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Executive Orders

EXECUTIVE ORDER EWE-78-12

WHEREAS, in the absence of further action by me, the Governor's Pardon, Parole and Rehabilitation Commission will terminate on August 1, 1978; and

WHEREAS, such Commission was originally created by Senate Concurrent Resolution No. 3 of the 1976 First Extraordinary Session of the Louisiana Legislature and has rendered valuable service to the Governor, the Legislature and the public; and

WHEREAS, the Commission was primarily established to study, analyze, and make recommendations to the Legislature with respect to laws, rules, regulations, programs, practices, and procedures in relation to pardons, paroles, furloughs, commutations, work release, and other matters relating to the rehabilitation of persons incarcerated in the correctional institutions of this state; and

WHEREAS, since its inception the Commission has produced meaningful research, reports, and findings and has provided a forum for correctional personnel, legislators, other government officials and the public to examine, consider, and make recommendations relating to the problems of inmates while institutionalized, and thereafter.

NOW, THEREFORE, I, EDWIN EDWARDS, Governor of the State of Louisiana, by virtue of the power vested in me by the Constitution and the laws of this State, do hereby continue, reestablish, and restructure the Governor's Pardon, Parole and Rehabilitation Commission.

The Commission shall, consistent with the purposes mentioned in the said concurrent resolution, continue to make recommendations based upon its studies, research, and determinations to the Governor and to the Legislature as it deems appropriate and may, in addition, bring within its purview and scope of study and action any or all of the following as determined by the Commission:

Support for and aid in implementing legislative recommendations;

Design and construction of a model for assessing the fiscal impact of correctional policy decisions;

Research and analysis of existing and potential barriers to employment of ex-offenders, interagency coordination of services for offenders and their families, community-based correctional programs, local pretrial diversionary programs and State subsidies for local correctional programs; and

Study, describe and prepare an effective and workable prisoner rehabilitation plan for the State of Louisiana and devise a uniform system for formulating and administering policy and procedural decisions regarding prisoners and their release programs.

FURTHER, the Commission shall continue to conduct such examinations and research projects as are necessary to develop rules, regulations, and procedures in the areas under consideration and may revise its priorities to conform to any additional areas requiring study or action as delineated in this order.

The Commission is also authorized to hold hearings, to employ necessary personnel, and to do all other things which it considers necessary and appropriate to accomplish the purposes herein expressed.

FURTHER, the Commission is authorized to utilize the staff, services, and facilities of the Louisiana Legislative Council and the Louisiana State Law Institute and to request and use such other counsel, assistance, personnel, facilities, and advice as may be obtained from any and all other sources, public and private, including but not restricted to, business, labor, and private research agencies, individuals, or organizations.

For purposes of the study herein continued, expanded, and extended, the members of the Commission shall receive, from

available sources, a per diem allowance of not to exceed fifty dollars and mileage.

The Commission's membership shall consist of (1) the Chief Justice of the Supreme Court of the State of Louisiana or a member of the judiciary designated by him, (2) the President of the Louisiana District Judges Association or any other district judge designated by him, (3) a judge from the Criminal District Court of Orleans Parish designated by a majority of the members of said Court, (4) the President of the Louisiana District Attorneys' Association and (5) one member designated by him from among its membership, (6) the President of the Louisiana Sheriffs Association and (7) one member designated by him from among its membership, (8) the Secretary of the Department of Corrections or his designee, (9) the Chairman of the Louisiana Board of Pardons or his designee from among the other members of said Board, (10) the Chairman of the Louisiana Board of Parole or her designee from among the other members of said Board, (11) the Chairman of the Criminal Law Section of the Louisiana State Bar Association or his designee, (12) the Assistant Secretary of the Office of Human Development of the Department of Health and Human Resources, (13) the Executive Counsel to the Governor, (14) an attorney appointed by the Governor who shall be representative of the attorneys who defend persons charged with criminal offenses, and (15) four additional members appointed by the Governor to represent the public. The Chairman of the present Commission shall continue to serve in that capacity at the pleasure of the Governor.

FURTHER, the Governor's Pardon, Parole and Rehabilitation Commission shall make such written reports together with proposals for recommended legislation to the Governor and to the Legislature and its committees as it deems appropriate.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to have affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton, on this the 31st day of July, A.D. 1978.

Edwin Edwards
Governor of Louisiana

EXECUTIVE ORDER EWE-78-13

WHEREAS, the Capitol Gardens complement the State Capitol Building in a manner reminiscent of the grand gardens of the South; and

WHEREAS, the gardens add a graceful dimension to the imposing and geometric Art Deco motif of the thirty-four story monument; and

WHEREAS, the recent inclusion of the Capitol Building and Gardens on the National Register of Historic Places signifies the importance and architectural beauty of this building and these grounds; and

WHEREAS, the Gardens have permitted touring visitors, the citizens visiting on governmental business, and downtown workers a place of cool, inviting repose amid spreading oaks and elms; and

WHEREAS, the Gardens are the resting place of former United States Senator Huey P. Long, forty-first Governor since our Statehood; and

WHEREAS, the Gardens need careful, professional and well-planned attention to return them to their former condition as a showplace and a peaceful park.

NOW, THEREFORE, I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby create and establish a Special Task Force on the Care of the State Capitol Grounds to study the needs of the green areas surrounding the State Capitol Building, make recommendations for the well-planned and professionally maintained administration of the gardens and propose a workable comprehensive landscape master plan. The Task Force shall be composed of seventeen members as follows: the Presidents of the Baton Rouge Garden Club, the Baton Rouge Men's Garden Club, the Baton Rouge Chapter of the Louisiana Garden Club Federation, the Bonneaire Garden Club, the Community Gardeners, the

Round-the-Clock Club and the Sherwood Forest Garden Club; a representative of the LSU Extension Service, the LSU College of Environmental Design or the LSU College of Horticulture; the Assistant Secretary of the Office of Forestry of the Department of Natural Resources; the Assistant Secretary of the Office of State Parks of the Department of Culture, Recreation and Tourism; the Superintendent of State Buildings and Grounds, Division of Administration, Office of the Governor; the Director of Facilities Planning and Control, Office of the Governor; a member of the Louisiana Horticulture Commission; the President of the Foundation for Historical Louisiana, Inc.; and three members of the general public chosen by the Governor.

The Task Force shall study the plans for the gardens as designed and the records of maintenance of the gardens. It shall assess the present condition of the grounds and the needs of the area for the continued use and enjoyment by the general public. The Task Force shall address the various methods of financing the gardens, personnel, and the methods of maintenance, use and future needs.

FURTHER, the Task Force shall meet on the call of the Chairman, who shall be designated, no later than September 15, 1978. Thereafter, the Task Force shall meet on a regular basis and report its findings, recommendations and alternative proposals to the Governor no later than March 15, 1979. The final report shall be available to the Legislature and the public.

Members shall serve at the pleasure of the Governor; any appointee to fill a vacancy shall be selected in the manner of the original appointment. No member shall receive per diem or reimbursement from public funds.

The Division of Administration, through the Division of Buildings and Grounds and the Facilities Planning and Control, shall provide adequate research and technical and clerical support to the Task Force. All State departments whose heads are appointed by the Governor shall provide whatever assistance is requested by the Task Force to carry out its purpose, duties, and responsibilities.

The meetings of the Task Force shall be open to the public at all times. The Task Force shall be dissolved, and its work shall be completed by June 30, 1979.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to have affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this the 9th day of August, A.D. 1978.

Edwin Edwards,
Governor of Louisiana

Emergency Rules

DECLARATION OF EMERGENCY

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, has adopted, effective July 1, 1978, the maximum level (cap rate) for long term care eligibility for an individual to be \$568.20 and for a couple occupying the same room in a long term care facility the double cap rate of \$1,036.40. This revision will allow the Medical Assistance Program to comply with Federal regulation (45 CFR 248.2 (d) and 248.4 (e)).

This action shall be taken pursuant to R.S. 49:953B. Copies of the emergency rule are available for public examination at the Department of Health and Human Resources, Office of Family Security, 775 Riverside North, Baton Rouge, Louisiana.

William A. Cherry, M.D., Secretary
Department of Health and Human Resources

DECLARATION OF EMERGENCY

Department of Transportation and Development

The Louisiana Department of Transportation and Development has exercised the emergency provisions of the Administrative Procedures Act (R.S. 49:953B) to adopt, effective August 20, 1978, the following rules as amendments to the Department of Transportation and Development's "Regulations for Trucks, Vehicles and Loads." These emergency rules will provide for equitable enforcement of Act 113 of the Louisiana Legislature of 1977, which became effective upon the signature of the Governor on June 22, 1977, and are in the best economic welfare of the state:

All vehicles or combination of vehicles, except automobiles, recreational vehicles which are not over-size or overweight, single unit pickup trucks, trucks which have a three-yard capacity or less, wreckers that are not towing trucks, empty garbage trucks, ambulances, fire trucks, buses and vans which are less than one-ton capacity and trucks assigned to law enforcement agencies that are not normally used for load carrying purposes, shall stop at permanent weigh stations for weighing, measuring, and inspection purposes.

Violation of this regulation shall subject the violator to a penalty of \$100.00 in accordance with R.S. 32:388.

George A. Fischer, Secretary
Department of Transportation and Development

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries

The Wildlife and Fisheries Commission, having declared the existence of an emergency, on July 27, 1978, adopted the following rules relative to the 1978 alligator season. The nature of the emergency was that September is the latest that a season can be held because the alligators begin to hibernate.

Alligator Season

Whereas, Louisiana's efforts to manage the resident population of alligators for the past eighteen years have substantially increased the total population, and

Whereas, the Louisiana Department of Wildlife and Fisheries has successfully demonstrated that a periodic commercial harvest, based upon comprehensive population inventories, can be closely controlled, and

Whereas, data collected during the 1972, 1973, 1975, 1976, and 1977 seasons and from aerial inventory during July, 1978, reflects that the seasons were beneficial in all respects, and

Whereas, population levels in Cameron, Vermilion, and Calcasieu parishes now warrant the establishment and continuation of a season in this region of the state, and

Whereas, it has been determined from the past five seasons that the system developed for conducting the harvest of animals through a rigidly controlled set of regulations worked out extremely well and no evidence was found that the opening of the season encouraged illegal killing of these reptiles, and since alligators are a renewable resource and should be managed on a sustained yield basis to provide economic incentive for preserving marshlands, and

Whereas, sufficient populations estimates in other portions of the coastal marshes of Louisiana do support a controlled harvest of surplus animals, and

Whereas, when the authority is granted to the State of Louisiana to establish a season in these areas an alligator season will be permitted,

Now, therefore be it resolved, that an alligator season be hereby established in accordance with the following regulations. No exceptions of these procedures will be permitted, and anyone taking alligators contrary to these regulations will be charged in accor-

dance with the Louisiana Revised Statutes and/or Endangered Species Act of 1973:

1. Open Area: Parishes of Calcasieu, Cameron, and Vermilion. Coastal marshes and fringe swamp areas including converted marshland. An estimated 100,000 alligators are present in this area outside the refuges. No more than eight percent of this population may be taken during the season.

2. Harvest Season: The open season shall run for a twenty-six day period beginning on September 5, 1978, and continue through September 30, 1978. No alligators under four feet in length may be taken.

3. Harvest Methods: Alligators may be taken only during the daylight hours, between one-half hour before official sunrise to one-half hour after sunset. Special instructions will be issued to the holders of alligator hunter licenses shortly before the opening of the season, describing detailed methods regarding the skinning of alligators. Skins processed contrary to the specific requirements of the Department will be considered illegal. Pole hunting is prohibited to protect the nesting female population.

4. Licenses: An alligator hunter must have a valid commercial alligator hunter license to take, transport, or sell alligators or their skins. The fee for the resident license is twenty-five dollars per year and for the nonresident, five hundred dollars. These licenses are nontransferable. In order to obtain a resident license, the hunter must have resided in Louisiana for one year preceeding the season. He must complete the application form provided by the Department and furnish proof that he owns the land or has an agreement with the landowner to hunt alligators on the specified property. Information as to the location and acreage of the property must be provided. Applications must be submitted between the dates August 1 and September 5, 1978. The alligator hunter license will be issued only after the hunter has satisfactorily complied with the above requirements. A fur buyer license or fur dealer license is required for purchasing and handling raw alligator skins in Louisiana. Persons or firms entering alligators in interstate commerce in the course of a commercial activity must be licensed in accordance with State and Federal regulations.

