

February 5, 2019

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1254

Page 1, line 3, replace "section" with "sections"

Page 1, line 3, after "53-06.1-03" insert "and 53-06.1-12"

Page 1, line 4, after "chance" insert "and the gaming tax imposed on games of chance"

Page 4, line 24, replace "certain sports" with "a sport"

Page 4, line 24, replace "events" with "event"

Page 4, line 27, replace "an" with "a professional or collegiate"

Page 4, after line 28, insert:

"SECTION 3. AMENDMENT. Section 53-06.1-12 of the North Dakota Century Code is amended and reenacted as follows:

53-06.1-12. Gaming tax - Deposits and allocations.

1. A gaming tax is imposed on the total gross proceeds received by a licensed organization in a quarter and it must be computed and paid to the attorney general on a quarterly basis on the tax return. This tax must be paid from adjusted gross proceeds and is not part of the allowable expenses. For a licensed organization with gross proceeds:
 - a. Not exceeding one million five hundred thousand dollars the tax is one percent of gross proceeds.
 - b. Exceeding one million five hundred thousand dollars the tax is fifteen thousand dollars plus two and ~~twenty-five hundredths~~ one-half percent of gross proceeds exceeding one million five hundred thousand dollars.
2. The tax must be paid to the attorney general at the time tax returns are filed.
3. ~~Except as provided in subsection 4, the attorney general shall deposit gaming taxes, monetary fines, and interest and penalties collected in the general fund in the state treasury.~~
4. The attorney general shall deposit ~~seven:~~
 - a. An amount equal to one-fourth of one percent of gross proceeds exceeding one million five hundred thousand dollars, less refunds, collected under this section each quarter into the gambling disorder treatment and prevention fund.
 - b. Seven percent of the total taxes, less refunds, collected under this section into a gaming tax allocation fund.
 - c. All remaining gaming taxes, monetary fines, and interest and penalties collected into the general fund in the state treasury.

4. Pursuant to legislative appropriation, moneys in the gaming tax allocation fund must be distributed quarterly to cities and counties in proportion to the taxes collected under this section from licensed organizations conducting games within each city, for sites within city limits, or within each county, for sites outside city limits. If a city or county allocation under this subsection is less than two hundred dollars, that city or county is not entitled to receive a payment for the quarter and the undistributed amount must be included in the total amount to be distributed to other cities and counties for the quarter."

Renumber accordingly