



April 14, 2023

Dear Tribal Leader:

Re: Revised Notice of Proposed Rulemaking – parts 502, 556 & 558

We hope this letter finds you well. In August 2022, the Commission provided notice of proposed rules regarding Definitions; Background Investigation for Primary Management Officials and Key Employees; Gaming Licenses for Primary Management Officials and Key Employees with a comment period ending in September 2022. As a result of comments received, today the Commission issued a revised proposed rule regarding changes to 25 C.F.R. parts 502, 556 and 558. Of note, proposed revisions to part 502 of NIGC regulations provide clarity on the regulatory definitions of Key Employees (KE) and Primary Management Officials (PMO), ensuring that Tribes have access to FBI criminal history record information (CHRI) to background and license KEs and PMOs. To that end, the Commission sought and considered the FBI's input on its regulatory proposals since access to FBI CHRI is within the FBI's sole jurisdiction. The Commission's revised proposed rule also permits Tribes to designate and document gaming enterprise employees gaming and management officials as KE/PMOs (as applicable), outside of their gaming ordinances.

The Revised Notice of Proposed Rulemaking (NPRM) has been published in the Federal Register and can be viewed by clicking [here](#). The Commission will accept comments on the NPRM for 45 days from its publication date. All input is part of the rulemaking process and carefully contemplated. The Commission values and appreciates all comments provided: Our consultations and collaboration have been exceedingly valuable in this regulatory process for parts 502, 556 and 558.

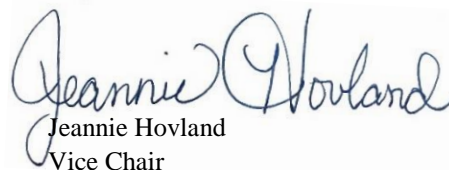
The resource below allows you to view the comments received from the first (or original) [Notice of Proposed Rulemaking](#).

- [Comments to the first proposed rule](#) - Comments from Tribes and the Commission's response.

The NIGC remains committed to our strong, transparent, and respectful record of engaging in government-to-government consultation with Indian Tribes and Tribal gaming leadership when considering agency actions that may impact Indian gaming operations on Indian lands. If you have any questions or need assistance, please contact the NIGC public affairs staff at [information@nigc.gov](mailto:information@nigc.gov), or [shawn.pensoneau@nigc.gov](mailto:shawn.pensoneau@nigc.gov).

Sincerely,

  
E. Sequoyah Siermeyer  
Chairman

  
Jeannie Hovland  
Vice Chair

MAILING ADDRESS: NIGC/DEPARTMENT OF THE INTERIOR 1849 C Street NW, Mail Stop #1621 Washington, DC 20040 Tel: 202.632.7003 Fax: 202.632.7066

REGIONAL OFFICES Portland, OR; Sacramento, CA; Phoenix, AZ; St. Paul, MN; Tulsa, OK; Oklahoma City, OK; Rapid City, SD

[WWW.NIGC.GOV](http://WWW.NIGC.GOV)