

SPORTS AND AMUSEMENTS

CHAPTER 356

SENATE BILL NO. 2184

(Senators Campbell, Armstrong, Luick)
(Representatives Owens, Paur, Trottier)

AN ACT to amend and reenact subdivision a of subsection 1 of section 53-06.1-03 and section 53-06.1-10.1 of the North Dakota Century Code, relating to prize limits for raffles.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subdivision a of subsection 1 of section 53-06.1-03 of the North Dakota Century Code is amended and reenacted as follows:

- a. An organization recognized as a public-spirited organization by the governing body of a city or county may apply for a local permit to conduct only raffles, bingo, or sports pools, or a charity local permit to conduct only raffles, bingo, sports pools, paddlewheels, twenty-one, and poker. The organization or closely related organizations as a whole may only award a primary prize that does not exceed six thousand dollars, ~~except that a raffle cash prize may not exceed the limits of section 53-06.1-10.1,~~ and total prizes of all games do not exceed twelve thousand dollars per year. These maximum prize amounts do not apply to raffles conducted under chapter 20.1-08. The determination of what is a "public-spirited organization" is within the sole discretion of the governing body. An organization shall disclose on the application its intended use of the net income from the gaming activity. A governing body may issue a permit for games to be held at designated times and places.

SECTION 2. AMENDMENT. Section 53-06.1-10.1 of the North Dakota Century Code is amended and reenacted as follows:

53-06.1-10.1. Raffles.

A prize for a raffle may be cash or merchandise but may not be real estate. No single cash prize may exceed ~~four~~twenty-five thousand dollars and the total cash prizes in one day may not exceed ~~four~~twenty-five thousand dollars. However, on not more than two occasions per year a licensed organization may, at the request of a winning player, exchange a merchandise prize valued at not more than twenty-five thousand dollars for a cash prize. The maximum cash prize limits of this section do not apply to a public-spirited organization that supports amateur collegiate athletics.

Approved March 13, 2015
Filed March 13, 2015

CHAPTER 357**SENATE BILL NO. 2099**

(Senators Armstrong, Oehlke, Heckaman)
(Representatives Kretschmar, Thoreson, Kasper)

AN ACT to amend and reenact section 53-06.1-09 of the North Dakota Century Code, relating to sports pools.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 53-06.1-09 of the North Dakota Century Code is amended and reenacted as follows:

53-06.1-09. Sports pools.

A sports pool must be for a professional sport only. The maximum wager is ~~five~~twenty-five dollars. The amount of prizes may not exceed ninety percent of the gross proceeds.

Approved March 30, 2015

Filed March 31, 2015

CHAPTER 358

HOUSE BILL NO. 1161

(Representatives Maragos, Delmore, Kretschmar)
(Senators Armstrong, Grabinger, Luick)

AN ACT to amend and reenact section 53-06.1-10 of the North Dakota Century Code, relating to wagers for the game of twenty-one.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 53-06.1-10 of the North Dakota Century Code is amended and reenacted as follows:

53-06.1-10. Twenty-one.

The organization shall provide playing chips of various denominations to players although the organization may use a metal coin rather than a fifty-cent chip. The organization may set the minimum limit for the original wager at not more than three dollars on one active table. If there is more than one active table at a site, the organization may set a higher minimum wager on additional tables. The maximum limit per wager may be set by the organization at not more than twenty-five dollars and ~~original wagers.~~ Wagers in increments of one dollar must be accepted ~~up to~~ between the posted minimum and the posted maximum limit. ~~However, if there is more than one table that is active at a site, the organization may set a minimum wager on no more than one-half of the active tables.~~ A player may not play more than two hands at the same time. Only the player actually playing a hand may place a wager on that hand. Each player plays the player's hand against the dealer's hand. Any requirement to pool tips is within the sole discretion of each organization. Except for a site that has twenty-one gross proceeds averaging less than ten thousand dollars per quarter, an organization may not conduct twenty-one at the site with wagers exceeding two dollars unless the organization has first installed video surveillance equipment as required by rules and the equipment is approved by the attorney general.

