

Fifty-eighth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2130

Introduced by

Judiciary Committee

(At the request of the North Dakota Racing Commission)

1 A BILL for an Act to amend and reenact subsection 1 of section 53-06.2-02 of the North Dakota
2 Century Code, relating to reappointment of members of the racing commission; and to provide
3 for retroactive application.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 53-06.2-02 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 1. A North Dakota racing commission is established in the office of the attorney
8 general. The commission is subject to the supervision and direction of the attorney
9 general, except with regard to the commission's authority to spend the funds
10 described in subsection 6 of section 53-06.2-11. The attorney general may require
11 payment for any services rendered to the racing commission. Payment for such
12 services must be deposited into the attorney general's operating fund. The
13 commission consists of the chairman and four other members appointed by the
14 governor. Of the members appointed by the governor, one must be appointed
15 from a list of four nominees, one of whom is nominated by the state chapter or
16 affiliate of the American quarter horse racing association, one of whom is
17 nominated by the state chapter or affiliate of the United States trotting association,
18 one of whom is nominated by the state chapter or affiliate of the international
19 Arabian horse association, and one of whom is nominated by the state chapter or
20 affiliate of the North Dakota thoroughbred association. The members serve
21 five-year terms and until a successor is appointed and qualified. A member
22 appointed to fill a vacancy arising from other than the natural expiration of a term
23 serves only for the unexpired portion of the term. The terms of the commissioners
24 must be staggered so that one term expires each July first. At the expiration of the

- 1 five-year term of each incumbent member of the commission, the governor shall
2 reappoint the incumbent member or appoint a new member to the commission.
3 **SECTION 2. RETROACTIVE APPLICATION OF ACT.** This Act is retroactive in
4 application.