

MINUTES OF ITS MEETING HELD SEPTEMBER 23, 1980

A meeting of the New York State Racing and Wagering Board was held on September 23, 1980, 10:30 a.m., at the Board Office, Two World Trade Center, New York, N.Y. 10047

The meeting being called on September 19, 1980, public notice of the meeting was given to the Associated Press and UPI and to the public by posting in the Board's reception area on the 74th floor and also on the 44th floor.

PRESENT: John Van Lindt, Chairman; Bertram D. Sarafan, Member; Dr. Joseph O'Dea, Member

ALSO PRESENT: Richard F. Corbisiero, Jr., Executive Director; John Dailey, Director of Policy and Planning; Dean Alfange, Director of Quarter Horse Racing; Victor Coccozziello, Director of Wagering Systems; Salvatore Curiale, Counsel; Kenneth Beh, Director of Public Relations; Domonic Coppotelli, Director of Bingo; Herman Kluge, Director of Licensing and Investigations; Jacob Iberger, Chief of Racing Operations; Cyrill Rooks, Assistant Counsel; Theodore Garrison, Assistant Counsel; Nancy Rudolph, Assistant Counsel and Thomas C. Davide, Secretary to the Board

A. MINUTES :

1. The Board approved the minutes of its meeting held August 15, 1980.

B. FOR ENTRY INTO THE MINUTES:

1. Vernon Downs - Syracuse Promotions. The Board's prior approval of August 13, 1980 of request by Vernon Downs to conduct the following admission promotions during the seven-day meeting at the Syracuse Fairgrounds, covering the opening, August 9th through August 17th - dark August 12th and 13th. 1. Free admission to all children 16 and under when accompanied by a parent or guardian. 2. Free admission to

senior citizens (65 years and over, with I.D. card or other proof of age). 3. On the cover of the Syracuse Mile program for Saturday, August 16th, there will be a coupon granting one free Grandstand admission to Vernon Downs on Saturday night, August 16th. 4. Buffalo Raceway, on closing Friday and Saturday (July 25th and 26th), gave to all patrons a free admission to the Syracuse Mile, valid either Saturday, August 16th or Sunday, August 17th.

2. Saratoga - Senior Citizens. The Board's prior approval of August 27, 1980 of request by Saratoga Raceway to offer free general admission to Senior Citizens, age 60 and over, for date of Monday, September 1, 1980. Senior Citizens will be required to show proof of age prior to their admittance.
3. Vernon Downs - 1980 License Amendment. The Board's prior approval of August 27, 1980 of request by Vernon Downs to amend their track license with regard to the racing dates in September. The dates presently scheduled would call for being dark on Tuesday, September 2nd and Mondays and Tuesdays for seven (7) weeks and operate all week closing week, closing the season on Saturday, November 1, 1980.
4. Monticello Raceway - License Amendment. The Board's prior approval of August 27, 1980 of request by Monticello Raceway to conduct the following: 1. An additional racing day for Thursday, October 2, 1980 with post time at 7:30 p.m. instead of 8:00 p.m.. 2. Promotion of Ali-Holmes with exclusive rights from Tarrytown to Binghamton, with admission price yet to be determined. It will be between \$5.00 and \$7.50 for that night only.
5. Belmont - Bonus Week Jamboree. The Board's prior approval of August 27, 1980 of request by NYRA to conduct a promotion entitled "Bonus Week Jamboree".
6. Roosevelt Raceway - Fortieth Birthday. The Board's prior approval of August 27, 1980 of request by Roosevelt Raceway to conduct a special night on Tuesday, September 2nd, marking the Fortieth Birthday of the track.
7. Western Regional Off-Track Betting Corporation - Batavia Downs, "Pick-Three". The Board's prior approval of September 2, 1980 of request by Western Regional Off-Track Betting Corporation, Inc. to conduct "Pick-Three" wagering on Wednesday, September 3, 1980 in concurrence with the Genesee Monroe Racing Association, Inc.

