

**Minutes of the
New York State Racing Commission**

1959

Minutes of a Special Meeting of the State Racing Commission held on due notice at the office of the Commission, 745 Fifth Avenue, Borough of Manhattan, City of New York, on Wednesday, January 21, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

Ashley T. Cole, Chairman
William C. Langley, Commissioner
Edmond M. Hanrahan, Commissioner

Also present were: Harry J. Millar, Secretary, Francis P. Dunne, Steward and John P. Powers, Counsel.

The Secretary presented a letter of the National Steeplechase and Hunt Association, Inc., dated January 14, requesting Commission approval of the appointment of Fred H. Parks as Steward and John E. Cooper as Steeplechase Racing Secretary and Handicapper representing the National Steeplechase and Hunt Association for race meetings in the State of New York in 1959.

Upon motion duly made and seconded, the Commission approved the appointment by the National Steeplechase and Hunt Association, Inc. of Fred H. Parks as Steward and John E. Cooper as Racing Secretary and Handicapper, to represent the Association for steeplechase and hurdle races in the 1959 season.

On motion of the Chairman, the following resolution was adopted:

RESOLVED, that Francis P. Dunne be and he hereby is appointed Director of Licensing of the State Racing Commission to date from January 16 and to terminate on the first day of racing in the 1959 season.

The Chairman presented and had read to the meeting letter of Marshall Cassidy, dated January 14, copies of which had been sent to the Commissioners under date of January 15. Following discussion of the subject matter, the following resolutions were unanimously adopted:

RESOLVED, that the Commission approve and it does hereby approve the application by The New York Racing Association Inc. dated January 14, 1959, for partial racing dates for 1959 as follows: At Jamaica Race Track, Saturday, March 28 through Saturday, May 9, 37 days; at Belmont Park, Monday, May 11 through Saturday, July 4, 48 days; the Commission to grant to the Association a total of not less than 208 racing days for the 1959 season when application for additional dates shall be made.

RESOLVED, that The New York Racing Association Inc. be and it hereby is authorized and directed to program and to run nine races on each racing day allotted to it for the 1959 season, and to conduct pari-mutuel betting in connection therewith.

RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to specify to The New York Racing Association Inc., upon its application therefor, such additional racing dates at Jamaica Race Track for the Spring Meeting, 1959, as may be authorized by law hereafter enacted.

The Chairman was directed to call the attention of The New York Racing Association Inc. to the fact that the addition of a ninth race to the daily program was on the understanding that all reasonable measures would be taken by the Association to shorten the time between races so that the program of nine races could be completed within the same time heretofore allotted to eight races.

The Commission approved a press release specifying the partial dates and the addition of a ninth race to the program.

The Commission considered the application filed with it by Messrs. Carter, Ledyard & Milburn as attorneys for the proposed incorporators of Canandaigua Racing Association, Inc. together with the proposed Certificate of Incorporation and other papers relevant thereto, and the same were duly accepted.

The Commission then discussed and approved a form of statement for immediate release to the newspapers and the wire services respecting the filing of the said application and other papers.

The Commission also considered the application heretofore filed with it by Messrs. Whitman, Ransom & Coulson on behalf of the proposed incorporators of Finger Lakes Racing Association, Inc., and the Chairman was authorized and directed to write a letter to Dr. William J. Ronan, Secretary to the Governor, with respect to the desirability of a public hearing in the near future, both on that application and on the application on behalf of Canandaigua Racing Association, Inc.

There being no further business, upon motion duly made and seconded the meeting adjourned.



Secretary

Minutes of the regular monthly meeting of the State Racing Commission held, on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Thursday, March 12, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

Also present were: Harry J. Millar, Secretary, and Francis P. Dunne, Steward.

Upon motion duly made and seconded, Rule 96 of the Rules and Regulations of the Commission, now reading as follows:

"96. In the event of a foul being claimed, the word 'Objection' or the word 'Inquiry' shall be flashed forthwith on the result board and announcement thereof made on the public address system."

be and the same hereby is amended to read as follows:

"96. In the event of a foul being claimed, the word 'Inquiry' shall be flashed forthwith on the result board and announcement thereof made on the public address system."

The Chairman stated that The New York Racing Association Inc. had applied under date of January 30 for permission to increase the admission prices to the grandstand and clubhouse from \$1.95 and \$4.95 respectively, to \$2.00 and \$5.00 respectively, computed as follows:

Grandstand

Base	\$1.332	
Federal Tax	.27	(20% x \$1.35)
State Tax	.199	
New York City Tax	.199	
	<u>\$2.00</u>	

Clubhouse

Base	\$3.332	
Federal Tax	.67	(20% x \$3.35)
State Tax	.499	
New York City Tax	.499	
	<u>\$5.00</u>	

The Association also applied for permission to continue the charge for Clubhouse Complimentary-Tax Payables at \$2.50, computed as follows:

Service Charge	\$1.252
Federal Tax (20% x \$1.25)	.25
State Tax (15% x \$3.332)	.499
City Tax (15% x \$3.332)	.499
	<u>\$2.50</u>

Upon motion duly made and seconded, the foregoing admission prices were approved.

Upon motion duly made and seconded, the Commission approved the application dated February 17 of The New York Racing Association Inc. of prices for the boxes for the 1959 season, said prices fixed at the rate of \$1.00 per day for each box seat before taxes, computed as follows:

<u>Average Price per day</u>	<u>5 Seat</u>	<u>6 Seat</u>	<u>8 Seat</u>
To Association	\$5.00	\$6.00	\$8.00
Federal Tax	1.00	1.20	1.60
State Tax	.75	.90	1.20
City or County Tax	<u>.75</u>	<u>.90</u>	<u>1.20</u>
	\$7.50	\$9.00	\$12.00

Upon motion duly made and seconded, the Commission approved the application dated February 17 of The New York Racing Association Inc., of prices for reserved seats in both the Clubhouse and Grandstand to be fixed at \$1.50 per day, computed as follows:

Price per day	\$1.00
Federal Tax	.20
State Tax	.15
City or County Tax	<u>.15</u>
	\$1.50

Upon motion duly made and seconded, the following were approved as racing officials having to do with the actual conduct of racing for The New York Racing Association Inc. meetings in 1959:

Steward representing The Jockey Club	Calvin Rainey
Racing Secretary and Handicapper	Frank E. Kilroe
Assistant Racing Secretary	Julius Reeder
Assistant Handicapper	Fred H. Parks
Starter	George B. Cassidy
Placing Judge	William A. Murphy, Jr.
Clerk of Scales	Joseph Kyle
Asst. Clerk of Scales	F. W. Meinz
Paddock and Patrol Judge	Walter Mara
Asst. Paddock and Patrol Judge	Austin McLaughlin
Patrol Judge	Gerard A. Burke
Timer	John E. O'Hara

Upon motion duly made and seconded, the following were approved as racing officials to be temporarily assigned to official positions for The New York Racing Association Inc. meetings in 1959:

Racing Secretary's Office:	Clifford McCartney
	Clarence Minner
	John Breen
Horse Identification Dept:	Dr. J. G. Catlett
	Dr. Herbert Cox
	Dr. M. A. Gilman
	Warren Mehrtens
	David Davis
	William T. O'Connor
	Donald Peregoy
	Howard Storms
	Frank D. Adams
	Ted Atkinson
Assistant Starter:	Frank Ritz
Outrider:	James Dailey
	Lucas Dupps
Timer's Flagman:	William Knapp
Asst. Supervisor Jockeys' Room:	John K. Cartwright
The Jockey Club:	John F. Kennedy

Upon motion duly made and seconded, the following were approved for temporary employment as Stewards representing The Jockey Club, The New York Racing Association Inc. and the National Steeplechase and Hunt Association for 1959:

Dr. J. G. Catlett
 Gerard A. Burke
 Warren Mehrtens
 John F. Kennedy
 William T. O'Connor
 Fred H. Parks

Upon motion duly made and seconded, the Commission approved the application of The New York Racing Association Inc. dated February 26, 1959, for approval of the appointment of MYRON D. DAVIS as Steward representing the Association at all its race meetings in 1959.

