

HOUSE BILL NO. 1426

Introduced by

Representatives Karls, J. Johnson, Marschall, J. Olson, Rohr

Senators Dever, Dwyer, Vedaa, Weber

1 A BILL for an Act to amend and reenact section 53-06.1-12 of the North Dakota Century Code,
2 relating to veteran service organization gaming taxes.

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. (Retroactive application - [See note](#))**

- 7 1. Except as provided in subsection 2, a gaming tax is imposed on the total adjusted
8 gross proceeds received by a licensed organization in a quarter and the tax must be
9 computed and paid to the attorney general on a quarterly basis on the tax return. This
10 tax must be paid from adjusted gross proceeds and is not part of the allowable
11 expenses. For a licensed organization with adjusted gross proceeds:
- 12 a. Not exceeding fifty thousand dollars the tax is one percent of adjusted gross
13 proceeds.
- 14 b. Exceeding fifty thousand dollars the tax is five hundred dollars plus twelve
15 percent of adjusted gross proceeds exceeding fifty thousand dollars.
- 16 2. For a licensed organization permitted to conduct raffles in this state with adjusted
17 gross proceeds exceeding fifty thousand dollars, a gaming tax of one percent of gross
18 proceeds is imposed on the total gross proceeds received by the licensed organization
19 from raffles in a quarter. The tax must be computed and paid to the attorney general
20 on a quarterly basis on the tax return. The tax must be paid from adjusted gross
21 proceeds and is not part of the allowable expenses.
- 22 3. The tax must be paid to the attorney general at the time tax returns are filed.

- 1 4. ~~The~~Except as provided in subsection 5, the attorney general shall deposit gaming
2 taxes, monetary fines, and interest and penalties collected in the charitable gaming
3 operating fund.
- 4 5. The attorney general shall deposit fifty percent of gaming taxes, monetary fines, and
5 interest and penalties collected from a veteran organization in the veterans' postwar
6 trust fund.