

Introduced by

Representatives J. Nelson, Boe

Senator Marcellais

1 A BILL for an Act to create and enact section 54-58-04 of the North Dakota Century Code,
2 relating to tribal-state gaming compacts and authorization of online gaming and online sports
3 betting ~~exclusively~~ by tribes.

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

5 **SECTION 1.** Section 54-58-04 of the North Dakota Century Code is created and enacted as
6 follows:

7 **Tribal-state gaming compact involving online gaming or online sports betting.**

- 8 1. The governor may negotiate and execute a tribal-state gaming compact, subject to
9 section 54-58-03, for the conduct of online gaming and online sports betting by a
10 federally recognized Indian tribe.
- 11 2. For purposes of section 25 of article XI of the Constitution of North Dakota regarding
12 gaming activity authorized by this section:
- 13 ~~a. Federally, federally recognized Indian tribes are public-spirited organizations.~~
- 14 ~~b. Federally recognized Indian tribes are not subject to chapter 53-06.1 or rules~~
15 ~~applicable to eligible organizations conducting gaming, except as agreed to in a~~
16 ~~tribal-state gaming compact.~~
- 17 3. Online gaming and online sports betting may be conducted and operated within the state
18 exclusively by federally recognized Indian tribes, utilizing servers located on a
19 tribal reservation within the state, and pursuant to a compact duly entered by the
20 state and the tribe.
- 21 4. Persons of age may participate in online gaming and online sports betting gaming
22 activities from any location within the state, provided the gaming activities are
23 conducted by a federally recognized Indian tribe, utilize servers located on a tribal
24 reservation within the state, and are operated pursuant to a compact entered by the

- 1 state and the tribe. A person may not be required to register for online gaming or
2 online sports betting accounts in person.
- 3 5. The uses of net gaming revenues from online gaming and online sports betting must
4 comply with the limitations in subsection 2 of section 53-06.1-11.1.
- 5 6. Any tribal-state gaming compact for online gaming, and any compact for online sports
6 betting, must addressinclude the following:
- 7 a. The scope of permitted gaming activities;
8 b. Geolocation within North Dakota;
9 c. Account encryption;
10 d. Age verification; and
11 e. Measures to prevent and mitigate online gaming addiction.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1448

Page 1, line 3, remove "exclusively"

Page 1, line 12, remove the underscored colon

Page 1, line 13, replace "a. Federally" with ".federally"

Page 1, remove lines 14 through 16

Page 1, line 18, remove "exclusively"

Page 2, line 3, after "5." insert "The uses of net gaming revenues from online gaming and online sports betting must comply with the limitations in subsection 2 of section 53-06.1-11.1.

6."

Page 2, line 4, replace "address" with "include"

Page 2, line 6, after "Geolocation" insert "within North Dakota"

Renumber accordingly

