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Deanna G. Baller
Operator's Signature

10/2/03
Date

2003 HOUSE JUDICIARY

HB 1192

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Dennis J. Hall
Operator's Signature

10/2/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1192

House Judiciary Committee

Conference Committee

Hearing Date 1-28-03

| Tape Number | Side A | Side B | Meter # |
|--|--------|--------|---------|
| 2 | | x | 13-27 |
| | | | |
| | | | |
| Committee Clerk Signature <i>W Penrose</i> | | | |

Minutes: 13 members present.

Chairman DeKrey: We will open the hearing on HB 1192.

Rep. R. Metcalf: Introduced HB 1192 (see attached testimony and proposed amendments).

Chairman DeKrey: \$1,000 is the maximum.

Rep. Metcalf: Yes. \$1,000 is the maximum single payout

Chairman DeKrey: You're not changing the raffle law, all you're doing is to say take the animal or \$1,000.

Rep. Delmore: What happens to the animal if the winner takes the money.

Rep. Metcalf: The animal will stay with the people who promoted the raffle.

Rep. Klein: On your amendment, pg 1, line 11, lesser of the, I don't see that being taken out by your amendment, is that what you intended to do.

Rep. Metcalf: The way it is written, is what it will be unless you can see that's it different.

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Doreen H. Bell
Operator's Signature

1/28/03
Date

Page 2
House Judiciary Committee
Bill/Resolution Number HB 1192
Hearing Date 1-28-03

Rep. Klemin: Do I understand your intent is that the cash prize is going to be equal to the market value of the animal.

Rep. Metcalf: No, not the market value of the animal. This is the problem. When an organization will raffle an animal, it could be worth \$5,000 or \$10,000 animal. They want to raffle the animal, but limit the amount of cash prize that can be offered, \$1,000.

Rep. Klemin: People do the lesser of the market value or \$1,000.

Rep. Metcalf: Yes.

Chairman DeKrey: Thank you. Anyone else wishing to testify in HB 1192.

Don Schlotman, Board of Directors, Winter Show: Support. We view this bill as another opportunity for promotion of any and all of our events, makes us more producer friendly.

Chairman DeKrey: Thank you. Anyone else in favor.

Ken Rasmussen, Winter Show: Support.

Darrell Dorgan, Cowboy Hall of Fame: Support (see brochure and our amendment). We are here to propose adding horses to the bill.

Chairman DeKrey: Thank you. Anyone else in favor.

Wade Moszer, Stockmen's Association: Support, especially for our youth activities.

Chairman DeKrey: Thank you. Anyone else in favor? Anyone else in opposition? We will close the hearing. What are the committee's wishes.

Rep. Maragos: I move the adoption of all amendments, of Rep. Metcalf and Mr. Dorgan.

Rep. Delmore: Seconded.

Voice Vote: 13 Yes.

Rep. Maragos: I move a Do Pass on HB 1192 as amended.

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1/28/03
Date

Page 3
House Judiciary Committee
Bill/Resolution Number HB 1192
Hearing Date 1-28-03

Rep. Delmore: Seconded.

Chairman DeKrey: Any discussion, the clerk will call the roll.

13 YES 0 NO 0 ABSENT DO PASS AS AMENDED CARRIER: Rep. Boehning

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Dennis G. Delmore
Operator's Signature

1/21/03
Date

30082.0101
Title.0200

Adopted by the Judiciary Committee
January 29, 2003

VR
1/30/03

HOUSE AMENDMENTS TO HOUSE BILL NO. 1192 JUD 1-30-03

Page 1, line 2, after "prizes" insert "; and to declare an emergency"

Page 1, line 7, after the third comma insert "horses."

Page 1, line 8, overstrike "winner of" and insert immediately thereafter "person who wins"

Page 1, line 10, overstrike "amount" and insert immediately thereafter "market value",
overstrike "cash prize", after "which" insert "animal", and replace "The cash prize, as
determined by the owner," with "If the person who wins the animal desires a cash prize
instead of the animal, the organization shall pay the player a cash prize that"

Page 1, line 11, overstrike "be equivalent to" and insert immediately thereafter "equal" and after
"the" insert "market"

Page 1, line 12, after "maximum" insert "single" and replace "value" with "amount allowed"

Page 1, after line 12, insert:

"SECTION 2. EMERGENCY. This Act is declared to be an emergency
measure."

