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Executive Director

## LOUISIANA STATE RACING COMMISSION

### MEETING NOTICE

**THE LOUISIANA STATE RACING COMMISSION WILL HOLD A MEETING TUESDAY, APRIL 24, 2018 AT 9:00 AM IN THE EVENT CENTER OF THE EVANGELINE DOWNS RACETRACK & CASINO, 2235 CRESWELL LANE EXTENSION, OPELOUSAS, LOUISIANA.**

#### I. ASSOCIATION REQUESTS

**A. BOYD RACING, LLC d/b/a DELTA DOWNS RACETRACK, CASINO & HOTEL**  
**1. PROGRESS REPORT**

**2018 QUARTER HORSE MEET**

**2. RACES**

**a. Ratification of first condition book for 2018 quarter horse meet.**

**b. Ratification of designated races for 2018 quarter horse meet:**

04/20/18 The Old South Derby Trails  
04/20/18 Delta Dash  
04/21/18 The Old South Futurity Trails  
04/21/18 Louisiana Purchase  
04/27/18 Lassie Futurity Trials (RG II)  
04/28/18 Laddie Futurity Trials (RG II)  
05/05/18 OPEN ME A CORONA (RG II)  
05/11/18 Delta 550 Championship  
05/11/18 The Old South Derby  
05/12/18 The Old South Futurity  
05/12/18 Mother's Day  
05/18/18 Lassie Futurity (RG II)  
05/19/18 Vinton  
05/19/18 Laddie Futurity (RG II)  
06/01/18 Virgil Bond  
06/02/18 Develop A Plan (G III)  
06/08/18 Vals Fortune (RG II)  
06/08/18 Firecracker Derby Trials  
06/09/18 Firecracker Futurity Trials (G II)  
06/15/18 Delta Downs Derby Trails (RG III)  
06/16/18 Lee Berwick Futurity Trials (RG I)  
06/30/18 Firecracker Derby  
07/04/18 Firecracker Futurity (G II)  
07/05/18 Par-A-Dice Stake  
07/06/18 Miss Polly Classic (G III)  
07/07/18 Louisiana Juvenile  
07/07/18 Louisiana Starter  
07/07/18 Live Oak

- 07/07/18 Flashy Hemp
- 07/07/18 Louisiana Classic (RG II)
- 07/07/18 Flying Breed Stakes
- 07/07/18 Delta Downs Derby (RG III)
- 07/07/18 Lee Berwick Futurity (RG I)

**3. STEWARDS, OFFICIALS & MANAGEMENT**

- a. Ratification of officials for 2018 quarter horse meet (4/20/18 - 7/7/18):**
- Chris Warren – Director of Racing
  - John Simon – Racing Secretary
  - Mohamed Alikhan – Asst. Racing Secretary
  - Steve Ruff and Galen Boutte – Association Stewards
  - Duane Domingue – Paddock Judge/Alternate Association Steward
  - Mark Gilbert, Michael Phillips, & Devin Guillory – Outriders
  - Aaron Pelt – Track Superintendent
  - \*Darrel Bickham – Stall Superintendent
  - Jeremy Courville – Starter
  - Mayo Newhouse – Clerk of Scales
  - Oscar Lopez – Head Clocker
  - Melissa Dueitt – Horse Identifier
  - TBA – Jocks Room Custodian
  - Steve Nick, Phillip Walker, Charles Sonnier & Beverly McNeely – Placing Judges/Racing Office Staff
  - \*new official*

**2018-2019 THOROUGHBRED MEET**

**4. LICENSE APPROVALS**

- a. Approval for 2018-2019 thoroughbred meet:**
- 1. For 10 year license to own and operate a racetrack, per R.S. 4:158 & R.S. 4:214
  - 2. For 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
  - 3. To serve as concessionaire

**5. RACING DATES (R.S. 4:158A) AND POST TIMES**

- a. Approval for 2018-2019 thoroughbred meet:**
- 1. Thoroughbred racing on the flat
  - 2. 84 thoroughbred race dates (10/17/18 through 3/9/19)
    - October 17,18,19,20,24,25,26,27,31
    - November 1,2,3,7,8,9,10,14,15,16,17,20,21,23,24,28,29,30
    - December 1,5,6,7,8,12,13,14,15,19,20,21,22,26,27,28,29
    - January 2,3,4,5,9,10,11,12,16,17,18,19,23,24,25,26,30,31
    - February 1,2,6,7,8,9,13,14,15,16,20,21,22,23,27,28
    - March 1,2,6,7,8,9
  - 3. Hold minimum of 9 live thoroughbred races daily Wednesday through Saturday with the exception of live racing on Tuesday, November 20, 2018
  - 4. Dark – no live racing on Thursday, November 22, 2018
  - 5. Daily post time 5:25 PM except:
    - November 20, 2018 and November 21, 2018, 1:35 PM post time.

