

HOUSE BILL NO. 1089

Introduced by

Judiciary Committee

(At the request of the Attorney General)

1 A BILL for an Act to amend and reenact subsection 2 of section 53-06.1-03 of the North Dakota
2 Century Code, relating to games of chance license fees.

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

4 **SECTION 1. AMENDMENT.** Subsection 2 of section 53-06.1-03 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 2. An eligible organization shall apply for a license to conduct only bingo, raffles,
7 calcuttas, pull tabs, punchboards, twenty-one, paddlewheels, poker, or sports
8 pools by:

9 a. First securing approval for a site authorization from the governing body of the
10 city or county in which the proposed site is located. Approval, which may be
11 granted at the discretion of the governing body, must be recorded on a site
12 authorization form that is to accompany the license application to the attorney
13 general for final approval. A governing body may not require an eligible
14 organization to donate net proceeds to the city, county, or related political
15 subdivision or for community programs or services within the city or county as
16 a condition for receiving a site authorization from the city or county. A
17 governing body may limit the number of tables for the game of twenty-one per
18 site and the number of sites upon which a licensed organization may conduct
19 games within the city or county. A governing body may charge a one hundred
20 dollar fee for a site authorization; and

21 b. Annually applying for a license from the attorney general before July first on a
22 form prescribed by the attorney general and remitting a one hundred fifty
23 dollar license fee for each city or county that approves a site authorization.
24 However, the attorney general may allow an organization that only conducts a

1 raffle or calcutta in two or more cities or counties to annually apply for a
2 consolidated license and remit a ~~one~~ two hundred ~~fifty~~ dollar license fee for
3 each city or county in which a site is located. One hundred fifty dollars of this
4 fee must be credited to the state general fund and fifty dollars of this fee must
5 be credited to the attorney general's operating fund. An organization shall
6 document that it qualifies as an eligible organization. If an organization
7 amends its primary purpose as stated in its articles of incorporation or
8 materially changes its basic character, the organization shall reapply for
9 licensure.