Renumber accordingly

Page No. 1

30082.0101

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Deanna Baller
Operator's Signature

1/2/03
Date

Date: 1/28/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1192

House Judiciary Committee

Check here for Conference Committee

Legislative Council Amendment Number 30082.0101 .0200

Action Taken Do Pass as Amended

Motion Made By Rep. Maragos Seconded By Rep. Delmore

| Representatives | Yes | No | Representatives | Yes | No |
|-----------------------|-----|----|-----------------|-----|----|
| Chairman DeKrey | / | | Rep. Delmore | / | |
| Vice Chairman Maragos | / | | Rep. Eckre | / | |
| Rep. Bernstein | / | | Rep. Onstad | / | |
| Rep. Boehning | / | | | | |
| Rep. Galvin | / | | | | |
| Rep. Grande | / | | | | |
| Rep. Kingsbury | / | | | | |
| Rep. Klemin | / | | | | |
| Rep. Kretschmar | / | | | | |
| Rep. Wrangham | / | | | | |
| | | | | | |
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| | | | | | |

Total (Yes) 13 No 0

Absent 0

Floor Assignment Rep. Boehning

If the vote is on an amendment, briefly indicate intent:

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Deanna Holbrook 1/28/03
Operator's Signature Date

REPORT OF STANDING COMMITTEE (410)
February 3, 2003 11:00 a.m.

Module No: HR-20-1513
Carrier: Boehning
Insert LC: 30082.0101 Title: .0200

REPORT OF STANDING COMMITTEE

HB 1192: Judiciary Committee (Rep. DeKrey, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1192 was placed on the Sixth order on the calendar.

Page 1, line 2, after "prizes" insert "; and to declare an emergency"

Page 1, line 7, after the third comma insert "horses."

Page 1, line 8, overstrike "winner of" and insert immediately thereafter "person who wins"

Page 1, line 10, overstrike "amount" and insert immediately thereafter "market value", overstrike "cash prize", after "which" insert "animal", and replace "The cash prize, as determined by the owner." with "If the person who wins the animal desires a cash prize instead of the animal, the organization shall pay the player a cash prize that"

Page 1, line 11, overstrike "be equivalent to" and insert immediately thereafter "equal" and after "the" insert "market"

Page 1, line 12, after "maximum" insert "single" and replace "value" with "amount allowed"

Page 1, after line 12, insert:

SECTION 2. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

2003 SENATE AGRICULTURE

HB 1192

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Dorena G. Baller
Operator's Signature

10/2/03
Date


2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1192

Senate Agriculture Committee

Conference Committee

Hearing Date 03/13/03

| Tape Number | Side A | Side B | Meter # |
|--|--------|--------|-------------|
| 1 | x | | 1730 - 4200 |
| | | | |
| Committee Clerk Signature  | | | |

Minutes:

Chairman Flakoll opened the hearing on HB 1192. All members were present.

Representative Metcalf introduced and testified in favor of the bill. (written testimony)

Senator Flakoll asked if a frozen embryo would qualify? (meter # 1967)

Representative Metcalf said he isn't sure. Is it a live animal? A judge would have to decide.

Senator Nichols asked regarding the \$1000 limit, does this take care of that?

Representative Metcalf said the \$1000 limit would still remain in place but the payment to a winner who doesn't want the animal prize would not exceed \$1000, even if the animal was worth more than that.

Senator Flakoll asked for an example.

Representative Metcalf said for example, an organization could raffle off a \$10,000 bull. A

Chicago businessman was the winner. He did not have a need for a bull, so he would choose to take \$1000 instead. The bulls stays with the owner.

