

2024 Regular Session

HOUSE BILL NO. 948

BY REPRESENTATIVE BOYER

RACING/HORSE: Provides relative to historical horse racing

1 AN ACT

2 To amend and reenact R.S. 4:143(4), 148, 211(6), 213(A)(2), 214(L) and (M)(1) and (2),  
3 216(E)(1) and (3), 217(E), 218.1(introductory paragraph), relative to historical horse  
4 racing; to provide for definitions; to provide for rules, regulations, and conditions;  
5 to provide for offtrack wagering facilities; to provide for commissions on wagers;  
6 to provide for the designation and distribution of purse supplements; to provide for  
7 historical horse racing fee authorization; to provide for an effective date; and to  
8 provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 4:143(4), 148, 211(6), 213(A)(2), 214(L) and (M)(1) and (2),  
11 216(E)(1) and (3), 217(E), 218.1(introductory paragraph) are hereby amended and reenacted  
12 to read as follows:

13 §143. Definitions

14 Unless the context indicates otherwise, the following terms shall have the  
15 meaning ascribed to them below:

16 \* \* \*

17 (4) "~~Historical~~ Historic horse racing" means a form of horse racing that  
18 creates pari-mutuel pools from wagers placed on horse races previously run at a  
19 pari-mutuel facility licensed in the United States; concluded with official results; and

1 concluded without scratches, disqualifications, or dead-heat finishes through  
2 machines permitted and authorized by the commission.

3 \* \* \*

4 §148. Rules, regulations, and conditions

5 The commission shall make rules, regulations, and conditions for the holding,  
6 conducting, and operating of all race tracks, race meets, and races held in this state,  
7 ~~historical~~ historic horse racing, and for the conduct of the racing industry of this state  
8 under this Part. Special rules, regulations, and conditions may be promulgated  
9 separately for thoroughbred racing and for quarter horse racing. The rules,  
10 regulations, and conditions shall be consistent with this Part and provide for and deal  
11 with all matters necessary to the holding of such race meetings and pari-mutuel  
12 wagering.

13 \* \* \*

14 §211. Definitions

15 Unless the context indicates otherwise, the following terms shall have the  
16 meaning ascribed to them below:

17 \* \* \*

18 (6) "Net commission" means the commission retained by a licensee on  
19 pari-mutuel wagers on ~~historical~~ historic horse races, less breakage, settlements, and  
20 taxes applicable to such wagers.

21 \* \* \*

22 §213. Offtrack wagering facilities; establishment; sports book lounge

23 A. In addition to the rights granted in R.S. 4:149.2, any association licensed  
24 by the commission may conduct pari-mutuel wagering and engage in all necessary  
25 activities to establish appropriate offtrack wagering facilities to accomplish this  
26 purpose. Such activities shall include but not be limited to:

27 \* \* \*



1 ~~historical~~ historic horse racing at the eligible facility in Orleans Parish shall not  
2 constitute an exclusivity violation or prohibited land-based gaming as defined in  
3 such contract and such amendment to the contract is approved by the Joint  
4 Legislative Committee on the Budget as required by the provisions of Section 3.B  
5 of Act No. 1 of the 2001 First Extraordinary Session of the Legislature.

6 M.(1) ~~Historical~~ Historic horse racing shall not be conducted via a machine  
7 or website or mobile application beyond the property of the pari-mutuel facility or  
8 offtrack wagering facility.

9 (2) ~~Historical~~ Historic horse racing shall not be conducted at an offtrack  
10 wagering facility located in a sports book lounge.

11 \* \* \*

12 §216. Commissions on wagers

13 \* \* \*

14 E. Notwithstanding, and in lieu of, any other provisions of law, ~~historical~~  
15 historic horse races and wagers thereon shall be subject to the following provisions:

16 (1) Commissions on wagers on ~~historical~~ historic horse races made at  
17 offtrack wagering facilities shall not exceed twelve percent of all wagers and shall  
18 be set by the licensee and approved by the commission. The offtrack wagering  
19 facility where the wager is made may either retain the breakage on such wagers or  
20 include the breakage in the applicable ~~historical~~ historic horse racing pari-mutuel  
21 pool or pools. Commissions shall be deducted and retained by the licensee of the  
22 offtrack wagering facility where the wager is made.

23 \* \* \*

24 (3) R.S. 4:149.3, 149.5, 161, 161.1, 161.2, 162, 163.1, 165, 166, 166.1  
25 through 166.7, 167, 177, 183, 218, and 220 shall not apply to ~~historical~~ historic  
26 racing or the licensee with respect to ~~historical~~ historic racing.

27 \* \* \*

28 §217. Purse supplements; designation and distribution

29 \* \* \*

1           E. Notwithstanding, and in lieu of, any other provision of law, the monies  
 2           designated for purses under the provisions of R.S. 4:216(E) from wagers placed at  
 3           offtrack wagering facilities on ~~historical~~ historic horse races shall be distributed in  
 4           the same manner as set forth in R.S. 27:438(B) as in effect at the time of any such  
 5           distribution, and if R.S. 27:438(B)(2)(a) becomes effective, any such quarter horse  
 6           purse supplements shall not be included in the calculation of the applicable  
 7           maximum of one million dollars per state fiscal year and the settlement amount as  
 8           set forth therein.

9   \*       \*       \*

10       §218.1. ~~Historical~~ Historic horse racing fee authorization

11           The commission shall collect a license fee of one and one-half percent of the  
 12           total amount wagered at each offtrack wagering facility on ~~historical~~ historic horse  
 13           racing. The fee shall be allocated as follows:

14   \*       \*       \*

15       Section 2. This Act shall become effective upon signature by the governor or, if not  
 16       signed by the governor, upon expiration of the time for bills to become law without signature  
 17       by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 18       vetoed by the governor and subsequently approved by the legislature, this Act shall become  
 19       effective on the day following such approval.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 948 Original   2024 Regular Session   Boyer

**Abstract:** Provides for historical horse racing.

Present law provides for historical horse racing.

Present law provides for the definitions of "historical horse racing" and "net commission".

Present law provides that the La. Racing Commission (commission) shall make rules, regulations, and conditions for the holding, conducting, and operating of all race tracks, race meets, and races held in this state, historical horse racing, and for the conduct of the racing industry of this state under present law and proposed law.

Present law provides that any association licensed by the commission may conduct pari-mutuel wagering and engage in all necessary activities to establish appropriate offtrack wagering facilities to accomplish this purpose which include historical horse racing on the premises of offtrack wagering facilities via dedicated machines or personal mobile devices.

Present law provides for what circumstances a licensee may operate a licensed offtrack wagering facility where historical horse racing is permitted.

Present law provides for what present law does not apply to historical horse racing.

Present law provides for the distribution of monies from wagers placed on historical horse races.

Present law provides for historical horse racing fee authorization.

Proposed law amends present law to change all references from historical horse racing to historic horse racing.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 4:143(4), 148, 211(6), 213(A)(2), 214(L) and (M)(1) and (2), 216(E)(1) and (3), 217(E), 218.1(intro. para.))