

SENATE BILL NO. 2224

Introduced by

Senators Myrdal, Luick

1 A BILL for an Act to amend and reenact section 53-06.1-01.1 of the North Dakota Century
2 Code, relating to the abolition of the gaming commission and the authorization of the attorney
3 general to administer and regulate gaming.

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

5 **SECTION 1. AMENDMENT.** Section 53-06.1-01.1 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **53-06.1-01.1. Gaming commissionAttorney general - Gaming - Rules.**

- 8 1. ~~The state gaming commission consists of the chairman and four other members~~
9 ~~appointed by the governor, with the consent of the senate. The members serve~~
10 ~~three-year terms and until a successor is appointed and qualified. If the senate is not~~
11 ~~in session when the term of a member expires, the governor may make an interim~~
12 ~~appointment, and the interim appointee holds office until the senate confirms or rejects~~
13 ~~the appointment. A member appointed to fill a vacancy arising from other than the~~
14 ~~natural expiration of a term serves only for the unexpired portion of the term. The~~
15 ~~terms of the commissioners must be staggered so no more than two terms expire~~
16 ~~each July first.~~
- 17 2. A person is ineligible for appointment to the commission if that person has not been a
18 resident of this state for at least two years before the date of appointment. A person is
19 also ineligible if that person is not of such character and reputation as to promote
20 public confidence in the administration of gaming in this state. A person is also
21 ineligible if that person has been convicted of a felony criminal offense or has pled
22 guilty or been found guilty of any violation of chapter 12.1-06, 12.1-08, 12.1-09,
23 12.1-10, 12.1-11, 12.1-12, 12.1-22, 12.1-23, 12.1-24, 12.1-28, 53-06.1, or 53-06.2, or
24 has pled guilty or been found guilty of any violation of section 6-08-16 or 6-08-16.2, or

1 ~~has pled guilty or been found guilty of any offense or violation that has a direct bearing~~
2 ~~on the person's fitness to be involved in gaming, or who has committed an equivalent~~
3 ~~offense or violation of the laws of another state or of the United States. A person who~~
4 ~~has a financial interest in gaming or is an employee or a member of the gaming~~
5 ~~committee of a licensed organization or distributor cannot be a member of the~~
6 ~~commission. For the purpose of this subsection, a financial interest includes the~~
7 ~~receiving of any direct payment from an eligible organization for property, services, or~~
8 ~~facilities provided to that organization.~~

9 ~~3. Commission members are entitled to seventy-five dollars per day for compensation for~~
10 ~~each day spent on commission duties and mileage and expense reimbursement as~~
11 ~~allowed to other state employees.~~

12 ~~4. The commission~~attorney general ~~shall adopt rules in accordance with chapter 28-32, to~~
13 ~~administer and regulate the gaming industry, including methods:~~

14 ~~1. Methods of conduct, play, and promotion of games; minimum~~

15 ~~2. Minimum procedures and standards for recordkeeping and internal control; requiring~~

16 ~~3. Requiring tax returns and reports from organizations or distributors; methods~~

17 ~~4. Methods of competition and doing business by distributors and manufacturers;~~
18 ~~acquisition~~

19 ~~5. Acquisition and use of gaming equipment; quality~~

20 ~~6. Quality standards or specifications for the manufacture of pull tabs, paper bingo cards,~~
21 ~~electronic pull tab devices, pull tab dispensing devices, bingo card marking devices,~~
22 ~~and fifty-fifty raffle systems; to~~

23 ~~7. To ensure that net proceeds are used for educational, charitable, patriotic, fraternal,~~
24 ~~religious, or public-spirited uses; to~~

25 ~~8. To protect and promote the public interest; to~~

26 ~~9. To ensure fair and honest games; to~~

27 ~~10. To ensure that fees and taxes are paid; and to~~

28 ~~11. To prevent and detect unlawful gambling activity.~~