totalizator licensee in the presence and supervision of ~~the commission auditor~~ a division representative. ~~This test shall be completed no later than 3 days before the beginning of the race meeting.~~ Notice of this test shall be made to the director no later than 7 days prior to the opening of the race meeting. This test shall include those procedures set forth in sub. (3).

SECTION 94. WGC 10.08 (4) (a) and (b) are amended to read:

(a) All copies of programs at a pari-mutuel facility shall be on ~~magnetic tape or disk file~~ electronic media and be stored in a secured cabinet under the control of a totalizator licensee.

(b) After the program has been loaded into the computer, ~~the magnetic tape or disk file~~ electronic media shall be re-secured.

SECTION 95. WGC 10.08 (5) is amended to read:

WGC 10.08 (5) All totalizator system licensees shall maintain a duplicate copy of all totalizator programs to be used during the race ~~meeting~~ meet. The duplicate copy shall be in absolute program files and be placed on ~~magnetic tape~~ electronic media for storage. ~~These tapes~~ The electronic media shall be placed under seal by the totalizator system licensee for the commission and retained for future comparison with totalizator programs actually in use during the meet. ~~These duplicate tapes~~ The electronic media shall be kept under the ~~total~~ control of the totalizator system licensee ~~and the commission auditor~~ and shall be retained on the premises of the association.

SECTION 96. WGC 10.08 (9) is amended to read:

WGC 10.08 (9) ~~Ten days prior to the opening of each race meeting~~ The totalizator system licensee shall provide the director division with a list of ~~the~~ representatives authorized to have access to the tote room, paper stock, or equipment for each meeting meet.

SECTION 97. WGC 10.09 (2) (b) is amended to read:

WGC 10.09 (2) (b) One original and ~~10~~ 7 copies of the application shall be filed at the ~~commission's~~ division's central office.

SECTION 98. WGC 11 is repealed and recreated as Game 11 to read:

GAME 11 POWERS AND DUTIES OF THE WISCONSIN DIVISION OF GAMING

Game 11.01 Purpose. The purpose of this chapter is to govern the exercise of the division's powers and duties.

Game 11.02 Administration and operation. Any person desiring approval, opinion or other division action with respect to any matter within the jurisdiction of the division shall initially notify the administrator or designee of the nature of the request.

Game 11.03 Enforcement authority. (1) The division shall have unrestricted access to all areas of the racetrack including but not limited to all buildings, structures, equipment and property located on the premise whether owned by, leased by, or leased to an association.

(2) The division shall have unrestricted access to all records and files, both paper and electronic, maintained by any licensee and related to activities occurring on association grounds, activities related to greyhound racing, breeding and training, or pari-mutuel wagering.

(3) The division may restrict the movement of greyhounds into and out of any racetrack in the state of Wisconsin upon a showing of cause.

(4) The division and its representatives may eject or exclude any licensee or unlicensed person from any facility or property under its jurisdiction whose conduct while present at the facility interferes with the orderly and proper conduct of greyhound racing or pari-mutuel wagering.

(a) Interfering conduct includes, but is not limited to, using profane language, making noises with the intent to stop a greyhound race, unauthorized presence in a restricted area, entering or attempting to enter a pari-mutuel facility without paying a posted admission fee, possession of a narcotic or drug which violates state or federal law, restricting or blocking the entrance or exit of a building or driveway, attempting to violate a statute, rule or order of the division or board of stewards related to greyhound racing and pari-mutuel wagering, striking or threatening another person or racing animal, discharging a firearm or illegal possession of a firearm, impeding division representatives or racing officials exercising authority or duty, or disrupting a stewards inquiry.

(b) The division and its representatives shall not exclude or eject a person for a period to exceed 48 hours unless the exclusion or ejection is based on a suspension or revocation of the person's occupational license.

(c) The division may call upon local law enforcement to assist in enforcement of this section.

Game 11.04 Board of stewards. (1) The board of stewards shall consist of 2 division stewards, one of which shall be a chief steward or presiding division steward, and one association steward employed by the association where the inquiry will be heard. In cases where the inquiry will be heard at a location other than a racetrack, the association steward shall be employed by the association in closest proximity to where the alleged violation occurred. The chief steward or presiding division steward shall be the presiding officer.

(2) Upon ^{an}finding of reasonable cause, a steward shall issue a notice to the alleged violator(s) summoning the violator(s) to ^ainquiry. All notices of inquiries shall be in writing and include the following:

(a) Date, time and location of the inquiry.

(b) Alleged conduct constituting a violation.

(c) Administrative code section or statutory citation allegedly violated.

(3) The notice of an inquiry shall be served upon the alleged violator by a division representative or designee, or sent via certified United State Postal Service Mail or a manner of service approved by the division. One copy of the notice shall be filed with ^{the} association steward holding a seat on the board of stewards that will hear the matter.

(4) An inquiry shall be conducted within 3 working days after a steward has reasonable cause to believe that the alleged violation or conduct has occurred and no sooner than 24 hours after the notice has been served in person by a Division representative or 48 hours after the notice has been sent via certified U.S. mail or other division approved method for service.

(5) Any licensee who fails to appear at a board of stewards inquiry as summoned shall be deemed to have waived any right to appear and present testimony and evidence. A licensee may request a continuance in writing for cause not less than 12 hours prior to an inquiry except in cases of emergency. In cases of emergency, the licensee may request a continuance in writing for cause until the designated date and time for the inquiry. The presiding officer shall grant one continuance based on good cause except that the board of stewards may convene at the date, time and location of the inquiry and impose intermediate sanctions on the individual's license until such time as the inquiry is conducted and a decision rendered. Further requests for continuance

may be granted at the presiding officer's discretion. The granting or denial of the continuance shall be communicated in writing to the requestor by the presiding officer.

(6) The presiding officer has complete authority to decide any process of the inquiry not delineated in this section.

(7) The presiding officer shall conduct the inquiry in the following manner:

(a) The presiding officer shall give an opening statement briefly describing the following:

1. How the inquiry will be conducted.
2. Alleged violation and conduct.
3. Names and titles of all members of the board of stewards.
4. Names and titles of all persons representing the division.
5. Name, address, date of birth and license number of alleged violator.
6. Names and titles of any persons representing the alleged violator.
7. Any evidence presently before the board of stewards.

(b) A representative of the division and each alleged violator shall be given the opportunity to present an opening statement.

(c) The board of stewards may call any witness including the alleged violator and question any person present at an inquiry.

(d) A representative of the division and each alleged violator shall be given the opportunity to call witnesses, cross examine witnesses, present evidence and make a closing statement.

(e) The board of stewards shall review all testimony and evidence presented and make its final decision in closed session. Decisions regarding culpability and penalties shall be made by a majority vote of the members of the board of stewards. Upon conclusion of the closed session, the board of stewards shall reconvene in open session. The presiding steward shall make a statement outlining the board of stewards' determination of guilt, any penalties imposed and right of appeal.

