

2021 HOUSE JUDICIARY

HCR 3012

2021 HOUSE STANDING COMMITTEE MINUTES

Judiciary

Room JW327B, State Capitol

HCR 3012

2/9/2021

Relating to authorizing internet live poker.

Chairman Klemin called the hearing to order at 8:30 AM.

Present: Representatives Klemin, Karls, Becker, Buffalo, Christensen, Cory, K Hanson, Jones, Magrum, Paulson, Paur, Roers Jones, Satrom, and Vetter.

Discussion Topics:

- World-wide computer centers
- Gaming operations
- Attorney General impact
- Gaming limits

Rep. Kasper: Introduced the bill.

Rep. Scott Louser: testified in support 8:47

Collette Brown: Spirit Lake Tribes Gaming Director: Testimony #6067

Mark Levitan: Spirit Lake Tribes: testified 8:52

Chairman Klemin closed the hearing at 9:00 AM

DeLores D. Shimek
Committee Clerk by Anna Fiest

Good morning, Chairman Klemin and the members of the committee

My name is Collette Brown from Warwick, representing the Spirit Lake Tribe. My professional title in the gaming industry is, Gaming Commission Executive Director of the Gaming Regulations and Compliance Department, our casino is located seven miles south of Devils Lake. I am here to oppose HCR 3012.

I firmly believe this bill needs to be study so you all can truly understand all the aspects of internet poker. The study should look at the other states that have introduced any internet poker game types.

I believe your study should identify:

- Full background of any federal laws that will apply to this type of games offered
- define what games are poker games, will it only be ultimate Texas hold'em or any carnival card game
- costs associated with a creation of a division under the AG or a whole new Regulation division or maybe an actual Gaming Control Board
- the cost of an IT infrastructure for cyber security and data privacy
- the location of servers, and backup processes of servers will they be in the state or out of state
- A complete financial background of the vendor provider and all parties associated with those vendors
- dissemination and enforcement of state laws, and regulations
- testing, approving and/or disapproving software, hardware, and other equipment
- payment processors and entities that provide customer identity, age verifications along with geo-location services costs
- Federal Title 31 reporting, unusual or suspicious activity standards are needed, a Know your customer program as well, and who will be responsible for those filings with the department of treasury or the financial crimes network.
- will there be a constant surveillance of wagers to help identify problem gamblers
- development of the cost of a license to offer internet poker along with a tax structure
- Who will stay on top of the constant evolution of regulations and games
- How many FTE's will be needed for all these areas?

Those are my reasons that must be considered and identified. This House Concurrent Resolution should be amended to a Legislative Management Study.

2021 HOUSE STANDING COMMITTEE MINUTES

Judiciary
Room JW327B, State Capitol

HCR 3012
2/17/2021

Relating to authorizing internet live poker

Chairman Klemin called the meeting to order at 4:00 PM

Present: Representatives Klemin, Karls, Becker, Buffalo, Christensen, Cory, K Hanson, Jones, Magrum, Paulson, Paur, Roers Jones, Satrom, and Vetter.

Discussion Topics:

- Committee work

Rep. Becker: Do Pass Motion

Rep. Christensen: Seconded

Roll Call Vote:

Representatives	Vote
Chairman Klemin	N
Vice Chairman Karls	N
Rep Becker	Y
Rep. Christensen	Y
Rep. Cory	Y
Rep T. Jones	Y
Rep Magrum	Y
Rep Paulson	Y
Rep Paur	N
Rep Roers Jones	Y
Rep B. Satrom	N
Rep Vetter	Y
Rep Buffalo	Y
Rep K. Hanson	N

9-5-0 – motion carried

Carrier: Rep. Cory

Chairman Klemin closed 4:01

Chairman Klemin reopened the meeting at 4:13

Rep. Buffalo: Said she voted wrong.

Rep. Paur: Moved to reconsider

Rep. Buffalo: Seconded

Roll Call Vote:

:Representatives	Vote:
Representative Lawrence R. Klemin	Y
Representative Karen Karls	Y
Representative Rick Becker	N
Representative Ruth Buffalo	Y
Representative Cole Christensen	N
Representative Claire Cory	N
Representative Karla Rose Hanson	Y
Representative Terry B. Jones	Y
Representative Jeffery J. Magrum	N
Representative Bob Paulson	Y
Representative Gary Paur	Y
Representative Shannon Roers Jones	Y
Representative Bernie Satrom	N
Representative Steve Vetter	Y

Motion carried - 9-5-0

Rep. Becker: Do Pass Motion
Rep. Christensen: Seconded

Roll Call Vote:

Representatives	Attendance
Representative Lawrence R. Klemin	N
Representative Karen Karls	N
Representative Rick Becker	Y
Representative Ruth Buffalo	N
Representative Cole Christensen	Y
Representative Claire Cory	Y
Representative Karla Rose Hanson	N
Representative Terry B. Jones	Y
Representative Jeffery J. Magrum	Y
Representative Bob Paulson	Y
Representative Gary Paur	N
Representative Shannon Roers Jones	Y
Representative Bernie Satrom	N
Representative Steve Vetter	Y

8-6-0 Motion Carried

Carrier: Rep. Cory

Chairman Klemin stopped: 4:16

DeLores D. Shimek
Committee Clerk by Anna Fiest

REPORT OF STANDING COMMITTEE

HCR 3012: Judiciary Committee (Rep. Klemin, Chairman) recommends **DO PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HCR 3012 was placed on the Eleventh order on the calendar.

