



APR 19 2002

Mr. Richard Reich
Muckleshoot Indian Tribe
Office of the Tribal Attorney
39015 172nd Avenue, S.E.
Auburn, WA 98092-9763

RE: Amendment to the Muckleshoot Indian Tribe's Gaming Ordinance

Dear Mr. Reich:

This letter responds to your request to review and approve an Amendment to the Muckleshoot Indian Tribe's Gaming Ordinance (Amendment). The Tribe by Resolution No. 02-089 on March 15, 2002, adopted the Amendment. It was received by the NIGC on March 29, 2002. Under the Indian Gaming Regulatory Act (IGRA) and the regulations promulgated by the NIGC, the Chairman of the NIGC as 90 days to review and ordinance amendment and either approved or disapprove it. 25 C.F.R. § 523.4. This letter constitutes approval under the Indian Gaming Regulatory Act (IGRA).

Thank you for submitting the Amendment to the tribal gaming ordinance of the Muckleshoot Indian Tribe. The NIGC staff and I continue to look forward to working with you and the Tribe in implementing the IGRA.

Sincerely yours,

A handwritten signature in black ink that reads "Montie R. Deer".

Montie R. Deer
Chairman



Muckleshoot Indian Tribal Council

39015 172nd Avenue S.E. • Auburn, Washington 98092-9763
(253) 939-3311 Fax (253) 931-8570



MAR 29 2002

ORDINANCE NO. 02-089

TO AMEND THE MUCKLESHOOT GAMING ORDINANCE

WHEREAS, the Muckleshoot Indian Tribal Council is the duly constituted governing body for the Muckleshoot Indian Reservation by the authority of, and is herein acting solely pursuant to, its constitution and by-laws approved May 13, 1936, by the Secretary of the Interior, and as amended June 28, 1977, and not pursuant to its Indian Reorganization Act Corporate Charter ratified October, 31, 1936; and

WHEREAS, the Muckleshoot Indian Tribal Council has previously enacted the Muckleshoot Gaming Ordinance concerning the regulation of gaming on the Muckleshoot Indian Reservation; and

WHEREAS, the Muckleshoot Indian Tribal Council wishes to amend the Muckleshoot Gaming Ordinance so that it is not required that a member of the Tribal Council be one of the members of the Muckleshoot Gaming Commission;

NOW THEREFORE BE IT ENACTED by the Tribal Council of the Muckleshoot Indian Tribe that the attached amendment to the Muckleshoot Gaming Ordinance is hereby approved.

CERTIFICATION

As Secretary of the Muckleshoot Indian Tribal Council, I hereby certify that the above resolution was adopted at a Special meeting of the Tribal Council on the 15th day of March, 2002, held on the Muckleshoot Indian Reservation, Auburn, WA, at which a quorum was present by a vote of 6 for, 0 against, and 0 abstentions.

Norma Eyle
Norma Eyle
Secretary

Vice Stanley M. ...
John Daniels, Jr.
Chairperson

AMENDMENT TO SECTION 4 MUCKLESHOOT GAMING ORDINANCE

Section 4(a), (c) and (f) of the Muckleshoot Gaming Ordinance are amended to read as follows:

Section 4. Gaming Commission.

a. Establishment of Gaming Commission. There is established by the Tribe hereby a Commission, acting under the authority of the Tribe, to be known as the Muckleshoot Gaming Commission. The Gaming Commission shall be composed of five (5) members of the Muckleshoot Tribe, all of whom shall be appointed by the Tribal Council. One (1) of the five (5) Gaming Commission members ~~shall~~ may be appointed from the Tribal Council.

...

c. Terms of Office. The Commissioners shall serve for three (3) year terms, except that immediately after enactment of this Act two (2) of the Commissioners shall serve for two (2) years, and three (3) of the Commissioners shall serve for three (3) years. Commissioners may serve for more than one (1) term. ~~The~~ A Tribal Council member on the Gaming Commission shall serve only so long as he or she is also serving on the Tribal Council.

...

f. Officers and Duties. ~~The~~ A Tribal Council member representative on the Gaming Commission shall serve as Gaming Commission Chairman. In the event that a Tribal Council representative is not a member of the Gaming Commission, the Tribal Council shall select a member of the Commission to serve as Gaming Commission Chairman. The Gaming Commission shall select, by majority vote, a Vice-Chairman and Secretary. The Chairman shall preside over meetings of the Gaming Commission and the Vice-Chairman shall preside in absence of the Chairman. The Secretary shall record in writing the minutes of all Gaming Commission meetings and all official actions taken by the Gaming Commission.

Note: The job summary and minimum qualifications in Gaming Commission Chairman Position Description in Appendix F of the Commission Personnel Policies should also be amended.

In first paragraph of Job Summary strike "from its membership." Under Minimum Qualifications strike "Must be a member of the Muckleshoot Indian Tribal Council."

March 15, 2002