



Eric Dorsky, Attorney at Law  
West Broward Professional Building  
7320 Griffin Road, Suite 220  
Davie, FL 33314

Re: Amendment of Gaming Ordinance of the Seminole Tribe of Florida,

Dear Mr. Dorsky:

This letter is in response to your request for the National Indian Gaming Commission (NIGC) to review and approve an amendment to the Gaming Ordinance of the Seminole Tribe of Florida (Tribe), Resolution No. C-199-01. The ordinance was adopted by the Seminole Tribal Council on September 27, 2001, and received in this office on October 29, 2001. This letter constitutes approval of your submission under the Indian Gaming Regulatory Act (IGRA). It is important to note that the gaming ordinance is approved for gaming only on Indian lands, as defined in the IGRA, over which the Tribe has jurisdiction.

The Resolution amends membership of the Tribe's gaming commission to include not only the five voting officials of the Tribal Council but also an additional five members, who are to be appointed by the Council. The Resolution states that the amendment is in response to the NIGC's encouragement of Indian tribal governments to ensure that tribal gaming commissions are independent from tribal governments. We recognize that the amendment does, to a degree, render the Seminole Tribal Gaming Commission more independent from the Tribal Council. To the extent approval is necessary, the amendment is approved.

Thank you for submitting the amendment for review and approval. The NIGC staff and I look forward to working with you and the Tribe on future gaming issues.

Sincerely,

Montie R. Deer  
Chairman

RE: AMENDMENT OF ORDINANCE NO. C-02-94, SECTION 5-2 OF THE ORDINANCE OF THE SEMINOLE TRIBE OF FLORIDA FOR GAMING ON TRIBAL LANDS

SEMINOLE TRIBE OF FLORIDA  
HOLLYWOOD, FLORIDA

RESOLUTION NO. C-199-01

WHEREAS, the Seminole Tribe of Florida is an organized Indian Tribe as defined in Section 16 of the Act of June 18, 1934, as amended; and

WHEREAS, the Tribal Council of the Seminole Tribe of Florida is the governing body of the Seminole Tribe of Florida; and

WHEREAS, the Indian Gaming Regulatory Act, 25 U.S.C. sec. 2701, et seq., enacted on October 17, 1988, provides a statutory basis for the Seminole Tribe of Florida to regulate gaming conducted within the boundaries of its Tribal lands; and

WHEREAS, the referenced Act established the National Indian Gaming Commission which has promulgated certain regulations, 25 C.F.R. Chapter III; and

WHEREAS, the Tribal Council duly enacted Ordinance No. C-02-94, the Seminole Tribal Gaming Ordinance, on September 30, 1993, which was approved by the Commission's Chairman on December 7, 1993; and

WHEREAS, on November 20, 1995, the Seminole Tribe of Florida established the Seminole Tribal Gaming Commission by Tribal Council Resolution No. C-110-96 to exercise any and all powers and responsibilities set forth in the Seminole Tribal Gaming Ordinance to ensure compliance with the referenced Act as implemented by the regulations promulgated by the National Indian Gaming Commission. Said resolution amended Section 5-2 of the Seminole Tribal Gaming Ordinance in order to organize and establish the Seminole Tribal Gaming Commission which would, by appointment, consist of five Tribal members and the five voting members of the Tribal Council were then appointed to said body; and

WHEREAS, on October 12, 1999, the National Indian Gaming Commission by public notice encouraged Indian tribal governments conducting gaming on their tribal lands to ensure that their tribal gaming commissions are independent due to their different roles as operator and regulator, respectively, where ideally no tribal council member would serve on their tribe's gaming commission; and

WHEREAS, the Tribal Council having determined that the Seminole Tribal Gaming Commission should include an additional five representatives by appointment of the Tribal Council in addition to the five duly elected voting members of the Tribal Council in

RE: AMENDMENT OF ORDINANCE NO. C-02-94, SECTION 5-2 OF THE ORDINANCE OF THE SEMINOLE TRIBE OF FLORIDA FOR GAMING ON TRIBAL LANDS

RESOLUTION NO. C-199-01

PAGE 2

order to ensure the integrity of Tribal gaming and better distinguish the roles of gaming operation from gaming regulation; and

WHEREAS, the Tribal Council of the Seminole Tribe of Florida is otherwise fully advised.

NOW THEREFORE BE IT RESOLVED: that the Tribal Council of the Seminole Tribe of Florida hereby approves an amendment of Section 5-2 of Tribal Council Ordinance No. C-02-94, an Ordinance of the Seminole Tribe of Florida for Gaming on Tribal Lands, and which section hereafter shall read as follows:

"The Council may appoint a committee to be known as the Seminole Tribal Gaming Commission, consisting of ten (10) Tribal members, five of which are voting officials of the Council and five (5) which are appointed by the Council. The Seminole Tribal Gaming Commission shall exercise any and all powers and responsibilities set out in § 5-1 of this Ordinance, above."

; and

BE IT FURTHER RESOLVED: that this Resolution is hereby adopted after motion made by Max B. Osceola, Jr., seconded by David R. Cypress, and a roll call vote as follows:

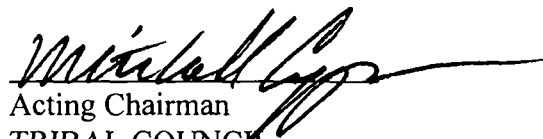
Acting Chairman Mitchell Cypress.....	Aye
Council Representative David R. Cypress.....	Aye
Council Representative John W. Huff, Sr.....	Aye
Council Representative Max B. Osceola, Jr.....	Aye

RE: AMENDMENT OF ORDINANCE NO. C-02-94, SECTION 5-2 OF THE ORDINANCE OF  
THE SEMINOLE TRIBE OF FLORIDA FOR GAMING ON TRIBAL LANDS

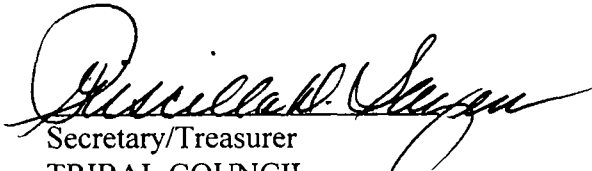
RESOLUTION NO. C-199-01

PAGE 3

DONE THIS THE 27<sup>th</sup> DAY OF September, 2001, at the regular meeting of the Tribal Council,  
duly convened at Hollywood, Florida, with a quorum being present by a vote of 4 for, 0 against,  
with 0 abstentions.

  
Acting Chairman  
TRIBAL COUNCIL

ATTEST:

  
Secretary/Treasurer  
TRIBAL COUNCIL