Approved March 18, 2015

Filed March 18, 2015

CHAPTER 359**HOUSE BILL NO. 1448**

(Representatives Streyle, Beadle, Hanson, Kempenich, Maragos)
(Senator Miller)

AN ACT to amend and reenact subdivision a of subsection 5 of section 53-06.1-11 of the North Dakota Century Code, relating to the monthly rent for games of chance sites.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subdivision a of subsection 5 of section 53-06.1-11 of the North Dakota Century Code is amended and reenacted as follows:

- a. If twenty-one or paddlewheels is conducted, the monthly rent may not exceed two hundred dollars multiplied by the necessary number of tables based on criteria prescribed by gaming rule. For each twenty-one table with a wager greater than five dollars, an additional amount up to one hundred dollars may be added to the monthly rent. If pull tabs is also conducted involving only a jar bar ~~or dispensing device, but not both~~, the monthly rent for pull tabs may not exceed an additional one hundred seventy-five dollars. If pull tabs is conducted involving only a dispensing device or both a jar bar and dispensing device, the monthly rent for pull tabs may not exceed an additional ~~two~~three hundred ~~twenty-five~~ dollars.

Approved March 18, 2015
Filed March 18, 2015

CHAPTER 360

HOUSE BILL NO. 1231

(Representatives Karls, Beadle, Oversen)
(Senators Dotzenrod, Krebsbach, Laffen)

AN ACT to amend and reenact section 53-06.1-14 of the North Dakota Century Code, relating to distributors and manufacturers of games of chance.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 53-06.1-14 of the North Dakota Century Code is amended and reenacted as follows:

53-06.1-14. Distributors and manufacturers.

1. A manufacturer of pull tabs, bingo cards, or bingo card marking devices shall apply annually for a license and pay a license fee of four thousand dollars. A manufacturer of pull tab dispensing devices shall apply annually for a license and pay a license fee of one thousand dollars. A manufacturer of fifty-fifty raffle systems shall apply annually for a license and pay a license fee of five hundred dollars. A distributor shall apply annually for a license and pay a license fee of one thousand five hundred dollars. Application must be made before the first day of April in each year on a form prescribed by the attorney general.
2. A licensed distributor may not sell, market, or distribute gaming equipment except to a licensed distributor, licensed organization, organization that has a permit, or other person authorized by gaming rule or the attorney general. A manufacturer of a pull tab dispensing device, pull tab, bingo card marking device, ~~or bingo card, or fifty-fifty raffle system~~ may only sell, market, or distribute the manufacturer's pull tab dispensing device and processing chip encoded with proprietary software, pull tab, bingo card marking device, ~~or bingo card, or fifty-fifty raffle system~~ to a licensed distributor. A licensed distributor may purchase or acquire a pull tab dispensing device and processing chip encoded with proprietary software, pull tab, bingo card marking device, ~~or bingo card, or fifty-fifty raffle system~~ only from a licensed manufacturer or licensed distributor. However, a distributor may purchase or acquire a used pull tab dispensing device from a licensed organization. A distributor may not duplicate a manufacturer's processing chip encoded with proprietary software. No gaming equipment or prize may be sold or leased at an excessive price.
3. A licensed distributor shall affix a North Dakota gaming stamp to each deal of pull tabs and bingo cards, raffle board, punchboard, sports pool board, calcutta board, and series of paddlewheel ticket cards sold or otherwise provided to a licensed organization and shall purchase the stamps from the attorney general for thirty-five cents each. Ten cents of each stamp sold by the attorney general, up to thirty-six thousand dollars per biennium, must be credited to the attorney general's operating fund to defray the costs of issuing and administering the gaming stamps.