5. Tagging: In addition to a valid commercial alligator hunting license, the hunter must also obtain from the Department, and have in his possession while hunting, official tags which must be firmly attached to each alligator skin immediately upon taking. Numbered tags will be issued to license holders for a sum of five dollars. The tags must be attached in the last six inches of the tail. The tag must remain attached to the skin until finally processed by the fabricator. It shall be illegal to possess alligator skins in Louisiana without valid official tags attached. Official alligator tags will be issued only to alligator hunters, and farmers and only to those who have authorized applications. The number of tags will be issued on the basis of the area and quality of the habitat, and the rate per acre will be fixed based on extensive population estimates. Tags will be issued for alligator habitat only, based on final decision of the technician. No more than this fixed number of tags will be issued. Each official tag will bear a characteristic number and a duplicate tab, and the tag numbers issued to each hunter will be recorded. Unused tags must be returned to the Department. Lost or stolen tags will not be replaced, but must be reported. Tags can be used only on the lands applied for and approved on the application.

6. Alligator Farmers and Breeders: Licensed alligator farmers or breeders will be issued permits to kill and skin their alligators but must follow the same rules and regulations which apply to wild alligators. No alligator on breeding farms may be killed without such a permit. Tagging validation is required on skins taken.

7. Harvest Rates: A maximum of eight percent of overall population in the open season area may be taken. Tags will be issued on the following basis: Cameron and Calcasieu parishes, brackish marsh, one per three hundred acres; intermediate marsh, one per one hundred twenty-five acres; fresh marsh, one per one hundred twenty-five acres; pump-off districts regardless of marsh type, one per five hundred acres. Vermilion Parish, intermediate marsh, one per one hundred acres; fresh marsh, one per four hundred acres; brackish marsh, one per one hundred fifty acres; pump-off district, one per five hundred acres.

8. Validation of Alligator Skins: All alligator skins taken during the experimental alligator season shall be checked and a second tag fixed by personnel of the Louisiana Department of Wildlife and Fisheries at the headquarters of the Rockefeller Refuge on October 2, 3, or 4, 1978. The holders of alligator hunting licenses must bring their skins to Rockefeller for validation on one of these three dates between the hours of 8:00 a.m. and 5:00 p.m. Special skinning instructions will be verified, and any skins not prepared according to instructions issued in advance of season will be considered illegal. Unused tags will be returned at this time. Validation tags must remain attached to the skin in Louisiana.

9. Shipment: All raw alligator skins shipped out-of-state must bear official shipping tags provided by the Department. Forms provided must be filled out completely and returned to the Department within fifteen days following the close of the season. Raw alligator skins transported in the course of a commercial activity, shipped or transported within the state must be labeled with tags issued by the Department describing the number of skins, the consignor, shipping point, consignee, and destination. All parts of alligators, other than the raw skins, shipped or transported within or out of the state must be clearly labeled with the license number of the alligator hunter and the number of the official tag which was attached to the alligator skin.

Be it further resolved, that the administrative responsibility for conducting this season shall rest with J. Burton Angelle, Secretary of the Louisiana Department of Wildlife and Fisheries.

J. Burton Angelle, Secretary
Department of Wildlife and Fisheries

Rules

RULES

Department of Agriculture Office of Agricultural and Environmental Sciences

In accordance with the authority vested in the Louisiana Department of Agriculture of Part 2 of Chapter 12 of Title 3 of the Louisiana Revised Statutes of 1950, the Sweet-potato Weevil Quarantine and Regulation is hereby supplemented as follows:

III. Quarantined Areas.

1. In the United States the areas hereby quarantined on account of the sweet-potato weevil shall be the portions of all states in which sweet-potato weevil infestations are known to occur, and so officially designated as quarantined or regulated areas, by the sweet potato quarantines of the states of Alabama, Florida, Georgia, Louisiana, Mississippi, Texas, and South Carolina.

2. In Louisiana:

a. Quarantined areas are hereby declared to be the entire parishes of Acadia, Allen, Ascension, Assumption, Avoyelles, Beauregard, Calcasieu, Cameron, East Baton Rouge, East Feliciana, Evangeline, Iberia, Iberville, Jefferson, Jefferson Davis, Lafayette, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, Rapides, Sabine, St. Bernard, St. Charles, St. Helena, St. James, St. John the Baptist, St. Landry, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Vermilion, Vemon, Washington, West Baton Rouge, West Feliciana, and those parts hereinafter listed.

Bienville Parish—that portion of T17N located in R4W and 5W in Lincoln and Bienville Parishes;

Bossier Parish—that portion of R11 and 12W north of Interstate 20 located in T18 and 19N in Bossier Parish;

Caddo Parish—all of Wards 6 and 7;

Caldwell Parish—that portion consisting of a one mile radius of and including the property of Ed Hilburn, Section 28, R3N, T14N and that portion consisting of a one mile

radius of and including the property of Clifton Hilburn, Section 28, R3N, T14N;

Jackson Parish—that portion of R3 and 4W in T15N and that portion consisting of a one mile radius of and including the property of Mrs. J. A. Hughes, Section 1, R4W, T14N;

Lincoln Parish—that portion consisting of a one mile radius of and including the property of James Kay, Section 13, R3W, T17N;

Natchitoches Parish—that portion west and southwest of the Red River;

Ouachita Parish—Ward 4; that portion consisting of a one mile radius of and including the property of H. K. Wimberly, Section 4, R2E, T17N; and Ward 5; that portion consisting of a one mile radius of and including the property of J. W. Lea, Section 8, R2E, T18N; and that portion consisting of a one mile radius of and including the property of O. W. Hattaway, Section 18, R2E, T18N;

Red River Parish—that portion of R10W lying north of T12N;

West Carroll Parish—Ward 4; that portion consisting of a one mile radius of and including the property of Leon Hill, Section 28, R23N, T23N; that portion consisting of a one mile radius of and including the property of Lonnie Reese, Section 21, R11E, T21N; that portion consisting of a one mile radius of and including the property of Aaron Freeman, Section 21, R11E, T21N; and that portion consisting of a one mile radius of and including the property of Christina Blackman, Section 21, R11E, T21N;

and/or such other area or areas as may hereafter be designated as quarantined areas by notice in the Louisiana Register and the Official Journal of the State of Louisiana by the State Entomologist, with the approval of the Commissioner.

b. Non-sweet potato areas shall be infested properties in the area north of Avoyelles and Rapides Parishes, east and northeast of the Red River line at Grant Parish, northeast of the Red River in Natchitoches Parish, north of the Natchitoches Parish line, west of the Red River and north of the Sabine Parish line, and such other area or areas as may hereafter be declared non-sweet potato areas by publication in the Official Journal and the Louisiana Register by the State Entomologist, with the approval of the Commissioner.

The above supplement to the Sweet-potato Weevil Quarantine and Regulation shall be revised effective on and after August 20, 1978.

Richard Carlton, State Entomologist
Office of Agricultural and Environmental Sciences

RULE

Department of Commerce Office of Financial Institutions

State-chartered savings and loan associations in their course of business may contract for participation in credit card operations with a State or national-chartered bank domiciled in Louisiana under the following:

1. A Louisiana State savings and loan association can participate only as an agent in a credit card program. It may not be a principal issuer.
2. The contract between the bank and the association, with regard to the issuance of credit cards, must provide for:
 - a. Reasonable fees to be received by the association.
 - b. The bank involved to absorb all chargeoffs and/or losses on all credit card transactions.
3. All credit card participation agreements between a bank and a State savings and loan association must be submitted to the Commissioner for approval.

Kenneth E. Pickering
Commissioner of Financial Institutions

RULES

Department of Commerce Racing Commission

Preface and Foreword

The racing of horses and pari-mutuel betting connection therewith are closely supervised. The main purposes of this close supervision are to assure the public and owners of competing horses:

1. That the association conducting a race meeting is operated by responsible management;

2. That every owner and trainer seeking to enter a horse in competition is a person of good character and of financial responsibility;

3. That every horse appearing in a race is the animal he is represented to be on the program; is carrying the correct weight as assigned by the track handicapper;

4. That every race run will represent a true competitive effort by every participating horse and rider;

5. That no rider during the running of a race commits any act that would unfairly tend to make the race anything other than a true competitive test;

6. That every horse is physically fit to race;

7. That no one responsible for the custody of a competing horse has administered any prescribed medication to the competing animal within a specified time prior to the race;

8. That every racing association is doing its utmost to provide the spectator public, the horses and their attendants the best possible facilities it can afford;

9. That the wagering facilities and the management and clerks in this department are of an order to inspire confidence of the patrons in the way this feature of the sport is conducted.

It is with the foregoing purposes in mind that the legislatures of the states where horse racing is conducted, have, by statute created racing commissions or boards, and vested them with authority to adopt and enforce rules of racing.

Act No. 554 of the Legislature of the State of Louisiana in the year 1968, as amended, created the Louisiana State Racing Commission, and vested said Commission with full powers to prescribe rules, regulations, and conditions under which all horse racing, upon the result of which there shall be wagering, shall be conducted within the State of Louisiana.

The rules of racing as adopted and herein set forth are published and declared the Rules and Regulations of Racing for the State of Louisiana. They have been compiled with the hope that they will promote racing on a high plane and encourage breeding and ownership of thoroughbred horses and quarter horses in the state.

The Louisiana State Racing Commission is a member of the National Association of State Racing Commissioners and is bound by the Constitution and by-laws of this organization.

The Louisiana State Racing Commission is an agency within the Department of Commerce of the Executive Branch of the Louisiana State government.

The Commission consists of nine members appointed by the Governor. The Commission is organized by law in such a manner that three appointees have terms which overlap the other six appointees by two years, six years being the actual term of each commissioner.

The Commission is vested with complete supervision over all thoroughbred and quarter horse racing in the state and over all associations conducting race meetings.

No person or association can conduct a race meeting or have anything to do with the conduct of such a meeting, except pursuant to a license granted and issued by the Commission.

The Commission is vested by law with full authority to prescribe the rules, regulations and conditions under which horse racing may be conducted in this state on which pari-mutuel wagering is conducted. These rules apply to all tracks under the Commission's jurisdiction.

Whenever any question, condition or situation arises not covered specifically by any of these rules, the stewards shall make such findings of fact and take such action thereon as they, in the exercise

of sound judgment and discretion shall deem proper. Any person aggrieved by any ruling so made shall have the right of appeal to the Commission and if not satisfied, then to the Courts in the manner provided by law.

For the full text of the laws on racing see Louisiana Revised Statutes 4:141 et seq., as amended.

LAC 11-6:1 Definitions

1.1 The following words and phrases, irrespective of literal meaning as defined in recognized dictionaries, have assumed special meanings and connotations as used in racing, and in the context of these rules shall be construed as having the following special meanings:

1.2 Accredited Louisiana Bred: A Thoroughbred, Quarter Horse, or Appaloosa horse foaled in Louisiana in conformity with the respective breed or breeders association and recognized by the Commission.

1.3 Added Money: Cash, exclusive of trophy or other award, added by the association to stakes fees paid by subscribers to form the total purse for a stakes race.

1.4 Age: The number of years since a horse was foaled, reckoned as if such horse were foaled on January 1 of the year in which such horse was foaled.

1.5 Arrears: All sums due by a licensee or a permittee as reflected by his account with the horseman's bookkeeper, including subscriptions, jockeys' fees, forfeitures, and any default incident to these rules.

1.6 Association: Any person, or persons, or legal entity, required to be licensed under the Louisiana State Racing Commission to conduct a race meeting, and when used herein, the association conducting a race meeting where such rules are applicable.

1.7 Authorized Agent: Any person currently licensed as an agent for a licensed owner by virtue of notarized appointment of agency lodged with the Commission.

1.8 Betting Interest: A single horse, or more than one horse joined in the "mutuel field," on which a single pari-mutuel wager may be placed.

1.9 Bleeder: Any horse known to have bled from its nostrils during a workout or race.

1.10 Breeder: Rules as set forth by the Jockey Club of New York, American Quarter Horse Association, or Appaloosa Horse Club, Inc.