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10/2/03
Date

Page 2
Senate Agriculture Committee
Bill/Resolution Number HB 1192
Hearing Date 03/13/03

Senator Flakoll asked if part of the problem is the arbitrary value placed on livestock? Prices would vary from one sale to another?

Representative Metcalf said yes and also that the value of many types of livestock exceeds \$1000 and current code says you can't award more than \$1000.

Senator Klein said we have dealt with this issue for a few sessions. Will this take care if it? It started with 4H in '97 and last session we added buffalo. Are you confident we have it this time?

Representative Metcalf said this is a good question. Its a good thing the Cowboy Hall of Fame added horses or we would be back. We have the major species, he thinks.

Darrell Dorgan, Cowboy Hall of Fame, testified in favor of the bill. He thanked the committee for the \$100,000 last session. The Cowboy Hall of Fame has parlayed that into \$2 million, as of yesterday. The donated horse raffle came about because a horse, with saddle and breaking, has been donated to the Cowboy Hall of Fame. They were making preparations to have a raffle when they found out current law wouldn't allow them to do it. If approved, they will have their raffle in Medora in August and think it could be a good money maker for them.

Senator Flakoll asked what they would do if the winner wanted the cash prize?

Mr. Dorgan said they would sell the horse.

Senator Urlacher asked why we list specific animals?

Mr. Dorgan said he has no idea.

Senator Flakoll said it was to avoid raffling bunny rabbits because they might not be cared for properly.

Keith Lauer, director of the gaming division for the Attorney General's office, said they are really neutral on this bill, he will provide some history. (meter # 3035)

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Donna Hall
Operator's Signature

10/2/03
Date

Page 3
Senate Agriculture Committee
Bill/Resolution Number HB 1192
Hearing Date 03/13/03

In the '97 session, a 4H group wanted live beef and dairy animals for a raffle and it passed with an emergency clause.

In the '01 session, it was expanded to bison, sheep and pigs. The prize has always had to be donated and the value could not exceed the maximum cash award allowed by law. This bill will clean this up. The animal still has to be donated.

Senator Urlacher asked if there are other areas of the code that regulate items for raffle?

Mr. Lauer said the only other restriction is real estate cannot be raffled off. There is a cash limit of \$1000 to any individual or no more than \$3000 from any organization on any one day.

Wade Moser, North Dakota Stockmen's Association, testified in support of the bill. (meter # 3307) This bill will help several breed association in the state as well as the Saddle and Siroin Club at NDSU. The question about frozen embryos is a good one. The Angus Association has looked at the possibility. They are holding an national conference in North Dakota this fall and they have lots of fund raising ideas.

Senator Urlacher asked if we could be less specific in the bill so we wouldn't have to come back?

Mr. Moser said in reviewing the section of the law, this is not covered under the gambling section but rather under the humane treatment of animals section. This is probably why animals are listed specifically.

Senator Flakoll asked another question of Representative Metcalf. Do all raffles in the state have to apply to a political subdivision?

Mr. Lauer answered the question. There are two ways to have raffles in the state. One is a local permit where the total prizes don't exceed \$6000 per year and the primary prize doesn't exceed \$1000. You get a local permit for this. If prizes exceed \$6000 per year, site authorization is

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10/2/03
Date

Page 4
Senate Agriculture Committee
Bill/Resolution Number HB 1192
Hearing Date 03/13/03

required from the local entity and a license is required from the state and the gambling tax is paid.

Senator Flakoll asked if this law only affects raffles held in North Dakota and not North Dakota winners in other states?

Mr. Lauer said that is correct.

Chairman Flakoll closed the hearing on HB 1192. (meter # 3728)

It was moved by Senator Klein, seconded by Senator Nichols and passed on a roll call vote that the Senate Agriculture Committee take a Do Pass action on HB 1192. Voting yes were Senator Flakoll, Senator Erbele, Senator Klein, Senator Urlacher, Senator Nichols and Senator Seymour. Senator Urlacher will carry the bill to the floor.

Chairman Flakoll moved on to other business of the committee.

