

HB 1448
House Judiciary Committee
Submitted by Don Santer for CGAND and NDAD
February 9th, 2021

Chairman Klemin and Committee members, thank you for the opportunity to provide information regarding the charitable gaming industry of North Dakota. I am here in opposition of House Bill 1448.

My name is Don Santer, I represent the Charitable Gaming Association of North Dakota (CGAND), a trade association for charities operating gaming throughout ND. I also represent the North Dakota Association for the Disabled (NDAD). NDAD is a North Dakota charity that for over 45 years has been dedicated to improving the quality of life for persons with disabilities. NDAD pays for most of its services with charitable gaming funds. For your reference, I have attached a copy of the NDAD annual report to help demonstrate how those funds are utilized.

House Bill 1448 allows for online gaming; games like Blackjack, Poker, Keno, and Video Slots as well as sports betting.

This bill creates a constitutional loophole to recognize Indian Tribes as “public-spirited organizations” allowing tribal gaming to operate gaming anywhere in the state.

However, it specifically states the tribes are not subject to chapter 53-06.1 rules. These are the regulations that govern charitable gaming in the state of North Dakota.

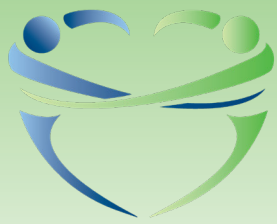
- Tribal gaming would not be subject to the same requirement to spend 40% of Adjusted Gross Proceeds for eligible uses as it is for charitable gaming operators. Currently the tribal gaming compact only requires 10% of Net Revenues be spent on economic development programs.

- Tribal gaming would not be required to follow the same betting limits as other “public-spirited organizations”. For example, wagers on Blackjack of up to \$250 are allowed by tribal compact but are limited to \$25 for charitable gaming.
- This bill would allow **ANY** “Federally recognized Indian Tribe” to operate online gaming and sports betting in North Dakota as long as the servers were on a tribal reservation within the state.
- This bill specifically states, “A person may not be required to register for online gaming or online sports betting accounts in person”. In essence, an easy loophole to allow for underage gambling. The bill vaguely lists “Age verification” but this is typically done once and nothing to maintain assurance that minors are not involved.

For the past 40 years North Dakota has developed a responsible and highly regulated system for charitable gaming to benefit charitable missions that serve your local communities. The intent of Article XI section 25 of our constitution was to allow for **charitable gaming** in the state of North Dakota; governed by Games of Chance Laws and administrative rules. The Tribal gaming compacts have different regulations and “Geographic Scope” that restricts tribal gaming to Tribal trust lands. This bill will open Pandora’s box by attempting to mix separate rules and governing principles. We ask you to consider a **Do Not Pass** recommendation on HB 1448.

Thank you, Chairman Klemin and members of the committee, for your time and thoughtful consideration I am happy to answer any additional questions you may have.

Respectfully,
Don Santer, NDAD
CGAND Vice President



NDAD

helping others to help themselves

2019 Annual Report

Our Purpose

NDAD (the North Dakota Association for the Disabled) is a nonprofit, charitable organization that assists people with disabilities in North Dakota. Our mission is to enhance the quality of lives of individuals facing health challenges.

Who We Help

Here are a few of the many people who shared their NDAD story with us:



Hudson, Minot

His condition:
Trachaelstenosis/
Asthma (chronic
respiratory issues)

How NDAD helped:
Medication, medical
travel to Fargo for
specialist appointments



Casey, Bismarck

His condition:
Cerebal Palsy

How NDAD helped:
Accessible
transportation
for activities to support
his independence



Camille, Williston

Her condition:
Kidney transplant

How NDAD helped:
Medical travel assistance for
post-transplant checkups in
Bismarck.



Michael, Grand Forks

His condition:
Polyneuropathy and
impaired mobility

How NDAD helped:
Assistance for power
scooter



Mary, Dickinson

Her condition:
Dwarfism

How NDAD helped:
Purchased wheelchair and
provided repairs over the
years, helping Mary gain
independence



Bentley, Fargo

His condition:
Spastic quadriplegia,
static encephalopathy,
global
neurodevelopmental
delay, epilepsy

How NDAD helped:
Medication, medical
travel



Programs Provided

- Direct Financial Assistance
- Healthcare Equipment Loan Program
- Adaptive recreational events and activities
- Community fundraising projects
- Organ Transplant Fund
- Information, referral and advocacy
- Crisis residential programs
- Independent living services
- Housing for people with serious mental illness who are in need of supportive services

To read more about these programs, visit ndad.org.

2019 At a Glance

NDAD helped thousands of people help themselves in 2019:

- 1639 prescriptions filled
- 3502 accessible rides funded
- 4366 pieces of medical equipment loaned, saving North Dakotans over \$530,000
- 2801 medical trips funded
- 202 pieces of medical equipment and supplies purchased
- 51 people with a serious mental illness assisted with independent living skills and medication monitoring
- 165 wheelchair accessible van loans to 86 individuals
- 6 grants to organizations to assist individuals with disabilities
- 7048 hours of personal care received for people to remain in their homes
- 38 people were assisted with short term crisis stabilization
- 8 people with serious mental illnesses were provided supportive services to remain independent
- Over \$130,000 raised for 11 individuals through Community Fundraisers
- 36 individuals assisted with adaptive recreation
- 27,650 interactions, such as phone calls, walk-ins, emails, and other communication

How We Spend Our Money



- 89.0%: Program Services
\$2,020,306
- 9.4%: Management and General
\$213,113
- 1.7%: Fundraising
\$37,897