(f) All decisions rendered by the board of stewards are effective immediately and subject to appeal pursuant to ch. Game 3.

(8) The presiding officer shall preside at the inquiry and may issue orders and rulings to ensure the orderly conduct of the proceedings, including ruling on the admissibility of evidence, witnesses' participation and areas of examination.

(9) An alleged violator has the right to be represented by an attorney licensed to practice in the state of Wisconsin.

(10) No member of the board of stewards shall be examined by any party during an inquiry.

(11) A member of the board of stewards shall withdraw from participation in an inquiry and may be removed by the administrator if that member has a personal interest in the matter, a prejudice concerning a party or a representative of a party, or has personally investigated, prosecuted or advocated in connection with the matter before the Board of Stewards. This provision does not apply to an individual who during the course of their duties witnessed an alleged violation but did not conduct an investigation.

(12) Any party may appear as part of a stewards inquiry via telephone at the approval of the presiding officer.

(13) The board of stewards shall enter a written decision after ~~the~~ each hearing. The decision shall state whether the violation occurred and, if so, shall briefly set forth the legal and factual basis for the finding. The decision shall also establish a penalty for any violation found. Any member of the board of stewards who dissents from the decision of the board of stewards shall submit a dissenting opinion in writing to the administrator.

(14) The presiding officer may eject or exclude any disruptive person from an inquiry.

(15) The following actions by a steward are not subject to the requirements of this section:

(a) Scratching a greyhound from competing.

(b) Ordering the refund of mutuel tickets.

(c) Determining orders of finish.

(d) Canceling race performances or races.

(e) Taking other actions not including the imposition of a forfeiture or suspension of occupational license.

(16) Any member of the board of stewards who is unable to participate in part or all of the inquiry for any reason shall be excused. A replacement division steward shall be designated by the presiding officer. A replacement association steward shall be designated by the association.

SECTION 99. WGC 13.02 (4) and (5) are created to read:

WGC 13.02 (4) In considering an application for a license, the board of stewards or division may require the applicant, as well as the applicant's endorsers, to appear before the board of stewards or division and demonstrate that the applicant is qualified in every respect to receive the license requested.

3. Trainer	\$50.00
4. Greyhound Owner/Trainer	\$60.00
5. Assistant Trainer	\$25.00
6. Kennel Helper	\$15.00
(j) Duplicate Identification Badge	\$5.00
(k) Registrations	
1. Racing Kennel	\$75.00
2. Greyhound Ownership – Partnerships, Corporations, Kennels, Sole Proprietors	\$25.00
3. Registered Agent	\$0
4. Vendor	\$75.00

(2) Persons applying for more than one license shall fill out the forms for each license to be obtained and pay the prescribed fee.

(3) The division may charge a convenience fee, in addition to any fee or forfeiture being paid, to all persons paying a license fee or other division obligation with any form of an electronic funds transfer.

(4) Persons applying for a license under s. Game 13.05 (1) (b), shall be training or nominated by the association to perform one of the following occupations:

- (a) Announcer.
- (b) Brake Operator.
- (c) Chartwriter.
- (d) Clerk of Scales.
- (e) Lure Operator.
- (f) Paddock Judge.
- (g) Photo Finish/Timer.

(5) Persons applying for a license under s. Game 13.05 (1) (b), shall complete a training program provided by the association specific to the occupation to be performed. The individual completing the training program shall demonstrate proficiency to meet the duties of the occupation and license type, as determined by the division stewards, prior to being issued a license for that position.

(6) All applicants applying for occupation licenses with a paper application shall submit 2 sets of classifiable fingerprint cards or appear at a division office to allow the division to

(5) Within 5 days after receipt of a complete application package, the board of stewards shall determine whether the applicant or licensee meets all substantive requirements and issue a written notice granting the license or a notice for inquiry related to the proposed denial of the license application.

SECTION 100. WGC 13.04 (3) is created to read:

WGC 13.04 (3) All issued licenses shall be temporary for a period of 90 days. A temporary license shall become a license after 90 days unless the division denies it for any reason.

SECTION 101. WGC 13.05 is repealed and recreated to read:

GAME 13.05 License Fees. (1) ASSOCIATION LICENSES. (a) Racing Official-Administration

1. General Manager	\$100.00
2. Director of Security	\$75.00
3. Director of Racing	\$75.00
4. Mutuel Manager	\$75.00
5. Racing Secretary	\$75.00
6. Association Steward	\$75.00
7. All Assistant Positions of Those Listed Above	\$35.00
(b) Racing Official-Races	\$35.00
(c) Adoption Program	\$25.00
(d) General	\$20.00
(e) Mutuels	\$25.00
(f) Security & Safety	\$25.00
(g) Lead-Out	\$10.00
(h) Other	
1. Practicing Veterinarian	\$25.00
2. Totalizator Employee	\$25.00
3. Vendor Representative	\$25.00
4. Video Employee	\$25.00
(i) Kennel	
1. Greyhound Owner	\$25.00
2. Kennel/Greyhound Owner	\$75.00

capture the applicant's fingerprint electronically and pay a fee to be determined by the division to process the fingerprints at the time that the applicant submits the paper application.

(7) All applicants applying for occupational licenses utilizing the division's online licensing system shall submit 2 sets of classifiable fingerprint cards or appear at a division office to allow the division to capture the applicant's fingerprint electronically within 20 days of submitting the application electronically and shall pay a fee determined by the division to process the fingerprints at the time that the applicant submits the electronic application.

(8) All application, fingerprint and convenience fees are non-refundable.

(9) Any person appearing at a division office for the purpose of being fingerprinted or issued a photo identification badge shall present a government issued photo identification.

(10) Any person accepting a license issued pursuant to s. Game 13.05 (1) shall consent to a reasonable search of the individual and property located on association grounds by the division or its representatives. Property located on association grounds includes but is not limited to kennels, motor vehicles, trailers, trunks, boxes, bags and containers of any sort. The person shall consent to seizure of any object which may be evidence indicating a rule violation. In the event the person is found to have violated a rule violation based in part on any seized object, the object shall be retained by the division until the time for appeal has expired or the appeal has been settled.

SECTION 102. WGC 13.08 (10) is created to read:

WGC 13.08 (10) A foreign corporation that has not obtained a certificate of authority to transact business in this state as required under s. 180.1501, Wis. Stats.

SECTION 103. WGC 13.09 (1) is amended to read:

WGC 13.09 (1) An applicant, other than a business entity, for an occupation license shall be at least 16 years of age, and shall be at least 18 years of age for any racing official license.

