NATIONAL
INDIAN
GAMING
COMMISSION

NOV - 8 1994

Lovelin Poncho, Chairman
Coushatta Tribe of Louisiana
P.O. Box 818
Three Miles North Road
Elton, Louisiana 70804

Dear Chairman Poncho:

This letter responds to your request to review and approve the tribal gaming ordinance adopted on August 30, 1994, and amended on November 2, 1994, by the Coushatta Tribe of Louisiana (Tribe). This letter constitutes such approval under the Indian Gaming Regulatory Act (IGRA).

Under the IGRA and the regulations of the National Indian Gaming Commission (NIGC), the Chairman is directed to review ordinances with respect to the requirements of the IGRA and the implementing regulations. Thus, the scope of the Chairman's review and approval is limited to the requirements of the IGRA and the NIGC regulations. Provisions other than those required under the IGRA or the NIGC regulations that may be included in a tribal ordinance are not subject to review and approval. Also, such approval does not constitute approval of specific games. It is important to note that the gaming ordinance is approved for gaming only on Indian lands as defined in the IGRA.

With the Chairman's approval of the Tribe's gaming ordinance, the Tribe is now required to conduct background investigations on its key employees and primary management officials. The NIGC expects to receive a completed application for each key employee and primary management official pursuant to 25 C.F.R. § 556.5(a) and an investigative report on each background investigation before issuing a license to a key employee or primary management official pursuant to 25 C.F.R. § 556.5(b).

Thank you for submitting the ordinance of the Coushatta Tribe of Louisiana for review and approval. The NIGC staff and I look forward to working with you and the Tribe in implementing the IGRA.

Sincerely yours,

Harold A. Monteau
Chairman

cc: F. Jefferson Millican, Esq.

1850 M STREET, N.W., SUITE 250 WASHINGTON, D.C. 20036 TEL 202-632-7003 FAX 202-632-7066

# COUSHATTA TRIBE OF LOUISIANA

## RESOLUTION No. 94- 12

WHEREAS, the Coushatta Tribe of Louisiana is a sovereign Indian Nation and recognized as such by the United States of America, and;

WHEREAS, the Coushatta Tribal Council is the duly elected governing body of the Coushatta Tribe of Louisiana, and;

WHEREAS, the Coushatta Tribe of Louisiana is sovereign entity whose existence antedates that of the United States of America and the State of Louisiana, and

WHEREAS, an inherent part of sovereignty is the raising of revenue, and

WHEREAS, the Coushatta Tribal Government requires funds for social welfare and betterment of its people, and

WHEREAS, the Indian Gaming Regulatory Act, pub.L. 100-497, 25 U.S.C. §2701 et seq. authorizes the Tribe to enact an Ordinance to regulate certain types of Class II and Class III gaming activities as defined in that Act on land within the jurisdiction of the Tribe, and

WHEREAS, the terms of Tribal-State compact governing Class III gaming activities on lands within the jurisdiction of the Tribe have been established in accordance with the provisions of the Indian Gaming Regulatory Act, and

WHEREAS, the Coushatta Tribe of Louisiana desires to regulate the conduct of Class II and Class III Gaming Activities on Coushatta Tribe of Louisiana Reservation by the enactment of Rules and Regulations as set forth in Gaming Ordinance 92-01.

NOW THEREFORE BE IT RESOLVED, by the Tribal Council that the Gaming Ordinance 92-01 be hereby enacted, in obedience to the requirement of section 11 of the Indian Gaming Regulatory Act and that any and all previous ordinances and resolutions relating to Gaming Codes be repealed, and

NOW THEREFORE BE IT FURTHER RESOLVED, that Gaming Ordinance 92-01 includes all tribal gaming regulations pursuant to 25 C.F.R. §552.2 (d), and

BE IT FURTHER RESOLVED, that the Chairman, be and hereby is designated as agent for service of process, and as official recipient of a written communication reflecting the gaming activities of the Tribe, and that the agents address is P. O. Box 818, Three Miles North Powell Road, Elton, Louisiana, 70804, and the agents official domicile is at the Tribal Center, and

