



November 22, 2011

By First Class Mail

Herman Dillon, Sr. Chairman  
Puyallup Tribal Council  
Puyallup Tribe of Indians  
3009 E. Portland Avenue  
Tacoma, Washington 98404

Re: Puyallup Tribe of Indians gaming ordinance amendments

Dear Chairman Dillon:

This letter responds to your request on August 30, 2011, for the National Indian Gaming Commission to review and approve two amendments to the Puyallup Tribe's Gaming Ordinance, enacted by Resolution No. 310811. The amendment to Section 3.13 increases the number of seats on the Tribe's Gaming Advisory Commission from three (3) to five (5). The newly enacted Section 3.13(A) provides the Commission with two alternates in the event a regular Commissioner is either absent or disqualified due to a conflict of interest.

Additionally, on September 16, 2011, you submitted Resolution No. 200911-B further amending Sections 4.02(A) and (C) to bring both sections in line with current NIGC regulations regarding the Privacy Act and false statement notices.

Thank you for submitting the amendments. The amendments are approved as they are consistent with the requirements of the Indian Gaming Regulatory Act and NIGC regulations. If you have any questions, please feel free to contact Staff Attorney Melissa Schlichting at 202-632-7003.

Sincerely,

A handwritten signature in blue ink, appearing to read "Tracie Stevens".

Tracie Stevens  
Chairwoman



# Puyallup Tribe of Indians



SEP - 8 2011

PUYALLUP TRIBAL COUNCIL  
RESOLUTION NO. 310811

WHEREAS, the Puyallup Tribe has existed since creation as the aboriginal people who are the owners and guardians of their lands and waters; and

WHEREAS, the Puyallup Tribe is an independent sovereign nation, having historically negotiated with several foreign nations including the United States in the Medicine Creek Treaty; and

WHEREAS, the Puyallup Tribal Council is the governing body of the Puyallup Tribe in accordance with the authority of its sovereign rights as the aboriginal owners and guardians of their lands and waters, reaffirmed in the Medicine Creek Treaty, and their Constitution and Bylaws, as amended and approved by the Tribe and the Assistant Secretary of the Interior; and

**PURPOSE OF RESOLUTION IS TO AMEND THE TRIBAL GAMING ORDINANCE NO. 060900, BY INCREASING THE NUMBER OF TRIBAL GAMING ADVISORY COMMISSION MEMBERS FROM THREE (3) TO FIVE (5) IN SECTION 3.13, AND ADD NEW SECTION 3.13(A) ESTABLISHING TWO (2) NEW ALTERNATE MEMBER POSITIONS TO SERVE ON THE ADVISORY COMMISSION WHEN DESIGNATED.**

WHEREAS, the Puyallup Tribal Council finds that on September 6, 2000 it enacted Tribal Gaming Ordinance No. 060900 (hereinafter "Gaming Ordinance") to govern gaming activities within the exterior boundaries of the Puyallup Indian Reservation; and

WHEREAS, the Puyallup Tribal Council finds that the Gaming Ordinance was approved by the Chairman of the National Indian Gaming Commission on December 4, 2000; and

WHEREAS, the Puyallup Tribal Council finds that Section 9.05 of the Gaming Ordinance specifically reserves the right of the Puyallup Tribal Council to revise, repeal or amend the Gaming Ordinance; and

WHEREAS, the Puyallup Tribal Council finds that the Puyallup Tribal Gaming Advisory Commission has requested that the number of members appointed to said Commission be increased from three (3) to five (5) due to its workload and responsibilities; and

WHEREAS, the Puyallup Tribal Council has determined that the Puyallup Tribal Gaming Advisory Commission serves an integral role in the regulation of gaming activities, and that increasing the number of appointees on said Commission would be in the best interest of the Tribe; and

PUYALLUP TRIBAL COUNCIL

RESOLUTION NO. 310811

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WHEREAS, the Puyallup Tribal Council finds that Section 2.04.040 of the Code Adoption, Revision, and Distribution Code requires public notice and comment prior to the adoption of any proposed, amended or revised code except where such legislation is of an emergent nature, now, therefore,

BE IT RESOLVED by the Tribal Council of the Puyallup Tribe of Indians that Section 3.13 of the Gaming Ordinance shall be amended, effective immediately, to change the number of appointed regular members to the Tribal Gaming Advisory Commission from three (3) to five (5); and

BE IT RESOLVED by the Tribal Council of the Puyallup Tribe of Indians that new Section 3.13(a) shall be added to the Gaming Ordinance, and shall read as follows:

“NEW Section 3.13(a) Advisory Commission Alternates. In addition to the regular members appointed to the Advisory Commission, the Puyallup Tribal Council shall appoint two (2) persons to serve as alternate members of said Commission. Each alternate shall serve a term of three (3) years. Alternates shall not participate as members of the Advisory Commission until the chair designates them to do so. Whenever a regular member of the Advisory Commission is absent or is disqualified from participating in a specific matter due to a conflict of interest, the chair of the Advisory Commission will designate an alternate to sit in that regular member's place. If so designated, the alternate shall have the authority to act as a full Commission member for the duration of his/her designation. Depending on the situation, an alternate may be designated to sit in place of a regular member for an entire meeting, or for one specific matter regardless of the length or number of meetings it may take to resolve the matter.”

BE IT FINALLY RESOLVED, by the Tribal Council that it authorizes the Tribal Council Chairman (Herman Dillon, Sr.), and in his absence, the Vice-Chairman (Bill Sterud), to execute this Resolution and other such required implementing documents as are required on behalf of the Tribe.

