



**The Oklahoma Indian Gaming Association
Resolution # 01-2012**

TITLE: Class II Technical Standards

WHEREAS, the Oklahoma Indian Gaming Association (“OIGA”) is a voluntary association of Native American Nations and Tribes engaged in tribal governmental gaming; and

WHEREAS, the revenues obtained by OIGA members and tribal governmental gaming, allow the OIGA members to advance their sovereignty by strengthening their self-governance, economic independence, health, education, law enforcement and social service programs; and

WHEREAS, the OIGA has followed with interest the review by the National Indian Gaming Commission (“NIGC”) of existing regulations affecting tribal governmental Class II gaming because of the impact of those regulations on OIGA members; and

WHEREAS, three members of the OIGA have served on the Tribal Advisory Committee (“TAC”) appointed by the NIGC to provide advice on potential improvements to those regulations; and

WHEREAS, the TAC has, after direct discussion with NIGC personnel, including NIGC members, has recommended proposed revisions to the existing Class II technical standards; and

WHEREAS, those proposed revisions to the technical standards remove an arbitrary time limit on the grandfathering of existing Class II games, substitute cost effective specific tests

by valid qualified testing laboratories to replace unnecessary and wasteful system-wide tests by only one particular designated laboratory, eliminate the potentially confusing, legally irrelevant, and unnecessary requirement of preserving the contents of entertaining displays, eliminating restrictions on play tables; imposed minimum probability standards for progressive prizes, and other technical improvements; and

WHEREAS, adoption of those proposed revisions will not diminish effective regulation of Class II governmental gaming; and

WHEREAS, adoption of those proposed revisions to the technical standards will advance tribal sovereignty by allowing more choices to tribes involved in governmental gaming, including allowing continuation of the use of existing Class II games which will increase the economic benefits to tribes using those existing games, particularly in areas of limited player participation; choice of testing laboratories and avoiding unnecessary expense complying with technical standards that do not improve regulation.

NOW, THEREFORE BE IT RESOLVED, by the Oklahoma Indian Gaming Association, that the members of the Tribal Advisory Committee are congratulated on their hard work and exemplary service to Indian Country reflected in the draft Technical Standards; and

BE IT FURTHER RESOLVED, that the National Indian Gaming Commission is commended on its creation of and participation with the TAC in its work on proposed revisions to the Technical Standards; and

BE IT FINALLY RESOLVED, that the National Indian Gaming Commission is encouraged to take all steps necessary to adopt as final rules the proposed technical standards recommended to it by the TAC as soon as possible so that Indian Country may have the benefit of those proposed standards.

CERTIFICATION

The forgoing resolution was adopted by the membership at the Quarterly Meeting of the Oklahoma Indian Gaming Association, held at the Hard Rock Hotel and Casino in Tulsa, Oklahoma on Friday, February 17, 2012, with a quorum present.