SECTION 104. WGC 13.11 (1) (intro) is amended to read:

WGC 13.11(1) The ~~commission~~ division may impose a forfeiture, deny a license application, ~~or~~ ^{or} suspend or revoke a license already granted if the applicant:

SECTION 105. WGC 13.11 (1) (d) is created to read:

WGC 13.11 (1) (d) provides false or misleading information to the division or division's representatives.

SECTION 106. WGC 13.13 (title) is amended to read:

WGC 13.13 OWNERSHIP Animal Ownership by business entities.

SECTION 107. WGC 13.13 (2) through (4) are renumbered to WGC 13.13 (2) (a), (b), and (c) and as renumbered amended to read:

WGC 13.13 (2) CORPORATIONS. (a) All corporations having an interest in an animal shall file with the racing secretary and stewards at the time of filing an application for an owner's license, a statement setting forth the names and addresses of all officers, directors and stockholders of said corporation, together with the amount of the respective holdings of each stockholder. The said statement shall be signed by the president of the corporation, attested to by its secretary, and the corporate seal, if any, attached. All officers, directors and owners, directly or indirectly, of any equity or other ownership interest, or beneficial owners of 5% or more of the publicly held securities of a publicly traded corporation, shall be licensed as owners. These licensure requirements shall apply to all corporations owning any interest in an animal. Failure to meet these requirements shall render the animal ineligible for entry.

(3) (b) The applications under this section shall be accompanied by an affidavit which states that the applicant, any partner, officer, director or beneficial owner of 5% or more of any class of stock of a corporation, and any person with a present or future, direct or indirect financial or management interest in the application, to the best of the applicant's knowledge, meets the qualifications of s. WGC ~~13.07~~ 13.09.

(4) (c) Any changes in the partners, officers, directors, owners of 5% or more of any class of stock, or persons with a present or future, direct or indirect financial or management interest in a person licensed pursuant to this section shall promptly be filed with the stewards. All parties requiring licensure because of such change shall obtain a license. Failure to obtain a license shall render the animal ineligible for entry.

SECTION 108. WGC 13.13 (5) is renumbered WGC 13.13 (3).

SECTION 109. WGC 13.14 (title) and (3) are amended to read:

WGC 13.14 Owners Animal ownership by individuals.

(3) An applicant for an owner's license shall be capable of meeting the financial obligations incurred in the ownership, ~~stabling~~ kenneling, racing, training, and care of a racing animal.

SECTION 110. WGC 13.15 (3) is amended to read:

WGC 13.15 (3) An applicant for an assistant trainer's license shall be employed by a licensed trainer kennel owner.

SECTION 111. WGC 13.15 (4) (d) are created to read:

WGC 13.15 (4) (d) If 2 or more individuals are a party to the ownership of a kennel, a partnership license shall be obtained along with the submission of an authorized agent's application which appoints one person to act as the agent for the kennel.

SECTION 112. WGC 13.15 (6) through (12) are created to read:

WGC 13.15 (6) A kennel owner shall designate one trainer of record. The designation shall be made in writing and provided to the association and stewards. A trainer of record shall:

(a) Be responsible for the eligibility, conditioning, care, weight and weighing-in requirements of the greyhounds in their control and possession.

(b) Ensure the health, welfare and safety of all greyhounds in their care and custody.

(c) Be identified in the official race program.

(7) A trainer may relinquish the kennel owner's designation as trainer of record upon consent of the kennel owner or 7 days written notice to the kennel owner, association and division. Upon consent of the kennel owner or written notification by the trainer, the kennel owner shall designate in writing to the association and division a new trainer of record.

(8) Any trainer or kennel owner who brings a greyhound to weigh-in to compete in an official race warrants that the greyhound is qualified for the race, is ready to race, is in a physical condition to exert its best effort and is entered with the intent to win.

(9) The trainer of record shall register with the stewards or their designee all persons designated to assist the trainer on association grounds. The trainer of record shall promptly notify the stewards of termination of these responsibilities.

(10) A trainer of record shall be present on association grounds and carrying out the trainer's duties no less than 24 hours over a period of 7 consecutive days. Except in emergency situations, a trainer of record who will be absent from association grounds for the purpose of carrying out the trainer's duties for more than 24 hours in a period of 7 consecutive days shall designate to the stewards a licensed assistant trainer or licensed trainer, who shall assume all duties and responsibilities of the trainer under Chapter 562, Stats., and the rules of the division.

(11) A trainer may only be employed by one kennel owner in the state of Wisconsin at any given time.

(12) No licensed kennel owner, trainer or assistant trainer shall have any ownership interest in a greyhound of which the licensee is not the kennel owner, trainer or assistant trainer located at the same race meet.

SECTION 113. WGC 13.19 is renumbered to WGC 13.19(1).

SECTION 114. WGC 13.19 (2) is created to read:

WGC 13.19 (2) The immediate family member of a racing official shall not be permitted to obtain an occupational license unless prior approval is obtained by the stewards. When considering the issuance of a license to an immediate family member of a racing official, the stewards shall consider if such licensing creates a conflict of interest or the appearance of a conflict of interest, and whether it is in the best interest of racing.

SECTION 115. WGC 13.20 (5) is created to read:

WGC 13.20 (5) A person licensed as a mutuel employe shall not be permitted to be simultaneously licensed in any other occupation as identified in s. WGC 13.05 (1) (i).

SECTION 116. WGC 13.23 (8) is amended to read:

WGC 13.23 (8) ~~The following shall govern live lure requirements:~~

(a) ~~Before January 1, 1992, no person shall enter or permit a dog to be entered in a race if that person knows that the dog was trained in a state that does not prohibit the use of live lures or bait in a race or training for entry in a race.~~

(b) ~~On and after January 1, 1992, no~~ No person shall enter or permit a dog to be entered in a race if that person knows that the dog was trained in a state that does not specifically prohibit the use of live lures or bait in a race or training for entry in a race.

SECTION 117. WGC 13.23 (13) is amended to read:

WGC 13.23 (13) No person shall engage in ~~the~~ illegal sale, possession, ~~or~~ receipt or use of a controlled substance, paraphernalia used in conjunction with a controlled substance, or intoxicant; use of profanity; fighting; or any conduct of a disorderly nature on association grounds.

SECTION 118. WGC 13.23 (16) through (26) are created to read:

WGC 13.23 (16) No person shall alter or forge a prescription for medication for a greyhound.

(17) No person shall mar or alter any identification mark on a greyhound.

(18) (a) No person shall knowingly allow an unlicensed person to participate in a race meet if the licensee knows or should know that the person is required to be licensed.

(b) A person shall immediately report to the division the unlicensed participation in a race meet of any unlicensed person who the licensee knows or should know is required to be licensed.

(19) No person shall smoke in any designated "No Smoking" area on the grounds of the association.

(20) No person shall kill any animal or use any animal that has been killed for the purpose of training of a greyhound.

(21) No person shall submit or knowingly allow to be submitted to the division, association or the national greyhound association any report or document which contains false or misleading information.

(22) No person shall ^{cash or offer to cash} ~~offer to cash, or cash~~ for another individual, a pari-mutuel ticket requiring the submission of a withholding statement or accept any form of compensation for cashing a pari-mutuel ticket for another individual.

(23) No person shall bring into, or possess any food, candy, gum, tobacco products or drink, in the paddock.

(24) No person shall write, issue, make or present any check in payment to the division when that person knows or should reasonably know that the check will be refused by the bank upon which it is written, or that the account upon which the check is written has insufficient funds.

(25) No person shall fail to disclose the true ownership or interest in any greyhound.

(26) No person shall enter for official racing or schooling, or cause to allow to be entered, a greyhound that the licensee knows or should know does not meet all entry requirements.

SECTION 119. WGC 13.24 is created to read:

WGC 13.24 Financial responsibility. (1) A creditor who alleges an unpaid obligation or default in obligation directly relating to greyhound racing shall submit to the division a court judgment describing the same. The stewards shall notify the licensee that a judgment has been filed with the division and the individual shall have 30 days to satisfy said judgment.

(2) In the event the licensee appeals the court judgment within 30 days, the stewards shall not take any action against the licensee until the appeal is denied. If after the 30 days the

judgment remains unsatisfied and no further court action has been initiated by the licensee, the stewards may suspend the individual's occupational license or deny the pending license application.

SECTION 120. WGC 14.02 (3) is created to read:

WGC 14.02 (3) "Test sample" means any substance obtained from a racing animal for the purpose of submission to the testing laboratory for determining compliance with ch. WGC 14. These substances include but are not limited to urine, blood, feces, saliva, and hair.

SECTION 121. WGC 14.03 is amended to read:

WGC 14.03 No animal participating in a race shall carry in its body any foreign substance or medication, irrespective of when administered or injected. No person shall administer, conspire to administer, or attempt to administer a foreign substance or medication in violation of this rule section. Notwithstanding any of the foregoing, if the testing laboratory selected pursuant to s. WGC 14.23 detects the following substances at or below the levels indicated, the laboratory shall not report the results as a positive finding which indicates the presence of a foreign substance:

- (1) Procaine and its metabolites in an amount less than or equal to 5.0 microgram⁵ per milliliter.
- (2) Sulfa drugs and their metabolites in an amount less than or equal to 100 micrograms per milliliter.
- (3) Polyethylene glycol and fenbendazole, if the laboratory determines, in its sole discretion, that the amount detected is insufficient to interfere with the laboratory's ability to detect the presence of other medications or foreign substances.

SECTION 122. WGC 14.07 is amended to read:

WGC 14.07 No person except a veterinarian shall have in ~~his or her~~ the person's possession within a race track enclosure the kennel compound any prescription drug as defined in s. 450.01 (20), Stats., unless prior written authorization is obtained ~~by the commission veterinarian or that person has complied with s. WGC 14.09 (2) and the prescription drug is in its original pharmacy container with a prescription label affixed to it.~~

SECTION 123. WGC 14.09 (3) is created to read:

WGC 14.09 (3) Dosage syringes manufactured for the exclusive purpose of providing oral administration of medications shall be permitted to be possessed by persons other than a veterinarian if prior approval is obtained from the division's veterinarian. This provision does not permit hypodermic syringes that have been modified to prevent the attachment of a needle to qualify. All dosage syringes shall be identified on the medication list provided to the division's veterinarian.

SECTION 124. WGC 14.11 (5) is amended to read:

WGC 14.11 (5) An area located adjacent to the paddock shall be set aside and be under the supervision of the division veterinarian for the purpose of collecting ~~body fluid~~ test samples for any tests required by the division. The building, location, arrangement, furnishings and facilities, including refrigeration and hot and cold running water, ~~must~~ shall be approved by the division.

SECTION 125. WGC 14.12 (1) and (3) are amended to read:

WGC 14.12 (1) ~~For each animal tested, one portion of the test sample, referred to as the referee sample, shall be taken at the same time as the test sample, when sufficient quantities of fluid are present, and preserved by the laboratory. The referee sample shall be available for testing at the request of the owner, trainer or other person charged with a violation of these rules. The referee sample may also be tested by the division laboratory with the consent of the owner of the animal from whom the sample was taken. If the division requests permission from the owner to test the referee sample, and the owner refuses to grant the permission, the division shall deem such refusal by the owner as grounds for revoking the owner's occupation license. A referee sample shall be provided when sufficient volume is available for additional confirmation testing and retention of a portion of the sample as required by sub. (3) at the request of the owner, trainer or other person charged with a violation of these rules. The referee sample may not be tested by the division laboratory.~~

WGC 14.12 (3) ~~Whenever a referee sample is opened~~ provided, a portion of that test sample shall be preserved by the division laboratory in case further testing is requested. If the division laboratory determines there is insufficient sample to conduct the requested confirmation testing and retain a portion by the division laboratory for additional testing, a referee sample shall not be provided.

SECTION 126. WGC 14.12 (4) and (5) are created to read:

(4) The laboratory conducting the testing of the referee sample shall provide the results of the testing to the division.

(5) For a laboratory to be eligible to conduct testing of a referee sample, one member of the laboratory personnel shall be a registered member of the Association of Official Racing Chemists.

SECTION 127. WGC 14.15 (1) is amended to read:

WGC 14.15 (1) Upon receipt of a laboratory report for a positive finding from the laboratory, the stewards shall immediately direct that no purse money shall be awarded to the animal in question pending a final determination by the stewards or the ~~commission~~ division of the accuracy of the laboratory's report. The stewards shall notify the owner, trainer, and any other person having care, custody or control of the animal. If the purse money has been distributed, the stewards shall order it returned pending final determination of the accuracy of the laboratory's report. The stewards shall proceed to conduct an inquiry or the ~~commission~~ division shall conduct an inquiry or hearing.

SECTION 128. WGC 14.15 (4) is created to read:

WGC 14.15 (4) Failure by the kennel owner or owner of an animal to return previously distributed purse monies as ordered by the stewards or division shall result in a suspension of the kennel or greyhound owner's license until such monies are returned.

SECTION 129. WGC 14.20 (4) is amended to read:

WGC 14.20(4) A veterinarian practicing medicine at a track licensed by the ~~commission~~ division shall use disposable needles and syringes and keep the needles and syringes in their possession until the needles and syringes can be properly disposed of off the grounds of the racetrack.

SECTION 130. WGC 14.21 (1) and (2) are amended to read:

WGC 14.21 (1) The kennel owner or trainer shall immediately inform the division veterinarian of any animal in the kennel owner or trainer's care that expires or is euthanatized. Every animal which suffers a breakdown on the race track in training~~g~~ or in competition and is destroyed and every other animal which expires while on the grounds of a race track under the jurisdiction of the ~~commission~~ division shall undergo, unless otherwise determined by the

division veterinarian, a post-mortem examination at a time and place acceptable to the state division veterinarian to determine the injury or sickness which resulted in euthanasia or natural death. Post-mortems shall not be required when death is due to fire.

(2) The post-mortem examination required under this rule shall be conducted by the ~~commission's veterinarian~~ Wisconsin animal health laboratory, University of Wisconsin – Madison school of veterinary medicine, or other entity designated by the division.

SECTION 131. WGC 14.21 (3) and (4) are created to read:

(3) The trainer of a greyhound required under sub. (1) to have a post-examination^{mortem} conducted shall be required to deliver the greyhound to the division's veterinarian.

(4) The division shall be responsible for any transportation costs associated with the delivery of the deceased greyhound from the division veterinarian's office to the laboratory for post-mortem examination.

SECTION 132. WGC 14.22 (5) is amended to read:

WGC 14.22 (5) The ~~commission~~ division veterinarian shall observe each greyhound as it enters the lock-out kennel, ~~examine it~~ inspect the greyhound if deemed necessary when it enters entering the paddock prior to the race, and recommend to the ~~commission~~ of stewards that any greyhound deemed unsafe to race or physically unfit to produce a satisfactory effort in a race be scratched.

SECTION 133. WGC 14.22 (8) is repealed.

SECTION 134. WGC 14.23 (1) (h) and (2) are amended to read:

WGC 14.23 (1) (h) No laboratory staff, officer, director or holder of 25% or more of the any ownership interest in the laboratory shall have a financial interest, either directly or indirectly, in racing greyhounds, any entity licensed by the ~~commission~~ division, the racing industry, or any other conflict of interest, including those contained in s. 562.025, Stats.

(2) The ~~commission~~ division shall select a laboratory pursuant to a request for proposal or request for bid issued pursuant to the procedures set forth in the department of administration's procurement manual as required by subch. IV of ch. 16, Stats. ~~No laboratory shall be selected which does not meet all requirements of the request for proposal or request for bid.~~

SECTION 135. WGC 14.24 is created to read:

WGC 14.24 Medication list. (1) All kennels shall maintain a listing of all chemical substances, medications, vitamins, and nutritional supplements present in the kennel for the purpose of ingestion or absorption by racing greyhounds.

(2) Medication lists shall be prominently displayed in the kennel building.

(3) Medication lists shall be subject to review and approval by the division. The division may deny approval of any item on the medication list if the item poses a risk to the health, safety or welfare of a greyhound or human; possession or administration of the item is prohibited by state or federal law; or the item has not been approved for use in dogs by the Food and Drug Administration or United States Department of Agriculture unless a prescription for the secondary use of the item is issued by a licensed veterinarian. Items denied by the division for placement on the medication list shall be prohibited in the kennel compound.

SECTION 136. WGC 15.02 (1) (d) is created to read:

WGC 15.02 (1) (d) No person shall remove or alter, either directly or indirectly, any tattoo, other marking, device, coloration or special characteristic that is used for the purpose of identifying a greyhound.

SECTION 137. WGC 15.02 (2) (a) is amended to read:

WGC 15.02 (2) (a) The affidavit shall disclose the ^{dates and} locations of training, ~~dates of training~~ ^{at the} and names, addresses and telephone numbers of all trainers. This affidavit is to be filed by the trainer or owner prior to ~~race~~ entry;

SECTION 138. WGC 15.04 (2) is amended to read:

WGC 15.04 (2) ~~The following shall govern live lure requirements:~~

~~(a) Before January 1, 1992, no person shall enter or permit a dog to be entered in a race if that person knows that the dog was trained in a state that does not prohibit the use of live lures or bait in a race or training for entry in a race.~~

(b) ~~On and after January 1, 1992, no~~ No person shall enter or permit a dog to be entered in a race if that person knows that the dog was trained in a state that does not specifically prohibit the use of live lures or bait in a race or training for entry in a race.

SECTION 139. WGC 15.05 (2) is repealed.

SECTION 140. WGC 15.05 (3) is renumbered WGC 15.05 (2) and as renumbered is amended to read:

WGC 15.05 (2) No greyhounds shall be removed from the grounds of the racetrack unless prior approval from a ~~commission~~ division steward or designee has been obtained, unless ~~in case of emergency the greyhound is being removed for the purpose of receiving veterinary care~~ or the greyhound is housed in the association's adoption kennel. ~~In cases of emergency, within 24 hours the trainer shall submit to the stewards an explanation of the emergency and any substantiating documents required by the stewards:~~

Send the greyhound to the kennel compound

(a) Approval ~~will~~ may include inspection and identification of the greyhound.

(b) ^{The} Destination of the greyhound shall be submitted to the ~~commission~~ division stewards or ~~commission~~ division veterinarian on a form supplied by the ~~commission~~ division. The form shall be completed and submitted by the trainer, kennel owner, or greyhound owner prior to the greyhound's removal from the grounds of the racetrack.

Note: Related forms are available free of charge at Division of Gaming offices located at each racetrack or by calling (608) 270-2555.

(c) ~~Upon return to the grounds, the steward, after examination by the division veterinarian shall verify that the animal has recovered, if it left for treatment.~~

SECTION 141. WGC 15.05 (4) is amended to read:

WGC 15.05 (4) All greyhounds transported to or from any racetrack within the state shall be hauled ~~in crates designed and used for the sole purpose of transporting greyhounds.~~ These crates shall be 2 feet wide, 3 feet long and 34 inches high. under the following conditions:

(a) All crates shall be designed and use^d for the sole purpose of transporting greyhounds. These crates shall be 2 feet wide, 3 feet long and 34 inches high.

(b) All crates shall be of sound construction, maintained in good repair and clean.

(c) All vehicles shall be in good repair.

SECTION 142. WGC 15.05 (6) is amended to read:

WGC 15.05 (6) Only one greyhound shall be housed per crate in a kennel at any time.

SECTION 143. WGC 15.05 (8) is amended:

WGC 15.05 (8) All greyhounds kenneled at a racetrack licensed under s.562.05(1)(a) and (b), Wis. Stats., shall be vaccinated ~~annually for~~ against rabies. If a greyhound ~~has not been vaccinated within one year~~ does not possess a current valid rabies vaccination prior to kenneling

at the racetrack, vaccination shall occur ~~within one week of arrival~~ prior to arriving at the racetrack. Copies of current rabies certifications evidencing [^]vaccination ~~within one year and its expiration date~~, which are signed by a licensed veterinarian, shall be recorded with the ~~commission~~ division. When a greyhound's ~~vaccination date~~ rabies vaccination expires, a new vaccination shall occur, and certificate filed, ~~within one week~~ prior to expiration.

