



**GAMING ORDINANCE OF THE  
PASCUA YAQUI TRIBE OF ARIZONA**

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PART I

BE IT ENACTED BY THE COUNCIL OF THE PASCUA YAQUI TRIBE OF ARIZONA:

AN ORDINANCE: (PART I) AUTHORIZING CLASS II AND CLASS III GAMING OPERATIONS ON THE PASCUA YAQUI INDIAN RESERVATION; (PART II) ESTABLISHING A TRIBAL GAMING OFFICE, PROCEDURES FOR LICENSING, REPORTING REQUIREMENTS, OPERATIONAL REQUIREMENTS, HEARINGS, PATRON DISPUTES, DISCIPLINARY PROCEEDINGS, ACCOUNTING REGULATIONS, SPECIFICATION OF CHIPS AND TOKENS, ENFORCEABILITY OF TRIBAL INSTRUMENTS.

CHAPTER 1.000 Purpose

The [Tribal Council of the Pascua Yaqui Tribe (hereinafter "Tribe"), empowered by the Tribe's Constitution to enact ordinances, hereby enacts this ordinance in order to meet the terms for Class II and Class III gaming operations on tribal lands and to comply with the requirements of the National Indian Gaming Commission.

CHAPTER 2.000 Gaming Authorized

Class II gaming as defined in the Indian Gaming Regulatory Act, P.L. 100-447, 25 U.S.C. Section 2703(7)(A) ("IGRA") and by the regulations promulgated by the National Indian Gaming Commission at 25 C.F.R. § 502.3 (as published in the Federal Register at 57 FR 12382-12393, April 9, 1992) and Class III gaming as defined in 25 U.S.C. Section 2703(8) as authorized by the Tribal-State Compact executed June 24, 1993 is hereby authorized.

CHAPTER 3.000 Ownership of Gaming

The Tribe shall have the sole proprietary interest in and responsibility for the conduct of any gaming operation authorized by this ordinance.

CHAPTER 4.000 Use of Gaming Revenue

1. Net revenues from Class II and Class III gaming shall be used only for the following purposes: to fund tribal government operations and programs; provide for the general welfare of the Tribe and its members; promote tribal economic development; donate to charitable organizations; or help fund operations of local government agencies.

2. If the Tribe elects to make per capita payments to tribal members, it shall authorize such payments only upon approval of a plan submitted to the Secretary of the

Interior under 25 U.S.C. § 2710(b)(3).<sup>1</sup>

#### **CHAPTER 5.000 Audit**

1. The Tribe shall cause to be conducted annually an independent audit of gaming operations and shall submit the resulting audit reports to the National Indian Gaming Commission.

2. All gaming related contracts that result in the purchase of supplies, services, or concessions in excess of \$25,000.00 annually, except contracts for professional and accounting services, shall be specifically included within the scope of the audit as is described in subsection A. above.

#### **CHAPTER 6.000 Protection of the Environment and Public Health and Safety**

Class II and Class III gaming facilities shall be constructed, maintained, and operated in a manner that adequately protects the environment and the public health and safety.

#### **CHAPTER 7.000 Licenses for Key Employees and Primary Management Officials**

The Tribe shall ensure that the policies and procedures set out in this section are implemented with respect to key employees and primary management officials employed at any Class II or Class III gaming enterprise operated on Indian lands:

##### **1. Definitions**

For the purposes of this section, the following definitions apply:

##### **(a). Key employee means**

1. A person who performs one or more of the following functions:
  - (1) Bingo Caller;
  - (2) Counting room supervisor
  - (3) Chief of security;
  - (4) Custodian of gaming supplies or cash;
  - (5) Floor manager;
  - (6) Pit boss;
  - (7) Dealer;

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<sup>1</sup> Guidelines to Govern the Review and Approval of Per Capita Payments, memorandum to All Area Directors from the Assistant Secretary - Indian Affairs, December 21, 1992.

- (8) Croupier;
- (9) Approver of credit; or
- (10) Custodian of gambling or gaming devices including persons with access to cash and accounting records within such devices;

- 2. If not otherwise included, any other person whose total compensation is in excess of \$50,000 per year; or
- 3. If not otherwise included, the four most highly compensated persons in the gaming operation.

(b). Primary management official means

- 1. The person having management responsibility under a management contract;
- 2. Any person who has authority:
  - (11) To hire and fire employees; or
  - (12) To set up working policy for the gaming operation;
- 3. The chief financial officer or other person who has financial management responsibility.

**2. Application Forms**

(a) The following notice shall be placed on the application form for a new employee or a primary management official before that form is filled out by an applicant:

In compliance with the Privacy Act of 1974, the following information is provided: Solicitation of the information on this form is authorized by 25 U.S.C. 2701 et seq. The purpose of the requested information is to determine the eligibility of individuals to be employed in a gaming operation. The information will be used by National Indian Gaming Commission members and staff who have need for the information in the performance of their official duties. The information may be disclosed to appropriate Federal, Tribal, State, local, or foreign law enforcement and regulatory agencies when relevant to civil, criminal or regulatory investigations or prosecutions or when pursuant to a requirement by a tribe or the National Indian Gaming Commission in connection with the hiring or firing of an employee, the issuance or revocation of a gaming license, or investigations of activities while associated with a tribe or a gaming operation. Failure to consent to the disclosures indicated in this notice will result in a tribe's being unable to hire you in a primary management

official or key employee position.

The disclosure of your Social Security Number (SSN) is voluntary. However, failure to supply a SSN may result in errors in processing your application.

(b). Existing key employees and primary management officials shall be notified in writing that they shall either:

1. Complete a new application form that contains a Privacy Act notice; or
2. Sign a statement that contains the Privacy Act notice and consent to the routine uses described in that notice.

(c). The following notice shall be placed on the application form for a new employee or a primary official before that form is filled out by an applicant.

A false statement on any part of your application may be grounds for not hiring you, or for firing you after you begin work. Also, you may be punished by fine or imprisonment.

(U.S. Code, Title 18, Section 1001.)

(d). The Tribe shall notify in writing existing key employees and primary management officials that they shall either:

- a. Complete a new application form that contains a notice regarding false statements; or
- b. Sign a statement that contains the notice regarding false statements.