**6. WAGERING (LAC 35:XIII.Ch 103-127)**

- a. Approval for wagering format for 2018-2019 thoroughbred meet:**
- 1. \$1 WPS & Exacta on all races
  - 2. 50¢ Trifecta on all races with 5 or more entries
  - 3. 10¢ Superfecta on all races with 6 or more entries
  - 4. 50¢ Rolling Pick 3 on Race 1 through last race
  - 5. 50¢ Pick 4 on first 4 & last 4 races
  - 6. 50¢ Pick 5 on last 5 races
  - 7. \$1 Rolling Daily Double on first through last races

**B. THE OLD EVANGELINE DOWNS, LLC**  
**d/b/a EVANGELINE DOWNS RACETRACK & CASINO**  
**1. PROGRESS REPORT**

- 2. RECEIVING BARN (LAC 35:III.5708)**  
a. Follow up/Discussion of under-sized stalls at Evangeline Downs.

**2018 THOROUGHBRED MEET**

**3. RACES**

- a. Ratification of first condition book for 2018 thoroughbred meet.  
b. Ratification of designated races for 2018 thoroughbred meet:
- 05/04/18 Equine Sales Oaks
  - 05/05/18 Equine Sales Derby
  - 05/26/18 Louisiana Legends Cheval
  - 05/26/18 Louisiana Legends Soiree
  - 05/26/18 Louisiana Legends Sprint
  - 05/26/18 Louisiana Legends Mademoiselle
  - 05/26/18 Louisiana Legends Classic
  - 05/26/18 Louisiana Legends Distaff
  - 05/26/18 Louisiana Legends Starter
  - 05/26/18 Louisiana Legends Turf
  - 06/22/18 The Spotted Horse
  - 06/23/18 Evangeline Mile
  - 07/14/18 D.S. "Shine" Young Futurity (Colts & Geldings Division)
  - 07/14/18 D.S. "Shine" Young Futurity (Filly Division)

**4. STEWARDS, OFFICIALS & MANAGEMENT**

- a. Ratification of officials for 2018 thoroughbred meet:
- Chris Warren – Director of Racing Operations
  - Corey Veazey – Racing Secretary
  - Ashley Simon – Assistant Racing Secretary/Stakes Coordinator
  - Frank Rudis – Association Steward
  - Mark Guidry – Association Steward
  - Julie Gipson – Identifier
  - Traci Vickers – Paddock Judge
  - Bobby Granger – Clerk of Scales
  - Vince Cline – Jockey Room Custodian
  - Sandra Calais – Claims Clerk/Alternate Placing Judge
  - \*Tory Hayes – Placing Judge
  - Angela Hebert – Placing Judge
  - \*Grant LaGrange – Placing Judge
  - Brett Poole – Clocker
  - Russell Comeaux – Starter
  - Jacob Deville – Outrider
  - Kenneth Gipson – Outrider
  - Jonathan Boxie – Outrider
  - Dave Correll – Stall Superintendent
  - Randall Leger – Track Superintendent
- \*new official*

**2018 QUARTER HORSE MEET**

**5. LICENSE APPROVALS**

- a. Approval for 2018 quarter horse meet:
- 1. For 10 year license to own and operate a racetrack, per R.S. 4:158 & R.S. 4:214
  - 2. For 10 year license to own and operate OTB locations, per R.S. 4:211 *et seq.*
  - 3. To serve as concessionaire
  - 4. To operate as official training facility during off-season

**6. RACING DATES (R.S. 4:158A) AND POST TIMES**

**a. Approval for 2018 quarter horse meet:**

1. Quarter horse racing on the flat
2. 46 quarter horse dates (10/3/18 through 12/19/18)
  - October 3,4,5,6,10,11,12,13,17,18,19,20,24,25,26,27,31
  - November 1,2,3,7,8,9,10,14,15,16,17,20,21,23,24,28,29,30
  - December 1,5,6,7,8,12,13,14,15,18,19
3. Hold minimum of 8 live quarter horse races daily (Wednesday through Saturday)
4. Daily post time 5:35 PM

**7. WAGERING (LAC 35:XIII.Ch 103-127)**

**a. Approval for wagering format for 2018 quarter horse meet:**

1. WPS & Exacta on all races
2. Rolling Daily Double beginning with Race 1
3. Trifecta on all races complying with the *Rules of Racing* (§11115)
4. Rolling Pick 3 beginning with Race 2
5. Pick 4 on first 4 and last 4 races
6. Superfecta on all races complying with the *Rules of Racing* (§11701)
7. Pick 5 on last 5 races