8. Monticello Raceway - International Union of Operating Engineers. The Board's prior approval of September 5, 1980 of request by Monticello Raceway for permission to admit the International Union of Operating Engineers Free of charge on the 16th of September, 1980.
9. NYCOTB- Pick-Four at Monticello. The Board's prior approval of September 2, 1980 of request by NYCOTB to accept Pick-Four wagers at Monticello Raceway on Fridays and Sundays during their upcoming Fall Meeting (Sept. 2 - Oct. 5).
10. Finger Lakes Race Track - Additional Races. The Board's prior approval of September 4, 1980 of request by Finger Lakes Race Track for permission to schedule one additional race, for a total of 10 races, on Sunday, September 7 and Sunday, September 14, 1980.
11. NYCOTB - Pick-Four Wagering. The Board's prior approval of September 4, 1980 of request by New York City Off-Track Betting Corporation, Inc. to conduct Pick-Four wagering on thoroughbred racing at Arlington Park on Tuesday, September 9, 1980 and on all successive dates until the end of the present Arlington Park meeting.
12. "Marlboro Cup" - September 6, 1980 - 7th Race. The Board's prior approval of September 4, 1980 of request by The New York Racing Association, Inc. to offer Exacta Wagering in the 7th race ("Marlboro Cup").
13. Proposed Rule Amendments - Section 5820.8, 5821.5 and 5821.6 of Chapter V, Subchapter C, Subtitle T of Title 9 N.Y.C.R.R. The Board's prior approval of September 4, 1980 of the submitted rule amendments of sections 5820.8, 5821.5 and 5821.6, these rules are to be filed with the Secretary of State's Office.
14. Catskill Regional OTB/Tioga County. The Board's prior approval of September 12, 1980 of request by Catskill Region OTB to join Tioga County into its region.
15. Designation Pursuant to Section 8162 (9) - Unconsolidated Laws. The Board's prior approval of September 12, 1980 of the following recommendations in relation to the Boards designation of May 3, 1979; Deletions: Bernard Golar, (resignation) Additions: Walter Cassi, Herman Kluge, Nancy J. Rudolph and Patrick Twomey.
16. NYRA - Discontinuance of Pick-Six. The Board's prior

approval of September 12, 1980 of request by the New York Racing Association, Inc. to discontinue Pick-Six wagering on Saturdays, Sundays and Mondays during NYRA's Belmont Fall Meeting and reinstating its normal schedule of wagering, including the Triple, on those days.

17. Promotional Request - Saratoga Raceway - Vernon Downs Challenge Match. The Board's prior approval of September 11, 1980 of the two submitted promotional requests by Saratoga Raceway and Vernon Downs.
18. Monticello Raceway - 11 Races. The Board's prior approval of September 15, 1980 of request by Monticello Raceway to have eleven (11) races nightly rather than ten (10), commencing on Friday, September 19th through closing day, Sunday October 5th exclusive of Thursday, October 2nd when they will have the Holmes-Ali fight on closed circuit TV. Also approved is their request to offer a Quinella in the tenth (10th) race and move the present tenth (10th) race Trifecta and Quinella to the eleventh (11th) race.
19. NYCOTB - Roosevelt Raceway - Late Daily Double. The Board's prior approval of September 16, 1980 of request by New York City Off-Track Betting Corporation, Inc. to conduct an exclusive off-track late daily double wager at Roosevelt Raceway beginning Monday, September 22nd, 1980.
20. Catskill Regional Off-Track Betting Corporation - Additional Branch. The Board's prior approval of September 16, 1980 of request by Catskill Regional Off-Track Betting Corporation, Inc. to permit the addition of an additional branch office to be located at 246 Broad Street in Waverly, N.Y.

C. FOR BOARD APPROVAL:

1. Monticello Raceway - Promotional Request. Request by Monticello Raceway to offer their patrons Free Admission and Free Parking for the last three (3) days of this race meet commencing Friday, October 3, 1980 through and including Sunday, October 5, 1980.
2. Yonkers Raceway - 1981 Racing Dates. The Board deferred action on this matter until a later date.
3. Hearing Officer Report in the Matter of - Rejean Daigneault

(Driver). 2nd race, May 14, 1980 - Roosevelt Raceway - Interference. The Board approved recommendations of Hearing Officer Rooks to confirm the 5 day suspension of license and also confirm disqualification from 4th place finish to placing of 8th.