BE IT FURTHER RESOLVED, that the dispute resolution procedures contained in the Tribal-State Compact apply to both Class II and Class III gaming activities, and

BE IT FURTHER RESOLVED, that the Louisiana State Police Department has been duly designed as the law enforcement agency to take fingerprints and process fingerprint cards pursuant to 25 C.F.R. §55.2. (h), and

BE IT FURTHER RESOLVED, that Lovelin Poncho, as the Chairman of the Coushatta Tribe of Louisiana, is hereby authorized and directed to execute and deliver such other documents and take such other actions as may be necessary and appropriate to carry out the foregoing resolutions.

**CERTIFICATION**

This resolution was duly acted upon by the following Council Members at a meeting held on 8-30-94 with a quorum present.

Lovelin Poncho
LOVELIN PONCHO-Chairman

J. D. Langley
J. D. LANGLEY, Vice-Chairman

Beverly Poncho
BEVERLY PONCHO, Secretary-treasurer

Carlton Celestine
CARLTON CELESTINE, member

ABSENT
RODERICK JOHN, member

REVISED AND RESTATED
COUSHATTA TRIBE OF LOUISIANA
GAMING ORDINANCE NO. 92-01

1. Title. This Ordinance shall be known as the Coushatta Tribe of Louisiana Gaming Ordinance. It is promulgated pursuant to governmental authority of the Coushatta Tribe of Louisiana. This Ordinance includes all Tribal Gaming Regulatory pursuant to 25 C.F.R. § 522.2 (d)

2. Purpose. The government of the Coushatta Tribe of Louisiana (herein and after "Tribe"), empowered by the governmental authority set forth by the Tribe to enact ordinances, under the Coushatta Alliance Charter issued by the State of Louisiana and filed April 13, 1973 and Tribal Ordinance No. 1: An Ordinance to Establish Election Rules and Procedures of the Coushatta Tribe of Louisiana adopted April 16, 1987, hereby enacts this ordinance in order to set the terms for Class II and Class III gaming operations on tribal lands including lands acquired by the United States in trust for the benefit of the Tribe after October 17, 1988(a) if the Secretary of the Interior ("Secretary") has determined such lands to be contiguous to the Tribe's Reservation pursuant to the Indian Gaming Regulatory Act, Public Law 100-447, §20(a)(1), 25 U.S.C. §2719(a)(1) ("IGRA"), or (b) if the Secretary has made the determination required by §20 (b)(1)(A) of the IGRA, 25 U.S.C. §2719(b)(1)(A), and the Governor of Louisiana has concurred in such determination.

3. Gaming Authorized. Class II and Class III gaming defined in the Indian Gaming Regulatory Act, P. L. 100-477, 25 U.S.C. §2703 (7) (A) and 2703 (8)("IGRA) and by the regulations promulgated by the National Indian Gaming Commission at 25 C.F.R. Section 502.3 (as published in the Federal Register at 57 FR 12382-12393, April 9, 1992) is hereby authorized.

4. Ownership and Regulation of Gaming. The Tribe shall have the sole propriety interest in and responsibility for the conduct of any gaming operation authorized by this Gaming Ordinance. Such gaming activity shall be regulated by the Tribal Commission on gaming.

5. Use of Gaming Revenue.

(a) Net revenues as defined in 25 C.F.R. Section 502.16 from Class II and Class III gaming shall be used only for the following purposes: to fund tribal government operations and programs; provide for the general welfare of the Tribe and its members; promote tribal economic development; donate to charitable organizations; or help fund operations of local government agencies.

(b) If the Tribe elects to make per capita payments to tribal members, it shall authorize such payments only upon approval of a plan submitted to the Secretary of the Interior under 25 U. S. C. Section 2710 (b) (3).

