MINUTES OF THE MEETING SENATE STATE ADMINISTRATION COMMITTEE APRIL 11, 1977

The meeting was called to order by Senator Towe, Chairman, at 5:00 p.m. in Room 410 of the Capitol Building. Committee members present were Senators Towe, Brown, Rasmussen, Roskie, Story, Jergeson, and Blaylock. Senator Devine was excused.

The following items were discussed: Appointments
House Bill 808

APPOINTMENTS

Senator Brown moved Mr. Mahlum be confirmed as an appointee to the Board of Horse Racing. THE MOION CARRIED UNANIMOUSLY.

Senator Story moved the confirmation of Mr. Cook, Mr. Ward, and Mr. Johnson to the Board of Milk Control. THE MOTION CARRIED UNANIMOUSLY.

Senator Story moved the confirmation of Mr. Barthelmes as an appointee to the Board of Livestock.

Senator Jergeson moved the confirmation of Mrs. Fritzler and Mr. Schultz to the Board of Social and Rehabilitation Appeals. THE MOTION CARRIED UNANIMOUSLY.

BOARD OF HORSE RACING

A letter from Fred Schepens, Glendive, opposing the appointment of Richard Heard to the Board of Horse Racing was read. After discussion, Senator Blaylock moved to ask Mr. Heard to appear before the committee and answer questions regarding his appointment. THE MOTION CARRIED UANIMOUSLY. Both Mr. Heard and Mr. Schepens are to be notified of the hearing.

APPOINTMENT OF J.J. KLABUNDE TO THE FISH AND GAME COMMISSION

After considerable discussion re the hearing April 11 at 11:00 a.m. the committee found considerable opposition among the members to the appointment. Senator Jergeson raised many points in opposing the appointment.

Senator Towe moved J. J. Klabunde be confirmed as Chairman of the Fish and Game Commission. THE MOTION FAILED WITH SENATORS RASMUSSEN AND TOWE VOTING YES.

Senator Jergeson moved J.J. Klabunde Be Not Confirmed as Chairman of the Fish and Game Commission. THE MOTION CARRIED WITH SENATORS TOWE AND RASMUSSEN VOTING NO.

Page 2 Minutes April 11, 1977

HOUSE BILL 808

John Hollow, committee counsel, is in the process of preparing amendments to the bill. However, after discussion, the committee agreed it was necessary to get the bill to the floor as soon as possible so that action could be taken on it before the end of the session.

Senator Brown moved House Bill 808 Be Concurred In. THE MOTION CARRIED WITH SENATORS ROSKIE AND STORY VOTING NO.

There being no further business, the meeting adjourned to reconvene at the call of the Chairman.

Thomas E. Towe, Chairman

ROLL CALL

CHATE ADMINISTRATION COMMITTEE

45th LEGISLATIVE SESSION - - 1977 Date 4/11/17

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NAME	PRESENT	ABSENT	EXCUSED
Senator Thomas E. Towe, Chrm.	Y		
Senator Pete Story, V. Chrm.	X		
Senator Bob Brown	X		
Senator A.T. "Tom" Rasmussen	Χ		
Senator George F. Roskie	X		
Senator John W. Devine			ν
Senator Greg Jergeson	χ		
Senator Chet Blaylock	X		
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MR. President
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communication of the governor dated January 31, 1977, wherein the same of:
MARTIN W. CRENNEN, Helena, Montana, appointed for a term ending March 27, 1979
was submitted as an appointment to the:
Board of Architects
Respectfully report as follows: That
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Respectfully report as follows: That said appointment be concurred in and confirmed by the senate, and that the attached resolution be adopted by the senate.
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THOMAS E. TOWE.

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STATE PUB. CO. Helena, Mont.

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DEPARK BE NOT CONCURRED IN

1. Horsemen's money is to be placed in a trusteed account.

2. Pay off all debts owed by Capital City Racing within 10 days of receipt of letter with affidavit to the board verifying that all debts have been paid.

3. \$15,000 performance bond to assure guaranteed payment of payroll and purse costs. Copy of performance bond is to be supplied to the

board.

4. Meet with the Board of Horse Racing before summer meet with a financial statement of spring meet.

5. \$15,000 performance bond for the summer meet.

6. Supply board with information requested in October 18, 1976 letter.

A letter is to be sent to the Last Chance Racing Association stating the above.

Financial responsibility was discussed for Missoula. The following stipulations are to be met by Missoula.

1. \$15,000 performance bond to assure guaranteed payment of payroll and purse costs. Copy of performance bond to be supplied to the board.