Upon motion duly made and seconded, the Commission appointed the following seasonal staff to commence their duties March 25, 1959 and to terminate at the pleasure of the Commission, and the Chairman is hereby authorized and directed to make such additional appointments as may be necessary to fill all vacancies:

Steward	Francis F. Dunne
Supervisor of Drug Tests	Jordan G. Woodcock
Ass't. to Sup. of Drug Tests	George W. Thompson
Inspector - Home Office	Hyman Solomon
" - Track "	Lawrence J. McMahon
" - " "	David F. Malone
" - Assigned to Chairman	Raymond A. Breton
" - Receiving Barn	William Brennan
" - Testing Enclosure	William B. Dean
" - " "	William Gates
" - " "	Howard J. Gotterup
" - " "	Thomas E. McKnight
" - " "	John Shelepets
" - " "	Thomas E. Willoe
" - " "	Edward J. Kummer

In view of the fact that serious consideration is being given by the Department of Taxation and Finance to an application by Andrew W. Feeney, Supervising Racing Inspector, for the position of Director of Pari-Mutuels, the Chairman is hereby authorized and directed, in the event of such nomination being made of Mr. Feeney, to grant him a leave of absence in due form from his position and duties as Supervising Racing Inspector.

Upon motion duly made and seconded, the following resolutions were adopted:

RESOLVED, that the Commission approve and it does hereby approve the applications dated March 9, 1959 by Adjacent Hunts Racing Association, Inc., for a license to conduct a hunt meeting at or near Purchase, Westchester County, New York, on Saturday, May 23, 1959, and for a license to conduct pari-mutuel betting thereat; and the Chairman is hereby authorized and directed to issue a license for such race meeting and a license for pari-mutuel betting thereat in the usual form. And be it further

RESOLVED, that Stephen C. Clark, Jr., be and he hereby is appointed official Steward of the State Racing Commission for this meeting.

The Commission considered the letter of American Totalisator Company dated March 6 with respect to facilities for the advance sale of tickets on the seventh, eighth and ninth races, and the Chairman was authorized to recommend to The New York Racing Association Inc., the establishment and equipment of windows to handle such advance sales from the commencement of the 1959 season.

The Commission considered the application of The New York Racing Association Inc. dated March 9, asking approval for the installation and use of the Dunn Starting Bar to be used in connection with the Starting Gate, and approved use of same during the 1959 season and thereafter, pending further order of the Commission.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

Other matters of interest to the Commission were discussed.

There being no further business, on motion duly made and seconded, the meeting adjourned.


Secretary

Minutes of the regular monthly meeting of the State Racing Commission held on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Thursday, April 9, 1959, at 10:30 o'clock in the forenoon.

Present: Ashley T. Cole, Chairman
William C. Langley, Commissioner
Edmond M. Hanrahan, Commissioner

The Commission convened in Executive Session for the purpose of discussing the applications filed on behalf of Finger Lakes Racing Association, Inc., and Canandaigua Racing Association, Inc., for approval of the filing of their certificates of incorporation in the office of the Secretary of State. After discussion of the applications the following resolution was adopted:

RESOLVED, that the Commission approve and it does hereby approve and grant the application filed by Whitman, Ransom & Coulson on behalf of the proposed incorporators of Finger Lakes Racing Association, Inc., for the Commission's approval for the filing of its certificate of incorporation in the office of the Secretary of State; and be it

FURTHER RESOLVED, that the Commissioners sign and execute a certificate of such approval and attach same to the proposed certificate of incorporation.

Thereupon, the three Commissioners duly signed and executed the certificate attached to the proposed certificate of incorporation. The Chairman presented a proposed Determination and press release with respect to the action taken by the Commission and the same was directed to be spread at length upon the minutes.

Messrs. Millar, Secretary; Dunne, Steward, and Powers, Counsel, joined the Commissioners at the meeting.

Upon motion duly made and seconded, the Commission approved the further dates for racing in 1959 under the auspices of The New York Racing Association Inc., as follows:

Belmont Park

Monday, May 11 through Saturday, July 11 - 54 days

Jamaica

Monday, July 13 through Saturday, August 1 - 18 days

Saratoga

Monday, August 3 through Saturday, August 29 - 24 days

Belmont Park

Monday, August 31 through Saturday, September 12 - 12 days
(United Hunts) Thursday, September 10 and Friday,
September 11 (included in dates at Belmont Park)

Aqueduct

Monday, September 14 through Monday, November 30 - 67 days

The Chairman was authorized to accept from United Hunts Racing Association Inc. applications for a license to conduct a hunt meeting at Belmont Park Thursday, September 10 and Friday, September 11, 1959, and a license to conduct pari-mutuel betting thereat, and upon receipt of such applications to issue said licenses upon payment of a fee which is hereby fixed at the amount of \$100. per day.

Upon motion duly made and seconded, it was

RESOLVED, that the Commission fix and it does hereby fix the amount of reimbursement to be made to the State of New York by The New York Racing Association Inc., for the cost of providing supervisory functions at race meetings and the expense of preventing the use of improper devices and the administration of drugs or stimulants, at the sum of one thousand one hundred dollars per day, pursuant to the provisions of Section 25 of the Pari-Mutuel Revenue Law (Laws of 1940, Chapter 254, as last amended by Chapter 174 of the Laws of 1959) and the action of the Chairman of the Commission in advising The New York Racing Association Inc. of the increased amount of said reimbursement is hereby in all respects ratified and confirmed.

Upon motion duly made and seconded and adopted, the following amendment is made to the Rules and Regulations of the Commission, viz.:

Rule 322A, now reading as follows:

"322A. Should an owner lose his sole horse in a claiming race, he may obtain a certificate from the stewards at the track where said loss occurred; and on presentation of said certificate he shall be entitled to enter additional claims at any track within 60 days after the loss of his said horse until he has claimed a horse."

be and the same hereby is amended to read as follows:

"322A. Should an owner lose his sole horse in a claiming race, he may obtain a certificate from the stewards at the track where said loss occurred; and on presentation of said certificate he shall be entitled to enter additional claims at any track in the State of New York within 60 racing days after the loss of his said horse until he has claimed a horse."

Upon motion duly made, seconded and adopted, it was unanimously resolved that the following be and the same hereby are approved as seasonal employees of the Commission for the 1959 racing season or until the further pleasure of the Commission:

DAVIS

- Steward Francis P. Dunne
- Assistant to Steward Louis Espresso
- Supervisor of Drug Tests Jordan G. Woodcock
- Assistant to Supervisor of Drug Tests George W. Thompson
- Inspector - Home Office Hyman Solomon
George Heather
Donald R. Sloan
- Inspector - Track Office Lawrence J. McMahon
David F. Malone
Thomas A. Labriola
James J. Kiernan
Arthur P. Schumann
- Inspector - Receiving Barn William Brennan
- Inspector - Testing Enclosure William B. Dean
William Gates
Howard J. Gotterup
Thomas E. McKnight
John Shelepets
Thomas E. Willoe
Edward J. Kummer
Herman L. White
- Inspector - Lead-Ins Thomas Ricci
Aldo J. Sagrati

Upon motion duly made and seconded, the action of the Chairman in granting a leave of absence without pay for four years to Andrew W. Feeney, Supervising Racing Inspector on the staff of the Commission, to accept an appointment as Director of the Pari-Mutuel Revenue Unit in the Miscellaneous Tax Bureau of the Department of Taxation and Finance, is hereby in all respects ratified and confirmed.

Upon motion duly made and seconded, the action of the Chairman in designating Raymond A. Breton, heretofore an Inspector on the staff of the Commission with a service record of 11 years, to the position of Supervising Racing Inspector in place of Andrew W. Feeney to whom a leave of absence has been granted, is hereby in all respects ratified and confirmed.

