

# HOUSE . . . . . No. 1653

By Mr. Capraro of Boston (by request), petition of Gladys Shapiro that the State Racing Commission be authorized to license off-track wagering establishments on the results of horse and dog racing. Legal Affairs.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Eight.

### AN ACT TO LICENSE OFF-TRACK WAGERING ESTABLISHMENTS.

*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 1. The racing commission of the commonwealth  
2 of Massachusetts may grant licenses for wagering establish-  
3 ments for the purpose of taking wagers on the results of horse  
4 or dog races to applicants thereof who are citizens and residents  
5 of the commonwealth, or to partnerships or corporations com-  
6 posed solely of such citizens and residents. No person, firm,  
7 partnership, association or any other combination of persons,  
8 directly or indirectly, by or through any agent, employer or  
9 other person or any subsidiary whatsoever, shall be granted  
10 more than one license in the commonwealth, and any person  
11 who has any interest, directly or indirectly, may not be permitted  
12 to participate in the benefits of any other license. Each license  
13 application shall describe the premises to which it applies, and  
14 not more than one location shall be included in the premises to  
15 which it applies, and any rights or privileges granted under such  
16 license may be exercised only on the premises so licensed.

1 SECTION 2. Within ten days after the receipt of an applica-  
2 tion for such license, the commission shall cause notice thereof  
3 to be published at the expense of the applicant in two news-  
4 papers in the city or town in which the premises whereon the  
5 license is intended to be exercised are situated, and in one news-  
6 paper in the county, and if there is no newspaper in the city or

7 town, then in three newspapers in said county. The notice shall  
8 set forth the name of the applicant in full, his residence and a  
9 description of the premises on which the license is intended to be  
10 exercised. No license shall be acted upon by the commission  
11 until ten days after the publication thereof. If any citizen  
12 of the commonwealth makes any complaint or objection to the  
13 granting of such license, the commission shall hold a public  
14 hearing to determine whether said license shall be granted.  
15 Notice of such proposed hearing shall be published in one news-  
16 paper in the city or town in which the license is intended to be  
17 exercised, or, if there is no newspaper in said city or town, in  
18 one newspaper in the county, at least five days before such  
19 hearing is held.

1 SECTION 3. Every licensee under this act shall be required to  
2 post a bond in such sum or sums as may be determined by the  
3 commission to insure the proper performance of the rights and  
4 privileges granted under such act.

1 SECTION 4. Every employee or licensee under this act shall  
2 be required to obtain a license from the commission, and no  
3 employee's license may be granted to any person who has been  
4 convicted of any violations of the laws of the commonwealth  
5 or of the United States.

1 SECTION 5. Regulations for the operation of such wagering  
2 establishments which may be licensed under this act shall be  
3 made by the racing commission and approved by the governor  
4 and council. The commission shall regulate the hours of open-  
5 ing and closing, the kind and nature of equipment which may be  
6 used on the premises, the manner and method by which wagers  
7 may be taken, the amount of tax which may be deducted by the  
8 commonwealth on such wagers, the method by which said tax  
9 shall be computed and deducted, and any and all other regula-  
10 tions which the commission shall deem meet and proper and  
11 necessary for the protection of the public. The commission  
12 shall have the power to revoke or suspend the license of any  
13 wagering establishment for the violation of any regulations so  
14 imposed by it. Any licensee who is charged with any violation

15 of any of the regulations so imposed is entitled to notice thereof  
16 and an opportunity to be heard before the commission. Any  
17 person who is aggrieved by a decision of the racing commission  
18 may have the right of appeal to the superior court

1 SECTION 6. The annual license fee for each license for a  
2 wagering establishment under this act shall not be less than five  
3 thousand dollars. The annual license fee for each employee  
4 of a wagering establishment under this act shall not be less than  
5 twenty-five dollars.

The first of the conditions as proposed is that the...

The second condition is that the...

The third condition is that the...

The fourth condition is that the...

The fifth condition is that the...

The sixth condition is that the...

The seventh condition is that the...

The eighth condition is that the...