2. Supply board with information requested in October 18, 1976 letter.

All racing associations are to be advised of the 30 day rule to cancel race dates.

Mr. Pimperton made a motion to adjourn the meeting. Mr. Forster seconded the motion and motion carried. Meeting adjourned at 3:30 p.m.

JAMES EDWARDS, CHAIRMAN

BOARD OF HORSE RACING MEETING NORTHERN HOTEL - BILLINGS SEPTEMBER 24 & 25, 1976

The board meeting was held Friday, September 24, 1976 at 8:00 p.m. with James E. Edwards, Chairman, presiding at the meeting. Present were: James E. Edwards, Donald Pimperton, J. E. Gustin and Robert Holland. Member not present was Richard Forster. In attendance at the meeting were Wes Jandt, State Steward; Robert Wolfe, Pari-Mutuel Supervisor and acting secretary for the meeting; representatives for Program Data, Inc., Mick Moriarty and Ken Strickland; Bill Nooney, chairman for the Rocky Mountain Fairs Assn.; Fred Williams of Williams Photo; and Robert L. Glasgow, Secretary-Manager of the Yellowstone Exhibition.

Fred Williams discussed the operations of battery operated photo finish cameras as opposed to the present electrical powered cameras now being used in the state. It was his opinion that they were not needed and they were much more costly than the present cameras. He also discussed the additional camera that would be needed in Miles City next year due to the board's regulation on a second camera when the pari-mutuel handle exceeds \$15,000 per day. He wanted to know whether it would be necessary for the track to build an additional camera tower or whether they could position the camera on the present structure. It was Wes Jandt's opinion that another tower should be erected. Other subjects Mr. Williams brought up and discussion was held, were low elevation tracks where jockey numbers are hard to read; they could put numbers on the jockey helmets and the subject as to the board purchasing the identification badge camera that Mr. Williams owns and the board has been using in the past.

Bill Nooney with the Rocky Mountain Fairs Assn. and Robert L. Glasgow, Secretary-Manager of the Yellowstone Exhibition discussed and outlined the agenda that would be covered at the Rocky Mountain Fairs Assn. meeting in Kalispell, Montana on November 11 through the 14 pertaining to horse racing. The topics discussed were:

- 1. Race Days for the 1977 race season.
- 2. Plans of approach on negotiations between the fair boards and the HBPA as to a contract for the future.
- Compensation insurance for the jockeys.
- 4. Printed rule changes.
- 5. Commission report
- 6. Scheduled time for this meeting is November 11, 1:30 p.m. to 4:30 p.m.

They also requested that the board and the individual licensees in the state have a better system of correspondence pertaining to horse racing matters and information on horse racing, such as mailings to one another. The board members present agreed that this would be a good idea.

Wes Jandt gave a report on the horse racing meeting that he attended in the State of Washington. The topics that he touched on were:

- 1. Qualified personnel
- 2. Exchange of rulings with other states.
- 3. The jockey guild
- 4. Personnel help for small race meets

SEPHLMBER 24 and 25, 1976 Meeting

- 5. Visitations at tracks before the race meets begin
- 6. Training schools
- 7. Security personnel
- 8. Veterinarian sector
- 9. Medications for horses
- 10. Additional testing of horses
- 11. Reciprosal licensing
- 12. Two year licenses
- 13. Fee of \$25 charged for complaints filed with this fee being refunded if the complaint is upheld.

Bob Wolfe gave a report on the pari-mutuel activities in the state for the past year covering pari-mutuel handle comparison, overpayments and underpayments, general comments on certain race meets and an analysis of the totalizator operation in the state.

Jim Edwards speaking as chairman of the board confronted representatives of Program Data, Inc., that it had been brough to the board's attention that it appeared possibly that employees of said organization were making program errors and omissions on programs for betting purposes by these individuals. Mr. Mick Moriarity and Ken Strickland said that they were not aware of this when it took place but have since checked into the matter and find that these statements were correct, but that they would be remedying the situation, regretted that it happened, and assured the board that i would not happen again. Mr. Edwards thanked them for appearing before the board on this matter and at his request.

The board discussed the following agenda items which are to be further discussed on September 25, 1976.

- 1. Mr. Fred Schepens hearing for Saturday, September 25 at 10:30 a.m. in the board room of the Northern Hotel with Robert J. Holland acting as hearings officer.
- 2. Anderson's ruling has been lifted by the American Quarter Horse Assn. and board office should get a letter sent out to this effect if it has not been done.
- 3. 1977 horse racing legislation
- 4. Missing supplies
- 5. Minutes from last meeting were approved August 21, 1976.
- 6. Cost of legal fees
- 7. Reprinting of rule book
- 8. bettor's license
- 9. increase on groom's license
- 10. Security work done at Billings and Great Falls by Dick Heard, Mr. Watkins, Gary Smith, and Dick Forster; and possible compensation for these people. It was the feeling of the board members present that Smith and Watkins receive \$100 each; and that Mr. Heard and Mr. Forster submit bills for their work.
- 11. Totalizator company overpayment agreement between them and the track licensee.