**C. CHURCHILL DOWNS LOUISIANA HORSERACING COMPANY, LLC**

**d/b/a FAIR GROUNDS RACE COURSE & SLOTS**

**1. PROGRESS REPORT**

**2018 QUARTER HORSE MEET**

**2. LICENSE APPROVALS**

**a. Approval for 2018 quarter horse race meet:**

1. 10 year license to own and operate a racetrack, per R.S. 4:158 & R.S. 4:214
2. 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
3. To serve as concessionaire

**3. RACING DATES (R.S. 4:158A) AND POST TIMES**

**a. Approval for 2018 quarter horse race meet:**

1. Quarter horse racing on the flat
2. 10 quarter horse dates (8/16/18 through 9/8/18)
  - August 16,17,18,23,24,25,31
  - September 1,7,8
3. Hold a minimum of 9 live quarter horse races daily.
4. Daily post time 12:30 PM.

**4. WAGERING (LAC 35:XIII.Ch 103-127)**

**a. Approval for wagering format for 2018 quarter horse race meet:**

1. WPS and Exactas on all races
2. Trifectas and Superfectas on all races that qualify
3. Rolling Pick 3 beginning on Race 1
4. Rolling Daily Double beginning on Race 1
5. Up to 2 Pick 4's
6. Super Hi-Five on last race
7. Pick Five ("Black Gold 5") on last 5 races

**5. STEWARD**

- a. Approval of Noble Hay, Jr. to serve as State Steward for 2018 quarter horse meet.**

**2018-2019 THOROUGHBRED MEET**

**6. LICENSE APPROVALS**

**a. Approval for 2018-2019 thoroughbred meet:**

1. For 10 year license to own and operate a racetrack, per R.S. 4:158 & R.S. 4:214
2. For 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
3. To serve as concessionaire

**7. RACING DATES (R.S. 4:158A) AND POST TIMES**

**a. Approval for 2018-2019 thoroughbred meet:**

1. Thoroughbred racing on the flat
2. 81 thoroughbred race dates (11/17/18 through 3/31/19)
  - November 17,22,23,24,25,29,30
  - December 1,2,6,7,8,9,13,14,15,16,20,21,22,26,27,28,29,31
  - January 1,4,5,6,10,11,12,13,17,18,19,20,24,25,26,27,28,31
  - February 1,2,7,8,9,10,14,15,16,17,18,21,22,23,24,28
  - March 1,2,3,5,7,8,9,10,14,15,16,17,20,21,22,23,24,27,28,29,30,31
3. Hold a minimum of 9 live thoroughbred races daily
4. Daily post time 1:00 PM except:
  - November 17, 2018, 3:00 PM post time
  - November 22, 2018, 11:00 AM post time

**8. WAGERING (LAC 35:XIII.Ch 103-127)**

**a. Approval for wagering format for 2018-2019 thoroughbred meet:**

1. WPS and Exactas on all races
2. Trifectas and Superfectas on all races that qualify
3. Rolling Pick 3 beginning on Race 1
4. Rolling Daily Double beginning on Race 1
5. Up to 2 Pick 4's
6. Super Hi-Five on last race
7. Pick Five ("Black Gold 5") on last 5 races

**D. HARRAH'S BOSSIER CITY INVESTMENT COMPANY, LLC**

**d/b/a HARRAH'S LOUISIANA DOWNS**

**1. PROGRESS REPORT**

**2018 THOROUGHBRED MEET**

**2. REQUEST TO AMEND RACING DATES (R.S. 4:158A) TO OMIT AUGUST 29, 2018 AND ADD SEPTEMBER 2, 2018 (IN BOLD BELOW)**

**a. Approval for 2018 thoroughbred meet:**

1. 84 thoroughbred race dates (5/5/18 through 9/26/18):
  - May 5,7,8,9,12,14,15,16,19,21,22,23,26,28,29,30
  - June 2,4,5,6,9,11,12,13,16,18,19,20,23,25,26,27,30
  - July 2,3,4,7,9,10,11,14,16,17,18,21,23,24,25,28,30,31
  - August 1,4,6,7,8,11,13,14,15,18,20,21,22,25,27,28,~~29~~
  - September 1,**2**,3,4,5,8,10,11,12,15,17,18,19,**22**,24,25,26

