

MINUTES OF ITS MEETING HELD MARCH 31, 1981

A meeting of the New York State Racing and Wagering Board was held on March 31, 1981, 10:30 a.m. at the Board Office, Two World Trade Center, New York, N.Y. 10047

The meeting being called on March 26, 1981, 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 Cocozziello, Director of Wagering Systems; Salvatore Curiale, Counsel; Kenneth Beh, Director of Public Relations; Dr. N. Lewis, Chief State Racing Veterinarian; Dominic Coppotelli, Director of Bingo; Herman Kluge, Director of Licensing and Investigations; Jacob Iberger, Chief of Racing Operations; Cy Rooks, Assistant Counsel; Theodore Garrison, Assistant Counsel; David B. Vaughan, 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 February 24, 1981.

B. FOR ENTRY INTO THE MINUTES:

1. NYCOTB - Delayed Audio Calls from Hialeah on Tuesdays and NYRA's Dark Days. The Board's prior approval of March 3, 1981 of request by New York City Off-Track Betting Corporation, Inc. to provide delayed audio broadcasts of the race calls from Hialeah Park on "dark" Tuesdays and on any other days when racing might be cancelled at NYRA from March 7, 1981 and continuing through May 28, 1981.
2. SARATOGA HARNESS - WKOL. The Board's prior approval of March 3, 1981 of request by Saratoga Harness to offer a promotion in which 1200 general admission tax exempt coupons will be distributed to listeners of

radio station WKOL. The tickets will be printed and forwarded to the management of radio station WKOL. WKOL then will issue the coupons to their listeners. The coupons will be valid only on date of Saturday, March 21, 1981.

3. WROTBC/BATAVIA DOWNS - Pick-3. The Board's prior approval of March 4, 1981 of request by Western Regional Off-Track Betting Corporation, Inc. to conduct Pick-Three wagering on Tuesdays and Thursdays during the upcoming meet at Batavia Downs, commencing Thursday, March 5, 1981.
4. BATAVIA DOWNS - 11th race program - March 14, 1981. The Board's prior approval of March 12, 1981 of request by Batavia Downs to run eleven (11) races, Saturday, March 14, 1981.
5. ROOSEVELT RACEWAY - Three Promotions. The Board's prior approval of February 25, 1981 of request by Roosevelt Raceway to conduct the following three promotions: 1) Free \$2.00 exacta wager; 2) Ladies' Compact Giveaway; 3) Free Cloud Casino Ticket, details of these promotions are outlined in their letter of request dated February 25, 1981.
6. ROOSEVELT RACEWAY - Advertising Program. The Board's prior approval of February 10, 1981 of request by Roosevelt Raceway to conduct an advertising program concerning window posters. Details of this promotion are outlined in their letter of request dated February 9, 1981.
7. SARATOGA HARNESS - St. Patrick's Day Weekend, March 14, 1981. The Board's prior approval of March 5, 1981 of request by Saratoga Harness for Board approval of the reduction in admission prices for patrons wearing green on St. Patrick's Day, March 14, 1981, and request for the promotional aspects, that is the drawing of the losing mutuel tickets and the \$50.00 in cash give-away subsequent to each race.
8. WROTB - Finger Lakes. The Board's prior approval of March 20, 1981 of request by Western Regional Off-Track Betting Corporation, Inc. for Board approval to transmit the delayed call of races from Finger Lakes Race Track into all branch offices of the Corporation, during the 1981 Finger Lakes meet, commencing Saturday, March 21, 1981.
9. NYRA- Reduced Admission (3/20/81-4/18/81). The Board's prior approval of March 18, 1981 of request by The New York Racing Association, Inc. to offer a \$1.00

reduction in admission to users of the new bus route, running along the south shore of Long Island to Aqueduct Racetrack.

