

**NATIONAL  
INDIAN  
GAMING  
COMMISSION**

APR 7 1997

Gary Lasley  
Chairman  
Omaha Tribe of Nebraska  
P.O. Box 368  
Macy, NE 68039

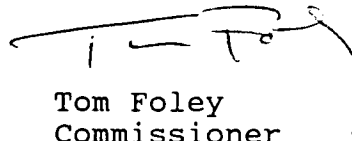
Dear Chairman Lasley:

This letter responds to your request to review and approve the amendments to the Omaha Tribe of Nebraska's tribal gaming ordinance submitted on February 24, 1997. The amendments were adopted by Resolution Nos. 96-117 and 96-118 on June 13, 1996. The ordinance was approved by the Chairman of the National Indian Gaming Commission (NIGC) on August 25, 1995. 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 Omaha Tribe of Nebraska's amendments for review. If you have questions or require further assistance, please contact Jessica Roff at (202) 632-7003.

Sincerely yours,



Tom Foley  
Commissioner

cc: Charles V. Merrick, Sr., Chairman  
Omaha Tribe of Nebraska and Iowa  
Tribal Gaming Commission

# OMAHA TRIBE OF NEBRASKA

P. O. Box 368  
Macy, Nebraska 68039

**EXECUTIVE OFFICERS**  
Gary A. Lasley, Chairman  
Greg Phillips, Vice-Chairman  
Franklin Dick, Treasurer  
Forrest "J.C." Aldrich, Secretary



TRIBAL ADMINISTRATION

(402) 837-5391  
FAX (402) 837-5308

**MEMBERS**  
Doran L. Morris, Sr.  
Irene L. Parker  
Clifford R. Wolfe, Jr.

FEB 14 1997

## RESOLUTION 96-117 OF THE OMAHA TRIBE OF NEBRASKA

RE: CLASS III IOWA GAMING CODE AMENDMENT (SECTION 62)

WHEREAS; the Omaha Tribe of Nebraska is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of June 18, 1934 (25 U.S.C. 476, et seq.) as amended; and

WHEREAS; the governing body of the Omaha Tribe of Nebraska, the Tribal Council, is authorized pursuant to Article IV, Section 1 of the Constitution and By-Laws of the Omaha Tribe of Nebraska to manage all economic affairs and enterprises of the Tribe, and to safeguard, and to promote the economy, general welfare, and to protect and preserve the property of the Tribe; and

WHEREAS; the Indian Gaming Regulatory act (25 U.S.C. 2701, et seq.) was enacted to by Congress to provide a statutory basis for the operation of gaming by Indian tribes as a means of promoting tribal economic development, and self-sufficiency and strong tribal government; and

WHEREAS; the Omaha Tribe of Nebraska entered into a compact with the State of Iowa for the conduct of Class III gaming as defined in the Indian Gaming Regulatory Act and

WHEREAS; the Omaha Tribe of Nebraska has enacted an amended and restated Class III Iowa Gaming Code as of May, 1995; and

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OMAHA TRIBE OF NEBRASKA

WHEREAS; it is necessary to amend the amended and restated Class III Iowa Gaming Code at Section 6.2 to read as follows:

*6.2 Commissioners; Compensation.* The Chairman, the Secretary, and the Treasurer, respectively, shall be compensated at the rate of thirty-five thousand dollars (\$35,000) per year. The Tribal Council may increase or decrease the Commissioners compensation commensurate with the increase or decrease of gaming revenues.

NOW THEREFORE BE IT RESOLVED, that the amended and restated Class III Iowa Gaming Code be amended at Section 6.2 as follows:

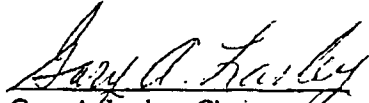
*6.2 Commissioners; Compensation.* The Chairman, the Secretary, and the Treasurer, respectively, shall be compensated at the rate of thirty-five thousand dollars (\$35,000) per year. The Tribal Council may increase or decrease the Commissioners compensation commensurate with the increase or decrease of gaming revenues.

96-117

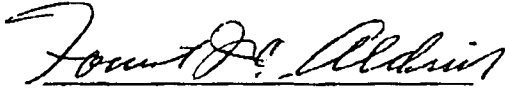
CERTIFICATION

This will certify that the foregoing resolution was considered at a meeting of the Omaha Tribal Council of the Omaha Tribe of Nebraska, duly called and held on the 13 day of June, 1996 and was adopted by a vote of 6 FOR, 0 AGAINST and 0 NOT VOTING OR ABSENT. A quorum of    was present.