**3. RACES**

**a. Approval of first condition book for 2018 thoroughbred meet.**

**b. Approval of designated races for the 2018 thoroughbred meet:**

- 08/04/18 Louisiana Cup Juvenile
- 08/04/18 Louisiana Cup Juvenile Fillies
- 08/04/18 Louisiana Cup Filly and Mare Sprint
- 08/04/18 Louisiana Cup Sprint
- 08/04/18 Louisiana Cup Turf Classic
- 08/04/18 Louisiana Cup Distaff

- 08/04/18 Super Derby Prelude
- 09/02/18 Unbridled
- 09/02/18 River Cities
- 09/02/18 Happy Ticket
- 09/02/18 Sunday Silence
- 09/02/18 Super Derby
- 09/02/18 A.L. "Red" Erwin Sales Graduate
- 09/02/18 Elge Raspberry Sales Graduate

**4. STEWARDS, OFFICIALS & MANAGEMENT**

**a. Approval of officials for 2018 thoroughbred meet:**

- Trent McIntosh – Assistant General Manager
- David Heitzmann – Racing Secretary
- Russell Ramstad – Assistant Racing Secretary
- Joseph Peluso – Paddock Judge
- Charles Magee – Association Steward
- Constantin Rieger – Association Steward
- Jimmy Cordell – Starter
- Richard Miguez – Clerk of Scales
- Arnold Mueller - Custodian
- Ronald Ramstad – Placing Judge
- Koleen Karlin – Placing Judge
- Trudy Sistrunk – Placing Judge
- Tammy Peck – Horse Identifier
- Natalie Glyshaw – Program Coordinator/Claims
- Betty Fetters – Clocker
- Melvin Holland – Clocker
- Juan Roman – Outrider
- Laura Hollowoa – Outrider

**b. Approval of Roy Wood, Jr. to serve as State Steward for 2018 thoroughbred meet.**

**II. DISCUSSION**

**A. AMERICAN QUARTER HORSE ASSOCIATION (AQHA)**

- 1. Presentation on the issue of Clenbuterol in Quarter Horse Racing by AQHA Chief Racing Officer Janet VanBebber

**III. BREEDER UPDATES**

**A. LOUISIANA THROUGHbred BREEDERS ASSOCIATION (LTBA)**

- 1. PROGRESS REPORT

**B. LOUISIANA QUARTER HORSE BREEDERS ASSOCIATION (LQHBA)**

- 1. PROGRESS REPORT

**2. DISCUSSION OF R.S. 27:361(B)(4)(ii) (Annual Net Slot Machine Proceeds)**

- a. Letter from LQHBA dated February 9, 2018

**IV. COMMITTEE REPORTS**

**A. MEDICATION COMMITTEE, by Committee Chairperson Judy W. Wagner**

**B. RULES COMMITTEE, by Committee Chairman R. Hamilton "Hammy" Davis**

**C. LEGAL COMMITTEE, by Committee Chairman Benjamin J. Guilbeau, Jr.**

- D. SECURITY COMMITTEE, by Committee Chairman Kenneth "Kenu" Romero
- E. RACETRACK/HBPA LIAISON COMMITTEE, by Committee Chairman Donald "Don" Cravins
- F. FINANCE COMMITTEE, by Committee Chairman Louis Reine

## V. RULES

### A. FORMAL ADOPTIONS:

#### 1. Associations' Duties and Obligations

LAC 35: III Chapter 57 – Associations' Duties and Obligations

- §5704. Public Address System [new]
- §5706. Barns on Backside of Racetrack [new]
- §5707. Fire Prevention Security [amend]
- §5709. Housing of Stable Employees [amend]
- §5710. Tack Room [new]
- §5713. Ambulance [amend]
- §5714. Equine Ambulance [new]
- §5723. Lighting [amend]
- §5724. Rails [new]
- §5764. Surface of Race Course [new]

#### 2. Claiming Rule and Engagements

LAC 35: XI Chapter 99 – Claiming Rule

- §9905. Timing of Entering Next Claiming Race [amend]

#### 3. Claiming Rule and Engagements

LAC 35: XI Chapter 99 – Claiming Rule

- §9909. Resale; Movement [amend]

#### 4. Jockey Fee Schedule

LAC 46: XLI Chapter 7 – Jockeys and Apprentice Jockeys

- §725. Jockey Fee Schedule [amend]

## VI. OTHER

### A. ANNUAL RENEWAL OF TRAINING TRACK APPLICATIONS:

- 1. Review of applications for training track licenses pursuant to LAC 46: XLI.1903-1907.
  - a. Benton Training Center (The Training Center Improvements, Inc.)
  - b. The Training Center at Copper Crowne, LLC
  - c. Evangeline Enterprises, LLC
  - d. Folsom Thoroughbred Training Center Owners Association, Inc.