6. Audit.

(a) The Tribe shall cause to be conducted annually an independent audit of gaming operations and shall submit the resulting audit reports to the National Indian Gaming Commission.

(b) All gaming related contracts that result in the purchase of supplies, services, or concessions in excess of $25,000.00 annually, except contracts for professional legal and accounting services, shall be specifically included within the scope of the audit that is described in subsection A. above.

7. Protection of the Environment, Public Health and Safety. The Tribe shall ensure that Class II and Class III gaming facilities shall be constructed, maintained and operated in a manner that adequately protects the environment, public health and safety.

8. Gaming Commission. There is hereby created the Coushatta Tribe of Louisiana Commission on Gaming (hereinafter the "Commission"). The Commission shall consist of three (3) citizens of Louisiana, all of whom shall be appointed by the Tribal Chairman with the authorization of the Council of the Tribe. The Commission members may be members of the Coushatta Tribe of Louisiana. The initial members to be appointed shall draw lots to see who holds the two four-year terms and the one two-year term. Thereafter, each member shall serve no more than two consecutive full terms. The Commission shall select among its members, a chairperson who shall preside over the meeting of the Commission. The Commission members may be removed, upon substantive proof of wrong doing by majority vote of the Council of the Tribe.

Any member whose removal is sought shall be entitle do be notified in writing at least three (3 ) days before any vote shall be taken regarding that member's removal. Any person so notified may request an informal hearing before the Council prior to a vote on this or her removal from the Commission.

9. Gaming Commission Rule-Making Authority. The Commission may promulgate rules for the orderly transaction and conduct of its business and the substantive rules that it may determine proper concerning the issuance, revocation, and suspension of gaming licenses, the conduct and operation of the gaming activities and any other things necessary to carry out the purposes of this Ordinance. The Commission may also promulgate rules necessary to other investigations and inspections into the conduct of the games and the licenses and the maintenance of the equipment as the Commission may deem necessary and proper.

10. Gaming Commission Meetings. The Commission may hold regular and special meetings at such times and places as it may deem convenient, but at least one regular meeting shall be held quarterly. A majority of the appointed members constitute a quorum of the Commission, and a special meeting may be called by any two members.

10.1 Purposes for Executive or Closed Meetings. The Commission may hold executive or closed meetings for any of the following purposes:

(a) Considering applications for licensing when discussing the background investigations or personal information;

(b) Meeting with gaming officials of other jurisdictions, the Attorney General and law enforcement officials relating to possible criminal violations;

(c) Consulting with the Executive Secretary, employees and agents of the Commission concerning possible criminal violations;

(d) Deliberations after hearing evidence on an informal consultation of a contested case necessary to reach a decision; and

(e) Discussing business strategies of a licensee or pricing strategies of a licensee or an applicant for a license if public discussion may be harmful to the competitive position of the licensee or applicant for a license for the purpose of overseeing and defining gaming contracts.

11. Executive Secretary of Commission. The Commission shall appoint an Executive Secretary who shall be responsible for the conduct of the Commission's administrative matters. The Commission shall enter into a contract of employment and set the annual salary of the Executive Secretary.

12. Commission Powers.

(a) Issue licenses, oversee and define the contract of the licensees;

(b) Inspect and examine all premises where gaming is conducted or gaming devises or equipment are sold or distributed;

(c) Inspect, examine, and photocopy all papers, books, and records of applicants and licensees and require verification of income, and all provisions of this Ordinance;

(d) Contract for such legal counsel to advise it as it may choose;

(e) Suspend, or revoke for cause, any gaming license; and

(f) Require all primary management personnel and key employees of all management personnel to undergo investigations.

(g) Enforce preferential treatment to Native Americans, then persons domiciled in the State of Louisiana, as per the provisions of the Tribal-State Compact.

13. Appeal of Commission Actions. Any action of the Commission is subject to appeal to a court of competent jurisdiction. Notice of Appeal shall be filed in writing with the Commission and Clerk of Court, within ten (10) days from written notice of any action of the Commission. Failure to timely file an appeal shall make the action final.

