

IC 4-31-2

Chapter 2. Definitions

IC 4-31-2-1

Application of definitions

Sec. 1. The definitions in this chapter apply throughout this article.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-2

"Breakage or breaks" defined

Sec. 2. "Breakage" or "breaks" means the odd cents of all redistributions to be made on all mutuel contributions exceeding a sum equal to the next lowest multiple of ten (10).

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-2.2

"Bureau" defined

Sec. 2.2. "Bureau" refers to the child support bureau established by IC 31-25-3-1.

As added by P.L.23-1996, SEC.1. Amended by P.L.145-2006, SEC.6.

IC 4-31-2-3

"Chemist" defined

Sec. 3. "Chemist" means an official racing chemist designated by the commission.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-4

"Commission" defined

Sec. 4. "Commission" refers to the Indiana horse racing commission.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-5

"Commission veterinarian" defined

Sec. 5. "Commission veterinarian" means a veterinarian properly licensed in Indiana and designated as the commission veterinarian by the commission.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-5.5

"Delinquent" defined

Sec. 5.5. "Delinquent" means at least:

- (1) two thousand dollars (\$2,000); or
- (2) three (3) months;

past due on payment of court ordered child support.

As added by P.L.23-1996, SEC.2.

IC 4-31-2-6

"Exotic wagering" defined

Sec. 6. "Exotic wagering" means a system of betting or wagering that:

- (1) is separate and distinct from the win, place, and show pools; and
- (2) is approved by the commission.

The term includes the daily double (and other wagers depending upon results of more than one (1) race), quinella, perfecta, and trifecta.

As added by P.L.341-1989(ss), SEC.2. Amended by P.L.24-1992, SEC.2.

IC 4-31-2-7

"Foreign substances" defined

Sec. 7. "Foreign substances" means all substances except those that exist naturally in an untreated horse at normal physiological concentration, and includes all narcotics, stimulants, depressants, or other drugs or medications of any type.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-8

"Hypodermic injection" defined

Sec. 8. "Hypodermic injection" means an injection into or under the skin or mucosa including intradermal injection, subcutaneous injection, submucosal injection, intravenous injection, intra-arterial injection, intra-articular injection, intrabursal injection, and intraocular (intraconjunctival) injection.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-9

"License" defined

Sec. 9. "License" means a license issued by the commission under IC 4-31-6.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-10

"Licensee" defined

Sec. 10. "Licensee" means an individual who has received a license from the commission.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-10.1

"Outs" defined

Sec. 10.1. "Outs" means all pari-mutuel tickets unrepresented or unclaimed as of sixty (60) days after the conclusion of the calendar year in which the ticket was purchased.

As added by P.L.24-1992, SEC.3.

IC 4-31-2-10.5

"Live racing day"

Sec. 10.5. "Live racing day" means a day on which at least eight (8) live horse races are conducted.

As added by P.L.233-2007, SEC.2.

IC 4-31-2-11

"Owner" defined

Sec. 11. "Owner" includes part owner or lessee, but an interest in the winnings of a horse does not of itself constitute ownership.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-12

"Pari-mutuel wagering" defined

Sec. 12. "Pari-mutuel wagering" means a system of wagering in which those persons who wager on horses that finish in specified positions share the total amount wagered, minus deductions permitted by law.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-13

"Permit" defined

Sec. 13. "Permit" means a permit issued by the commission under IC 4-31-5 to conduct a pari-mutuel wagering horse racing meeting in Indiana.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-14

"Permit holder" defined

Sec. 14. "Permit holder" means a person that has received a permit from the commission.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-15

"Person" defined

Sec. 15. "Person" includes an individual, a corporation, a trust, a partnership, a limited liability company, a limited partnership, an association, a person, or other entity.

As added by P.L.341-1989(ss), SEC.2. Amended by P.L.8-1993, SEC.37.

IC 4-31-2-16

"Person required to have a license" defined

Sec. 16. "Person required to have a license" means an individual whose activities on a racetrack would require the person to be licensed.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-17

"Possession" or "in their possession" defined

Sec. 17. "Possession" or "in their possession" means:

- (1) in, on, or about a licensee's person or a vehicle that the

licensee owns, uses, or has access to; and
(2) the entire area assigned to and occupied or used by a licensee, including barns, stables, stalls, tack rooms, or feed rooms.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-18

"Race" defined

Sec. 18. "Race" means a contest of speed among horses:

- (1) for a purse, stakes, premiums, wager of money, or for admission fees;
- (2) on a course; and
- (3) in the presence of a judge or judges.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-19

"Racing meeting" defined

Sec. 19. "Racing meeting" means the period of time for which permission to conduct horse racing has been granted to a permit holder by the commission.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-20

"Recognized meeting" defined

Sec. 20. "Recognized meeting" means a horse racing meeting conducting pari-mutuel wagering for which a permit has been issued by the commission or by the racing authority of another state or foreign country.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-20.5

"Satellite facility" defined

Sec. 20.5. "Satellite facility" means a location, other than a racetrack, authorized by the commission at which pari-mutuel wagering is conducted on horse racing conducted at distant locations and viewable by televised simulcasting.

As added by P.L.24-1992, SEC.4.

IC 4-31-2-20.7

"Slot machine"

Sec. 20.7. "Slot machine" refers to a type of electronic gaming device approved by the Indiana gaming commission for wagering under IC 4-35.

As added by P.L.233-2007, SEC.3.

IC 4-31-2-21

"State testing barn" defined

Sec. 21. "State testing barn" means the facility provided by each racetrack and approved by the commission as the location where all horses designated for testing shall be taken by the trainer or the

trainer's representative immediately following a race so that necessary blood or urine samples may be obtained from the horse.
As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-22

Repealed

(Repealed by P.L.34-2006, SEC.3.)

IC 4-31-2-23

"Test sample" defined

Sec. 23. "Test sample" means a body substance taken from a horse for the purpose of analysis, under the supervision of the commission or state veterinarian and in the manner prescribed by the commission.
As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-24

"Veterinarian" defined

Sec. 24. "Veterinarian" means a veterinary practitioner who is:

- (1) licensed to practice in Indiana; and
- (2) authorized by the holder of a permit to practice at a racetrack.

As added by P.L.341-1989(ss), SEC.2.

IC 4-31-2-25

"Winterized track" defined

Sec. 25. "Winterized track" means a track with:

- (1) an enclosed clubhouse and grandstand;
- (2) an all-weather racing track;
- (3) heated facilities for jockeys or drivers;
- (4) backstretch facilities that are properly prepared for winter racing; and
- (5) adequate snow removal equipment.

As added by P.L.341-1989(ss), SEC.2.