23.0929.03000

Sixty-eighth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2245
with House Amendments
SENATE BILL NO. 2245

Introduced by

Senator Luick

A BILL for an Act to amend and reenact subsection 13 of section 53-06.1-01, subsection 3 of section 53-06.1-10.1, and subsections 2 and 5 of section 53-06.1-11 of the North Dakota Century Code, relating to a manufacturer of an electronic device, electronic fifty-fifty raffle tickets, allowable expenses, and monthly rent for electronic pull tab devices.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 13 of section 53-06.1-01 of the North Dakota Century Code is amended and reenacted as follows:

13. "Manufacturer" means, for a pull tab or bingo card, a person who designs, prints, assembles, or produces the product. For a pull tab dispensing device, electronic pull tab device operating system, bingo card marking device, or ~~a fifty-fifty~~electronic raffle system, a manufacturer means the person who directly controls and manages development of and owns the rights to the proprietary software encoded on a processing chip that enables the device or system to operate.

SECTION 2. AMENDMENT. Subsection 3 of section 53-06.1-10.1 of the North Dakota Century Code is amended and reenacted as follows:

3. An organization permitted to conduct raffles in this state may conduct ~~a~~an electronic fifty-fifty raffle either by manual drawing or by using a random number generator. ~~Fifty-fifty~~Electronic fifty-fifty raffle tickets must be sold and drawings held onsite at the location of and on the date of the event. ~~Fifty-fifty~~Electronic fifty-fifty raffles may not be conducted online over the internet.

SECTION 3. AMENDMENT. Subsection 2 of section 53-06.1-11 of the North Dakota Century Code is amended and reenacted as follows:

2. Allowable expenses may be deducted from adjusted gross proceeds. The allowable expense limit is ~~sixty~~:

a. Sixty percent of the adjusted gross proceeds per quarter if the total adjusted gross proceeds for the quarter are more than one hundred thousand dollars; and

b. Sixty-three percent of the adjusted gross proceeds per quarter if the total adjusted gross proceeds for the quarter are equal to or less than one hundred thousand dollars.

SECTION 4. AMENDMENT. Subsection 5 of section 53-06.1-11 of the North Dakota Century Code is amended and reenacted as follows:

5. For a site where bingo is not the primary game:

a. If twenty-one or paddlewheels is conducted, the monthly rent may not exceed two hundred dollars multiplied by the necessary number of tables based on criteria prescribed by gaming rule. For each twenty-one table with a wager greater than five dollars, an additional amount up to one hundred dollars may be added to the monthly rent. If pull tabs is also conducted involving only a jar bar, the monthly rent for pull tabs may not exceed an additional one hundred seventy-five dollars. If pull tabs is conducted involving only a dispensing device or a jar bar and dispensing device, the monthly rent for pull tabs may not exceed an additional three hundred twenty-five dollars.

b. If twenty-one and paddlewheels are not conducted but pull tabs is conducted involving either a jar bar or dispensing device, the monthly rent may not exceed four hundred dollars.

c. If pull tabs is conducted using one or more electronic pull tab devices, the monthly rent may not exceed an additional ~~one~~two hundred dollars per machine ~~for the first five machines in the same venue. For each additional machine in the same venue beyond five, the monthly rent may not exceed an additional fifty dollars per machine up to a maximum of one thousand one hundred twenty-five dollars per month for all electronic pull tab devices in a single venue~~. However, monthly rent may include an additional fifty dollars per electronic pull tab device if no gaming employee is onsite to conduct gaming and bar staff is solely responsible for voucher redemption.