

RULE

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.

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.

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



Charles A. Gardiner III
Executive Director

4-30-18

Date