

WSR 21-20-103  
PROPOSED RULES

HORSE RACING COMMISSION  
[Filed October 4, 2021, 8:42 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 21-13-015.

Title of Rule and Other Identifying Information: WAC 260-48-915  
Quinfecta pools with carryover.

Hearing Location(s): On November 12, 2021, at 9:30 a.m., via Zoom  
teleconference. Link will be available at www.whrc.wa.gov prior to  
hearing.

Date of Intended Adoption: December 13, 2021.

Submit Written Comments to: Douglas L. Moore, 6326 Martin Way  
Suite 209, Olympia, WA 98516, email doug.moore@whrc.state.wa.us, fax  
360-549-6461, by November 1, 2021.

Assistance for Persons with Disabilities: Contact Melanie Bowd-  
ish, phone 360-459-6462, fax 360-459-6461, email  
melanie.bowdish@whrc.state.wa.us, by November 1, 2021.

Purpose of the Proposal and Its Anticipated Effects, Including  
Any Changes in Existing Rules: To amend current rules to reflect in-  
dustry standard terminology.

Reasons Supporting Proposal: Quinfecta's are called Pentfectas in  
all other jurisdictions; no other changes made to calculations or car-  
ryover requirements.

Statutory Authority for Adoption: RCW 67.16.020.

Rule is not necessitated by federal law, federal or state court  
decision.

Name of Agency Personnel Responsible for Drafting, Implementa-  
tion, and Enforcement: Douglas L. Moore, 6326 Martin Way, Suite 209,  
Olympia, WA 98516, 360-459-6462.

A school district fiscal impact statement is not required under  
RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328.

The proposed rule does not impose more-than-minor costs on busi-  
nesses. Following is a summary of the agency's analysis showing how  
costs were calculated. Not business related.

October 4, 2021  
Douglas L. Moore  
Executive Secretary

OTS-3335.1

AMENDATORY SECTION (Amending WSR 12-03-074, filed 1/13/12, effective  
2/13/12)

**WAC 260-48-915 ((Quinfecta)) Pentafecta pools with carryover.**

(1) The ((quinfecta)) pentafecta requires selection of the first five  
finishers in their exact order, for a single race.

(2) The net ((quinfecta)) pentafecta pool will be distributed as  
a single price pool to those who selected the first five finishers in  
exact order based on the official order of finish. If there are no  
such wagers, then the net ((quinfecta)) pentafecta pool will be car-

ried forward to the next ((~~quinfecta~~)) pentafecta performance as a carryover or added to an existing carryover.

(3) If less than five betting interests finish the race and the race is declared official, the entire ((~~quinfecta~~)) pentafecta pool for that performance will be refunded.

(4) If, due to a late scratch or a participant is declared a non-starter, and this causes the number of betting interest in the ((~~quinfecta~~)) pentafecta pool to be reduced to fewer than five, the entire ((~~quinfecta~~)) pentafecta pool for that performance will be refunded.

(5) If the ((~~quinfecta~~)) pentafecta contest is canceled or declared "no contest," the entire ((~~quinfecta~~)) pentafecta pool for that performance will be refunded.

(6) If horses representing the same betting interest finish in the first five positions, the ((~~quinfecta~~)) pentafecta pool will be distributed as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish.

(7) If there is a dead heat for first involving:

(a) Horses representing five or more betting interests, all of the wagering combinations selecting five betting interests which correspond with any of the betting interests involved in the dead heat will share in a profit split.

(b) Horses representing four betting interests, all of the wagering combinations selecting the four dead-heated betting interests, irrespective of order, along with the fifth-place betting interest will share in a profit split.

(c) Horses representing three betting interests, all of the wagering combinations selecting the three dead-heated betting interests, irrespective of order, along with the fourth-place and fifth-place betting interests will share in a profit split.

(d) Horses representing two betting interests, both of the wagering combinations selecting the two dead-heated betting interests, irrespective of order, along with the third-place, fourth-place and fifth-place betting interests will share in a profit split.

(8) If there is a dead heat for second involving:

(a) Horses representing four or more betting interests, all of the wagering combinations correctly selecting the winner combined with any of the four or more betting interests involved in the dead heat for second will share in a profit split.

(b) Horses representing three betting interests, all of the wagering combinations correctly selecting the winner, the three dead-heated betting interests, irrespective of order, and the fifth-place betting interests will share in a profit split.

(c) Horses representing two betting interests, all of the wagering combinations correctly selecting the winner, the two dead-heated betting interests, irrespective of order, and the fourth-place and fifth-place betting interests will share in a profit split.

(9) If there is a dead heat for third involving:

(a) Horses representing three or more betting interests, all of the wagering combinations correctly selecting the winner, the second-place betting interest, and the three or more dead-heated betting interests will share in a profit split.

(b) Horses representing two betting interests, all the wagering combinations correctly selecting the winner, the second-place betting interest, the two dead-heated betting interests, irrespective of order and the fifth-place betting interest will share in a profit split.

(10) If there is a dead heat for fourth, all wagering combinations correctly selecting the first three finishers, in correct sequence, along with any two of the betting interests involved in the dead heat for fourth will share in a profit split.

(11) If there is a dead heat for fifth, all wagering combinations correctly selecting the first four finishers, in correct sequence, along with any of the betting interests involved in the dead heat for fourth will share in a profit split.

(12) (~~Quinfecta~~) Pentafecta wagering is prohibited on any race in which there is more than one mutuel field, except with written permission of the board of stewards.

(13) Mandatory distribution of the carryover. The (~~quinfecta~~) pentafecta carryover will be designated for a change in distribution on a specified date and performance under the following circumstances:

(a) Upon approval from the board of stewards. If the designated date of the race for the mandatory distribution is during the race meet and the carryover pool is not distributed, the (~~quinfecta~~) pentafecta wager must be offered on a subsequent race until the carryover pool is distributed. A written request must contain the following information:

(i) The reason and justification for the change.

(ii) The date of the proposed distribution.

(b) On the closing performance of the meet.

(14) If the (~~quinfecta~~) pentafecta pool and any carryover are approved for distribution, the net (~~quinfecta~~) pentafecta pool and carryover, if any, will be distributed as a single price pool to winning wagers based upon the official order of finish.

(a) As a single price pool to those whose combination finished in correct sequence as the first five betting interests; but if there are no such wagers, then

(b) As a single price pool to those whose combination included, in correct sequence, the first four betting interests; but if there are no such wagers, then

(c) As a single price pool to those whose combination included, in correct sequence, the first three betting interests; but if there are no such wagers, then

(d) As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then

(e) As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then

(f) The entire net pool will be refunded on (~~quinfecta~~) pentafecta wagers for that race and the carryover, if any, will be held over to a (~~quinfecta~~) pentafecta pool of the subsequent meet.

(15) If, for any reason, the (~~quinfecta~~) pentafecta carryover must be held over to the corresponding (~~quinfecta~~) pentafecta pool of a subsequent meet, the carryover will be deposited in an interest-bearing account approved by the executive secretary. The (~~quinfecta~~) pentafecta carryover plus accrued interest will then be added to the net (~~quinfecta~~) pentafecta pool of the following meet on a date and performance approved by the board of stewards.

[Statutory Authority: RCW 67.16.020. WSR 12-03-074, § 260-48-915, filed 1/13/12, effective 2/13/12. Statutory Authority: RCW 67.16.020 and 67.16.040. WSR 08-17-049, § 260-48-915, filed 8/14/08, effective 9/14/08.]