

The background of the slide features a large, faint, and semi-transparent version of the North Dakota State Seal. The seal depicts an eagle with its wings spread, perched on a shield. Above the eagle's head is a semi-circle containing thirteen stars, with a banner below it reading "E PLURIBUS UNUM". The entire seal is set against a dark blue background with a subtle, wavy pattern.

NORTH DAKOTA OFFICE OF ATTORNEY GENERAL — GAMING DIVISION —

NON-PROFIT NORTH DAKOTA
CONFERENCE



WHAT WE WILL COVER



**A Perspective
On Gaming In
North Dakota**



**Current Events
Of Gaming In
North Dakota**



**Your Charity
Conducting
Gaming**



A PERSPECTIVE ON GAMING IN NORTH DAKOTA

NON-PROFIT NORTH DAKOTA
CONFERENCE



CHARITABLE GAMING

Article XI, Section 25 of the North Dakota Constitution:

“The legislative assembly shall not authorize any game of chance, lottery, or gift enterprises, under any pretense, or for any purpose whatever. However, the legislative assembly shall authorize the state of North Dakota to join a multi-state lottery for the benefit of the state of North Dakota, and, the legislative assembly may authorize by law bona fide nonprofit veterans', charitable, educational, religious, or fraternal organizations, civic and service clubs, or such other public-spirited organizations as it may recognize, to conduct games of chance when the entire net proceeds of such games of chance are to be devoted to educational, charitable, patriotic, fraternal, religious, or other public-spirited uses.”



WHAT WAYS CAN GAMING BE CONDUCTED

Licensed Organization

- An Eligible Organization with a state issued license allowing the conduct of a large selection of games of chance within a fixed location on a daily basis
- A Bar with Blackjack, Pull Tabs, E-Tabs, Bingo Hall, expensive raffle, or more

Local / Restricted Permit

- A non-profit that has been issued permission from the city/county to temporarily conduct a select number of games of chance
- A home football game raffle, one-time bingo event, raffle for the ill, or more



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WHO IS CONDUCT GAMING

300+

Licensed Organizations

1,100+

Gaming Sites

600+

**Local / Restricted Event
Permits Issued a Year**

1.8+ BILLION

Statewide Annual Wagers

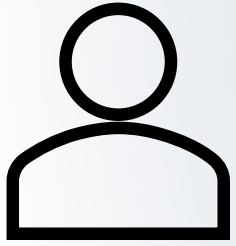
WHO CAN CONDUCT GAMING

Chapter 53-06.1-01 (8) of the North Dakota Century Code States:

"Eligible organization" means a veterans, charitable, educational, religious, fraternal, civic and service, public safety, or public-spirited organization domiciled in North Dakota...and registered as a non-profit with the Secretary of State...and which has been regularly and actively fulfilling its primary purpose within this state during the two immediately preceding years...An organization's primary purpose may not involve the conduct of games.

Licensed gaming is a privilege given to those who are a non-profit for at least two years to help supplement their primary purpose.

INTERNAL STRUCTURE OF THE GAMING DIVISION



DIRECTOR



LICENSING
SECTION



AUDIT SECTION



INVESTIGATIVE
SECTION



TAX RETURN
SECTION



COMMUNICATIONS
SECTION

INTERNAL STRUCTURE OF THE GAMING DIVISION



DIRECTOR



LICENSING
SECTION



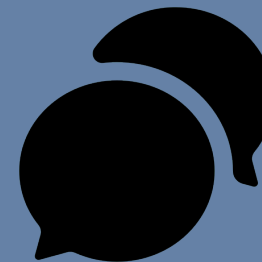
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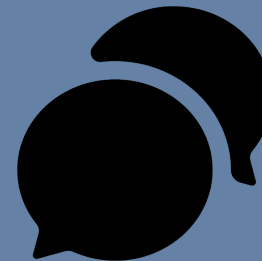
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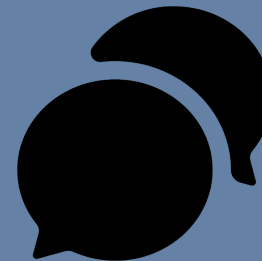
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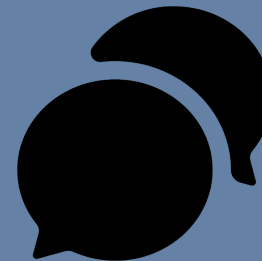
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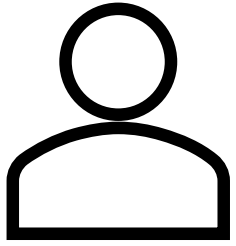


TAX RETURN
SECTION



COMMUNICATIONS
SECTION

INTERNAL STRUCTURE OF THE GAMING DIVISION



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LICENSING
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INVESTIGATIVE
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TAX RETURN
SECTION



COMMUNICATIONS
SECTION



OFFICE OF ATTORNEY GENERAL

- ❖ To know what is happening
- ❖ That what is happening matches the intent and rules of gaming as laid out by law
- ❖ That games will operate and distribute prizes correctly
- ❖ Games will be conducted in the right way & location
- ❖ That the charity is protected from bad actors

**ULTIMATELY, THAT FUNDS FROM THE GAME,
ARE USED CORRECTLY**

HOW GAMING FUNDS GET USED



“the entire net proceeds of such games of chance are to be devoted to educational, charitable, patriotic, fraternal, religious, or other public-spirited uses.”