14. Disclosure Required. A disclosure of total ownership document shall be required to accompany all applications for licenses as an operator.

15. Approval of Licenses. The Commission may approve or disapprove any application for license, depending upon whether it deems the applicant a suitable person to hold the license and whether it considers the proposed location suitable. Among other things, failure of the applicant to provide information necessary to allow consideration into his background, is grounds for denial of the license.

16. Conflict of Interest. No officer, agent, or employee of the Commission may hold a license under this Ordinance if the duties of such office, agency, or employment have to do with the enforcement of the gaming laws and rules. This prohibition applies to the Commission, all of its employees and all law enforcement officials and officers. No licenses may employ any person in any capacity while that person is in the employment of a law enforcement agency or the Commission.

17. Application Fee. The Commission may establish an application fee which shall include the cost of investigation. The fee may vary with the type of license for which application is made and is non-refundable. The application form will be promulgated by the Commission and shall include a waiver of any right of confidentiality and shall allow access to law enforcement records of any state. The waiver of confidentiality shall extend to any financial or personnel record wherever maintained.

18. Reimbursement to Commission for Investigation. Any applicant for a license under this Ordinance shall reimburse the Commission for any costs of investigation over and above the initial licensure fee charged at the time of application to determine if he is a suitable licensee under this Ordinance. By signing and filing an application for a license, the applicant authorizes the Commission to obtain information from other states regarding prior license applications, or conduct of the applicant of any of its shareholders, partners, agents, or employees in those states. The State and the National Indian Gaming Commission shall be notified of the results of all such investigations.

19. Licensee for Key Employees and Primary Management Officials. The Commission shall ensure that the policies and procedures set out in this section are implemented with respect to key employees and primary management officials employed at any Class II or Class III gaming enterprise operated on Indian Lands.

A. Definitions - for the purposes of this section, the following definitions apply:

1. Key employee means:

a. A person who performs one or more of the following functions:

(1) Bingo caller
(2) Counting room supervisor
(3) Chief of security
(4) Custodian of gaming supplies or cash
(5) Floor manager
(6) Pit boss
(7) Dealer
(8) Croupier
(9) Approver of credit
(10) Custodian of gambling devices including persons with access to cash and accounting records within such devises; or

b. If not otherwise included, any other person whose total cash compensation is in excess of $50,000.00 per year; or

c. If not otherwise included, the four most highly compensated persons in the gaming operation.

2. Primary management official means:

a. The person having management responsibility for a management contract;

b. Any person who has authority;

(1) To hire and fire employee; or
(2) To set up working policy for the gaming operation; or

c. The chief financial officer or other person who has financial management responsibility.

B. Application forms

1. The following notice shall be placed on this application form for a key employee or a primary management official before that form is filled out by an applicant:

In compliance with the Privacy Act of 1974, the following information is provided: solicitation of the information on this form is authorized by 25 U.S.C. 2701 et seq. The purpose of the requested information is to determine the eligibility of individuals to be employed in a gaming operation. The information will be used by National Indian Gaming Commission members and staff who have need for the information in the performance of their official duties. The information may be disclosed to appropriate Federal, Tribal, State, local, or foreign law enforcement and regulatory agencies when relevant to civil, criminal or regulatory investigations or prosecutions or when pursuant to a requirement by a tribe or the National Indian Gaming commission in connection with the hiring or firing of an employee, the issuance or revocation of a gaming license, or gaming operation. Failure to consent to the disclosures indicated in this notice will result in a tribe's being unable to hire you in a primary management official or key employee position.

The disclosure of your social security number (SSN) is voluntary. However, failure to supply a SSN may result in errors in processing your application.

2. Existing key employees and primary management official shall be notified in writing that they shall either:

a. Complete a new application form that contains a Privacy Act notice; or
b. Sign a statement that contains the Privacy Act notice and consent to the routine uses described in that notice.

3. The following notice shall be placed on the application form for a key employee or a primary official before that form is filled out by an applicant.

