

ADDITION TO SPORT BETTING 1 CCR 207-2

5.4 Fixed Odds or Price on Horse and Greyhound Wagering

- 1) For the purposes of this Rule 5.4 only:
 - a) “The governing body” means the racing commission, governmental or other organization that is entrusted with the regulatory duty to ensure integrity of the outcome, from the racetrack where the race is contested.
 - b) “The owner” means the owner(s) of the animal in the contest.
- 2) Sports betting licensees may request, under specific conditions, that the Commission authorize Horse and Greyhound Racing as sports events and bets. Any approval of Horse and Greyhound Racing as sports events and bets will be specific to the sports betting licensee requesting the event or bet.
- 3) On the application for Horse and Greyhound Racing as sports events and bets, sports betting licensees must affirm the licensees have received consent from the following parties:
 - a) To offer in-state horse racing events as a sports event, sports betting licensees must affirm on the application that the licensee has received consent from the following parties:
 - i) the Colorado Racing Commission;
 - ii) the racetrack where the race is conducted; and
 - iii) the association that represents the horse persons competing at all licensed class B Colorado horse track(s). This consent may be a part of the consent provided by the consent received in 5.4(3)(a)(ii).
 - b) To offer horse racing events that occur outside the state of Colorado, but inside the United States, as a sports event, sports betting licensees must affirm the licensees have received consent from the following parties:
 - i) the host racing commission, and if applicable Breed Specific Racing Commission, in the state where the race is conducted;
 - ii) the Colorado Racing Commission;
 - iii) all licensed class B Colorado horse track(s);
 - iv) the racetrack where the race is conducted; and
 - v) the association that represents the horse persons or greyhound persons competing at the racetrack where the race is conducted. This consent may be a part of the consent provided by the consent received in 5.4(3)(b)(iv).
 - vi) For horse racing events, operators must also obtain the consent of the association that represents the horse persons competing at all licensed class B Colorado horse track(s). This consent may be a part of the consent provided by the consent received in 5.4(3)(b)(iii).

- c) To offer horse racing events that occur outside of the United States as a sports event, sports betting licensees must affirm the licensees have received consent from the following parties:
 - i) the Colorado Racing Commission;
 - ii) all licensed class B Colorado horse track(s);
 - iii) the racetrack where the race is conducted; and
 - iv) for horse racing events, the association that represents the horse persons competing at all licensed class B Colorado horse track(s). This consent may be a part of the consent provided by the consent received in 5.4(3)(c)(ii).
- 4) Licensees must submit the application at least 72 hours prior to any new scheduled event requested. It shall be the responsibility of the operator requesting the event to obtain all the consents provided for in these rules.
- 5) The application shall be in a form as specified by the Division, including:
 - a) the name of the horse or greyhound meet, sport event(s) or race;
 - b) host track;
 - c) a description of its policies and procedures regarding event integrity; and
 - d) whether the outcome can be verified.
- 6) The Director or Director's designee will consider the following factors prior to determining whether to authorize Horse and Greyhound Racing as sports events:
 - a) Whether all required consents have been submitted;
 - b) Whether the outcome is determined solely by chance;
 - c) Whether the outcome can be verified;
 - d) Whether the event generating the outcome is conducted in a manner that ensures sufficient integrity controls exist so the outcome can be trusted;
 - e) That the outcome is not affected by any bet placed; and
 - f) Whether the event is conducted in conformity with all applicable laws.
- 7) The Commission has a duty to promulgate rules to ensure that activities related to fixed odds racing are conducted honestly and competitively. Where the holding, intermediary, or subsidiary company of a sports betting operator, internet sports betting operator, or master licensee is the holding, intermediary, or subsidiary company of the host-track, the sports betting licensee must provide documentation of the following conditions with the application for the racing sports event:
 - a) That the consent given by the host-track to the sports betting licensee must be given to all licensed Sports Betting operations in Colorado;
 - b) That prior to commencing wagering on those events any other consents given to the sports betting licensee related to the racing sport event, as required by Rule 5.4(3), be given to all licensed Sports Betting operations in Colorado; and
 - c) That the host-track shall make available to all licensed Sports Betting operations in Colorado, that racing sport event, race or content on the usual and customary terms, including price or commission should they also wish to contract for that racing sport event, race or content.

- 8) A Content Provider that holds a sports betting license; has exclusive rights to racing content; and, is not connected to a licensed Sports Betting operator, Internet Sports Betting Operator or Master License, shall make available to all licensed Sports Betting operations in Colorado, that racing content on the usual and customary terms, including price, commission or discounts. Additionally, where more than one licensed Content Provider is operating in the state, those operators shall use their best efforts working together to provide the best content experience to the Colorado Sports bettor.
- 9) Payment on winning bets shall be made based on the order of finish posted and declared "official" unless otherwise stated in the house rules of the Sports Betting operation.
- 10) The Director may request the consent of the Colorado Racing Commission in advance for the conduct of sports betting on Horse and Greyhound Racing as sports events and bets, for all sports betting operations, to fulfill the requirements of the consent needed in 5.4(3).
- 11) Nothing in these rules shall usurp on the authority of the Colorado Racing Commission and its regulation and conduct of Pari-Mutuel racing and wagering in Colorado.