

TITLE 325. OKLAHOMA HORSE RACING COMMISSION

CHAPTER 25. ENTRIES AND DECLARATIONS

325:25-1-10. Horses Ineligible to Start in a Race

- (a) In addition to any other valid ground or reason, a horse is ineligible to start in any race if:
- (1) Such horse is not registered by The Jockey Club if a Thoroughbred; the American Quarter Horse Association if a Quarter Horse; the Appaloosa Horse Club if an Appaloosa; the Arabian Horse Club Registry of America if an Arabian; the American Paint Horse Association if a Paint; the Pinto Horse Association of America, Inc., if a Pinto; or any successors to any of the foregoing or other registry recognized by the Commission.
 - (2) If its breed registration certificate is not on file with the racing secretary, unless the racing secretary has submitted the certificate to the appropriate breed registry for correction, or in the case of Thoroughbred horses foaled in 2018 or thereafter, the horse does not have a Digital Tattoo; the stewards may waive these requirements if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the stewards' satisfaction.
 - (3) Such horse has been entered or raced at any recognized race meeting under any name or designation other than the name or designation duly assigned by and registered with the official registry.
 - (4) The Win Certificate, Certificate of Foal Registration, eligibility papers, or other registration issued by the official registry has been materially altered, erased, removed, or forged.
 - (5) Such horse is ineligible to enter said race, is not duly entered for such race, or remains ineligible at time of starting.
 - (6) The ownership and Trainer of such horse has not completed the prescribed licensing procedures required by the Commission before starting the horse, or the horse is in the care of an unlicensed Trainer.
 - (7) Such horse is a suspended horse.
 - (8) Such horse is on the Stewards' List, Starter's List, or the Veterinarian's List, as such:-
 - (A) Horses on these lists are not eligible to start in a Race if the following is determined after Entry:
 - (i) a Horse has not raced in twelve (12) months or longer since its previous start shall be placed on the Steward's List or Official Veterinarian's List.
 - (ii) a Horse is four (4) years old or older and has never started shall be placed on the Steward's List or Official Veterinarian's List.
 - (9) Except with permission of the Stewards and Horse Identifier, the identification markings of the horse do not agree with the identification as set forth on the Registration Certificate to the extent that a correction is required from the appropriate breed registry.
 - (10) Except with the permission of the Stewards, the horse has not been:
 - (A) verified by the appropriate breed registry; and
 - (B) tattooed on the inside of the upper lip, or digital tattoo; or

- (C) microchipped with a unique microchip (ISO 11784); or
 - (D) freeze brand; or
 - (E) identified by any other method approved by the appropriate breed registry and the Commission.
- (11) The ~~e~~Entry of a ~~h~~Horse is not in the name of its true Owner.
 - (12) The ~~h~~Horse has drawn into the field or has started in a ~~r~~Race on the same day.
 - (13) The age of the ~~h~~Horse as determined by an examination of its teeth by the Official Veterinarian does not correspond to the age shown on its Registration Certificate, such determination by tooth examination to be made in accordance with the current OFFICIAL GUIDE FOR DETERMINING THE AGE OF THE HORSE as adopted by the American Association of Equine Practitioners.
 - (14) The Certificate of Registration of a horse reflects an unknown sire or dam.
 - (15) An Ownership transfer for a claimed ~~h~~Horse is being processed by the ~~r~~Racing Secretary to a breed registry, and an acceptable photocopy of the Foal Certificate is not on file with the Racing Secretary.
 - (16) A ~~h~~Horse is wholly or partially owned by a disqualified person, or a ~~h~~Horse is under the direct or indirect management of a disqualified person.
 - (17) A ~~h~~Horse is wholly or partially owned by the spouse of a disqualified person or a ~~h~~Horse is under the direct or indirect management of the spouse of a disqualified person, in such cases, it being presumed that the disqualified person and spouse constitute a single financial entity with respect to the horse, which presumption may be rebutted.
 - (18) The ~~h~~Horse is a cloned ~~h~~Horse.
 - (19) The ~~h~~Horse has an open hole in its trachea, by means of a tracheotomy or otherwise.
- (b) Additionally, a ~~h~~Horse is ineligible to start in a ~~r~~Race if:
- (1) The ~~h~~Horse is owned in whole or in part or is trained by any person who is suspended or ineligible for a license or ineligible to participate under the rules of any Stud Book Registry; and
 - (2) The Commission determines that:
 - (A) The Stud Book Registry has adopted uniform criteria and procedures for use in excluding ~~h~~Horses from participating in a ~~r~~Race for the ~~h~~Horse's breed and for suspending or finding an Owner or Trainer ineligible;
 - (B) The Stud Book Registry has adopted procedures that afford the affected Owner(s) or Trainer(s) with Notice and a meaningful opportunity to respond, that comports with due process, prior to suspending or finding the Owner or Trainer ineligible or excluding a ~~h~~Horse; and
 - (C) The Stud Registry has provided the Commission's Director of Law Enforcement Division with (1) the Registry's Order of Suspension or Ineligibility for an act or omission that violates the Oklahoma Horse Racing Act and/or Commission Rules and (2) the Due Process Notice provided to the Owner or Trainer in the proceeding leading to the Order of Suspension or Ineligibility.

325:25-1-32. Equine Infectious Anemia ~~t~~Test

No ~~h~~Horse shall ~~enter~~be allowed on the premises of an ~~Oklahoma~~racetrack ~~without~~ unless it ~~has had~~ a negative test for Equine Infectious Anemia (EIA ~~test~~) conducted within the preceding twelve (12) months. ~~The test record may be a~~ A copy of the ~~original~~EIA test: is

satisfactory. The Organizational Licensee shall be the official in charge under OAC 35:15-15-91. Record of ~~the negative EIA test for a race horse participating in a claiming race shall be the original VS Form 10-11 or an approved electronic version and along with the registration papers certificate of the horse, and conducted within twelve (12) months of the race in question.~~ The ~~Trainer of the race~~ Horse is responsible for ~~ensuring that a negative~~ the EIA test result is in the racing secretary's office as ~~required by this rule~~ prior to racing. Failure to comply may subjects the Licensee to disciplinary action.

325:25-1-33. Horses Subject to Quarantine

No Horse shall enter a racetrack that originated from a quarantined premises. Upon release of the quarantine the Horse may enter a racetrack.