4. Hearing Officer Report in the Matter of - David Gagner (Driver). 4th race, June 30, 1980 - Saratoga Raceway - Interference. The Board approved recommendations of Hearing Officer Rooks to confirm the 5 day suspension of license and also confirm disqualification from 3rd place finish to placing of 8th.
5. Hearing Officer Report in the Matter of - Loyal Order of Moose, Utica Lodge # 450, Marcy, N.Y., Bingo ID# 30-213-102-03083. The report relates to the proceedings to suspend or revoke the organization's bingo identification number which were held on July 30, 1980. The charges against the organization contained two counts. The Board approved the recommendations of Hearing Officer Coccozziello that the bingo identification number and license of the organization be suspended for a period of six months beginning October 1, 1980 but that the execution of the suspension be suspended except for the licensed bingo occasion dated October 9, 1980. Also, that the license fees paid for said bingo occasion be forfeited and the matter be referred to the local prosecutor's office.
6. NYCOTB - Pick-Four, Keystone Race Track. The Board approved request by NYCOTB to conduct Pick-Four wagering on thoroughbred racing at Keystone Race Track on Tuesday, September 30, 1980 and on all successive dates when NYRA is scheduled to be "dark" until the end of the calendar year 1980.
7. Finger Lakes - Change in Post Time. The Board approved request by Finger Lakes Race Track to change their Post Time in order to comply with the rules and regulations of the New York State Racing and Wagering Board.
8. Finger Lakes Race Track - Free Tickets. The Board approved request by Finger Lakes Race Track for permission to distribute tickets to their patrons on Sunday, October 12 and Monday, October 13, 1980 which will be good for free general parking and grandstand admission at Finger Lakes Race Track on Tuesday, October 14, 1980.
9. NYCOTB - Delayed Audio Broadcasts - Keystone Race Track. The

Board approved request by NYCOBTB to provide delayed audio broadcasts of the race calls from Keytone Race Track on "dark" Tuesdays and on any other days when racing might be cancelled at NYRA from September 23, 1980 and continuing through December 31, 1980.

10. Daily Double Rules (4009.12 and 4215.12). The Board approved the submitted Daily Double Rules -4009.12 and 4215.12.
11. Genesee Valley Hunt, Inc. - Annual Hunt Race Meeting. The Board approved request by Genesee Valley Hunt to conduct its annual hunt race meeting on Saturday, October 25, 1980. They have procured the approval of the National Steeplechase and Hunt Association.
12. Western Regional Off-Track Betting Corporation, Inc. - Six Additional Branches. The Board approved the amendment of WROTB's plan of operation as follows: To open additional branches at 1460 French Road, Cheektowaga, N.Y. and 433 Third Street Niagara Falls, N.Y. and to open on an experimental basis, an additional branch at Pinarama Bowl, Route 104, Oswego. The Board deferred authorization of request by amend WROTB's plan of operation to include a branch at 1309 Chili Avenue, Gates, N.Y. Finally, the Board denied approval of the 600 Main Street, Arcade, N.Y. and the 2143 Seneca Street, Buffalo, N.Y. branches.
13. NYRA/John Andrews, Jr.. The Board approved request by The New York Racing Association, Inc. to have Mr. John Andrews, Jr. serve as a substitute Official other than Steward.
14. Capital District OTB - Live Call of Races. The Board voted to permit Capital District Off-Track Betting Corporation, Inc. to resume the broadcast of the live calls of the New York Racing Association, Inc. races into off-track betting parlours only as provided for in L.1978, C.576, s12. They have been directed to take any necessary security measures to insure that there will be no delay of any such "live" broadcast and to furnish to the Board within ten (10) days a detailed report of the security measures taken. These measures shall include the keeping of a log of the broadcast time of any race broadcast and the time of the actual running of the race. A broadcast of the call of a race which, for any reason, is delayed (whether scheduled as delayed or delayed because of technical difficulties or otherwise) must be preceded by clear public announcement in the parlours of the fact of the delay. Announcements so made shall begin prior to the time of the actual running of the race and

continue up to the time of the delayed broadcast. The Board deferred for a special meeting decisions on Capital's request to broadcast the live calls of races from Saratoga Harness, the live calls of races from Western Region OTB and the live and delayed broadcasts of calls and racing information via cablevision.