The meeting was adjourned at 10:30 p.m. To reconvene at 10:00 a.m., Saturday September 25, 1976.

At 10:00 a.m., Saturday, September 25, 1976, Chairman Jim Edwards called the meeting to order. Present were Donald Pimperton, J. E. Gustin, Robert J. Holland, Wes Jandt, Richard Heard, Robert Wolfe, Ronald Reed, Bill Fisher, Fred Schepens, and two representatives of the Capital City Racing Assn.

Jim Edwards called on the two representatives of the Capital City Racing Assn. to report on their financial position and their plans for the future. They stated that they were going to have an audit of the present organization and reorganize. Jim Edwards said the board would request:

copy of the audit findings

a plan of action for solving present financial problems

proof of financial responsibility before considering any further race dates

proof of establishing trusteed accounts, especially for 4.

meeting of the officers of the Capital City Racing Assn. prior to the consideration of application for 1977 race dates. 5.

Jim Edwards turned the floor over to Robert J. Holland, hearings officer who conducted the hearing for Fred Schepens. The hearing was taped. Testimony was heard from Fred Schepens, Wes Jandt, Ronald Reed and Bill Fisher. A video tape was viewed of the race in question. A motion was made by Robert Holland that the board uphold the stewards ruling against Mr. Schepen's The motion was seconded by J. E. Gustin and it passed.

Richard Heard, attorney for the Board of Horse Racing spoke to the board on areas he thought the board should consider on taking some future action.

Carl Anderson case in Judge Bennett's court. Change of statutes in fining and suspension procedures.

Mrs. Bev Tomaskie case. The non-appealable clause in the statute on 2. the order of finish.

Board members who are also members of fair boards and horse racing track associations sitting on the board and approving or disapproving 3. days in the awarding of race dates.

The need for track security to function at the derby's and futurity's

held during the racing season.

Racing officials should not be allowed to also have horses that are 5. racing in Montana.

Upon making this statement, Mr. Heard thought that it was proper to find another attorney to represent them and he would resign his position as he would rather race horses.

HARRY CRAIG HARRIS - JOCKEY - Since Mr. Harris did not appear for the hearing scheduled this date, he is in default and the additional 90 days suspension is in effect. The suspension is to run through December 19, 1976.

There being no further business, Donald Pimperton made a motion to adjourn, Seconded by Robert Holland and passed.

STATE OF MONTANA

DEPARTMENT OF PROFESSIONAL & OCCUPATIONAL LICENSING

HELENA, MONTANA 59601

THOMAS L. JUDGE GOVERNOR



ED CARNEY DIRECTOR LALONDE BUILDING (406) 449-3737

November 3, 1976

To:

Richard W. Heard

Box 338

Columbus, Mt. 59019

From:

Ed Carney

- 5- Site 118 4

Be:

Status as Attorney for the Board of Horse Racing

Effective on November 6, 1976 your services as a contract attorney with this Department and the Board of Horse Racing will no longer be required. It is our plan to utilize the services of the Department Staff attorney and selected attorneys in specific geographical locations where we have legal problems.

On behalf of the Board of Horse Rucing and this Department, I want to express our appreciation to you for your past service to the State of Montana and its citizens. Your knowledge and expertise in the field of horse racing has been a tremendous asset to the Board and all the interested people. We may have occasion to request your help in the future.

Kindly submit your bill for any unpaid services to this office as soon as possible after November 6th. If you have any files or correspondence which has come to you in the course of your duties as attorney for the Board, please mail the same to this office.

cc/ Board of Horse Racing
Robert L. Woodahl, Attorney General



ORGANIZED TO IMPROVE THE THOROUGHBRED OF MONTANA

Senator Tom Towe State Capital Helena, Montana

The annual M. H. B. A. meeting was held in Billings, Montana during January. A record number of members attended, representing all areas of the State.

The Montana Racing Commission was one of the principle topics of discussion. The members were in complete agreement and all expressed dissatisfaction with the horsemens representative on the Board of Horse Racing. Specifically, no one could think of a single instance in which he had been of any significant help to the Montana Thoroughbred Breeders. His actions have been more in support of the management for racing rather than any appreciable assistance to the Montana horsemen.

