



STATE OF NORTH DAKOTA
OFFICE OF ATTORNEY GENERAL
www.attorneygeneral.nd.gov
(701) 328-2210

Drew H. Wrigley
ATTORNEY GENERAL

#2

House IBL Committee
House Bill No. 1342
Relating to State Gaming Commission Authority
January 17, 2023, Room 327C

My name is Deb McDaniel, I am the Director of Gaming for the Office of Attorney General. I am here in opposition to House Bill 1342.

Should this bill pass as written there will need to be a fiscal note as my office will need another FTE and a complete computer re-write.

Electronic pull tabs were introduced in the 2017 session as paper pull tabs in electronic form. The state allows 18 other game types all closed and reported at the end of each quarter. E-tabs have been treated the same as paper pull tab reporting requirements.

With this change electronic pull tabs would need additional monitoring of state gaming stamps and reporting requirements. This would also require a complete overhaul of the existing gaming computer system. Changing the reporting requirement would no longer mimic pull tabs it would then need to be reclassified as an electronic game of chance and would more closely mimic slot machine play.

Paper pull tabs require two deals of pull tabs comingled and placed into play at the beginning of a quarter. Deals are added during the quarter as needed and all games must close and be reported at the end of the quarter. If there are remaining tickets these tickets are reported as unsold, and our office is able to verify the correct reporting of each deal of tickets with the state gaming stamp. It is the same for the electronic pull tabs. Deals are started at the beginning of the quarter and closed and reported at the end of the quarter. All other game types, Bingo, raffle activity, Club Specials, Tip, Seal, and punch Boards, Prize boards, Sports Pools, Twenty-One, Calcuttas, Paddlewheels and Poker are reported each quarter on a gaming tax return as required by NDCC 53-06.1-12. If this change is to take place electronic pull tab games would just continuously be played with only a snap-shot of activity at a certain time.

I also believe that this would be the incorrect section to require this activity, it should be placed under NDCC 53-06.1-08.2 or NDCC 53-06.1-12 as the Gaming Commission must adopt rules in accordance with chapter 28-32.