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10/2/03
Date

Date: 3/13/03
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 192

Senate Agriculture Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Sen. Klein Seconded By Sen. Nichols

| Senators | Yes | No | Senators | Yes | No |
|-------------------------------|-----|----|-----------------|-----|----|
| Senator Flakoll, Chairman | ✓ | | Senator Nichols | ✓ | |
| Senator Erbele, Vice Chairman | ⓪ | | Senator Seymour | ✓ | |
| Senator Klein | ✓ | | | | |
| Senator Urlacher | ✓ | | | | |
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Total (Yes) 6 No 0

Absent _____

Floor Assignment Sen Urlacher

If the vote is on an amendment, briefly indicate intent:

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Dorinda Hall Operator's Signature 10/2/03 Date

REPORT OF STANDING COMMITTEE (410)
March 13, 2003 12:04 p.m.

Module No: SR-45-4661
Carrier: Urlacher
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1192, as engrossed: Agriculture Committee (Sen. Flakoll, Chairman) recommends
DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1192
was placed on the Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

SR-45-4661

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10/2/03
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2003 TESTIMONY

HB 1192

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Doreen M. G. [Signature]
Operator's Signature

10/2/03
Date

Hallof Fame

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1192

Page 1, line 2, after "prizes" insert immediately thereafter "; and to declare an emergency"

Page 1, line 7, after the third comma insert "horses."

Page 1, after line 12, insert:

"SECTION 2. EMERGENCY. This act is declared to be an emergency measure."

Renumber accordingly

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Deanna Baller
Operator's Signature

10/2/03
Date

Metraff

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1192

Page 1, line 8, overstrike "winner" and insert immediately thereafter "winning player"

Page 1, line 10, overstrike "amount" and insert immediately thereafter "market value" and overstrike "cash prize" and insert immediately thereafter "animal" and replace "The cash prize, as determined by the owner," with "if the winning player of the animal desires a cash prize instead of the animal, the organization shall pay the player a cash prize that"

Page 1, line 11, overstrike "be equivalent to" and insert immediately thereafter "equal" and after "the" insert "market"

Page 1, line 12, after "maximum" insert "single" and replace "value" with "amount allowed"

Renumber accordingly

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Diana M. Ballentine
Operator's Signature

10/2/03
Date

Mitchell

EFFECT OF PROPOSED AMENDMENTS TO HOUSE BILL NO. 1192

2. An eligible organization authorized to conduct games of chance under chapter 53-06.1 may raffle live beef or dairy cattle, bison, sheep, and pigs, provided each raffle ticket contains a statement that the winning player of the animal may convert that prize to a cash prize. The donor of the animal shall determine the market value of the animal. If the winning player of the animal desires a cash prize instead of the animal, the organization shall pay the player a cash prize that must equal the lesser of the market value of the animal or the maximum single cash prize amount allowed under section 53-06.1-10.1.

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Dorena Ballerich
Operator's Signature

10/2/03
Date

**TESTIMONY SUPPORTING HB 1192
HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE
JANUARY 28, 2003**

Good afternoon Chairman DeKrey and members of the House Judiciary Committee. I am Representative Ralph Metcalf from the new and greater District 24 representing North Dakotans living in 22 townships in Western Barnes County and 10 townships in Northwestern Ransom County.

Don't you just hate it when you have been diligently studying a bill in preparation for a hearing and then someone brings in an amendment. Well, that is what I am doing but I believe that you will like this amendment as all it does is make the bill easier to understand. It puts it into a language that even I can understand so if you will bear with me I will explain HB 1192 using the proposed amendment.

This bill has been filed on behalf of the North Dakota Winter Show to allow them to conduct a raffle with a live animal as the main prize. You can raffle most any kind of merchandise with very few limitations, but current law requires that when a live animal is raffled, the winner must be able to refuse acceptance of the animal and receive a cash payment instead. Now this may not be a problem except that the animals some organizations may desire to raffle may have a value well in excess of \$1,000 which is the maximum cash payment that can be made under another provision of our state raffle laws.