### **3. Background Investigations**

(a). The Tribe shall request from each primary management official and from each key employee all of the following information:

1. Full name, other names used (oral or written), social security number(s), birth date, place of birth, citizenship, gender, and languages (spoken or written);
2. Currently and for the previous 5 years: business and employment positions held, ownership interests in those businesses, business and residence addresses, and other information.

license numbers;

3. The names and current addresses of at least three personal references, including one personal reference who was acquainted with the applicant during each period of residence listed under paragraph 3(a)(2) of this section;
4. Current business and residence telephone numbers;
5. A description of any existing and previous business relationships with Indian tribes, including ownership interests in those businesses;
6. A description of any existing and previous business relationships with the gaming industry generally, including ownership interests in those businesses;
7. The name and address of any licensing or regulatory agency with which the person has filed an application for a license or permit related to gaming, whether or not such license or permit was granted;
8. For each felony for which there is an ongoing prosecution or conviction, the charge, the name and address of the court involved, and the date and disposition, if any;
9. For each misdemeanor conviction or ongoing misdemeanor prosecution (excluding minor traffic violations), within 10 years of the date of the application, the name and address of the court involved and the date and disposition;
10. For each criminal charge (excluding minor traffic charges), whether or not there is a conviction, if such criminal charge is within 10 years of the date of the application and is not otherwise listed pursuant to paragraph 3(a)(8) or 3(a)(9) of this section, the criminal charge, the name and address of the court involved and the date and disposition;
11. The name and address of any licensing or regulatory agency with which the person has filed an application for an occupational license or permit, whether or not such license or permit was granted;
12. A current photograph;

13. Any other information the Tribe deems relevant; and
14. Fingerprints consistent with procedures adopted by the Tribe according to 25 C.F.R. § 522.2(h).

(b). The Tribe shall conduct an investigation sufficient to make a determination under subsection 4. below. In conducting a background investigation, the Tribe or its agent shall promise to keep confidential the identity of each person interviewed in the course of the investigation.

4. Eligibility Determination

The Tribe shall review a person's prior activities, criminal record, if any, reputation, habits and associations to make a finding concerning the eligibility of an employee or primary management official for employment in a gaming operation. If the Tribe determines that employment of the person poses a threat to the public interest, to the effective regulation of gaming, or creates or enhances dangers of unsuitable, unsafe, or illegal practices and methods and activities in the conduct of gaming, a tribal gaming operation shall not employ that person in a key employee or primary management official position.

5. Procedures for Forwarding Applications and Reports for Key Employees and Primary Management Officials to the National Indian Gaming Commission

(a). When a key employee or primary management official begins work at a gaming operation authorized by this ordinance, the Tribe shall forward to the National Indian Gaming Commission a completed application for employment and conduct the background investigation and make the determination referred to in subsection 4. of this section.

(b). The Tribe shall forward the report referred to in subsection 6. of this section to the National Indian Gaming Commission within 60 days after an employee begins work or within 60 days of the approval of this ordinance by the Chairman of the National Indian Gaming Commission.

(c). The gaming operation shall not employ as a key employee or primary management official a person who does not have a license after 90 days.

6. Report to the National Indian Gaming Commission

(a). Pursuant to the procedures set out in subsection 5 of this section, the Tribe shall prepare and forward to the National Indian Gaming Commission an investigative report on each background investigation. An investigative report shall include:

all of the following:

1. Steps taken in conducting a background investigation;
2. Results obtained;
3. Conclusions reached; and
4. The bases for those conclusions.

(b). The Tribe shall submit, with the report, a copy of the eligibility determination made under subsection 4. of this section.

(c). If a license is not issued to an applicant, the Tribe:

1. Shall notify the National Indian Gaming Commission; and
2. May forward copies of its eligibility determination and investigative report (if any) to the National Indian Gaming Commission for inclusion in the Indian Gaming Industry Records System.

(d). With respect to key employees and primary management officials, the Tribe shall retain applications for employment and reports (if any) of background investigations for inspection by the Chairman of the National Indian Gaming Commission or his or her designee for no less than three (3) years from the date of termination of employment.

## **7. Granting a Gaming License**

(a). If, within a thirty (30) day period after the National Indian Gaming Commission receives a report, the National Indian Gaming Commission notifies the tribe that it has no objection to the issuance of a license pursuant to a license application filed by a key employee or a primary management official for whom the tribe has provided an application and investigative report to the National Indian Gaming Commission, the Tribe may issue a license to such applicant.

(b). The Tribe shall respond to a request for additional information from the Chairman of the National Indian Gaming Commission concerning a key employee or a primary management official who is the subject of a report. Such a request shall suspend the 30-day period under paragraph 7.(a). of this section until the Chairman of the National Indian Gaming Commission receives the additional information.

(c). If, within the thirty (30) day period described above, the National Indian Gaming Commission notifies the tribe that it has no objection to the issuance of a license pursuant to a license application filed by a key employee or a primary management official for whom the tribe has provided an application and investigative report to the National Indian Gaming Commission, the Tribe may issue a license to such applicant.

Gaming Commission provides the Tribe with a statement itemizing objections to the issuance of a license to a key employee or to a primary management official for whom the Tribe has provided an application and investigative report to the National Indian Gaming Commission, the Tribe shall reconsider the application, taking into account the objections itemized by the National Indian Gaming Commission. The Tribe shall make the final decision whether to issue a license to such applicant.

3. License Suspension

(a). If, after the issuance of a gaming license, the Tribe receives from the National Indian Gaming Commission reliable information indicating that a key employee or a primary management official is not eligible for employment under such provisions as above, the Tribe shall suspend such license and shall notify in writing the licensee of such suspension and the proposed revocation.

(b). The Tribe shall notify the licensee of a time and a place for a hearing on the proposed revocation of a license.

(c). After a revocation hearing, the Tribe shall decide to revoke or to reinstate a gaming license. The Tribe shall notify the National Indian Gaming Commission of its decision.

**CHAPTER 8.000 License Locations**

The Tribe shall issue a separate license to each place, facility, or location on Indian lands where Class II or Class III gaming is conducted under this ordinance.

PART II

CHAPTER 1

Definitions

1.000 Definitions. Unless a different meaning is clearly indicated, the terms used in this Ordinance shall have the same meaning as defined in the "Indian Gaming Regulatory Act," Public Law 100-497, 25 U.S.C. §§ 2701 et seq. (the "Act") and the Pascua Yaqui Tribe - State of Arizona Gaming Compact (the "Compact").

1.010 "Act" means the Indian Gaming Regulatory Act, Public Law 100-497, 25 U.S.C. §§ 2701-2721 and 18 U.S.C. §§1166-1168.

