

By Mr. Shea of Worcester, petition of C. Vincent Shea relative to establishing pre-race testing programs for horses and dogs running in pari-mutuel racing. Government Regulations.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Seventy-Four.

AN ACT ESTABLISHING TESTING PROGRAMS FOR HORSES RUNNING  
IN PARI-MUTUEL RACING.

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

1 Chapter 128A of the General Laws is hereby amended by  
2 inserting after section 13C the following section:—

3 *Section 13D.* At any track designated by the commission, a  
4 pre-race testing program shall be conducted by the diagnostic  
5 laboratory of the University of Massachusetts and shall entail the  
6 operation of a field laboratory at the track.

7 (a) Blood samples shall be taken of every horse programmed to  
8 race, prior to the race in which it is programmed, for the purpose  
9 of determining the presence of any drug, stimulant, sedative,  
10 depressant or medicine.

11 (b) The blood samples shall be taken under the supervision of  
12 a veterinarian appointed by the commission for the purpose. The  
13 times at which the horses in each race shall be delivered to the  
14 paddock for the taking of the samples, as well as related  
15 procedures, shall be prescribed by said veterinarian.

16 (c) Submission to the taking of pre-race blood samples shall be  
17 mandatory and no horse shall be allowed to race if the person  
18 who has charge or custody of it refuses to submit it for the  
19 taking of such sample unless the veterinarian, for good cause in  
20 his judgment, excuses the taking of the sample. During the taking  
21 of a sample, the trainer or groom must be in attendance to

22 manage the horse if so directed by the person taking the sample.  
23 (d) Post-race urine samples will also be taken of winning,  
24 second and third place horses, and other horses. Saliva samples  
25 will not be taken unless ordered by the track steward, presiding  
26 judge or said veterinarian in particular instances.

27 (e) Urine and saliva samples may be taken of any horse  
28 whenever the pre-race test is positive or when a blood sample has  
29 not been taken, or whenever, in the judgment of the veteri-  
30 narian or the director of the field laboratory, a urine and/or  
31 saliva sample, is required for further analysis.

32 (f) Analyses of all samples, both pre-race and post race, taken  
33 pursuant to this section, may be made by the diagnostic  
34 laboratory both at its field laboratory and at the University of  
35 Massachusetts.

36 (g) Whenever there is a positive result of a pre-race test, the  
37 director of the field laboratory shall immediately notify the  
38 veterinarian and the presiding judge. The presiding judge shall take  
39 such action as he deems proper to protect the public interest,  
40 including scratching the horse.

41 (h) Whenever there is a positive result of a post-race test, the  
42 director of the diagnostic laboratory shall immediately notify the  
43 state racing commission.