Upon motion duly made, seconded and adopted, the following agreements were in all respects approved as to form:

1. Agreement dated February 6, 1959 by and between CBS News and The New York Racing Association Inc., with respect to the televising and broadcasting of The Belmont Stakes, June 13.

2. Agreement dated February 6, 1959 by and between CBS News and The New York Racing Association Inc., with respect to the televising and broadcasting of the feature horse races on each Saturday from March 28, 1959 to September 26, 1959, inclusive (except May 2, May 16 and June 13, 1959).

The Commission discussed the Chairman's request to The New York Racing Association Inc. to establish windows for the advance sale of tickets on the seventh, eighth and ninth races and the Chairman was authorized to continue negotiations with the Association for such purpose.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

Other matters of interest to the Commission were discussed.

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary.

April 9, 1959

FOR IMMEDIATE RELEASE

The State Racing Commission has approved the filing in the office of the Secretary of State of the Certificate of Incorporation of the proposed Finger Lakes Racing Association. The corporation, when organized, would be entitled to construct a thoroughbred racing plant (subject to further approval by the Commission of plans for its construction) in the Town of Farmington, Ontario County, approximately four miles from the County Court House in the City of Canandaigua and one-quarter mile from Exit 44 of the New York State Thruway.

The Commission also had before it an application for approval of the proposed Certificate of Incorporation of the Canandaigua Racing Association which would construct a thoroughbred race course in about the same locality. The Commission, in voting to approve the Finger Lakes Racing Association, was influenced by the fact that the proponents of the latter had presented their proposals to the Commission informally several months prior to the receipt by the Commission of the first intimation that the second group was interested, and had, in fact, filed their formal application several weeks earlier; and, further, had under option to purchase, a tract of land which in point of topography and accessibility is, in the opinion of the Commission, much better adapted to the proposed use than the site described in the petition on behalf of the Canandaigua Racing Association, access to the site being available on five roads.

Before accepting these applications the Commission had required the respective proponents to include in their proposed Certificates of Incorporation provisions requiring the Commission's approval of all directors to ensure continued control and operation by men of integrity who would serve the best interests of thoroughbred racing.

The idea of a thoroughbred race course in the general vicinity of Canandaigua was first called to the Commission's attention several years ago. From that time, the Commission has been in receipt of many communications opposing and favoring the proposed enterprise. As a consequence, following the filing of the petitions, the Commission held a public hearing in the County Court House in Canandaigua, February 21, at which approximately 300 persons were in attendance and several hundred were prevented from attending because of insufficient accommodations.

From the many letters and telegrams received by the Commission and petitions filed with it on behalf of both opponents and proponents the Commission has ascertained: that the opposition is widespread and numerous covering a number of counties (19) in the central and western part of New York State and the number of persons and organizations which have communicated with the Commission in opposition to the construction of a race course is 1628; that substantially all those in opposition are members of churches and church groups, including the New York State Council of Churches; that the bases of the objections appear to be that the operation of a race course in Farmington would tend to change the rural and farming character of a wide area; that the pari-mutuel betting which is a concomitant of a race course would be objectionable on both moral and economic grounds; and that the race course would draw an undesirable element into the community.

The evidences of community support for the establishment of a race course are substantial and the Commission is convinced that there is practically unanimous support from business people and business groups including the Chambers of Commerce of Canandaigua and Geneva, the two most considerable communities in Ontario County; that approval has also been given by unanimous action of the Southern Tier Association of Chambers of Commerce comprising the following organizations, viz: the Chambers of Commerce of Wellsville, Andover, Wayland, Addison, Corning, Canisteo, Bath, Waverly, Watkins Glen, South Elmira, Montour Falls, Odessa, Owego, Horseheads, the Finger Lakes Association, the Elmira Association of Commerce, and the Boards of Trade of Hornell, Painted Post and Dansville; that there is no apparent opposition by any such people or groups elsewhere in Ontario or any other county; that there is unanimous support by all local public officials in Ontario County and elsewhere, at least to the extent that no opposition has been expressed by any of them, except that the distinguished Senator from the Fiftieth Senate District, which includes Ontario County, in his capacity as pastor of a Methodist Church in Odessa, Schuyler County, and as President of the New York State Council of Churches, has been a most potent leader of the opposition; that there has been for many years a lack of civic and business growth in that part of Ontario County including the City of Canandaigua and the Town of Farmington and their surrounding territory; that they have no industries of any consequence and no immediate prospect of attracting them and that the development of these communities must be along the lines of resorts; that the business people and the public officials who are interested in the growth and prosperity of these

communities are of the opinion that the construction and operation of a thoroughbred race course would enhance their character and reputation as resort areas; that the neighboring communities will profit substantially from visitors and trade which such a race course would attract; that the representative of the building and construction trades union of Rochester, appearing at the hearing in behalf of 13,000 members, favored the construction of the race course and approval has also been expressed by the Geneva Federation of Labor; that the County of Ontario would receive an income of approximately \$90,000 annually from a fifteen per cent tax on admissions such as is now imposed by the City of New York and the Counties of Nassau and Saratoga; that the Town of Farmington, now only a farming community, without sidewalks, public water supply or sewerage, would profit to a most helpful extent from a local tax on the racing plant as improved real property which would be constructed at the cost of several million dollars; and that the number of persons and organizations which have written the Commission in favor of the construction of a race track is 721.

After deliberation, painstaking consideration of the facts and circumstances and after weighing all the arguments and expressions of opinion made to the Commission, the Commission has unanimously decided to approve the application on behalf of Finger Lakes Racing Association, Inc. and the certificate of such approval has this day been duly executed.

Minutes of the regular monthly meeting of the State Racing Commission held, on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Thursday, May 14, 1959, at 10:30 o'clock in the forenoon.

PRESENT: Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

Also present were: Harry J. Millar, Secretary, and Francis P. Dunne, Steward.

Upon motion duly made and seconded, the following were approved for officials having to do with the actual conduct of racing at the Adjacent Hunts Racing Association meeting at Purchase, N. Y., on Saturday, May 23rd.

STEWARDS

Stephen C. Clark, Jr.
Representing the State Racing Commission

John McNamee Sullivan
Representing the Hunts Committee of the National Steeplechase and Hunt Association

Lewis C. Murdock
Alvin Untermyer

John E. Cooper
Racing Secretary and Handicapper

PLACING JUDGES

Frederic H. Bontecou
John E. Cooper
Richmond Meyer
Daniel McKeon
C. J. LaRoche

PATROL JUDGES

Randolph G. Duffey
Francis T. Greene
Roger D. Mellick, Jr.
Harold A. Plumb

Starter

Harold A. Plumb

Clerk of Scales

Carlyle M. Cameron

PADDOCK JUDGES

A. A. Craven
Thomas Waller

Timer

Chris Wood, Jr.

PHYSICIANS

Dr. Howard P. Serrell
Dr. John W. Gerster, Jr.

VETERINARIAN

Dr. W. F. Vail

Supervisor of Drug Tests for State Racing Commission

Dr. Jordan G. Woodcock, D.V.M.
George F. Thompson, Assistant

Announcer

Buckley M. Byers

DA 10410

Upon motion duly made and seconded, the Commission approved the proposed admission prices submitted by Adjacent Hunts Racing Association for its meeting at Purchase, N. Y., on Saturday, May 23rd. They are as follows:

General Admission	\$2.50		
Clubhouse Admission	5.00		
Boxes	50.00	60.00	40.00
Clubhouse Seat Exchange	2.50		
Memberships	20.00		

Upon motion duly made and seconded, the supervisory fee for the Adjacent Hunts Racing Association meeting at Purchase, N. Y., to be held on Saturday, May 23rd, was fixed at \$50.00.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

The Commission discussed the organization of Finger Lakes Racing Association, Inc., by the election of its officers.

