



ADMINISTRATIVE RULES COMMITTEE

Monday, June 9, 2025
Roughrider Room, State Capitol
Bismarck, North Dakota

Representative Brandy L. Pyle, Chairman, called the meeting to order at 10:00 a.m.

Members present: Representatives Brandy L. Pyle*, Donna Henderson, Andrew Marschall*, Carrie McLeod*, Dan Ruby*, Matthew Ruby*, Mike Schatz, Vicky Steiner, Bill Tveit*, Steve Vetter*; Senators Diane Larson, Janne Myrdal*, Bob Paulson*

Members absent: Representatives Scott Louser, Nathan Toman, Robin Weisz; Senators Sean Cleary, Jerry Klein

Others present: Stacey Pfenning, North Dakota Board of Nursing
See [Appendix A](#) for additional persons present.

**Attended remotely*

It was moved by Senator Larson, seconded by Representative Marschall, and carried on a voice vote that the minutes of the December 5, 2024, meeting be approved as distributed.

NORTH DAKOTA LOTTERY

Mr. Randy Miller, Interim Director, North Dakota Lottery, Attorney General's office, provided testimony ([Appendix B](#)) regarding the July 2025 rules of the division. He noted the proposed amendments include authorizing the acceptance of credit cards to purchase lottery tickets at retail locations and the modification of prize amounts.

In response to questions from committee members, Mr. Miller noted:

- The updated lottery system terminals technology now permits the acceptance of credit cards;
- The North American Association of State and Provincial Lotteries indicated 15 out of 17 lotteries conducted online permit the acceptance of credit cards;
- The North Dakota Lottery Advisory Commission approved the proposed rules, retailers were informed of the proposed changes, and the Attorney General approved the proposed rules as to their legality; and
- The decision to authorize the acceptance of credit cards to purchase lottery tickets was not the result of legislation.

It was moved by Senator Larson, seconded by Senator Myrdal, and carried on a roll call vote that North Dakota Administrative Code (NDAC) Sections 10-16-02-06 and 10-16-03-05 be amended to remove the authority to accept credit cards as payment for lottery tickets under North Dakota Century Code (NDCC) Section 28-32-18(3) to address the absence of statutory authority for this policy decision. Representatives Pyle, Henderson, Marschall, McLeod, D. Ruby, M. Ruby, Schatz, Steiner, Tveit, and Vetter and Senators Larson, Myrdal, and Paulson voted "aye". No negative votes were cast.

BOARD OF NURSING

Dr. Stacey Pfenning, Executive Director, North Dakota Board of Nursing, provided testimony ([Appendix C](#)) regarding the July 2025 rules of the board.

EDUCATION STANDARDS AND PRACTICES BOARD

Dr. Rebecca Pitkin, Executive Director, Education Standards and Practices Board, provided testimony ([Appendix D](#)) regarding the July 2025 rules of the board. In response to a question from a committee member, she noted:

- The board defines an appropriate relationship between a professional and a student in its code of professional conduct for educators, but, as an occupational board, does not evaluate library materials; and
- The board evaluates the transcript of an applicant to determine whether the applicant has met the requirements for licensure.

PUBLIC SERVICE COMMISSION

Mr. Brian Johnson, Special Assistant Attorney General, Public Service Commission, provided testimony ([Appendix E](#)) regarding a request to repeal NDAC Article 69-08 and amend Chapter 69-01-01 pursuant to NDCC Section 28-32-18.1 because the Public Service Commission no longer regulates auctioneers and auction clerks as a result of the enactment of House Bill No. 1191 (2023), and those provisions are obsolete and no longer in compliance with current law.

It was moved by Representative Tveit, seconded by Representative D. Ruby, and carried on a roll call vote that NDAC Article 69-08 be repealed and Chapter 69-01-01 be amended as requested. Representatives Pyle, Henderson, Marschall, McLeod, D. Ruby, M. Ruby, Schatz, Steiner, Tveit, and Vetter and Senators Larson, Myrdal, and Paulson voted "aye". No negative votes were cast.

No further business appearing, Chairman Pyle adjourned the meeting at 10:51 a.m.

Liz Fordahl
Counsel

ATTACH:5