- North Dakota State Constitution

HOW GAMING FUNDS GET USED



HOW GAMING FUNDS GET USED



HOW GAMING FUNDS GET USED



HOW GAMING FUNDS GET USED



90%
of Cash
Inserted is
paid back

HOW GAMING FUNDS GET USED

\$1,000,000

Inserted, Redeemed,
and Replayed



\$900,000

Prizes & Replays

\$100,000

Adjusted Gross
Proceeds

HOW GAMING FUNDS GET USED

\$900,000

Prizes & Replays

\$12,000

(12%) Gaming Tax

\$100,000

Adjusted Gross
Proceeds



\$88,000

Total Adjusted Gross

HOW GAMING FUNDS GET USED

\$88,000

**Total Adjusted
Gross**



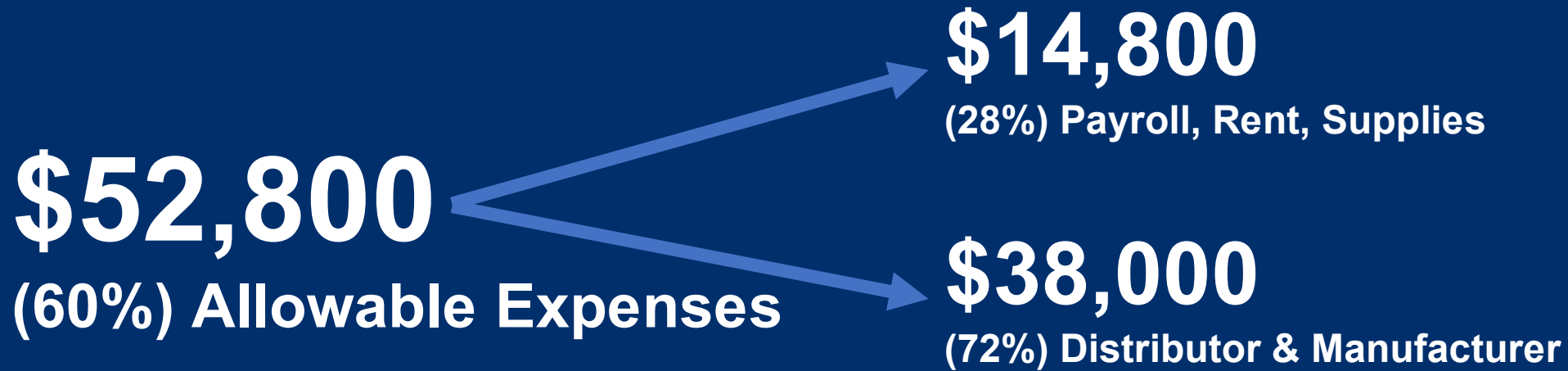
\$52,800

(60%) Allowable Expenses

\$35,200

(40%) Net Proceeds

HOW GAMING FUNDS GET USED



\$35,200 → **Charitable Purposes**
(40%) Net Proceeds

- Economic Development
- Tourism
- Scholarships
- Libraries
- Performing Arts
- Youth & Amateur Sports
- Public Worship
- Scientific Research
- Impoverished / Homeless
- Elderly
- Abused
- Addicted
- Sick, Diseased, Terminally ill
- Emergency Relief
- Erection & Maintenance of Eligible Facilities
- Nursing Homes
- Medical Facilities
- Social Services
- Crime Prevention
- Fire Prevention
- Public Safety
- Veterans
- Perpetual Memory of Deceased
- Principles of Liberty, Truth, Justice, and Equality
- Public Buildings, Facilities, Utilities, or Waterworks
- Lessening the Burden of Government
- And More.

HOW GAMING FUNDS GET USED

\$52,800

(60%) Allowable Expenses

- ❖ **What if we use less than 60% to operate?**
- ❖ **Net Proceeds must be completely devoted to charitable causes**



CURRENT EVENTS ON GAMING IN NORTH DAKOTA

NON-PROFIT NORTH DAKOTA
CONFERENCE

THE LAWS THAT GOVERN



THE LAWS THAT GOVERN



A pyramid diagram divided into three horizontal sections. The top section is a triangle with a blue background and white text. The middle section is a rectangle with a photograph of a legislative chamber. The bottom section is a triangle with a blue background and white text. The pyramid is set against a dark blue background.

CONSTITUTION

CENTURY CODE

**ADMINISTRATIVE
RULES**

- ❖ The Law of the Land
- ❖ Small in nature
- ❖ To the point

THE LAWS THAT GOVERN



CONSTITUTION

CENTURY CODE

**ADMINISTRATIVE
RULES**

Legislators

- ❖ **Amended & Expanded by the legislators**
- ❖ **Changes every 2 years**
- ❖ **Gives the structure for everything permitted by the constitution**

THE LAWS THAT GOVERN



The pyramid is divided into three horizontal sections. The top section features a close-up of the US Constitution with the words 'We the People' visible. The middle section shows a wide-angle view of a legislative chamber, likely the Nevada Assembly, with many members seated in a semi-circle. The bottom section shows a close-up of a book cover with the words 'ADMINISTRATIVE LAW' printed on it.