1.020 "Applicant" means any person who has applied for a license or certification under the provisions of the Compact, or employment with a Gaming Facility Operator, or approval of any act or transaction for which approval is required or permitted under the provisions of the Compact.

1.030 "Application" means a request for the issuance of a license or certification, or for employment by a Gaming Facility Operator, or for approval of any act or transaction for which approval is required or permitted under the provisions of the Compact.

1.040 "Class I Gaming" means all forms of gaming defined as Class I in Section 4(6) of the Act, 25 U.S.C. §2703(6).

1.050 "Class II Gaming" means all forms of gaming defined as Class II in Section 4(7) of the Act, 25 U.S.C. §2703(7).

1.060 "Class III Gaming" means all forms of gaming as defined in Section 4(8) of the Act, 25 U.S.C. § 2703(8).

~~1.070 "Commissioner" means a member of the Tribal Gaming Office.~~

1.070 "Compact" means that written document executed June 24, 1991, by the Pascua Yaqui Tribe and the State of Arizona governing the conduct of Class III gaming activities on Tribal lands.

1.080 "Credit instrument" means a writing which evidences a gaming debt owed to the Tribal Gaming Operation, and includes any writing taken in connection with redemption or payment of a prior credit instrument.

**1.090 "Distributor"** means a person who distributes Class III Gaming Devices and/or component parts thereof.

**1.100 "Enterprise"** means any corporation (other than a "publicly traded corporation" as defined hereinafter), firm, partnership, limited partnership, trust, or other form of business organization other than a Tribal enterprise wholly owned by the Tribe; provided, however, that the term "enterprise" shall also include each corporation, partnership, limited partnership, trust or other form of business organization not a natural person which, directly or indirectly, owns, has the power or right to control or holds with the power to vote all or any part of the outstanding voting securities, partnership interests, limited partnership interests or beneficial interest in a trust which holds or applies for a license or finding of suitability under the provisions of the Compact and this Ordinance.

**1.110 "Equity security"** means for each of the following:

1. Corporation - Any voting stock, or similar security; and security convertible, with or without consideration, into such a security, or carrying any warrant or right to subscribe to or purchase such a security; any warrant or right; or any security having a direct or indirect participation in the profits of the issuer.

2. Limited partnership - an interest representing the right of a general or limited partner to receive from a limited partnership: a share of the profits; any other compensation by way of income; or a return of any or all of his contribution to capital of the limited partnership; or the right to exercise any of the rights or powers provided in the Limited Partnership Act in the Arizona Revised Statutes.

3. Partnership - an interest representing the right of a partner to receive from a partnership: a share of the profits; any other compensation by way of income; or a return of any or all of his contribution to capital of the partnership; or the right to exercise any of the rights or powers provided in the Uniform Partnership Act of the Arizona Revised Statutes.

**1.120 "Executive Director"** means the Executive Director appointed by the Tribal Council.

**1.130 "Finding of suitability"** means an approval granted to a person or enterprise directly or indirectly involved with the Gaming Operation and relates only to the specified involvement for which it was made. If the nature of the involvement changes from that for which the applicant is found suitable, the Tribal Gaming Office may require the person or enterprise to submit for a determination of suitability in the new capacity.

**1.140 "Game" and "gambling game"** means any game played with cards, dice, equipment or any mechanical, electromechanical or electronic device or machine for

money, property, checks, credit or any representative of value, including any banking or percentage game.

**1.150 "Gaming" or "gambling" or "Gaming Activity"** means to deal, operate, carry on, conduct, maintain or expose for play any game, slot machine, gaming device, pari-mutuel operation, off-track pari-mutuel operation, interstate common pari-mutuel pool, or race book as defined in the Compact or this Ordinance and means all forms of Class II and Class III gaming owned and operated by the Tribe and conducted within the Indian Lands of the Tribe.

**1.160 "Gaming device" or "Electronic Game of Chance"** means a microprocessor-controlled electronic device which allows a player to play games of chance, some of which are affected by skill, which device is activated by the insertion of a coin, currency, tokens or by the use of a credit, and which awards game credits, tokens, replays or a receipt that can be redeemed by the player for any of the foregoing. Game play may be displayed by:

- (1) Video facsimile; or
- (2) Mechanical rotating reels whereby the software of the device predetermines the stop positions and the presence, or absence thereof, of a winning combination and pay out, if any.

**1.170 "Gaming employee"** means any person employed as a Principal Management Official or Key Employee of a Gaming Operation of the Tribe and any person employed in the operation or management of a Gaming Operation, including, but not limited to, any person whose employment duties require or authorize access to restricted areas of a Gaming Facility not otherwise open to the public.

**1.180 "Gaming equipment"** means any equipment or mechanical, electromechanical or electronic contrivance, component or machine used remotely or directly in connection with gaming, any game that would not otherwise be classified as a gaming device, including dice, playing cards, equipment which affects the proper reporting of gaming revenue, computerized systems for monitoring gaming devices and devices for weighing or counting money.

**1.190 "Gaming Facility" or "gaming facilities"** means the buildings, improvements and facilities in which Class III gaming, as authorized by the Compact, is conducted and also includes where Class II gaming is conducted.

**1.200 "Gaming Operation"** means any Gaming Activity conducted within any Gaming Facilities.

**1.210 "Gaming Facility Operator"** means the Tribe, an enterprise owned by the

Tribe, or such other entity of the Tribe as the Tribe may from time to time designate, in writing, by written notice to the State as the wholly-owned Tribal entity having full authority and responsibility for the operation and management of Class III Gaming Activities.

**1.220 "Gaming services"** means the providing of any goods or services, including but not limited to legal services, to the Tribe in connection with the operation of Class III Gaming Activities at a Gaming Facility, including but not limited to equipment, transportation, food and beverages, janitorial supplies, maintenance or security services for the Gaming Facility, in any amount in excess of \$10,000 in any single month.

**1.230 "Gross gaming revenue"** means the total of all cash received by the Gaming Operation, less the cash received in payment for credit extended by the Gaming Operation to a patron, less the compensation received by the Gaming Operation for conducting any game in which the Gaming Operation is not a party to the wager, less the total of all cash paid out by the Gaming Operation to patrons.

**1.240 "Internal control system"** means written administrative and accounting procedures for the purpose of exercising effective control over the internal fiscal affairs of the Gaming Operation.

**1.250 "Interstate common pari-mutuel pool"** means a pari-mutuel pool of pari-mutuel wagers placed at a track, its intrastate betting locations, other jurisdictions, and the off-track pari-mutuel wagers placed and accepted by pari-mutuel bookmakers.

**1.260 "License"** means an approval issued by the Tribal Gaming Office to any natural person or entity to be involved in the Gaming Operation or in the providing of Gaming Services to the Tribe.

**1.270 "Licensee"** means any natural person or entity who has been licensed by the Tribal Gaming Office to be involved in the Gaming Operation or in the providing of Gaming Services to the Tribe.

**1.280 "Live Broadcast"** means an audio and video transmission of a race, or series of races, as it occurs at a track, whether or not it is furnished by a disseminator for a fee.

**1.290 "Management Contract"** means a contract within the meaning of 25 U.S.C. §§2710(d)(9) and 2711.

**1.300 "Management Contractor"** means a natural person or entity that has entered into a Management Contract with the Tribe or a Gaming Facility Operator and has been approved pursuant to 25 U.S.C. §§2710(d)(9) and 2711.

**1.310 "Manufacturer"** means a natural person or entity that manufactures, distributes,

Devices and/or component parts thereof as defined by this Compact for use or play in the Gaming Facilities.

**1.320 "Net revenue"** means gross revenues of a gaming activity less amounts paid out as, or paid for, prizes, winnings, and total operating expenses, excluding management fees.

**1.330 "Off-track pari-mutuel wager"** means a wager placed by a patron and accepted by the Gaming Operation's pari-mutuel book on a race or races offered as part of an interstate common pari-mutuel pool whether or not the wager is actually included in the total amount of the interstate wagering pool.

**1.340 "Ordinance"** means this Pascua Yaqui Tribe Gaming Ordinance.

**1.350 "Pari-mutuel"** means a system of wagering on a race or sporting event whereby the winners divide the total amount wagered, after deducting commission, fees, and taxes, in proportion to the amount individually wagered.

**1.360 "Principal"** means with respect to any Person:

- (1) Each of its officers and directors;
- (2) Each of its principal management employees, including the chief executive officer, chief financial officer, chief operating officer or general manager;
- (3) Each of its owners or partners, if an unincorporated business;
- (4) Each of its shareholders who own more than ten (10) percent of the shares of the corporation, if a corporation;
- (5) Each person other than a banking institution who has provided financing for the entity constituting more than ten (10) percent of the total financing of the entity, and
- (6) Each of the beneficiaries, or trustees of a trust.

**1.370 "Publicly traded corporation"** means any corporation or other legal entity, except a natural person which has one or more classes of securities registered pursuant to section 12 of the Securities Exchange Act of 1934, as amended (15 U.S.C. § 781) and is an issuer subject to section 15(d) of the Securities Exchange Act of 1934, as amended (15 U.S.C. § 780).

**1.380 "Race book"** means the business of accepting wagers upon the outcome of

of any event held at a track which uses the pari-mutuel system of wagering.

**1.390 "Regulation"** means a rule, standard, directive or statement of intent having applicability which effectuates the provisions and policy of the Compact, this Ordinance or the policy of the Tribe.

**1.400 "Reservation" or "Tribal lands"** means Pascua Yaqui Tribal Lands as defined by 25 U.S.C. § 2703 (4)(A) and (B), subject to the provisions of 25 U.S.C. § 2719.

**1.410 "Slot machine"** means and includes Gaming Device as that term is defined in Section 2(l) of the Compact and Section 1.170 of this Ordinance.

**1.420 "State"** means the State of Arizona, its authorized officials, agents and representatives.

**1.430 "State Gaming Agency"** means the agency of the State which the Governor may from time to time designate by written notice to the Tribe as the single state agency which shall act on behalf of the State under this Compact.

**1.440 "Subsidiary"** means a corporation all or any part of whose outstanding voting securities are owned, subject to a power or right of control, or held with the power to vote by a publicly traded corporation or other holding company.

**1.450 "Track"** means an in-state or out-of-state facility licensed to operate horse or other racing where pari-mutuel wagering on races is conducted. Where applicable, the term also includes a person or governmental agency in Arizona or outside Arizona that operates a track or shares in its revenues and also includes an association of tracks.

**1.460 "Tribal Council" or "Council"** means the Tribal Council of the Pascua Yaqui Tribe.

**1.470 "Tribal Gaming Office"** means the department ~~or agency or committee~~ designated by action of the Tribal Legislative Council as the Tribal entity which shall exercise the civil regulatory authority of the Tribe over Class III Gaming Activities within the Tribe.

**1.480 "Tribal law enforcement agency"** means the police force of the Tribe established and maintained by the Tribe pursuant to the Tribe's powers of self-government to carry out law enforcement within the Tribal Lands.

**1.490 "Tribal"** means the Pascua Yaqui Tribe its authorized officials, agents and representatives.

1.500 "Tribe" means the Pascua Yaqui Tribe, its authorized officials, and its representatives.

## CHAPTER 2

### ADMINISTRATION

**2.010 Tribal Gaming Office.** The Pascua Yaqui Tribal Gaming Office is hereby established. The Tribal Gaming Office shall consist of an *Executive Director* appointed by the Tribal Council and such other staff as the Executive Director may appoint. The Executive Director shall be a contract employee of the Pascua Yaqui Tribe. The Tribal Chairman shall be authorized to negotiate and execute the terms of said employment contract subject to the approval of the Tribal Council. ~~five Commissioners appointed by a majority of the Tribal Council. The Commissioners must be a member of the Tribe and a person with adequate experience in gaming operations, the practice of gaming, gaming control or regulation, law enforcement or accounting. A Commissioner shall serve for 3 years and may be removed from office prior to the end of his or her term for cause or by a majority vote of the Tribal Council pursuant to a public hearing. In order to establish an annually staggered appointment schedule, the first Commissioners shall be appointed by the Tribal Council as follows: two Commissioners shall serve three year terms, two Commissioners shall serve 2 year terms, and one Commissioner shall serve a one year term for the initial appointment terms only. Thereafter, all successive terms of appointment shall be for 3 years. Vacancies shall be filled within 60 days by the Tribal Council.~~

**2.020 Restrictions on Tribal Gaming Office.** ~~Commissioners~~ The Executive Director and other employees of the Tribal Gaming Office may not hold other Tribal positions and may engage in business, provided, however, that they shall not nor may they engage in any business which is subject to the provisions of this Ordinance. ~~Commissioners~~ Tribal gaming employees may not gamble in the Gaming Facility nor may they have any personal financial interest in any gambling by any patron of the Gaming Facility.

