

HOUSE BILL NO. 45

INTRODUCED BY PAVLOVICH  
BY REQUEST OF THE DEPARTMENT OF COMMERCE

IN THE HOUSE

DÉCEMBER 23, 1992	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT.
JANUARY 4, 1993	FIRST READING.
JANUARY 7, 1993	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
JANUARY 8, 1993	PRINTING REPORT.
JANUARY 11, 1993	SECOND READING, DO PASS.
JANUARY 12, 1993	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 97; NOES, 0.
	TRANSMITTED TO SENATE.

IN THE SENATE

JANUARY 14, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY. FIRST READING.
JANUARY 19, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
JANUARY 20, 1993	SECOND READING, CONCURRED IN.
JANUARY 21, 1993	THIRD READING, CONCURRED IN. AYES, 48; NOES, 0.
	RETURNED TO HOUSE.

IN THE HOUSE

JANUARY 21, 1993	RECEIVED FROM SENATE.
	SENT TO ENROLLING.
	REPORTED CORRECTLY ENROLLED.

## 1 HOUSE BILL NO. 45

2 INTRODUCED BY PAVLOVICH

3 BY REQUEST OF THE DEPARTMENT OF COMMERCE

4  
5 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR STAGGERED  
6 TERMS FOR BOARD OF ATHLETICS MEMBERS; ALLOWING BOARD  
7 OFFICERS TO BE ELECTED ONCE A YEAR RATHER THAN BEFORE APRIL  
8 1 OF EACH YEAR; AMENDING SECTIONS 2-15-1882 AND 23-3-401,  
9 MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

12 Section 1. Section 2-15-1882, MCA, is amended to read:

13 "2-15-1882. Board of athletics. (1) There is a board of  
14 athletics.15 (2) The board consists of three members appointed by  
16 the governor with the consent of the senate.17 (3) ~~Bach-member~~ Members shall serve for ~~---a---term---of~~  
18 staggered 3---years 3-year terms, and no ~~a~~ member ~~shall~~ may  
19 not serve for more than four consecutive terms.20 (4) The board is allocated to the department of  
21 commerce for administrative purposes only as prescribed in  
22 2-15-121."

23 Section 2. Section 23-3-401, MCA, is amended to read:

24 "23-3-401. Board organization -- compensation --  
25 meetings -- department to keep records. (1) Before-April-1

1 ~~of-each-year,-the~~ The board shall meet-to annually elect one  
2 ~~of-its-number-chairman-and-may-elect---such~~ officers as it  
3 considers necessary. Two of the members of the board  
4 constitute a quorum to do business, and, except as provided  
5 in 23-3-402, the concurrence of at least two members is  
6 necessary to take board action.

7 (2) The members of the board are entitled to  
8 compensation and expenses as provided in 37-1-133.9 (3) The department shall keep a record of the board's  
10 proceedings, which are public records subject to public  
11 inspection."

12 NEW SECTION. Section 3. Transition. In order to  
13 establish staggered terms, the governor shall, after the  
14 expiration of the terms of the present members of the board  
15 of athletics on April 25, 1995, appoint one member to a  
16 1-year term, one member to a 2-year term, and one member to  
17 a 3-year term.

18 NEW SECTION. Section 4. Effective date. [This act] is  
19 effective on passage and approval.

-End-

APPROVED BY COMM. ON BUSINESS  
AND ECONOMIC DEVELOPMENT

HOUSE BILL NO. 45

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A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR STAGGERED  
TERMS FOR BOARD OF ATHLETICS MEMBERS; ALLOWING BOARD  
OFFICERS TO BE ELECTED ONCE A YEAR RATHER THAN BEFORE APRIL  
1 OF EACH YEAR; AND AMENDING SECTIONS 2-15-1882 AND  
23-3-401, MCA; ~~AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.~~"

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

**Section 1.** Section 2-15-1882, MCA, is amended to read:

"2-15-1882. Board of athletics. (1) There is a board of  
athletics.

(2) The board consists of three members appointed by  
the governor with the consent of the senate.

(3) ~~Each member~~ Members shall serve ~~for a term of~~  
~~staggered 3 years~~ 3-year terms, and ~~no a member shall~~ may  
not serve for more than four consecutive terms.

(4) The board is allocated to the department of  
commerce for administrative purposes only as prescribed in  
2-15-121."

**Section 2.** Section 23-3-401, MCA, is amended to read:

"23-3-401. Board organization -- compensation --  
meetings -- department to keep records. (1) Before April 1

~~of each year, the~~ The board shall ~~meet to~~ annually elect one  
~~of its number chairman and may elect such~~ officers as it  
considers necessary. Two of the members of the board  
constitute a quorum to do business, and, except as provided  
in 23-3-402, the concurrence of at least two members is  
necessary to take board action.

(2) The members of the board are entitled to  
compensation and expenses as provided in 37-1-133.

(3) The department shall keep a record of the board's  
proceedings, which are public records subject to public  
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NEW SECTION. **Section 3.** Transition. In order to  
establish staggered terms, the governor shall, after the  
expiration of the terms of the present members of the board  
of athletics on April 25, 1995, appoint one member to a  
1-year term, one member to a 2-year term, and one member to  
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A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR STAGGERED TERMS FOR BOARD OF ATHLETICS MEMBERS; ALLOWING BOARD OFFICERS TO BE ELECTED ONCE A YEAR RATHER THAN BEFORE APRIL 1 OF EACH YEAR; AND AMENDING SECTIONS 2-15-1882 AND 23-3-401, MCA;--AND-PROVIDING-AN-IMMEDIATE-EFFECTIVE-DATE."

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

**Section 1.** Section 2-15-1882, MCA, is amended to read:

"2-15-1882. Board of athletics. (1) There is a board of athletics.

(2) The board consists of three members appointed by the governor with the consent of the senate.

(3) ~~Each member~~ Members shall serve ~~for--a--term--of staggered 3--years~~ 3-year terms, and ~~no a member shall may~~ not serve for more than four consecutive terms.

(4) The board is allocated to the department of commerce for administrative purposes only as prescribed in 2-15-121."

**Section 2.** Section 23-3-401, MCA, is amended to read:

"23-3-401. Board organization -- compensation -- meetings -- department to keep records. (1) Before-April-1

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(2) The members of the board are entitled to compensation and expenses as provided in 37-1-133.

(3) The department shall keep a record of the board's proceedings, which are public records subject to public inspection."

NEW SECTION. **Section 3.** Transition. In order to establish staggered terms, the governor shall, after the expiration of the terms of the present members of the board of athletics on April 25, 1995, appoint one member to a 1-year term, one member to a 2-year term, and one member to a 3-year term.

~~NEW SECTION.~~ **Section 4.** ~~Effective--date--{This-act}-is--~~ effective-on-passage-and-approval.

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17 a 3-year term.18 NEW-SECTION:--Section-4.--Effective--date--{this-act}-is--  
19 effective-on-passage-and-approval;

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