SECTION 144. WGC 15.05 (9) through (12) are created to read:

WGC 15.05 (9) All greyhounds kenneled at a racetrack licensed under s.562.05(1)(a) and (b), Stats., shall be vaccinated against canine distemper virus, infectious canine hepatitis (canine adenovirus type 2), leptospirosis, ^(sp.) parainfluenza, and parvo virus annually. If a greyhound does not possess a current vaccination against these diseases prior to kenneling at the racetrack, vaccination shall occur prior to arriving at the racetrack. Copies of current certifications evidencing vaccination against these diseases, which are signed by a licensed veterinarian, shall be filed with the division. When a greyhound's vaccination expires, a new vaccination shall occur, and certification ^{shall be} filed prior to expiration.

(10) No greyhound may compete in a race if any vaccination required by the division has expired.

(11) No licensee shall possess any device capable of forced ingestion or absorption into a greyhound by human means unless the licensee possesses a written order from a veterinarian or the item is listed below:

(a) Oral syringe

(b) Eye dropper

(c) Inhalation device

(12) No greyhound shall be rectally, orally, vaginally, naso-gastrically or gastrically probed or intubated without a written order from a veterinarian ^{or} have any item placed in a body cavity of a greyhound for the purpose of causing the animal to lose or gain weight.

SECTION 145. WGC 15.06 through 15.08 are created to read:

WGC 15.06 Scientific research. (1) No licensee, except the greyhound's owner, may directly or indirectly transport or arrange transportation of ^agreyhound that ^{has} ~~have~~ raced in the state of Wisconsin to a facility licensed by the United States Department of Agriculture for the purpose of the greyhound participating in animal research or blood donation.

(2) No licensee shall directly or indirectly remove a greyhound from the grounds of the racetrack without the owner's consent, except in removals of greyhounds for the purpose of obtaining veterinary care.

WGC 15.07 Kennel Standards. Kennels and the kennel compound shall be maintained by the association and kennel owners in the following manner to promote the health, safety and welfare of racing greyhounds and humans:

(1) Kennel facilities shall be structurally sound, maintained in good repair, and protect animal housed in the facilities from injury.

(2) All kennel facilities and other buildings comprising the kennel compound shall have locks on all outside doors to protect against illegal entry. When kennel facilities and buildings used for the purposes of storage or maintenance are unattended by authorized personnel, all doors and gates must be secure and locked. One copy of the key for the lock shall be maintained by the kennel compound security officer for the purpose of accessing the building in the event of an emergency.

(3) All kennel facilities shall have a functional climate control system to regulate the air temperature in the kennel to a minimum of 60 degrees during the winter heating season and 78 degrees during the summer cooling season.

(4) Kennel personnel shall inspect the kennel and turn-out pens before leaving the kennel and immediately upon return to determine if unauthorized persons or unattended greyhounds are present. The following shall constitute a violation of this section:

(a) The presence of 2 or more greyhounds in a turn-out pen when no person representing the kennel is present within 20 feet of the kennel.

(b) The presence of one or more greyhounds in a turn-out pen when no person representing the kennel is present on the grounds of the racetrack.

(c) The presence of unattended greyhounds or unauthorized persons shall be immediately reported to the on-duty kennel compound security officer.

(5) Kennel personnel shall inspect the turn-out pens prior to placing greyhounds in the pens to ensure the absence of foreign matter, signs of unauthorized entry, open gates or damaged fencing.

(6) All kennels and the kennel compound shall be sufficiently luminated both internally and externally.

(7) The following rules shall govern electrical use in a kennel:

(a) Electrical outlets shall have coverplates, and all electrical wiring and lights shall be maintained in a manner which protects against damage by or injury to a greyhound.

(b) Devices in use shall be connected directly or with an electrical cord not more than 50 feet long to an electrical outlet.

(8) All turn-out pens shall meet the following specifications:

(a) The turn-out pens surface shall ~~be~~^{have} a minimum base consisting of 4 inches of sand that has been routinely aerated to provide an adequate drainage system to minimize areas of standing water.

(b) All turn-out pens shall have at least one gate a minimum of 36 inches wide.

(c) All turn-out pens shall be free of weeds and grass.

(d) All feces buckets located in a turn-out pen shall have secure lids.

(e) All feces located in turn-out pens or within 50 feet of a kennel building shall be picked up and discarded in the designated receptacle(s) no less than one time per day.

(9) Kennels and all areas and buildings within the kennel compound shall be free of sharp or protruding objects and maintained in a clean manner which promotes the health, safety and well-being of greyhounds housed on association grounds. This shall include ensuring grass and weeds within 20 feet of any structure, motor vehicle, turn-out pen, or sprint path are not in excess of 5 inches in height.

(10) All kennel floors and walls shall be impervious to water and free from feces, blood, and urine.

(11) All food and bedding shall be stored in a manner that prevents contamination and deterioration.

(12) All kennels shall have interior running hot and cold water and an exterior cold water faucet.

(13) All kennels shall have at least ^{one} fire extinguisher in working order.

(14) All kennel buildings shall have at least one operational window with ^a screen and two operational exterior doors, one of which shall lead to a turn-out pen.

WGC 15.08 Rodent and insect control. (1) All racing associations and kennel owners shall provide systematic and effective insect and rodent control, including control of flies, mosquitoes, fleas, ticks, and mice, to all areas on association grounds under ^{the} association's or kennel owner's control.

(2) No kennel owner or trainer shall present a greyhound for weigh-in if that greyhound is infested with fleas or ticks. Greyhounds observed by the division veterinarian or steward during weigh-in or weigh-out to be infested with fleas or ticks shall be scratched.

SECTION 146. WGC 16.02 (4) is created to read:

WGC 16.02 (4) "Wagering" means the act of placing a wager or accepting a payout on a wager or both.

SECTION 147. WGC 16.03 (2) is renumbered WGC 16.05, and WGC 16.03 (3) is renumbered WGC 16.06.

SECTION 148. WGC 16.03 (1) is repealed and recreated to read:

WGC 16.03 Wagering. (1) No employee of any person licensed pursuant to s. 562.05 (1) (a), (b), (c), Stats., shall place any wagers, or cause any wager to be placed, directly or indirectly, on any race during the time he or she is working. Any employee shall be deemed to be working from the start of their shift until the end of the shift, and may not wager during breaks, lunch, or any other time before they are discharged from their duties that day. No employee may wager while wearing any clothing or other identification that indicates they are an employee of a licensee.

(2) No person licensed pursuant to s. 562.05 (1) (a), (b), or (c), Stats., as a racing official may place any wager, directly or indirectly, at any track under the jurisdiction of the division.

(3) An occupational licensee having immediate care and custody of more than one animal entered in a particular race shall not wager on that race.

(4) An occupational licensee may wager on a race in which no animal in the licensee's immediate care is entered in that race.