**2.030 Compensation.** ~~Commissioners~~ The Executive Director shall be compensated at the rate to be established annually by the Tribal Council. ~~Commissioners~~ and shall be reimbursed for actual expenses incurred on Tribal Gaming Office business, including necessary and reasonable travel expenses.

**2.040 Selection of Chairperson.** ~~The Tribal Gaming Office shall select annually from its membership a Chairperson, who shall have the power to convene the regular meetings of the Commission upon 72 hours written or oral notice to members of the Tribal Gaming Office.~~

**2.050 Meetings Open to Public.** ~~General meetings of the Tribal Gaming Office shall be open to the public, and all meetings shall be governed by Roberts Rules of Order or Rules of Parliamentary Procedure customarily used by the Tribal Council.~~

~~2.060 Quorum. A quorum shall consist of 3 members of the Tribal Gaming Office. All decisions shall be made by a majority vote of the Tribal Gaming Office, unless indicated otherwise in this Ordinance.~~

**2.040 Quarterly Reports.** The Tribal Gaming Office shall make quarterly reports to the Council within 30 days after the close of the calendar quarter for which the information is being required. The reports shall include a full and complete statement of gaming revenues paid to the Tribe, expenses and all other financial transactions of the Tribal Gaming Office and a summary of all licensing and enforcement actions.

**2.050 Necessary Powers.** The Tribal Gaming Office shall exercise all powers necessary to effectuate the purposes of this Tribal Gaming Ordinance. The Tribal Gaming Office may exercise any proper power and authority necessary to perform the duties assigned to it by this Tribal Gaming Ordinance or the Tribal Council, and is not limited by the enumeration of powers in this Ordinance. ~~The Tribal Gaming Office shall meet with the Executive Director not less than once each calendar quarter to review recommendations and set policy, to approve or reject reports of the Executive Director and transact other business that may be properly brought before it.~~

**2.060 Regulations.** The Tribal Gaming Office is empowered to adopt, amend and repeal regulations subject to final approval by the Tribal Council to effectuate the provisions of the Compact, this Tribal Gaming Ordinances and the Tribe's gaming laws. Regulations shall be adopted, amended or repealed in accordance with the following procedures:

1. At least 10 days before the initial meeting of the Tribal Gaming Office and 5 days before any subsequent meeting at which the adoption, amendment or repeal of a regulation is considered, notice of the proposed action must be:
  - a. Published in such locations as the Tribal Gaming Office prescribes;
  - b. Mailed to the State Gaming Agency and to every person who has filed a request therefor with the Tribal Gaming Office; and
  - c. When the Tribal Gaming Office deems advisable, mailed to any person whom the Tribal Gaming Office believes would be interested in the proposed action, and published in such additional form and manner as the Tribal Gaming Office prescribes.
2. The notice of proposed adoption, amendment or repeal must include:
  - a. A statement of the time, place and nature of the proceedings for adoption, amendment or repeal;
  - b. Reference to the authority under which the action is proposed.

c. Either the express terms or an informative summary of the proposed action.

3. On the date and at the time and place designated in the notice, the Tribal Gaming Office shall afford any interested person or his authorized representative, or both, the opportunity to present statements, arguments or contentions in writing, with or without opportunity to present them orally. The Tribal Gaming Office shall consider all relevant matter presented to it, and shall obtain the concurrence of the State Gaming Agency, as required by and in accordance with Compact provisions for changes in technical standards for Gaming Devices or changes in regulations, before adopting, amending or repealing any regulation.

4. Any interested member of the Tribe, licensee or Manager may file a petition with the Tribal Gaming Office requesting the adoption, amendment or repeal of a regulation. The petition must state, clearly and concisely:

- (1) The substance or nature of the regulation, amendment or repeal requested;
- (2) The reasons for the request; and
- (3) Reference to the authority of the Tribal Gaming Office to take the action requested.

Upon receipt of the petition, the Tribal Gaming Office shall within 30 days deny the request in writing or schedule the matter for action pursuant to this subsection.

5. In emergencies, the Tribal Gaming Office may, with the concurrence of the State Gaming Agency, if required by the Compact, summarily adopt, amend or repeal any regulation affecting Class III gaming if at the same time it files a finding that such action is necessary for the immediate preservation of the public peace, health, safety, morals, good order or general welfare, together with a statement of the facts constituting the emergency.

6. In any hearing under this section, the Tribal Gaming Office or its duly authorized representative may administer oaths or affirmations, and may continue or postpone the hearing from time to time and at such places as it prescribes.

7. The Tribal Gaming Office may request the advice and assistance of the Tribal Council in carrying out the provisions of this section.

**2.070 Personnel.** The Tribal Gaming Office *Executive Director* shall hire personnel necessary to ensure the proper enforcement of the provisions of the Compact, this Ordinance and any other Gaming Ordinance. The Tribal Gaming Office shall consult with and obtain the

approval of the Tribal Council to determine a budget for the hiring and retention of all necessary personnel, and to determine the qualifications required for hiring.

**2.080 Forms.** Any application or reporting form utilized by the Tribal Gaming Agency or the Arizona Gaming Commission shall be deemed to meet the requirements of this and other Gaming Ordinances with respect to the use of forms.

## CHAPTER 3

### APPLICATIONS: PROCEDURE

#### **3.010 Applications; general.**

1. Any gaming license or finding of suitability which is issued by the Tribal Gaming Office shall be deemed to be a revocable privilege and no person holding such a license or finding of suitability by the Tribal Gaming Office is deemed to have acquired any vested rights therein.

2. An application for a license or finding of suitability is seeking the granting of a privilege, and the burden of proving qualification to receive such license or finding of suitability is at all times on the applicant. An applicant must accept any risk of adverse public notice, embarrassment, criticism, or other action or financial loss which may result from action with respect to an application and expressly waive any claim for damages against the Tribe and the State as a result thereof.

3. An application for a license or a finding of suitability, besides any other information attaching to such an application by virtue of the Compact and this Ordinance, shall constitute a request to the Tribal Gaming Office for a decision upon the applicant's qualifications, suitability, character, integrity, and ability to participate or engage in, or be associated with, the Gaming Operation in the manner or position sought by the application, or the manner or position generally similar thereto; and, by filing an application with the Tribal Gaming Office, the applicant specifically consents to the making of such a decision by the Tribal Gaming Office at its election when the application, after filing, becomes moot for any reason other than death.

