

# HOUSE . . . . No. 129

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Accompanying the sixth recommendation of the State Racing Commission (House, No. 123). Legal Affairs.

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## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Forty-Nine.

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AN ACT PROVIDING THAT THE STATE RACING COMMISSION  
MAY GRANT LICENSES FOR ADDITIONAL DAYS OF RACING  
IN CERTAIN CASES.

*Be it enacted by the Senate and House of Representatives  
in General Court assembled, and by the authority of the  
same, as follows:*

1 Section 4 of chapter 128A of the General Laws, as  
2 amended, is hereby further amended by striking out  
3 the second paragraph and inserting in place thereof  
4 the following: —

5 If for any reason or cause, beyond the control of  
6 and through no fault or neglect of any licensee and  
7 while such licensee is not in default, it should become  
8 impossible or impracticable to conduct racing upon  
9 any day or successive days specified in a license issued  
10 by the commission, the commission at the request of  
11 the licensee may, and upon proper showing shall, re-  
12 quest the state treasurer to refund to the licensee an  
13 amount equal to the license fee paid for days on which  
14 such licensee does not hold or conduct a racing meet-  
15 ing under the terms of the license issued for such

16 purpose. Upon receipt of such request, the state  
17 treasurer shall forthwith pay such amount to such  
18 licensee. The commission, may, upon application of  
19 any such licensee, and upon the payment of the re-  
20 quired license fees, grant an additional license for not  
21 more than the number of days on which it was im-  
22 possible or impracticable to conduct racing, which  
23 days shall not be counted in the aggregate of racing  
24 days permitted by paragraphs (f), (g) and (j) of sec-  
25 tion three. The decision of the commission as to such  
26 impossibility or impracticability shall be final.