4. A licensed organization, organization that has a permit, licensed manufacturer, or North Dakota wholesaler of liquor or alcoholic beverages may not be a distributor or stockholder of a distributor. A distributor may not be a stockholder of a manufacturer.
5. In addition to the license fee, the attorney general may require advance payment of any fee necessary to pay the cost of a record check of an applicant according to subdivision c of subsection 5 of section 53-06.1-06.
6. A licensed manufacturer may not refuse to sell deals of pull tabs or paper bingo cards, or gaming equipment to a licensed distributor unless:
 - a. A specific deal of pull tabs is sold on an exclusive basis;
 - b. The manufacturer does not sell deals of pull tabs or paper bingo cards, or gaming equipment to any distributor in the state;
 - c. A gaming law or rule prohibits the sale;
 - d. The distributor has not provided the manufacturer with proof of satisfactory credit or is delinquent on any payment owed to the manufacturer; or
 - e. The distributor has not met the manufacturer's standard minimum order quantity and freight terms.

Approved April 16, 2015
Filed April 16, 2015

CHAPTER 361

HOUSE BILL NO. 1235

(Representatives Maragos, Delmore, Karls)
(Senators Casper, Hogue, Nelson)

AN ACT create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to the game of electronic quick shot bingo.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 53-06.1 of the North Dakota Century Code is created and enacted as follows:

Electronic quick shot bingo.

1. Electronic quick shot bingo is a bingo game played on portable hand-held bingo devices utilizing electronic bingo card images. The bingo game is played using twenty-four predrawn letters and numbers and may use up to six bonus letters and numbers to achieve predetermined patterns. The letters and numbers may only be drawn by the organization either manually or with the use of a random number generator, once during a business day and before the beginning of any session. It is not required for each bingo game to have a winner. The bingo devices used in conjunction with a site operating system automatically daubs the called letters and numbers via a radio frequency signal or wi-fi transmission on a maximum of sixteen electronic bingo cards for an individual game. The site operating system, including the point-of-sale, allows an employee to deposit credits received from a player by cash, check, or debit card to a temporary credit account to be used by a player for the purchase of electronic bingo cards. The devices may determine a winning bingo and must accumulate the winning prize amounts in a separate winnings account which may only be redeemed by an employee.
2. An electronic quick shot bingo marking device under subsection 1 is not a "coin-operated gaming device" as defined in subsection 4 of section 12.1-28-02.

Approved April 9, 2015

Filed April 9, 2015

CHAPTER 362**HOUSE BILL NO. 1091**

(Representative Maragos)
(Senator Armstrong)

AN ACT to amend and reenact section 53-06.2-04.1 of the North Dakota Century Code, relating to registration of North Dakota-bred horses with the breeders' fund.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 53-06.2-04.1 of the North Dakota Century Code is amended and reenacted as follows:

53-06.2-04.1. North Dakota-bred registry –~~Contract requirements.~~

The commission shall provide for registration of a North Dakota-bred horse for qualification for breeders' fund awards or purse supplements. ~~The commission shall contract with a private person to maintain the registry. Through a competitive bidding process, the commission shall award the contract to the lowest responsible bidder. The administrative cost of the contract must be paid from the breeders' fund.~~

Approved March 19, 2015

Filed March 19, 2015

CHAPTER 363

SENATE BILL NO. 2071

(Judiciary Committee)

(At the request of the North Dakota Racing Commission)

AN ACT to amend and reenact subsection 3 of section 53-06.2-08 of the North Dakota Century Code, relating to allowing North Dakota racing commission licensees to utilize letters of credit as security.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 3 of section 53-06.2-08 of the North Dakota Century Code is amended and reenacted as follows:

3. Each applicant for a license under this chapter shall give bond or a letter of credit payable to this state with good security as approved by the commission. The bond or letter of credit must be in the amount the commission determines will adequately protect the amount normally due and owing to this state in a regular payment period or, in the case of new or altered conditions, based on the projected revenues.

Approved March 12, 2015

Filed March 12, 2015