

Resolution

WHEREAS, FM Crusaders/FM Legion Riders has made application to the Board of County Commissioners of the County of Cass for permission to conduct a game of chance; and

WHEREAS, said game of chance is to be conducted on September 17, 2022 at the Wild Rice Bar and Grill in Wild Rice, North Dakota; and

WHEREAS, the sworn statement of facts contained in the application of FM Crusaders/FM Legion Riders for such permit indicates FM Crusaders/FM Legion Riders is qualified and eligible to conduct a game of chance in accordance with the laws of the State of North Dakota;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Cass County: FM Crusaders/FM Legion Riders is hereby authorized to conduct a game of chance on September 17, 2022 and that the nature of the game authorized to be conducted is: Raffle.

STATE OF NORTH DAKOTA)

) SS

County of Cass )

Rick Steen, being first duly sworn, deposes and says that he is the duly appointed Cass County Commission Chair and that the foregoing resolution is a true and correct copy of a resolution duly adopted by the County Commissioners of the County of Cass; and that such resolution is a true and correct transcript of the permanent records of the minutes of the meeting of the Board of County Commissioners of the County of Cass held on the 3<sup>rd</sup> day of January, 2022.

\_\_\_\_\_  
Rick Steen, Cass County Commission Chair

Suggested Motion:

Move to approve a raffle permit for FM Crusaders/FM Legion Riders to be held on September 17, 2022 at the Wild Rice Bar and Grill in Wild Rice, North Dakota.



**LOCAL PERMIT OR RESTRICTED EVENT PERMIT**  
 NORTH DAKOTA OFFICE OF ATTORNEY GENERAL  
 LICENSING SECTION  
 SFN 17926 (09-2021)

Permit Number 615
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Permit Type (check one)	
<input checked="" type="checkbox"/> Local Permit	<input type="checkbox"/> Restricted Event Permit*
Games Authorized	
<input type="checkbox"/> Bingo	<input checked="" type="checkbox"/> Raffle
<input type="checkbox"/> Raffle Board	<input type="checkbox"/> Calendar Raffle
<input type="checkbox"/> Sports Pool	<input type="checkbox"/> Poker*
<input type="checkbox"/> Twenty-One*	<input type="checkbox"/> Paddlewheels*

\*See Instruction 2 (f) on Page 2. Poker, Twenty-One, and Paddlewheels may be conducted **Only** with a Restricted Event Permit. Only one permit per year.

**LOCAL PERMIT RAFFLES MAY NOT BE CONDUCTED ONLINE AND CREDIT CARDS MAY NOT BE USED FOR WAGERS.**

Name of Organization or Group of People permit is issued to FM Crusaders/FM Legion Riders		Dates Authorized (Read Instruction 2) September 17, 2022	
Organization or Group Contact Person Robert Gregor		Title or Position Member	Telephone Number 218-979-1035
Mailing Address 1314 4th Avenue South		City Moorhead	State MN
			ZIP Code 56560
Site Name Wild Rice Bar & Grill			
Site Address 205 Wild Rice Road		City Wild Rice	ZIP Code 58047
			County Cass
If the city or county is placing restrictions on the permit, please explain None			
If a raffle is being conducted, provide the date of the drawing(s) September 17, 2022			

City or County Contact Person			
Name Rick Steen	Title Commission Chairman	Telephone Number 701-241-5934	E-mail Address steenr@casscountynd.gov
Signature of City or County Official		Date 01-03-2022	Issuing Governing Body <input type="checkbox"/> City <input checked="" type="checkbox"/> County

City or County must submit a copy of the permit above to the Office of Attorney General within 14 days of issuance. (Cut at line below)

Local governing bodies please see the instructions on the backside of this form on how to complete the permit. Be certain to provide the organization or group with the "Information Required to be Preprinted on a Standard Raffle Ticket" found on the backside of this form if a raffle is being conducted. If a "Restricted Event Permit" is being issued, either provide organization or group with SFN 52880 "Report on a Restricted Event Permit" or make them aware that the report must be filed with the city or county **and** the Office of Attorney General within 30 days after the event. Before approving a site location, ensure compliance with the gaming law below.

Before approving a local permit or restricted event permit the local governing body should review North Dakota Century Code 53-06.1-03(3)(a) which states:

3. A licensed organization or organization that has a permit shall conduct games as follows:
  - a. Only one licensed organization or organization that has a permit may conduct games at an authorized site on a day, except that a raffle may be conducted for a special occasion by another licensed organization or organization that has a permit when one of these conditions is met:
    - (1) When the area for the raffle is physically separated from the area where games are conducted by the regular organization.
    - (2) Upon request of the regular organization and with the approval of the alcoholic beverage establishment, the regular organization's license or permit is suspended for that specific time of day by the Attorney General.

Local governing bodies should also review North Dakota Administrative Code 99-01.3-01-05 (Permits) for the administrative rules governing permits. These rules may be viewed on the North Dakota Attorney General's website at <https://attorneygeneral.nd.gov/licensing-and-gaming/gaming/gaming-laws-rules-and-publications>



**Information required to be preprinted on a standard raffle ticket:**

1. Name of organization;
2. Ticket number;
3. Price of the ticket, including any discounted price;
4. Prize, description of an optional prize selectable by a winning player, or option to convert a merchandise prize to a cash prize that is limited to the lesser of the value of the merchandise prize or six thousand dollars. However, if there is insufficient space on a ticket to list each minor prize that has a retail price not exceeding twenty-five dollars, an organization may state the total number of minor prizes and their total retail price;
5. For an organization that has a permit, print the authorizing city or county and permit number;
6. A statement that a person is or is not required to be present at a drawing to win;
7. Date and time of the drawing or drawings and, if the winning player is to be announced later, date and time of that announcement. For a calendar raffle, if the drawings are on the same day of the week or month, print the day and time of the drawing;
8. Location and street address of the drawing;
9. If a merchandise prize requires a title transfer involving the Department of Transportation, a statement that a winning player is or is not liable for sales or use tax;
10. If a purchase of a ticket or winning prize is restricted to a person of a minimum age, a statement that a person must be at least "--" years of age to buy a ticket or win a prize;
11. A statement that a purchase of the ticket is not a charitable donation;
12. If a secondary prize is an unguaranteed cash or merchandise prize, a statement that the prize is not guaranteed to be won and odds of winning the prize based on numbers of chances; and
13. If a prize is live beef or dairy cattle, horse, bison, sheep or pig, a statement that the winning player may convert the prize to a cash prize that is limited to the lesser of the market value of the animal or six thousand dollars.

North Dakota Administrative Code 99-01.3-05-02(4) states that an employee may not sell a ticket on a site where another organization is licensed or has a permit unless the employee is granted permission by the lessor and other organization.

North Dakota Administrative Code 99-01.3-05-01 through 99-01.3-05-05 (Raffles) in its entirety can be reviewed on the North Dakota Attorney General's website at <https://attorneygeneral.nd.gov/licensing-and-gaming/gaming/gaming-laws-rules-and-publications>.

**INSTRUCTIONS:**

After a city or county governing board has authorized an organization to receive a local permit or restricted event permit, the city or county must complete this form.

1. Enter the city or county assigned "Permit Number".
2. Enter the beginning and ending date(s) for which the permit is authorized.
  - a. A permit must be on a fiscal year basis from July first to June thirtieth or on a calendar year basis.
  - b. For a "one time" raffle, the beginning and ending date for "Dates Authorized" is the date of the raffle prize drawing.
  - c. A local permit can be issued for one or more events per year.
  - d. If a local permit is issued for more than one event, enter the date of the first event as the beginning date and the date of the last event as the ending date.
  - e. A permit may not be issued more than twelve months prior to the first raffle drawing date.
  - f. A restricted event permit may be issued for only one event per year. If the organization has received a local permit during a fiscal year, it may not receive a restricted event permit. If the organization received a restricted event permit during the fiscal year, it may not receive a local permit.
3. Enter any restriction place on the organization or group, such as days of the week or designation of an area at a site where games may be conducted.
4. When a restricted event permit is issued, provide a "Report on a Restricted Event Permit" form to the organization or be sure they know the form is available at <https://attorneygeneral.nd.gov/licensing-and-gaming/licensing/charitable-gaming> by scrolling to the bottom of the page.
5. Give the organization or group the completed permit form, keep a copy for your records, and send a copy within 14 days by email to [agolicensing@nd.gov](mailto:agolicensing@nd.gov), fax to (701) 328-3535 or by mail to:

Office of Attorney General  
Licensing Section  
600 E Blvd Ave, Dept. 125  
Bismarck, ND 58505-0040

If questions on the local permit or restricted event permit process, please call: 1-800-326-9240





**APPLICATION FOR A LOCAL PERMIT OR RESTRICTED EVENT PERMIT**  
 NORTH DAKOTA OFFICE OF ATTORNEY GENERAL  
 LICENSING SECTION  
 SFN 9338 (04-2020)

Applying for (check one)  
 Local Permit     Restricted Event Permit\*

Games to be Conducted  
 Bingo     Raffle     Raffle Board     Calendar Raffle     Sports Pool     Poker\*     Twenty-One\*     Paddlewheels\*  
*Poker, Twenty-One, and Paddlewheels may be conducted **Only** with a Restricted Event Permit. Only one permit allowed per year.*

Name of Organization or Group of People permit is issued to <b>FM Crusadors / FM Legion Riders</b>	Dates of Activity	If raffle, provide drawing date <b>Sept. 17, 2022</b>	
Organization or Group Contact Person <b>Robert Gregor</b>	Title or Position <b>member</b>	Telephone Number <b>218-979-1035</b>	
Business Address <b>1314 4<sup>th</sup> Aves</b>	City <b>Moorhead</b>	State <b>ND</b>	ZIP Code <b>56560</b>
Mailing Address (if different)	City	State	ZIP Code

