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House BILL NO. 208

Cobb

INTRODUCED BY _____

A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING THE PUBLIC'S CONSTITUTIONAL RIGHT TO KNOW BY PROVIDING FOR PUBLIC ACCESS TO INFORMATION RELATING TO CIVIL AND CRIMINAL SANCTIONS IMPOSED FOR GAMBLING LAW VIOLATIONS; AMENDING SECTION 23-5-116, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 23-5-116, MCA, is amended to read:

"23-5-116. Disclosure of information. (1) The department shall, upon request, disclose the following information from a license or permit application:

- (a) the applicant's name;
- (b) the address of the business where the activity under the license or permit is to be conducted;
- (c) the name of each person ~~having~~ who has an ownership interest in the business; and
- (d) the types of permits requested by the applicant.

(2) The department shall, upon request, disclose:

- (a) public criminal justice information, as defined in 44-5-103, as required by 44-5-301;
- (b) all records and other information, except confidential criminal justice information, as defined in

44-5-103, that relates to:

- (i) a sanction imposed under 23-5-136, for a violation of this chapter or a department rule; or
- (ii) any other civil or administrative sanction or penalty imposed under a provision of this chapter or a department rule for a violation of this chapter or a department rule.

~~(2)~~ (3) In addition to the information enumerated in ~~subsection~~ subsections (1) and (2), the department may disclose any other relevant information obtained in the application or tax reporting process or as a result of other department operations to:

- (a) a federal, state, city, county, or tribal criminal justice agency; and
- (b) the department of revenue and the federal internal revenue service."



HB 208
INTRODUCED BILL

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Cobb

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1 HOUSE BILL NO. 208

2 INTRODUCED BY COBB

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4 A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING THE PUBLIC'S CONSTITUTIONAL RIGHT TO
5 KNOW BY PROVIDING FOR PUBLIC ACCESS TO INFORMATION RELATING TO CIVIL AND CRIMINAL
6 SANCTIONS IMPOSED FOR GAMBLING LAW VIOLATIONS; AMENDING SECTION 23-5-116, MCA; AND
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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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- 16 (c) the name of each person ~~having~~ who has an ownership interest in the business; and
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24 or a department rule for a violation of this chapter or a department rule.

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