

Introduced by

Senators Grindberg, Oehlke, Nelson

Representatives Hatlestad, Hawken, Delmore

1 A BILL for an Act to amend and reenact section 53-06.1-12 of the North Dakota Century Code,
2 relating to gaming taxes.

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

4 **SECTION 1. AMENDMENT.** Section 53-06.1-12 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **53-06.1-12. Gaming tax - Deposits and allocations.**

- 7 1. A gaming tax is imposed on the total gross proceeds received by a licensed
8 organization in a quarter and it must be computed and paid to the attorney general on
9 a quarterly basis on the tax return. This tax must be paid from adjusted gross
10 proceeds and is not part of the allowable expenses. The tax rate for a licensed
11 organization with gross proceeds:
- 12 a. ~~Not exceeding five hundred thousand dollars is one percent of gross proceeds.~~
 - 13 b. ~~Exceeding five hundred thousand dollars but not exceeding one million dollars is~~
14 ~~one and one-half percent of gross proceeds.~~
 - 15 c. ~~Exceeding one million dollars but not exceeding one million five hundred~~
16 ~~thousand dollars is two percent of gross proceeds.~~
 - 17 d. ~~Exceeding one million five hundred thousand dollars is two and one-half~~
18 ~~percent of gross proceeds.~~
- 19 2. The tax must be paid to the attorney general at the time tax returns are filed.
- 20 3. Except as provided in subsection 4, the attorney general shall deposit gaming and
21 ~~excise~~ taxes, monetary fines, and interest and penalties collected in the general fund
22 in the state treasury.
- 23 4. The attorney general shall deposit six~~nine and two-tenths~~ percent of the total taxes,
24 less refunds, collected under this section into a gaming and ~~excise~~ tax allocation fund.

Sixty-third
Legislative Assembly

1 Pursuant to legislative appropriation, moneys in the fund must be distributed quarterly
2 to cities and counties in proportion to the taxes collected under this section from
3 licensed organizations conducting games within each city, for sites within city limits, or
4 within each county, for sites outside city limits. If a city or county allocation under this
5 subsection is less than two hundred dollars, that city or county is not entitled to receive
6 a payment for the quarter and the undistributed amount must be included in the total
7 amount to be distributed to other cities and counties for the quarter.