NATIONAL
INDIAN
GAMING
COMMISSION

MAR 5 1998

Honorable Nora Helton
Chairperson, Fort Mojave Tribal Council
500 Merriman Avenue
Needles, California 92363

Dear Chairperson Helton:

This letter responds to your request to review and approve the amendment to the Fort Mojave Indian Tribe's tribal gaming ordinance submitted on January 12, 1998. The amendment was adopted by Resolution No. 98-89 on January 10, 1998. The ordinance was approved by the Chairman of the National Indian Gaming Commission (NIGC) on February 27, 1994. The amendment does not require approval by the NIGC because the amendment addresses issues not raised in the IGRA or the NIGC's regulations.

Under the IGRA and the regulations of the NIGC, the Chairman is directed to review ordinances and amendments 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.

Thank you for submitting the Fort Mojave Indian Tribe's amendment for review. If you have questions or require further assistance, please contact Ms. Frances Fragua at (202) 632-7003.

Sincerely yours,

Tadd Johnson
by PS

Tadd M. Johnson
Chairman

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Resolution No. 98-89

RESOLUTION

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FORT MOJAVE TRIBE OF THE FORT MOJAVE RESERVATION
OF ARIZONA, CALIFORNIA AND NEVADA

WHEREAS, the Fort Mojave Tribe of Indians ("Tribe") is organized pursuant to the Indian Reorganization Act of June 18, 1934 (48 Stat. 984; 25 U.S.C. § 476) and possesses attributes of sovereignty over both its members and its territory; and

WHEREAS, in accordance with its Constitution and Bylaws, the Tribe is governed by its Tribal Council; and

WHEREAS, the Tribal Council adopted the Fort Mojave Indian Tribe Gaming Ordinance (As Amended, 1994) ("Gaming Ordinance") on February 15, 1994, notice of approval of the Gaming Ordinance by the Chairman of the National Indian Gaming Commission having been published in the Federal Register on March 3, 1994 at 59 FR 10185 in accordance with the Indian Gaming Regulatory Act; and

WHEREAS, the Tribe and the State of Arizona entered into a Class III Gaming Compact ("Gaming Compact") on or about August 26, 1993, notice of approval of the Gaming Compact by the Secretary of the Interior having been published in the Federal Register on November 10, 1993 at 58 FR 59922 in accordance with the Indian Gaming Regulatory Act; and

WHEREAS, Section 6(a)(3) of the Gaming Compact provides that the Gaming Ordinance shall provide for the detention of persons who may be involved in illegal acts for the purpose of notifying appropriate law enforcement authorities; and

WHEREAS, the Tribal Council hereby desires to amend the Gaming Ordinance to expressly provide therein for the detention of persons who may be involved in illegal acts in accordance with Section 6(a)(3) of the Gaming Compact.

NOW, THEREFORE, BE IT RESOLVED, that the Fort Mojave Tribal Council does hereby amend the Fort Mojave Indian Tribe Gaming Ordinance (As Amended, 1994), adopted by the Tribal Council on February 15, 1994, to add a new paragraph E. to Section 33 to read as follows:

"E. Without limiting the foregoing provisions of this Section 33 or the other provisions of this Ordinance, officials of the Tribal Gaming Commission, security personnel of the Gaming Facility or any other appropriate persons

authorized by the Tribal Council or designated by the Compact shall detain persons who are reasonably suspected of being involved in illegal acts pertaining to the conduct of Class II and/or Class III Gaming on Fort Mojave Indian Lands for the purpose of notifying appropriate law enforcement authorities."

BE IT FURTHER RESOLVED, that the Chairperson of the Tribal Council is authorized to take any and all actions necessary to fulfill the intent of this Resolution including, but not limited to, submission of this Resolution to the Chairman of the National Indian Gaming Commission for approval in accordance with the Indian Gaming Regulatory Act and to the Arizona Department of Gaming for notification in accordance with the Tribe's Arizona Gaming Compact.

BE IT FURTHER RESOLVED, that the Tribal Council Chairperson and the Tribal Council Secretary shall execute the certification set forth hereinbelow and the Tribal seal shall be affixed hereto to evidence the authenticity of this Resolution.

CERTIFICATION

We, the undersigned, as the Chairperson and Secretary of the Fort Mojave Tribal Council, governing body of the Fort Mojave Indian Tribe, do hereby certify that the Fort Mojave Tribal Council is composed of seven (7) members of whom four (4) constituting a quorum were present at a meeting duly held on January 10, 1998, and that the foregoing Resolution was adopted by the affirmative vote of 5-0 members.

FORT MOJAVE TRIBAL COUNCIL

Nora Helton

Nora Helton, Chairperson

Melba Guerrero

Melba Guerrero, Secretary

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