



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Opposing Proposed Amendments to Arizona Senate Bills 1160, 1162 and 1163)

WHEREAS, Pursuant to Article IV, Section 1(a) and 1(s) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council (the "Council") has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and

WHEREAS, The Tribe entered into a gaming compact with the State of Arizona (the "Compact"), in accordance with the Indian Gaming Regulatory Act of 1988, for the purpose of governing Class III gaming within the State of Arizona and to protect tribal exclusivity over such gaming; and

WHEREAS, The Compact is a carefully negotiated, comprehensive, and binding agreement between tribes and the state of Arizona, and contains procedures for proposing and enacting amendments thereto, including, *inter alia*, the addition of new types of games or categories of gaming; and

WHEREAS, The Tribe opposes any and all attempts to circumvent the Compact through means, including legislative measures; and

WHEREAS, Proposed amendments to Senate Bill 1160 would establish a committee to study the effects of commercial gaming on the State of Arizona; and

WHEREAS, If introduced, commercial gaming would violate tribes' agreement with the State of Arizona, trigger the poison pill, jeopardize the \$4.75 billion dollars of annual economic benefits that the tribal gaming brings to the state, including 38,000 jobs, and end the agreement that provides almost \$700 million in annual revenue sharing to the State; and

WHEREAS, A proposed amendments to Senate Bill 1163 seeks to bypass the Compact by establishing, through the state legislature, off-reservation sports betting at kiosks in bars and private clubs operated by tribes that have compacts with the State; and

WHEREAS, Because the proposed amendment would allow a new type of gaming without the negotiations, tribal input, and protections provided by the Compact, the Tribe views this initiative as setting a dangerous precedent of the state legislature ignoring the Compact and unilaterally regulating gaming operations by tribes.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Tribe hereby opposes the above proposed amendment to Arizona Senate Bills 1160, 1162 and 1163.

Resolution No. 03-2019-54

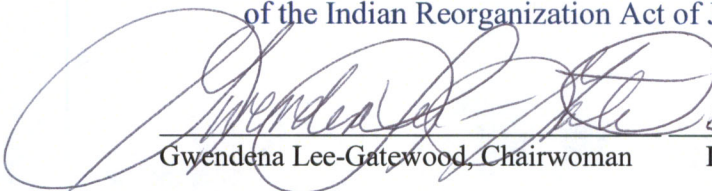
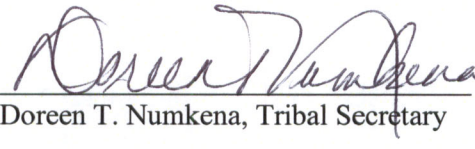
BE IT FURTHER RESOLVED that the Tribal Council of the White Mountain Apache Tribe takes this action in opposition for the benefit of the Tribe, for all tribes and tribal peoples in Arizona, and for all Arizonans to ensure that these ill-advised amendments are not enacted.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairwoman, or in her absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on March 6, 2019 duly adopted by a vote of ELEVEN for, ZERO against, and ZERO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

	<u>3/6/19</u>		<u>3/6/19</u>
Gwendena Lee-Gatewood, Chairwoman	Date	Doreen T. Numkena, Tribal Secretary	Date