CONSTITUTION

CENTURY CODE

**ADMINISTRATIVE
RULES**

Gaming Commission
❖ Implements, Interpretates,
and Prescribes law or
policy



GAMING LAWS & RULES

On January 1, 2023 updated admin rules took effect and as of now some Century Code updates from the 2023 legislative session have and are taking effect

Questions asked by the gaming commission

- ❖ What is in statute and still needs clarification?
- ❖ What best promotes the security of gaming?
- ❖ How is the environment of gaming supposed to operate?

Questions asked by the legislators

- ❖ Is gaming growing too fast/slow?
- ❖ Do we need to target specific game types?
- ❖ What do we not know about gaming and need to know?
- ❖ What do charities and bars need?



GAMING 2023 – ADMINISTRATIVE RULES

Administrative Rules Updates Include:

- ❖ Defining what is an “Alcoholic Beverage Establishment”
- ❖ Rules on how to conduct the sale of online raffle systems
- ❖ Sorting the requirements of an auditor
- ❖ Who can count cash for Blackjack
- ❖ Credit Ticket Vouchers cannot leave sites
- ❖ To what capacity can Manufacturers, Distributors, and Organizations interact with each other
- ❖ Who can play which games
- ❖ Organizations needing to have an internal control manual



GAMING 2023 - CENTURY CODE

Century Code Updates Include:

- ❖ Clarifying the “Alcoholic Beverage Establishment” definition
- ❖ Allowing veterans to use funds for their statewide administration
- ❖ Shifting site limits from 25 to 15
- ❖ Making the process of site authorization more objective and clear
- ❖ Updating rent amounts for Electronic Pull-Tabs
- ❖ Permitting the sale of raffle boards from 1 day to 30
- ❖ Allowing sports pools with a permit to be conducted in separate room
- ❖ Fraternal organizations can use trust funds for their property
- ❖ Establishing a gaming technology fund
- ❖ Launching a legislative study into the conduct of charitable gaming in ND



YOUR CHARITY AND GAMING IN NORTH DAKOTA

NON-PROFIT NORTH DAKOTA
CONFERENCE



WHAT WAYS CAN GAMING BE CONDUCTED

Licensed Organization

- ❖ An Eligible Organization with a state issued license allowing the conduct of a large selection of games of chance within a fixed location on a daily basis
- ❖ A Bar with Blackjack, Pull Tabs, E-Tabs, Bingo Hall, expensive raffle, or more

Local / Restricted Permit

- ❖ A non-profit that has been issued permission from the city/county to temporarily conduct a select number of games of chance
- ❖ A home football game raffle, one-time bingo event, raffle for the ill, or more



LICENSED ORGANIZATIONS

- ❖ Bingo
- ❖ Electronic Quick Shot Bingo
- ❖ Standard Ticket Raffles
- ❖ Double Ticket Roll Raffles
- ❖ Electronic Fifty-Fifty Raffles
- ❖ Pull-Tab Jars
- ❖ Club Specials
- ❖ Tip Boards
- ❖ Seal Boards
- ❖ Prize Boards
- ❖ Electronic Pull-Tabs
- ❖ Sports Pools
- ❖ Twenty-One (Blackjack)
- ❖ Poker
- ❖ Calcuttas
- ❖ Paddlewheels
- ❖ Pull-Tab Dispensing Devices
- ❖ Prize Board Dispensing Devices



LICENSED ORGANIZATIONS

- 1. Conduct primary purpose for two years**
- 2. Develop Internal Controls**
- 3. Apply for License**
- 4. Contact Distributors**
- 5. Ask City/County to conduct in jurisdiction through the application of site authorization**
- 6. Converse with Alcoholic Beverage Establishment**
- 7. Send Rental Agreement & Site Authorization to AG for approval**
- 8. Complete necessary recordkeeping on a continual basis**
- 9. Report Taxes Quarterly**



LICENSED ORGANIZATIONS

Site Authorization

- ❖ A record approved by the City/County & Attorney General to conduct gaming at a location
- ❖ Must be issued every site they want to conduct gaming at
 - Only one site authorization may be issued for a site unless site is a fairground

Site Authorization is valid for one fiscal year

- ❖ (July 1 – June 30)



CHARITABLE PURPOSES

- ❖ Economic Development
- ❖ Tourism
- ❖ Scholarships
- ❖ Libraries
- ❖ Performing Arts
- ❖ Youth & Amateur Sports
- ❖ Public Worship
- ❖ Scientific Research
- ❖ Impoverished / Homeless
- ❖ Elderly
- ❖ Abused
- ❖ Addicted
- ❖ Sick, Diseased, Terminally ill
- ❖ Emergency Relief
- ❖ Erection & Maintenance of Eligible Facilities
- ❖ Nursing Homes
- ❖ Medical Facilities
- ❖ Social Services
- ❖ Crime Prevention
- ❖ Fire Prevention
- ❖ Public Safety
- ❖ Veterans
- ❖ Perpetual Memory of Deceased
- ❖ Principles of Liberty, Truth, Justice, and Equality
- ❖ Public Buildings, Facilities, Utilities, or Waterworks
- ❖ Lessening the Burden of Government
- ❖ And More.