Dated this 13 day of June, 1996.

  
Gary A. Lasley, Chairman  
OMAHA TRIBAL COUNCIL

ATTEST:

  
Forrest "J.C." Aldrich, Secretary  
OMAHA TRIBAL COUNCIL

RECEIVED:

  
Superintendent  
BUREAU OF INDIAN AFFAIRS

# OMAHA TRIBE OF NEBRASKA

P. O. Box 368  
Macy, Nebraska 68039

**EXECUTIVE OFFICERS**  
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TRIBAL ADMINISTRATION

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**MEMBERS**  
Doran L. Morris, Sr.  
Irene L. Parker  
Clifford R. Wolfe, Jr.

*FEB 14 1997*

RESOLUTION 96-118  
OF THE  
OMAHA TRIBE OF NEBRASKA

RE: CLASS III IOWA GAMING CODE AMENDMENT (SECTION 61)

WHEREAS; the Omaha Tribe of Nebraska is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of June 18, 1934 (25 U.S.C. 476, et seq.) as amended; and

WHEREAS; the governing body of the Omaha Tribe of Nebraska, the Tribal Council, is authorized pursuant to Article IV, Section 1 of the Constitution and By-Laws of the Omaha Tribe of Nebraska to manage all economic affairs and enterprises of the Tribe, and to safeguard, and to promote the economy, general welfare, and to protect and preserve the property of the Tribe; and

WHEREAS; the Indian Gaming Regulatory act (25 U.S.C. 2701, et seq.) was enacted to by Congress to provide a statutory basis for the operation of gaming by Indian tribes as a means of promoting tribal economic development, and self-sufficiency and strong tribal government; and

WHEREAS; the Omaha Tribe of Nebraska entered into a compact with the State of Iowa for the conduct of Class III gaming as defined in the Indian Gaming Regulatory Act, and

WHEREAS; the Omaha Tribe of Nebraska has enacted an amended and restated Class III Iowa Gaming Code as of May, 1995; and

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TRIBAL ADMINISTRATION

WHEREAS; it is necessary to amend the amended and restated Class III Iowa Gaming Code at Section 6.1 to read as follows:

6.1 *Establishment; Members; Term; Appointments.* There is established hereby a Commission which will be appointed by the Tribal Council and called the Omaha tribal Gaming Commission. Commission membership shall be made up of 3 members, consisting of the Chairman and a Secretary and a Treasurer. The three Commissioners must be Tribal Citizens who shall serve an initial three year term under the direct authority of the Tribal Council. Thereafter said terms shall be staggered. Tribal government officials and employees of the Tribe shall not be eligible to serve on the Commission. All openings on the Commission shall be publicly advertised. Commissioners, as a prerequisite to appointment, shall be at least 25 years of age and not have been an official of the Tribe within two years preceding their appointment to the Commission. Although not required, each Commissioner should have at a minimum a four year college degree, comparable work experience or a combination of both. As a group, Commission members should have experience in business management, law enforcement, criminal investigation, accounting and auditing.

NOW THEREFORE BE IT RESOLVED, that the amended and restated Class III Iowa Gaming Code be amended at Section 6.1 as follows:

6.1 *Establishment; Members; Terms; Appointments.* There is established hereby a Commission which will be appointed by the Tribal Council and called the Omaha Tribal Gaming Commission. Commission membership shall be made up of 3 members, consisting of the Chairman, and a Secretary and a Treasurer. The three Commissioners must be Tribal citizens who shall serve an initial three year term under the direct authority of the Tribal Council. Thereafter said terms shall be staggered. Tribal government officials and employees of the Tribe shall not be eligible to serve on the Commission. All openings on the Commission shall be publicly advertised. Commissioners, as a prerequisite to appointment, shall be at least 25 years of age and not have been an official of the Tribe within two years preceding their appointment to the Commission. Although not required, each Commissioner should have at a minimum a four year college degree, comparable work experience or a combination of both. As a group, Commission members should have experience in business management, law enforcement, criminal investigation, accounting and auditing.

96-118

CERTIFICATION

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Dated this 13 day of June, 19 96

Gary A. Lasley  
Gary A. Lasley, Chairman  
OMAHA TRIBAL COUNCIL

ATTEST:

Forrest J.C. Aldrich  
Forrest "J.C." Aldrich, Secretary  
OMAHA TRIBAL COUNCIL

RECEIVED:

Russell B...  
Superintendent  
BUREAU OF INDIAN AFFAIRS