

Sixty-seventh  
Legislative Assembly  
of North Dakota

ENGROSSED HOUSE BILL NO. 1448

Introduced by

Representatives J. Nelson, Boe

Senator Marcellais

1 A BILL for an Act to create and enact section 54-58-04 of the North Dakota Century Code,  
2 relating to tribal-state gaming compacts and authorization of online gaming and online sports  
3 betting by tribes; and to provide a contingent effective date.

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

5 **SECTION 1.** Section 54-58-04 of the North Dakota Century Code is created and enacted as  
6 follows:

7 **Tribal-state gaming compact involving online gaming or online sports betting.**

8 1. The governor may negotiate and execute a tribal-state gaming compact, subject to  
9 section 54-58-03, for the conduct of online gaming and online sports betting by a  
10 federally recognized Indian tribe.

11 2. Online gaming and online sports betting may be conducted and operated within the  
12 state by federally recognized Indian tribes, utilizing servers located on a tribal  
13 reservation within the state, and pursuant to a compact duly entered by the state and  
14 the tribe.

15 3. Persons of age may participate in online gaming and online sports betting gaming  
16 activities from any location within the state, provided the gaming activities are  
17 conducted by a federally recognized Indian tribe, utilize servers located on a tribal  
18 reservation within the state, and are operated pursuant to a compact entered by the  
19 state and the tribe. A person may not be required to register for online gaming or  
20 online sports betting accounts in person.

21 4. Any tribal-state gaming compact for online gaming, and any compact for online sports  
22 betting, must address the following:

23 a. The scope of permitted gaming activities;

24 b. Geolocation;

- 1           c. Account encryption;
- 2           d. Age verification; and
- 3           e. Measures to prevent and mitigate online gaming addiction.

4           **SECTION 2. CONTINGENT EFFECTIVE DATE.** This Act becomes effective with regard to  
5 online gaming on the date the secretary of state certifies to the legislative council that House  
6 Concurrent Resolution No. 3012, as adopted by the sixty-seventh legislative assembly, has  
7 been approved by the voters. This Act becomes effective with regard to online sports betting on  
8 the date the secretary of state certifies to the legislative council that House Concurrent  
9 Resolution No. 3032, as adopted by the sixty-seventh legislative assembly, has been approved  
10 by the voters.