## VII. LICENSE APPROVALS

### A. REQUESTS FOR LICENSE APPROVAL (LA. REV. STAT. 4:150(B))

- 1. Dennis P. Farmer, Exercise Rider. Convicted felon.
- 2. Shantell Parks, Miscellaneous License. Seeks license to work in casino. Convicted felon.

### VIII. ADJUDICATIONS

#### A. VIOLATIONS OF LAC 35:I.1797 (Equine Positive)

1. **Donald J. Melancon, Owner/Trainer.** (*Adjudication Appealed*)  
Ruling#DD22575 of 02/09/18 – TCO2 (*ARCI Category III*)
  
2. **Eduardo Ramirez, Trainer.** (*Adjudication Referred/Appealed*)  
Ruling#DD22465 of 12/02/17 – Acepromazine (*ARCI Category III*)  
  
Attorney –  
Daniel G. Guidry, Esq.
  
3. **Sarah E. Delany, Trainer.** (*Adjudication Referred*)  
Ruling#LD22414 of 09/27/17 – Clenbuterol (*ARCI Category III*)  
Ruling#LD22415 of 09/27/17 – Clenbuterol (*ARCI Category III*)  
  
Attorney –  
Daniel G. Guidry, Esq.
  
4. **Joseph M. Foster, Trainer.** (*Adjudication Referred*)  
Ruling#FG22593 of 02/19/18 – Mepivacaine (*ARCI Category II*)  
  
Attorney –  
Daniel G. Guidry, Esq.
  
5. **David Spretz, Owner.** (*Appeal of Disqualification*)  
Ruling#FG22593 of 02/19/18 – *Disqualification/Redistribution of Purse related to Equine Positive of Joseph M. Foster, Trainer (above case)*

#### B. APPEALS OF DISQUALIFICATION

1. **Ron Fauchaux, Trainer.**  
Appeal of Stewards' decision to disqualify *Bushido Samurai*, from 1<sup>st</sup> place to 7<sup>th</sup>, in the 8<sup>th</sup> race on February 28, 2018 at Delta Downs.
  
2. **Chris R. Rosier, Jockey.**  
Ruling#DD22611 of 03/01/18 – *Failure to Meet Financial Obligation.*

### IX. ADJOURNMENT



Charles A. Gardiner III  
Executive Director

This notice was posted by the entrance of the Louisiana State Racing Commission, Friday, April 13, 2018 at 4:00PM.



**RULES FOR FORMAL ADOPTION**  
**FOR APRIL 24, 2018 COMMISSION MEETING**

LAC 35: III Chapter 57 – Associations’ Duties and Obligations

*§5704. Public Address System [new]*

*§5706. Barns on Backside of Racetrack [new]*

*§5707. Fire Prevention Security [amend]*

*§5709. Housing of Stable Employees [amend]*

*§5710. Tack Room [new]*

*§5713. Ambulance [amend]*

*§5714. Equine Ambulance [new]*

*§5723. Lighting [amend]*

*§5724. Rails [new]*

*§5764. Surface of Race Course [new]*

**Office of the Governor  
Division of Administration  
Racing Commission**

Associations' Duties and Obligations (LAC 35:III.Chapter 57)

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and through the authority granted in R.S. 4:148, notice is hereby given that the Racing Commission formally adopts LAC 35:III.5704, 5706, 5710, 5714, 5724, and 5764. In addition, the Racing Commission formally amends LAC 35:III.5707, 5709, 5713, and 5723. These Rule changes are being codified to further develop sufficient regulations to ensure that racetracks comply with health, safety, and welfare standards.

**Title 35  
HORSE RACING  
Part III. Personnel, Registration and Licensing**

**Chapter 57. Associations' Duties and Obligations**

**§5704. Public Address System**

A. An association shall provide and maintain a public address system capable of transmitting announcements to the patrons and to the stable area.

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| AUTHORITY NOTE:  | Promulgated in accordance with R.S. 4:148.   |
| HISTORICAL NOTE: | Promulgated by the Office of the Governor, Division of Administration, Racing Commission, LR 44: |

**§5706. Barns on Backside of Racetrack**

A. An association shall ensure that the barns are kept in good repair and are kept clean by the licensed occupants. Each barn, including the receiving barn, must have a hot and cold water supply available and have ventilation proper for the housing of horses.

B. Any new barns, additions, or expansions built by a licensed association after the adoption of this Rule shall ensure that the individual box stall shall have a minimum dimensions of 10 feet by 10 feet and if constructed of concrete walls, they must be woodlined on the interior up a minimum of 4 feet from the ground or otherwise be insulated for the protection of the stabled horse.

