

FIRST ENGROSSMENT

ENGROSSED HOUSE BILL NO. 1416

Introduced by

Representatives Grueneich, Dockter, Dressler, Kasper, Koppelman, Louser, Vetter

Senator Roers

1 A BILL for an Act to amend and reenact subsection 3 of section 53-06.1-03 of the North Dakota
2 Century Code, relating to two organizations conducting charitable gaming at the same site.

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

4 **SECTION 1. AMENDMENT.** Subsection 3 of section 53-06.1-03 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 3. A licensed organization or organization that has a permit shall conduct games as
7 follows:

8 a. Only one licensed organization or organization that has a permit may conduct
9 games at an authorized site on a day, except a:

10 (1) A raffle or a sports pool conducted under a local permit may be conducted
11 for a special occasion by another licensed organization or organization that
12 has a permit when one of these conditions is met:

13 (1) (a) When the area for the raffle or a sports pool is physically separated
14 from the area where games are conducted by the regular
15 organization.

16 (2) (b) Upon request of the regular organization and with the approval of the
17 alcoholic beverage establishment, the regular organization's license or
18 permit is suspended for that specific time of day by the attorney
19 general.

20 (2) Two organizations may consent to conduct two different types of games on
21 the same day at the same site for a period not to exceed twelve hours per
22 day, if:

- 1 (a) The site is located in a city with a population of one thousand two
2 hundred or less;
3 (b) Each organization employs its own staff; and
4 (c) Funds from gaming are not commingled.
- 5 b. Except for a temporary site authorized for fourteen or fewer consecutive days for
6 not more than two events per quarter or a licensed organization authorized on or
7 before January 1, 2023, to conduct gaming at more than fifteen sites, a licensed
8 organization, including a closely related organization, may not have more than
9 fifteen sites.
- 10 c. Games of electronic quick shot bingo, electronic pull tabs, pull tabs,
11 punchboards, twenty-one, paddlewheels, poker, and sports pools may be
12 conducted only during the hours when alcoholic beverages may be dispensed
13 according to applicable regulations of the state, county, or city. Electronic pull
14 tabs must be conducted in a designated area where patrons must be twenty-one
15 years of age or older to enter.
- 16 d. An organization may not permit a person under twenty-one years of age to
17 directly or indirectly play pull tabs, punchboards, twenty-one, calcuttas, sports
18 pools, paddlewheels, or poker. An organization may not permit an individual
19 under eighteen years of age to directly or indirectly play electronic quick shot
20 bingo. An organization may not permit an individual under eighteen years of age
21 to directly or indirectly play bingo unless the individual is accompanied by an
22 adult, bingo is conducted by an organization that has a permit, or the game's
23 prize structure does not exceed that allowed for a permit.
- 24 e. An organization may not install more than ten electronic pull tab devices at a site.
- 25 f. An organization with more than fifteen licensed sites under subdivision b may not
26 increase its number of sites beyond the number of sites licensed as of January 1,
27 2023.
- 28 g. An organization conducting gaming at an authorized site on January 1, 2023,
29 may continue to operate gaming, including as provided under subsection 1 of
30 section 53-06.1-06, at the authorized site regardless of whether the authorized
31 site is an alcoholic beverage establishment as defined under section 53-06.1-01.

- 1 h. For a raffle board, an organization permitted to conduct raffles shall sell the
- 2 numbered squares on the board for the same price and may sell squares at a site
- 3 thirty days before the drawing.