



STATE OF NORTH DAKOTA
OFFICE OF ATTORNEY GENERAL
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North Dakota State Gaming Commission Meeting

April 9, 2026 8:30am
Microsoft Teams Meeting

Jamie McLean, Chairman
Ryan Norrell, Commissioner
Michael Seminary, Commissioner
Daniel Kovash, Commissioner
Deborah McDaniel, Commissioner

1. Call to Order

The scheduled meeting of the North Dakota State Gaming Commission was called to order at 8:30 AM on April 9, 2026 by Chairman Jamie McLean by Microsoft Teams Meeting.

2. Roll Call

Present

Chairman Jamie McLean, Commissioner Deb McDaniel, Commissioner Mike Seminary, Commissioner Ryan Norrell

Absent

Commissioner Dan Kovash

Secretary

Gaming Investigator Andrew Zachmeier

Also Present

Aaron Hummel, Gaming Director, Matthew Sagsveen, Assistant Attorney General, Arin Casavant, Training & Communication Specialist, Gaming Division, Robert Sanderson, Lead Gaming Investigator, Bureau of Criminal Investigation, Laura Gleich, Audit Supervisor, Gaming Division

3. Approval of Agenda

The agenda was approved by unanimous consent.

4. Approval of Past Minutes

Motion: Commissioner Seminary moved to approve the February 18, 2026 meeting minutes of the North Dakota Gaming Commission.

Second: Commissioner McDaniel seconded the motion.

Vote: Commissioner Seminary — Aye, Commissioner McDaniel — Aye,
Commissioner Norrell- Aye, Chairman McLean — Aye

Result: Motion carried.

5. Gaming Commission Work/Discussion – Administrative Rule

The following items that were outlined in grey did not receive any additional comment beyond original draft rule: Items with No Additional Comment (Approved as Drafted)

Section 99-01.3-01-01. Definitions

Section 99-01.3-02-04. Equipment acquisitions and use

Section 99-01.3-02-13. Denial, suspension, or revocation of a license

Section 99-01.3-03-03. Trust account

Section 99-01.3-03-06. Gross proceeds, IOUs, documenting cash and chip banks

Section 99-01.3-03-10. Bank deposit and audit

Section 99-01.3-04-03. Conduct and play

Section 99-01.3-04-05. Tickets

Section 99-01.3-04-08. Recordkeeping

Section 99-01.3-05-04. Information on a ticket

Section 99-01.3-05-07. Recordkeeping

Section 99-01.3-06-03. Recordkeeping

Section 99-01.3-06.1-05. Recordkeeping

Section 99-01.3-07-01. Sports pool

Section 99-01.3-08-04. Video surveillance system

Section 99-01.3-09-05. Tournaments

Section 99-01.3-11-07. Recordkeeping

Section 99-01.3-12-05. Recordkeeping

Section 99-01.3-12.1-02. Use and requirements of an organization

Section 99-01.3-12.1-05. Recordkeeping

Section 99-01.3-15-09. State gaming stamp and return of gaming equipment

Section 99-01.3-15-10. Recordkeeping

Section 99-01.3-16-09.6. Manufacturing specifications - Electronic pull-tab-device with operating system

Motion: Commissioner Seminary moved to approve the items that were outlined in grey and did not receive any additional comment beyond original draft rule.

Second: Commissioner Norrell

Vote: Commissioner Seminary- Aye, Commissioner Norrell- Aye, Commissioner McDaniel - Aye, Chairman McLean- Aye.

Result: Motion Passed

The following items that were highlighted in yellow received comment or additional comment beyond original draft rule:

Section 99-01.3-01-03. Site authorization.

Motion: Commissioner Seminary moved to adopt the proposed language regarding operational days, incorporating: electronic pull tabs may not be conducted on temporary sites such as fairgrounds, special events sites, or any site that is not open for at least 40 business days per quarter. A limit equivalent to four (4) business days per week, and clarification establishing a minimum of 40 days per quarter.

Second: Commissioner McDaniel

Vote: Commissioner Seminary- Aye, Commissioner McDaniel- Aye, Commissioner Norrell- No, Chairman McLean- Aye.

Result: Motion Passed 3-1

Section 99-01.3-01-04. License.

Motion: Commissioner Norrell moved to adopt the Attorney General's Office recommendation and make no changes to the proposed language under Section 99-01.3-01-04.

Second: Commissioner McDaniel

Vote: Commissioner Norrell- Aye, Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-01-05. Reporting a change in information.

Motion: Commissioner McDaniel moved to approve keeping the original draft language and adding: #5- An independent audit person, and #6- A gaming manager as reportable individuals.

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-01-06. Permits.