A false statement on any part of your application may be grounds for not hiring you, or for firing you after you begin work. Also, you may be punished by fine or imprisonment. (U.S. Code, Title 18, Section 1001).

4. The commission shall notify in writing existing key employees and primary management officials that they shall either:

a. Complete a new application form that contains a notice regarding false statements; or

b. Sign a statement that contains the notice regarding false statements.

C. Background Investigations

1. The Commission shall request from each primary management official and from each key employee all of the following information:

a. Full name, other names used (oral or written), social security number(s), birth date, place of birth, citizenship, gender, all languages (spoken or written);

b. Currently and for the previous 5 years; business and employment positions held, ownership interests in those businesses, business and residence addresses, and drivers license numbers;

c. The names and current addresses of at least three personal references, including one personal reference who was acquainted with the applicant during each period of residence listed under paragraph (1)(b) of this section;

d. Current business and residence telephone numbers;

e. A description of any existing and previous business relationships with Indian tribes, including ownership interests in those businesses;

f. A description of any existing or previous business relationships with the gaming industry generally, including ownership interests in those businesses;

g. The name and address of any licensing or regulatory agency with which the person has filed an application for a license or permit related to gaming, whether or not such license or permit was granted;

h. For each felony for which there is an ongoing prosecution or each conviction, the charge, the name and address of the court involved, and the date and disposition if any;

i. For each misdemeanor conviction or ongoing misdemeanor prosecution (excluding minor traffic violations) within 10 years of the date of the application, the name and address of the court involved and the date and disposition;

j. For each criminal charge (excluding minor traffic charges), whether or not there is a conviction, if such criminal charge is within 10 years of the date of the application and is not otherwise listed pursuant to paragraph (1)(h) or (1)(j) of this section, the criminal charge, the name and address of the court involved and the date and disposition;

k. The name and address of any licensing or regulatory agency with which the person has filed an application for an occupational license or permit, whether or not such license or permit was granted;

l. A current photograph;

m. Any other information the Tribe deems relevant; and

n. Fingerprints consistent with procedures adopted by the Tribe according to 25 C.F.R. Section 522, 2(h), will be taken by the Louisiana State Police Department.

2. The Coushatta Tribe of Louisiana through the Commission as set forth herein shall be solely responsible for the conduct of the background investigations and the suitability of the determination as determined herein. The Commission shall conduct a sufficient investigation to make a determination under subsection D. below. In conducting a background investigation, the Commission shall promise to keep confidential the identity of each person interviewed in the course of the investigation.

D. Eligibility Determination - The Commission shall review a person's prior activities, criminal record, if any, and reputation, habits and associations to make a finding concerning the eligibility of a key employee or primary management official for employment in a gaming operation. If the Commission determines that employment of the person poses a threat to the public interest or to the effective regulation or gaming, or creates or enhances dangers of unsuitable, unfair, or illegal practices and methods and activities in the conduct of gaming, a tribal gaming operations shall not employ that person in a key employee or primary management official position.

E. Procedures for Forwarding Applications and Reports for Key Employees and Primary Management Officials to the National Indian Gaming Commission:

1. When a key employee or primary management official work at a gaming operation authorized by this ordinance, the Commission shall forward to the National Indian Gaming Commission a completed application for employment and conduct the background investigation and make the determination referred to in subsection D of this section.

2. The commission shall forward the report referred to in subsection F. of this section to the National Indian Gaming Commission within 60 days after an employee begins work or within 60 days of the approval of this ordinance by the Chairman of the National Indian Gaming Commission.

3. The Commission shall not employ as a key employee or primary management official a person who does not have a license after 90 days.

F. Report to the National Indian Gaming Commission:

1. Pursuant to the procedures set out in subsection E. of this section, the Commission shall prepare and forward to the National Indian Gaming Commission an investigative report on each background investigation. An investigative report shall include all of the following:

a. Steps taken in conducting a background investigation;

b. Results obtained;

c. Conclusions reached; and

d. The basis for those conclusions.