C. An association shall provide an adequate area for the placement of manure removed from the stalls. All manure storage and removal shall be conducted in compliance with the rules and regulations set forth by the Department of Environmental Quality. Nothing in the Rule is to supersede any requirements set forth by the Department of Environmental Quality.

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| AUTHORITY NOTE:  | Promulgated in accordance with R.S. 4:148.   |
| HISTORICAL NOTE: | Promulgated by the Office of the Governor, Division of Administration, Racing Commission, LR 44: |

**§5707. Fire Prevention Security**

A. A round-the-clock patrol of the fenced area shall be maintained by security officers, who shall pay special attention to the presence of unauthorized personnel, to the enforcement of fire prevention measures and to the inspection of tack rooms and living quarters for fire hazards.

B. The association shall ensure compliance with the local fire marshal regarding safety regulations and shall provide the commission proof of compliance constituting the most recent inspection by the local fire marshal or state approved fire inspection service on an annual basis.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:148.  
HISTORICAL NOTE: Adopted by the Racing Commission in 1971, promulgated by the Department of Commerce, Racing Commission, LR 2:434 (December 1976), amended LR 3:30 (January 1977), LR 4:278 (August 1978), amended by the Office of the Governor, Division of Administration, Racing Commission, LR 44:

**§5709. Housing of Stable Employees**

A. Each association shall provide adequate and sanitary living quarters with proper sanitary arrangements, and ample and convenient toilet facilities for stable employees, and shall provide in its stable area at least one tack room of a minimum area of 100 square feet for every 6 horses stabled, with adequate facilities for housing personnel therein.

B. The living quarters shall comply with all state and local building and fire codes associated with the housing of people.

C. Dependent upon the season of the race meet, the association may also be required by the commission to have heating and air conditioning.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:148.  
HISTORICAL NOTE: Adopted by the Racing Commission in 1971, promulgated by the Department of Commerce, Racing Commission, LR 2:434 (December 1976), amended LR 3:30 (January 1977), LR 4:278 (August 1978), amended by the Office of the Governor, Division of Administration, Racing Commission, LR 44:

**§5710. Tack Room**

A. Each association shall provide in its stable area at least 1 tack room of a minimum area of 100 square feet for every 6 horses stabled, with adequate facilities for housing personnel therein.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:148.  
HISTORICAL NOTE: Promulgated by the Office of the Governor, Division of Administration, Racing Commission, LR 44:

### **§5713. Ambulance**

A. Each association shall provide one ambulance during its training and racing hours. During such time, the ambulance shall be ready for duty, properly equipped to provide emergency medical services, including equipment and a registered paramedic and a certified emergency medical technician, and shall have immediate access to the racing strip. If the ambulance is being used to transport an individual, the association shall not conduct a race, or allow horses with riders on the racetrack until the ambulance is replaced.

B. Unless otherwise approved by the commission or the stewards, an ambulance shall follow the field at a safe distance during the running of races.

C. The ambulance shall be parked at an entrance to the racing strip except when the ambulance is being used to transport an individual or when it is following the field during the running of a race.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:148.  
HISTORICAL NOTE: Promulgated by the Department of Commerce, Racing Commission, LR 9:546 (August 1983), amended by the Office of the Governor, Division of Administration, Racing Commission, LR 44:

### **§5714. Equine Ambulance**

A. An association shall provide an equine ambulance staffed by trained personnel on association grounds on each day that the racetrack is open for racing or training.

B. The ambulance shall be properly ventilated and kept at an entrance to the racetrack when not in use.

C. The ambulance shall be a covered vehicle that is low to the ground and large enough to accommodate a horse in distress and transport a horse off of the racetrack and association grounds.

D. The ambulance shall be equipped with:

1. large, portable screens to shield a horse from public view;
2. ramps to facilitate loading a horse;
3. adequate means of loading a horse that is down;
4. a padded interior; and
5. a movable partition to initially provide more room to load a horse and to later restrict a horse's movement.

E. An association shall not conduct a race unless an equine ambulance or an official state veterinarian-approved substitute is readily available.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:148.  
HISTORICAL NOTE: Promulgated by the Office of the Governor, Division of Administration, Racing Commission, LR 44:

### **§5723. Lighting**

A. The stable area must be properly lighted, so that it will be entirely void of darkness in any section. Lights will be turned on at dusk and they shall remain on until one hour after the last race. Lights shall not be turned on or off while the horses are on the track.

B. An association shall provide lighting for the patron facilities that is adequate to ensure the safety and security of the patrons and licensees.

C. If an association conducts racing at night, the association shall maintain an emergency back-up lighting system on the racetrack proper to allow for the safety of the horses and related personnel during the race.

