

JUN 13 2000

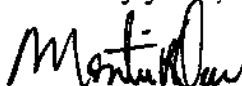
Mardella Goode, Acting Tribal Secretary
San Carlos Apache Tribe
P.O. Box 1300
San Carlos, AZ 85550

Dear Ms. Goode:

This letter responds to your request to the National Indian Gaming Commission (NIGC) for the review and approval of the amendment to the San Carlos Apache's tribal gaming ordinance submitted on May 22, 2000. The amendment to the ordinance was adopted by the Tribe by Resolution No. JA-99-006 on January 7, 1999. The original Ordinance was approved by the Chairman of the NIGC on February 16, 1994. This letter constitutes approval of your submission under the Indian Gaming Regulatory Act (IGRA).

Thank you for submitting the amendment to the Tribe's gaming ordinance. The NIGC staff and I look forward to working with you and the San Carlos Apache Tribe in implementing the IGRA. If you have questions or require further assistance, please contact Miss Lillian Sparks at (202)632-7003.

Sincerely yours,



Montie R. Deer
Chairman

**SAN CARLOS APACHE TRIBE
SAN CARLOS APACHE INDIAN RESERVATION
SAN CARLOS, ARIZONA**

RESOLUTION

No. JA-99-006

WHEREAS, the San Carlos Apache Tribe is a federally recognized Indian Tribe organized pursuant to section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984); and,

WHEREAS, the San Carlos Apache Tribal Council has certain powers under the Amended Constitution and Bylaws of the San Carlos Apache Tribe, Article V, Section 1 (a) - (1); and

WHEREAS, The San Carlos Apache Tribal Council has the powers to enact resolution governing the management of all economic affairs and enterprises of the Tribe; and,

WHEREAS, The San Carlos Apache Tribal Council enacted Resolution No. AG-93-168 authorizing the Tribal Gaming Ordinance on August 13, 1993 pursuant to the Indian Gaming Regulatory Act, 25 U.S.C., section 2701; and

WHEREAS, The San Carlos Tribal Gaming Commission has informed the Tribal Council that certain changes should be made to the Gaming Ordinance to more accurately comply with the Compact between the Tribe and the State of Arizona; and,

WHEREAS, In meeting between the Gaming Commission Executive Director and the State Gaming Agency it has been pointed out that Casino security personnel have been detaining people without proper authority and that such authorization requires Tribal Council approval for Code amendment; and,

WHEREAS, The Tribal Council desires to comply with all applicable gaming laws and therefore makes the following amendment to the Gaming Ordinance all in the best interest of the San Carlos Apache Tribe; and,

NOW THEREFORE BE IT RESOLVED THAT,

1. The San Carlos Apache Tribal Council makes the following amendment to the Tribal Gaming Ordinance so that it will read:
2. "Casino Security personnel shall have the power to detain people who may be involved in illegal acts for the purpose of notifying law enforcement authorities as required by the Compact (Section 6 (a) (3))."
3. This sentence shall be added to Chapter XI, Section 11.01 titled "Security" as the last sentence of the particular section.

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CERTIFICATION

I, the undersigned Secretary of the San Carlos Apache Tribe hereby certify that the Tribal Council is presently composed of eleven (11) members, of whom eleven (11) constituting a quorum were present at a Special Council Meeting hereto held on the 7th day of January, 1999, and that the foregoing Resolution No. JA-99-006 was duly adopted by a vote of FOR 10; OPPOSED 0. of the Tribal Council pursuant to Article V, Section 1 (a) of the Amended Constitution and Bylaws of the San Carlos Apache Tribe, effective February 24, 1954.



Mardella Goode, Acting Tribal Secretary

SAN CARLOS APACHE TRIBAL COUNCIL

CHAPTER XI

MISCELLANEOUS

MAY 25 2000

Section 11.01 Security. Each licensed gaming establishment must provide for reasonable security. All security personnel must be licensed by the Gaming Office. Casino Security personnel shall have the power to detain people who may be involved in illegal acts for the purpose of notifying law enforcement authorities as required by the Compact (Section 6 (a) (3)).

Section 11.02 Maintenance of Code and Regulations. Each licensee shall obtain, maintain and keep current a copy of the Gaming Code and regulations promulgated thereunder, which shall be located at the premises used for the conduct of a licensed activity. The Code and regulations shall be produced by the licensee and shown to any person upon demand. That licensee may not have a current copy of the Code, or each of the rules of the Gaming Office, shall not in any way diminish the licensee's obligation to abide by the Code and regulations.

Section 11.03 Compliance with Other Laws. The construction, maintenance and operation of any facility in which gaming activities are to take place shall be in a manner which adequately protects the environment and the public's health and safety and shall comply with any otherwise applicable tribal and federal laws relating to environmental protection and public health and safety.

Section 11.04 Amendments. All provisions of this Gaming Code are subject to amendment by the San Carlos Apache Tribal Council. All regulations promulgated by the Gaming Office are subject to proper revision, repeal or amendment by the Gaming Office.

Section 11.05 Severability. If any provision of this Code, or its application to any purpose or circumstance, is held invalid by a court of competent jurisdiction, the full