Motion: Commissioner McDaniel moved to approve keeping the original draft language including: Updated dollar amounts, and Advertising language, with the intent to retain advertising language consistent with current administrative rules.

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-02-01. Definitions.

Motion: Commissioner McDaniel moved to approve the current draft language for ticket voucher redemption kiosks, include a provision allowing charitable donation of any remaining balance, and maintain classification of kiosks as gaming equipment.

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-02-02. Record check.

Motion: Commissioner Seminary moved to approve the original draft language for the Record Check section and add the word "required" before "volunteer" to clarify applicability.

Second: Commissioner Norrell

Vote: Commissioner Seminary- Aye, Commissioner Norrell- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-02-03. Restrictions and requirements.

Motion: Commissioner McDaniel moved to allow required laws and rules to be provided either in physical form or via QR code with an active website link, as prescribed by the Attorney General, and allow internal control policy manuals to also be provided via QR code, provided they are accessible at gaming sites.

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-02-05. Lessor and organization.

Motion: Commissioner McDaniel moved to approve the proposed language, including enforcement provisions and retain the original draft language, with the addition of an exception allowing promotional drink tickets, as referenced in Section 99-01.3-02-05(6).

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye

Result: Motion Passed

Section 99-01.3-02-06. Rental agreement.

Motion: Commissioner Norrell moved to approve the draft language for the rental agreements section as presented.

Second: Commissioner Seminary

Vote: Commissioner Norell- Aye, Commissioner Seminary- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-02-09. Persons restricted from playing games.

Motion: Commissioner McDaniel moved to approve the proposed language changes, including adding electronic pull tab devices to the restriction section and adding "or bar employee" to applicable provisions regarding restrictions on participation.

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-02-10. Training requirements and acknowledgment of the gaming laws and rules.

Motion: Commissioner Seminary moved to approve the proposed draft language, including training requirements and acknowledgement of gaming laws and rules.

Second: Commissioner Norrell

Vote: Commissioner Seminary- Aye, Commissioner Norrell- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-03-02. Gaming account.

Motion: Commissioner Seminary moved to approve the modifications to subsections 1, 2, and 3, and add the term "gaming" before "expenses" for clarity and consistency with prior sections.

Second: Commissioner Norrell

Vote: Commissioner Seminary- Aye, Commissioner Norrell- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-03-04. Restrictions and requirements.

Motion: Commissioner Seminary moved to approve the modifications to subsections 1, 2, and 3, and add the term "gaming" before "expenses" for clarity and consistency with prior sections.

Second: Commissioner Norrell

Vote: Commissioner Seminary- Aye, Commissioner Norrell- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-05-01. Raffle.

Motion: Commissioner Seminary moved to approve the Gaming Division's recommendation and make no changes to the proposed language.

Second: Commissioner Norrell

Vote: Commissioner Seminary- Aye, Commissioner Norrell- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-05-02. Tickets – Limitations and requirements.

Motion: Commissioner Seminary moved to approve the Gaming Division's recommendation and make no changes to the proposed ticket limitations language.

Second: Commissioner Norrell

Vote: Commissioner Seminary- Aye, Commissioner Norrell- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-05-05. Double roll tickets.

Motion: Commissioner Norrell moved to approve the further revised language regarding double-roll ticket redemption periods.

Second: Commissioner Seminary

Vote: Commissioner Norrell- Aye, Commissioner Seminary- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-06-02. Conduct and play.

Motion: Commissioner McDaniel moved to approve the language as written for the conduct and play section.

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-06.1-02. Use and requirements of an organization.

Motion: Commissioner Norrell moved to approve the recommended changes to the section, and include a conforming amendment to reflect prior Commission action establishing a 40-day per quarter limitation.

Second: Commissioner Seminary

Vote: Commissioner Norrell- Aye, Commissioner Seminary- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-08-12. Dealing mistakes.

Motion: Commissioner Seminary moved to strike the proposed draft changes, and retain the original rule language for dealing mistakes.

Second: Commissioner Norrell

Vote: Commissioner Seminary- Aye, Commissioner Norrell- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-08-14. Drop box cash count.

Motion: Commissioner Seminary moved to approve the proposed changes to the dropbox cash count section as presented.

Second: Commissioner McDaniel

Vote: Commissioner Seminary- Aye, Commissioner McDaniel- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-08-16. Recordkeeping.

Motion: Commissioner McDaniel moved to approve the current draft language as written for the record keeping section.

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-09-01. Poker.

Motion: Commissioner Norrell moved to approve the proposed change increasing poker buy-in limits.

Second: Commissioner Seminary

Vote: Commissioner Norrell- Aye, Commissioner Seminary- No, Commissioner McDaniel- No, Chairman McLean- Aye.