(5) An occupational licensee having immediate care and custody of one animal entered in a particular race may cash a winning pari-mutuel ticket for a race only if the animal in the licensee's care and custody is one of the greyhounds comprising the official order of finish for the pool in which the licensee is cashing the pari-mutuel ticket.

SECTION 149. WGC 16.04 is repealed and recreated to read:

WGC 16.04 Substance abuse. No licensee shall perform duties on association grounds or display an identification badge while under the influence of alcohol or any controlled substances.

SECTION 150. WGC 16.07, 16.08, 16.09 and 16.10 are created to read:

WGC 16.07 Telephone and internet wagering. No licensee shall place or cause to be placed any wager through a telephone or internet service provider on association grounds.

WGC 16.08 False or misleading information. No licensee shall provide false or misleading information to the division or division staff.

WGC 16.09 Failure to cooperate. No licensee shall fail to cooperate with the division or division staff in the course of a division investigation or inquiry.

WGC 16.10 Misconduct. No licensee by action or failure to act shall create or contribute to a situation or circumstance which creates a threat to the public health, safety or welfare, or the integrity of racing and pari-mutuel wagering.

SECTION 151. WGC Chapter 17 is repealed.

SECTION 152. WGC Chapter 18 is repealed.

SECTION 153. WGC 19.04 (1) (i) and (j) are created to read:

WGC 19.04 (1) (i) Any violation by a licensee of ss. WGC 16.03 (1) or 16.04, shall be subject to a minimum forfeiture equal to the amount of money wagered and won when committing the violation.

(j) Any violation by a licensee of ss. WGC 14.03 or 14.04, shall be subject to a minimum penalty which includes a requirement to return all purse monies won by the greyhound owner and kennel owner to the association. Furthermore, the association shall be ordered to redistribute the purse monies received to the greyhound owners and kennel owners who would have been entitled to increased purse money if the greyhounds which raced in violation of ss. WGC 14.03 or 14.04, would have been disqualified.

SECTION 154. WGC 20.04 (5) is amended to read:

WGC 20.04 (5) The division shall require a fee for licenses to cover background investigations and general operations. The fee for the first year of operation shall be \$1,500 for food service concessionaires. Subsequent license fees for food service concessionaires shall be \$10.00 per performance granted to the track at which the licensee operates. All other concessionaires will be required to pay an annual ~~\$150.00~~ 75.00 license fee. Charitable organizations, community organizations, and promotional event organizers may be exempt from obtaining a concessionaire's license. Any request for exemption must be made by the participating racetrack three days prior to the event. An entity is eligible for such an exemption only if it will not operate as a concessionaire at more than 10 race days during a race meet.

SECTION 155. WGC 20.10 (2) is amended to read:

WGC 20.10 (2) Income and expense items shall be shown in such detail as required in accordance with generally accepted accounting principles. Such report shall be filed with the ~~commission~~ division within 90 ~~120~~ days after the end of each individual meet unless a written extension is received from the division.

SECTION 156. WGC 23 is amended to read:

Chapter WGC 23 WISCONSIN ~~WHELPED~~OWNED PROGRAM

WGC 23.01 Purpose. This chapter ensures that certain kennels and greyhounds are owned by residents of Wisconsin.

WGC 23.02 Wisconsin ~~whelped~~-owned program. (1) Each association shall make a good faith effort to ensure that at least 2 kennels, whether sole proprietorships, corporations, or any other form of business entity or association, with whom the association contracts are wholly owned by Wisconsin residents. ~~For purposes of this chapter, resident means an individual person who has been legally domiciled in this state for a period of 30 days. For purposes of this requirement, legal domicile is established by living in this state and obtaining a Wisconsin motor vehicle operator's license, registering to vote in Wisconsin or filing a Wisconsin income tax return.~~ All kennel operators that the association extends a contract to shall be properly qualified in the raising, racing, and training of greyhounds.

~~(2) Each race day, each racing association shall hold at least one race restricted to Wisconsin whelped greyhounds. However, if sufficient competition cannot be had among that grade of greyhounds, another race shall be substituted giving Wisconsin whelped greyhounds preference in selecting entries. The association shall pay all Wisconsin owned greyhounds that finish in the top four places in a purse race, not including stakes or sweepstakes races, one point in addition to points normally won for finishing in the top four places.~~

~~(2) Qualifications for [§]Greyhounds participating in the Wisconsin whelped owned program are as follows:~~

~~(a) The greyhound shall be whelped in the state of Wisconsin by a Wisconsin breeder and remain in the state for 6 months. The brood matron shall be owned or leased by a resident of this state.~~

~~(b) The breeder shall be shall be owned by a resident of the state for at least one year, and shall own or lease the brood matron at the time of whelping.~~

~~(4) Wisconsin whelped owned greyhound[§] shall be designated in the program with a symbol approved by the ~~commission~~ division.~~

WGC 23.03 Annual report. The ~~commission~~ division shall require each association holding a license in Wisconsin to report annually on the participation of Wisconsin residents in the racing of greyhounds in the state. The report must be submitted each year ~~30 days prior to the deadline for the association's dates application~~ within 90 days after the last day of the race meet. The report shall include statistics on the number of Wisconsin residents who own contract kennels at the track and the number of Wisconsin ~~whelped~~ owned greyhounds which have raced at the track in the past year. Each association must report on how any kennel opening occurred in the past year ~~were filed.~~ ^{was filed.} If a kennel opening has occurred, qualified Wisconsin residents must have been considered. The qualifications a Wisconsin resident must demonstrate in order to be considered include, but are not limited to: residency in Wisconsin; ^{an} established history in the greyhound industry; a breeding program – including ownership of a farm or brood stock and/or relationships with breeders; ^{the} percentage of greyhounds owned vs. leased by the applicant; ^{and} financial responsibility. The ~~commission~~ division shall review each association's report and may make recommendations or may impose requirements relative to promoting participation of Wisconsin residents in greyhound racing at its track.

SECTION 157. WGC 24.18¹⁶ (14) is amended to read:

WGC 24.16 (14) If live on-track racing is being conducted during the same period simulcast wagering is provided, all purse payment monies generated from the simulcast wagering pools shall be paid in accordance within the identified time frame for payment as identified in s.562.065(3)(b)2., Stats. If simulcast wagering is conducted during periods when no live on-track racing is occurring, a plan for the distribution of purse monies generated from simulcast wagering pools shall be submitted to the ~~commission~~ division for approval prior to the start of the live on-track racing. The division shall establish the percentage of simulcast handle wagered on both horse and greyhound races from out-of-state host tracks to Wisconsin guest tracks that shall be allocated toward the payment of purses for greyhound racing in Wisconsin.

SECTION 158. WGC 24.18 (3) is repealed.