CERTIFICATION

I, Nadine Piatote, Secretary of the Puyallup Tribal Council of the Puyallup Reservation do hereby certify that the above Resolution was duly adopted at a Regular Meeting of the Puyallup Tribal Council held on the Puyallup Indian Reservation on the 31<sup>st</sup> day of August, 2011, a quorum being present with a vote of 3 FOR, 0 AGAINST, 0 ABSTAINING, and 1 NOT VOTING its adoption.

Nadine Piatote  
Secretary, Puyallup Tribal Council

ATTEST:



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Bill Sterud, Vice-Chairman  
Puyallup Tribal Council



# Puyallup Tribe of Indians



SEP 23 2011

PUYALLUP TRIBAL COUNCIL  
RESOLUTION NO. 200911-B

WHEREAS, the Puyallup Tribe has existed since creation as the aboriginal people who are the owners and guardians of their lands and waters; and

WHEREAS, the Puyallup Tribe is an independent sovereign nation, having historically negotiated with several foreign nations including the United States in the Medicine Creek Treaty; and

WHEREAS, the Puyallup Tribal Council is the governing body of the Puyallup Tribe in accordance with the authority of its sovereign rights as the aboriginal owners and guardians of their lands and waters, reaffirmed in the Medicine Creek Treaty, and their Constitution and Bylaws, as amended and approved by the Tribe and the Assistant Secretary of the Interior; and

**PURPOSE OF RESOLUTION IS TO AMEND THE TRIBAL GAMING ORDINANCE NO. 060900, IN ORDER TO COME INTO COMPLIANCE WITH THE NIGC'S CHANGES TO THE REQUIRED PRIVACY ACT AND FALSE STATEMENT NOTICES CONTAINED IN THE TRIBE'S GAMING LICENSE APPLICATION FORM.**

WHEREAS, the Puyallup Tribal Council finds that on September 6, 2000 it enacted Tribal Gaming Ordinance No. 060900 (hereinafter "Gaming Ordinance") to govern gaming activities within the exterior boundaries of the Puyallup Indian Reservation; and

WHEREAS, the Puyallup Tribal Council finds that the Gaming Ordinance was approved by the Chairman of the National Indian Gaming Commission (hereinafter "NIGC") on December 4, 2000; and

WHEREAS, the Puyallup Tribal Council finds that Section 9.05 of the Gaming Ordinance specifically reserves the right of the Puyallup Tribal Council to revise, repeal or amend the Gaming Ordinance; and

WHEREAS, the Puyallup Tribal Council has been advised that there is an emergent need to amend Sections 4.02 (A) and (C) of the Tribe's Gaming Ordinance in order to be compliant with current NIGC regulations; and

WHEREAS, the Puyallup Tribal Council has been advised that the NIGC has changed the standard language for the required Privacy Act and False Statement notices contained in the Tribe's gaming license application form; and

WHEREAS, the Puyallup Tribal Council has been advised that the recent amendment to increase the number of seats on the Tribal Gaming Commission will not be approved by the NIGC until the Tribe brings Sections 4.02 (A) and (C) into compliance with the NIGC changes to the Privacy Act and False Statement notices; and

WHEREAS, the Puyallup Tribal Council finds that Section 2.04.040 of the Code Adoption, Revision, and Distribution Code requires public notice and comment prior to the adoption of any proposed, amended or revised code except where such legislation is of an emergent nature, now, therefore,

BE IT RESOLVED by the Tribal Council of the Puyallup Tribe of Indians that Section 4.02 (A) of the Gaming Ordinance shall be amended as follows, effective immediately, to incorporate the NIGC changes to the Privacy Act notice contained in the gaming license application form:

**Section 4.02 License Application Forms.**

A. The following notice shall be placed on the 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 granted a gaming license. The information will be used by the Tribal gaming regulatory authorities and by the 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 issuance, denial, or revocation of gaming license, or investigation of activities while associated with a tribe or a gaming operation. Failure to consent to the disclosures indicated in this notice will result in a tribe being unable to license you for a primary management 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."

;and

BE IT FURTHER RESOLVED by the Tribal Council of the Puyallup Tribe of Indians that Section 4.02 (C) of the Gaming Ordinance shall be amended as follows, effective immediately, to incorporate the NIGC changes to the False Statement notice contained in the gaming license application form

**"Section 4.02 License Application Forms.**

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

A false statement on any part of your application may be grounds for denying a license or the suspension or revocation of a license. Also you may be punished by a fine or imprisonment. (18 U.S.C. Section 1001.)"

;and,

BE IT FINALLY RESOLVED, by the Tribal Council that it authorizes the Tribal Council Chairman (Herman Dillon, Sr.), and in his absence, the Vice-Chairman (Bill Sterud), to execute this Resolution and other such required implementing documents as are required on behalf of the Tribe.

CERTIFICATION

I, Nadine Piatote, Secretary of the Puyallup Tribal Council of the Puyallup Reservation do hereby certify that the above Resolution was duly adopted at a Regular Meeting of the Puyallup Tribal Council held on the Puyallup Indian Reservation on the 20<sup>th</sup> day of Sept, 2011, a quorum being present with a vote of 3 FOR, 0 AGAINST, 0 ABSTAINING, and 1 NOT VOTING its adoption.

Nadine Piatote  
Secretary, Puyallup Tribal Council

ATTEST:

Herman Dillon, Sr.  
Herman Dillon, Sr., Chairman  
Puyallup Tribal Council