Result: MOTION DID NOT PASS (tie vote 2-2). The issue is tabled and will be revisited at a future meeting when full Gaming Commission participation is present.

Section 99-01.3-14-02. Eligible uses. Subsection 3 related to convention and visitors bureaus or similar.

Motion: Commissioner Norrell moved to table Subsection 3 (CVB-related language) of the Eligible Uses section for further review and clarification, particularly regarding inclusion of rural tourism organizations.

Second: Commissioner Seminary

Vote: Commissioner Norrell- Aye, Commissioner Seminary- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed. The CVB Subsection issue is tabled for further review.

Section 99-01.3-14-02. Eligible uses. Subdivision f of subsection 4 related to youth organizations.

Motion: Commissioner McDaniel moved to adopt the draft language, and strike the phrase "less than 18 years of age" to allow broader inclusion of youth participants.

Second: Commissioner Norrell

Vote: Commissioner McDaniel- Aye, Commissioner Norrell- Aye, Commissioner Seminary- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-14-02. Eligible uses. Subdivision g of subsection 4 is amended to clarify the disbursement of net proceeds to adult amateur athletics.

Motion: Commissioner McDaniel moved to retain the draft language as written for Subdivision G of Subsection 4 under Eligible Uses.

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Chairman McLean recessed the meeting at 10:07 a.m.

Chairman McLean reconvened the meeting at 10:12 a.m.

Section 99-01.3-15-02. Restrictions and requirements.

Motion: Commissioner McDaniel moved to approve the Attorney General's recommendation for Subsection 14 under Restrictions and Permits.

Second: Commissioner Seminary

Vote: Commissioner McDaniel- Aye, Commissioner Seminary- Aye, Commissioner Norrell- Aye, Chairman McLean- Aye.

Result: Motion Passed

Section 99-01.3-16-09.7. Manufacturing specifications – Credit ticket voucher redemption kiosk.

Motion: Commissioner Seminary moved to Adopt the Gaming Division (staff) language, including recommended modifications based on public comment, and Incorporate revisions to subsections 27, 28, and 29, and Align language related to multi-vendor kiosks with prior Commission actions.

Second: Commissioner Norrell

Vote: Commissioner Seminary- Aye, Commissioner Norrell- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Motion Passed

New Comment *(Not addressed in original draft rules submitted by AGO Gaming Division)*

New input suggesting revisions to rules not included in the originally noticed draft must be considered in a future rulemaking process to allow for proper notice, public hearing, and required timelines.

99-01.3-01-02. Site Authorization

CHAPTER 99-01.3-02. GENERAL RULES

99-01.3-02-03. Restrictions and requirements.

99-01.3-02-07. Gaming manager, shift manager, and reporting violations

99-01.3-02-11. Outside service provider restrictions.

99-01.3-03-12. Tax return.

99-01.3-05-01.1. Online raffle ticket sales

CHAPTER 99-01.3-06. PULL TABS, CLUB SPECIAL, TIP BOARD, SEAL BOARD, PRIZE BOARD, AND PUNCHBOARD

99-01.3-06-02. Conduct and play.

99-01.3-06.1-01. Electronic pull-tab devices.

99-01.3-06.1-03. Requirements of a bar.

CHAPTER 99-01.3-08. TWENTY-ONE

99-01.3-08-03. Casino chips. (Twenty-One)

99-01.3-11-06. Disclosure.

99-01.3-14-02. Eligible uses.

99-01.3-15-02. Restrictions and requirements (distributor).

99-01.3-16-02. Restrictions and requirements (manufacturer).

Motion: Commissioner McDaniel moved to proceed with the rules as approved through the completed public comment period and not incorporate the newly received comments into the current promulgation process. The Commission will review and consider the additional comments separately at a future date.

Second: Commissioner Norrell

Vote: Commissioner McDaniel- Aye, Commissioner Norrell- Aye, Commissioner Seminary- Aye, Chairman McLean- Aye.

Result: Motion Passed

Public Comments submitted past date period:

Poker Tour Consultants – Brook Lyter (Dakota Poker Tour); Eric Christl (701 Poker Tour); Jerry Sorrells (Roughrider Poker Tour)

Don Santer – NDAD

Janelle Mitzel – Charitable Gaming Association ND / Development Homes, Inc.

Michael Lorz – Next Generation (NG) Gaming

Mike Motschenbacher – ND Gaming Alliance

6. Adjournment

Motion: Commissioner Norrell moved to adjourn.

Second: Commissioner Seminary

Vote: Commissioner Norrell- Aye, Commissioner Seminary- Aye, Commissioner McDaniel- Aye, Chairman McLean- Aye.

Result: Meeting Adjourned at 10:26am.

Submitted by:
Andrew Zachmeier
Secretary