SECTION 159. WGC 4 through 10 , 13 through 16, 19, and 24 are amended by replacing references to: "commission" with "division", "director" with "administrator" and the acronym "WGC" with "Game".

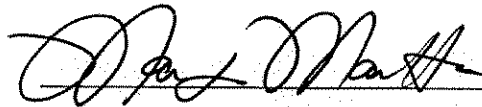
INITIAL APPLICABILITY. Unless identified below, all rules first apply on the effective date of this order.

SECTION 29. This rule first applies to all lease affidavits filed with the racing secretary on or after January 1, 2004.

SECTION 101. This rule first applies to all applicants for a 2004 occupational license.

EFFECTIVE DATE. This order shall take effect on the first day of the month following publication in the Wisconsin Administrative register as provided in s. 227.22 (2)(intro.), Stats.

Date: 9-2-03



Marc J. Marotta, Secretary

CONTACT PERSON:

Christopher Patton

Department of Administration – Division of Gaming

(608) 270-2532

Proposed Order of the
Department of Administration

The Department of Administration proposes an order to renumber Game 3.03(2), WGC 4.02(2), 7.10(2)(h), (i), (j) and (k), 13.13(5), 13.19, 16.03(2); to create Game 1, Game 3.03(2)(b), 3.06(3), WGC 4.08(3), 4.13, 4.14, 5.08(11), 7.03(2)(g), (h), and (i), 7.05(1)(j), 7.06(1)(e), 7.06(2)(g), (h), and (i), 7.06(3)(j), 7.07(5), 7.08(3)(b), 7.09(5)(e), (f) and (g), 7.10(1)(i), 7.10(2)(h) and (i), 7.10(5)(f) and (6)(c) and (d), 7.10(10), 8.12(1)(b), (c) and (d), 8.12(4)(title) and (intro.), 9.04(4), 9.10(9), 10.06(7)(l), 10.07(22) and (23), 13.02(4) and (5), 13.04(3), 13.08(10), 13.11(1)(d), 13.15(4)(d), 13.15(6) through (12), 13.19(2), 13.20(5), 13.23(16) through (26), 13.24, 14.02(3), 14.09(3), 14.12(4) and (5), 14.15(4), 14.21(3) and (4), 14.24, 15.02(1)(d), 15.05(9) through (12), 15.06 through 15.08, 16.02(4), 16.07 through 16.10, 19.04(1)(i) and (j); to amend Game 3.05(1)(intro), WGC 4.04, 4.05(2)(a), (b), (c), and (3), 4.06(1), (2), (3) and (6), 4.07(4), (9), (11) and (12), 4.08(2), 4.10, 4.12, 5.03(1) and (2), 5.04(1), 5.05(intro.) and (4), 5.08(1), 5.09(1) and (2)(a), 5.10, 5.16(1)(intro.) and (2), 5.21, 5.22(2), 7.02(3), (5) and (6), 7.03(2)(a), 7.05(1)(c) and (h), 7.05(2)(a) and (b) and (4)(a) and (b), 7.06(2)(a), (c) and (d), 7.06(3)(d) and (e), 7.06(4)(b) and (e), 7.08(1)(b) and 2(a), (b) and (g), 7.08(4)(b), 7.09(1)(a), (2)(h), (3)(b) and (5)(a), 7.10(1)(b), 7.10(2)(a), (c) and (e), 7.10(4)(g), 7.10(5)(b), (c) and (d), 7.10(7)(a) and (d), (8)(a), (b)(intro.) and 6., and (9)(title)(intro), (a), (b), (c) and (d), 8.03(1)(a), 8.03(1)(b)1., 8.06(2)(a) through (f), 8.07, 8.12(1)(a), 9.10(2), 9.12(4), 9.13(1), (4), (8) and (9), 10.04(1)(c), 10.06(8) and (9), 10.07(7)(a), 10.07(13), 10.07(15)(title) and (intro.), 10.07(18), 10.08(2), 10.08(4)(a) and (b), 10.08(5), 10.08(9)(intro.) and (2)(b), 13.09(1), 13.11(1)(intro.), 13.13(title), 13.14(title) and (3), 13.15(3), 13.23(8), 13.23(13), 14.03, 14.07, 14.11(5), 14.12(1) and (3), 14.15(1), 14.20(4), 14.21(1) and (2), 14.22(5), 14.23(1)(h) and (2), 15.02(2)(a), 15.04(2), 15.05(4), 15.05(6), 15.05(8), 20.04(5), 20.10(2), 23, 24.16(14); to repeal WGC 1, WGC 4.02(1), 7.06(4)(e)2. and 4., 9.10 (3) through (6), 9.15, 10.03(1) through (4), 10.05(3), 11, 14.22(8), 15.05(2), 17, 18, 24.18(3); to renumber and amend WGC 7.06(4)(e)3., 7.08(3), 7.10(2)(l), 9.10(7) through (12), 10.03(5), 13.13(2) through (4), 15.05(3); to repeal and recreate WGC 7.10(1)(a), 9.13(3), 13.05, 16.03(1), 16.04.

ANALYSIS PREPARED BY THE DEPARTMENT OF ADMINISTRATION.

STATUTORY AUTHORITY: ss. 16.004 (1), 227.11(2)(a), 562.02(1), 562.04(2), 562.05(2), 562.057(5), 562.065(1), and 562.09 Stats.

STATUTES INTERPRETED: ss. 562.02(1), 562.04, 562.05(6)(e)2., 562.057(4m)(b), 562.065, 562.06(2), 562.105, and 562.11, Stats.

The Department of Administration proposes to revise its administrative code relating to greyhound racing and pari-mutuel wagering. The revision process was conducted in order to ensure the Department exercises its regulatory oversight functions in an effective and efficient manner. The proposed amendments reflect contemporary regulatory and industry standards. In many cases, the amendments raise regulatory standards and safeguards by conforming the administrative code to current practices in place at Wisconsin racetracks.

In addition, the amendments afford Wisconsin racetracks and licensees greater flexibility while preserving and strengthening key regulatory safeguards that protect the health, welfare and safety of greyhounds and the public, and the integrity of pari-mutuel wagering and greyhound racing. The plain language analyses provided for each section are contained below based on the general common areas of concern.

Sections 1g and 1r: Definitions.

Chapter WGC 1 is repealed and Game 1 is created to insert new definitions that will clarify and give insight to terms used in the administrative code. The new definitions reflect terminology specific to greyhound racing, pari-mutuel wagering and practices of the Department's Division of Gaming and its licensees.

Sections 2 through 5: Relating to appeals, hearings and enforcement proceedings.

Sections 2 through 4 create requirements for the Division of Gaming to ensure the timely advancement of appeals filed by occupational licensees. Specifically these sections require the Division of Gaming's Chief Steward to compile all materials relating to the original enforcement proceedings and report to the Division of Gaming's Administrator within 7 days of receipt of an