

2022 Regular Session

HOUSE BILL NO. 1055

BY REPRESENTATIVE HUGHES

1 AN ACT

2 To amend and reenact R.S. 4:158.1 and 160(B) and to enact R.S. 4:147(7) and (8), 158.2,  
3 160(C), and 164, and R.S. 27:393.1, relative to horse racing; to provide for specific  
4 duties of the Louisiana State Racing Commission; to provide for standards and  
5 employment; to provide for written reports; to provide for a fund; and to provide for  
6 related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 4:158.1 and 160(B) are hereby amended and reenacted and R.S.  
9 4:147(7) and (8), 158.2, 160(C), and 164 are hereby enacted to read as follows:

10 §147. Specific duties of commission

11 The commission shall carry out the provisions of this Part, including the  
12 following specific duties:

13 \* \* \*

14 (7) Make rules and regulations providing for minimum standards and  
15 infrastructure investments required for each association regarding facility  
16 maintenance and facility improvements including but not limited to track surface,  
17 barns, grandstands, and paddocks in order for the association or licensee to conduct  
18 race meets at a particular track.

19 (8) Make rules and regulations providing for minimum full-time and  
20 seasonal employment requirements including but not limited to food service,  
21 marketing, pari-mutuel windows, and kiosk repair staffing in order for the  
22 association or licensee to conduct race meets at a particular track.

23 \* \* \*

1           §158.1. Written report

2                   A. Beginning January 1, 2015, the commission ~~may~~ shall require a licensed  
3 association to submit a written report that may include the following information:

4                           (1) The plan of operation for each fiscal year. ~~The plan of operation may~~  
5 which shall include but not be limited to customer service, marketing and promotions  
6 relative to horse racing, capital improvement, ~~and~~ facility maintenance, and facility  
7 improvements. "Facility maintenance" ~~may~~ and "facility improvements" shall  
8 include but not be limited to track surface, barns, ~~grand stands~~ grandstands, and  
9 paddocks.

10                           (2) A summary of the implementation and status of the prior year's plan.

11                   B. The commission ~~may~~ shall adopt rules in accordance with the  
12 Administrative Procedure Act to implement the provisions of this Section, including,  
13 as appropriate, standard forms to be used for the annual report and plan of operation.

14           §158.2. Quarterly reporting of professional services information

15                   A. Each association or licensee as defined in R.S. 4:143 shall submit to the  
16 commission, the Senate Committee on Judiciary B, and the House Committee on  
17 Commerce all of the following:

18                           (1) A report naming each individual, corporation, firm, partnership,  
19 association, or other legal entity that furnishes professional services to the  
20 association or the licensee. The report shall indicate the name and address of the  
21 entity providing the professional services and if the entity providing a professional  
22 service is a registered Louisiana business, a female-owned business, or a minority-  
23 owned business.

24                           (2) A report on the demographic information of the association's or licensee's  
25 workforce, including but not limited to race, gender, and Louisiana residency.

26                   B. As used in this Section, "professional services" means those services  
27 rendered in this state and shall include but are not limited to:

28                           (1) Legal services.

29                           (2) Advertising or public relations services.

30                           (3) Engineering services.

1                   (4) Architectural, landscaping, or surveying services.

2                   (5) Accounting, auditing, or actuarial services.

3                   (6) Construction and skilled trade services.

4                   C. The reports required by the provisions of this Section shall be submitted  
5                   on a quarterly basis. Each report shall be forwarded to the commission and the  
6                   legislative committees described in Subsection A of this Section by certified mail no  
7                   later than twenty days after the end of each calendar quarter.

8                   D. A report required by the provisions of this Section shall be a public record  
9                   and governed by the provisions of R.S. 44:1 et seq.

10                  E. A report required by the provisions of this Section shall not be required  
11                  to contain the amount of compensation paid by the association or licensee to each  
12                  individual, corporation, firm, partnership, association, or other legal entity in  
13                  exchange for providing the professional services nor shall it be required to contain  
14                  the amount of compensation paid to each of its employees.

15                  F. The commission may suspend or withdraw licenses, permits, and  
16                  privileges granted by it or terminate racing privileges for failure to timely submit the  
17                  report required by the provisions of this Section.

18                  G. The commission shall adopt rules to implement the provisions of this  
19                  Section. All rules shall be adopted pursuant to the provisions of the Administrative  
20                  Procedure Act.

21                  H. The first reports required pursuant to this Section shall be submitted on  
22                  or before October 20, 2022.

23   \*       \*       \*

24                  §160. Grounds for fines, suspension, denial, or termination of racing privileges to  
25                  an association

26   \*       \*       \*

27                  B. The commission may suspend or withdraw licenses, permits, and  
28                  privileges granted by it or terminate racing privileges for just cause for failure to  
29                  spend necessary funds in order to maintain minimum facility maintenance and  
30                  facility improvement criteria established by the commission.



1           B. The establishment, required deposits, and maintenance of a facility  
 2           maintenance and improvement fund as well as compliance with the minimum  
 3           standards and required infrastructure investments as determined by the Louisiana  
 4           State Racing Commission shall be a condition of licensing and shall be required by  
 5           the owner of the licensed eligible facility or the licensee to maintain continued  
 6           authority to conduct slot machines gaming at the licensed eligible facility. The  
 7           provisions of this Subsection shall be applicable to any new license or the renewal  
 8           of any existing license that is issued by the board on and after July 1, 2022.

9           Section 3. This Act shall become effective upon signature by the governor or, if not  
 10          signed by the governor, upon expiration of the time for bills to become law without signature  
 11          by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 12          vetoed by the governor and subsequently approved by the legislature, this Act shall become  
 13          effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_