

DECLARATION OF EMERGENCY

Office of the Governor Division of Administration Racing Commission

Horses Disqualified for a Foul (LAC 35:V.7907)

In accordance with the emergency provisions of the Administrative Procedures Act, R.S. 49:953.1, the Racing Commission has amended LAC 35:V.7907. This action has been deemed necessary by the Racing Commission to prevent imminent peril to the public health, safety, and welfare by loosening the restrictions on licensed owners entering multiple horses in races in fulfillment of the Legislature's mandate to the Racing Commission "to encourage forceful and honest statewide control of horse racing for the public health, safety, and welfare by safeguarding the people of this state against corrupt, incompetent, dishonest and unprincipled horse racing practices" and "[t]o institute and maintain a program to encourage and permit development of the business of horse racing with pari-mutual wagering thereon on a higher plane." R.S. 4:141(A)&(A)(1).

All in fulfillment of the Legislature's mandate for the Racing Commission to "institute and maintain a regulatory program for the business of racing horses, which program assures the protection of public health, safety and welfare, vesting with the commission forceful statewide control of horse racing with full powers to prescribe rules and regulations and conditions under which all horse racing is conducted with wagering upon the result thereof with the state." R.S. 4:141(A)(3).

This emergency adoption, in conjunction with the emergency adoption of LAC 35:V.6335, loosens the restrictions on entries by allowing the uncoupling of same owner entries in order to help increase field sizes in Louisiana horse races and to help Louisiana racing compete with multiple state racing jurisdictions that already allow uncoupling of same owner entries. This Emergency Rule shall become effective February 14, 2023 and shall remain in effect for a period of 180 days from adoption, or until finally adopted as Rule.

Title 35 HORSE RACING Part V. Racing Procedures

Chapter 79. Post to Finish

§7907. Horses Disqualified for a Foul

A. If a horse is disqualified for a foul, any horse or horses of the same ownership or interest, whether coupled as an entry or not, may also be disqualified.

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 2:445 (December 1976), amended LR 3:41 (January 1977), LR 4:285 (August 1978), LR



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Executive Director

2-14-23

Date