

1 House BILL NO. 485
2 INTRODUCED BY Frank Fager Haggen W. Barth

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS
5 82-308 AND 82-309, R.C.M. 1947, RELATING TO SURETY BONDS AND
6 TAX PAYMENTS REQUIRED BY THE BOARD OF ATHLETICS."

7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 82-308, R.C.M. 1947, is amended to
10 read as follows:

11 "82-308. Report of ticket sales--tax on gross
12 receipts--disposition of tax moneys received. ~~A~~ An
13 individual, club, corporation, or association which
14 exercises the privileges conferred by this act, shall,
15 within twenty-four (24) hours after the determination
16 completion of a boxing, sparring, or wrestling contest or
17 exhibition, furnish to the department a written report,
18 verified by one of its officers or owners, showing the
19 number of tickets sold for the boxing, sparring, or
20 wrestling contest or exhibition and the amount of gross
21 proceeds, and such other matters as the board prescribes,
22 and shall also within twenty-four (24) hours pay to the
23 county-treasurer department a tax of five percent (5%) of
24 its total gross receipts after deducting the federal
25 admission tax, if any, from the sale of tickets of admission

1 to the boxing, sparring, or wrestling match or exhibition.
2 ~~This--tax--shall--be--transmitted--to--the--state--treasurer--by--the~~
3 ~~county-treasurer--within--a--period--of--ten--(10)--days--after--its~~
4 ~~collection.~~ The tax shall be deposited by the department in
5 the earmarked revenue fund for the use of the board, subject
6 to section 82A-1603 (6)."

7 Section 2. Section 82-309, R.C.M. 1947, is amended to
8 read as follows:

9 "82-309. Bond of applicant for license. Before a
10 license is granted to a club, corporation, individual, or
11 association to conduct, hold, or give a boxing, sparring, or
12 wrestling match or exhibition, the applicant shall ~~execute~~
13 and file with the state-treasurer department a surety bond,
14 executed by a surety company authorized to do business in
15 this state, in the sum of not less than two thousand dollars
16 (\$2000) and not more than five thousand dollars (\$5,000),
17 payable to this state, to be approved ~~in--form--by--the~~
18 ~~attorney-general--and~~ as to sufficiency-of-the-sureties the
19 amount by the board. The bond shall be conditioned on the
20 payment of the tax imposed by section 82-308: and any person
21 injured by the willful, malicious or wrongful act of the
22 licensee may bring an action on the surety bond in his own
23 name to recover damages suffered by reason of such willful,
24 malicious or wrongful act. The surety bond shall remain in
25 effect for thirty (30) days beyond the license period

INTRODUCED BILL

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1 granted by the board. Cash or its equivalent may be
2 deposited with the department in lieu of the surety bond,
3 but it is subject to the same time limits and conditions as
4 a surety bond. On the filing and approving of the surety
5 bond, the department shall issue to the applicant a
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Approved by Committee
on State Administration

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SECOND READING

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March 4, 1975

SENATE COMMITTEE ON HIGHWAYS AND TRANSPORTATION

AMENDMENTS TO HOUSE BILL NO. 484

That House Bill No. 484, third reading, be amended as follows:

1. Amend page 2, section 1, line 10.
Following: "traffic."
Insert: "When not being operated as a flag vehicle, signs shall be removed."
2. Amend page 2, section 1, lines 11 and 12.
Strike: Subsection (F) in its entirety

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INTRODUCED BY BRAND, FAGG, HAGER, W. BAETH

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