10. APPRENTICE ALLOWANCE - Gordon M. Whitacre. The Board's prior approval of March 23, 1981 of request by Apprentice Jockey Gordon M. Whitacre for an extension of his apprenticeship. Mr. Whitacre was injured on February 26, 1981, losing fourteen (14) days. Mr. Whitacre's apprentice allowance was to expire on March 29, 1981, with this approval it is being extended for an additional fourteen (14) days to expire on April 12, 1981.
 11. APPRENTICE ALLOWANCE - Victor Tejada, Jr.. The Board's prior approval of March 23, 1981 of request by Apprentice Jockey Victor Tejada for an extension of his apprenticeship. Mr. Tejada was injured on August 16, 1980, losing sixty-two (62) days. Mr. Tejada's apprentice allowance was to expire on March 26, 1981, with this approval for an additional sixty-two (62) days it will now expire on May 27, 1981.
 12. SARATOGA HARNESS - Horseplayer's Club. The Board's prior approval of March 20, 1981 of request by Saratoga Harness, Inc. to print 11,000 daily general admission tickets to be mailed to members of their Horseplayer's Club.
 13. NYCOTB - Triple Wagering - Flamingo Stakes, 3/28/81 (Nine Starters Only). The Board's prior approval of March 27, 1981 of request by New York City Off-Track Betting Corporation, Inc. for a waiver in rule 4011.22 which requires ten (10) horses "overnight" in order to have triple wagering, for the Flamingo Stakes on Saturday, March 28, 1981.
- C. FOR BOARD APPROVAL:
1. MONTICELLO RACEWAY - "WELCOME BACK NIGHT",
Distribution of Plastic Tokens. The Board approved request by Monticello Raceway for permission to have a "Welcome Back Night" by permitting all patrons to have Free General Parking and Free Admission for opening night only, and also approved is request to distribute to their 10,000 patrons on their mailing list plastic tokens good for one general admission any race day.
 2. NYCOTB 3 OUT-OF-STATE RACES. The Board authorized the New York City Off-Track Betting Corporation, Inc. to negotiate to accept wagers on the following three out-of-state thoroughbred races: 1- The Hialeah Turf Cup;

2- The Kentucky Derby; 3- The Preakness Stakes, as outlined in their letter of request dated February 26, 1981.

3. SARATOGA HARNESS - Horsemen-Patron Restaurant.
The Board deferred action on this matter.
4. SARATOGA HARNESS - Promotion. The Board approved request by Saratoga Harness, in conjunction with their 1981 Grand Circuit Celebration to be held during the week of June 29 through July 4, 1981 to conduct a promotion whereby a three-part coupon package valued at \$6.35 will be sold to patrons for \$3.00. Such package will admit the holder to the Grandstand (general admission) in which such admissions will be valued at \$1.00. The remaining portions of this package will entitle the patron to a hot dog, soda and souvenir cup. This package will be valid only on the following dates: Monday, June 29, Tuesday, June 30 and Wednesday, July 1, 1981.
5. NYRA - REPOSITION OF LATE DAILY DOUBLE. The Board approved request by The New York Racing Association, Inc. to reposition the Late Daily Double to the 7th and 8th races; the Triple to the 8th race; and the third Exacta to the 9th race, on Saturday, April 18, 1981.
6. NYCOTB - Redesignate Seven Branches to Receive The NYRA's Live Call on Days When the Designated Branches are Closed. The Board requested additional information relative to the redesignation of the specified branches to receive the live call. Pursuant to Chapter 576 of the laws of 1978, the New York City Off-Track Betting Corp., must state that those branches who will receive the live call from the NYRA tracks have been in operation for six months and have produced a certain percentage of handle on such NYRA races. Upon receipt of such statement, the Board will approve the requested redesignation.
7. HARNESS HORSE BREEDERS OF NEW YORK STATE, INC. - CONDITIONS for the Dr. Harry M. Zweig Memorial Trot #9. The Board approved request by The Harness Horse Breeders of New York State, Inc. for approval of the submitted Conditions for the Dr. Harry M. Zweig Memorial Trot #9 for which they will accept nominations May 15, 1981.
8. NASSAU/SUFFOLK OTB - "DATACAPPING". The Board approved request by Nassau and Suffolk Off-Track Betting Corporations, Inc. for approval of the submitted "Datacapping" sheet to be distributed in their branch

offices.

9. FINGER LAKES - 1981 Roster of Racing Officials. The Board approved request by Finger Lakes Race Track for approval of the submitted roster of Racing Officials for the 1981 racing season at Finger Lakes Race Track.
10. FINGER LAKES - Proposed Promotions - April 10-July 4, 1981. The Board approved request by Finger Lakes Racing Association, Inc. for approval of the submitted promotions at Finger Lakes Race Track. Details of these promotions are outlined in their letter of request dated March 12, 1981.
11. SARATOGA HARNESS - Waiver of the 30 Day Rule (4113.5). The Board herewith approves a waiver of the 30 day rule (4113.5) for all horses which have started at Saratoga Raceway during the 1980-1981 winter race meeting. All horses who have satisfactorily raced during this period will be considered qualified until the 1st day of June 1981. Saratoga continues to have as always the right to require certain horses to qualify who did not meet the tracks competitive level.
12. NYCOTB - Pick-Four Wagers/Yonkers Raceway. The Board deferred action on this matter.
13. HEARING OFFICER REPORT IN THE MATTER OF - Chester Serowick. This was a proceeding to review a decision of the Board dated May 18, 1977, relative to the termination of petitioner's (Chester Serowick) employment as an inspector at Finger Lakes Race Track. The Board adopted the recommendation and confirmed the decision to terminate the employment of the petitioner.
14. NYCOTB - Hialeah Park, Inc. - Agreement. The Board approved request by New York City Off-Track Betting Corporation, Inc. for approval of the submitted Agreement between New York City Off-Track Betting Corporation, Inc. and Hialeah Park, Inc. covering the Flamingo Stakes.
15. COUPLED ENTRY RULES (PAY-OFFS). The Board deferred action on this matter.
16. TRAINERS IN THE PADDOCK RULE - Harness Racing. The Board approved the submitted rule, (4104.8- admission to Paddock). Publication in the State Register was directed. Thirty-days (30) after publication the Board may vote whether to finally adopt this rule.

17. HEARING OFFICER REPORT IN THE MATTER OF THE APPEAL OF RIDGEWOOD RECREATIONAL CENTER, INC. This is an appeal pursuant to Part 5831 of the Rules and Regulations of the New York State Racing and Wagering Board from a decision dated July 10, 1980 of the Department of Consumer Affairs. The Board adopted recommendation of Hearing Officer that the Department's decision of July 10, 1980 be reversed and the Department's hearing officer's recommendation dismissing the complaints be confirmed.
18. NYCOTB - Contract with Hialeah (Widener Handicap and Hialeah Turf Cup). The Board deferred action on this matter until a later date.
19. SARATOGA RACEWAY - Senior Citizens Promotion. The Board approved request by Saratoga Harness Racing, Inc. to continue their promotion to offer Senior Citizens general admission for \$1.00 on every Tuesday of the season, through their 1981 meet. Senior Citizens will be admitted to their grandstand for \$1.00 on Tuesdays only.
20. SARATOGA RACEWAY - BUS PROMOTION. The Board approved request by Saratoga Harness Racing, Inc. to offer a "Public Transportation" package to their patrons.
21. WROTBC - TWO ADDITIONAL BRANCHES. The Board conditionally approved request by WROTBC to open an additional branch located at 3149 Bailey Avenue, Buffalo, but denied their request to open an additional branch located at 580 Jefferson Avenue at corner of Frost Avenue, Rochester. The approval of the additional branch in Buffalo is experimental for six (6) months. The Board also directed that monthly financial statements be submitted on this branch which shall include an analysis of gross benefits derived from this branches' business.
22. FINGER LAKES - Official Timer. The Board approved request by Finger Lakes Racing Association, Inc. to name Mr. David Noelte the Official Timer for Finger Lakes Racing Association, Inc.
23. NYCOTB - Contract with Gulfstream for Two Previously Approved Special Events. The Board deferred action on this matter until a later date.
24. BATAVIA DOWNS - In the Matter of the Application of Harold R. Wishman, Petitioner to Set Aside a Purported Election of Directors of Genesee-Monroe Racing Association, Inc.. The Board reviewed the Decision

and Preliminary Order of the court in this matter and had no objection.

25. PROPOSED DRUG RULES - 4120.1, 4120.2, 4120.3, 4120.4, 4120.5, 4120.6, 4120.7, 4120.8 and 4120.9. The Board approved the submitted proposed drug rules. These rules will appear in the harness section of the Board's rules. Also approved for "proposal" are parallel drug rules provisions to appear in the Board's thoroughbred and quarterhorse rules (although with minor technical adjustments and different section numbers). The Board directed that all these proposed rules be published in the state register.

D. FOR BOARD NOTICE AND DISCUSSION:

1. New York State Register, March 18, 1981; Agency Action re: Pick-Three Wagering in the State of New York. NOTED

1. Memo of N. Rudolph, 3/23/81; re: Endorsement by George Barker granting Western Region permission to broadcast limited racing information via the Rochester Cable. NOTED
2. Letter of L. Doobin, 2/17/81; re: Listing of stakes

and feature races at Monticello Raceway. NOTED
3. Letter of J. Gannon, 3/10/81; re: WROTBC- New Board of Directors. NOTED

4. Memo of N. Rudolph, 3/3/81; re: Until March 5, 1981, WROTBC will Accept Wagers on Roosevelt Raceway. NOTED
5. Letter of S. Gross, 3/9/81; re: NYCOTB - Endorsement of the State of Florida, Department of Business Regulation, Division of Pari-Mutuel Wagering for the Hialeah Park meeting from 3/7/81 to 5/28/81. NOTED
6. Letter of S. Gross, NYCOTBC - Letter of Agreement between NYCOTBC and Hialeah Park, Inc. covering Flamingo Stakes. NOTED
7. Memo of N. Rudolph, 3/2/81; re: Special: Gulfstream

Park Handicap, February 28, 1981. NOTED

8. Memo of J. Iberger, 3/25/81; re: Finger Lakes Teletimer Installation. NOTED