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Kenneth "Kenu" Romero  
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Luke Turner  
**Charles A. Gardiner III**  
Executive Director

## LOUISIANA STATE RACING COMMISSION

### MEETING NOTICE

THE LOUISIANA STATE RACING COMMISSION WILL HOLD A MEETING MONDAY, DECEMBER 14, 2015 AT 9:00 AM IN THE QUEEN ANNE BALLROOM OF THE MONTELEONE HOTEL, 214 ROYAL STREET, NEW ORLEANS, LOUISIANA.

#### I. ASSOCIATION REQUESTS

- A. **BOYD RACING, LLC d/b/a DELTA DOWNS RACETRACK, CASINO & HOTEL**
  - 1. **PROGRESS REPORT**
  
- B. **THE OLD EVANGELINE DOWNS, LLC**  
d/b/a **EVANGELINE DOWNS RACETRACK & CASINO**
  - 1. **PROGRESS REPORT**
  
  - 2. **REQUEST BY LAHBPA**
    - a. **Update of adding stalls at Evangeline Downs.**
  
- C. **CHURCHILL DOWNS LOUISIANA HORSERACING COMPANY, LLC**  
d/b/a **FAIR GROUNDS RACE COURSE & SLOTS**
  - 1. **PROGRESS REPORT**
  
- D. **HARRAH'S BOSSIER CITY INVESTMENT COMPANY, LLC**  
d/b/a **HARRAH'S LOUISIANA DOWNS**
  - 1. **PROGRESS REPORT**

#### II. COMMITTEE REPORTS

- A. **MEDICATION COMMITTEE**, by *Committee Chairman Thomas H. Grimstad, M.D.*
  
- B. **RULES COMMITTEE**, by *Committee Chairman Keith W. Babb*
  
- 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 Kevin S. Delahoussaye*

### III. OTHER

- A. Ratification of Approval of Extension of Apprentice Allowance for Gustavo "Alex" Cortez.
- B. Discussion of Mandatory Necropsy.
- C. Discussion of California Claiming Rule.

### IV. RULES

#### A. DISCUSSION UPDATE:

##### 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*]

§5713. Ambulance [*amend*]

§5714. Equine Ambulance [*new*]

§5723. Lighting [*amend*]

§5724. Rails [*new*]

§5747. Cleanliness and Inspection [*amend*]

§5764. Surface of Race Course [*new*]

##### a. Letters/Comments regarding the above Rules:

- Letter from Harrah's Louisiana Downs dated October 21, 2015.
- Letter from Delta Downs and Evangeline Downs dated November 10, 2015.
- Letter from Fair Grounds dated November 13, 2015.
- Letter from Jockey's Guild dated November 25, 2015.

### V. LICENSE APPROVALS

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

- 1. Raymond Williams, Sr., Food and Beverage Applicant. Convicted felon.
- 2. Antonuage D. Gray, Food and Beverage/Mutuels Department Applicant. Convicted felon.
- 3. Kelly Jo Clawson, Food and Beverage Applicant. Convicted felon.

#### B. REINSTATEMENT REQUESTS

- 1. Albert J. Dussette, Jr., Jockey. Seeking reinstatement of license.
- 2. Frederick J. Carmouche, Jockey. Seeking reduction of suspension.

### VI. ADJUDICATIONS

#### A. APPEALS (LA. REV. STAT. 4:154)

- 1. John E. Hamilton, Jockey. Ruling#ED21355 of 10/9/15 – Careless Riding. Continued from October 26, 2015 Commission Meeting.
- 2. Roberto Morales, Jockey. Ruling#DD21385 of 11/13/15 – Careless Riding.

**B. VIOLATIONS OF LAC 35:I.1797 (Equine Positives)**

1. **Justin J. Haug, Owner/Trainer.** (*Adjudication Referred*)  
Ruling#FG21314 of 9/4/15 – *Phenylbutazone & Flunixin (ARCI Category IV, Severity Level III)*  
Continued from October 26, 2015 Commission Meeting.
  
2. **Alan J. Klanfer, Trainer.** (*Adjudication Referred*)  
Ruling#ED21353 of 10/7/15 – *Mitragynine & 7-Hydroxymitragynine (ARCI Category I)*  
Continued from October 26, 2015 Commission Meeting.

**VII. ADJOURNMENT**



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Charles A. Gardiner III  
Executive Director

This notice was posted by the entrance of the Louisiana State Racing Commission, Friday, December 4, 2015 at 4:00PM.