The Chairman presented to the Commission a letter of CBS News dated March 31, 1959 addressed to The New York Racing Association Inc., making an amendment to the television contracts dated February 6, 1959, by authorizing CBS News and its affiliates to make recordings of any race or races and to use the same for, delayed and supplemental broadcasts.

The Commission also discussed the several features of the approaching Annual Meeting of the National Association of State Racing Commissioners in New York City commencing with registration on May 31 and continuing into June 4.

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary.

Minutes of the regular monthly meeting of the State Racing Commission held on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Thursday, June 11, 1959, at 10:30 o'clock in the forenoon.

PRESENT: Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

Also present were: Harry J. Millar, Secretary, and Francis P. Dunne, Steward.

The Commission discussed proposed amendments to Rule 38(b) and the issuance of a directive to the Steward with the view of making more definite the rights and obligations of the farriers and owners and trainers with respect to the shoeing of horses by the latter. On the statement of Mr. Dunne that the new President of the Blacksmiths' Union would like to discuss the matter with the Commissioners, it was decided to hold an informal hearing in the Chairman's Room at Belmont Park race track on Saturday, June 13, after the second race, to which Steward Dunne would invite interested parties.

Upon motion duly made and seconded, Rule 212 was renumbered 212(a) and a new Rule 212(b) was adopted, as follows:

212(b). No horse shall be allowed to enter or start unless a Jockey Club Registration Certificate is on file in the office of the Racing Secretary; except that the Stewards may, in their discretion, for good cause, waive this requirement if the horse is otherwise properly identified.

Upon motion duly made and seconded Rule 280A of the Rules and Regulations of the Commission was revoked and repealed and in place thereof the following rule was adopted:

280A. Every jockey, apprentice jockey and other rider, whether in a race or when exercising a thoroughbred horse, shall wear a safety helmet of a type approved in writing by the Stewards; and no change shall be made in any such helmet without the approval of the Stewards.

Upon motion duly made and seconded, the following new rules were duly adopted:

314(a). No authorized agent, although representing more than one owner, shall submit more than one claim in any one race.

314(b). No trainer, although training for more than one owner, shall submit more than one claim in any one race.

Upon motion duly made and seconded Rule 322A was revoked and repealed and in place thereof the following rule was adopted:

322A. When a stable has been eliminated by claiming, the owner so affected, if he has not replenished his stable before the close of the meeting, may obtain a certificate from the Stewards of the meeting; and on presentation thereof the owner shall be entitled to claim during the next thirty racing days at any recognized meeting in this State, until he has claimed a horse. Stables eliminated by fire or other hazards may also be permitted to claim under this Rule in the discretion of the Stewards.

Upon motion duly made and seconded Rule 278(d) was amended to read as follows:

278(d). Under exceptional circumstances which would prevent an apprentice jockey from riding during the full periods specified above, such as (a) service in the armed forces of the United States; (b) personal injuries suffered in the course of his occupation or otherwise; (c) a disabling illness; (d) restrictions on racing; (e) or other valid reason, the Commission may extend said periods and the term of his contract to compensate therefor.

(A) The Commission shall take jurisdiction on applications for extensions where the injuries specified and restrictions on racing occurred at tracks licensed by the Commission.

(B) The Commission shall take jurisdiction on applications for extension of contracts because of service in the armed forces only where such contracts were executed and filed in the State of New York.

There was a discussion with respect to the Finger Lakes Racing Association, Inc.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, upon motion duly made and seconded, the meeting adjourned.



Secretary.

Minutes of a Special Meeting of the State Racing Commission, held on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Thursday, June 18, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

Also present were: Harry J. Millar, Secretary, Francis P. Dunne, Steward and John P. Powers, Counsel.

Immediately following the end of the second race at Belmont Park on Saturday, June 13, a meeting was held in the Chairman's Room at Belmont Park race track at which the following were present; Ashley T. Cole, Chairman, Edmond M. Hanrahan, Commissioner, Harry J. Millar, Secretary, Francis P. Dunne, Steward, representing the Commission; Marshall Cassidy, representing The Jockey Club and The New York Racing Association Inc.; Sherrill Ward, Frank Dougherty and Sol Rutchick, representing the Horsemen's Benevolent and Protective Association; Lionel Vinas and William Collins, representing Local No. 18, Journeymen Horseshoers Union.

A discussion was had with respect to the memorandum furnished to interested parties dated May 28, 1959, setting forth proposed amendments to Rule 38(b) and the issuance of a directive to the Steward for the formation of a Committee to issue certificates of fitness to qualified owners to shoe their own horses. After thorough discussion in which all persons present took part, on the suggestion of Mr. Vinas, it was agreed that the Commission would make the amendments and issue the directive as set forth in the memorandum, on a trial basis.

Upon motion of Commissioner Hanrahan and seconded by Chairman Cole, Rule 38(b) now reading as follows:

"No person shall be eligible for an owner's or trainer's license if, during the term of such license, he would act as farrier or veterinarian with horses racing under the jurisdiction of the Commission."

was amended to read as follows:

"No person shall be eligible for an owner's or trainer's license if, during the term of such license, he would practice as farrier or veterinarian with horses racing under the jurisdiction of the Commission; provided, however, that a duly licensed owner may personally shoe a horse owned by him upon applying for and receiving a certificate of fitness therefor from the Commission."

Upon motion of Commissioner Hanrahan and seconded by Chairman Cole, the following resolution was adopted:

RESOLVED, that the Steward of the Commission be and he hereby is authorized and directed, in the event that an application may be received from a duly licensed owner for permission to shoe a horse owned by him, to form a Committee consisting of two members designated by the President of Local No. 18, Journeymen Horseshoers Union, two duly licensed trainers selected by said Steward, and the Supervisor of Drug Tests (Commission Veterinarian); and said Committee shall inquire forthwith into the fitness

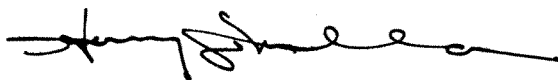
of the said applicant with respect to his said application and report thereon through the Steward to the State Racing Commission. The Steward shall have no vote.

The Commissioners discussed the charges made by the Waldorf-Astoria hotel for the rental of the Louis XVI Suite in which the registration and meetings of the National Association of State Racing Commissioners were held commencing Sunday, May 31 for registration and continuing through the forenoon of Thursday, June 4 for business meetings. The rental for the premises at the rate of \$50. per day was \$250. The Commission also had installed for the convenience of the NASRC a public address system at a total cost for installation and use of \$150. There was provided for the use of Mrs. Ennulat, whose services were furnished by the Commission to assist in the registration, a typewriter at a total rental of \$11.75. There were New York City sales taxes of \$4.50. The total cost to the Commission was \$416.25, and it was agreed that the Commissioners would each personally assume a one-third part of such charge in the amount of \$138.75.

The meeting considered the continuation of small fields presented for the daily races which could have a disadvantageous effect on the volume of betting and the State's material interest therein and the Chairman was authorized and directed to discuss the matter with Commissioner Langley with a view to presenting the question to The New York Racing Association Inc. for its consideration.

The Commission discussed other matters with respect to its business and racing generally.

Upon motion duly made and seconded, the meeting adjourned.



Secretary.

Minutes of a Special Meeting of the State Racing Commission, held on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Thursday, July 16, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

- Ashley T. Cole, Chairman
- Edmond M. Hanrahan, Commissioner

Also present were: Harry J. Millar, Secretary and Francis P. Dunne, Steward.

