



Gaming Commission

One Broadway Center, P.O. Box 7500, Schenectady, NY 12301-7500
www.gaming.ny.gov

February 2, 2024

Re: **Industry Notification – Proposed Rulemaking to Amend Thoroughbred and Harness Pick-Four Wagering Rules (9 NYCRR §§ 4011.24 and 4122.46)**

To Whom It May Concern:

The New York State Gaming Commission has proposed amendments to its Thoroughbred and harness pick-four wagering rules (9 NYCRR §§ 4011.24 and 4122.46). Upon publication in the February 7, 2024 State Register, the full text of the proposed rules is posted on our website at <https://www.gaming.ny.gov/proposedrules.php>.

This rulemaking proposal would allow each Thoroughbred and harness racetrack the option of offering a consolation payout for pick-four wagers. The proposed rulemaking would allow tracks to either carry over 100% of the net pool, as in the current pick-four rule, or carry over 75% of the net pool and pay out a consolation of 25%. Prior written approval of the Commission would be required before a track could change the method of apportioning the pick-four pool. This rule making promotes consistency with other prominent racing jurisdictions.

If you wish to provide any comments on this proposed rulemaking, please submit your written comments to gamingrules@gaming.ny.gov or to Kristen M. Buckley, One Broadway Center, Suite 500, Schenectady, NY 12305 no later than April 8, 2024.

Very truly yours,

A handwritten signature in blue ink that reads "Kristen M. Buckley".

Kristen M. Buckley
Acting Secretary