



May 29, 2024

VIA EMAIL

Gary Pitchlynn
P.O. Box 722786
Norman, OK 73070

Re: Little River Band of Ottawa Indians Amended Gaming Ordinance

Dear Mr. Pitchlynn:

This letter responds to your May 2, 2024 submission on behalf of the Little River Band of Ottawa Indians (“Band”) for the National Indian Gaming Commission (“NIGC”) Chairwoman to review and approve amendments to the Band’s gaming ordinance. The Band adopted the Ordinance through resolution #24-0424-077 on April 24, 2024. We understand that these amendments ensure consistency with updated NIGC regulations.

Thank you for bringing these amendments to our attention. The amended ordinance is approved as it is consistent with the requirements of IGRA and NIGC’s regulations. If you have any questions, please contact NIGC Staff Attorney Josh Proper at joshua.proper@nigc.gov or (540)-760-3026.

Sincerely,

A handwritten signature in blue ink that reads "Sharon Avery".

Sharon Avery
Chairwoman (Acting)



Little River Band of Ottawa Indians
2608 Government Center Drive
Manistee, MI 49660
(231) 723-8288

Resolution #24-0424-077

Adoption of edits to the Gaming Ordinance, # 10-400-01 and Authorization for Legislative Outside Counsel to submit to National Indian Gaming Commission for review and approval

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Anířhinaábek* (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribe adopted amendments to the Constitution on July 11, 2016 which became effective upon approval by the Assistant Secretary-Indian Affairs on August 24, 2016; and

WHEREAS, the legislative powers of the Little River Band are vested in the Tribal Council at Article IV, Section 7 of the Constitution; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) of the Constitution to enact ordinances and adopt resolutions to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members and to govern the conduct of members of the Little River Band and other persons within its jurisdiction; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(f) of the Constitution to create by ordinance regulatory commissions or subordinate organizations and to delegate to such organizations the power to manage the affairs and enterprises of the Little River Band; and

WHEREAS, the Tribal Council adopted the Gaming Ordinance, Ordinance #02-400-01, to regulate the gaming enterprises of the Tribe and authorize and preemptively regulate the terms and conditions under which gaming may be conducted on the lands of the Tribe; and

WHEREAS, Section 2710 of the Indian Gaming Regulatory Act requires that a Tribe adopt and submit its Gaming Ordinance to the Chairperson of the National Indian Gaming Commission for review and approval; and

WHEREAS, the Tribal Council adopted a revised Gaming Ordinance, Ordinance #07-400-01, by Resolution #07-0912-494, which was reviewed and approved by the National Indian Gaming Commission; and

WHEREAS, the Tribal Council adopted Resolution #11-0119-017, acknowledging receipt of approval by the National Indian Gaming Commission, repealing Ordinance #07-400-01 and replacing it with Ordinance #10-400-01; and

WHEREAS, the Tribal Council revised Ordinance #10-400-01 to lower the legal age for gaming patrons and Gaming Employees from twenty-one (21) to eighteen (18), by Resolution #15-0211-030, permanently adopting amendments approved by the National Indian Gaming Commission; and

WHEREAS, the Tribal Council revised Ordinance #10-400-01 to remove non-gaming activities, remove unnecessary definitions, correct definitions for uniformity and remove sections better addressed in Tribal Regulation; and


WHEREAS, the Tribal Council is recommending revisions to Ordinance #10-400-01 to bring into compliance with new rules published by the National Indian Gaming Commission; and

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby adopts, under authority of the Little River Band of Ottawa Indians Constitution, the amendments to the Gaming Ordinance, Ordinance #10-400-01, which Ordinance shall be effective after approval by the National Indian Gaming Commission.

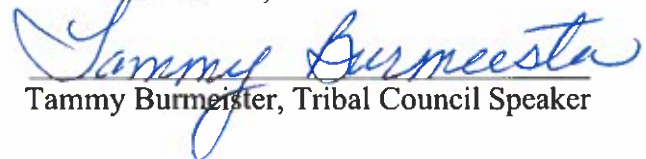
IT IS FURTHER RESOLVED THAT the Tribal Council authorizes Legislative Outside Counsel to submit Gaming Ordinance #10-400-01 to the National Indian Gaming Commission for review and approval in accordance with the Indian Gaming Regulatory Act.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 1 AGAINST, 0 ABSTAINING, and 1 ABSENT at a regular session of the Little River Band of Ottawa Indians Tribal Council held on April 24, 2024 via ZOOM and the Little River Band of Ottawa Indians Government Center, with a quorum being present for such vote.



Pam Johnson, Tribal Council Recorder



Tammy Burmeister, Tribal Council Speaker

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