Site Name (where gaming will be conducted)  
**Wild Rice Bar**

Site Address <b>205 Wild Rice Road</b>	City <b>Wild Rice</b>	ZIP Code <b>58047</b>	County <b>Cass</b>
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Description and Retail Value of Prizes to be Awarded

Game Type	Description of Prize	Retail Value of Prize
<b>Raffle</b>	<b>Cash</b>	<b>\$ 1,000 -</b>

Add Row    Delete Row

Total (limit \$40,000 per year)

Intended Uses of Gaming Proceeds  
**Honor Guard at the National Cemetery, Fargo**

Does the organization presently have a state gaming license? (If yes, the organization is not eligible for a local permit or restricted event permit and should call the Office of Attorney General at 1-800-326-9240)  
 Yes     No

Has the organization or group received a restricted event permit from any city or county for the fiscal year July 1-June 30? (If yes, the organization or group does not qualify for a local permit or restricted event permit)  
 Yes     No

Has the organization or group received a local permit from any city or county for the fiscal year July 1-June 30? (If yes, indicate the total retail value of all prizes previously awarded)  
 No     Yes - Total Retail Value: \_\_\_\_\_ (This amount is part of the total prize limit of \$40,000 per year)

Organization or Group Contact Person

Name <b>Robert Gregor</b>	Title <b>member</b>	Telephone Number <b>218-979-1035</b>	E-mail Address <b>Robertgregor63@yahoo.com</b>
Signature of Organization or Group's Top Official <b>* Robert Gregor</b>		Title <b>member</b>	Date <b>12/22/21</b>



**Information required to be preprinted on a standard raffle ticket:**

1. Name of organization;
2. Ticket number;
3. Price of the ticket, including any discounted price;
4. Prize, description of an optional prize selectable by a winning player, or option to convert a merchandise prize to a cash prize that is limited to the lesser of the value of the merchandise prize or eight thousand dollars. However, if there is insufficient space on a ticket to list each minor prize that has a retail price not exceeding twenty-five dollars, an organization may state the total number of minor prizes and their total retail price;
5. For an organization that has a permit, print the authorizing city or county and permit number;
6. A statement that a person is or is not required to be present at a drawing to win;
7. Date and time of the drawing or drawings and, if the winning player is to be announced later, date and time of that announcement. For a calendar raffle, if the drawings are on the same day of the week or month, print the day and time of the drawing;
8. Location and street address of the drawing;
9. If a merchandise prize requires a title transfer involving the Department of Transportation, a statement that a winning player is or is not liable for sales or use tax;
10. If a purchase of a ticket or winning prize is restricted to a person of a minimum age, a statement that a person must be at least "-" years of age to buy a ticket or win a prize;
11. A statement that a purchase of the ticket is not a charitable donation;
12. If a secondary prize is an unguaranteed cash or merchandise prize, a statement that the prize is not guaranteed to be won and odds of winning the prize based on numbers of chances; and
13. If a prize is live beef or dairy cattle, horse, bison, sheep or pig, a statement that the winning player may convert the prize to a cash prize that is limited to the lesser of the market value of the animal or six thousand dollars.

**PRIZE RESTRICTIONS:**

A single cash prize cannot exceed \$8,000

The retail value of a merchandise prize cannot exceed \$8,000.

The total of all cash prizes and retail value of all merchandise prizes for all games cannot exceed \$40,000 per year.

If the value of the planned cash and merchandise prizes exceed \$40,000, the organization or group must reduce the prizes to this limit or a nonprofit corporation may apply for a state gaming license with the Office of Attorney General.

**LOCAL PERMIT AND RESTRICTED EVENT PERMIT DIFFERENCES:**

	<u>Local Permit</u>	<u>Restricted Event Permit</u>
Number of events per year	Limited by prizes	One
Must file an information report	Yes if political party	Yes
May pay employees compensation	Yes	No
Must use chips as wagers	No	Yes
Use of net income	Unrestricted	Restricted
Games allowed	Bingo Raffles Sports Pools	Bingo Raffles Sports Pools Poker Twenty-One Paddlewheels

Compared to a "Local Permit", an organization or group with a "Restricted Event Permit" may conduct three more game types, but is restricted to one event per year, must file a "Report on a Restricted Event Permit" with the city or county and Office of Attorney General, and disburse net income to eligible uses. These uses are described by North Dakota Century Code 53-06.1-11.1(2) and North Dakota Administrative Code 99-01.3-14-02. Refer to the backside of the "Report on a Restricted Event Permit" form for a general list of eligible uses.

For a Restricted Event Permit, one method to ensure that the total of all cash prizes and retail value of all merchandise prizes do not exceed \$40,000 is to charge each player a standard amount at the start of the event for a certain number or value of chips. If a player loses all of the player's chips, the player may re-buy chips. The player would play games and, at the end of the event, the organization would auction merchandise prizes to the players. The player who bid the highest number or value of chips for a prize would win that prize. For those players who have chips but did not successfully bid on a prize, the organization may redeem the chips for a predetermined cash value per chip. For this method, the value of the players' chips redeemed for cash is not a prize.