

North Carolina



Regulatory Oversight

TRIBAL GAMING

Governing Body: The North Carolina State Gaming Commission oversees the regulation of tribal gaming activities in the state.

The Commission is responsible for ensuring compliance with state gaming laws and regulations, and for overseeing the operations of tribal gaming establishments.

The Commission also oversees the licensing and regulation of tribal gaming operators, and is responsible for enforcing the state's gaming laws and regulations. The Commission is composed of seven members, including the Governor, the Attorney General, and the State Auditor.

The Commission's primary mission is to ensure the integrity and fairness of gaming operations, and to protect the interests of the state and its citizens. The Commission also works to promote responsible gaming and to provide resources for problem gambling.

The Commission's oversight extends to all aspects of tribal gaming, including licensing, regulation, enforcement, and revenue sharing. The Commission's actions are subject to review by the courts.

The Commission's oversight is essential to the success of the tribal gaming industry in North Carolina, and to the well-being of the state and its citizens.



Licensing

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The North Carolina State Gaming Commission is responsible for the licensing and regulation of tribal gaming operators. The Commission issues licenses to qualified operators and oversees their compliance with state gaming laws and regulations.



Taxation & Tribal Revenue Sharing

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Revenue Share: In exchange for the exclusive right to conduct live table games, the tribe has agreed to provide revenue sharing payments to the state as follows:

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Year	Percentage Of Gross Gaming Revenue GGR From Live Table Games
2012-2016	4% GGR
2017-2021	5%
2022-2026	6%
2027-2031	7%
2032-2042	8%

In exchange for the exclusive right to conduct live table games, the Catawba Indian Nation has agreed to provide revenue sharing payments to the state as follows:

Year	Percentage Of Gross Gaming Revenue GGR From Live Table Games
2021-2022	5% GGR
2022-2027	6%
2027-2032	7%
2032-2051	8%

State Use of Revenue: All monies received by the state under the revenue sharing agreement go to local school administrative units and charter schools within the state.

Tribal Use of Revenue: As required under IGRA, tribes must use tribal gaming funds:

1. To fund tribal government operations or programs;
2. To provide for the general welfare of the tribe and its members;
3. To promote tribal economic development;
4. To donate to charitable organizations; or
5. To help fund operations of local government agencies.

As required by the compact, the Eastern Band of Cherokee must allocate a percentage of gaming revenue to the Cherokee Preservation Foundation, whose purpose is to “protect, preserve and enhance the natural resources, environmental and aesthetic appearance of Cherokee tribal lands.”

The Eastern Band of Cherokee must fund the foundation in the amount of five million dollars per year for the first three years following final approval of the amended compact. After the first three years, the tribe must fund the foundation at five million dollars per year or at a percentage of net gaming revenue for the 2000 base year represented by five million dollars, whichever is greater. The tribe’s contribution to the foundation may not exceed 7.5 million dollars in any given year.

The Catawba Indian Nation must allocate a percentage of gaming revenue to the Catawba Indian Nation Foundation, whose purpose is to “enhance the long-term success of the casino and the development of the Catawba Indian Nation Lands.”

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The Catawba Indian Nation must fund the foundation in the amount of one million dollars per year for the first three years following final approval of the compact. After the first three years, the tribe must fund the foundation at five million dollars per year or at a percentage equal to that percentage of net gaming revenue for the first full calendar year in which the tribe has operated Class III gaming represented by five million dollars, whichever is greater. The tribe's contribution to the foundation may not exceed 7.5 million dollars.

Promotional Credits' Effect on Revenue Sharing: Promotional credits do not affect revenue sharing in the state.

Withholding on Winnings: The state does not withhold a percentage of gambling winnings at tribal casinos. However, federal law may require tribal casinos to issue a W-2G form to persons and may withhold winnings if certain conditions are met. For more information click [here](#).



Responsible Gaming

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Statutory Funding Requirement: There are no statutory funding requirements in the tribal-state gaming compact or tribal gaming ordinance.

Self-exclusion: Under the compact, the Eastern Band of Cherokee is required to maintain its existing programs which address gambling addiction and promote responsible gaming. The tribe must provide similar programs at any new gaming facilities.

Harrah's Cherokee Casino offers a "self-restriction" program, as well as a "self-exclusion" program. The self-restriction program allows a person to request not to receive direct marketing by Caesars owned, managed, or operated properties, as well as be denied credit and check cashing privileges. The self-exclusion program allows a guest to request to have all privileges, including play privileges denied at all Caesars owned, managed, or operated properties.

Complimentary Alcoholic Drinks: Complimentary alcoholic drinks are not offered at tribal casinos in North Carolina.

Advertising Restrictions: The compacts prohibit all forms of advertising targeting or enticing underage gambling.

On-Premise Display Requirement: Under the compacts, the tribes are required to post responsible gaming signage and gambling helpline phone numbers.

Prevention of Underage Gambling: Individuals must be 21 years of age to purchase a gaming ticket or participate in any Class III game.

Operation on Holidays: Tribal casinos in the state may operate 24 hours a day, seven days a week, including on holidays.



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Other Regulations

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Testing Requirements: Under the compact, all video games must be tested and approved or certified by the Certification Commission and a gaming test laboratory. The Certification Commission is an independent body established under the tribal-state compact to certify and approve video games as meeting the requirements and standards for games involving the use of skill or dexterity.

AML requirements: Under federal U.S. law, commercial casino operators, tribal gaming operators and card clubs are required to comply with various statutes in order to prevent money laundering activities and other financial crimes, including terrorism.

Shipping Requirements: Under federal U.S. law, all gambling devices and all packages containing gambling devices, when shipped or transported, must be plainly and clearly labeled and marked so that the name and address of the shipper and the consignee and the contents of the package may be readily ascertained on an inspection of the package.

Restrictions on Political Contributions: There are no compact restrictions on political contributions from parties with gaming interests. Under federal law, tribes are considered “persons” and are subject to regulation by the Federal Election Commission when making federal contributions.

Credit: The tribal-state gaming compact allows the tribe to “extend credit to gaming customers in the amount of \$1,000 or greater if the tribe adopts and maintains internal control procedures.”

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Sports Betting

Authorized Operators: The Eastern Band of Cherokee Indians and the Catawba Indian Nation are both authorized to offer sports wagering as a form of Class III wagering.

Mobile Sports Betting: Mobile/online wagering is not permitted.

Taxes and Fees: N/A. Tribal casinos in the state are not subject to taxation or licensing fees.

Amateur Restrictions: There are no restrictions regarding wagers on amateur sporting events.

Official Data Mandate & Integrity Fee: The tribal-state gaming compact does not mandate the use of official league data or provide an integrity fee to sports leagues.