**RULES FOR DISCUSSION/NOTICES OF INTENT**  
**AT DECEMBER 14, 2015 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]*

§5713. *Ambulance [amend]*

§5714. *Equine Ambulance [new]*

§5723. *Lighting [amend]*

§5724. *Rails [new]*

§5747. *Cleanliness and Inspection [amend]*

§5764. *Surface of Race Course [new]*

**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 clearly transmitting announcements to the patrons and to the stable area.

**Title 35**  
**HORSE RACING**  
**Part III. Personnel, Registration and Licensing**  
**Chapter 57. Associations' Duties and Obligations**

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

A. An association shall ensure that the barns are kept clean and in good repair. Each barn, including the receiving barn, must have a hot and cold water supply available, be well-ventilated, have proper drainage and be constructed to be comfortable in all seasons.

B. An association shall ensure that each horse is stabled in an individual box stall with minimum dimensions of 10 feet by 10 feet. If constructed of concrete walls, they must be woodlined on the interior up a minimum of four feet from the ground or otherwise be insulated for the protection of the housed horse.

C. An association shall provide an adequate area for the placement of manure removed from the stalls. All manure must be removed from the stable area daily. The association shall ensure that refuse from the stalls and other refuse are kept separate.

**Title 35**  
**HORSE RACING**  
**Part III. Personnel, Registration and Licensing**  
**Chapter 57. Associations' Duties and Obligations**

**§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. Not later than 15 days before the first day of a race meeting, an association shall deliver to the Commission a copy of the state or local fire marshal's certification regarding the association's compliance with fire safety regulations or the fire marshal's plan of corrections. The certification or plan must be based on an inspection of the association grounds conducted by the fire marshal not more than 30 days before the first day of a race meeting.

**Title 35**  
**HORSE RACING**  
**Part III. Personnel, Registration and Licensing**  
**Chapter 57. Associations' Duties and Obligations**

**§5709. Housing of Stable Employees**

A. Each association shall provide adequate and sanitary living quarters with proper sanitary arrangements, and ample and convenient toilet ~~and heating~~ 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 six horses stabled, with adequate facilities for housing personnel therein. All sleeping rooms must have an exterior window, contain a working smoke detector, and proper heating and air conditioning unit.

## Title 35

### HORSE RACING

#### Part III. Personnel, Registration and Licensing

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

##### §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 personnel, and shall have immediate access to the racing strip. If the ambulance is being used to transport an individual, the association may 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.

**Title 35**  
**HORSE RACING**  
**Part III. Personnel, Registration and Licensing**  
**Chapter 57. Associations' Duties and Obligations**

**§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 must be properly ventilated and kept at an entrance to the racing strip when not in use.

C. The ambulance must 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 must 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;
5. a movable partition to initially provide more room to load a horse and to later restrict a horse's movement;

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



**Title 35**  
**HORSE RACING**  
**Part III. Personnel, Registration and Licensing**  
**Chapter 57. Associations' Duties and Obligations**

**§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. The parking 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, or until all cars have departed, whichever may first occur.~~

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

C. If an association conducts racing at night, the association shall maintain a back-up lighting system that is sufficient to ensure the safety of race participants and patrons.

**Title 35**  
**HORSE RACING**  
**Part III. Personnel, Registration and Licensing**  
**Chapter 57. Associations' Duties and Obligations**

**§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 rail must be at least 38 inches but not more than 42 inches above the top of the cushion.

**Title 35**  
**HORSE RACING**  
**Part III. Personnel, Registration and Licensing**  
**Chapter 57. Associations' Duties and Obligations**

**§5747. Cleanliness and Inspection**

A. The premises shall be kept in a clean condition, in good repair, well lighted and ventilated. The quality, quantity and price of all items of food, liquor, beer and other items sold shall be subject to the commission's inspection.

B. Not later than 15 days before the first day of a race meeting, the Commission or a designated representative shall conduct an inspection of the backside facilities of the racetrack, including the barns, surface of the racetrack, any housing facilities inside barns and on backside of racetrack, and bathroom facilities to ensure compliance with Chapter 57.

C. Not later than 15 days before the first day of a race meeting the Commission or a designated representative shall inspect the grandstand and betting areas of the licensed racetrack to ensure compliance with Chapter 57.

D. The Association shall be notified of any finding of non-compliance and have 10 days to bring such violation into compliance. Thereafter, if the finding of non-compliance still exists, it shall be sent to the Commission for review.

**Title 35**  
**HORSE RACING**  
**Part III. Personnel, Registration and Licensing**  
**Chapter 57. Associations' Duties and Obligations**

**§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.