

HOUSE BILL 1219

By Towns

AN ACT to amend Tennessee Code Annotated, Title 4,
relative to reviving and reinstating the "Racing
Control Act of 1987."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. The "Racing Control Act of 1987," as the language of the act read on June 29, 1998, is hereby revived and reinstated upon the effective date of this act.

SECTION 2. Tennessee Code Annotated, Title 4, Chapter 36, is amended by adding the following as a new part:

(a) There is created a Tennessee state racing commission, hereinafter referred to as the "commission," which shall consist of seven (7) members.

(b)

(1) Five (5) members shall be appointed by the governor with the consent of the general assembly as expressed by a joint resolution.

(2) In making appointments to the commission, the governor shall strive to ensure that at least one (1) person appointed to serve on the commission is sixty (60) years of age or older and that at least one (1) person appointed to serve on the commission is a member of a racial minority.

(c) One (1) member shall have a background in law enforcement and shall be appointed by the governor from a list of three (3) persons submitted by the director of the Tennessee bureau of investigation.

(d) If the governor determines that the persons recommended are not proper and suitable for membership on the commission, then the governor may decline to appoint such and shall call upon the director to submit another list of three (3) persons,

and the governor may repeat such call until the director shall recommend some qualified person meeting the governor's approval.

(e) One (1) member shall have a background in accounting and shall be appointed by the governor from a list of three (3) persons submitted by the state board of accountancy.

(f) No more than three (3) members shall be from the same grand division of the state.

(g) At least four (4) members shall have a reasonable knowledge of the practices and procedures of racing.

(h)

(1) The members of the commission shall serve staggered terms, accomplished by the following manner of initial appointments:

(A) Two (2) members shall serve a two-year term;

(B) Two (2) members shall serve a three-year term; and

(C) Three (3) members shall serve a four-year term.

(2) All subsequent appointments shall be for four (4) years. A member shall be eligible to succeed himself.

(i) If a vacancy occurs, the governor shall make an appointment for the remainder of the unexpired term as the governor would make an original appointment. If a vacancy occurs while the general assembly is not in session among the five (5) members appointed with the consent of the general assembly, the appointee shall serve only until the close of the next annual session unless the general assembly approves the joint resolution required by this section.

SECTION 3. This act shall take effect July 1, 2015, the public welfare requiring it.