

By Mr. Shea of Worcester, petition of C. Vincent Shea and Steve T. Chmura relative to establishing testing programs for horses and dogs running in pari-mutuel races. Government Regulations.

**The Commonwealth of Massachusetts**

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

AN ACT ESTABLISHING TESTING PROGRAMS FOR HORSES AND DOGS  
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  
6 the operation of field laboratory at the track.

7 (a) Blood samples shall be taken of every horse or dog  
8 programmed to race, prior to the race in which it is  
9 programmed, for the purpose of determining the presence of any  
10 drug, stimulant, sedative, 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.  
13 The times at which the horses or dogs in each race shall be  
14 delivered to the paddock for the taking of the samples, as well as  
15 related procedures, shall be prescribed by said veterinarian.

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

24 (d) Post-race urine samples will also be taken of winning,  
25 second and third place horses and dogs and other horses and  
26 dogs. Saliva samples will not be taken unless ordered by the  
27 track steward, presiding judge or said veterinarian in particular  
28 instances.

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

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

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

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