
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ducharme.

DIGEST

Cortez (SB 53)

Present law provides relative to the La. State Racing Commission.

Present law provides for definitions, including "association".

Proposed law makes technical changes to the definition of association.

Present law provides that the commission may impose fines for certain violations.

Proposed law retains present law and adds that the commission may impose upon any licensed association a fine not to exceed \$100,000 and may suspend a license indefinitely, or both.

Present law provides for a one-year and 10 year license or permit to conduct racing meetings.

Proposed law removes the authority of the commission to issue a 10 year license or permit.

Proposed law provides that on January 1, 2015, and on January first of each year thereafter, a licensee who is licensed to conduct races shall submit to the commission a written report that shall include the following information:

- (1) The plan of operation for each fiscal year. The plan of operation shall include but not be limited to customer service, marketing and promotions relative to horse racing, capital improvement, and facility maintenance. "Facility maintenance" shall include but not be limited to track surface, barns, grand stands, and paddocks.
- (2) A summary of the implementation and status of the prior year's plan.

Proposed law provides that the commission may adopt rules in accordance with the Administrative Procedure Act to implement the provisions of proposed law, including, as appropriate, standard forms to be used for the annual report and plan of operation.

Present law provides that the commission may refuse, suspend, or withdraw licenses, permits and privileges granted by it or terminate racing privileges, under certain circumstances and for just cause.

Proposed law retains present law and adds the following acts that constitute just cause:

- (1) Failure to meet criteria for licensing as provided in R.S. 4:159.

- (2) Failure to maintain suitable racing surfaces as determined by the commission.
- (3) Failure or inability to conduct racing in a manner that is in the best interest of racing as determined by the commission.
- (4) Failure to provide responses to inquiries made by the commission regarding the status or progress of any matter related to racing.

Effective August 1, 2014.

(Amends R.S. 4:143(1), 155, 158, 225; adds R.S. 4:158.1 and 160(7), (8), (9), and (10))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Commerce, Consumer Protection, and International Affairs to the original bill

1. Removes the authority of the La. State Racing Commission ("commission") to issue a 10 year license.
2. Provides for the issuance of fines.
3. Requires certain licensees to submit a written report to the commission each year.
4. Provides for additional grounds for fines, suspension, denial, or termination of racing privileges.