

March 23, 2023

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1114

Page 1, line 3, after the semicolon insert "to provide an effective date;"

Page 1, line 8, after the boldfaced period insert "**(Effective through June 30, 2023)**"

Page 2, after line 12, insert:

"SECTION 2. AMENDMENT. Section 53-06.1-11.2 of the North Dakota Century Code is amended and reenacted as follows:

53-06.1-11.2. Charitable gaming operating fund - Attorney general - State treasurer - Allocations - Transfer to the general fund.

1. There is created in the state treasury the charitable gaming operating fund. The fund consists of all gaming taxes, monetary fines, and interest and penalties collected under this chapter.
2. Excluding moneys in the charitable gaming operating fund appropriated by the legislative assembly for administrative and operating costs associated with charitable gaming, the attorney general shall allocate remaining moneys in the charitable gaming operating fund on a quarterly basis as follows:
 - a. ~~Ten~~ Two hundred sixty thousand dollars to the gambling disorder prevention and treatment fund. Moneys in the charitable gaming operating fund are appropriated on a continuing basis to the attorney general for the purpose provided in this subdivision.
 - b. Subject to legislative appropriations, five percent of the total moneys deposited in the charitable gaming operating fund to cities and counties in proportion to the taxes collected under section 53-06.1-12 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 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.
3. ~~On or before June thirtieth of each odd-numbered year, the attorney general shall certify to the state treasurer the amount of accumulated funds in the charitable gaming operating fund which exceed the amount appropriated by the legislative assembly for administrative and operating costs associated with charitable gaming for the subsequent biennium. The state treasurer shall transfer the certified amount from the charitable gaming operating fund to the general fund prior to the end of each biennium.~~ The balance of the net proceeds in the charitable gaming operating fund, less holdback of any amount appropriated by the legislative assembly for administrative and operating costs associated with charitable

gaming for the subsequent biennium must be transferred to the general fund on a biennial basis."

Page 2, line 13, replace "This" with "Section 1 of this"

Page 2, after line 14, insert:

"SECTION 4. EFFECTIVE DATE. Section 2 of this Act is effective July 1, 2023."

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases the quarterly transfer of charitable gaming tax revenues from the charitable gaming operating fund to the gambling disorder prevention and treatment fund from \$10,000 per quarter to \$260,000 per quarter, resulting in an additional \$2 million being transferred to the gambling disorder prevention and treatment fund rather than the general fund each biennium.