The Chairman stated that in view of the fact that the Rules and Regulations were to be reprinted he had made a careful check of all the rules and was prepared to present to the meeting 36 amendments. Upon motion duly made and seconded, it was RESOLVED that the Commission amend its Rules and Regulations as follows:

THAT a new Contents Table to be inserted after the Title page be and the same hereby is adopted to read as follows:

RULES AND REGULATIONS
CONTENTS

PART I (Administration)	<u>Page</u> 4
PART II (Rules of Racing).	73
PART III (Special Rules of Racing for Steeplechases, Hurdle Races and Hunt Meetings)	151

THAT the CONTENTS Table, page three, PART I (ADMINISTRATION), ARTICLE XVII, now reading as follows:

ARTICLE XVII: Medication and Drugs

be and the same hereby is amended to read as follows:

ARTICLE XVII: Drug Tests

THAT the heading under ARTICLE XVII, page 47, now reading as follows:

MEDICATION AND DRUGS

be and the same hereby is amended to read as follows:

DRUG TESTS

THAT new Rule 10A be and the same hereby is adopted to read as follows:

10A. "Drug" shall be deemed to include substances intended for use in the diagnosis, treatment, mitigation, cure or prevention of disease in man or other animals and substances (other than foods) intended to affect the structure or any function of man or other animals.

DAVING

THAT the second paragraph of Rule 12, now reading as follows:

The Secretary shall give not less than three (3) days notice in writing or by telegram to each Commissioner of any meeting, regular or special, and shall make and keep full minutes of all transactions thereat.

be and the same hereby is amended to read as follows:

The Chairman or the Secretary shall give not less than three (3) days notice in writing or by telegram to each Commissioner of any meeting, regular or special, and shall make and keep full minutes of all transactions thereat.

THAT Rule 13, now reading as follows:

13. All appointments to the staff of the Commission shall be made by the Chairman (after) approval thereof at a meeting of the Commission.

be and the same hereby is amended to read as follows:

13. All appointments to the staff of the Commission shall be made by the Chairman subject to approval thereof at a meeting of the Commission.

THAT Rule 15, now reading as follows:

15. The Commission shall maintain in an adequate filing system, records from day to day of all owners, trainers, jockeys, horses and performances.

be and the same hereby is amended to read as follows:

15. The Commission shall maintain in an adequate filing system, records from day to day of all owners, trainers, jockeys, horses and performances and of all applicants for licenses and such other persons or class of persons as may be specified by the Chairman or the Commission.

THAT Rule 21, now reading as follows:

21. The Chairman may arrange for the employment of such temporary employees as he may deem necessary, within the lawful appropriation therefor, for a period not to exceed (eight (8) months in any calendar year), upon approval by the Commission.

be and the same hereby is amended to read as follows:

21. The Chairman may arrange for the employment of such temporary employees as he may deem necessary, within the lawful appropriation therefor, for a period not to exceed the racing season within the time limited by law, upon approval by the Commission.

THAT Rule 27 be and the same hereby is amended by adding a third paragraph to read as follows:

The term 'stable employee' shall be deemed to include an Authorized Agent, sub-agent, stable manager and any other employee of a licensed owner associated with such owner's racing activities except as otherwise in this rule provided.

THAT Rule 27A, now reading as follows:

27A. The term "stable employee" shall be deemed to include an Authorized Agent, sub-agent, stable manager and any other employee of a licensed owner associated with such owner's racing activities except as otherwise in Rule 27 provided.

be and the same hereby is repealed.

THAT Rule 64 be and the same hereby is amended by changing the word "stake" in the second line to the word "stakes".

THAT new Rule 84A be and the same hereby is adopted to read as follows:

84A. No employee of the pari-mutuel department of any licensed association shall, during the period of his said employment, bet upon the outcome of any race conducted by any such licensed association.

THAT Rule 89(c), now reading as follows:

89(c). All jockeys and stable employees when exercising horses shall wear a safety helmet of a type approved in writing by the Stewards, and this Rule shall be enforced by their trainers. No change shall be made in any such helmet without the written approval of the Stewards.

be and the same hereby is repealed and the following enacted in place thereof:

89(c). Every jockey, apprentice jockey and other rider, whether in a race or when exercising or ponying a thoroughbred horse, shall wear a safety helmet of a type approved in writing by the Stewards; and no change shall be made in any such helmet without the approval of the Stewards.

THAT Rule 90, now reading as follows:

90. Every horse that is entered to race on any day shall be examined by an official veterinarian, reasonably in advance of post-time for the race in which the horse is entered to run, and if he shall report to the Stewards that any horse is, in his opinion, not in fit condition to race, said Stewards may exclude said horse therefrom whether or not it has already been brought into the paddock.

be and the same hereby is amended to read as follows:

90. Every horse that is entered to race on any day shall be examined by an official veterinarian employed by the Association conducting the meeting, reasonably in advance of post-time for the race in which the horse is entered to run, and if he shall report to the Stewards that any horse is, in his opinion, not in fit condition to race, said Stewards may exclude said horse therefrom whether or not it has already been brought into the paddock.

THAT the second paragraph of Rule 94A be and the same hereby is amended by changing the word "would" in the fourth line to the word "could".

THAT Rule 135 be and the same hereby is amended by omitting the word "medication" from the fourth line.

THAT Rule 136, now reading as follows:

136. The winner of and the second horse in every race and such other horses as the Stewards may designate shall be sent immediately after the race to the Testing Enclosure for examination by the Supervisor of Drug Tests and the taking of such specimens of (saliva, and/or blood) as shall be directed; but blood specimens shall be taken only by a licensed veterinarian.

be and the same hereby is amended to read as follows:

136. The winner of and the second horse in every race and such other horses as the Stewards may designate shall be sent immediately after the race to the Testing Enclosure for examination by the Supervisor of Drug Tests and the taking of such specimens of body fluids and eliminations as shall be directed; but blood specimens shall be taken only by a licensed veterinarian.

THAT Rule 137, now reading as follows:

137. The Stewards may require at any time that any horse be sent to the Testing Enclosure for the taking by the Supervisor of Drug Tests of such specimens of saliva, urine (and/or blood) as shall be directed, as well as for an examination for "sponging" and such other examination as shall be directed.

be and the same hereby is amended to read as follows:

137. The Stewards may require at any time that any horse be sent to the Testing Enclosure for the taking by the Supervisor of Drug Tests of such specimens of saliva, urine or other materials as shall be directed, as well as for an examination for "sponging" and such other examination as shall be directed.

THAT Rule 139 be and the same hereby is amended by changing the word "must" in the second line and in the fourth line to the word "shall" in each instance.

THAT Rule 141, now reading as follows:

141. The Supervisor of Drug Tests of the Commission or any of his assistants may take samples of any medicines or other materials suspected of containing improper (medication or) drugs which (would) affect the racing condition of a horse in a race, which may be found in stables or elsewhere on race tracks or in the possession on such tracks of any person connected with racing, and the same shall be delivered by the Supervisor to the Racing Diagnostician for analysis under the same conditions as in this Article prescribed for analysis of saliva and urine.

be and the same hereby is amended to read as follows:

141. The Supervisor of Drug Tests of the Commission or any of his assistants may take samples of any medicines or other materials suspected of containing improper drugs which could affect the racing condition of a horse in a race, which may be found in stables or elsewhere on race tracks or in the possession on such tracks of any person connected with racing, and the same shall be delivered by the Supervisor of Drug Tests to the Racing Diagnostician for analysis under the same conditions as in this Article prescribed for analysis of saliva and urine.

THAT Rule 142, now reading as follows:

142. No action shall be taken on the report of the Commission Laboratory unless and until the (medication or) drug has been properly identified.

be and the same hereby is amended to read as follows:

142. No action shall be taken on the report of the Commission Laboratory unless and until the drug has been properly identified.