D. This Rule is not meant to supersede any state laws or local ordinances applicable to any individual licensed association.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:148.

HISTORICAL NOTE: Adopted by the Racing Commission in 1971, promulgated by the Department of Commerce, Racing Commission, LR 2:434 (December 1976), amended LR 3:30 (January 1977), LR 4:278 (August 1978), amended by the Office of the Governor, Division of Administration, Racing Commission, LR 44:

### **§5724. Rails**

A. Racetracks, including turf tracks, shall have inside and outside rails, including gap rails, designed, constructed and maintained to provide for the safety of jockeys and horses. The design and construction of rails must be approved by the commission prior to the first race meeting at the track.

B. The top of the inside rail must be at least 38 inches, but not more than 50 inches above the top of the cushion.

C. The top of the outside rail must be at least 34 inches, but not more than 50 inches above the top of the cushion. Any outside rails modified or installed after the adoption of these rules shall be at least 38 inches, but not more than 50 inches above the top of the cushion.

D. The inside dirt race/running rail may have an overhang of no less than 24 inches with a continuous smooth cover of material designed to withstand the impact of a horse and rider.

E. All race/running rails should be constructed of materials designed to withstand the impact of a horse and rider running at a gallop, with structural integrity, free of cracks, breaks, splinters and shall not contain any exposed sharp edges.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:148.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Division of Administration, Racing Commission, LR 44:

**§5764. Surface of Race Course**

- A. The surface of a racetrack, including the cushion, subsurface and base, must be designed, constructed, and maintained to provide for the safety of the jockeys and horses.
- B. An association shall provide an adequate drainage system for the racetrack and turf course.
- C. An association shall maintain the track surface in a safe training and racing condition.
- D. An association that conducts races on a turf track shall provide a system capable of adequately watering the entire turf course evenly.

AUTHORITY NOTE:  
HISTORICAL NOTE:  
Commission, LR 44:

Promulgated in accordance with R.S. 4:148.  
Promulgated by the Office of the Governor, Division of Administration, Racing

**RULE FOR FORMAL ADOPTION  
FOR APRIL 24, 2018 COMMISSION MEETING**

**Office of the Governor  
Division of Administration  
Racing Commission**

**Timing of Entering Next Claiming Race (LAC 35:XI.9905)**

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and through the authority granted in R.S. 4:148, notice is hereby given that the Racing Commission formally amends LAC 35:XI.9905. The proposed amendment will make the eligibility requirements following a horse being claimed less restrictive for the last 10 days of the 30-day period following a claim. The first 20 days will remain the same as the current Rule. The following 10 days, the horse is eligible to run back for the same claiming price or higher.

**Title 35  
HORSE RACING  
Part XI. Claiming Rules and Engagements**

**Chapter 99. Claiming Rule**

**§9905. Timing of Entering Next Claiming Race**

A. Except as otherwise provided herein, a claimed horse shall not enter in starter, optional or claiming races for 20 days after being claimed in a race in which the determining eligibility price is less than 25 percent more than the price at which the horse was claimed. For a period of 10 days thereafter, a horse is eligible to run back for the same claiming price or higher. The day claimed shall not count, but the following calendar day shall be the first day and the horse shall be entitled to enter whenever necessary so the horse may start on the thirty-first day following the claim for any claiming price. This provision shall not apply to starter handicaps in which the weight to be carried is assigned by the handicapper. A similar rule in other states will be recognized and enforced.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:141, R.S. 4:142 and R.S. 4:148.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Division of Administration, Racing Commission, LR 30:1476 (July 2004), amended LR 33:2422 (November 2007), LR 41:1673 (September 2015), LR 44:

# **RULE FOR FORMAL ADOPTION FOR APRIL 24, 2018 COMMISSION MEETING**

## **Office of the Governor Division of Administration Racing Commission**

Resale; Movement (LAC 35:XI.9909)

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and through the authority granted in R.S. 4:148, notice is hereby given that the Racing Commission formally amends LAC 35:XI.9909. The proposed Rule removes the restriction on claimed horses by allowing them to enter and run at any licensed race track after the close of entries for the last racing day at the meet during which it was claimed. The current Rule, prior to amending, prohibited claimed horses from entering and running until the completion of the last racing day at the meet at which it was claimed.

