

This is an amendment to 15.2.5 NMAC, Section 6, effective 03/14/18.

15.2.5.6 **OBJECTIVE:** The objective of ~~Part 4~~ Part 5 of Chapter 2 is to achieve the objective that all horse races be conducted fairly and honestly.

[15.2.5.6 NMAC - Rp, 15 NMAC 2.5.6, 03/15/2001; A, 03/14/2018]

This is an amendment to 15.2.5 NMAC, Sections 9, effective 03/14/18.

15.2.5.9 **Declarations and scratches:** Declarations and scratches are irrevocable except with permission of the stewards.

A. Declarations:

(1) A "declaration" is the act of withdrawing an entered horse from a race prior to the closing of entries.

(2) The declaration of a horse before closing shall be made by the owner, trainer or their licensed designee in the form and manner prescribed in these rules.

B. Scratches:

(1) A "scratch" is the act of withdrawing an entered horse from a contest after the closing of entries.

(2) The scratch of a horse after closing shall be made by the owner, trainer or their licensed designee, with permission from the stewards.

(3) A horse may be scratched from a stakes race for any reason at any time up until 45 minutes prior to post time for that race.

(4) No horse may be scratched from an overnight race without approval of the stewards.

(5) In overnight races, horses that are physically disabled or sick shall be permitted to be scratched first. Should horses representing more than eight betting interests in the daily double or exotic wagering races, or horses representing more than eight betting interests in any other overnight race, remain in after horses with physical excuses have been scratched, then owners or trainers may be permitted at scratch time to scratch horses without physical excuses down to such respective minimum numbers for such races. This privilege shall be determined by lot if an excessive number of owners or trainers wish to scratch their horses.

(6) Entry of any horse which has been scratched, or excused from starting by the stewards, because of a physical disability or sickness may not be accepted until the expiration of ~~[three entry days]~~ seven calendar days after such horse was scratched or excused and the horse has been removed from the veterinarian's list. ~~[by the racing veterinarian, and then only with the approval of the stewards.]~~

This is an amendment to 15.2.5 NMAC, Section 11, effective 03/14/18.

15.2.5.11 WORKOUTS:

A. Requirements:

(1) A non-starter must have had within 60 days prior to time of race one approved official schooling race or at least two workouts recorded at a pari mutuel or commission recognized facility and posted with the racing secretary prior to time of race, one of the two workouts shall be from the starting gate, and be gate approved. It shall be the trainer's responsibility to establish validity as to workouts and gate approvals.

(2) Any horse which has started, but not within six months, must have one official workout from the starting gate or must have proof of standing the horse at least one time within a 60 day period. Any horse which has started, but not within 60 days, must have at least one workout within 60 days prior to time of race. Horses that have not started within six months of entry must have at least two approved workouts within the 60 days.

(3) Horses that have never raced around the turn will be required to have within 30 days prior to time of race, at least one workout at 660 yards or farther. ~~[Horses that have previously started in a race around the turn, but not within 60 days, will be required to have at least one workout at 660 yards or farther prior to time of race.]~~

(4) Gate approvals at a licensed facility must be made by a licensed starter on a commission approved form.

B. Identification:

(1) Each horse must be properly identified prior to its participation in an official timed workout.

(2) The trainer or exercise rider shall bring each horse scheduled for an official workout to be identified by the clocker or clocker's assistant immediately prior to the workout.

(3) A horse may be properly identified by its lip tattoo immediately prior to participating in an official timed workout. A horse may also be properly identified by other approved methods of positive identification as described in Subsection F of 15.2.3.8 NMAC.

(4) The owner, trainer or rider shall be required to identify the distance the horse is to be worked and the point on the track where the workout will start.

C. Information dissemination: Information regarding a horse's approved timed workout(s) shall be furnished to the public prior to the start of the race for which the horse has been entered.

D. Restrictions: A horse shall not be taken onto the track for training or a workout except during hours designated by the association.

[15.2.5.11 NMAC - Rp, 15 NMAC 2.5.11, 03/15/2001; A, 03/30/2007; A, 06/15/2009; A, 07/05/2010; A, 01/01/2013; A, 03/15/2016; A, 12/16/16; A, 03/14/2018]