I have given you two pieces of paper that contains the amendment that I talked about earlier. One is the actual proposed amendment and the other is the effect of the proposed amendments to house bill No. 1192. I want to thank Chuck Keller who is a lawyer for the Attorney General in the Gaming Division for making this bill understandable in laymen's language. Chuck read the original bill and offered to rewrite it and I gladly accepted.

As you can see as you read this paragraph, the cash prize will be the LESSER of the market value of the animal or the maximum single cash prize amount allowed by NDCC. This simple correction will allow the Winter Show and other similar livestock industry groups to raffle the quality of animal that is of interest to their customers and breeders and still meet the requirements of the law.

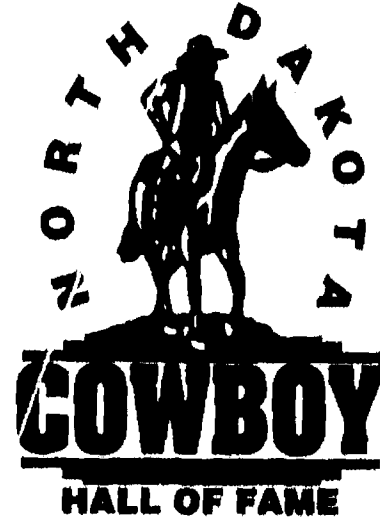
I ask that you give this bill favorable consideration and I will try to answer any question you may have.

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THE NORTH DAKOTA COWBOY HALL OF FAME



Center of Western Heritage & Cultures:
Native American, Ranching and Rodeo

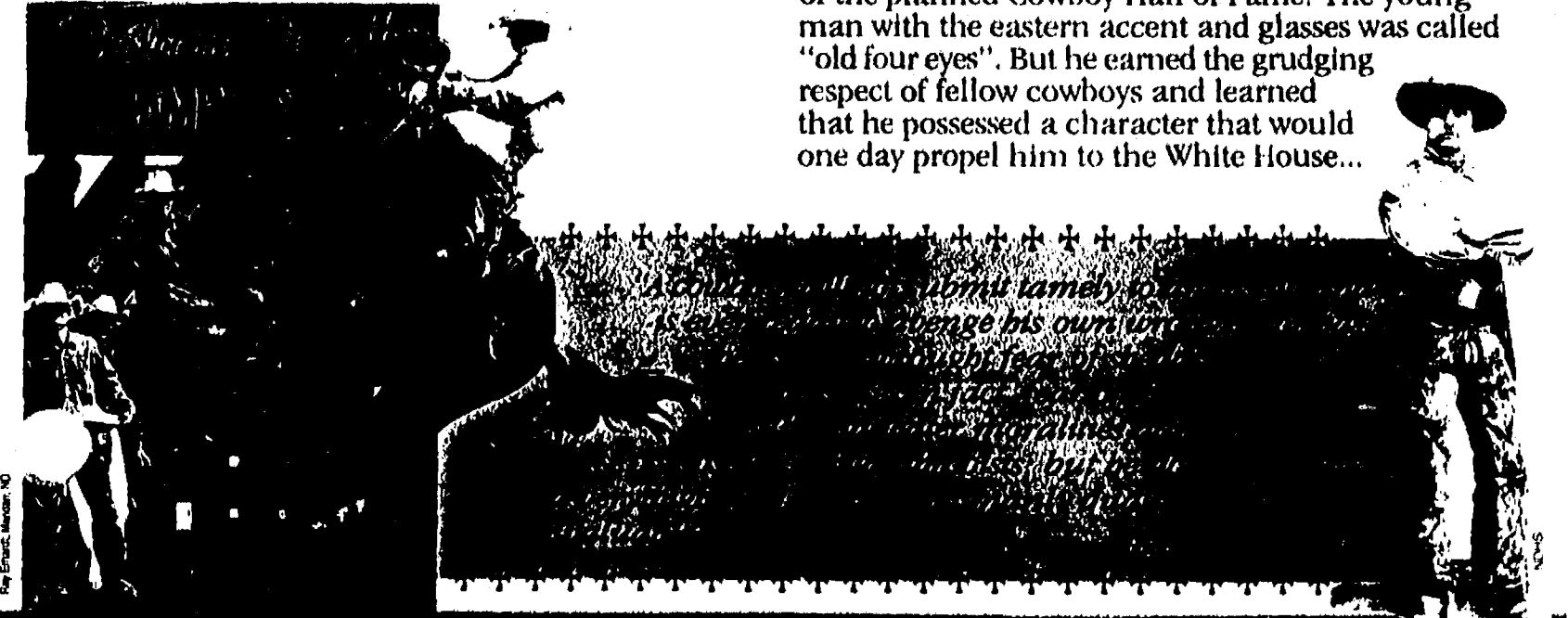
The North Dakota Cowboy Hall of Fame will be the interpretive center for the history of Native Americans, ranching, rodeo, and the western life style of the plains and badlands. Here, the culture and legacy that is the character of the great American west will be saved for future generations.

