

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

Resolution #19-1106-288

*Repealing of Gaming Commission Regulation
#R400-04:GC-05 Chapter 5 – Surveillance Requirements Regulation*

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinaábek* (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 3, 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 Tribal Council is authorized under Article IV, Section 7(a) to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(I) to take action, not inconsistent with the Constitution or Federal law, which is necessary and proper to carry out the sovereign powers of the Tribe; and

WHEREAS, the Tribal Council has, pursuant to Gaming Commission Ordinance #04-400-04, created a Gaming Commission and delegated to such Commission the authority to regulate all gaming activities authorized by the Tribe and to enforce all Tribal and federal laws governing the conduct of Tribally-licensed gaming activities; and

WHEREAS, the Gaming Commission, pursuant to Section 6.04 (a) of the Gaming Commission Ordinance, shall promulgate regulations consistent with the Ordinance and necessary to carry out the orderly performance of its duties and powers; and

WHEREAS, Gaming Commission Regulation #R400-04:GC-5 – Chapter 5 – Surveillance Requirements Regulation was approved by the Gaming Commission Resolution #GC07-0417-17 on April 17, 2007 and by Tribal Council Resolution #07-0502-227 on May 2, 2007; and

WHEREAS, after a recent review of Gaming Commission Regulation #R400-04:GC-05 – Chapter 5 – Surveillance Requirements Regulation, the National Indian Gaming Commission recommendations for minimum internal controls, and consideration of best practices, it was determined that the requirements in Chapter 5 should be incorporated into Gaming Commission Regulation – Chapter 11 – Class III Tribal Minimum Internal Control Standards and Chapter 5 repealed; and

WHEREAS, the Gaming Commission approved Resolution #GC19-1022-20 Repealing Gaming Commission Regulation #R400-04:GC-5 – Chapter 5 – Surveillance Requirements Regulation at the October 22, 2019 meeting; and

WHEREAS, the resolution is now being forwarded to Tribal Council with the request to approve rescinding Tribal Council Resolution #07-0502-227 and repealing Gaming Commission Regulation #R400-04:GC-05 – Chapter 5 – Surveillance Requirements Regulation.

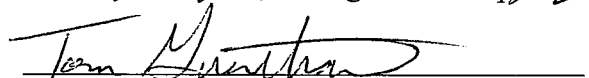
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby rescinds Tribal Council Resolution #GC07-0502-227 in order to support the repeal of Gaming Commission Regulation #R400-04:GC-05 – Chapter 5 – Surveillance Requirements Regulation.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 6 FOR, 0 AGAINST, 0 ABSTAINING, and 3 ABSENT, at a Regular Open Session of the Little River Band of Ottawa Indians Tribal Council held on November 6, 2019, at the Government Center in Manistee, Michigan, with a quorum being present for such vote.



Gary Di Piazza, Acting Council Speaker



Tom Guenthardt, Acting Council Recorder

Attest: