

Sixty-second  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1179

Introduced by

Representatives N. Johnson, Steiner

Senator Wardner

1 A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota  
2 Century Code, relating to the conduct and play of the horse racing game; and to amend and  
3 reenact subsection 2 of section 53-06.1-03 of the North Dakota Century Code, relating to the  
4 games eligible organizations are authorized to conduct.

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

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

8 2. An eligible organization shall apply for a license to conduct only bingo, raffles,  
9 calcuttas, pull tabs, punchboards, twenty-one, paddlewheels, poker, ~~or~~ sports pools, or  
10 the horse racing game by:

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

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

1                   the attorney general may allow an organization that only conducts a raffle or  
2                   calcutta in two or more cities or counties to annually apply for a consolidated  
3                   license and remit a one hundred fifty dollar license fee for each city or county in  
4                   which a site is located. An organization shall document that it qualifies as an  
5                   eligible organization. If an organization amends its primary purpose as stated in  
6                   its articles of incorporation or materially changes its basic character, the  
7                   organization shall reapply for licensure.

8                   **SECTION 2.** A new section to chapter 53-06.1 of the North Dakota Century Code is created  
9                   and enacted as follows:

10                   **Horse racing game.**

11                   An eligible organization may conduct the horse racing game at an authorized site. The  
12                   horse racing game is a manually operated game that involves the advancement of horses on a  
13                   simulated race track board using randomly drawn numbers that correspond to each horse. A bet  
14                   is two dollars. The five bets authorized are win, place, show, exacta, and trifecta. A player may  
15                   not bet more than twenty dollars per race. Cash or merchandise prizes may be awarded.