

A new subsection to section 69.5-01-01-01 is created as follows:

“Operating costs” includes, for purposes of subsection 6 of North Dakota Century Code section 53-06.2-05 and subsection 6 of North Dakota Century Code section 53-06.2-08, contributions to the breeders’, purse, racing promotion, and general funds.

History: Effective July 1, 1989; amended effective January 1, 2008.

General Authority: NDCC 53-06.2-04, 53-06.2-05, 53-06.2-10.1

Law Implemented: NDCC 53-06.2-01, 53-06.2-04, 53-06.2-05, 53-06.2-08, 53-06.2-10, 53-06.2-10.1

A new section in chapter 69.5-01-05 is created as follows:

69.5-01-05-02.1 Mad scramble wager licensing fee. A service provider, offering the mad scramble pool in accordance with subsection 15 of section 69.5-01-08-04, shall pay an additional licensing fee of one and one-half percent of each mad scramble wager. The additional licensing fee shall be paid to the commission in monthly payments on or before the last day of the next month succeeding the month in which the licensing fees for the mad scramble pool wagers occurred.

History: Effective _____.

General Authority: NDCC 53-06.2-05

Law Implemented: NDCC 53-06.2-05, 53-06.2-08

Subsection 1 of section 69.5-01-11-02 is amended as follows:

1. Any site operator, service provider, or totalizator company must be licensed by the commission and approved by the attorney general. Totalizator companies contracting for service within the state and their employees whose principal work address is within the state must be licensed by the commission. Other vendors and their

employees may be required to be licensed at the discretion of the commission. Application for a license must include the license fee as prescribed by the commission. Applications for licenses must be in such form as may be prescribed by the commission and must contain such information or other material or evidence as the commission may require. All licenses must be for a period of one year commencing January first and ending December thirty-first of each calendar year. The initial license fee for a service provider is seven thousand five hundred dollars, for a site operator is one thousand dollars, and for a totalizator company is two thousand five hundred dollars. A service provider is required to pay an additional license fee in accordance with 69.5-01-05-02.1 when offering the mad scramble pool.

History: Effective March 1, 1990; amended effective August 1, 2007; July 1, 2011.

General Authority: NDCC 53-06.2-05

Law Implemented: NDCC 53-06.2-05, 53-06.2-06, 53-06.2-07, 53-06.2-08, 53-06.2-10.1, 53-06.2-14