

## Chapter Game 6

### CRITERIA FOR GRANTING LICENSES AND DETERMINING RACING DATES

Game 6.01 Purpose.  
Game 6.02 Procedure.

Game 6.03 Criteria for award of dates.  
Game 6.04 Amendment of opening date.

**Note:** Chapter RACE 6 was renumbered chapter WGC 6 and corrections made under s. 13.93 (2m) (b) 1. and 6., Stats., [Register, March, 1995, No. 471](#).

**Note:** Chapter WGC 6 was renumbered chapter Game 6 under s. 13.93 (2m) (b) 1., Stats., and corrections made under s. 13.93 (2m) (b) 6. and 7., Stats., [Register November 2003 No. 575](#).

**Game 6.01 Purpose.** Pursuant to s. [562.05 \(9\) \(a\)](#), Stats., the division shall annually determine the time and number of days, or the specific dates, during which racing may be conducted under a license granted by the division.

**History:** Cr. [Register, March, 1990, No. 411](#), eff. 4-1-90.

**Game 6.02 Procedure.** The determination set forth in s. [Game 6.01](#) shall be made subsequent to the annual granting of licenses pursuant to s. [562.05 \(1\) \(b\)](#) or [\(c\)](#), Stats. This determination shall not constitute a contested case pursuant to ch. [227](#), Stats.

**History:** Cr. [Register, March, 1990, No. 411](#), eff. 4-1-90; correction made under s. 13.93 (2m) (b) 7., Stats., [Register, March, 1995, No. 471](#).

**Game 6.03 Criteria for award of dates.** In making the determination pursuant to s. [Game 6.01](#), the division shall consider factors relating to the economic and practical feasibility of

conducting race meetings at various tracks. Factors to be considered shall include without limitation: the types and dates of race meetings being held elsewhere, both within and outside this state; the effects that various types of pari-mutuel racing have on one another; the quality of racing provided at various tracks; past dates; past performance of the licensee; whether the licensee has complied with all applicable laws and rules relating to racing; whether the assignment will maximize revenues to the state; whether the assignment will adversely affect the public health, welfare and safety and stability of dates and of the racing circuit; and the economic impact on the community where the race meeting is being held.

**History:** Cr. [Register, March, 1990, No. 411](#), eff. 4-1-90; correction made under s. 13.93 (2m) (b) 7., Stats., [Register, March, 1995, No. 471](#).

**Game 6.04 Amendment of opening date.** Upon request of a person licensed pursuant to s. [562.05 \(1\) \(a\)](#), Stats., the division may amend the date by which each type of racing authorized is to begin. In making this determination, the division shall consider, but not be limited to, the reason for this determination, the good faith efforts of the licensee, and effect on state revenue.

**History:** Cr. [Register, March, 1990, No. 411](#), eff. 4-1-90.