2. The Commission shall submit, with the report, a copy of the eligibility determination made under subsection D. of this section.

3. If a license is not issued to an applicant, the Commission:

a. Shall notify the National Indian Gaming Commission; and

b. May forward copies of its eligibility determination and investigative report (if any) to the National Indian Gaming Commission for inclusion in the Indian Gaming Individuals Records System.

4. With respect to key employees and primary management officials, the Commission shall retain applications for employment and reports (if any) of background investigations for inspection by the Chairman of the National Indian Gaming Commission or his or her designation for no less than three (3) years from the date of termination of employment.

G. Granting a Gaming License:

1. If, within a thirty (30) day period after the National Indian Gaming Commission receives a report, the National Indian Gaming Commission notifies the Commission that it has no objection to the issuance of a license pursuant to a license application filed by a key employee or a primary management official for whom the Commission has provided an application and investigative report to the National Indian Gaming Commission, the Commission may issue a license to such applicant.

2. The Commission shall respond to a request for additional information from the Chairman of the National Indian Gaming Commission concerning a key employee or a primary management official who is the subject of a report. Such a request shall suspend the 30-day period under paragraph G.1. of this section until the Chairman of the National Indian Gaming Commission receives the additional information.

3. If, within the thirty (30) day period described above, the National Indian Gaming Commission provides the Commission with a statement itemizing objections to the issuance of a license to a key employee or to a primary management official for whom the Commission has provided an application and investigative report to the National Indian Gaming Commission, the Commission shall reconsider the application, taking into account the objections itemized by the National Indian Gaming Commission. The Commission shall make the final decision whether to issue a license to such applicant.

H. License Suspension:

1. If, after the issuance of a gaming license, the Commission receives from the National Indian Gaming Commission reliable information indicating that a key employee or a primary management official is not eligible for employment under subsection D. above, the Commission shall suspend such license and shall notify in writing the licensee of the suspension and the proposed revocation.

2. The Commission shall notify the licensee of a time and a place for a hearing on the proposed revocation of a license.

3. After a revocation hearing, the Commission shall decide to revoke or to reinstate a gaming license. The Commission shall notify the National Indian Gaming Commission of its decision.

20. License Locations. The Commission shall issue a separate license to each place, facility, or location on Indian lands where Class II or Class III gaming is conducted under this ordinance.

21. Age Limit for Players. Any participant in any Class III authorized games of chance shall be twenty-one (21) or older at the time of his or her participation.

22. Exemption from 15 U.S.C. Section 1171. Pursuant to Section 2 of an Act of Congress of the United States entitled "An Act to prohibit transportation of gambling devices in interstate and foreign commerce", approved January 2, 1951, designated 15 U.S.C. Sections 1171 to 1177, inclusive, and in effect January 1, 1989, the Tribe, acting by and through its elected members, does hereby, and in accordance with and in compliance with the provisions of Section 2 of the Act of Congress, declare and proclaim that it is exempt from the provisions of Section 2 of that Act of Congress of the United States as above mentioned, as regards gaming devices operated and used within the Reservation. This exemption shall be effective upon the execution of a Tribal-State compact for gaming pursuant to the Indian Gaming Regulatory Act.

23. Exemption from 15 U.S.C. Section 1171 to 1177. All shipments of gaming devices, including video gaming devices, onto this reservation, the registering, recording and labeling of which has been duly had by the manufacturer of dealer thereof in accordance with Sections 3 and 4 of an Act of Congress of the United States entitled "An Act to prohibit transportation of gambling devices in interstate and foreign commerce," approved January 2, 1951, designated as 15 U.S.C. Sections 1171 to 1177, inclusive, and in effect on January 1, 1989, shall be deemed legal shipments thereof, for use only within the Reservation. (This section shall take effect upon the execution and approval of a Tribal-State compact pursuant to 25 U.S.C. Section 11, 1701, et. seq.). This exemption shall be effective upon the execution of a Tribal-State compact for gaming pursuant to the Indian Gaming Regulatory Act.

