

NOTICE OF INTENT

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

Jockey Fee Schedule (LAC 46:XLI.725)

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and through the authority granted in R.S. 4:148, notice is hereby given that the Racing Commission proposes to amend LAC 46:XLI.725. The proposed Rule change is an increase in the fee for jockeys who are unplaced (second place finish or worse) in races with purses of \$5,000-\$9,999 by an additional \$10 and an increase in the fee for jockeys who are unplaced (third place finish or worse) in races with purses of \$10,000-\$14,999 by an additional \$10. To keep the fee schedule consistent, jockeys who are unplaced with purses greater than \$15,000 now receive an additional \$10.

Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part XLI. Horseracing Occupations

Chapter 7. Jockeys and Apprentice Jockeys

§725. Jockey Fee Schedule

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

Purse	Win	Second	Third	Unplaced
\$499 and under	\$27	\$19	\$17	\$16
500-599	30	20	17	16
600-699	36	22	17	16
700-999	10%	25	22	20
1,000-1,499	10%	30	25	22
1,500-1,999	10%	35	30	28
2,000-3,499	10%	45	35	33
3,500-4,999	10%	70	60	55
5,000-9,999	10%	90	80	75
10,000-14,999	10%	5%	85	80
15,000-24,999	10%	5%	5%	85
25,000-49,999	10%	5%	5%	90
50,000-99,999	10%	5%	5%	105
100,000 and up	10%	5%	5%	130

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

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

HISTORICAL NOTE: Adopted by the Racing Commission in 1971, promulgated by the Department of Commerce, Racing

Commission, LR 2:431 (December 1976), amended LR 3:28 (January 1977), LR 4:276 (August 1978), LR 5:23 (February 1979), LR 12:12 (January 1986), amended by the Department of Economic Development, Racing Commission, LR 16:112 (February 1990), amended by the Office of the Governor, Division of Administration, Racing Commission, LR 35:2756 (December 2009), LR 44:915 (May 2018), LR 51:

Family Impact Statement

This proposed Rule has no known impact on family formation, stability, and/or autonomy as described in R.S. 49:972.

Poverty Impact Statement

This proposed Rule has no known impact on poverty as described in R.S. 49:973.

Small Business Analysis

This proposed Rule has no known measurable impact on small businesses as described in R.S. 49:965.6.

Provider Impact Statement

This proposed Rule has no known impact on providers of services for individuals with developmental disabilities.

Public Comments

The domicile office of the Louisiana State Racing Commission is open from 8 a.m. to 4:30 p.m. Monday - Friday, and interested parties may submit oral or written comments, data, views, or arguments relative to this proposed rule for a period up to 20 days (exclusive of weekends and state holidays) from the date of this publication to Brett Bonin, Assistant Attorney General, 320 North Carrollton Avenue, Suite 2-B, New Orleans, Louisiana 70119-5100.

Stephen Landry
Executive Director

**FISCAL AND ECONOMIC IMPACT STATEMENT
FOR ADMINISTRATIVE RULES
RULE TITLE: Jockey Fee Schedule**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

It is not anticipated that state or local government units will incur any costs or savings as a result of this proposed rule.

Due to an agreement between the Horsemen's Benevolent and Protective Association and the Jockey's Guild, the Louisiana State Racing Commission proposes to amend Section 725 (Jockey Fee Schedule) of Part XLI, Chapter 7 of Title 46 (Professional and Occupational Standards: Horseracing Occupations) of the Louisiana Administrative Code. Specifically, the proposed rule increases the losing mount fee of a jockey by \$10 for certain placement within the following purse ranges:

\$5,000 - \$9,999

- 2nd Place Increase from \$80 to \$90
- 3rd Place Increase from \$70 to \$80
- Unplaced Increase from \$65 to \$75

\$10,000 - \$14,999

- 3rd Place Increase from \$75 to \$85
- Unplaced Increase from \$70 to \$80

\$15,000 - \$24,999

- Unplaced Increase from \$75 to \$85

\$25,000 - \$49,000

- Unplaced Increase from \$80 to \$90

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There is no anticipated effect on revenue collections of state or local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

An economic benefit will exist to the extent that a jockey places second or worse in races with purses between \$5,000-\$9,999; places third or worse in races with purses between \$10,000-\$14,999; or is unplaced in races with a purse greater than \$15,000, due to the jockey's fee increasing by \$10 and an economic cost will exist due to the additional \$10 being deposited by trainers with the horsemen's bookkeeper to pay the losing mount fee of a jockey.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

Implementation of this proposed rule is not anticipated to have an effect on competition and employment.

Stephen Landry
Executive Director
2412#001

Patrice Thomas
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Legislative Fiscal Office