



STATE OF NORTH DAKOTA
OFFICE OF ATTORNEY GENERAL

www.attorneygeneral.nd.gov

(701) 328-2210

Drew H. Wrigley
ATTORNEY GENERAL

February 17, 2026

Ms. Liz Fordahl
Assistant Code Revisor
North Dakota Legislative Council
State Capitol
600 East Boulevard, 2nd Floor
Bismarck, ND 58505-0360

Dear Ms. Fordahl:

The Notice of Intent to amend and adopt Administrative Rules and a copy of the proposed rules related to Article 10-16 (Multi-State Lottery) of the N.D.A.C. are enclosed as required by N.D.C.C. § 28-32-10(1).

The proposed amendments with an effective date of February 22, 2026, are emergency rules that are required because of a rule change from the Millionaire for Life™ game group that is launching February 22, 2026. N.D.C.C. § 53-12.1-13 allows the North Dakota Lottery to adopt emergency rules as necessary without the grounds otherwise required under N.D.C.C. § 28-32-03.

The proposed amendments with an effective date of July 1, 2026, are miscellaneous rule changes that adopt clarifying language in support of the general updating of rules and establish a second prize liability limit in the Millionaire for Life game.

Please contact me at (701) 328-1579 with any comments, questions or concerns.

Sincerely,

A handwritten signature in blue ink that reads "Thomas Lawler".

Thomas Lawler
Director, Lottery Division
North Dakota Office of Attorney General

Enclosure

FULL NOTICE OF INTENT TO AMEND and ADOPT ADMINISTRATIVE RULES

TAKE NOTICE that the North Dakota Lottery, Office of Attorney General will hold a public hearing to address proposed amendments to N.D. Admin. Code article 10-16 related to the multi-state lottery at 10:00 a.m. on Friday, March 27, 2026, at the North Dakota Lottery Office, 1720 Burlington Drive - Suite C, in Bismarck.

The proposed amendments declared as emergency rules with an effective date of February 22, 2026, are as follows:

Section 10-16-13-04 is amended to include clarifying language and specify the dollar amount of the cash option.

The proposed amendments with an effective date of July 1, 2026, are as follows:

Section 10-16-01-01, subsection 3 is amended to include clarifying language.

Section 10-16-02-07, subsection 1, subdivision b is amended to include a trademark symbol (®) for Power Play.

Section 10-16-13-04 is amended to establish a second prize liability limit.

The proposed amendments are not expected to have an impact on the regulated community in excess of \$50,000.

The proposed rules may be reviewed at the North Dakota Lottery office, 1720 Burlington Drive – Suite C, Bismarck, North Dakota 58504-7736. A copy of the proposed rules may be requested by writing the above address or calling (701) 328-1574. Written or oral comments on the proposed rules sent to the above address or telephone number and received by April 7, 2026, will be fully considered.

If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota Lottery office at the above telephone number or address at least five days prior to the public hearing.

Dated this 17th day of February, 2026.

Thomas Lawler
Director, Lottery Division
North Dakota Office of Attorney General