



January 18, 2018

*Via First Class Mail and Email*

David Pacheco, Jr.  
Business Committee Chairman  
Kickapoo Tribe of Oklahoma  
P.O. Box 70  
407 N. Hwy 102  
McCloud, OK 74851

**Re: Amendment to the Kickapoo Tribe of Oklahoma's Gaming Ordinance**

Dear Chairman Pacheco:

This letter responds to your November 28, 2017 request on behalf of the Kickapoo Tribe of Oklahoma for the National Indian Gaming Commission Chairman to review and approve a gaming ordinance amendment as stated in Kickapoo Tribe of Oklahoma Resolution No. KTO-2017-45. The resolution amends Section 110 of the Kickapoo Tribe of Oklahoma Gaming Ordinance of 2014, approved by the NIGC Chair on September 17, 2014, by revising the qualifications of Key Employees, specifically allowing Key Employees to serve on the Business Committee and/or Grievance Committee.

The gaming ordinance is approved as it is consistent with the requirements of the Indian Gaming Regulatory Act and NIGC regulations. As a reminder, all future gaming ordinance amendments must be submitted to the NIGC Chair within 15 days of enactment.<sup>1</sup> If you have any questions concerning this letter or the ordinance review process, please contact Staff Attorney Steve Iverson at (202) 632-7003.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jonodev O. Chaudhuri".

Jonodev O. Chaudhuri  
Chairman

cc: Unice Salazar, Business Committee Secretary, Kickapoo Tribe of Oklahoma

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<sup>1</sup> 25 C.F.R. § 522.3.

# Kickapoo Tribe of Oklahoma

P.O.Box 70  
407 N. Hwy 102  
McLoud, Oklahoma 74851

**FILED**  
Administration Department  
IN THE DISTRICT COURT Phone: 405-964-4227; Fax: 405-964-4265

NOV 28 2017

RESOLUTION

DOCKET PAGE  
KICKAPOO TRIBE OF OKLAHOMA  
BY                      COURT CLERK  
                     DEPUTY

KTO-2017- 45

**A RESOLUTION DULY ADOPTED BY THE BUSINESS COMMITTEE OF THE KICKAPOO TRIBE OF OKLAHOMA CERTIFYING THAT THE KICKAPOO COUNCIL, AT A KICKAPOO ANNUAL GENERAL COUNCIL MEETING, HELD ON SEPTEMBER 16, 2017, DID IN FACT, APPROVE AN AMENDMENT MADE TO THE KICKAPOO TRIBE OF OKLAHOMA GAMING ORDINANCE OF 2014**

**WHEREAS**, the Kickapoo Tribe of Oklahoma is a Federally recognized Native American government entity pursuant to the *Thomas-Rogers Oklahoma Indian Welfare Act of June 26, 1936, (49 Stat. 1967)*; and

**WHEREAS**, the Kickapoo people have, through a continuation of Kickapoo history, an organized self-government, since time immemorial, sovereign powers inherent in tribal tradition and recognized by treaties with the government of the *United States of America* and in the *Constitution of the United States of America*; and

**WHEREAS**, the Business Committee of the Kickapoo Tribe of Oklahoma is authorized to speak and act on behalf of the Kickapoo Tribe of Oklahoma in accordance with the *Kickapoo Tribe of Oklahoma Constitution and By-Laws, Article V, Section 1(a)*; and

**WHEREAS**, the Kickapoo Council, in accordance with the Kickapoo Tribe of Oklahoma Constitution and By-Laws, Article IV, Section 1, is the supreme governing body of the Kickapoo Tribe of Oklahoma; and

**WHEREAS**, the Kickapoo Council, in accordance with the Kickapoo Tribe of Oklahoma Constitution and By-Laws, Article XV-Tribal Legislation, Section Ordinance, has the authority to enact, amend, or rescind Tribal Ordinances; and

**WHEREAS**, the Business Committee called for and conducted an Annual General Council meeting of the Kickapoo Council on September 16, 2017, and a quorum of the Kickapoo Council was present; and

**WHEREAS**, the Kickapoo Council, at an Annual General Council meeting held on September 16, 2017, did repeal the words "*and "Key" employees*" pertaining to Section 110. C.

*David Pacheco, Jr.*  
NENAIKAPATA  
CHAIRMAN

*Nathan Gonzales*  
MAHMATOMA  
VICE-CHAIRMAN

*Unice Salazar*  
KISATEMOCUA  
SECRETARY

*George Lopez*  
TAPITAA  
TREASURER

*Janetta Mahtapene*  
KIOTHAHEQUAH  
COUNCILPERSON

QUALIFICATIONS amend as follows:


Section 110. C. is hereby amended with respect as to the words “and “Key” employees” and that only the General Manager of Gaming Operations and the Commissioner’s Executive Director shall not be a member of the Business Committee or Grievance Committee or not directly related to any member of the Business Committee or Grievance Committee by blood or marriage;


**NOW THEREFORE BE IT RESOLVED**, that the Business Committee of the Kickapoo Tribe of Oklahoma does hereby certify that the Kickapoo Council, at an Annual General Council meeting of the Kickapoo Tribe of Oklahoma, held on September 16, 2017, did in fact, by a vote of 30 in favor, 4 opposed, and 0 abstaining, repealed and removed the words “and “Key” employees” pertaining to Section 110. C. QUALIFICATIONS of the Kickapoo Tribe of Oklahoma Gaming Ordinance of 2014, and is hereby amended, as follows:

Section 110. C. is hereby amended with respect as to the words “and “Key” employees” and that only the General Manager of Gaming Operations and the Commissioner’s Executive Director shall not be a member of the Business Committee or Grievance Committee or not directly related to any member of the Business Committee or Grievance Committee by blood or marriage;

**CERTIFICATION**

We, David Pacheco, Jr., Chairman and Unice Salazar, Secretary, serving in our official duties as members of the Kickapoo Tribe of Oklahoma Business Committee, do hereby certify that the above Resolution is a true and correct copy as approved by the Business Committee, at a meeting of the Business Committee held on November 9, 2017, with a quorum present, and the vote being 4 in favor, 0 opposed, and 1 abstaining.

  
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David Pacheco, Jr., Chairman  
Business Committee  
Kickapoo Tribe of Oklahoma

  
\_\_\_\_\_  
Unice Salazar, Secretary  
Business Committee  
Kickapoo Tribe of Oklahoma