

**WAGANAKISING ODAWAK STATUTE 1999007
GAMING ADMINISTRATION ORDINANCE**

SECTION I: PREAMBLE

A. Purpose

The Little Traverse Bay Bands of Odawa Indians seeks to promote the health and welfare of its members in a way that respects, preserves and protects Tribal tradition, values and culture. Economic development is necessary to provide health services, training and opportunity to Tribal members. This ordinance establishes a Gaming Administration, pursuant to Article VII, section I (n) of the Tribal constitution, to develop policies and procedures for the orderly and efficient operation of the Tribe's Gaming Enterprises and to oversee their operation. The Administration is charged with maximizing the economic efficiency of the Gaming Enterprise while respecting Tribal tradition, values and culture. This Statute repeals and replaces Waganakising Odawak Statute 1995015, as amended by Waganakising Odawak Statute 1997020.

SECTION II: DEFINITIONS

A. General Provisions

When not inconsistent with the context, words used in the present tense include the future, words in the singular number include the plural number, words in the plural include words in the singular, and words in the masculine gender include the feminine gender. The word "shall" is always mandatory and not merely discretionary.

B. Enterprises

"Enterprises" means the commercial enterprises of the Tribe authorized to engage in Gaming, and all ancillary commercial activities within the building(s) and other improvements purchased or constructed for the conduct of Gaming.

C. Gaming

"Gaming" means any game classified as "Class II" or "Class III" under the Indian Gaming Regulatory Act of October 17, 1988.

D. Gaming Operations

"Gaming Operations" means all business operations directly related to the conduct of Gaming.

E. Independent Auditor

"Independent Auditor" is the person or entity required under National Indian Gaming Commission Minimum Internal Control Standards. The Independent Auditor will report to the Tribal Council.

F. Tribal Council

"Tribal Council" means the governing body of the Little Traverse Bay Bands of Odawa Indians.

SECTION III: COMPOSITION AND ELECTION OF THE GAMING ADMINISTRATION

A. Composition and Function

The Gaming Administration shall function as a separate tribal entity with sole responsibility for carrying out the duties set out in this Statute. The Gaming Administration acting under Waganakising Odawak Statute 1995015 as of the date of passage of this Statute, or replacements appointed by the Tribal Council, shall remain in place until a new Gaming Administration, consisting of five (5) tribal members, is elected as provided for in this Section.

B. Eligibility

A person must be an enrolled member of the Tribe at least twenty one (21) years of age, and must be a person who would qualify for licensing the Tribe's Gaming Regulatory Ordinance to be eligible to serve on the Gaming Administration. No person can be elected to the Gaming Administration who is employed in Gaming operations by another federally-recognized Indian tribe or any other facility or enterprise conducting Gaming. No person can be elected to the Gaming