24. Illegal Games and Activities. It is unlawful for any person playing or conducting any authorized game of chance, conducted by a licensee to:

(a) Use bogus or counterfeit chips, tokens, devices or coins;

(b) Employ or have on one's person any cheating device to facilitate cheating in any game of chance;

(c) Use an fraudulent scheme or technique; or

d) Have located on the premises, equipment for gaming that is not licensed by the Commission under this Ordinance except equipment exempted by the Commission, this Ordinance or other statutes.

25. Records of Commission. Information and records of the Commission on gaming enumerated by this section are confidential and may not be disclosed except pursuant to a court order. No person may use a subpoena, discovery or other applicable statutes to obtain such information or records. Information and records considered confidential include:

(a) Tax returns of individual licensees;

(b) Applications, credit, medical and security reports of applicants for licenses and other persons seeking or doing business with the Commission;

(c) Marketing, financial or sale data, the disclosure of which may be harmful to the competitive position of the Tribe tribal gaming, its licensees or persons seeking or doing business with the Commission; and

(d) Audit work papers, worksheets and auditing procedures used by the Commission, its agents or employees.

26. Communications Between Commission and Council. Communications between the Commission and the Council relating to licensing, disciplining of licensees, or violations by licensees, or violations by licensees are privileged and confidential if made lawfully and in the course of and in furtherance of the business of the Commission on gaming, except pursuant to court order after an incamera review. The Council, the Commission or any member of the Commission may claim this privilege.

27. Exclusion or Ejection of Certain Persons from Gaming Establishment. The tribe hereby declares that the exclusion or ejection of certain persons from licensed gaming establishment is necessary to carry out the policies of this Ordinance and to maintain effectively the strict regulation of licensed gaming.

The Commission may provide for the establishment of a list of persons who are to be excluded or ejected from any licensed gaming establishment, including any person whose presence in the establishment is determined to pose a threat to the interest of the Tribe, the State or to licensed gaming. In making the determination for exclusion, the Commission may consider any of the following:

(a) Prior conviction of a felony, a misdemeanor involving moral turpitude or a violation of the gaming laws of any state, the United States, any of its possessions or territories including Indian Tribes;

(b) A violation, attempt to violate or conspiracy to violate the provisions of this chapter relating to the failure to disclose an interest in a gaming establishment for which the person must obtain a license or make disclosures to the Commission; or intentional evasion of fees or taxes; and

(c) Notorious or unsavory reputation that would adversely affect public confidence and trust that the gaming industry is free from criminal or corruptive influences.

28. Revision. This ordinance may be revised by Tribal Council certification by quorum and subsequent approval by the National Indian Gaming Commission.

29. Compliance with Tribal-State Compact. The Tribe shall adopt regulations and take all actions necessary to ensure that the Class III gaming conducted on the lands of the Tribe complies in all respects with the Tribal-State Compact for the Conduct of Class III gaming between the Coushatta Tribe of Louisiana and the State of Louisiana. Dispute resolution procedures contained in the Tribal-State Compact shall apply to both Class II and Class III gaming activities.

30. Service of Process. The Coushatta Tribal Chairman shall be designated as agent for service of process, and as official recipient of a written communication reflecting the gaming activities of the Tribe at the following address: P. O. Box 818, Three Miles North Powell Road, Elton, Louisiana, 70804.

31. Repeal. To the extent that they are inconsistent with this ordinance, all prior gaming ordinances are hereby repealed.

## CERTIFICATE

I HEREBY CERTIFY that pursuant to Coushatta Ordinance #94-12, the above and foregoing is a true and correct copy of the Coushatta Gaming Ordinance as amended this 2ND day of NOVEMBER, 1994.

Lovelin Poncho

LOVELIN PONCHO - Chairman

ATTEST:

Beverly Poncho

BEVERLY PONCHO - Secretary