**3.020 Waiver of privilege.** An applicant may claim any privilege afforded by the Constitution of the United States, the Tribe or the State, in refusing to answer questions by the Tribal Gaming Office or the State Gaming Agency. However, a claim of privilege with respect to any testimony or evidence pertaining to an application may constitute sufficient grounds for denial.

#### **3.030 Applications, notices, statements and reports; contents; amendments; incorporation by reference; proceedings not to have substantial implications.**

1. Every application, statement, notice or report must be filed on forms furnished or approved by the Tribal Gaming Office and comply with Privacy Act Notices required by the National Indian Gaming Commission and the Compact and must contain and be accompanied and supplemented by such documents and information as may be specified or required by the Tribe's Gaming Ordinance and by the National Indian Gaming Commission. Failure to supply the information requested within 10 days after the request

has been received by the applicant constitutes grounds for delaying consideration of the application.

2. It is grounds for denial of an application or disciplinary action for any person to make any untrue statement of material fact in any application, notice, statement or report filed with the Tribal Gaming Office or State Gaming Agency in compliance with the provisions of law referred to in paragraph 1 or willfully to omit to state in any such application, notice, statement or report any material fact which is required to be stated therein or omit to state a material fact necessary to make the facts stated in view of the circumstances under which they were stated, not misleading.

3. All information required to be included in an application must be true and complete as of the dates of the Tribal Gaming Office action sought by such applicant and an applicant shall promptly supply by amendment prior to such date any information based on facts occurring after the original application so as to make such information not misleading as of the date of such action by the Tribal Gaming Office.

4. An application may be amended in any respect by leave of the Tribal Gaming Office or State Gaming Agency at any time prior to final action thereon by the Tribal Gaming Office. Any amendment to an application shall have the effect of establishing the date of such amendment as the new filing date of such application with respect to the time requirements in the Compact or this Ordinance for action on such application.

5. Any document filed under any of the provisions of the Compact or this Ordinance may be incorporated by reference in a subsequent application if it is available in the files of the Tribal Gaming Office or the State Gaming Agency, to the extent that the document is currently accurate.

**3.040 Tribal Application and investigative fees.**

1. Except as otherwise provided herein, all fees and costs incurred in conjunction with the investigation of any application to the Tribal Gaming Office must be paid by the applicant in the manner prescribed by this Section.

2. Applications for the following licenses, findings of suitability and approvals must be accompanied by the following nonrefundable fees:

a.	Manufacturer	-	\$	1,500.00
b.	Distributor	-		1,500.00
c.	Manager	-		1,500.00
d.	Gaming services	-		150.00
e.	Principals	-		500.00
f.	Key employees	-		500.00
g.	Other gaming employees	-		150.00

3. In addition to any nonrefundable application fees paid, the Tribal Gaming Office or State Gaming Agency may require an applicant to pay such supplementary/ investigative fees and costs as may be determined by the Tribal Gaming Office or State Gaming Agency pursuant to the Compact. The Tribal Gaming Office or State Gaming Agency may estimate the supplementary investigative fees and costs and require a deposit to be paid by the applicant in advance as a condition precedent to beginning or continuing an investigation.

4. The Tribal Gaming Office will not take final action to approve any application unless all application and investigative fees and costs have been paid in full. The Tribal Gaming Office may deny the application if the applicant has failed or refused to pay the application and investigative fees and costs.

5. After all supplementary investigative fees and costs have been paid by an applicant, the Tribal Gaming Office shall refund to the person who made the required deposit any balance remaining in the investigative account of the applicant.

**3.050 Summoning of applicants.** The Tribal Gaming Office and Tribal police may summon any person applying for a license, finding of suitability or employment to appear and testify before it or its agents at such time and place as it may designate. All such testimony may be under oath and embrace any matter which the Tribal Gaming Office, Tribal police, or its agents may deem relevant to the application. Failure to so appear and testify fully at the time and place designated, unless excused, constitutes grounds for denial of the application without further consideration by the Tribal Gaming Office.

**3.060 Hearing on applications.** Upon the conclusion of a certification investigation by the State Gaming Agency, the Tribal Gaming Office may, in its discretion, hold a hearing to consider an application. The applicant shall be given at least 15 days advance written notice of such hearing by certified mail, return receipt requested. Failure of the applicant to appear at such hearing and testify fully at the time and place designated, unless excused, constitutes grounds for denial of the application without further consideration by the Tribal Gaming Office.

**3.070 Withdrawal of application.**

1. A request for withdrawal of an application may be made at any time prior to final action upon the application by the Tribal Gaming Office by filing a written request to withdraw with the Tribal Gaming Office.

2. The Tribal Gaming Office may, in its discretion, deny the request, or grant the request with or without prejudice.

3. If a request for withdrawal is granted with prejudice, the applicant is not eligible to apply again for licensing or approval until after expiration of one year from the date of such withdrawal.

**3.080 Application after denial.** Any person or enterprise whose application has been denied is not eligible to apply again for a license, finding of suitability or approval until after expiration of one year from the date of such denial, unless the Tribal Gaming Office advises that the denial is without prejudice as to delay in reapplication.

**3.090 Applications for employment after denial or revocation.** Following a decision by the Tribal Gaming Office to deny an application for employment pursuant to the provisions of the Compact, or to revoke a work permit, a subsequent application for employment must not be entertained by the Tribal Gaming Office for a period of two years from the date of the Tribal Gaming Office's decision on the preceding application.

**3.100 Unsuitable affiliates.** The Tribal Gaming Office may deny, revoke, suspend, limit, condition, or restrict any license or finding of suitability or application therefor upon the grounds that the enterprise or person licensed or found suitable is associated with, has control, or is controlled by, or is under common control by, an unsuitable person.

### **3.110 Standards for licensing.**

1. Tribal Employment Standards: Neither the issuance of a license by the Tribal Gaming Office nor the issuance of certification by the State Gaming Agency creates or implies a right of employment or continued employment. The Gaming Facility Operator shall not employ, and if already employed, shall terminate, a Gaming Employee if it is determined by the Tribal Gaming Office, that the Applicant:

- a. has been convicted of any felony or gaming offense;
- b. has knowingly and willfully provided materially important false statements or information or omitted materially important information on his or her employment Application for employment at the Gaming Facility or background questionnaire; or
- c. is determined to be a person whose prior activities, criminal record, if any, or reputation, habits, and associations pose a threat to the public interest or to the effective regulation and control of gaming, or create or enhance the dangers of unsuitable, unfair, or illegal practices, and methods, and activities in the conduct of gaming or the carrying on of the business and financial arrangements incidental thereto.

2. No license or finding of suitability shall be granted to a management contractor unless and until the applicant has satisfied the Tribal Gaming Office that the funding of the enterprise is (a) adequate for the nature of the enterprise, and (b) from a suitable source. The suitability of the source of funds shall be determined by the standards enumerated in paragraph 1(a), (b) and (c) above. Prior to issuing any license or finding of suitability, the Tribal Gaming Office shall notify the Commission of the results of the investigation.

**3.120 Licensing of a natural person under the age of eighteen prohibited.** The Tribal Gaming Office will not grant a license or finding of suitability to an individual under eighteen years of age. No person under 21 years of age shall be employed in the sale of alcoholic beverages at any Gaming Facility, unless otherwise permitted under State liquor laws and regulations.

**3.121 Duration and Renewal of Tribal Licenses and State Certifications.** Any Tribal license or State Certification shall be effective for one (1) year from the date of issuance; provided, that a licensed or certified employee or person that has applied for renewal may continue to be employed or engaged under the expired license or State Certification until action is taken on the renewal Application by the Tribal Gaming Office or the State Gaming Agency. Applicants for renewal of a license or certification shall provide updated material as requested, on the appropriate renewal forms, but shall not be required to resubmit historical data already available to the Tribal Gaming Office or the State Gaming Agency. Additional background investigations shall not be required of Applicants for renewal unless new information concerning the Applicant's continuing eligibility for a license or a State Certification is discovered by either the Tribal Gaming Office or the State Gaming Agency.

**3.122 Identification Cards.** The Gaming Facility Operator shall require all Gaming Employees to wear in plain view, identification cards, issued by the Tribal Gaming Office which include photograph, first and last name and an identification number unique to the individual Tribal license and which shall include a Tribal seal or signature, and a date of expiration.

## CHAPTER 4

### REPORTING REQUIREMENTS

#### 4.010 Property report.

1. Definitions. In addition to the terms defined in this Ordinance, the following definitions shall apply:

a. "Lessor" means any person who leases or rents any property, real or personal, to the Gaming Operation.

b. "Lease" means any formal or informal, written or oral, contract or understanding or arrangement whereby any operating licensee obtains the use or possession of any property, real or personal, to be used, occupied, or possessed in connection with the Gaming Operation. The term "lease" includes, without limitation, payments made to an affiliated, controlled or not controlled, controlling or not controlling, person under a real property lease, a personal property lease, an unsecured note, a deed of trust, a mortgage, or a trust indenture.

2. Reports by Gaming Facility Operator. The Gaming Facility Operator shall report to the Tribal Gaming Office all leases to which it is a party not later than 30 days after the effective date of the lease, unless required earlier by agreement, and shall include the following information:

a. The name, address, and a brief statement of the nature of the business of the lessor.

b. A brief description of the material terms of the lease.

c. A brief description of any business relationships between the operating licensee and the lessor other than by the lease.

3. Periodic reports. The Gaming Facility Operator shall report to the Tribal Gaming Office any changes in the lease within 30 days after such changes occur.

#### 4.020 Employee report.

1. Annually, on or before the 30th of April, the Gaming Facility Operator shall submit an employee report to the Tribal Gaming Office on a form to be furnished by the Tribal Gaming Office. The report shall identify every individual who is directly or indirectly engaged in the administration or supervision of the Gaming Operation or physical security

activities of the Gaming Facility Operator. The following classes of gaming employees are presumed to be actively and directly engaged in the administration or supervision of gaming:

a. All individuals who are compensated in any manner in excess of \$20,000 per annum;

b. All individuals who may approve or extend gaming credit in any amount, or whose recommendations in this regard are ordinarily sought or followed;

c. All individuals who have authority to hire or terminate gaming employees;

d. All individuals who have the authority to supervise or direct a shift of any gaming or security activity, including but not limited to supervision or direction of the gaming device area, keno or bingo games, slot machines, race or sports books, pari-mutuel operations, or any persons having authority to supervise or direct such persons;

e. All individuals who regularly participate in the count more frequently than one day in each week or who actually participate in the count more than 10 times in any 30-day period;

f. All individuals who may approve or extend to casino patrons complimentary house services other than beverages only;

g. All individuals who supervise or direct other employees engaged in the control of gaming assets and revenues and record keeping, including the recording of cash and evidences of indebtedness, and the maintenance, review or control of the records, accounts, and reports of transactions which are required to be kept;

h. Any individual who has been specifically represented to the Tribal Gaming Office by the Gaming Facility Operator or Manager as being important or necessary to the operation of the Gaming Facility;

i. All persons who individually or as part of a group formulate management policy.

2. The annual employee report shall also include a description of the gaming duties, casino responsibilities, and casino authority delegated to each individual identified in the report.

3. Any changes, additions, or deletions to any information contained within the annual employee report which occurs subsequent to the filing of the report and prior to

filing of the report for the next calendar year shall be reported to the Tribal Gaming Office in writing no less than 10 days after the end of the calendar quarter during which the change, addition, or deletion occurred.

#### **4.030 Key employees.**

1. Any employee as that term is defined in Section 2(v) of the Compact and Chapter 7.000, 1.(a). of Part I of this Gaming Ordinance.

2. Whenever it is the judgment of the Tribal Gaming Office that the policies set forth in the Compact or this Ordinance will be served by requiring any principal or key employee to be licensed or found suitable, the Tribal Gaming Office shall serve notice of such determination upon the Gaming Facility Operator, Manager or the licensee, as appropriate. The Tribal Gaming Office shall not be restricted by the title of the person performed but shall consider the functions and responsibilities of the person involved in making its decision as to key employee status. Grounds for requiring licensing of a key employee which are deemed to serve the public interest and the policies of the Compact include but are not limited to the following:

a. The key employee is new to the Gaming Facility Operator, Manager, or the business of the licensee, the position, or the level of influence or responsibility which he has and the Tribal Gaming Office has little or outdated information concerning his character, background, reputation, or associations, or

b. Information has been received by the Tribal Gaming Office which, if true, would constitute grounds for a finding of unsuitability to be associated with the Gaming Facility Operator, Manager or a licensee.

