United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

TAKE PRIDE IN AMERICA

SEP 1992

Honorable Caleb Shields
Chairman, Assiniboine and Sioux Tribes
of the Fort Peck Reservation
P.O. Box 1027
Poplar, Montana 59255

Dear Chairman Shields:

On July 30, 1992, we received the First Amendment to the April 6, 1992, Agreement Between the Assiniboine and Sioux Tribes of the Fort Peck Reservation and the State of Montana Concerning Video Keno, Poker and Bingo Games, Simulcast Racing and Other Class III Gaming. Accompanying the amendment is Resolution #1122-92-7 in which the Tribal Executive Board approves the amendment and authorizes the Chairman to sign the amendment.

The Tribal/State Compact between the Assiniboine and Sioux Tribes of the Fort Peck Reservation and the State of Montana was approved on June 24, 1992. Pursuant to Article VIII. B. of said compact, a new subsection "P" is being added to Part III and a new subsection "D" to Part V to read as follows:

III.P. "LOTTERY GAMES." The term "LOTTERY GAMES" means any procedure, including any on-line or other procedure using a machine or electronic device, by which one or more prizes are randomly distributed among persons who have paid for a chance to win a prize but does not include any game in which a player competes against or plays with any other person.

V.D. Lottery games may be conducted on the Fort Peck Reservation under the following conditions:

1) such games are authorized by the Montana Lottery and subject to the provisions of section 23-7-101 through 23-7-412, MCA, or

2) such games are conducted and operated by the Tribes in a manner which provides security at least as stringent as the Montana Lottery.

This amendment provides for Lottery Games to be added to the present compact. Therefore, pursuant to 25 U.S.C. Section 2710, we approve the amendment as proposed.

Sincerely,

/S/ David J. Matheson
Assistant Secretary - Indian Affairs

Enclosures

Identical Letter to: Honorable Stan Stephens
Governor of Montana
Capitol Station
Helena, Montana 59620-0801

cc: Billings Area Director - w/copy of approved amendment
Supt., Fort Peck Agency - w/copy of approved amendment
National Indian Gaming Commission - w/copy of approved amendment
Penny Coleman, SOL
Twin Cities Field Solicitor w/copy of approved amendment
Montana United States Attorney w/copy of approved amendment

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Indian Gaming

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of approved amendment to Tribal-State Compact.

SUMMARY: Pursuant to 25 U.S.C. 2710, of the Indian Gaming Regulatory Act of 1988 (Pub. L. 100–497), the Secretary of the Interior shall publish, in the **Federal Register**, notice of approved Tribal-State Compacts for the purpose of engaging in Class III (casino) gambling on Indian reservations. The Assistant Secretary—Indian Affairs, Department of the Interior, through his delegated authority has approved the First Amendment to the April 6, 1992 Agreement Between the Assiniboine and Sioux Tribes of the Fort Peck Reservation and the State of Montana Concerning Video Keno, Poker and Bingo Games, Simulcast Racing and Other Class III Gaming, which was approved on June 24, 1992.

DATE: This action is effective September 8, 1992.

ADDRESS: Office of Tribal Services, Bureau of Indian Affairs, Department of the Interior, MS/MIB 4603, 1849 C Street, NW., Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: Chief, Division of Tribal Government Services, Bureau of Indian Affairs, Washington, DC 20240, (202) 208–7446.

SUPPLEMENTARY INFORMATION: This is to give notice of a change in the Tribal-State Compact between the Assiniboine and Sioux Tribes of the Fort Peck Reservation and the State of Montana, which was published as a notice in the **Federal Register** in 57 FR 29408 on July 1, 1992. The compact has been amended to include "Lottery Games," which adds a new subsection "P" to part III and a new subsection "D" to part V.

Dated: September 1, 1992.

David J. Matheson,

Acting Assistant Secretary—Indian Affairs.

[FR Doc. 92–21543 Filed 9–4–92; 8:45 am]

BILLING CODE 4310–02–M

FIRST AMENDMENT TO THE APRIL 6, 1992 AGREEMENT BETWEEN THE ASSINIBOINE AND SIOUX TRIBES OF THE FORT PECK RESERVATION AND THE STATE OF MONTANA CONCERNING VIDEO KENO, POKER AND BINGO GAMES, SIMULCAST RACING AND OTHER CLASS III GAMING

This amendment adds a new subsection "P" to part III, and a new subsection "D" to part V of the Fort Peck - Montana Class III Gaming Compact executed April 6, 1992:

III.P. "LOTTERY GAMES." The term "LOTTERY GAMES" means any procedure, including any on-line or other procedure using a machine or electronic device, by which one or more prizes are randomly distributed among persons who have paid for a chance to win a prize but does not include any game in which a player competes against or plays with any other person.

V.D. Lottery games may be conducted on the Fort Peck Reservation under the following conditions:

1) such games are authorized by the Montana Lottery and subject to the provisions of section 23-7-101 through 23-7-412, MCA, or

2) such games are conducted and operated by the Tribes in a manner which provides security at least as stringent as the Montana Lottery.

ASSINIBOINE AND SIOUX TRIBES OF THE FORT PECK RESERVATION

Caleb Shields

Caleb Shields, Chairman

Date: JULY 2, 1992

STATE OF MONTANA

Stan Stephens

Stan Stephens, Governor

Date: JULY 6, 1992

BUREAU OF INDIAN AFFAIRS

Assistant Secretary - Indian Affairs

DATE: 9-1-92

RESOLUTION #1122-92-7 TRIBAL GOVERNMENT

WHEREAS, the Fort Peck Tribal Executive Board is the duly elected body representing the Assiniboine and Sioux Tribes of the Fort Peck Reservation and is empowered to act on behalf of the Tribes. All actions shall be adherent to provisions set forth in the 1960 Constitution and By-Laws, and

WHEREAS, the Tribes and State of Montana have negotiated a Compact concerning Class III Gaming under the Indian Gaming Regulatory Act, and

WHEREAS, the Tribes and State of Montana desires to amend the Gaming Compact to include "Lottery Games", which adds a new subsection "P" to Part III, and a new subsection "D" to Part V of the Compact Agreement, Now

THEREFORE, BE IT RESOLVED that the Tribal Executive Board hereby approve the attached First Amendment to the April 6, 1992 Gaming Compact between the Assiniboine and Sioux Tribes and the State of Montana.

BE IT FURTHER RESOLVED, that the Tribal Chairman is authorized to sign the Amendment to the Compact.

C E R T I F I C A T I O N

I, the undersigned Secretary Accountant of the Tribal Executive Board of the Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation, hereby certify that the Tribal Executive Board is composed of 12 voting members of whom 12 constituting a quorum were present at a Special meeting duly called and convened this 2nd day of July, 1992, that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 11 for 1 not voting.

Merle Lucas

Merle Lucas, Secretary/Acct.

APPROVED:

Joseph Red Thunder

Caleb Shields

Chairman/~~Vice Chairman~~
Tribal Executive Board

Wyman Babby, Superintendent
Fort Peck Agency