The Hall of Fame will feature a Hall of Honorees, an interpretive division, a theater, exhibits and artifacts devoted to preserving a way of life that is soon be lost. This will be the premier center of western history and the horse culture of the northern plains, and will document Native Americans, ranching, rodeo, and a way of life.

The beautiful three million dollar complex will be located in historic Medora. From the second floor conference room and art gallery you will be able to view the Chateau de Mores, the entrance to the Theodore Roosevelt National Park, the old de Mores packing plant, and overlook the city of Medora.



Medora and the badlands are where the "Bully" spirit of an American President was discovered and where the feeling of the American west still lives. In 1884, Teddy Roosevelt began ranching near the site of the planned Cowboy Hall of Fame. The young man with the eastern accent and glasses was called "old four eyes". But he earned the grudging respect of fellow cowboys and learned that he possessed a character that would one day propel him to the White House...



Preserving yesterday & today for tomorrow - In historic Medora

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Deanna Hallcraft
Operator's Signature

10/2/03
Date



The Call of the West was an irresistible summons to people worldwide who longed for freedom, independence and a chance. From Texas, they moved with the longhorns to the northern plains of Dakota Territory. From Europe came the immigrants with nothing but suitcases and hope.

Even the nobles were taken with the idea of vast lands and opportunity in the West. From France came the flamboyant Marquis de More who wanted to build an empire. The French aristocrat and his beautiful wife, Medora, dreamed of raising and processing beef and shipping it to eastern markets by train in refrigerated cars. The dream failed, but the name Medora and the town of Medora remain.

The centerpiece of the Hall of Fame will be the Gallery of Inductees honoring the men and women who have made extraordinary contributions to the horse culture and western lifestyles of North Dakota. The Inductees are selected by 180 Trustees comprised of prominent individuals from across the country. Video and computer interactive displays will be merged with pictures and other artifacts detailing the lives of those who will be featured in The Hall of Honorees.

Between interactive videos and live presentations, the story of what made the west unique will be brought to life for the nearly half million people who visit Medora each year...

