



STATE OF NORTH DAKOTA  
**OFFICE OF ATTORNEY GENERAL**  
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Drew H. Wrigley  
ATTORNEY GENERAL

February 6, 2025

Liz Fordahl  
North Dakota Legislative Council  
State Capitol  
600 East Boulevard, 2<sup>nd</sup> Floor  
Bismarck, ND 58505-0160

Dear Ms. Fordahl:

The Notice of Intent to Amend/Repeal 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/repeals related to the Mega Millions® game changes are emergency rules with an effective date of April 5, 2025. The emergency rules are necessary to meet the Multi-State Lottery Association game changes to Mega Millions. 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 related to the acceptance of credit cards to purchase lottery tickets at retail locations, terminate selling of lottery gift certificates, photo of a winning ticket, postmark mailing of a winning ticket, North Dakota mailing address for Pick & Click online play, completing a prize claim form for Pick & Click online play, Points for Prizes® confidential data, Points for Drawings™ confidential data, and other miscellaneous rule changes are effective July 1, 2025 and September 28, 2025.

If you have any questions, please call me at 328-1579.

Sincerely,

A handwritten signature in cursive script that reads "Randy Miller".

Randy Miller  
Interim Director  
North Dakota Lottery

Enclosures

FULL NOTICE OF INTENT TO  
AMEND/REPEAL ADMINISTRATIVE RULES

TAKE NOTICE that the Office of Attorney General will hold a public hearing to address proposed amendments/repeals to N.D. Admin. Code article 10-16 related to the multi-state lottery at 10:00 a.m. on Friday, March 21, 2025, at the North Dakota Lottery Office, 1720 Burlington Drive - Suite C, in Bismarck.

The proposed amendments/repeals declared as emergency rules with an effective date of April 5, 2025, are as follows:

**Subdivision c of subsection 1 of section 10-16-02-07** is amended to remove language related to the Megaplier® option and adjust the retailer bonus amounts for Mega Millions® prizes.

**Subsection 2 of section 10-16-02-07** is amended to remove language related to the Megaplier option.

**Section 10-16-08-01** is amended to change the Mega Ball® numbers between one and twenty-four, the price of a play to five dollars, a set prize to ten million dollars or less, and add language explaining the randomly assigned multiplier.

**Section 10-16-08-02** is amended to add language explaining the range of a prize win, updating prize pool percentages and game odds, change prize amount for 1 white + 1 gold to \$7, prize amount for 0 white + 1 gold to \$5, the price of a play to five dollars, and overall odds to 1:23.07.

**Section 10-16-08-04** is amended to remove language to repeal the Megaplier option.

**Section 10-16-08-05** is amended to add Section 10-16-08-05 explaining the random multiplier, frequency, and odds.

The proposed amendments with an effective of July 1, 2025, are as follows:

**Subsection 1 of section 10-16-03-07** is amended to add language clarifying a photo of a lottery ticket or photo of a cash voucher do not have monetary or prize value and are not evidence of a ticket bought.

**Subsection 3 of section 10-16-03-08** is amended to remove language that to claim a prize, a winning ticket must be mailed, postmarked within one hundred eighty days after the date of the draw.

**Subsection 4 of section 10-16-03-08.1** is amended to remove language requiring a Pick & Click online player to have a North Dakota mailing address.

**Subdivision a of subsection 8 of section 10-16-03-08.1** is amended to remove language related to the Megaplier option.

**Subsection 11 of section 10-16-03-08.1** is amended to add language requiring a Pick & Click online player to complete a prize claim form.

**Subsection 2 of section 10-16-09-01** is amended to remove language referencing the website URL store.lottery.nd.gov which is no longer valid and replacing with the North Dakota Lottery Players Club® website .

**Subsection 7 of section 10-16-09-01** is amended to add language clarifying confidential data of Points for Prizes® players.

**Subsection 2 of section 10-16-09-06** is amended to remove language referencing the website URL store.lottery.nd.gov which is no longer valid and replacing with the North Dakota Lottery Players Club website .

**Subsection 3 of section 10-16-10-01** is amended to remove language referencing the website URL store.lottery.nd.gov which is no longer valid and replacing with the North Dakota Lottery Players Club website .

**Subsection 8 of section 10-16-10-01** is amended to add language clarifying confidential data of Points for Drawings™ players.

**Subsection 14 of section 10-16-10-04** is amended to add language clarifying information of Points for Drawings™ winners that will be released to the public.

The proposed amendments with an effective of September 28, 2025, are as follows:

**Subsection 12 of section 10-16-02-06** is amended to remove language not allowing retailers to accept credit cards for the purchase of lottery tickets.

**Subsection 13 of section 10-16-02-06** is amended to add language requiring retailers to accept credit cards for the purchase of lottery tickets.

**Subsection 24 of section 10-16-02-06** is amended to remove language that retailers incur the loss from theft of a lottery gift certificate.

**Subsection 1 of section 10-16-03-05** is amended to remove language requiring retailers to accept lottery gift certificates and added language requiring retailers to accept credit cards for the purchase of lottery tickets.

**Subsection 3 of section 10-16-03-05** is amended to add language to clarify except for a subscription, a player shall place a play through a retailer.

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 2, 2025, 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 6th day of February, 2025.

Attorney General Drew Wrigley