

Accompanying the thirty-ninth recommendation of the Office of Consumer Affairs and Business Regulation (House, No. 19). Government Regulations.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Seven.

AN ACT FURTHER REGULATING THE STANDARDBRED BREEDER'S PROGRAM.

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

1 Amend Chapter 128 of the General Laws by striking out para-
2 graph (j) of section 2 and inserting in place thereof the
3 following:—

4 (j) Promote, develop and encourage through the Massachusetts
5 Standardbred Breeding Program, the breeding of standardbred
6 horses in the Commonwealth by offering cash prizes to breeders
7 of such horses in the following manner: a representative organiza-
8 tion of standardbred breeders and owners approved by the State
9 Racing Commission annually shall, with the final approval of the
10 Racing Commission, provide for a cash prize of the breeder of a
11 Massachusetts bred standardbred horse of not more than 25% of the
12 purse monies won by said standardbred horse in any pari-mutuel
13 harness horse race conducted in Massachusetts, if said horse finishes
14 first, second or third; a cash prize of not more than 5% of the purse
15 won by said horse to the owner of the stallion at the time of service
16 to the dam of such purse winner; provided however, that (i) the
17 stallion stood the breeding season of February first through July
18 fifteenth in the Commonwealth in the year any such eligible foal was
19 conceived; no person shall be eligible for the prize provided herein
20 unless the following standards are met:

21 1. The foal of a mare that drops said foal in the Commonwealth,
22 and is bred back to a Massachusetts registered stallion shall be
23 Massachusetts bred; or

24 2. The foal of a mare who resides in the Commonwealth from the
25 fifteenth day of October of the year prior to foaling, and continues
26 such residence until foaling and foals in the Commonwealth shall be
27 Massachusetts bred.

28 3. In either case of subparagraph one or two each foal dropped in
29 the Commonwealth shall be registered with the State Racing
30 Commission.

31 4. Prior to the first day of September each year, each person
32 standing a stallion in the Commonwealth shall file with the Racing
33 Commission a) a list of all mares bred to such stallion in that year,
34 b) a verified statement representing that said stallion stood the entire
35 breeding season in the Commonwealth.

36 The representative organization of standardbred breeders and
37 owners approved by the State Racing Commission is further autho-
38 rized with the final approval of the State Racing Commission to pay
39 cash purses and stallion and breeder awards from the Massachusetts
40 standardbred breeding program at a licensed pari-mutuel race
41 meetings authorized by the State Racing Commission. Such races
42 may be betting or non-betting races and may or may not be
43 scheduled races by the licensee conducting the racing meeting.
44 All races for the standardbred breeding program shall be held at a
45 licensed pari-mutuel facility. Purse monies, purse structures, stallion
46 and breeder awards paid by the representative organization with
47 prior approval by the State Racing Commission may be paid in such
48 amounts as the representative organization with approval shall deter-
49 mine and may be either the sole cash purse and stallion and breeder
50 awards for such races or may be supplemental to the cash purses and
51 stallion and breeder awards established by the licensee of the
52 pari-mutuel facility. No purses, prize money or awards shall be paid
53 from the program to any horse participating in a one-horse race, a
54 so-called "walk-over."

55 Prior to the first day of October of each year, each breeder
56 standing a standardbred stallion in the Commonwealth at either
57 private or public service shall file with the department of food and
58 agriculture: a) a list of all standardbred mares bred to such stallion
59 in that year; and b) a verified statement representing that said stal-
60 lion stood the entire breeding season in the Commonwealth.

61 The representative organization with approval from the State
62 Racing Commission is hereby further authorized to expend up to

63 eight percent of the amount received each fiscal year for said pro-
64 gram for advertising, marketing, promotion and administration of
65 the standardbred breeding program in the Commonwealth.

66 The state auditor shall annually audit the books of the qualified
67 organization to ensure compliance with this section.

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