

# HOUSE . . . . No. 1769

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, April 9, 1945.

The committee on Legal Affairs, to whom were referred so much of the Governor's Address (Senate, No. 1) as relates to a review and stabilization of the conduct of horse and dog racing (page 12), the petition (accompanied by bill Senate, No. 49) of George W. Stanton that the number of racing days for which licenses may annually be issued for dog racing meetings be increased, the petition (accompanied by bill, Senate, No. 51) of George W. Stanton that the number of racing days for which licenses may annually be issued at running horse race meetings be increased, the petition (accompanied by bill, Senate, No. 53) of George W. Stanton that the disposition of "breaks", so called, derived from the proceeds of horse and dog racing meetings be further regulated, the petition (accompanied by bill, Senate, No. 129) of William R. Conley that the State Racing Commission be authorized and directed to make certain rules, the petition (accompanied by bill, Senate, No. 130) of William R. Conley that licensees conducting horse racing meetings shall require each jockey about to ride in any race to be examined by a board of three registered physicians, the petition (accompanied by bill, Senate, No. 165) of William R. Conley for legislation to prohibit the wagering of "call money", so called, at horse and dog racing meetings, the petition (accompanied by bill, Senate, No. 250) of William R. Conley for legislation to further regulate running horse racing meetings in the Commonwealth, the petition (accompanied by bill, Senate, No. 251) of William

R. Conley for legislation to regulate the amounts which licensees conducting horse racing meetings may charge as admission fees, the petition (accompanied by bill, Senate, No. 254) of William R. Conley for legislation to provide that in certain cases money wagered at horse racing meetings shall be refunded, the petition (accompanied by bill, Senate, No. 255) of William R. Conley that the employment of persons by licensees conducting horse or dog races under the pari-mutuel or certificate system of wagering be further regulated, the petition (accompanied by bill, Senate, No. 316) of William R. Conley for legislation to require that all stables at horse race tracks shall be of fireproof construction, the petition (accompanied by bill, Senate, No. 319) of Joseph L. Murphy for legislation to further regulate the provisions of law limiting the locations of dog race tracks within the Commonwealth, the petition (accompanied by bill, Senate, No. 322) of Leo J. Sullivan for legislation to further regulate the provisions of law limiting the locations of horse race tracks within the Commonwealth, the petition (accompanied by bill, Senate, No. 323) of Leo J. Sullivan for legislation to further regulate the provisions of law limiting the locations of dog race tracks within the Commonwealth, the petition (accompanied by resolve, Senate, No. 324) of Leo J. Sullivan for the establishment of a special commission to investigate the conducting of horse and dog racing meetings within the Commonwealth and matters pertaining thereto, so much of the recommendations of the State Racing Commission (House, No. 214) as relates to clarifying the provisions of law relative to mechanical equipment to be provided at all horse and dog racing meetings (accompanied by bill, House, No. 217), so much of the recommendations of the State Racing Commission (House, No. 214) as relates to providing that said commission may destroy certain sworn statements, records and papers filed with it in connection with the conduct of racing meetings (accompanied by bill, House, No. 219), so much of the recommendations of the State Racing Commission (House, No. 214) as relates