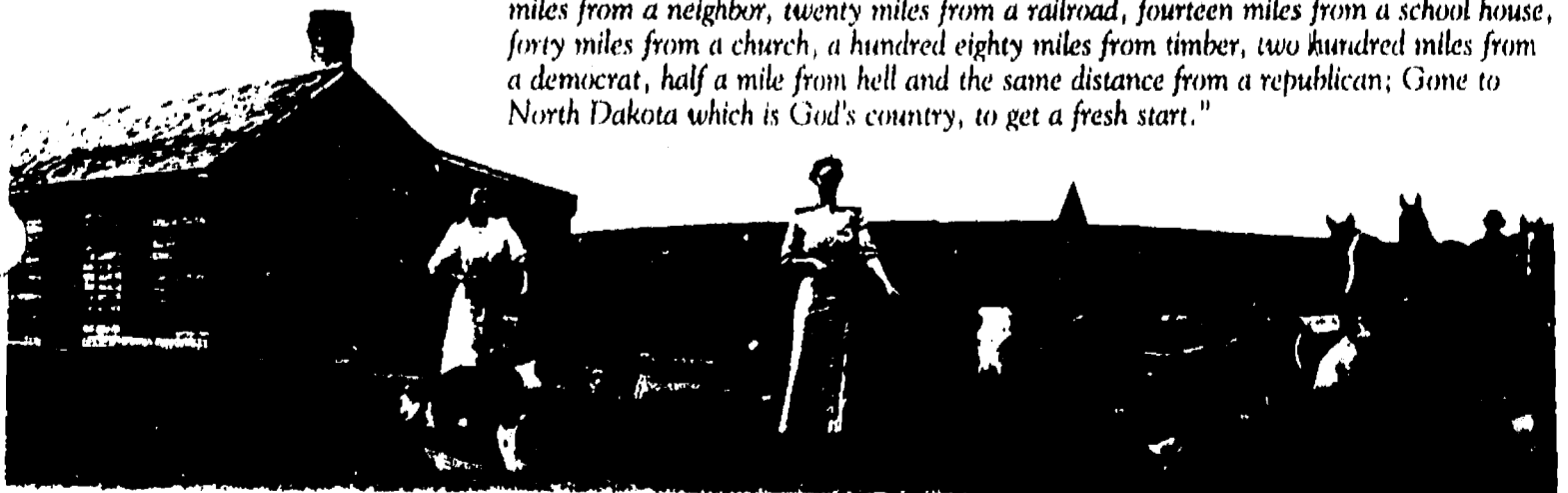
The Hall of Fame will also feature changing displays of memorabilia explaining the location of the traditional homelands of the Native Americans, the settlement and creation of a ranching industry in the Badlands and on the plains. There will also be extensive exhibits explaining the evolution of the sport of rodeo in North Dakota. We'll tell the story of how the contest of man and animal evolved from the Sunday afternoon match at the ranch corral to today's arenas.



The Hall of Fame will also include galleries of western art and sculpture, a gift shop, and an archival library that will be connected to other libraries nationwide. That connection will allow for extensive historical as well as personal family genealogical research. There will also be ongoing video and hands-on presentations to provide visitors with a true feeling of our great western heritage.

The Hall of Fame has been the dream of many for years. In 1995, Bismarck educator and former rodeo rider Phil Baird joined forces with western shop owner Evelyn Neuens and the nonprofit North Dakota Cowboy Hall of Fame was born. The cost is estimated at \$3,000,000 and hundreds of people from across the country have pooled their dimes and dollars to begin saving their heritage and history.


Most of the cowboys, homesteaders and ranchers weren't of noble heritage. But they too had a dream and were lured by the wide-open spaces of Dakota. This note was found posted on the wall of a deserted homestead in the wild regions of Kansas . . . "Four miles from a neighbor, twenty miles from a railroad, fourteen miles from a school house, forty miles from a church, a hundred eighty miles from timber, two hundred miles from a democrat, half a mile from hell and the same distance from a republican; Gone to North Dakota which is God's country, to get a fresh start."



The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Doreen Hall
Operator's Signature

10/2/03
Date

COWBOY

HALL OF FAME

The Board of Directors and members of the North Dakota Cowboy Hall of Fame invite you to join in preserving your heritage and history. The western style is the legacy of the plains and at the North Dakota Cowboy Hall of Fame your name will be preserved for generations to come. The Cowboy Hall of Fame Center of Western Heritage and Culture. Native American, Ranching and Rodeo will become the interpretive center and repository for the history of the plains Indians, cowboys, ranching, rodeo and a way of life.

Your membership & building fund assistance is needed to collect artifacts and personal histories. It's with pride that I invite you to join with us in becoming a member of the North Dakota Cowboy Hall of Fame, a premier showcase to capture North Dakota's heritage.

Membership provides benefits but the greatest gift is the knowledge that you are helping preserve the memories, traditions, memorabilia and values of our western culture and heritage.

[Signature]
Director



It costs money to gather and preserve artifacts; conduct interviews and produce videos; archive photos, manuscripts and books. Grandparents and grandchildren are contributing nickels, dollars and even acres of land. Now your membership assistance is needed to tell the story of the American west, the people who tamed it and those who still live here.

