

Sixty-ninth
Legislative Assembly
of North Dakota

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.