

ENROLLED HOUSE
RESOLUTION NO. 1006

By: Wells, Roach, Piatt,
Reese and Pope (Tim)

A Resolution memorializing the Congress of the United States to amend the Indian Gaming Regulatory Act for a certain purpose; and directing distribution.

WHEREAS, the Indian Gaming Regulatory Act, enacted by the Congress of the United States in 1988, establishes independent federal regulatory authority for gaming on Indian lands; and

WHEREAS, the provisions of the Indian Gaming Regulatory Act provide that Indian tribes have the exclusive right to regulate gaming activity on Indian land if the activity is not prohibited either by federal law or the law of the state in question; and

WHEREAS, the Act further provides that Class III gaming shall be lawful on Indian lands, and therefore subject to compact between a tribe and a state, if the state permits such gaming "for any purpose by any person, organization or entity"; and

WHEREAS, the Act makes no distinction between commercial activities and those sponsored for charitable purposes; and

WHEREAS, because there is no exception in the Act for charitable activities, states that do not allow lotteries are reluctant to authorize raffles by charitable organizations for fear that such action would require a state to enter into compacts with Indian tribes to allow Indian lotteries within the state.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 47TH OKLAHOMA LEGISLATURE:

THAT the Oklahoma House of Representatives hereby memorializes Congress to amend the Indian Gaming Regulatory Act to provide an exception to the requirement that a state compact with Indian tribes for Class III gaming for legislation authorizing raffles for charitable purposes.

THAT copies of this resolution be dispatched to the President of the United States, the Oklahoma Congressional Delegation, the Clerk of the United States House of Representatives, and the Secretary of the United States Senate.

Adopted by the House of Representatives the 24th day of
February, 1999.

Speaker of the House of
Representatives