15. Capital District OTB - Additional Mini-Branch. The Board approved request by CDOTBC to amend its plan of operation for the addition of an office located contiguous to the City of Mechanicville in Rensselaer County.
16. Catskill Regional Off-Track Betting Corporation, Inc. - Two Additional Branches. The Board approved the amendment of CROTBC's plan of operation to include an additional branch at Route 96 in Owego, New York on an experimental basis. The Board denied the approval of the amendment to include an additional branch at Route 34 near Spencer, N.Y.
17. Proposed Rules Regarding Payments to Breeding Funds (4009.27, 4122.44, 4215.26 and 5211.20). The Board approved for final adoption the following rule amendments; 4009.27, 4122.44 and 4215.26. The Board deferred action on proposed rule 5211.20 until a later date.
18. Saratoga Harness - "Horseplayer's Club". The Board approved request by Saratoga Harness to reinstitute the Saratoga Harness "Horseplayer's Club" promotion, on the date of Monday, September 29, 1980.
19. Yonkers Raceway - Pick-Four. The Board deferred action on this matter until a later date.
20. NYRA- Pre-Race Laboratory. The Board, upon the representation of Cornell University, that the pre-race laboratory delivered to Belmont Race Track on September 11, 1980 by Bal-Mij, Inc. conforms to all construction specifications and upon the acceptance by the New York Racing Association, Inc. has voted at its September 23, 1980 meeting to accept the said pre-race laboratory.

D. FOR BOARD NOTICE AND DISCUSSION:

1. Proposed Agency Action - re: Payments of Pari-Mutuel Statutory Percentage to the Three Breeding Funds, 8/20/80. NOTED
2. Agency Action - re: Practice of Veterinarians and Farriers at Harness Tracks, 8/27/80. NOTED
3. Emergency Agency Action - re: Form of Wagering Known as Five-Six, 9/10/80. NOTED
4. Agency Action - re: Use of the Drug Procaine Hydrochloride on

Race Horses at Thoroughbred, Harness and Quarter Horse
Tracks, 9/10/80. NOTED

1. Letter of L. Doobin, 8/10/80 re: Racing Secretary - NOTED.
2. Memo of S. Curiale, 8/14/80 re: WRCOTB- Additional Race - NOTED.
3. Letter of D. Morris, 8/12/80 re: Advance Wagering - NOTED.
4. Letter of S. Gross, 8/27/80 re: On-Track Pick Five-Six - NOTED.
5. Letter of L. Doobin, 8/26/80 re: Mr. Andrew Furman - NOTED.
6. Memo of J. Dailey, 9/2/80 re: Yonkers Raceway - NOTED.
7. Letter of L. Doobin, 8/19/80 re: Directive - Head-On Television Cameras - NOTED.
8. Letter of F. White, 8/19/80 re: Directive - NOTED.
9. Letter of D. Morris, 8/19/80 re: Directive - NOTED.
10. Letter of J. Marra, 8/19/80 re: Head-On Television Cameras - NOTED.
11. Memo of T. Garrison, 9/11/80 re: Seneca Indian Nation Unlicensed Bingo - NOTED.
12. Memo of N. Rudolph, 9/10/80 re: NYCOIB Intention to accept wagers on the Keystone Race Track and the Calder Race Course on NYRA Dark Days - NOTED.
13. Memo of J. Iberger, 9/12/80 re: Annual Renewal Track License Application - NOTED.
14. Memo of J. Iberger, 9/16/80 re: NYRA - Pick-Six Monitoring Report - NOTED.