to providing that said commission may grant licenses for additional days of racing in certain cases (accompanied by bill, House, No. 220), the petition (accompanied by resolve, House, No. 734) of Daniel F. Sullivan and Michael F. Skerry for the appointment of a special commission (including members of the General Court) to investigate and study the laws of the Commonwealth relating to horse racing meetings, the petition (accompanied by resolve, House, No. 735) of Daniel F. Sullivan and Michael F. Skerry for the appointment of a special commission (including members of the General Court) for the purpose of making an investigation and study of the laws relating to dog racing meetings, the petition (accompanied by bill, House, No. 961) of John Henry Carroll that the State Racing Commission be temporarily abolished during the continuance of the existing war or until the ban on horse and dog racing is discontinued by the federal government, the petition (accompanied by bill, House, No. 1254) of Paul A. McCarthy for legislation to regulate further wagering at horse and dog racing meetings, the petition (accompanied by bill, House, No. 1255) of John B. Nordgren for legislation to require the taking by eminent domain proceedings of the horse and dog racing tracks for the purpose of operation by the Commonwealth for the benefit of Massachusetts residents who have served in the armed forces of the United States, the petition (accompanied by bill, House, No. 1419) of Walter J. Dunn for legislation to provide that the maximum number of racing days allowed each year at horse racing meetings shall be left to the discretion of the State Racing Commission, the petition (accompanied by bill, House, No. 1420) of Walter J. Dunn for legislation to provide that the maximum number of days allotted for dog racing meetings be left to the discretion of the State Racing Commission, and so much of the Governor's Address submitting (under Section 6 of Chapter 29 of the General Laws) the annual budget of estimates, requests and recommendations for appropriations or other authorizations for expenditures by the Commonwealth during

the fiscal year July 1, 1945, to June 30, 1946, together with his recommendations relative to the amounts which should be appropriated therefor and to financing the expenditures recommended (House, No. 1530) (also see House, No. 1) as relates to the retention by the Commonwealth of the "breakage" from horse and dog racing, report the accompanying order (House, No. 1769).

For the committee,

LOUIS LOBEL.

[Senator FLANAGAN and Representatives KAPLAN of Boston, ARTESANI of Boston, CAPODILUPO of Boston and DULLEA of Boston, dissenting].

## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, April 9, 1945.

*Ordered,* That a joint special committee be appointed to consist of three members of the Senate to be appointed by the President thereof and five members of the House of Representatives to be appointed by the Speaker thereof, to be known as the "Committee on Racing and Racing Revenue". The member first named on the part of the Senate shall be Chairman and the member first named on the part of the House shall be Vice-Chairman of the Committee. The committee is hereby authorized to sit during the recess of the General Court for the purpose of making an investigation and study of all matters affecting racing and racing revenue.

The Committee shall investigate whether the sums now payable to the Commonwealth by holders of licenses to conduct horse and dog racing meetings in the Commonwealth are just and reasonable and whether they are best adapted to serve the revenue requirements of the Commonwealth. It shall review the conduct of these enterprises for the purpose of determining whether any change in the existing law with regard to said conduct is necessary or desirable and what effect, if any, any changes in the policy with regard to the granting of licenses may have upon the revenue of the Commonwealth. It shall also consider the probable effect, upon the gross volume of the business of racing meetings and there-

fore upon the revenues of the Commonwealth, of any changes in the provisions of Chapter 128A of the General Laws, so far as it relates either to the conduct of the business or the payments to the Commonwealth. It shall make necessary examinations and inquiries with respect to horse and dog racing meetings held outside the Commonwealth by which revenue derived from pari-mutuel wagering within the Commonwealth may be affected.

In such investigation and study the Committee shall consider the subject matter of current Senate documents numbered 1 (so much as relates to racing), 49, 51, 53, 129, 130, 165, 250, 251, 254, 255, 316, 319, 322, 323, 324, and current House documents numbered 217, 219, 220, 734, 735, 961, 1254, 1255, 1419, 1420, 1530 (so much as relates to racing).

The Committee shall be provided with quarters in the State House or elsewhere and may hold hearings in Boston or elsewhere, may travel within and without the Commonwealth, shall be entitled to receive assistance from all public employees within the Commonwealth, may summon and examine witnesses and require by subpoena the production of books and papers, and may expend for clerical and other services and expenses such sums not exceeding in the aggregate \$15,000 as may hereafter be appropriated therefor. It shall report to the General Court not later than the first Wednesday in January, 1946, by filing with the Clerk of the Senate the results of its investigation, and its recommendations, if any, together with drafts of legislation necessary to carry said recommendations into effect.