2021 SENATE FINANCE AND TAXATION

HCR 3012

2021 SENATE STANDING COMMITTEE MINUTES

Finance and Taxation Committee Fort Totten Room, State Capitol

HCR 3012
3/15/2021

A concurrent resolution to amend and reenact section 25 of article XI of the Constitution of North Dakota, relating to authorizing internet live poker.

Chair Bell calls the meeting to order. Chair Bell, Vice Chair Kannianen, Senators Meyer, J. Roers, Patten, Piepkorn, Weber are present. [10:26]

Discussion Topics:

- Online poker
- Wire act

Representative Kasper [10:26] introduces bill orally in favor.

Representative Cory [10:31] in favor #9086

Cynthia Munteau [10:32] in opposition #9243.

Chair Bell adjourns the meeting. [10:33]

Joel Crane, Committee Clerk

#9086

Testimony — HCR 3012

March 15, 2021 — Senate Finance and Taxation Committee

Chair Bell and members of the Senate Taxation and Finance Committee:

For the record, my name is Claire Cory, District 42, Grand Forks.

House concurrent resolution 3012 would allow online poker to be played legally in the state of North Dakota. Online poker is being played illegally by thousands of North Dakota citizens already. The passage of HCR 3012 would make online poker available for our citizens to enjoy legally. Currently, approximately six states allow online poker and adding North Dakota to the list would allow our citizens to compete in multi state poker tournaments.

Please vote for a do pass, and leave it up to the citizens of North Dakota to decide on.

Rep. Claire Cory

District 42, Grand Forks

HOUSE CONCURRENT RESOLUTION NO. 3012
SENATE FINANCE AND TAXATION COMMITTEE
MARCH 15, 2021

TESTIMONY OF CYNTHIA C. MONTEAU, EXECUTIVE DIRECTOR

Madam Chair and members of the Committee, my name is Cynthia Monteau, I am the Executive Director of the United Tribes Gaming Association (UTGA). I come before you today in opposition of House Concurrent Resolution 3012 (HCR 3012), a resolution that proposes to amend the Constitution of North Dakota through a referendum vote seeking to authorize internet live poker in the state and licensed and regulated by the state.

The five tribes of North Dakota formed UTGA, to promote, protect and advocate for tribal gaming and economic development.

The Indian Gaming Regulatory Act (IGRA) authorized casino gambling on our reservations, provided a regulatory framework, and an oversight body called the National Indian Gaming Commission. Additionally, IGRA, provided a statutory basis for Indian Tribes to operate gaming activities as a means for Tribes to:

- 1) Promote tribal economic development;
- 2) Self-sufficiency; and
- 3) Strong tribal governments

Gaming to Tribes is literally for our livelihood, not simply entertainment and convenience gambling.



Tribal casinos are economic engines in our communities, we create 2,000 FTEs (full-time equivalents) for both tribal members and non-Indians alike. We provide health care benefits to those who may not otherwise receive it. We contribute 300 million annually to the state economy as we purchase goods and services from area businesses; for instance, laundry and cleaning services, meat and produce, electricians, plumbers, and heating and air conditioning services. The state also benefits from taxes paid by individual income taxpayers and businesses. Any expansion of gaming in the state, outside of tribal gaming, negatively impacts the economies of both the Tribes and the State.

Tribal gaming provides a source of jobs for individuals who otherwise would be unemployed and it is an anchor for jobs in other sectors such as tourism, education, and healthcare which may not be available, but for a tribal casino. HCR 3012 is an expansion of gaming outside of tribal casinos – which we are adamantly opposed. We urge a Do Not pass of HCR 3012.

Thank you, Madam Chair.

2021 SENATE STANDING COMMITTEE MINUTES

Finance and Taxation Committee Fort Totten Room, State Capitol

HCR 3012
3/29/2021

A concurrent resolution to amend and reenact section 25 of article XI of the Constitution of North Dakota, relating to authorizing internet live poker.

Chair Bell calls the meeting to order. Chair Bell, Vice Chair Kannianen, Senators Meyer, J. Roers, Patten, Piepkorn, Weber are present. [10:13]

Discussion Topics:

- Internet poker
- Sports wagering

Senator Weber [10:14] moved DO NOT PASS

Senator Kannianen [10:14] Second

Senators	Vote
Senator Jessica Bell	Y
Senator Jordan Kannianen	Y
Senator Scott Meyer	Y
Senator Dale Patten	Y
Senator Merrill Piepkorn	Y
Senator Jim Roers	Y
Senator Mark Weber	Y

Motion passes 7-0-0

Senator Meyer carries

Chair Bell adjourns the meeting. [10:14]

Joel Crane, Committee Clerk

REPORT OF STANDING COMMITTEE

HCR 3012: Finance and Taxation Committee (Sen. Bell, Chairman) recommends DO NOT PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3012 was placed on the Fourteenth order on the calendar.