THAT Rule 143, now reading as follows:

143. All containers previously used for specimens shall be carefully and thoroughly cleaned in the Commission laboratory and shall be sealed before being returned to the Supervisor. Each such seal shall bear the stamp of the laboratory. Seals on such containers shall not be broken except in the presence of owners or trainers or their representative, if present at the test. Only distilled water, with or without acetic acid, shall be used to moisten the gauze used in the collection of saliva. (After each use each container shall be carefully and thoroughly sterilized.)

be and the same hereby is amended to read as follows:

143. All containers previously used for specimens shall be carefully and thoroughly cleaned in the Commission laboratory and shall be sealed before being returned to the Supervisor of Drug Tests. Each such seal shall bear the stamp of the laboratory. Seals on such containers shall not be broken except in the presence of owners or trainers or their representative, if present at the test. Only distilled water, with or without acetic acid, shall be used to moisten the gauze used in the collection of saliva. The instruments and utensils used in the taking of specimens shall be sterilized after each use

THAT Rule 145, now reading as follows:

145. The Secretary of the Commission shall promptly report to the Bureau of Narcotics of the Department of the Treasury of the United States, all cases in which it is reported by the Racing Diagnostician of the Commission that narcotics (or stimulants) have been (administered to) any horse; and if any veterinarian or physician has been involved therein the Secretary of the Commission shall make similar report to the Department of Education of the State of New York.

be and the same hereby is amended to read as follows:

145. The Secretary of the Commission shall promptly report to the Bureau of Narcotics of the Department of the Treasury of the United States, all cases in which it is reported by the Racing Diagnostician of the Commission that narcotics have been detected in a specimen from any horse; and if any veterinarian or physician has been involved therein the Secretary of the Commission shall make similar report to the Department of Education of the State of New York.

THAT Rule 146, now reading as follows:

146. No person shall be admitted at any time to the building or part thereof utilized by the Commission (for making medication, drug or other tests of) horses except the staff immediately in charge of such work, the Commissioners, the Secretary, the Steward, the Assistant to the Steward, and such other persons as may be authorized, in writing, by the Chairman of the Commission or the Supervisor of Drug Tests.

be and the same hereby is amended to read as follows:

146. No person shall be admitted at any time to the building or part thereof utilized by the Commission for the taking and examination of specimens from horses except the staff immediately in charge of such work, the Commissioners, the Secretary, the Steward, the Assistant to the Steward, and such other persons as may be authorized, in writing, by the Chairman of the Commission or the Supervisor of Drug Tests.

THAT the third paragraph of Rule 143(d), now reading as follows:

Records of the proceedings at such hearings shall be made and retained in the files of the Commission. (Two Commissioners shall constitute a quorum for the hearing and determination of any such proceeding.)

be and the same hereby is amended to read as follows:

Records of the proceedings at such hearings shall be made and retained in the files of the Commission. Such hearing shall be held by the Chairman of the Commission or by any Commissioner designated by him in writing, and the Chairman or said Commissioner may issue subpoenas for witnesses and administer oaths to witnesses. The Chairman or Commissioner holding such hearing shall, at the conclusion thereof, make his findings with respect thereto and said findings, if concurred in by at least two members of the Commission, shall become the findings and determination of the Commission.

THAT paragraph (g) of Rule 148, now reading as follows:

148(g). Upon the close of the proceeding the Commission shall, within a reasonable time after the receipt of copies of the record thereof, prepare and file with the Secretary its written findings and determination with respect to each and every allegation contained in the aforesaid notice and any supplemental notice, and copy thereof shall forthwith be mailed by the Secretary to the person charged and to his attorney if one has appeared in his behalf. (The concurring votes of two members shall be necessary to a determination.)

be and the same hereby is amended to read as follows:

148(g). Upon the close of the proceeding the Commission shall, within a reasonable time after the receipt of copies of the record thereof, prepare and file with the Secretary its written findings and determination with respect to each and every allegation contained in the aforesaid notice and any supplemental notice, and copy thereof shall forthwith be mailed by the Secretary to the person charged and to his attorney if one has appeared in his behalf.

THAT Rule 177 be and the same hereby is amended by changing the word "three" in the first line to the word "four".

THAT Rule 206(d), now reading as follows:

206(d). He shall, at the close of each day's racing, send a return to the office of the Secretary of The Jockey Club and the Commission of the weights carried in every race, and the names of the jockeys, specifying overweight, if any.

be and the same hereby is repealed.

THAT Rule 267(g) be and the same hereby is amended by changing the period at the end thereof to a semicolon and adding the following, viz.:

"and scale weights for fillies and mares or three year olds may be used for open handicaps as a minimum top weight in place of 126 lbs."

THAT Rule 278 be and the same hereby is amended by adding at the end thereof a new paragraph to be subdivision (h) and to read as follows:

DAMMS

278(h). Apprentice contracts may contain an option, equally available to both employer and apprentice, to cancel the same after two years from their date on such terms as may be prescribed therein; and notice of such cancellation signed by the party or parties so cancelling any such agreement shall be filed promptly with The Jockey Club.

THAT Rule 280A, now reading as follows:

280A. Every jockey, apprentice jockey and other rider, whether in a race or when exercising a thoroughbred horse, shall wear a safety helmet of a type approved in writing by the Stewards; and no change shall be made in any such helmet without the approval of the Stewards.

be and the same hereby is repealed.

THAT Rule 314 be and the same hereby is amended by adding "(a)" after 314; by changing the present "314(a)" to "314(b)"; by striking out the present "314(b)"; and by adding a new paragraph "314(c)"; so that Rule 314 will now read as follows:

314(a). No person shall claim more than one horse in a race.

(b). No authorized agent, although representing more than one owner, shall submit more than one claim in any one race.

(c). When a stable consists of horses owned by more than one person, trained by the same trainer, not more than one claim may be entered on behalf of such stable in any one race.

THAT Rule 354(a) be and the same hereby is amended by omitting the words "stimulant or narcotic" from line 2 and line 13.

THAT Rule 355 be and the same hereby is amended by omitting the words "stimulant or narcotic" from line 8 and line 24.

THAT Rule 356(b), now reading as follows:

356(b). (When) a person whose license has been revoked or has been suspended, whether temporarily for investigation or otherwise, and so long as his exclusion or suspension continues, (he) shall not be qualified whether acting as agent or otherwise, to subscribe for or enter or to run any horse for any race, either in his own name or in that of any other person.

be and the same hereby is amended to read as follows:

356(b). A person whose license has been revoked or has been suspended, whether temporarily for investigation or otherwise, and so long as his exclusion or suspension continues, shall not be qualified, whether acting as agent or otherwise, to subscribe for or to enter or to run any horse for any race, either in his own name or in that of any other person.

THAT Rule 356(d), now reading as follows:

356(d). In the event that a horse establishes a track or other record in a race and it should be determined by competent authority that the chemical analysis of any (sample) taken from such horse shows the presence of a drug, (stimulant or narcotic) which is of such a character as could affect the racing condition of the horse in such race, then such record shall be null and void.

be and the same hereby is amended to read as follows:

356(d). In the event that a horse establishes a track or other record in a race and it should be determined by competent authority that the chemical analysis of any specimen taken from such horse shows the presence of a drug which is of such a character as could affect the racing condition of the horse in such race, then such record shall be null and void.

MATERIAL IN PARENTHESIS TO BE DELETED.
UNDERLINED MATERIAL IS NEW.

The Chairman was authorized to send to Judge John W. Ryan, Jr., Chairman of the Commission of Investigation, a transcript of new Rule 84A forbidding betting by employees of the pari-mutuel department of any licensed racing association.

The Commission considered a letter dated July 13, 1959 from Marshall Cassidy, Vice-President and Director of Racing of The New York Racing Association Inc., stating the arrangements to be made for the operation of a \$50 window for advance sales on the 8th and 9th races at Jamaica. In view of the fact that the Jamaica plant would be scrapped at the end of its season, August 1, no action was taken.

The Chairman called attention to the fact that it had been recommended to him that the Rules and Regulations be printed in loose-leaf form in a ring-binder; but, after consideration of the matter, it was determined to continue to print the Rules and Regulations as heretofore.

The Commission also considered the desirability of printing its Annual Report by an off-set method or other form of reproduction and after consideration, it was determined that it would continue to produce the Annual Report as heretofore; temporarily by a mimeographed copy and later by a printed copy.

Upon motion duly made and seconded, the action of the Chairman in appointing Thomas Ricci, a seasonal Inspector on the staff of the Commission, to the position of Assistant to the Steward, which was vacated due to the death of Louis Espresso, June 1, 1959, is hereby in all respects ratified and confirmed. This appointment became effective June 18, 1959.

Upon motion duly made and seconded, the action of the Chairman in appointing Nicholas Tagliamonte, to serve as a seasonal Inspector to replace Thomas Ricci who was assigned to the position of Assistant to the Steward, is hereby in all respects ratified and confirmed. This appointment became effective June 18, 1959.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, upon motion duly made and seconded, the meeting adjourned.

John J. Ryan

DAVIDS

Minutes of a Special Meeting of the State Racing Commission, held on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Thursday, August 27, 1959, at 11:30 o'clock in the forenoon.

PRESENT:

Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

The Chairman reported that he had made inquiry of R. Maxwell James, Architect, of Buffalo, N. Y., as to whether he would be available to advise the Commission with respect to the plans of Finger Lakes Racing Association, Inc., which, as the Chairman is informed, are ready for filing with the Commission pending some details of financing. Mr. James has stated that he would be willing to serve the Commission in this matter and the Chairman suggested that the Commission authorize him to retain Mr. James' services if and when definite plans are filed by the Finger Lakes Racing Association, Inc.

Upon motion duly made and seconded, the Chairman was so authorized.

The Chairman stated that in adopting Rule 10A three words had been inadvertently omitted and moved that said rule be amended by adding after the word "function" the words "of the body" so that the rule would read as follows:

"Drug" shall be deemed to include substances intended for use in the diagnosis, treatment, mitigation, cure or prevention of disease in man or other animals and substances (other than foods) intended to affect the structure or any function of the body of man or other animals.

Upon motion duly made and seconded, the rule was so amended.

In view of the desire of the Stewards to impose money fines, the Chairman and the Counsel of the Commission had worked out amendments to Rule 195, so that the same now reads as follows:

195. (a) If the Stewards shall find that any person has violated any of the Rules and Regulations of the Commission or has been involved in any improper turf practice, they may exclude such person from the grounds, or any portion of such grounds, of the association conducting the meeting, for a period not exceeding the remainder of the meeting, or the suspension of such person from acting or riding for a period not exceeding twenty racing days or both; and if they consider necessary any further punishment, they shall promptly refer the matter to the Commission.

(b) In place and stead of or in addition to the punishments recited in the foregoing paragraph (a) of this rule, the Steward of the Commission is hereby authorized to impose a civil penalty in an amount not to exceed \$250. for each violation of any of the Rules and Regulations of the Commission or for any improper turf practice; and each day upon which such violation continues may be considered by the Steward as a separate violation in assessing the amount of such civil penalty. Before imposing such civil penalty the Steward of the Commission shall give the other two Stewards of the Meeting a reasonable opportunity to submit recommendations relative to such penalty.

(c) Any person so penalized shall have the right to appeal to the Commission by filing with the Commission within 30 days after the imposition of such civil penalty, a written notice of such appeal; and the Commission in determining the appeal may increase or decrease the amount of such civil penalty, or it may suspend or revoke or otherwise act with respect to the license or the licensing of the appellant; and the determination of the Commission on such appeal shall be final.

(d) Whenever under the Rules and Regulations, a matter has been referred to the Commission, it shall take such action as it shall deem proper and appropriate under the law.

Upon motion duly made and seconded, the said amendments to Rule 195 were duly adopted.

In view of the fact that the messenger service at the New York tracks has been abolished, the Commission deemed it proper to repeal Rules 83 and 112 in their entirety.

Upon motion duly made and seconded, Rules 83 and 112 are hereby repealed in their entirety.

Upon motion duly made and seconded, Rule 84A is hereby renumbered 83.

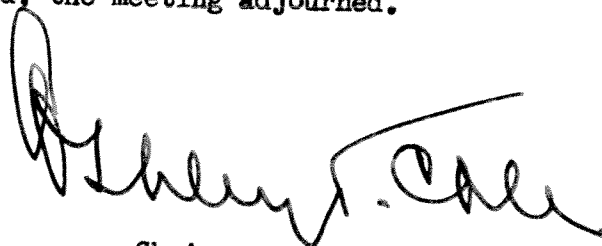
Upon motion duly made and seconded, it was

RESOLVED, that present Rule 279 be and the same hereby is renumbered 278; that present Rule 278 be and the same hereby is renumbered 279; that the newly renumbered Rule 279 be and the same hereby is placed under Article XV of Part II, and that said Article be entitled APPRENTICE JOCKEYS, and be it

FURTHER RESOLVED, that present Article XV be renumbered XVI, and that all subsequent articles be renumbered accordingly.

Discussion was had with respect to other matters of interest to the Commission.

Upon motion duly made and seconded, the meeting adjourned.



Chairman.

DA8946

Minutes of a Special Meeting of the State Racing Commission, held on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Wednesday, September 9, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

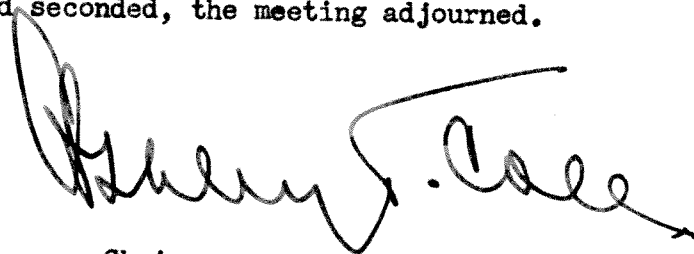
Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

Messrs. John P. Maguire, Jr., J. Jacob Hahn, John V. Thornton and Walter T. Brown, representing the Finger Lakes Racing Association Inc., attended the meeting and discussed their plans with the Commissioners.

After the Finger Lakes Racing Association representatives left the meeting, the Commission considered and took appropriate action with respect to applications for occupational licenses.

Discussion was had with respect to other matters of interest to the Commission.

Upon motion duly made and seconded, the meeting adjourned.

A handwritten signature in black ink, appearing to read 'Ashley T. Cole', with a long horizontal flourish extending to the right.

Chairman.

Minutes of a Special Meeting of the State Racing Commission, held on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Tuesday, September 22, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

The Chairman presented a request dated September 9, 1959, from Marshall Cassidy, Vice President and Director of Racing of The New York Racing Association Inc., for the Commission's approval of the following items:

1. Projecting over the closed circuit television to all the monitor and screen locations the official photo-finish picture immediately after a race is run.
2. Providing Pinkerton's National Detective Agency local office with a glossy print of the finish of each race.

Upon motion duly made and seconded, the above items were approved.

Mr. Cyrus S. Jullien, President of Finger Lakes Racing Association, Inc. attended the meeting for the purpose of submitting to the Commissioners a set of plans prepared by Arthur Froehlich and Associates for the plant of the Finger Lakes Racing Association, Inc., in the Town of Farmington, Ontario County, N. Y. Mr. Jullien then left the meeting.

Upon motion duly made and seconded, the Chairman was authorized to send a set of the plans submitted by Mr. Jullien to Mr. R. Maxwell James at Buffalo, N. Y., and to obtain his engineering advice for the Commission with respect to the acceptability of the said plans.

The Chairman then presented to the meeting an application by Finger Lakes Racing Association, Inc. dated September 14, 1959, for the Commission's approval of the filing of a certificate of amendment of its certificate of incorporation.

Upon motion duly made and seconded, the following resolution was adopted.

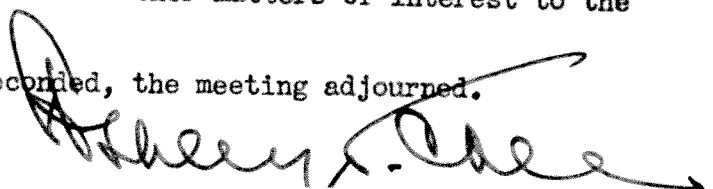
RESOLVED, that the Commission approve and it does hereby approve and grant the application of the Finger Lakes Racing Association, Inc., dated the 14th day of September, 1959, for the Commission's approval of the filing of a certificate of amendment of the certificate of incorporation of said Finger Lakes Racing Association, Inc., for filing in the office of the Secretary of State of the State of New York; and be it

FURTHER RESOLVED, that the Commissioners sign and execute a certificate of such approval and attach the same to the proposed certificate of amendment.

Thereupon the three Commissioners duly signed and executed the certificate attached to the proposed certificate of amendment of the certificate of incorporation.

Discussion was had with respect to other matters of interest to the Commission.

Upon motion duly made and seconded, the meeting adjourned.



DA-1046

Minutes of the regular monthly meeting of the State Racing Commission held, on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, on Thursday, October 8, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

Also present was Francis P. Dunne, Steward.

The Chairman presented a request dated September 23, 1959, from Pat O'Brien, Public Relations Bureau of The New York Racing Association Inc., for the Commission's approval to grant permission to Station WGBB to broadcast one race daily over its Stations WGBB, Freeport and WGSM, Huntington.

Upon motion duly made and seconded, the above request was approved.

The Chairman presented a request dated October 6, 1959, from Alex M. Robb of The New York Racing Association Inc. for the institution of emergency tickets which would permit the bearer to free readmission to the tracks in cases where a day's program is terminated prior to the running of the fifth race.

Upon motion duly made and seconded, the above request was approved.

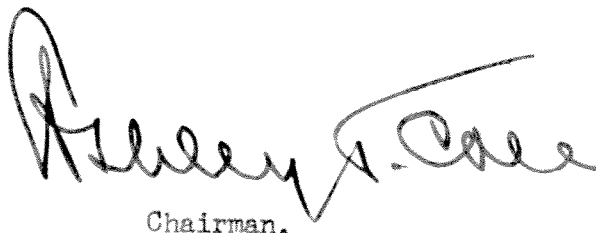
Steward Francis P. Dunne presented a written request to the Commission for permission to serve as Steward at the Fair Grounds in New Orleans, Louisiana, after the close of the New York season and until about March 5, 1960.

Upon motion duly made and seconded, the Commission hereby consents to Francis P. Dunne, its Steward, serving as Steward at the Fair Grounds Race Track, New Orleans, Louisiana, after the close of the New York season and until about March 5, 1960.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

Discussion was had with respect to other matters of interest to the Commission.

Upon motion duly made and seconded, the meeting adjourned.



Ashley T. Cole
Chairman.

Minutes of a Special Meeting of the State Racing Commission, held on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, Tuesday, November 17, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

Also present were: Harry J. Millar, Secretary, Francis P. Dunne, Steward and John F. Powers, Counsel.

The Chairman stated that the regular monthly meeting had been postponed and this special meeting called in place thereof.

The Chairman reported that on the basis of reports of Pinkerton's National Detective Agency, Inc., dated October 24, the Stewards had suspended as of November 3, 1959, the licenses of Lewis Brown, Jr. (License No. 558) and Francis Richardson (License No. 2031), both stable employees, for the robbery by so-called "mugging" of Fred Locher employed as a watchman by the Vanderbilt Stables, Barn 20 at Belmont Park, October 16, as to which said robbery both men had given written confessions to the Agency. Upon motion duly made and seconded, the following resolutions were adopted.

RESOLVED, that stable employee's license No. 558, S.S. 302-24-4834 granted to Lewis Brown, Jr., which has been suspended by the Stewards as of November 3, 1959, be and the same hereby is suspended indefinitely.

RESOLVED, that stable employee's license No. 2031, S.S. 225-52-5442 granted to Francis Richardson, which has been suspended by the Stewards as of November 3, 1959, be and the same hereby is suspended indefinitely.

Upon motion duly made and seconded, Rule 101 of the Commission's Rules and Regulations, now reading as follows:

"No pari-mutuel tickets shall be sold except at regular ticket windows, properly designated by signs showing the types of tickets sold at such windows, or through authorized messengers. No such tickets shall be exchanged."

be and the same hereby is amended to read as follows:

"No pari-mutuel tickets shall be sold except at regular ticket windows, properly designated by signs showing the types of tickets sold at such windows. No such tickets shall be exchanged."

Secretary Millar made a statement with respect to the demonstration by the American Totalisator Company at Roosevelt Raceway, November 13, of the Amteller, a self-service ticket issuing machine. A summary of the statement is to the effect that this device cannot be installed on the main line of any major race track because of the slowness of operation, not due to the machine but to the person employing the machine.

The matter of FINGER LAKES RACING ASSOCIATION INC. was discussed at length.

D. 1110

The Commission considered and took appropriate action with respect to applications for occupational licenses.

Upon motion duly made and seconded, the meeting adjourned.


Secretary

Minutes of a Special Meeting of the State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, on Tuesday, December 1, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

Ashley T. Cole, Chairman
Edmond M. Hanrahan, Commissioner

Also present: Harry J. Millar, Secretary

The Chairman stated that Commissioner Langley had resigned his office as a member of the State Racing Commission by letter to Governor Rockefeller dated October 16, and further that he had been informed by the office of the Governor that the resignation was assumed to have taken effect on that date.

The Chairman presented a letter dated November 27 from R. Maxwell James, architect of Buffalo, who is advising the Commission with respect to the plans for the Finger Lakes Racing Association, Inc., reading in part as follows:

"I now recommend that the Commission approve the drawings as 'preliminary drawings' subject to my review and approval of the final construction drawings."

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve and it does hereby approve preliminary drawings submitted to it by the Finger Lakes Racing Association, Inc., which preliminary drawings prepared by Arthur Froehlich & Associates and bearing the Job Number 5916 and comprising sheets numbers 1 to 15, both inclusive, and sheets numbers 3s and 15s and sheet entitled "Kitchen Cafeteria Layout", all of which said preliminary drawings have been approved by Mr. R. Maxwell James as preliminary drawings and subject to his review and approval of the final construction drawings.

A proposed press release prepared by the Chairman with respect to the Commission's approval of the preliminary drawings by Arthur Froehlich & Associates for Finger Lakes Racing Association Inc., was duly approved.

The Chairman was authorized to file, if requested, a brief opposing off-course racing legislation.

The Chairman presented a letter from Frank M. Basil, Vice-President of The New York Racing Association Inc., dated November 24, in which the question is raised of the Association's liability for the supervisory fee of \$1,100 for the day on which there was no racing because of a freeze on the track. The matter was discussed briefly.

Upon motion duly made and seconded, the meeting adjourned.



Secretary

DA 4946

Minutes of a Special Meeting of the State Racing Commission, held on due notice, at the office of the Commission, 745 Fifth Avenue, New York City, Wednesday, December 30, 1959, at 10:30 o'clock in the forenoon.

PRESENT:

Ashley T. Cole, Chairman
Joseph A. Gimma, Commissioner

Also present was Harry J. Millar, Secretary.

Upon motion duly made and seconded, the Commission duly approved the specification of racing dates for 1960 by The New York Racing Association Inc., as submitted in schedule attached to letter dated December 24, 1959 by Marshall Cassidy, Vice President and Director of Racing of the Association. The schedule is as follows:

<u>Aqueduct</u>	Monday, March 21 through Tuesday, May 31	62 days
<u>Belmont</u>	Wednesday, June 1 through Thursday, June 30	26 days
<u>Aqueduct</u>	Friday, July 1 through Saturday, July 30	26 days
<u>Saratoga</u>	Monday, August 1 through Saturday, August 27	24 days
<u>Aqueduct</u>	Monday, August 29 through Saturday, September 24	24 days
<u>Belmont</u>	Monday, September 26 through Saturday, October 22	24 days
<u>Aqueduct</u>	Monday, October 24 through Wednesday, November 30	33 days
	Aqueduct	145 days
	Belmont	50 days
	Saratoga	<u>24 days</u>
	Total	219 days

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, upon motion duly made and seconded, the meeting adjourned.



Secretary