

SB 2304

Section 2

NDCC § 53-06.1-03

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

- a. First securing approval for a site authorization from the governing body of the city or county in which the proposed site is located. Approval, which may be granted at the discretion of the governing body, must be recorded on a site authorization form that is to accompany the license application to the attorney general for final approval. A governing body, in exercising its discretion over issuing site authorizations:
 - (1) ~~may~~ May not require an eligible organization to donate net proceeds to the city, county, or related political subdivision or for community programs or services within the city or county as a condition for receiving a site authorization from the city or county;
 - (2) May not deny a site authorization solely because the eligible organization has not conducted gaming at that site;
 - (3) May not require that an eligible organization enter a lease with a specific site;
 - (4) ~~A governing body may~~ May limit the type of games and the number of electronic pull tab devices or tables for the game of twenty-one per site, and the number of sites upon which a licensed organization may conduct games within the city or county;
 - (5) ~~A governing body may~~ May charge a one hundred dollar fee for a site authorization; and
 - (6). Nothing in this subsection shall be construed to prohibit a governing body from:
 - (a) Creating and enforcing rules that are more stringent than state law regarding charitable gaming; and
 - (b) Denying a site authorization for just cause, including violation of state law or local rules.