

June 14, 2001

Chief Alma Ransom Chief Hilda E. Smoke Chief Paul O. Thompson Saint Regis Mohawk Tribal Council 412 State Route 37 Hogansburg, NY 13655

Dear Chiefs Ransom, Smoke, and Thompson:

Thank you for your letter of April 18, 2001 to NIGC Field Investigator Cindy Altimus indicating the intent of the Saint Regis Mohawk Tribal Council to amend the Tribe's gaming ordinance so that the Tribal Gaming Commission will consist of a minimum of five members rather than a specified number of members.

Under the authority the Indian Gaming Regulatory Act, the NIGC Chairman reviews and approves tribal gaming ordinances and amendments to those gaming ordinances. Regulations of the NIGC at 25 C.F.R. § 522.3 indicate that a tribe should submit an amendment to a gaming ordinance within 15 days after adoption. The Chairman may consider a gaming ordinance or an amendment to a gaming ordinance provided the submission includes an authentic or certified copy of the tribal resolution by which the ordinance or amendment is adopted. Unfortunately, we cannot determine from your letter that the Tribal Council formally adopted the ordinance amendment or, by signing the letter, merely wishes to express support for such a possible ordinance amendment. A copy of a resolution was not included. We are not able to treat the letter of April 18, 2001, as an ordinance amendment, and the Chairman cannot either approve or disapprove the action.

If the Tribal Council has adopted the amendment formally, please provide a copy of the resolution adopting the amendment that is certified as authentic by an authorized tribal official. We can present the resolution amending the ordinance to the NIGC Chairman for approval soon after receipt and resolve this matter.

Sincerely yours,

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William F. Grant Acting Deputy General Counsel

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Saint Regis Mohawk Tribe

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April 18, 2001

Ms. Cindy Altimus Field Investigator National Indian Gaming Commission 1441 L. Street, NW Suite 9100 Washington, DC 20005

> Re: Field Investigation April 9, 2001

Dear Ms. Altimus:

Referencing your letter dated April 9, 2001, in particular paragraph 2 concerning the Tribes appointment of a sixth (6th) Gaming Commissioner, it is the desire of the Saint Regis Mohawk Tribal Council to amend the gaming ordinance to clear up any concern NIGC may have with this appointment.

The following article is to be amended:

Article XII – Establishment of the St. Regis Mohawk Tribal Gaming Commission.

A. The Saint Regis Mohawk Tribal Gaming Commission ("Tribal Gaming Commission") shall be composed of five (5) persons, each of whom shall carry the title "Tribal Gaming Commissioner

The amendment is to read as follows:

A. The Saint Regis Mohawk Tribal Gaming Commission ("Tribal Gaming Commission") shall be composed of a minimum of five (5) persons, each of who shall carry the title "Tribal Gaming Commissioner.

Please make the amendment to our gaming ordinance and forward to the appropriate agencies.

If there are any questions, please do not hesitate to contact our offices at the above number and address.

Sincerely, THE SAINT REGIS MOHAWK TRIBAL COUNCIL Ransom, Chief John Bigtree Jr., Sub Chief Hilda E Smoke, Chief Richard Terrance, Sub Chief <u>4/19/01</u> Harry Benedict, Sub Chief Paul O. Thompson, Chief 101