The majority of the horsemen feel we have had poor representation and we strongly urge you to replace the horsemens representative with a knowledgable, capable person. One who will honestly attempt to represent and support the Montana horsemen on the tracks as well as on the breeding farm.

A glance at the records for the past 12 years will show little or no consideration for the Montana breeder. The commission has done nothing to help promote a progressive breeding program. Certainly an attempt should be made to rectify the indifference so prevalent in the past.

We understand several names have been submitted as possible representation for the horsemen. The M.H.B.A. can not give their support to any one who is not a competant, knowledgable horseman, well versed in all phases of the Thoroughbred industry. It is our contention that several of the persons whose names were submitted are sorely lacing in many, if not all requirement necessary to give as the representation so rightfully ours.



ORGANIZED TO IMPROVE THE THOROUGHBRED OF MONTANA

The members of the M.H.B.A. are unamimous in their support of Richard Heard of Columbus, Montana for appointment to the Board of Horse Racing. He is a dependable person and thoroughly familiar in all aspects of horse racing and breeding. A person well aquainted with the problems confronting the Montana Thoroughbred Breeders. His actual experience in the majority of matters concering horse racing in Montana are more than adequate to qualify him for the position.

The horsemens choice for a competent representative should be given utmost consideration. They are aware of the qualifications necessary for the person chosen to represent them on the commission

L. W. De Nittis

Pres. M.H.B.A.

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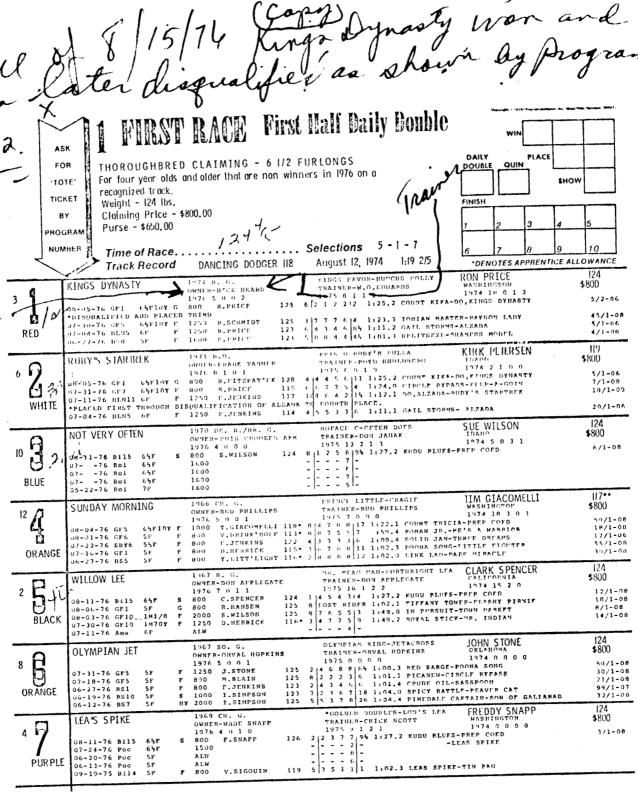
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10 124 \$800 5/2-06 45/1-08 4/1-08 119 \$800 5/1-06 19/1-05 20/1-06 9 76 124 \$800 6/1-08 77 낚 117** \$800 50/1-08 12/1-06 55/1-08 10/1-08 124 \$800 12/1-08 H/1-08 14/1-08 124 \$800 50/1-08 30/1-08 21/1-08 99/1-07 32/1-08 124 \$800 3/1-08



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CIRCLE INN 1029 MAIN

LIONS DEN West Park Plaza

			April 14	19
MRPresident				
We, your committee on	STATE ADI	MINISTRATION	•••••	
having had under consideration			t	3ill No
communications of 1977, wherein the		ted January 33	l, 1977 and	Webruary 24
	EARD, Columbus 16, 1980;	, Montana, for	r a term end	ing
	ORSTER, Great F.		, reappointe	d for a
JAMES E. EDW ending J	ARDS, Billings, January 16, 1980	Montana, reap	ppointed for	a term
	UM, Missoula, M 16, 1979	ontana, appoi	nted for a t	erm ending
were submitted as	appointments to	the:		
Board of Hor	_			3ill No
Respectfully report and confirmed by tadopted by the sen	t as follows:	That said appo	ointments be	concurred in
		÷		
ICLASS: BE CONCURRED	IN AND CONFIRM	ED		
		The second secon		O.O.

THOMAS E. TOWE,

STATE PUB. CO. Helena. Mont.