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[Signature] _____ 10/2/03
Operator's Signature Date

JOIN THE NORTH DAKOTA COWBOY HALL OF FAME CORRAL

Help preserve yesterday and today for tomorrow

Membership Category:

Kids _____ Wrangler _____ Ranch Boss _____ Silver Buckle _____
Gold Buckle _____ Diamond Saddle _____ Trail Drivers _____ Bronc Rider _____

Kids Club-\$10 annually

Membership card and newsletter.

The Wrangler Club-\$50 annually

Membership card and bumper sticker; Newsletter subscription; and invitations to Cowboy Hall of Fame events.

The Ranch Boss Club-\$100 annually

All of Wrangler Club benefits plus a window decal and a limited edition official Cowboy Hall of Fame coffee mug.

The Silver Buckle Club-\$250 annually

All of Ranch Boss benefits plus autograph photo of first inductee.

The Gold Buckle Club-\$500 annually

Ranch Boss benefits and a limited edition, suitable for framing, Cowboy Hall of Fame poster.

The Diamond Saddle Club-\$1,000 annually

All of the above and a Cowboy Hall of Fame founders plaque listing on members wall at Cowboy Hall of Fame.

The Trail Drivers Club-\$5,000 annually

All previous benefits and a Cowboy Hall of Fame commemorative sculpture; Invitations and access to reserved seating at Cowboy Hall of Fame events.


The Bronc Rider Club-\$10,000

All previously listed incentives and professionally produced five-minute video segment on family and family history shot on location in North Dakota. A copy of the tape will be retained by the Cowboy Hall of Fame archives to help document family histories.



Center of Western Heritage & Cultures:
Native American, Ranching and Rodeo
1110 College Drive, Suite 212 • Bismarck, ND 58501
701-250-1833

| North Dakota Cowboy Hall of Fame Contributions/Memorials | |
|---|----------------|
| North Dakota Cowboy Hall of Fame is a non-profit 501(c)(3) corporation and all contributions are tax deductible. | |
| Member's Name (Print) | Category _____ |
| Memorial Gift (Print) in honor of _____ | |
| Gifts in Kind (Print) in honor of _____ | |
| Name _____ | |
| Address _____ | |
| City _____ State _____ Zip Code _____ | |
| Exp. Date _____ | |
| ALL CONTRIBUTIONS ARE TAX DEDUCTIBLE | |
| Send your check to: North Dakota Cowboy Hall of Fame, 1110 College Drive, Suite 212, Bismarck, North Dakota 58501 | |



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Deanna Hall
Operator's Signature

10/2/03
Date

**TESTIMONY SUPPORTING HB 1192
SENATE AGRICULTURE COMMITTEE
MARCH 13, 2003**

Good morning Chairman Flakoll and members of the Senate Agriculture Committee. I am Representative Ralph Metcalf from the new and greater District 24 representing North Dakotans living in 22 townships in Western Barnes County and 10 townships in Northwestern Ransom County.

This bill has been filed on behalf of the North Dakota Winter Show to allow them to conduct a raffle with a live animal as the main prize. You can raffle most any kind of merchandise with very few limitations, but current law requires that when a live animal is raffled, the winner must be able to refuse acceptance of the animal and receive a cash payment instead. Now this may not be a problem except that the animals some organizations may desire to raffle may have a value well in excess of \$1,000 which is the maximum cash payment that can be made under another provision of our state raffle laws.

As you can see as you read this bill, the cash prize will be the LESSER of the market value of the animal or the maximum single cash prize amount allowed by NDCC. This simple correction will allow the Winter Show and other similar livestock industry groups to raffle the quality of animal that is of interest to their customers and breeders and still meet the requirements of the law.

This bill was amended in the House of Representatives at the request of another organization to include the raffle of horses in addition to the other species of live animals currently listed in existing code. The North Dakota Winter Show and I have no specific desire in this matter of adding horses to this measure.

I ask that you give this bill favorable consideration and I will try to answer any question you may have.

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Deanna Ball
Operator's Signature

10/2/03
Date