

1 SENATE BILL NO. 535

2 INTRODUCED BY R. LYNCH

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4 A BILL FOR AN ACT ENTITLED: "AN ACT TERMINATING THE SPECIAL RAFFLE OR LOTTERY GAME FOR
5 THE BENEFIT OF THE BOARD OF HORSERACING; AMENDING SECTION 23-4-105, MCA; REPEALING
6 SECTION 23-7-314, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

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

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10 **Section 1.** Section 23-4-105, MCA, is amended to read:

11 **"23-4-105. Authority of board.** (1) The board shall license and regulate racing, match bronc rides,
12 and wild horse rides and review race meets held in this state under this chapter. All percentages withheld from
13 amounts wagered, amounts set aside pursuant to 23-4-202(4)(d), percentages collected pursuant to 23-4-
14 204(3), percentages collected pursuant to 23-4-302(3) and (5)(b), and money collected pursuant to 23-4-
15 304(1)(a) and (1)(b), ~~and money received from the state lottery and sports wagering commission pursuant to~~
16 ~~23-7-314~~ must be deposited in a state special revenue account and are statutorily appropriated to the board as
17 provided in 17-7-502. The board shall then distribute all funds collected under 23-4-202(4)(d), 23-4-204(3), 23-
18 4-302(3) and (5)(b), and 23-4-304(1)(a) and (1)(b) to live race purses or for other purposes for the good of the
19 existing horseracing industry. If the board decides to authorize new forms of racing, including new forms of
20 simulcast racing, not currently authorized in Montana, the board shall do so after holding public hearings to
21 determine the effects of these forms of racing on the existing saddle racing program in Montana. The board
22 shall consider both the economic and safety impacts on the existing racing and breeding industry.

23 (2) Funds retained by the board in a state special revenue fund pursuant to 23-4-302(1) and (4)
24 are statutorily appropriated to the board as provided in 17-7-502 for the operation of a simulcast parimutuel
25 network and for other purposes that the board considers appropriate for the good of the existing horseracing
26 industry."

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28 **NEW SECTION. Section 2. Repealer.** The following section of the Montana Code Annotated is

1 repealed:

2 23-7-314. Montana millions raffle or lottery game -- proceeds transferred to board of horseracing --

3 rulemaking.

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5 NEW SECTION. **Section 3. Effective date.** [This act] is effective June 30, 2024.

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