

SENATE BILL 21

Introduced by Gage

12/27	Introduced
12/28	Referred to Business & Industry
1/07	First Reading
1/16	Hearing
1/22	Committee Report--Bill Not Passed as Amended
1/22	Adverse Committee Report Adopted

1 SENATE BILL NO. 21
2 INTRODUCED BY GAGE

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT THREE OF
5 THE FIVE MEMBERS OF THE BOARD OF HORSERACING ARE RACEHORSE
6 OWNERS, BREEDERS, OR OWNER-BREEDERS; REDUCING THE NUMBER OF
7 HORSERACING DISTRICTS TO THREE; PROVIDING FOR TRANSITION;
8 AMENDING SECTION 2-15-1881, MCA; AND PROVIDING AN IMMEDIATE
9 EFFECTIVE DATE."

10
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 **Section 1.** Section 2-15-1881, MCA, is amended to read:

13 "2-15-1881. Board of horseracing. (1) There is a board
14 of horseracing.

15 (2) The board consists of five members appointed by the
16 governor with the consent of the senate, ~~who shall~~ Members
17 must be citizens, residents, and qualified electors of this
18 state. ~~No person holding a financial interest in a racetrack~~
19 ~~or race meet, member of a county fair board, or owner,~~
20 ~~trainer, or breeder of a racehorse is eligible for~~
21 ~~membership on the board.~~ No A member of the board may not
22 wager at any licensed racing meet in this state.

23 ~~(3) The governor may not appoint any member who would~~
24 ~~have a conflict of interest during his term of appointment.~~
25 The governor shall appoint, on the basis of experience and

1 qualifications, one member who is an owner, breeder, or
2 owner-breeder of racehorses, from each of the following
3 districts listed in subsections (3)(a) through (3)(c). The
4 two remaining board members may not be involved in the
5 horseracing industry. A district may not have more than two
6 members on the board. The three districts consist of the
7 following counties:

8 (a) first district, consisting of Blaine, Carter,
9 Custer, Daniels, Dawson, Fallon, Garfield, McCone, Phillips,
10 Powder River, Prairie, Richland, Rosebud, Roosevelt,
11 Sheridan, Treasure Valley, and Wibaux Beaverhead, Deer
12 Lodge, Flathead, Granite, Lake, Lincoln, Mineral, Missoula,
13 Powell, Ravalli, Sanders, and Silver Bow Counties;

14 (b) second district, consisting of Big Horn, Carbon,
15 Blaine, Cascade, Chouteau, Daniels, Dawson, Fergus,
16 Garfield, Glacier, Hill, Golden Valley, Judith Basin, Lewis
17 and Clark, Liberty, McCone, Musselshell, Petroleum, Sweet
18 Grass, Stillwater, Wheatland, and Yellowstone Phillips,
19 Pondera, Prairie, Richland, Roosevelt, Sheridan, Teton,
20 Toole, Valley, and Wibaux Counties; and

21 (c) third district, consisting of Cascade, Chouteau,
22 Glacier, Hill, Liberty, Pondera, Teton, and Toole Big Horn,
23 Broadwater, Carbon, Carter, Custer, Fallon, Gallatin, Golden
24 Valley, Jefferson, Madison, Meagher, Musselshell, Park,
25 Powder River, Rosebud, Stillwater, Sweet Grass, Treasure,

1 Wheatland, and Yellowstone Counties,

2 ~~(d) -- fourth -- district, -- consisting -- of -- Beaverhead,~~
 3 ~~Broadwater, -- Deer -- Lodge, -- Gallatin, -- Jefferson, -- Lewis -- and~~
 4 ~~Clark, -- Madison, -- Meagher, -- Park, -- and -- Silver -- Bow -- Counties, -- and~~
 5 ~~(e) -- fifth -- district, -- consisting -- of -- Flathead, -- Granite,~~
 6 ~~Lake, -- Lincoln, -- Missoula, -- Mineral, -- Powell, -- Ravalli, -- and~~
 7 ~~Sanders -- Counties.~~

8 (4) Each member shall serve for a staggered term of 3
 9 years. A member may be removed from office by the governor
 10 only for cause.

11 (5) A board member may succeed himself upon
 12 reappointment by the governor. A vacancy on the board must
 13 be filled for the unexpired term by appointment by the
 14 governor, with the consent of the senate, as provided in
 15 this section.

16 (6) The board is allocated to the department for
 17 administrative purposes only as prescribed in 2-15-121."

18 NEW SECTION. Section 2. Transition. To provide for an
 19 orderly transition in complying with the new board
 20 membership requirements and redistricting, the governor
 21 shall appoint members to the board who are in compliance
 22 with the new board membership requirements and
 23 representative of the new districts to replace present board
 24 members as their terms expire.

25 NEW SECTION. Section 3. Effective date. [This act] is

1 effective on passage and approval.

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