### **Title 35 HORSE RACING Part XI. Claiming Rules and Engagements**

#### **Chapter 99. Claiming Rule**

##### **§9909. Resale; Movement**

A. If a horse is claimed, it shall not be sold or transferred to anyone wholly or in part, except in a selling or claiming race, for a period of 30 days from date of claim, nor shall it, unless reclaimed, remain in the same stable or under the control of management of its former owner or trainer for a like period, nor shall it race in any other state until after the close of entries of the meeting at which it was claimed, unless special permission is obtained from the commission. However, a horse claimed at a track in Louisiana must remain at the track where it was claimed for a period of 60 calendar days or until after the close of entries of the meeting at which it was claimed. Where a race meeting is authorized and conducted as a split-meeting, a horse claimed in such a race meeting must remain at the track where it was claimed for a period of 60 calendar days or until after the close of entries of that segment of the split meeting at which it was claimed. The following calendar day shall be the first day and the horse shall be entitled to enter at another track in the state whenever necessary so the horse may start on the sixty-first day following the claim.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 4:141, R.S. 4:142 and R.S. 4:148.

**HISTORICAL NOTE:** Adopted by the Racing Commission in 1971, promulgated by the Department of Commerce, Racing Commission LR 2:446 (December 1976), amended LR 3:42 (January 1977), LR 4:285 (August 1978), amended by the Department of Economic Development, Racing Commission, LR 17:878 (September 1991), amended by the Office of the Governor, Division of Administration, Racing Commission, LR 44:



**RULE FOR FORMAL ADOPTION  
FOR APRIL 24, 2018 COMMISSION MEETING**

**Office of the Governor  
Division of Administration  
Racing Commission**

Jockey Fee Schedule (LAC 46:XLI.725)

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and through the authority granted in R.S. 4:148, notice is hereby given that the Racing Commission formally amends LAC 46:XLI.725. The proposed Rule change is two-fold. The first change is clerical; it clarifies the purse amount categories that were incomplete. The second is an increase in the fee for jockeys who are unplaced (third place finish or worse) in races with purses of \$3,500 and higher by an additional \$5. To keep the fee schedule consistent, jockeys who place third in the two purse categories of \$5,000 to \$9,999 and \$10,000 to \$14,999 now receive an additional \$5.

**Title 46  
Professional and Occupational Standards  
Part XLI. Horseracing Occupations**

**Chapter 7. Jockeys and Apprentice Jockeys**

**§725. Jockey Fee Schedule**

A. Prior to the start of each race conducted by an association licensed by the commission, sufficient money shall be on deposit with the horsemen's bookkeeper in an amount equal to pay the losing mount fee of a jockey for that race. In the absence of a special agreement, the fee of a jockey shall be as follows.

| Purse           | Win  | Second | Third | Unplaced |
|-----------------|------|--------|-------|----------|
| \$499 and under | \$27 | \$19   | \$17  | \$16     |
| 500-599         | 30   | 20     | 17    | 16       |
| 600-699         | 36   | 22     | 17    | 16       |
| 700-999         | 10%  | 25     | 22    | 20       |
| 1,000-1,499     | 10%  | 30     | 25    | 22       |
| 1,500-1,999     | 10%  | 35     | 30    | 28       |
| 2,000-3,499     | 10%  | 45     | 35    | 33       |
| 3,500-4,999     | 10%  | 70     | 60    | 55       |
| 5,000-9,999     | 10%  | 80     | 70    | 65       |
| 10,000-14,999   | 10%  | 5%     | 75    | 70       |
| 15,000-24,999   | 10%  | 5%     | 5%    | 75       |
| 25,000-49,999   | 10%  | 5%     | 5%    | 80       |
| 50,000-99,999   | 10%  | 5%     | 5%    | 95       |
| 100,000 and up  | 10%  | 5%     | 5%    | 120      |

B. Failure, refusal and/or neglect of a trainer to timely deposit or have deposited the aforesaid jockey fee for a horse entered to race, on or before the time specified herein, shall be a violation of this Section. Each such violation shall be punishable by a fine of not less than \$200 and the failure to pay such fine within 48 hours of imposition thereof shall be grounds for suspension. Additionally, an amount equal to the jockey fee actually earned by the jockey in accordance with the aforesaid schedule shall be paid to the jockey earning same within 48 hours of the imposition of the aforesaid fine, and failure to pay said jockey fee within the time specified herein shall be an additional grounds for suspension.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:148, R.S. 4:150 and R.S. 4:151.

HISTORICAL NOTE: Adopted by the Racing Commission in 1971, promulgated by the Department of Commerce, Racing Commission, LR 2:431 (December 1976), amended LR 3:28 (January 1977), LR 4:276 (August 1978), LR 5:23 (February 1979), LR 12:12 (January 1986), amended by the Department of Economic Development, Racing Commission, LR 16:112 (February 1990), amended by the Office of the Governor, Division of Administration, Racing Commission, LR 35:2756 (December 2009), LR 44: