

MAINE STATE LEGISLATURE

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EIGHTY - EIGHTH LEGISLATURE

Legislative Document

No. 693

H. P. 1524

House of Representatives, February 16, 1937.

Referred to Committee on Legal Affairs. Sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Alden of Auburn (by request).

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-SEVEN

AN ACT Relating to Horse Racing for Trotters and Pacers and Creating a State Racing Commission.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. P. L., 1935, c. 130, §§ 1, 2, 3, amended. Sections 1, 2, and 3 of chapter 130 of the public laws of 1935 are hereby repealed, and the following sections enacted in place thereof:

'Sec. 1. State Racing Commission. There shall be, and hereby is, created a state racing commission consisting of as many members as there are agricultural associations incorporated in Maine and operating pari-mutuel racing. Each such incorporated association shall choose 1 member of the state racing commission to serve until his successor has been chosen and qualified.'

'Sec. 2. Organization. The commission shall select a chairman from their own number, and a full time secretary who may or not be one of their own number. It shall be the duty of the secretary to maintain an office at the State House, at Augusta and keep a record of all the proceedings of the commission and to preserve all books, papers and records entrusted to his care.'

'Sec. 3. Racing fund. The treasurer of state shall keep a separate account to be known as the fund for state aid to the agricultural associations to which shall be credited all money received from the tax on contributions to pari-mutuel pools provided for in this act.'

Sec. 2. P. L., 1935, c. 130, § 4, repealed. Section 4 of chapter 130 of the public laws of 1935 is hereby repealed.

Sec. 3. P. L., 1935, c. 130, §§ 6, 7, 8, amended. Sections 6, 7 and 8 of chapter 130 of the public laws of 1935 are hereby repealed, and the following sections enacted in place thereof:

'Sec. 6. Assistants. The full time secretary shall receive a salary of \$2000, and be allowed an expense account not to exceed \$1000 per year.'

'Sec. 7. Compensation. No member of the commission, excepting the full time secretary shall receive any salary or expense allowance.'

'Sec. 8. Disbursements. The compensation and expense of the full time secretary and any other necessary expense, including suitable furniture, supplies and office expense, shall be charged to and paid out of the funds received under the provisions of this act when said salary and expenses have been approved by the governor and council.'

Sec. 4. P. L., 1935, c. 130, § 11, amended. Section 11 of chapter 130 of the public laws of 1935 is hereby amended to read as follows:

'Sec. 11. Races. No ~~person, association or corporation~~ agricultural association shall hold, conduct or operate any harness horse race or meet for public exhibition, if pari-mutuel betting is permitted, within the state without a license from the state racing commission.'

Sec. 5. P. L., 1935, c. 130, §§ 12, 13, amended. Sections 12 and 13 of chapter 130 of the public laws of 1935 are hereby repealed, and the following sections enacted in place thereof:

'Sec. 12. Licenses. Any agricultural association desiring to hold a harness horse race or meet, for public exhibition, shall apply to said commission for a license to do so. The application shall be signed and sworn to by an executive officer of the association and shall contain the following information:

- (a) The full name and address of the association.
- (b) The names and residences of the officers of the association.
- (c) The exact location where it is desired to conduct or hold races or race meets.

(d) A statement of the assets and liabilities of the association making such application.

(e) Such other information as the commission may require.'

'Sec. 13. Issuance of licenses. If the commission is satisfied that all the provisions have been and will be complied with by the agricultural association applying for a license it shall issue a license expiring on the 31st day of December. No license shall be issued excepting to a regular agricultural association chartered under the laws of Maine.'

Sec. 6. P. L., 1935, c. 130, § 14, amended. Section 14 of chapter 130 of the public laws of 1935 is hereby amended to read as follows:

'Sec. 14. Bond. Every ~~person, association or corporation~~ **agricultural association** licensed under this act shall before said license is issued give bond to the state in such reasonable sum not exceeding \$50,000 as may be fixed by the commission with a surety or sureties to be approved by the commission conditioned to faithfully make the payments prescribed by this act and to keep its books and records and make reports as herein provided and to conduct its racing in conformity with this act and the rules and regulations prescribed by the commission.'