1.11 Claiming Race: Any race in which every horse running therein may be transferred in conformity with these rules.

1.12 Closing: Time published by the association after which entries or nominations for a race will not be accepted.

1.13 Commission: The Louisiana State Racing Commission. "Commissioner" is a member of the Commission.

1.14 Day: Any twenty-four hour period beginning at 12:01 a.m. and ending at midnight. "Racing day" is a day on which races are conducted. "Calendar days" are those consecutive days counted irrespective of number of racing days.

1.15 Declaration: Withdrawal of a horse entered in a race prior to time of closing of entries therefor in conformance with these rules.

1.16 Disciplinary Action: Action taken by the stewards or the Commission for a rule violation which can include suspension, revocation, voidance of a license, or ejection or exclusion from association grounds, or assessment of a forfeiture, or reprimand, or any combination thereof.

1.17 Disqualification: An order of the stewards or Commission revising the order of finish of a race.

1.18 Entry: The act of nominating a horse for a race in conformance with these rules. See "mutuel entry."

1.19 Equipment: Accouterments other than ordinary saddle, girth, pad, saddle cloth, and bridle carried by a horse, and includes whip, blinkers, tongue strap, muzzle, hood, noseband, bit, shadow roll, martingale, breast plate, bandages, boots, and racing plates or shoes.

1.20 Exhibition Race: A race between horses of diverse ownership for which a purse is offered by the association, but on which no pari-mutuel wagering is permitted.

1.21 Field, or Mutuel Field: A single betting interest involving more than one horse formed when the number of horses starting in

a race exceeds the numbering capacity of the totalizator. The highest numbered horse within the numbering capacity of the totalizator and all horses of a higher number are grouped in the mutuel field.

1.22 Forfeit: Money due by a licensee or permittee because of an error, fault, neglect of duty, breach of contract, or alternative order of the stewards or Commission.

1.23 Handbook or Foreign Book: Bets taken illegally outside the pari-mutuel system.

1.24 Handicap Race: A race in which the weights to be carried by the horses therein are assigned by the association handicapper with the intent of equalizing the chances of winning for all horses entered. A "free handicap" is a handicap for which no nominating fee is required to be weighted, but an entrance or starting fee may be required for starting therein.

1.25 Horse: Any Thoroughbred, Quarter Horse, or Appaloosa horse registered as such and when used in these rules to designate any Thoroughbred, Quarter Horse, or Appaloosa irrespective of age or sex designation.

1.26 Ineligible: A horse or person not qualified under these rules or conditions of a race to participate in a specified racing activity.

1.27 Jockey: A rider currently licensed to ride in races as a jockey, or apprentice jockey, or a provisional jockey permitted by the stewards to ride in two races prior to being issued a license.

1.28 Lessee: A licensed owner whose interest in a horse is by virtue of a written lease.

1.29 Lessor: Owner of a horse that is leased.

1.30 Licensee: Any person, partnership, corporation, or business entity receiving a license, permit, or privilege from the Commission to conduct a race meeting or meetings.

1.31 Maiden: A horse which has never won a race on the flat at a recognized meeting in any country. A maiden which was disqualified after finishing first remains a maiden. Race conditions referring to maidens shall be interpreted as meaning maidens at the time of starting.

1.32 Match Race: A race between two horses, for which no other horses are eligible.

1.33 Meeting (Race Meeting): The entire period of consecutive days granted by the Commission to a licensed association for the conduct of racing.

1.34 Month: A calendar month.

1.35 Mutuel Entry: A single betting interest involving two or more horses entered in the same race and joined for pari-mutuel purposes because of common ties as to ownership or training so that a wager on one horse joined in a mutuel entry is a wager on all horses joined in the same mutuel entry.

1.36 Mutuel Field: See "field."

1.37 Nominator: The person in whose name a horse is entered for a race.

1.38 Optional Claiming Race: A race that is restricted to horses entered to be claimed for a stated price and to those which have started previously for that claiming price or less. In the case of horses entered to be claimed in such a race, the race shall be considered, for the purpose of these rules, a claiming race. In the case of horses not entered to be claimed, the race shall be considered an allowance race.

1.39 Overnight Race: A race for which entries close seventy-two hours or less before the time set for the first race of the day on which such race is to be run.

1.40 Owner: Any person who has, in whole or in part, any right, title, or interest in a horse, or any lessee of a horse, who has been duly issued a valid owner's license for a horse.

1.41 Permittee: Any person, partnership, corporation, or business entity which receives a license, permit, or privilege from the Commission to engage in a business, occupation, or profession on the grounds of an association licensed to conduct a race meeting in Louisiana.

1.42 Place: When used in the context of a single position in the order of finish in a race, "place" means second; when used in the context of pari-mutuel wagering, a place wager is one involving a payoff on a betting interest which finished first or second in a race; when used in the context of multiple positions in the order of finish

in a race, "place or placing" means finishing first, second or third. See "unplaced."

1.43 Post: The starting point of a race.

1.44 Post Position: The relative place assigned to each horse, numbered from the inner rail across the track at the starting line, from which each horse is to start a race.

1.45 Post Time: The advertised moment scheduled for the arrival of all horses at the starting point for a race.

1.46 Prize: The combined total of any cash, premium, trophy, and object of value awarded to the owners of horses according to finish in a race.

1.47 Purse: The gross cash portion of the prize for which a race is run.

1.48 Purse Race: Any race for which entries close less than seventy-two hours prior to its running, and for which owners of horses entered are not required by its conditions to contribute money toward its purse.

1.49 Race: A running contest between Thoroughbred, Quarter Horses, or Appaloosa horses, ridden by jockeys, over a prescribed course free of obstacles or jumps, at a recognized meeting, during regular racing hours, for a prize.

1.50 Racing Official: One of the officials of a race meeting as follows: stewards, placing judges, patrol judges, clerk of scales, starter, handicapper, timer, paddock judge, the racing secretary.

1.51 Racing Permit: A license granted by the Louisiana State Racing Commission to a qualified person or persons, associations or corporations, to conduct the business of horse racing in the State of Louisiana with pari-mutuel wagering thereon.

1.52 Recognized Meeting: Any meeting with regularly scheduled races for Thoroughbreds, Quarter Horses, or Appaloosa horses on the flat, licensed by and conducted under rules promulgated by a governmental regulatory body, to include foreign countries which are regulated by a racing authority which has reciprocal relations with the Jockey Club of New York, American Quarter Horse Association, or the Appaloosa Horse Club, Inc., and whose race records can be provided an association by the Jockey Club of New York, the American Quarter Horse Association, or the Appaloosa Horse Club, Inc.

1.53 Registration Certificate: A document issued by the Jockey Club of New York, the American Quarter Horse Association in Amarillo, Texas, or the Appaloosa Horse Club, Inc. in Moscow, Idaho, certifying as to the name, age, color, sex, pedigree, and breeder of a horse as registered by number with the Jockey Club of New York, the American Quarter Horse Association, or the Appaloosa Horse Club, Inc. It shall be deemed to refer also to the document known as a "racing permit" issued by the Jockey Club of New York, the American Quarter Horse Association or the Appaloosa Horse Club, Inc. in lieu of a registration certificate when a horse is recognized as a Thoroughbred, Quarter Horse, or Appaloosa for breeding purposes insofar as registering its progeny with the Jockey Club of New York, the American Quarter Horse Association, or the Appaloosa Horse Club, Inc.

1.54 Ruled Off: Expulsion, exclusion or banishment from a racing premises.

1.55 Rules: When used in the plural, shall be deemed to mean all current rules promulgated by the Commission. When used in the singular, shall be deemed to be confined to the numbered rule, and subparagraphs thereof, wherein such mention is made.

1.56 Rulings: All determinations, decisions, or orders of the stewards or of the Commission duly issued in writing and posted.

1.57 Scratch: Withdrawal of a horse entered for a race after time of closing of entries therefor in conformance with these rules.

1.58 Scratch Time: Time set by the racing secretary as the deadline for a horseman to indicate his intent to scratch out of a race.

1.59 Secretary (Racing): The racing official who writes and publishes the conditions of each race to be run at any race meeting, and also performs such other duties as may be assigned to him in these rules or by the Commission.

1.60 Specimen: Sample of blood, urine, saliva, or other excretion of bodily fluids taken or drawn from a horse for chemical testing.

1.61 Stable: One or more horses under the jurisdiction of a single trainer.

1.62 Stakes: All fees paid by subscribers to an added money or stakes race for nominating, eligibility, entrance, or starting, as may be required by the conditions of such race, such fees to be included in the purse.

1.63 Stakes Race: A race which closes more than seventy-two hours in advance of its running and for which subscribers contribute money towards its purse.

1.64 Stewards: The stewards of the meeting or their duly appointed deputies.

1.65 Starter: A horse in a race when the starting gate doors open in front of it at the moment the starter dispatches the horses for a race.

1.66 Subscription: Nomination or entry of a horse in a stakes race.

1.67 Supplemental Purse: Any amount of money above the amount of the purse offered by an association shall be considered supplemental purse money.

1.68 Thoroughbred, Quarter Horse, and Appaloosa Horse Racing: The conduct of running contest between horses, each of which is registered with the Jockey Club of New York, the American Quarter Horse Association in Amarillo, Texas, or the Appaloosa Horse Club, Inc. in Moscow, Idaho, and certified as having a Thoroughbred, Quarter Horse, or Appaloosa pedigree, and each of which is ridden by a jockey, such conduct being licensed by a governmental regulatory body.

1.69 Trial: A race, or series of races, run in preparation for, preliminary to, or as an elimination for a future stakes, derby, or handicap.

1.70 Unplaced: Not among the first three horses finishing a race.

1.71 Walkover: A race in which the only starter, or all starters, represent single ownership.

1.72 Weigh In: Presentation of a jockey to the clerk of scales for weighing after a race.

1.73 Weigh Out: Presentation of a jockey to the clerk of scales for weighing prior to a race.

1.74 Weight for Age: A standard assignment of pounds to be carried by horses in races at specified distances during specified months of the year, scaled according to age of the horse as set out in R.S. 4:156.

1.75 Workout: A training exercise of a horse on the training track or main track of an association during which such horse is timed for speed over a specified distance.

1.76 Year: Twelve consecutive months beginning with January and ending with December.

LAC 11-6:2 General Rules

2.1 All owners and trainers of horses and their stable employees are subject to the laws of Louisiana and the rules promulgated by its Commission immediately upon acceptance and occupancy of stabling accommodation from, or approved by, an association. Owners, trainers, and stable employees shall accept the decision of the stewards on any and all questions to which their authority extends, subject to their right of appeal to the Commission.

2.2 No person shall use improper, profane, or indecent language to a racing official. No person shall in any manner, or at any time, disturb the peace or make himself obnoxious on the grounds of an association. No person shall make a handbook or a foreign book on the grounds of an association. No person shall solicit for, or bet with, a handbook or a foreign book on the grounds of an association. No person shall be allowed in the stewards' stand unless previous permission is obtained from the stewards. If any owner, trainer, jockey, stable employee, or other personnel solicits bets from the public by correspondence or other methods, they shall be ruled off.

2.3 When a person is ruled off a course or suspended, every horse owned in whole or in part by him, or under his care or supervision, shall be ineligible to be entered or to start unless transferred by a bona fide sale or lease to a person in good standing and approved by the stewards.

2.4 Complaints against a racing official, other than a steward, shall be made to the stewards in writing and be signed by the complainant. Complaints against a steward shall be made in writing to the Commission and be signed by the complainant.

2.5 All persons exercising or schooling horses are compelled to wear protective helmets recommended by the stewards and approved by the Commission. This shall apply to association outriders and pony riders in post parade. Anyone failing to comply with this requirement may be fined or suspended.

2.6 Any horseman, or licensed personnel, or their agents causing, creating, or lending to the incitement of a strike, or who, through compulsion, discourage any horseman from entering horses in regularly scheduled races in order to create a malfunction in the scheduling of a race program, or to harass or embarrass the Commission, track management or any agency connected with racing shall be called before the Commission to show cause why their license should not be revoked.

2.7 No dog, licensed or unlicensed, shall be permitted to run or be at large upon any race grounds of an association licensed by the Commission. Each owner or keeper of a dog shall have such dog securely confined within his premises or enclosure, or secured by a chain therein, at all times, except that a dog may be allowed outside of such enclosure if under a secure leash and accompanied by his owner or keeper. Any owner or keeper found guilty of violating this rule shall be fined not less than twenty-five dollars, first offense; fifty dollars, second offense; and may be ruled off the track for any subsequent offense. In cases where the rules of the association prohibit dogs, the rule will be strictly enforced.

LAC 11-6:3 Health Rules

3.1 All rules set forth by the Livestock Sanitary Board of the State of Louisiana will be strictly enforced.

3.2 No horse will be allowed at the track, or entered, or permitted to start unless a current, valid health certificate covering the horse is on file with the racing secretary.

3.3 A health certificate is valid when it is made by a veterinarian licensed by the State authority which governs licensing veterinarians in the state where the examination and certificate were made. It is current if it is dated not more than ten days prior to the date the horse described on the certificate arrives at a licensed Louisiana race track for the first time in a calendar year. The certificate shall include the temperature of the horse at the time it was examined.

3.4 The association conducting a meet is responsible for compliance with this section.

3.5 When a meet is in progress or imminent, the association veterinarian shall post in a conspicuous place rules guaranteeing approval, systematic, and effective measures to control flies, mosquitoes, and other insects at all times.

3.6 The association veterinarian shall insure that horses are stabled in individual box stalls with separate feeding and watering facilities, and that the stables and immediate surrounding area are maintained in approved sanitary condition at all times, and that satisfactory drainage is provided, and that manure and other refuse is promptly and properly removed. This also applies to off-track facilities.

3.7 Veterinarians practicing veterinary medicine on a race track where a race meeting is in progress, or imminent, shall use one-time, disposable type needles and shall dispose of them in a manner approved by the Commission.

3.8 No one other than a licensed veterinarian may have a needle or syringe of any kind, type or description on his person or in his custody, control or possession, or in the custody, control or possession of any of his employees while on any racing premises.

3.9 Paddocks, starting gates and other equipment subjected to contact by different animals must be kept in a clean condition and free of dangerous surfaces. This is the responsibility of the association.

3.10 Sterile equipment must be used for collecting material for saliva, blood, and urine tests. All types of instruments used on horses, including surgical, tattooing, dental, and similar items, must be properly cleaned and sterilized by boiling for fifteen minutes, or autoclaving fifteen minutes at fifteen pounds pressure before use on any animal.

3.11 The association shall provide isolation facilities where horses ordered isolated by the State Veterinarian must be kept. Approved sanitary measures shall be instituted by the association in cooperation with the Louisiana Livestock Sanitary Board.

LAC 11-6:4 Racing Officials

4.1 Persons nominated by an association to serve as racing officials during a race meeting must first be approved by the Commission. Any proposed person not previously approved by the Commission as an official in the capacity for which he is nominated, shall pass a written examination on the rules and laws of racing before being finally approved and licensed. The test shall be administered under the direction of the Commission. Racing officials shall serve only as long as approved by the Commission, and shall be under the supervision of the stewards.

4.2 No person while serving as a racing official shall own an interest in a horse racing at the meet where he is employed, or a jockey contract, or the association under his supervision. Nor shall he cause to be bought or sold, for himself, or another, any Thoroughbred, Quarter Horse, or Appaloosa under his supervision. Nor shall he wager on any race under his supervision. He shall not write or solicit horse insurance or have any monetary interest in any business which seeks the patronage of horsemen or racing associations as such. For the purposes of the above, the following racing department employees shall also be deemed racing officials: assistant starter, jockey room custodian, jockey room employees, valets, outriders.

4.3 Racing officials serving in the capacity of stewards, placing and/or patrol judges, clerk of scales, starter, and horse identifier shall take and satisfactorily pass an optical examination within one year prior to the race meeting at which they serve, such examination evidencing corrected twenty-twenty vision and ability to distinguish colors correctly.

4.4 Any racing official who desires to leave his employment during the race meeting must first obtain permission from the Commission. In the event a vacancy occurs among racing officials other than stewards, the association shall promptly nominate a successor, subject to approval of the Commission. In the event the association does not nominate a successor in time to permit the orderly conduct of racing, then the stewards shall immediately appoint a temporary successor.

LAC 11-6:5 Stewards

5.1 No person shall qualify for Commission appointment or approval as a steward unless:

5.1.1 He has served as a steward, or racing secretary, or assistant racing secretary, or starter, or placing judge, or patrol judge, or paddock judge, or clerk of scales. However, the Commission may use its discretion if deemed necessary in the appointment or approval of a steward.

5.1.2 He has satisfactorily passed an optical examination evidencing corrected twenty-twenty vision and an ability to distinguish colors correctly within one year prior to approval as a steward.

5.2 There shall be three stewards for each race meeting, one of whom shall be appointed by the Commission and two of whom shall be nominated by the association for approval by the Commission. Names of an association's nominees for steward shall be submitted at the time of application for its association license, if possible. In all cases, the names must be submitted no later than thirty days before commencement of a race meeting and be accompanied by biographical data setting out the experience and qualifications of the nominees. The association shall submit successive nominees until two persons are approved by the Commission as qualified to serve as stewards. No steward shall serve until approved by the Commission, which shall not withhold its approval except for just cause.

5.3 Stewards shall serve from the seventh day before the first racing day until one minute before midnight on the day after the last racing day of the race meeting for which they are appointed. Provided, in the event a dispute or controversy arises during a race meeting which is not settled at the conclusion of the race meeting, then the power of the stewards shall be extended for the period necessary to resolve the matter, or until the matter is referred or appealed to the Commission.

5.4 Stewards shall be responsible to the Commission and may be replaced by the Commission at any time for failure to perform their duties to the satisfaction of the Commission.

5.5 If one or more stewards are absent, the ones present shall appoint a deputy or deputies to act temporarily for those absent.

Should all three be absent the racing secretary shall appoint three deputies.

5.6 The stewards shall have and exercise the powers of supervision, control, and regulation of racing at each licensed race meeting on behalf of the Commission. By way of illustration and without limitation thereof, the powers of the stewards shall include:

A. Authority over all horses and all persons, licensed or unlicensed, on association grounds during a race meeting as to all matters relating to racing.

B. Authority to resolve all questions, disputes, protests, complaints, or objections concerning racing which arise during a race meeting.

C. Authority to suspend the license of a participant in racing, or eject or exclude from association grounds, or any part thereof, licensed or unlicensed persons upon reasonable belief that a violation of these rules has occurred, or is about to occur.

D. The power to interpret and enforce the rules of racing and determine all questions pertaining to a racing matter not specifically covered by these rules in conformity with justice and the customs of the turf, subject to the authority and orders of the Commission.

E. Authority to issue decisions or rulings pertaining to racing which shall supercede orders of the officers, directors, and officials of an association and which shall, if the stewards deem proper, vary any arrangement for the conduct of a race meeting, to include without limitation thereof, postponing a race, cancelling a race, or ruling a race run as "no contest."

F. The power to request and receive assistance from racing officials, members of the track security police, State or local police, in the investigation of possible rule infractions.

G. Authority to conduct hearings on all questions, disputes, protests, complaints, or objections concerning racing matters.

5.7 In the event a regularly named rider, trainer, or racing official, other than a steward, is unable for any reason to perform, the stewards may select a substitute therefor. Upon suspicion of fraud or misconduct, the stewards may excuse a horse or replace any rider, trainer, or racing official other than a steward.

5.8 In addition to their general powers, the stewards shall have certain specific duties and responsibilities, to wit:

A. They shall take cognizance of all misconduct or rule infractions irrespective of whether or not complained of, and cause investigations to be made of all instances of possible rule infractions. They shall take such action as they deem necessary to prevent a rule infraction.

B. At least one steward shall be on association grounds from scratch time, or if not a racing day, when entries are first taken, until entries are closed. At least one steward shall be present for the regular showing of racing films or videotapes. All three stewards shall be on association grounds for a continuous period beginning two hours before post time for the first race until conclusion of the last race.

C. At least one steward, or a designated representative of the stewards, shall be present in the paddock at least twenty minutes before each race and until the horses leave for the starting gate, to observe the conduct of all persons in and around the paddock and to inspect, with the paddock judge and association and/or State Veterinarian, all horses for fitness.

D. The stewards shall inspect all applications for licenses to participate in racing, and administer, or cause to be administered by technically qualified persons, standard examinations to all first-time applicants for a trainer's license and jockey agent's license. They shall make recommendations to the Commission as to the qualifications of all applicants for licenses to participate in racing.

E. They shall review all licenses, registration certificates, and all contracts, papers, and other documents pertaining to the sale or ownership of a horse, payment of purse money, jockey and apprentice jockey contracts, appointment of agents, adoption of racing colors or stable name, and determine the eligibility and appropriateness thereof for participation in racing.

F. They shall require proof of eligibility of a horse or person to participate in a race if such is in question, and in absence of sufficient proof to establish eligibility, they may rule such horse or person ineligible.

G. The stewards shall review stall applications and advise the association of undesirable persons, if any, among owners and

trainers applying for stalls and provide the association with information pertaining to such undesirable persons.

H. They shall supervise the taking of entries, receive all declarations and scratches, and determine all questions arising from and pertaining thereto. The stewards may in their discretion refuse the entry of any horse by any person, or refuse to permit a declaration or scratch, or may limit entries in any way.

I. They shall cause the "inquiry" sign to be posted on the infield odds board immediately after the horses have crossed the finish line in a race if any doubt is held by any steward or patrol judge as to the fairness of the running of the race. They shall cause the "objection" sign to be posted on the infield odds board upon the lodging of an objection. And they shall cause the "official" sign to be posted on the infield odds board after determining the official order of finish for purposes of the pari-mutuel payoff.

J. The stewards shall review the patrol films or videotapes of each day's races before commencement of the successive day's races and draw up a list of riders, including all apprentice jockeys who the stewards feel should review such films for instructional purposes, and cause the list to be posted in the jockeys' room.

K. They shall maintain a daily log, reporting all their actions on all controversies which arise during the day. The reports shall show the name of the track, date, weather, track condition, claims, rulings issued, and any other circumstances or condition regarded as unusual. Such reports shall be signed by all three stewards and filed within twenty-four hours at the Commission's general office.

L. They shall make periodic inspections of the barn area and check track security, and make occasional informal visits to the jockey's room and observe and check security at the weighing out. Such inspections and observations made shall be noted in the steward's report.

M. The stewards shall maintain a minute book which shall contain a detailed written record of all questions, disputes, protests, complaints, or objections brought to their attention. The minute book shall also include reports of all investigations undertaken by the stewards, summaries of all related interviews conducted, and the rulings which resulted. If a ruling is not unanimous, the dissenting steward shall record reasons for his dissent. The steward's minute book shall be available to the Commission for inspection at all times.

5.9 Within seven days after the conclusion of a race meeting, the State Steward shall submit to the Commission a written report setting out the condition of the meeting and association grounds, and any recommendations for the improvement thereof which he may deem appropriate.

5.10 The State Steward is the presiding steward at all race tracks under the jurisdiction of the Louisiana State Racing Commission. All other stewards shall report all their actions to the State Steward.

LAC 11-6:6 Racing Secretary

6.1 The racing secretary shall discharge all duties, expressed or implied, required by the rules of racing and he shall report to the stewards all violations of the rules or regulations of the meeting.

6.2 The racing secretary shall be responsible for the programming of races during the race meeting, compiling and publishing condition books, assigning weights for handicap races, and shall receive all entries, subscriptions, declarations, and scratches. Among the duties for which the racing secretary and his staff are responsible are:

A. Safekeeping of registration certificates and racing permits for horses, recording information required thereon, and returning same to the owner or trainer at the conclusion of the race meeting.

B. Having ownership of each horse current and up to date on foal certificates.

C. Daily posting of entries for the benefit of the public as soon as possible after the entries have been closed and declarations have been made.

D. Assigning stall applicants such stabling as he may deem proper after consultation with the stewards, and maintaining a record of arrival and departure of all horses stabled on association grounds.

E. Publishing the official daily program, insuring the accuracy therein of the following information:

1. Sequence of races to be run and post time for the first race.

2. Purse, conditions, and distance for each race, and current track records for such distance.

3. The full name of licensed owners of each horse, and description of racing colors to be carried. Where a horse or horses have been leased, both lessee and lessor will be listed.

4. The full name of the trainer, the full name of the jockey named for each horse, and the weight to be carried.

5. The saddle cloth number or designation for each horse, and the post position for each horse if there is a variance with the saddle cloth designation.

6. Identification of each horse by name, color, sex, age, sire, and dam.

7. Such other information as may be requested from time to time by the association or the Commission.

6.3 In writing his condition book, the racing secretary shall respect these essential conditions:

A. No two-year olds shall compete in any race with older horses prior to September 1 of any year.

B. No race for two-year-olds prior to May 1 of any year, shall be at a distance greater than four and one-half furlongs, and no race for two-year-olds after September 15 of any year shall be at a distance less than five and one-half furlongs. Provided, however, this rule shall not apply to tracks which are less than one mile in length.

LAC 11-6:7 Clerk of the Scales

7.1 The clerk of the scales shall weigh jockeys out and in, and he shall record and publish any overweight or variation from the weight appearing on the racing program.

LAC 11-6:8 Paddock Judge

8.1 One racing official shall serve as paddock judge. He shall have general supervision of the paddock and be responsible for:

A. Assembling the horses in the paddock no later than fifteen minutes before the scheduled post time for each race.

B. Properly identifying all horses entered in each race. The horse identifier shall be under the supervision of the paddock judge.

C. Maintaining a written record of all equipment and inspecting all equipment of each horse saddled, and reporting any change thereof to the stewards.

D. Inspection of bandages of a horse. The paddock judge may order such bandages removed. He shall see that the numbers on the saddle cloth, jockey's shoulder, and cap correspond. The paddock judge shall require the plater in attendance in the paddock to see to it that all horses are properly shod, and shall report any irregularities to the stewards. However, in the absence of the plater, the veterinarians in the employ of the Commission shall perform such duties.

E. Schooling of all horses in the paddock, which must be approved by the stewards.

F. Taking such measures as to insure that the saddling of all horses is orderly, open to public view, free from interference, and that horses are mounted at the same time, and leave the paddock for the post in proper sequence.

LAC 11-6:9 Starter

9.1 The starter shall give orders to secure a fair start.

9.2 No appliance of any kind shall be used on a horse except at the written request of the owner or trainer, subject to approval of the stewards.

9.3 Horses are in the hands of the starter from the moment they enter the track from the paddock.

9.4 Where the film patrol is not used, the starter shall make the sole decision on the question of what horse or horses are prevented from an equitable start in a race through failure of the gates to function.

9.5 The starter may employ such assistant starters as he may deem necessary and shall change the gate position of each assistant starter without notice to the assistant starters until the field for each race shall come upon the track.

9.6 No person shall give to any starter or assistant starter, nor shall any starter or assistant starter receive money, anything of value, or other compensation for such starter's or assistant starter's service in connection with the running of any race or races. No starter, nor assistant starter, shall either directly or indirectly bet on any race or engage in any betting transaction, nor have any interest

in any horse. This rule has no application to salaries received from associations.

9.7 All races shall be started out of a stall gate.

9.8 If the starters for a stakes race do not exceed the capacity of the track but do exceed the capacity of the gate, the surplus shall be started from outside the gate.

9.9 The starter may recommend suspension or fine to the stewards, and such action must be promptly reported.

9.10 First-time starters shall be schooled under the supervision of the starter or his assistant, who shall report to the racing secretary horses that are schooled sufficiently to start. Unruly horses shall be placed on the schooling list, which must be posted, and shall not start until approved by the starter. The starter or his assistants shall not mistreat or use abusive language to a jockey.

9.11 A false start is void and the horses shall be started again as soon as practical. Any horse running the course from a false start may be excused by the stewards.

9.12 If a horse is locked in the gate, the starter shall immediately notify the stewards who will notify the mutual department.

9.13 Horses shall take their positions in the starting gate in numerical order from the inside rail according to post position, unless in the starter's opinion a horse is unduly fractious or unruly, in which case the starter shall be the final authority as to the horse's numerical loading into the starting gate. Horses refusing to enter their designated stalls, or which are otherwise unruly, may be started from outside the gate and behind the starting line.

9.14 The stewards shall be furnished an official program at the end of each day's racing showing the name of each horse handled by an assistant starter and the name of the assistant starter handling the horse.

LAC 11-6:10 Patrol Judges

10.1 The patrol judges for each race shall take their stations at a place designated by the stewards. They shall duly report all their pertinent observations to the stewards.

LAC 11-6:11 Placing Judges

11.1 The placing judge or judges shall decide which horse wins, and shall assign the respective places in the race to as many horses as they think proper. When the judges differ, the majority shall govern.

11.2 In determining the places of horses at the finish of a race, the placing judges shall consider only the noses of the horses.

11.3 On all tracks, approved cameras shall be installed as an aid to the placing judges. However, in all cases, the camera is merely an aid and the decision of the judges shall be final. The type of photofinish equipment is to be designated by the Commission from time to time.

LAC 11-6:12 Timer

12.1 There shall be one or more timers.

12.2 Every person exercising a horse shall upon request of an official timer, correctly identify the horse he is exercising and shall state the distance over which such horse is to be worked and the point on the race track where it is intended to start the workout. No horse may be permitted to enter in a race whose recent workouts have not been properly recorded with the stewards.

12.3 The timer will post daily his workout sheets in the racing secretary's office and in appropriate places in all betting areas.

LAC 11-6:13 Veterinarians

13.1 All veterinarians shall be licensed to practice under the laws of Louisiana. No owner or trainer shall employ a veterinarian not licensed by the Commission. This rule shall apply to veterinarians treating horses stabled off the association grounds and registered to race at any track in the State of Louisiana under supervision of the Commission. Any owner or trainer employing unlicensed veterinarians will be subject to a fine or suspension or both.

13.2 In an emergency, if an unlicensed veterinarian is employed, a report must be filed immediately with the stewards at the track where the horse is registered by the owner or trainer.

13.3 The association shall appoint a veterinarian and he shall be assigned various duties.

13.4 There shall be not more than three veterinarians appointed by the Commission. They shall perform various duties as directed by the Commission.

13.5 A Commission veterinarian shall be present to serve under the direction of the stewards at scratch time, and at 12:00 noon each day, and at 6:00 p.m. when night racing prevails.

13.6 No veterinarian employed by the Commission or by an association shall be permitted, during the period of his employment, to treat or prescribe for any horse on the grounds or registered to race at any race track, for compensation or otherwise, except in case of emergency, in which case a full and complete report shall be made to the stewards. No owner or trainer shall employ or pay compensation to any such veterinarian, either directly or indirectly, during the period for which he is employed by the Commission or an association.

13.7 A veterinarian, while practicing his profession with horses racing under the jurisdiction of the Commission, will not be eligible for an owner's or trainer's license.

LAC 11-6:14 Licenses, Registration and Fees for Participants in Racing

14.1 Assistant trainer is considered a trainer for licensing purposes and an assistant trainer shall be required to take out an annual license.

14.2 An owner and/or trainer is accountable and shall be responsible for picking up the badge of any discharged employee.

14.3 Owners and/or trainers must report personnel changes to the stewards within twenty-four hours. Any owner or trainer harboring or employing an unlicensed person shall be fined not less than twenty-five dollars. No person under the age of eighteen years shall be granted a license by this Commission, except upon presentation of a birth certificate and permit from the Louisiana State Labor Board, then the minimum age for licensing shall be sixteen. The Commission does not recognize probationary licenses or temporary licenses, except as may be provided in LAC 11-6:45. No person shall be granted a trainer's license who is under eighteen years of age.

14.4 All applications for licenses must be completely and correctly filled out, properly signed and, when required, notarized. All licensees and permittees of the Commission must be fingerprinted and photographed. Anyone failing to be fingerprinted or photographed shall be suspended or fined or both. This rule shall not apply to owners.

14.5 Applicants for an owner's or trainer's license must submit satisfactory evidence of their financial stability and ability to care for and maintain the horses owned and/or trained by them. Failure to establish such financial responsibility shall be grounds for denial or revocation of license.

14.6 An applicant must furnish his local and permanent addresses and telephone numbers when applying for a license.

14.7 Any omission or misrepresentation will be deemed sufficient cause for refusal or revocation of a license by the Commission.

14.8 No person requiring a license from the Commission shall carry on any activity whatsoever upon the premises of a licensed association unless and until he has been duly licensed, except owners may be allowed a grace period of not more than ten days. Such grace shall be granted only to owners currently licensed in a jurisdiction holding membership in the National Association of State Racing Commissioners or a comparable authority in a foreign country. The Commission will accept the National Association of State Racing Commissioners uniform owners application as adopted, March 16, 1970.

14.9 An applicant for a license as trainer must show proof of at least two years track experience with a racing stable. Application shall be accompanied by the written statements of two reputable persons to the effect that the applicant is personally known to them and that he is a person of good reputation and capable of satisfactory performance of the vocation he seeks to follow. An applicant shall be given a thorough examination by the stewards and such other persons as they may appoint.

14.10 The Commission may refuse to license any applicant who has been refused a license by any other state racing commission or turf governing body.

14.11 The Commission may refuse to license, or revoke the license of an applicant whose previous conduct in Louisiana or elsewhere in connection with horse racing is considered by the Commission to have been objectionable, obnoxious, or detrimental to the best interest of racing.

14.12 The refusal to grant a license, unless accompanied by good and valid reasons, shall not be considered as a ruling of this Commission. Likewise, a refusal to grant a license by any other state, unaccompanied by good and valid reasons, shall not be considered as a ruling by this Commission.

14.13 Any person, licensed in any capacity by the Commission and employing the facilities and privileges of the racing association and who at the same time patronized illegal off-track betting establishments, will be denied such facilities and privileges of the racing association. In addition, his license may be revoked by the Commission.

14.14 The Commission may recognize any disciplinary action taken by the Jockey Club of New York, the American Quarter Horse Association, or the Appaloosa Horse Club, Inc., and no person against whom disciplinary action has been taken shall be eligible for licensing by this Commission.

14.15 An applicant for a license from the Commission must act in the capacity stipulated by the license issued only. Anyone making false statements to procure a license will be fined, suspended and/or both.

14.16 In addition to all other requirements for a trainer's license, each applicant therefor must furnish a certificate of insurance, or a binder therefor, of an insurance company licensed and/or authorized to do business in the State of Louisiana, showing he or she has workmen's compensation insurance covering his or her employees during the entire period for which the license shall be valid, if issued. This rule does not apply to trainers racing horses at a current meeting which is in progress, however, after November 15, 1977, this rule shall apply to all trainers.

LAC 11-6:15 Owner

15.1 If an owner changes licensed trainers, he must notify the stewards and the racing secretary and cause the new trainer to sign his name on the owner's registration.

15.2 The personnel of every stable must be registered.

15.3 After a horse has been registered with the racing secretary, listing the owner, no horse will be transferred, unless claimed, without permission of the stewards and a notarized bill of sale from the registered owner. However, the stewards may at their discretion allow sellers seventy-two hours within which to file the notarized bill of sale.

15.4 Every change of ownership or trainers of a horse during a race meeting must be approved by the stewards and every application therefor must be submitted on an official transfer form furnished by the Commission, in triplicate, signed by both parties. If approved by stewards, such approval shall be endorsed in writing on the transfer form, a copy being furnished the racing secretary with a copy retained by the parties. The racing secretary is responsible for the proper transfer on the foal certificate on file in his office.

15.5 The purchase or transfer of any horse on the grounds at any track, whether by private sale, claim, or public auction, does not guarantee the new owner a stall for such horse unless approved by the stewards. The association has the right to allocate stalls to those horses which fit the racing program, as well as those horses which are sound.

15.6 Horses sold to any person or stable not registered for racing in Louisiana must be removed from the grounds of an association within twenty-four hours, unless permission to remain on the grounds is granted by the association.

15.7 Before a horse may be entered its owner or owners must secure the appropriate licenses from the Commission, unless permission is granted by the stewards.

LAC 11-6:16 Partnerships

16.1 Each partnership must be registered with the Commission, and its application for a license must be signed by all of the partners or their authorized agents. Each partner shall be required to obtain an owner's license.

16.2 Partnership papers shall, among other things, set forth the following:

- A. The name and address of each and every person having any interest in the horse or horses involved.
- B. The relative proportions of such interests.
- C. To whom the winnings are payable.
- D. In whose name the horse or horses shall run.
- E. With whom the power of entry and declaration rests.
- F. The terms of any contingency, lease, or any other arrangement.

16.3 In case of emergency, authority to sign declarations from a partnership may be given to the racing secretary by telegram, promptly confirmed in writing.

16.4 If the racing secretary is unable to communicate with all proper parties in an attempt to obtain a declaration from a partnership, he may authorize a horse involved in a partnership to enter and to start in a stakes race without a declaration from a partnership.

16.5 Any alteration in a recorded partnership registration, to be effective, must be reported in writing to the racing secretary, signed by all partners and approved by the stewards.

16.6 All the parties to a partnership, and each of them, shall be jointly and severally liable for all stakes, forfeits, and other obligations.

16.7 Each partner shall own not less than twenty-five percent interest in each horse. Each partner's percentage shall be declared in the application for partnership license.

LAC 11-6:17 Authorized Agent

17.1 Each authorized agent must obtain a license from the Commission for each owner represented.

17.2 An authorized agent may appoint a subagent only when authorized to do so by the document or application under which he was so licensed. A subagent, who must be licensed, may not act for more than one authorized agent or stable. A trainer may be the authorized agent for only one stable.

17.3 An owner's revocation of the authority of his agent must be filed in writing with the Commission and shall be effective on the day of filing.

LAC 11-6:18 Stable Name

18.1 All stable names shall be cleared with the office of the National Association of State Racing Commissioners.

18.2 Each stable name must be duly registered with the Commission. In applying to race under a stable name, the applicant must disclose the identity or identities behind the stable names. If a partnership or corporation is involved, the rules covering such must be complied with.

18.3 No license as an owner shall be granted to the lessee or lessees of any corporation or syndicate unless such corporation or syndicate shall have no more than ten stockholders or members, as the case may be, each of whom shall be a registered and beneficial owner of stock or have membership in such corporation or syndicate. Every such stockholder or member is required to be licensed as an owner.

18.4 The stockholders or members of any corporation, syndicate or partnership, which leases horses for racing purposes in the State of Louisiana and also any such corporation, syndicate or partnership, shall make and file with the Commission as and when requested by it, a report or reports under oath containing such information as the Commission may specify. Upon refusal or failure to file any such report or reports, the Commission may refuse a license to any lessee or lessees of such corporation, syndicate or partnership, or may revoke any such license which it may have granted.

18.5 No licensed trainer of race horses shall register a stable name, but a partnership of which a trainer is a member may use the stable name of another member, provided that the use of such other member's stable name has been authorized by the stewards.

18.6 The stable name must be carried on the official program with the name of at least one owner. If the stable name is represented by more than one owner, it should be indicated by the use of "et al."

LAC 11-6:19 Trainer

19.1 No trainer shall practice his profession except under his own name.

19.2 A trainer, or an assistant trainer, shall attend his horse in the paddock, and shall be present to supervise his saddling, unless he has obtained the permission of a steward to send another licensed trainer as a substitute.

19.3 A trainer is responsible for the condition of each horse trained by him.

19.4 Each trainer shall register with the racing secretary every person in his employ.

19.5 A trainer shall not have in his charge or under his supervision any horse owned, in whole or in part, by a disqualified person.

19.6 No trainer, owner, or other person shall move, or permit to be moved, any horse or horses in his care from the grounds of an association without written permission of the association and the stewards.

19.7 A trainer shall not enter or start a horse that is not in serviceably sound racing condition, has been trachea-tubed, or has been nerved. However, horses that have had a posterior digital (heel nerve) neurotomy performed on one or more feet, may be permitted to race. All horses that have been nerved shall be so designated on the foal certificate and be certified by the practicing veterinarian. All horses that have been nerved prior to this rule must also be certified, and it is the responsibility of the trainer to see that such nerving will be carried on the foal certificate. All nerved horses, high or low, must be published on the bulletin board in the racing secretary's office. Any horse that is high nerved shall not be permitted to enter in a race. A trainer shall not enter or start a horse which has been "nerve blocked" or treated with, or been given, any drug internally, externally, or by hypodermic injection, except as permitted in LAC 11-6:54. Nor shall a trainer enter or start a horse which is not properly plated, is blind or whose vision is seriously impaired in both eyes, is on a stewards', veterinarian's, starter's, or disqualified list, or is permanently barred from racing in any jurisdiction.

19.8 No trainer, owner or other person shall employ a jockey for the purpose of preventing him from riding in any race.

19.9 Trainers of horses entered in the first or second race shall inspect the condition of their horses one and one-half hours before post time of the first race. If any horse is found to be unfit to race, the trainer shall report that fact to the stewards one hour before post time of the first race.

19.10 Any trainer that anticipates being absent from his stable that he trains must have prior approval from the stewards, naming the trainer or assistant trainer that will saddle his horses and be responsible for his stable, however, in no case will his absence be over a duration of five days.

LAC 11-6:20 Jockeys and Apprentice Jockeys

20.1 Any person desiring to participate in this state as a rider and who never has ridden in a race may be permitted to ride in two races before being issued a license as a jockey or apprentice jockey, provided, however:

A. Such person has the qualification of a permittee and has at least one year of experience with racing stables.

B. A licensed trainer certifies in writing to the stewards that such person has demonstrated sufficient horsemanship to be permitted probationary mounts.

C. The starter has schooled such person breaking from the starting gate with other horses and approves such person as capable of starting a horse properly from the starting gate in a race.

D. The stewards in their sole discretion are satisfied such person intends to become a licensed jockey, possesses the physical ability and has demonstrated sufficient horsemanship to ride in a race without jeopardizing the safety of horses or other riders in the race. No person shall be permitted to ride in any probationary race without prior approval of the stewards.

20.2 In addition to rules applicable to permittees, an applicant for a license as a jockey or apprentice jockey:

A. Must have served at least one year with racing stables.

B. Must have ridden in at least two races.

C. Must, when required by the stewards, provide a medical affidavit certifying such person is physically and mentally capable of performing the activities and duties of a licensed jockey.

20.3 Any person over the age of sixteen who has never been licensed as a jockey in any country, and who of his own free will, and if under age, has the written consent of his, or her parents or guardian, bound himself to an owner or trainer for a term of not less than three nor more than five years (subject to written extension if made for less than five years) by written contract approved by and filed with the Commission, and after at least one year's service with a racing stable, may claim in all overnight races, except handicaps, the following allowances:

A. An apprentice shall start with five pounds allowance. He shall continue this allowance for one year from date of his fifth winner, after which, if he has not ridden forty winners in the year following the date of his fifth winner, he shall continue the allowance for a period not to exceed three years from the date of his first winner or until he has ridden forty winners, whichever occurs first.

B. After the completion of conditions above, a contracted apprentice may claim for one year three pounds when riding horses owned or trained by his original contract employee, provided the contract has not been transferred or sold since the apprentice's first winner. The original contract employer shall be the party who was the employer at the time of the apprentice jockey's first winner.

20.4 An apprentice who is not under contract may be issued an apprentice jockey certificate on a form furnished by the Commission. Where all parties agree an apprentice contract can be terminated by mutual agreement and an apprentice jockey certificate issued, providing all wins and dates of wins are recorded on the certificate.

20.5 In the event an apprentice jockey is unable to ride for a period of fourteen consecutive days or more because of service in the armed forces of the United States, or because of physical disablement, or because of restrictions on racing, the Commission, upon recommendation of the stewards and after consultation with the racing authority which first approved the original apprentice contract, may extend the time during which such apprentice weight allowances may be claimed for a period no longer than the period such apprentice rider was unable to ride.

20.6 After completion of conditions in the above rules, a rider must be issued a license as a jockey before accepting subsequent mounts.

20.7 An apprentice jockey may ride in a race in which Quarter Horses are eligible to start but may not claim an apprentice allowance in such a race. The riding of the winner of such a race shall not be considered in computing the expiration of his right to claim apprentice allowances in races restricted to Thoroughbreds, nor shall the win be included in the monthly chart book of the Daily Racing Form.

20.8 When a jockey apprentice leaves the jurisdiction of the Commission, it shall be the duty of the clerk of scales and the apprentice jockey to record the number of winners the apprentice jockey has had at the race meeting immediately preceding his departure and to attach that record to the apprentice jockey's contract or certificate.

20.9 All contracts between an owner or trainer and a rider are subject to the rules of racing. All riding contracts for terms longer than thirty days, as well as any amendments thereto, or cancellation, or transfer thereof, must be in writing with the signatures of the parties thereto notarized, and must be approved by the stewards and filed with the Commission. The stewards may approve a riding contract and permit the parties thereto to participate in racing in this state if the stewards find that:

A. The contract owner or trainer who owns or trains at least three horses eligible to race at the time of execution of such contract.

B. The owner or trainer possesses such character, ability, facilities, and financial responsibility as may be conducive to developing a competent race rider.

C. Contracts for apprentice jockeys provide for fair remuneration, adequate medical care, and an option equally available to

both owner or trainer and apprentice jockey to cancel the contract after two years from the date of execution.

20.10 No rider may:

A. Ride any horse not owned or trained by his contract owner or trainer in a race against a horse owned or trained by his contract owner or trainer.

B. Ride or agree to ride any horse in a race without consent of his contract owner or trainer.

C. Share any money earned from riding with his contract owner or trainer.

D. Accept any present, money, or reward of any kind in connection with his riding of any race except through his contract owner or trainer.

E. No jockey or his wife shall own a race horse participating in the state in racing; nor shall either have any interest in one.

20.11 An apprentice shall not be permitted to acquire his own contract while his apprentice weight allowance is still in effect.

20.12 Any rider not so prohibited by prior contract may agree to give first or second call on his race-riding services to any licensed owner or trainer. Such agreements, if for terms of more than thirty days, must be in writing, approved by the stewards, and filed with the Commission. Any rider employed by a racing stable on a regular salaried basis may not ride against the stable which so employs him. No owner or trainer shall employ or engage a rider to prevent him from riding another horse.

20.13 The fee to a jockey in all races shall be deposited with the horsemen's bookkeeper in advance and shall be, in the absence of special agreement, as follows:

Purse	Winning Mount	Second Mount	Third Mount	Losing Mount
\$400 and under	\$27.00	\$18.00	\$16.00	\$15.00
\$500	\$30.00	\$20.00	\$17.00	\$15.00
\$600	\$36.00	\$22.00	\$17.00	\$15.00
\$700-900	10% of win purse	\$25.00	\$22.00	\$19.00
\$1,000-1,400	10% of win purse	\$30.00	\$25.00	\$20.00
\$1,500-1,900	10% of win purse	\$35.00	\$30.00	\$25.00
\$2,000-3,400	10% of win purse	\$45.00	\$35.00	\$30.00
\$3,500-4,900	10% of win purse	\$50.00	\$40.00	\$30.00
\$5,000 and up	10% of win purse	\$55.00	\$45.00	\$35.00

20.14 A jockey fee shall be considered earned by a rider when he is weighed out by the clerk of scales except:

A. When a rider does not weigh out and does not ride in a race for which he has been engaged because an owner or trainer engaged more than one rider for the same race. In such case, the owner or trainer shall pay an appropriate fee to each such rider engaged for such race.

B. When a rider capable of riding elects to take himself off the mount without, in the opinion of the stewards, proper cause therefor.

C. When a rider is replaced by the stewards with a substitute rider for a reason other than a physical injury suffered by such rider during the time between weighing out and start of the race.

20.15 Every rider shall fulfill his duly scheduled riding engagements, unless excused by the stewards. No rider shall be forced to ride a horse he believes to be unsound, nor over a racing strip he believes to be unsafe, but if the stewards find a rider's refusal to fulfill a riding engagement is based on a personal belief unwarranted by the facts and circumstances, such rider may be subject to disciplinary action.

20.16 Each rider who has been engaged to ride in a race shall be physically present in the jockey room no later than one hour prior to post time for the first race on the day he is scheduled to ride, unless excused by the stewards and upon arrival shall report his engagements to the clerk of scales. In the event a rider should fail, for any reason, to arrive in the jockey room prior to one hour before post time of a race in which he is scheduled to ride, the clerk of scales shall so advise the stewards who thereupon may name a substitute rider and shall cause announcement to be made of any

such rider substitution prior to opening of wagering on the race.

20.17 Each rider reporting to the jockey room shall remain in the jockey room until he has fulfilled all his riding engagements for the day, except to ride in a race, or except to view the running of a race from a location approved by the stewards. A rider shall have no contact or communication with any person outside the jockey room other than an owner or trainer for whom he is riding, or a racing official, until he has fulfilled all his riding engagements for the day.

20.18 The association shall be responsible for such security of the jockey room as to exclude all persons except riders scheduled to ride on the day's program, valets, authorized attendants, racing officials, and persons having special permission of the stewards to enter the jockey room.

20.19 Any rider intending to discontinue riding at a race meeting prior to its conclusion shall so notify the stewards.

20.20 No rider shall place a wager, or cause a wager to be placed on his behalf, or accept any ticket or winnings from a wager, on any race, except in his own mount and through his owner or trainer. A rider shall maintain a precise and complete record of all such wagers, and such record shall be available for examination by the stewards at all times.

20.21 Upon leaving the jockey room to ride in any race, each rider shall be neat and clean in appearance and wear the traditional jockey costume, with all jacket buttons and catches fastened. Each jockey shall wear the cap, stock tie, and jacket racing colors registered in the name of the owner or stable of the horse he is to ride, white or light breeches, top boots, safety helmet approved by the Commission, and a number on his right shoulder corresponding to his mount's number as shown on the saddle cloth and daily race program. The clerk of scales and attending valet shall be held jointly responsible with a rider for his neat and clean appearance and proper attire.

20.22 Every rider shall be responsible for checking the film list posted by the jockey room custodian in the jockey room. The posting shall be considered as notice to all riders whose names are listed thereon to present themselves at the time designated by the stewards to view the patrol films or videotapes of races. Any rider may be accompanied by a representative of the jockey organization of which he is a member in viewing such films, or with the steward's permission, be represented at such viewing by his designated representative.

20.23 No jockey shall have an attendant other than those provided by the association. Such attendants shall be paid by the association.

20.24 Riders will not be permitted to use whips on two-year-olds prior to April 1.

LAC 11-6:21 Jockey Agent

21.1 A jockey agent may not contract the riding engagements of more than three riders.

21.2 Before being issued a license, a jockey agent must show proof of experience and knowledge of racing to the stewards by an oral and written examination approved by the Commission, and his application shall bear the actual signature of the rider he desires to represent. Any license granted is not transferable, and separate applications must be filed for each jockey the agent proposes to represent. However, after payment of the original fee no subsequent fee is required.

21.3 Any person who contracts engagements for a rider or riders without first obtaining a license to do so, or any jockey agent who exceeds the authority of the privileges granted, after having been licensed, may be fined or suspended, or both, at the discretion of the stewards.

21.4 If any jockey agent gives up the making of engagements for any rider he shall immediately notify the stewards, and he shall also turn over to the stewards a list of any unfilled engagements he may have made for that rider.

21.5 Under no circumstances shall a jockey agent be permitted within the saddling enclosure during racing hours, nor shall he be allowed on the track proper or in the winner's circle at the conclusion of any race run. Nor shall an agent have access to the jockey

quarters at any time or communicate with any jockey during racing hours without permission of the stewards.

21.6 No jockey agent, or his wife, shall be the owner of any race horse, nor shall either have any interest in one.

21.7 No person other than an owner, trainer, jockey agent or authorized agent of an owner shall make engagements for an apprentice jockey or jockey. However, a jockey not represented by an agent may make his own engagements.

21.8 Conflicting claims for the services of a jockey shall be decided by the stewards, and first call shall have priority.

LAC 11-6:22 Jockey Room Custodian

22.1 It shall be the duty of the jockey room custodian to see to it that order, decorum, and cleanliness are maintained in the jockey and scale rooms.

22.2 He shall assist the clerk of the scales in any way that official requires. He shall oversee the care and storage of all racing colors. He shall oversee the jockey valets and arrange their rotation among jockeys in the manner of weighing out. He shall report to the stewards any irregularities that occur in his province. He shall see to it that jockeys and valets are neat in appearance and attire, in keeping with the rules, when they leave the rooms to ride in a race.

22.3 No person, other than racing officials, the Commissioners and necessary jockey room attendants, shall be admitted to the jockey room after 11:00 a.m. on a racing day, nor after 5:00 p.m. on a racing night, without consent of the stewards for each time of entry.

LAC 11-6:23 Association's Duties and Obligations

23.1 Before entering upon the discharge of their duties the following officials employed by an association shall be approved in writing by the Commission, viz., all stewards, racing secretaries, handicappers, starters, placing judges, clerks of scales, paddock and patrol judges, timers, examining and track veterinarians, private police agencies, calculators of mutuels, mutuel managers, money room supervisors, and such other persons as the Commission may designate from time to time because of their importance in the actual conduct of racing. Should any change or anticipated change in the above officials occur during a meet, the association must get prior approval from the Commission at least ten days before the anticipated change or changes. The association must submit, in writing, the time and reason for the change and furnish a resume of the replacement, except as provided in LAC 11-6:4.4.

23.2 No person under the age of sixteen years shall be employed in or about the track of any association, and all minors sixteen years of age or older must have work permits from the Louisiana State Labor Board.

23.3 It shall be the responsibility of each association to require that all owners, vendors, handicappers, etc., engaged in the selling of tout sheets on the association's property shall be properly licensed and approved by the Commission. The names of the owners and handicapper must be printed on each publication sold.

23.4 It shall be the duty of each licensee to observe and enforce the rules of racing and the regulations from time to time adopted by the Commission.

23.5 Each association shall apply for a license to conduct a meeting not later than April 15 and August 15 of each year and shall submit to the Commission for approval, thirty calendar days prior to the opening date, a complete list of racing officials, heads of departments, calculators, private police agencies, and others, showing the positions they are to fill and their compensation. It shall be the responsibility of each association to ascertain that each person employed by the association be properly licensed under the rules of racing. Should a category not exist defining a particular status of employment, the applicant shall apply for a miscellaneous license.

23.6 The stable area of the premises of every association shall be enclosed with a fence, the type and construction of the fence to be subject to the approval of the Commission. The association shall maintain a twenty-four hour guard at any opening of the fence during the horse race meeting.

23.7 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.

23.8 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 one hundred square feet for every six horses stabled, with adequate facilities for housing personnel therein.

23.9 Each association shall provide, equip, and operate a first aid room within its enclosure.

23.10 The Commission may refuse to issue or renew a license, or may suspend or revoke a license issued if it finds that the applicant, or any person who is a partner, agent, employee, or associate of the applicant, has knowingly associated or consorted with any person or persons who have been convicted of a felony in any jurisdiction, or is knowingly consorting or associating with bookmakers, touts, or persons of similar pursuits, or has himself engaged in similar pursuits, or has been found guilty of any fraud or misrepresentation in connection with racing or breeding, or otherwise has violated any law, rule, or regulation with respect to racing in this or any other jurisdiction, or any rule, regulation, or order of the Commission, or has been found guilty of or engaged in similarly related or like practices. Provided however, the Commission may issue or renew a license or refuse to suspend or revoke a license issued, where the applicant or licensee has not engaged in such association or activities for a period of ten years, or for good cause shown.

23.11 It shall be the duty of each association, through its employees to notify the secretary of the Commission of all ejections within twenty-four hours, giving names, addresses, and offenses.

23.12 Associations licensed to conduct meetings shall give as a purse, stakes, or reward, an amount in cash of not less than one thousand dollars for each race, unless the association has applied for and received special permission from the Commission.

23.13 All race tracks under the jurisdiction of the Commission shall take and make, at the association's expense a complete film or videotape recording of all races run by said association. The arrangements for film or videotape recordings shall be in a form satisfactory to the Commission. They shall be susceptible to development as needed after the end of any race in order to enable the officials to better judge the races and rule on all claims of infractions of the rules, and thereby better protect the interests of the public in racing.

23.14 In order to educate and protect the jockeys, the association involved shall show the films and videotape recordings to the jockeys at a designated time.

23.15 Each association shall, according to its license, conduct Thoroughbred, Quarter Horse, or Appaloosa horse racing between the hours of 10:00 a.m. and 12:00 midnight. If for any reason the races scheduled for the night cannot be fulfilled by 12:00 midnight, the stewards will cancel the remaining race or races. Not more than nine races may be run by an association in any one racing day, unless special permission is granted by the Commission.

23.16 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. 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.

23.17 Each association conducting a race meeting shall provide a separate office to be used by the horsemen's bookkeeper who will keep a separate bank account to be known as the "horsemen's account." At all times the horsemen's account shall contain sufficient funds to cover all monies due horsemen in regard to purses, jockey fees, stakes, rewards, claims, and deposits. Withdrawals

from this account shall be only for such purposes. The account shall at all times be subject to audit by the Commission.

23.18 Members of the Commission and its representatives shall have the right to full and complete entry to any and all points of the grounds of the association. All racing associations shall recognize buttons of the National Association of State Racing Commissioners and parking permits issued by the Louisiana State Racing Commission.

23.19 Each association conducting racing shall submit to the Commission the conditions for all races it proposes to hold, together with the stakes, purse, or reward to be offered, all of which shall be approved by the Commission before being published.

23.20 An association, operating pari-mutuel betting, shall maintain a satisfactory totalizer. Each association shall install at the finish line at its track, and shall adequately maintain, two photofinish cameras.

23.21 Betting within the confines of a race track other than through pari-mutuel machines is strictly prohibited. Any person making a handbook, or betting with a handbook, shall be ejected from the grounds and denied any further admission. If any person solicits bets to be made on horses, he shall be ejected from the grounds and denied further admission. No gaming device, other than that permitted by law, shall be allowed on the grounds. Cards, dice, and petty games of chance are prohibited.

23.22 All portions of purse money shall be available to the winners thereof upon order of the stewards, following their winning. No percentage of winnings shall be deducted by any association or horsemen's bookkeeper for itself or for another person, club, or body, unless at the request of the person to whom such winnings are payable, except that an association or horsemen's bookkeeper may withhold from winnings any money due it. This section shall not apply to races written exclusively for accredited Louisiana bred Thoroughbreds, Quarter Horses, and Appaloosa horses which shall be governed as provided by statutes regulating purses for such races.

23.23 Each association shall provide and furnish an adequate office for the use of the Commission.

23.24 Associations may allow telephones on their respective grounds for the transaction of ordinary association business. Associations may also allow telegraph wires on their respective grounds during their race meeting for the benefit of the public press, but no information regarding the result of any race shall be transmitted out of the race track until the results are official, nor shall any message transmitting money, or other things of value, or directing the placing of any wager on the result of a race be sent over the wires. Nor shall any message be sent in cipher code or any form other than in plain and intelligible English, under penalty of forfeiture of license.

23.25 No telephone shall be installed in the stable area except upon the request of the association conducting the meeting and the written approval of the Chairman of the Commission. The receiver and transmitter of any such telephone shall be installed within a box and the same shall be kept securely locked from fifteen minutes before post time of the first race until fifteen minutes after the finish of the last race. No use of such equipment shall be made during such time except upon express approval of the State Steward, representing the Commission.

23.26 Each association shall submit in writing to the Commission for approval, with their application for dates, the names of persons or corporations who will operate the concessionaries and/or caterers within the confines of the track for the duration of the race meeting. Concessionaries are hereby defined as parties engaged in the sale of liquor, soft drinks, ice cream, sandwiches, cigars, cigarettes, etc. Caterers shall be defined as parties engaged in the operation of dining rooms for sale of food, etc. The rules, regulations and conditions herein shall apply for the purpose of the sale of foods, beverages (both alcoholic and nonalcoholic), tobacco and other related items, each and every day that a race is conducted from the dates upon which a license has been granted by the Commission for racing privileges.

23.27 The operation shall be conducted so that all persons who patronize the respective tracks shall be satisfactorily served. Food,

beverages (both alcoholic and nonalcoholic), tobacco and other generally related items may be available for sale to the patrons of the various tracks on each day that racing is conducted under the license, permit, or privilege granted by the Commission. Concessionaries vending any liquid refreshments shall not permit the surrender of glass containers to customers except in the dining area.

23.28 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.

23.29 All taxes, including sales tax, shall be promptly paid in accordance with the request of the Department of Revenue.

23.30 All facilities, including but not limited to those areas in which the food is prepared, shall be open for inspection by the Commissioners or any person designated by the Commission.

23.31 Upon demand of the Commission, the association or permittee shall file copies of all contracts, including all instruments evidencing any indebtedness, between the association and the permittee.

23.32 The permittee and/or an association who conducts the sale of food, beverages (alcoholic and nonalcoholic), tobacco and other generally related items shall give preference to persons domiciled in Louisiana in the hiring of employees.

23.33 All establishments dispensing food or drink shall provide on the premises adequate and conveniently located toilet facilities for its employees. Toilet rooms shall be kept in a clean condition, in good repair, and well lighted and ventilated. The water supply shall be easily accessible to all rooms in which food or drink is prepared or utensils are washed, and shall be adequate, and of a safe, sanitary quality. All wastes shall be properly disposed of, and all garbage and trash shall be kept in suitable receptacles in such a manner as not to become a nuisance. All food, drink, and beverages shall be wholesome and free from spoilage. All employees shall wear clean outer garments and shall keep their hands clean at all times while engaged in handling food, drink, utensils, or equipment. The premises of all public eating and/or drinking places shall be kept clean and free of litter or rubbish. All vending machines shall be constructed, installed, maintained, and operated in an approved manner. All glasses, cups, spoons, and other utensils which come in contact with the mouth or lips, must be properly cleaned and sanitized after each use. Single service utensils must be used only once. All soft drink beverages, whether carbonated or uncarbonated, and alcoholic beverages, shall be dispensed in, or from, the original container as filled and sealed at the bottling plant, or from closed dispensers or containers fitted with a suitable faucet or spigot.

23.34 The rules and regulations as prepared and promulgated by the Louisiana State Board of Health shall be adhered to.

23.35 Racing associations shall provide a special barn, approved by the Commission, for the taking of all blood, urine and saliva tests. Horses shall be required to remain in the barn until all tests are taken. Personnel and facilities for the securing of saliva or urine or other samples and for the chemical analysis of such samples shall be prescribed by the Commission and shall be required at all meetings. Samples shall be taken from such horses as may be ordered by the Commission, stewards, or the State Steward.

23.36 Distance poles of all racing associations shall be of standard color designations, which are: one-quarter poles, red and white; one-eighth poles, green and white; one-sixteenth poles, black and white.

LAC 11-6:24 Vendors

24.1 All persons whose business or profession involves the selling or distribution of drugs, medications, pharmaceutical products, horse food or nutrients of any kind, or tack equipment on the grounds of an association, including their employees, shall be approved by the association and licensed by, and subject to the authority of, the Commission.

24.2 All drugs, medications, pharmaceutical products, and any other substances of a similar nature possessed or used within the

grounds of a racing association shall at all times bear appropriate labelling displaying the contents thereof.

24.3 Anyone anticipating distribution of tout sheets on association grounds must first get permission from the association, secure a license from the Commission, and clearly identify all owners and handicappers, on each sheet distributed.

LAC 11-6:25 Entries

25.1 Entries and declarations shall be made in writing and signed by the owner or trainer of the horse, or his authorized agent or his subagent. Jockey agents may make entries for owners or trainers after presenting the stewards with written permission from the owners or trainers.

25.2 The entrance to a race shall be free, unless otherwise stipulated in its conditions. If the conditions require an entrance fee, it must accompany the entry.

25.3 In entering a horse it must be clearly identified by stating its age, name, color, sex, and the names of its sire and dam. Horses must be tattooed before being eligible to start. If its dam was covered by more than one stallion, the names of all of them must be given in order of service.

25.4 The entries of any person, or the transfer of any entry, may be refused for good cause.

25.5 On race courses and tracks less than a mile, in purse races and overnight handicaps with more than eight interests, owners shall have the right to declare out to that number before the time stipulated by the regulations of the association on the day of the race, which will be determined by lot when necessary, however, in races constituting the daily double and exactas, owners may declare out to ten interests. Declarations below eight interests may only be made by permission from the stewards.

25.6 No horse shall be allowed to enter or start in any race conducted by any licensee unless the horse is a Quarter Horse, Thoroughbred, or Appaloosa. Registration of a Thoroughbred horse by the Jockey Club of New York, a Quarter Horse by the American Quarter Horse Association and an Appaloosa horse by the Appaloosa Horse Club, Inc., shall be prima facie evidence that such horse is a Thoroughbred, Quarter Horse or an Appaloosa. However, such registry shall not be conclusive evidence, nor binding on the Commission. At time of entry, certificate of registration from the Jockey Club of New York, the American Quarter Horse Association or the Appaloosa Horse Club, Inc. must be filed in the office of the racing secretary, except for certificate of registration filed at another track in the state which is then operating (foal certificate must be filed before starting). The stewards may at their discretion, waive this rule in the case of horses shipped in to start in stakes races.

25.7 No maiden five years old or older shall be allowed to start.

25.8 If a horse's name is changed, its new name shall be registered with the Jockey Club of New York, the American Quarter Horse Association or the Appaloosa Horse Club, Inc. and its old, as well as its new name, must be given in every entry list until it has run three races, and both names must be printed on official programs for those three races.

25.9 No horse shall be permitted to enter or to start unless it is in the care of, and is saddled by, a licensed trainer and has been fully identified.

25.10 No person shall change, or attempt to change, the identity of ownership of a horse in a manner which would violate these rules or the laws of the State.

25.11 No horse shall be permitted to enter or start unless approved by the association. Further, the stewards shall require that published past performances, in races or workouts, be sufficient to enable the public to make a reasonable assessment of its capabilities.

25.12 No horse shall be permitted to start whose name and true ownership is not registered with the racing secretary. The registration certificate must be deposited in the office of the racing secretary within forty-eight hours after the date of arrival.

25.13 Whoever is in charge of a horse taken to the gate for schooling or work, must identify it to the starter or one of his assistants.

25.14 All ownership in a horse, except a trainer's percentage of its winnings, shall be filed with the racing secretary before the horse shall start. Every change in ownership thereafter during the meeting shall also be filed with the racing secretary.

25.15 The holder of a mortgage, bill of sale, or lien of any kind against a horse, shall be required to file the same with the racing secretary prior to the time the horse is entered. Failure to do so shall forfeit his rights in the winnings of the horse prior to the time his claim is properly filed.

25.16 No horse may be entered for two races on a single day unless one is a stakes race.

25.17 A horse must be eligible to run at the time of starting.

25.18 If any entry from any disqualified person, or of a disqualified horse is received, such entry shall be void. No entry shall be accepted from husband or wife while either is disqualified. No horse on a steward's, veterinarian's, or schooling list shall be qualified to be entered, or to start.

25.19 Not more than two horses of the same ownership or interest shall be entered in any purse race or overnight event and both may start, or one or both may be declared at the option of the owner, but in conformity with the rules governing declarations. When making a double or joint entry, the owner or trainer must express a preference, and in no case may the two horses of an entry start to the exclusion of a single entry. In divided races, the starters in the separate divisions shall be determined by lot. In all races, joint entries may be made by any one or more of the owners. If a race is to be divided, an additional conditional entry may be accepted from any interest. Each interest may have a joint entry. All divided races will be considered separate races.

25.20 If any race fails to fill and is declared off, the names of all the horses that were entered therein shall be publicly posted in the office of the racing secretary not later than 1:00 p.m. of the same day, except all purse or handicap races having six or more separate interests at scratch time must be carded and run, with the exception of such races for two-year-olds between January 1 and June 30, both dates inclusive. The Commission steward shall be furnished with a copy of entries in races that fail to fill. In the event a carded or programmed race shall be called off, the association may split any race that may have been previously closed and cause a new drawing for post positions.

25.21 A nomination in a sweepstakes is a subscription and cannot be withdrawn.

25.22 Entrance money is not refunded on the death of a horse, or his failure to start.

25.23 Nominations shall be closed at the advertised time, and no nomination accepted thereafter. The racing secretary, however, may postpone closing of overnight races. When an hour for closing is designated, nominations for sweepstakes cannot be received afterwards, but if an hour is not designated, they may be mailed or telegraphed up to midnight of the day of closing, provided they are received in time for compliance with every other condition of the race. If a miscarriage of any nomination in a stakes race is alleged, satisfactory proof that it was mailed or telegraphed must be presented within a reasonable time, or it shall not be accepted.

25.24 When the nominations have closed they shall be compiled without delay by the racing secretary and conspicuously posted.

25.25 In the event the number of entries to any purse race is in excess of the number of horses permitted to start in such race, the starters for the race shall be determined by lot in the presence of those making the entries and the post positions shall be in the order in which they are drawn. The same methods shall be employed in determining the starters and post positions in split races.

25.26 A list of names not to exceed six may be drawn from the overflow entries and listed as eligible to start if originally carded horses are withdrawn. After a regularly carded horse, or horses, has been excused from a race, a new drawing shall be taken from the remaining horses on the also-eligible list and their order of eligibility and post positions shall be determined by the sequence in which they are drawn. The owner or trainer of any horse so

eligible, if he does not intend to start, shall notify the racing secretary not later than scratch time.

25.27 In a stakes race, the number of horses to compete will be limited only by the number of horses duly nominated and entered.

25.28 The entry of any horse which has been excused by the stewards from starting on account of physical disability or sickness shall not be accepted until the expiration of three calendar days after the day the horse was excused, except where a forty-eight hour entry rule prevails, then entry shall not be accepted until the expiration of three racing days after the day the horse was excused.

25.29 No alteration shall be made in any entry after closing of entries, but an error may be corrected.

25.30 Every owner or trainer shall, upon making an entry, be required to furnish the name of the jockey who rides his horse, or if this is not possible, he shall in any event be required to furnish it not later than scratch time. If no jockey has been named by that hour, the stewards shall name the best available rider.

25.31 A horse starting in a race, shall not be shod with ordinary or training shoes. Bar plates may be used only with the consent of the stewards, and permission to discontinue their use must be obtained from the stewards.

25.32 In cases where a trainer enters two horses each having bona fide separate owners, the horses may be allowed to run as separate betting units at the discretion of the stewards.

25.33 Conditions and payments for stakes and futurities scheduled by an association will be handled by the association unless authority is delegated to an organization approved by the Commission. However, in no case shall such authority be delegated to a person or organization residing or domiciled outside the State of Louisiana.

25.34 Post position shall be determined publicly by lot in the presence of the racing secretary or his deputy.

LAC 11-6:26 Preferred List

26.1 The racing secretary shall keep a list of all horses excluded from races because of too many entries, and they are to have preference in any race in which they may afterwards be entered in accordance with the regulations, as adopted by the racing secretary for the meeting. This shall be known as the preferred list.

26.2 Division of the preferred list with regard to claiming price and/or to distance shall be made at the discretion of the racing secretary, but whichever system is adopted shall be maintained for the entire meeting, unless a change is approved by the Commission.

26.3 If a horse has been excluded twice consecutively, it shall have preference over a horse excluded only once, and so on. No horse shall be placed on the preferred list if the owner thereof did not accept, when presented, the opportunity of starting. Horses whose names appear in the entries and have an opportunity to start will be given no preference whatsoever should they be entered for the following day and the race overfills.

26.4 A copy of the preferred list must be posted at the close of entries and any claim of error must be made by 10:00 a.m. of the following racing day.

26.5 In entering horses on the preferred list a claim of preference must be made at time of entry and noted on the entry, or the preference shall be lost.

26.6 No horse running in a trial will lose any preference for subsequent races, nor will such race be considered a stakes race.

LAC 11-6:27 Declarations and Scratches

27.1 No horse shall be considered scratched or declared out of an engagement until the owner or his authorized agent has given due notice in writing to the racing secretary.

27.2 For stakes races, if a horse is not named through the entry box at the usual time of closing, or as established in the conditions of the race as approved, the horse is automatically out.

27.3 The declaration or scratch of a horse out of an engagement is irrevocable. Horses may be declared from stakes races until forty-five minutes before post time for that race.

27.4 In purse races and overnight handicaps with more than eight interests, owners shall have the right to declare out to that number before the time stipulated by the regulations of the association on the day of the race, such right to be determined by lot when