

SENATE BILL 145

Introduced by B. Brown, et al.

1/18	Introduced
1/18	Referred to Judiciary
1/19	First Reading
1/24	Hearing
2/23	Committee Report--Bill Not Passed as
2/23	Adverse Committee Report Adopted (Senate rules require that this bill, proposing an amendment to the Montana Constitution, progress through the Senate)
2/26	2nd Reading Do Pass Motion Failed
2/27	3rd Reading Failed
	Transmitted to House
3/04	First Reading
3/04	Referred to Judiciary
3/11	Hearing
3/11	Tabled in Committee

CONSTITUTIONAL AMENDMENT

1 Senate BILL NO. 145
2 INTRODUCED BY Bob Thomas Lee
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE
5 QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE III,
6 SECTION 9, OF THE CONSTITUTION OF THE STATE OF MONTANA TO
7 PROHIBIT ALL FORMS OF GAMBLING, LOTTERIES, AND GIFT
8 ENTERPRISES NOT AUTHORIZED BY ACTS OF THE LEGISLATURE BEFORE
9 DECEMBER 1, 1992, OR BY THE PEOPLE THROUGH INITIATIVE OR
10 REFERENDUM; AND PROVIDING AN EFFECTIVE DATE."
11

12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 **Section 1.** Article III, section 9, of The Constitution
14 of the State of Montana is amended to read:

15 "Section 9. Gambling. All forms of gambling, lotteries,
16 and gift enterprises are prohibited unless authorized by
17 acts of the legislature prior to December 1, 1992, or by the
18 people through initiative or referendum."

19 NEW SECTION. **Section 2.** Submission to electorate. The
20 amendment set forth in section 1 shall be submitted to the
21 qualified electors of Montana at the general election to be
22 held in November 1992 by printing on the ballot the full
23 title of this act and the following:

24 FOR prohibiting any type of gambling unless it is
25 already authorized or is authorized in the future by

1 initiative or referendum.
2 AGAINST prohibiting any type of gambling unless it
3 is already authorized or is authorized in the future
4 by initiative or referendum.

5 NEW SECTION. **Section 3.** Effective date. If approved by
6 the electorate, this amendment is effective December 1,
7 1992.

-End-

INTRODUCED BILL
SB 145

CONSTITUTIONAL AMENDMENT SB 0145/02
COMMITTEE
ON JUDICIARY
RECOMMEND DO NOT PASS
AS AMENDED

1 SENATE BILL NO. 145
2 INTRODUCED BY B. BROWN, LEE
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE
5 QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE III,
6 SECTION SECTIONS 4 AND 9, OF THE CONSTITUTION OF THE STATE
7 OF MONTANA TO PROHIBIT ALL FORMS OF GAMBLING, LOTTERIES, AND
8 GIFT ENTERPRISES NOT AUTHORIZED BY ACTS OF THE LEGISLATURE
9 BEFORE DECEMBER 1, 1992, OR BY THE PEOPLE THROUGH INITIATIVE
10 OR A REFERENDUM SUBMITTED BY THE LEGISLATURE; AND PROVIDING
11 AN EFFECTIVE DATE."

12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Article III, section 9, of The Constitution
15 of the State of Montana is amended to read:

16 "Section 9. Gambling. All forms of gambling, lotteries,
17 and gift enterprises are prohibited unless authorized by
18 acts of the legislature prior to December 1, 1992, or by the
19 people through initiative-or A referendum SUBMITTED BY THE
20 LEGISLATURE."

21 SECTION 2. ARTICLE III, SECTION 4, OF THE CONSTITUTION
22 OF THE STATE OF MONTANA IS AMENDED TO READ:

23 "Section 4. Initiative. (1) The people may enact laws
24 by initiative on all matters except gambling, appropriations
25 of money, and local or special laws.

1 (2) Initiative petitions must contain the full text of
2 the proposed measure, shall be signed by at least five
3 percent of the qualified electors in each of at least
4 one-third of the legislative representative districts and
5 the total number of signers must be at least five percent of
6 the total qualified electors of the state. Petitions shall
7 be filed with the secretary of state at least three months
8 prior to the election at which the measure will be voted
9 upon.

10 (3) The sufficiency of the initiative petition shall
11 not be questioned after the election is held."

12 NEW SECTION. Section 3. Submission to electorate. The
13 amendment set forth in section 1 shall be submitted to the
14 qualified electors of Montana at the general election to be
15 held in November 1992 by printing on the ballot the full
16 title of this act and the following:

17 FOR prohibiting any type of gambling unless it is
18 already authorized or is authorized in the future by
19 initiative-or referendum.

20 AGAINST prohibiting any type of gambling unless it
21 is already authorized or is authorized in the future
22 by initiative-or referendum.

23 NEW SECTION. Section 4. Effective date. If approved by
24 the electorate, this amendment is effective December 1,
25 1992.

-End-



1 SENATE BILL NO. 145

2 INTRODUCED BY B. BROWN, LEE

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE
5 QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE III,
6 ~~SECTION~~ SECTIONS 4 AND 9, OF THE CONSTITUTION OF THE STATE
7 OF MONTANA TO PROHIBIT ALL FORMS OF GAMBLING, LOTTERIES, AND
8 GIFT ENTERPRISES NOT AUTHORIZED BY ACTS OF THE LEGISLATURE
9 BEFORE DECEMBER 1, 1992, OR BY THE PEOPLE THROUGH ~~INITIATIVE~~
10 OR A REFERENDUM SUBMITTED BY THE LEGISLATURE; AND PROVIDING
11 AN EFFECTIVE DATE."

12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:14 **Section 1.** Article III, section 9, of The Constitution
15 of the State of Montana is amended to read:16 "Section 9. **Gambling.** All forms of gambling, lotteries,
17 and gift enterprises are prohibited unless authorized by
18 acts of the legislature prior to December 1, 1992, or by the
19 people through ~~initiative-or A referendum~~ SUBMITTED BY THE
20 LEGISLATURE."21 **SECTION 2.** ARTICLE III, SECTION 4, OF THE CONSTITUTION
22 OF THE STATE OF MONTANA IS AMENDED TO READ:23 "Section 4. **Initiative.** (1) The people may enact laws
24 by initiative on all matters except gambling, appropriations
25 of money, and local or special laws.1 (2) Initiative petitions must contain the full text of
2 the proposed measure, shall be signed by at least five
3 percent of the qualified electors in each of at least
4 one-third of the legislative representative districts and
5 the total number of signers must be at least five percent of
6 the total qualified electors of the state. Petitions shall
7 be filed with the secretary of state at least three months
8 prior to the election at which the measure will be voted
9 upon.10 (3) The sufficiency of the initiative petition shall
11 not be questioned after the election is held."12 **NEW SECTION. Section 3. Submission to electorate.** The
13 amendment set forth in section 1 shall be submitted to the
14 qualified electors of Montana at the general election to be
15 held in November 1992 by printing on the ballot the full
16 title of this act and the following:

- 17 FOR prohibiting any type of gambling unless it is
18 already authorized or is authorized in the future by
19 ~~initiative-or referendum.~~
- 20 AGAINST prohibiting any type of gambling unless it
21 is already authorized or is authorized in the future
22 by ~~initiative-or referendum.~~

23 **NEW SECTION. Section 4. Effective date.** If approved by
24 the electorate, this amendment is effective December 1,
25 1992.

-End-

-2-

SB 145

THIRD READING