REQUEST FOR GAMING FUNDS (SFN 9801)



APPLICATION FOR GAMING FUNDS

ND OFFICE OF ATTORNEY GENERAL
GAMING DIVISION
SFN 9801 (1-2023)

Organization

Legal Name of Organization or Individual Applying For Funds		Contact Person for Applicant		Telephone Number		
Mailing Address		City	State	Zip Code		
Detailed Description of Intended Use of Gaming Funds:						
<p>Applicant agrees to retain documentation of the use of the funds for three years from the date funds are received. Applicant agrees that if the funds are not used for the above stated purpose, or the funds are not used within six months, the funds will be returned to the gaming organization.</p>		Signature of Applicant		Date		
Amount Requested	<input type="checkbox"/> Request Approved <input type="checkbox"/> Request Denied	Approved By	Amount Approved	Check Number	Check Date	Eligible Use Code
						-



PERMITTED ORGANIZATIONS

LOCAL PERMIT

- ❖ **Raffles**
 - ❖ **Raffle Board**
 - ❖ **Ticket Stub**
 - ❖ **Calendar Raffle**
- ❖ **Bingo**
- ❖ **Sports Pools**

RESTRICTED EVENT PERMIT (ONE EVENT A YEAR)

- ❖ **Raffles**
- ❖ **Bingo**
- ❖ **Sports Pools**
- ❖ **Paddlewheels**
- ❖ **Twenty-one**
- ❖ **Poker**

Can only apply for one type of permit in a year



PERMITTED ORGANIZATIONS

Chapter 53-06.1-03(1)(a) of the North Dakota Century Code States:

An organization recognized as a public-spirited organization by the governing body of a city or county may apply for permits.

How should the City/County determine if we are “Public-Spirited”

- ❖ Show your primary purpose
- ❖ Let the city know what the funds generated will be used for

The local governing body has complete authority to make the determination if the city agrees, they will issue the permit



PERMITTED ORGANIZATIONS

Chapter 53-06.1-03(1)(a) of the North Dakota Century Code States:

An organization recognized as a public-spirited organization by the governing body of a city or county may apply for permits.

1. Fill out the application

- Go to AttorneyGeneral.nd.gov

2. Submit to city/county

3. Get approval from city/county, and if needed, the licensed organization and bar

4. Begin conducting



APPLYING FOR A PERMIT



APPLICATION FOR A LOCAL PERMIT OR RESTRICTED EVENT PERMIT
NORTH DAKOTA OFFICE OF ATTORNEY GENERAL
GAMING DIVISION
SFN 9338 (5-2023)

Applying for (check one)			
<input type="checkbox"/> Local Permit	<input type="checkbox"/> Restricted Event Permit*		
Games to be conducted		<input type="checkbox"/> Raffle by a Political or Legislative District Party	
<input type="checkbox"/> Bingo	<input type="checkbox"/> Raffle	<input type="checkbox"/> Raffle Board	<input type="checkbox"/> Calendar Raffle
<input type="checkbox"/> Sports Pool	<input type="checkbox"/> Poker*	<input type="checkbox"/> Twenty-One*	<input type="checkbox"/> Paddlewheels*

*See Instruction 2 (f) on Page 2. Poker, Twenty-One, and Paddlewheels may be conducted Only with a Restricted Event Permit. Only one permit per year.
LOCAL PERMIT RAFFLES MAY NOT BE CONDUCTED ONLINE AND CREDIT CARDS MAY NOT BE USED FOR WAGERS

ORGANIZATION INFO			
Name of Organization or Group	Dates of Activity (Does not include dates for the sales of tickets)		
Organization or Group Contact Person	E-mail	Telephone Number	
Business Address	City	State	ZIP Code
Mailing Address (if different)	City	State	ZIP Code

SITE INFO			
Site Name	County		
Site Physical Address	City	State	ZIP Code
Provide the exact date(s) & frequency of each event & type (Ex. Bingo every Friday 10/1-12/31, Raffle - 10/30, 11/30, 12/31, etc.)			

PRIZE / AWARD INFO (If More Prizes, Attach An Additional Sheet)		
Game Type	Description of Prize	Exact Retail Value of Prize
Total (limit \$40,000 per year)		\$

Intended Uses of Gaming Proceeds	
Does the organization presently have a state gaming license? (If yes, the organization is not eligible for a local permit or restricted event permit and should call the Office of Attorney General at 1-800-326-9240)	
<input type="checkbox"/> Yes	<input type="checkbox"/> No
Has the organization or group received a restricted event permit from any city or county for the fiscal year July 1 - June 30 (If yes, the organization or group does not qualify for a local permit or restricted event permit)	
<input type="checkbox"/> Yes	<input type="checkbox"/> No
Has the organization or group received a local permit from an city or county for the fiscal year July 1 - June 30 (If yes, indicate the total retail value of all prizes previously awarded)	
<input type="checkbox"/> No	<input type="checkbox"/> Yes - Total Retail Value: <input type="text"/> (This amount is part of the total prize limit for \$40,000 per fiscal year)
Is the organization or group a state political party or legislative district party? (If yes, the organization or group may only conduct a raffle and must complete SFN 52880 "Report on a Restricted Event Permit" within 30 days of the event. Net proceeds may be for political purposes.)	
<input type="checkbox"/> Yes	<input type="checkbox"/> No

Printed Name of Organization Group's Permit Organizer	Telephone Number	E-mail Address	
Signature of Organization Group's Permit Organizer	Title		Date

APPLICATION FOR A PERMIT (SFN 9338)

APPLICATION FOR A PERMIT



APPLICATION FOR A LOCAL PERMIT OR RESTRICTED EVENT PERMIT

NORTH DAKOTA OFFICE OF ATTORNEY GENERAL

GAMING DIVISION

SFN 9338 (5-2023)

Applying for (check one)



Local Permit



Restricted Event Permit*

Games to be conducted



Raffle by a Political or Legislative District Party



Bingo



Raffle



Raffle Board



Calendar Raffle



Sports Pool



Poker*



Twenty-One*



Paddlewheels*

**See Instruction 2 (f) on Page 2. Poker, Twenty-One, and Paddlewheels may be conducted Only with a Restricted Event Permit. Only one permit per year.*

LOCAL PERMIT RAFFLES MAY NOT BE CONDUCTED ONLINE AND CREDIT CARDS MAY NOT BE USED FOR WAGERS

Gametype determines permit

- ❖ Fiscal year: JULY 1 – JUNE 30
- ❖ Unlimited Local Permits or one Restricted Event
 - Cannot apply for both within a fiscal year

APPLICATION FOR A PERMIT

ORGANIZATION INFO

Name of Organization or Group		Dates of Activity <i>(Does not include dates for the sales of tickets)</i>	
Organization or Group Contact Person	E-mail	Telephone Number	
Business Address	City	State	ZIP Code
Mailing Address (if different)	City	State	ZIP Code

SITE INFO

Site Name	County		
Site Physical Address	City	State	ZIP Code
Provide the exact date(s) & frequency of each event & type <i>(Ex. Bingo every Friday 10/1-12/31, Raffle - 10/30, 11/30, 12/31, etc.)</i>			

PRIZE / AWARD INFO (If More Prizes, Attach An Additional Sheet)

Game Type	Description of Prize	Exact Retail Value of Prize
Total <i>(limit \$40,000 per year)</i>		\$

APPLICATION FOR A PERMIT

Intended Uses of Gaming Proceeds

Does the organization presently have a state gaming license? *(If yes, the organization is not eligible for a local permit or restricted event permit and should call the Office of Attorney General at 1-800-326-9240)*

☐ Yes ☐ No

Has the organization or group received a restricted event permit from any city or county for the fiscal year July 1 - June 30 (If yes, the organization or group does not qualify for a local permit or restricted event permit)

☐ Yes ☐ No

Has the organization or group received a local permit from an city or county for the fiscal year July 1 - June 30 *(If yes, indicate the total retail value of all prizes previously awarded)*

☐ No ☐ Yes - Total Retail Value: (This amount is part of the total prize limit for \$40,000 per fiscal year)

Is the organization or group a state political party or legislative district party? *(If yes, the organization or group may only conduct a raffle and must complete SFN 52880 "Report on a Restricted Event Permit" within 30 days of the event. Net proceeds may be for political purposes.)*

☐ Yes ☐ No

Printed Name of Organization Group's Permit Organizer	Telephone Number	E-mail Address
Signature of Organization Group's Permit Organizer	Title	Date



CHARITABLE PURPOSES

- ❖ Economic Development
- ❖ Tourism
- ❖ Scholarships
- ❖ Libraries
- ❖ Performing Arts
- ❖ Youth & Amateur Sports
- ❖ Public Worship
- ❖ Scientific Research
- ❖ Impoverished / Homeless
- ❖ Elderly
- ❖ Abused
- ❖ Addicted
- ❖ Sick, Diseased, Terminally ill
- ❖ Emergency Relief
- ❖ Erection & Maintenance of Eligible Facilities
- ❖ Nursing Homes
- ❖ Medical Facilities
- ❖ Social Services
- ❖ Crime Prevention
- ❖ Fire Prevention
- ❖ Public Safety
- ❖ Veterans
- ❖ Perpetual Memory of Deceased
- ❖ Principles of Liberty, Truth, Justice, and Equality
- ❖ Public Buildings, Facilities, Utilities, or Waterworks
- ❖ Lessening the Burden of Government
- ❖ And More.

APPLICATION FOR A PERMIT

Intended Uses of Gaming Proceeds

Does the organization presently have a state gaming license? *(If yes, the organization is not eligible for a local permit or restricted event permit and should call the Office of Attorney General at 1-800-326-9240)*

☐ Yes ☐ No

Has the organization or group received a restricted event permit from any city or county for the fiscal year July 1 - June 30 (If yes, the organization or group does not qualify for a local permit or restricted event permit)

☐ Yes ☐ No

Has the organization or group received a local permit from an city or county for the fiscal year July 1 - June 30 *(If yes, indicate the total retail value of all prizes previously awarded)*

☐ No ☐ Yes - Total Retail Value: (This amount is part of the total prize limit for \$40,000 per fiscal year)

Is the organization or group a state political party or legislative district party? *(If yes, the organization or group may only conduct a raffle and must complete SFN 52880 "Report on a Restricted Event Permit" within 30 days of the event. Net proceeds may be for political purposes.)*

☐ Yes ☐ No

Printed Name of Organization Group's Permit Organizer

Telephone Number

E-mail Address

Signature of Organization Group's Permit Organizer

Title

Date



APPLICATION FOR A LOCAL PERMIT OR RESTRICTED EVENT PERMIT

NORTH DAKOTA OFFICE OF ATTORNEY GENERAL

GAMING DIVISION

SFN 9338 (5-2023)

Applying for (check one)	
<input type="checkbox"/> Local Permit	<input type="checkbox"/> Restricted Event Permit*
Games to be conducted	
<input type="checkbox"/> Raffle by a Political or Legislative District Party	
<input type="checkbox"/> Bingo	<input type="checkbox"/> Raffle
<input type="checkbox"/> Raffle Board	<input type="checkbox"/> Calendar Raffle
<input type="checkbox"/> Sports Pool	<input type="checkbox"/> Poker*
<input type="checkbox"/> Twenty-One*	<input type="checkbox"/> Paddlewheels*

*See Instruction 2 (f) on Page 2. Poker, Twenty-One, and Paddlewheels may be conducted Only with a Restricted Event Permit. Only one permit per year.

LOCAL PERMIT RAFFLES MAY NOT BE CONDUCTED ONLINE AND CREDIT CARDS MAY NOT BE USED FOR WAGERS

ORGANIZATION INFO	
Name of Organization or Group	Dates of Activity (Does not include dates for the sales of tickets)
Organization or Group Contact Person	E-mail
Telephone Number	
Business Address	City
State	ZIP Code
Mailing Address (if different)	City
State	ZIP Code

SITE INFO	
Site Name	County
Site Physical Address	City
State	ZIP Code
Provide the exact date(s) & frequency of each event & type (Ex. Bingo every Friday 10/1-12/31, Raffle - 10/30, 11/30, 12/31, etc.)	

PRIZE / AWARD INFO (If More Prizes, Attach An Additional Sheet)		
Game Type	Description of Prize	Exact Retail Value of Prize
	Total (limit \$40,000 per year)	\$

Intended Uses of Gaming Proceeds
Does the organization presently have a state gaming license? (If yes, the organization is not eligible for a local permit or restricted event permit and should call the Office of Attorney General at 1-800-326-9240)
<input type="checkbox"/> Yes <input type="checkbox"/> No
Has the organization or group received a restricted event permit from any city or county for the fiscal year July 1 - June 30 (If yes, the organization or group does not qualify for a local permit or restricted event permit)
<input type="checkbox"/> Yes <input type="checkbox"/> No
Has the organization or group received a local permit from an city or county for the fiscal year July 1 - June 30 (If yes, indicate the total retail value of all prizes previously awarded)
<input type="checkbox"/> No <input type="checkbox"/> Yes - Total Retail Value: <input type="text"/> (This amount is part of the total prize limit for \$40,000 per fiscal year)
Is the organization or group a state political party or legislative district party? (If yes, the organization or group may only conduct a raffle and must complete SFN 52880 "Report on a Restricted Event Permit" within 30 days of the event. Net proceeds may be for political purposes.)
<input type="checkbox"/> Yes <input type="checkbox"/> No

Printed Name of Organization Group's Permit Organizer	Telephone Number	E-mail Address
Signature of Organization Group's Permit Organizer	Title	Date

The completed application (SFN 9338) must be timely submitted to the City/County for approval

- ❖ City/County is determined by the location of the site for the event
- ❖ Once a permit (SFN 17926) is issued the City/County must send a copy of the permit to AG's Office before the first event date
- ❖ City/County may charge up to a \$25 fee for each permit issued



APPLICATION FOR A PERMIT (SFN 9338)

**Any questions on the permit
application process?**

LOCAL OR RESTRICTED EVENT PERMIT (SFN 17926)

If City/County decides to issue a permit. They will issue this record as permission.

- ❖ Permit must be issued before the first event date
- ❖ Permit must be displayed at site during the conduct of the games



LOCAL PERMIT OR RESTRICTED EVENT PERMIT

NORTH DAKOTA OFFICE OF ATTORNEY GENERAL
GAMING DIVISION
SFN 17926 (5-2023)

Permit Number

Permit Type (<i>check one</i>)	
<input type="checkbox"/> Local Permit	<input type="checkbox"/> Restricted Event Permit*
Games Authorized	
<input type="checkbox"/> Raffle by a Political or Legislative District Party	
<input type="checkbox"/> Bingo	<input type="checkbox"/> Raffle
<input type="checkbox"/> Raffle Board	<input type="checkbox"/> Calendar Raffle
<input type="checkbox"/> Sports Pool	<input type="checkbox"/> Poker*
<input type="checkbox"/> Twenty-One*	<input type="checkbox"/> Paddlewheels*

*See Instruction 2 (f) on Page 2. Poker, Twenty-One, and Paddlewheels may be conducted Only with a Restricted Event Permit. Only one permit per year.

LOCAL PERMIT RAFFLES MAY NOT BE CONDUCTED ONLINE AND CREDIT CARDS MAY NOT BE USED FOR WAGERS

ORGANIZATION INFO	
Name of Organization or Group	Dates Authorized (<i>Read Instruction 2</i>)
Organization or Group Contact Person	E-mail
Telephone Number	
Mailing Address	City
State	ZIP Code

SITE INFO	
Site Name	County
Site Address	City
State	ZIP Code
If the city or county is placing restrictions on the permit, please explain	
Provide the exact date(s) & frequency of each event & type (Ex. Bingo every Friday 10/1-12/31, Raffle - 10/30, 11/30, 12/31, etc.)	

Permits must be issued prior to the 1st event date.

Local governing bodies please see the instructions on the backside of this form on how to complete the permit. Be certain to provide the organization or group with the "Information Required to be Preprinted on a Standard Raffle Ticket" found on the backside of this forms if a raffle is being conducted. If a "Restricted Event Permit" is being issued, either provide organization or group with SFN 52880 "Report on a Restricted Event Permit" or make them aware that the report must be filed with the city or county **and** the Office of Attorney General within 30 days after the event. Before approving a site location, ensure compliance with the gaming law below

Before approving a local permit or restricted event permit the local governing body should review North Dakota Century Code 53-06.1-03(3)(a) which states:

3. A licensed organization or organization that has a permit shall conduct games as follows:
- Only one licensed organization or organization that has a permit may conduct games at an authorized site on a day, except that a raffle may be conducted for a special occasion by another licensed organization or organization that has a permit when one of these conditions is met:
 - When the area for the raffle is physically separated from the area where games are conducted by the regular organization.
 - Upon request of the regular organization and with the approval of the alcoholic beverage establishment, the regular organization's license or permit is suspended for that specific time of day by the Attorney General.

Local governing bodies should also review North Dakota Administrative Code 99-01.3-01-05 (Permits) for the administrative rules governing permits. These rules may be viewed on the North Dakota Attorney General's website at <https://attorneygeneral.nd.gov/licensing-and-gaming/gaming/gaming-laws-rules-and-publications>

CITY OR COUNTY CONTACT PERSON	
Printed Name of City or County Official	Title of City or County Official
Telephone Number	E-mail Address
Signature of City or County Official	Date
Issuing Governing Body	
<input type="checkbox"/> City	<input type="checkbox"/> County

City or County must submit a copy of the permit above to the Office of Attorney General within 14 days of issuance.



Name of Organization or Group of People		Site Name		Permit Issued by City/County		Permit Number	
Mailing Address		City		State		ZIP Code	
						Date of Event	

Gaming Activity								
Gross Income	-	Cost of Prizes	=	Balance	-	Expenses	=	Net Income
\$		\$		\$		\$		\$

Itemization of Expenses Paid				
	Check #	Paid To	Description of Expense	Check Amount
1				
2				
3				
4				
TOTAL (Must Equal Expenses)				\$

Net Income Paid to Charitable Purposes - (Refer to the Backside of the Form for Eligible Purposes)				
	Check #	Paid To	Description of Expense	Check Amount
1				
2				
3				
4				
TOTAL (Must Equal Net Income or see below)				\$

Note - If the total amount given to charitable purposes is less than the net income, please explain why.

The top executive official or event organizer and preparer declare that the information on this report is true and complete.

Signature of Organization Group's Event Organizer		Date		Signature of Preparer		Contact Phone No.	
Printed Name and Title of Organization Groups Event Organizer				Printed Name of Preparer			

Instructions: Mail a copy of the completed report within 30 days of the event to:
1. City or County Auditor that issued the Charity Local Permit; and
2. OFFICE OF ATTORNEY GENERAL - GAMING DIVISION
600 E BOULEWARD AVE - DEPT 125, BISMARCK, ND 58505-0040

REPORT ON A RESTRICTED EVENT PERMIT (SFN 52880)

Event where Poker, Twenty-One, Paddlewheels, or if Political Party/Legislative District Party Committee conducts a raffle

Must be completed within 30 days from the date of the event



CHARITABLE USES

ELIGIBLE USES OF PROFIT FROM A RESTRICTED EVENT OR LOCAL PERMIT

CHARITABLE USES:

The Abused
Alcohol and Drug Abuse
Animal Protection
Alzheimers
The Blind
Cancer
Cystic Fibrosis
Diabetes
The Disabled
Heart Disease
Learning Disabilities
Mental Health
Multiple Sclerosis
Muscular Dystrophy
The Needy
Paralysis
Developmentally Disabled Citizens
Senior Citizens
Terminally Ill
Wildlife
Youth Activities
Adult Activities
Head Injuries
Home on the Range
March of Dimes
Meals on Wheels
Medical Facilities (Non-profit)
Memorial Funds
Nursing Homes (Non-profit)
Ronald McDonald House
Red Cross
Salvation Army
Special Olympics
Disaster Relief Organizations
United Fund/United Way
YMCA/YWCA
Volunteer Services
Gambling Addiction
Other

RELIGIOUS USES:

Religious uses

EDUCATIONAL USES:

Agriculture
The Arts
Educational Public Services
Safety
4-H Activities
Educational Institutions and Activities
Preservation of Cultural Heritage
Scholarships
Vocational Workshops
Other

FRATERNAL USES:

Camp Grassick
Fraternal Foundations
Legion Baseball
Veterans Cemetery
Disabled or Injured Veterans Assistance
Military Family Support
Other

PATRIOTIC USES:

Scouting Activities and Boys or Girls State
Community Bands, Color and Honor
Guards, Flags, and Patriotic Celebrations
Other

USES FOR THE ERECTION OR MAINTENANCE OF PUBLIC BUILDINGS OR WORKS:

Uses described above

USES LESSENING THE BURDEN OF GOVERNMENT

Community Emergency Services such
as Ambulance and Fire Departments
Disbursements Directly to a City, County, State, or US
Government including Libraries, Military Service,
Monuments, Museums, and Historical Societies
Improvement of Public Areas
Parks and Recreation
Law Enforcement
Other

COMMUNITY USES:

Economic Development
Tourism
Fraternal or Veterans Facility Improvements
Other

PERSONS WHO ARE THE VICTIMS OF LOSS OF
HOME OR HOUSEHOLD POSSESSIONS
THROUGH EXPLOSION, FIRE, FLOOD, OR
STORM, UNCOMPENSATED BY INSURANCE:

PERSONS SUFFERING FROM A SERIOUSLY
DISABLING DISEASE OR INJURY CAUSING
SEVERE LOSS OF INCOME OR INCURRING
EXTRAORDINARY MEDICAL EXPENSE,
UNCOMPENSATED BY INSURANCE:



A FEW MORE NOTES ON GAMING

Game of Chance:

- ❖ **COST TO PLAY + PRIZE + CHANCE TO WIN = GAME OF CHANCE**
 - Replace one of these factors, not a game of chance, no regulation required

Game of Skill:

- ❖ **Game is based on player ability, knowledge, and control. No chance to win. Skill to win.**
 - Cornhole tournament, hot dog eating contest, or something more
- ❖ **Games of skill do not require a gaming permit**



A FEW MORE NOTES ON GAMING

Alternate Form of Selection (AFS)

- ❖ **A Game of Chance that isn't specifically identified as a standard game of chance by the State of North Dakota (Blackjack, Poker, Pull-Tabs, Etc.)**
- ❖ **Examples of an AFS might be:**
 - **Chicken Bingo**
 - **Pluck-a-Duck**
 - **Placing bets on when ice will break**



A FEW MORE NOTES ON GAMING

Alternate Form of Selection (AFS)

- ❖ **Alternate forms of selection must be submitted and described in writing to the Office of Attorney General**
 - **Waivers may be granted for Local / Restricted Event Permits**
 - **Licensed Organization may never conduct an AFS**
- ❖ **If the state determines an activity as an AFS, local states attorney may decide differently.**
 - **If states attorney calls AFS a game of skill in their local jurisdiction, it becomes the local governing authority's responsibility to regulate.**
 - **Pinochle: Bismarck vs. Fargo**



A FEW MORE NOTES ON GAMING

Only one licensed organization or organization that has a permit may conduct games at an authorized site on a day, except a raffle or a sports pool conducted under a local permit may be conducted for a special occasion by another licensed organization or organization that has a permit when one of these conditions is met:

- 1) When the area for the raffle or sports pool is physically separated from the area where games are conducted by the regular organization.**
- 2) Upon request of the regular organization and with the approval of the alcoholic beverage establishment, the regular organization's license or permit is suspended for that specific time of day by the Attorney General.**



A FEW MORE NOTES ON GAMING

If a Licensed Organization conducts gaming at a site and a Public-Spirited Group wants to apply for a permit at that location:

- ❖ **If the game is not Sports Pools or Raffles**
- ❖ **Licensed gaming must be shut down the entire day**

Failure to comply with these or any of the gaming rules does subject a group to a monetary fine.



A FEW MORE NOTES ON GAMING

Raffle Board & Sports Pools

- ❖ What are they?
- ❖ How do they work?

Raffle Board & Sports Pools

- ❖ Must be ordered from a distributor with a gaming stamp affixed
- ❖ Distributors can offer customization
 - Contact our office for a list of distributors



RAFFLES

- ❖ **Raffle tickets sold by a permitted organization must accept only cash or check**
 - **No venmo, paypal, credit card, etc.**
- ❖ **Permitted organization cannot sell tickets at a site unless written permission is obtained from the organization and their lessor**
 - **Tickets can ONLY be sold in the State of North Dakota**
- ❖ **If cost of prize cannot be recovered, raffle may be cancelled, written request to AG**



RAFFLES

- ❖ **Online raffles (allowing sale with credit cards) may only be done by licensed organizations**
 - **They are currently not offered in the state**
- ❖ **Drawing must occur on date and location determined unless a different date and/or location is submitted in writing to the Attorney General for approval**
- ❖ **Raffle drawing must be done with at least two people from the organizations present**



RAFFLES

Requirements of a ticket (Permit)

- ❖ Name of Organization
- ❖ Ticket Number
- ❖ Price of Ticket, including discount prices
- ❖ Primary Prize award and its exchangeable options (\$8,000 limit)
 - May state minor prizes
- ❖ Authorizing City/County & Permit Number
- ❖ Date & Time of Drawing (And Date and Time if announced later)
- ❖ Location
- ❖ If player is liable for sales/use tax
- ❖ If there is an age restriction “person must be at least ____ year of age to buy a ticket or win a prize”
- ❖ Statement that purchase of ticket is not a charitable donation
- ❖ Statement if secondary prize is not guaranteed
- ❖ If prize is live beef or dairy cattle, horse, bison, sheep, or pig, a statement that the winning player may convert prize to cash at market value or \$6,000
 - Cannot raffle a common house pet



LOCAL & RESTRICTED EVENT PERMITS

	LOCAL PERMIT	RESTRICTED EVENT PERMIT
Number of events per year	Limited by prizes (\$40,000)	One
Must file an information report (SFN 52880)	No (Unless political party)	Yes
May pay employees compensation	Yes	No
Must use chips as wagers	No	Yes
Use of net income	Unrestricted	Restricted
Games allowed	Bingo Raffles Sports Pools	Bingo Raffles Sports Pools Poker Twenty-One Paddlewheels



CONTACT INFORMATION

GENERAL LINE

- ❖ 701-328-4848 (GAMING GENERAL / PERMITS)
- ❖ 701-328-2329 (LICENSE QUESTIONS)

Triston Kosek (Training & Communications)

- ❖ 701-328-4846
- ❖ tkosek@nd.gov

Deb McDaniel (Director of Gaming Division)

- ❖ 701-328-4849
- ❖ dmcdanie@nd.gov