3. The Gaming Facility Operator, Manager, or licensee shall, within 30 days following receipt of the notice of the Tribal Gaming Office's determination, present an application for licensing of the key employee to the Tribal Gaming Office or provide documentary evidence that such key employee is no longer employed by the Gaming Facility Operator, Manager, or licensee. Failure of the Gaming Facility Operator, Manager, or licensee to respond as required by this section shall constitute grounds for disciplinary action.

**4.040 Loans to Gaming Facility Operator.** Whenever the Gaming Facility Operator applies for or receives, accepts, or makes use of any cash, property, or guarantee, or other form of security loaned to, or provided for, or on behalf of the Gaming Facility Operator, it shall notify the Tribal Gaming Office within 30 days of each transaction. Such notice shall be on forms provided by the Tribal Gaming Office and shall include a report of the names and addresses of all parties to the transaction, the amount and source of the funds, property or credit received or applied, the nature and amount of security provided by or on behalf of the Gaming Facility Operator, the purpose of the transaction, and such other information as the Tribal Gaming Office may require.

report shall be accompanied or supplemented by copies of documents, and such other supporting data as the Tribal Gaming Office may require. If, after such investigation, the Tribal Gaming Office deems appropriate, the Tribal Gaming Office finds that a transaction is inimical to the health, safety, morals, good order and general welfare of the Tribe, or would reflect, or tend to reflect, discredit upon the Tribe, the Tribal Gaming Office shall order the transaction rescinded within such time and upon such terms and conditions as it may deem appropriate.

**4.050 Finding of suitability of a person holding an option to acquire an interest in a licensed enterprise.**

1. No person shall acquire or be granted an option to purchase an interest in a licensee without first notifying the Tribal Gaming Office, on such form as may be required by the Tribal Gaming Office, of the terms and conditions upon which the option was granted or acquired. Additionally, any such person shall comply with applicable requirements of the Compact and the Act.

2. The Tribal Gaming Office may require the application of any person for a determination of suitability for that person to hold an option to purchase or otherwise obtain an interest in a licensee.

**4.060 Furnishing of reports to State Gaming Agency.** The Tribal Gaming Office shall furnish the State Gaming Agency with a copy of all reports filed under this Compact pursuant to applicable Compact provisions.

## CHAPTER 5

### OPERATIONAL REQUIREMENTS

#### 5.010 Methods of operation.

1. It is the policy of the Tribe to require that the Gaming Facility Operator, and all enterprises licensed or found suitable in connection therewith, are conducted in a manner suitable to protect the public health, safety, morals, good order and general welfare of the Tribe.

2. Responsibility for the employment and maintenance of suitable methods of operation rests with the licensee and the Gaming Facility Operator and willful or persistent use or toleration of methods of operation deemed unsuitable will constitute grounds for license revocation or other disciplinary action.

**5.020 Grounds for disciplinary action.** The Tribal Gaming Office deems that any activity on the part of the Gaming Facility Operator, Manager, or any licensee, his agents or employees, that is inimical to the public health, safety, morals, good order and general welfare of the Tribe, or that would reflect or tend to reflect discredit upon the Tribe, or the Gaming Facility Operator, to be an unsuitable method of operation and shall be grounds for disciplinary action, including summary suspension of any tribal license, by the Tribal Gaming Office in accordance with the Compact and the regulations of the Tribal Gaming Office. Without limiting the generality of the foregoing, the following acts or omissions may be determined to be unsuitable methods of operation:

1. Failure to exercise discretion and sound judgment to prevent incidents which might reflect on the repute of the Tribe and act as a detriment to the development of the Gaming Facility Operator.

2. Permitting persons who are visibly intoxicated to participate in gaming activity.

3. Complimentary service of intoxicating beverages in the casino area to persons who are visibly intoxicated.

4. Catering to, assisting, employing or associating with, either socially or in business affairs, persons who have been identified in writing by the Tribal Gaming Office or the State Gaming Agency as persons of notorious or unsavory reputation or who have extensive police records, or persons who have defied congressional investigative committees or other officially constituted bodies acting on behalf of the United States, or any state, or the employing either directly or through a contract, or any other method of

any firm or individual in any capacity where the reputé of the Tribe or the Gaming Operation is liable to be damaged because of the unsuitability of the firm or individual or because of the unethical methods of operation of the firm or individual.

5. Employing in a position for which the individual could be required to be licensed as a key employee, any person who has been denied a license or a finding of suitability or who has failed or refused to apply for licensing as a key employee when so requested by the Tribal Gaming Office.

6. Employing in the Gaming Operation or the business of a licensee any person whom the Tribe or any court has found guilty of cheating or using any improper device in connection with any game, whether as a licensee, dealer, or player at a licensed game or device; as well as any person whose conduct of a licensed game as a dealer or other employee of a licensee resulted in revocation or suspension of the license of such licensee.

7. Failure to comply with or make provision for compliance with all federal, state and local laws and regulations pertaining to the operations of the Gaming Facility or a licensee, including, without limiting the generality of the foregoing, payment of all license fees, or withholding any payroll taxes.

8. Possessing or permitting to remain in or upon the premises of the Gaming Facility any cards, dice, mechanical device or any other cheating device whatever, the use of which is prohibited by statute or ordinance, or conducting, carrying on, operating or dealing any cheating or thieving game or device on the premises of the Gaming Facility, either knowingly or unknowingly, which may have in any manner been marked, tampered with or otherwise placed in a condition, or operated in a manner, which tends to deceive the public or which might make the game more liable to win or lose, or which tends to alter the normal random selection of criteria which determine the results of the game.

9. Denying any agent of the Tribal Gaming Office, the State Gaming Agency, or Tribal police, upon proper and lawful demand, access to, inspection or disclosure of any portion or aspect of the Gaming Facility as authorized by the Compact.

#### **5.030 Publication of payoffs.**

1. Payoff schedules or award cards applicable to every licensed game, slot machine and gaming device shall be displayed at all times either on the table or machine or in a conspicuous place immediately adjacent thereto. In the case of keno, the foregoing requirement will be satisfied if published payoff schedules are maintained in a location readily accessible to players and notice of the location of such schedule is posted on or adjacent to the table.

2. Payoff schedules or award cards must accurately state actual payoffs for