

Introduced by

Senators Piepkorn, Dever, Marcellais

Representatives Karls, M. Johnson

1 A BILL for an Act to amend and reenact section 53-06.1-12 of the North Dakota Century Code,  
2 relating to gaming tax deposits and allocations.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 53-06.1-12 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **53-06.1-12. Gaming tax - Deposits and allocations.**

- 7 1. A gaming tax is imposed on the total gross proceeds received by a licensed  
8 organization in a quarter and it must be computed and paid to the attorney general on  
9 a quarterly basis on the tax return. This tax must be paid from adjusted gross  
10 proceeds and is not part of the allowable expenses. For a licensed organization with  
11 gross proceeds:
- 12 a. Not exceeding one million five hundred thousand dollars the tax is one percent of  
13 gross proceeds.
  - 14 b. Exceeding one million five hundred thousand dollars the tax is fifteen thousand  
15 dollars plus two and twenty-five hundredths percent of gross proceeds exceeding  
16 one million five hundred thousand dollars.
- 17 2. The tax must be paid to the attorney general at the time tax returns are filed.
- 18 3. Except as provided in ~~subsections~~ subsections 4 and 5, the attorney general shall  
19 deposit gaming taxes, monetary fines, and interest and penalties collected in the  
20 general fund in the state treasury.
- 21 4. The attorney general shall deposit seven percent of the total taxes, less refunds,  
22 collected under this section into a gaming tax allocation fund. Pursuant to legislative  
23 appropriation, moneys in the fund must be distributed quarterly to cities and counties  
24 in proportion to the taxes collected under this section from licensed organizations

- 1           conducting games within each city, for sites within city limits, or within each county, for  
2           sites outside city limits. If a city or county allocation under this subsection is less than  
3           two hundred dollars, that city or county is not entitled to receive a payment for the  
4           quarter and the undistributed amount must be included in the total amount to be  
5           distributed to other cities and counties for the quarter.
- 6           5. The attorney general shall deposit into the veterans' postwar trust fund fifty percent of  
7           the total taxes, less refunds, collected under this section from a licensed organization  
8           that is a veteran's organization.