



United States Department of the Interior

OFFICE OF THE SECRETARY

Washington, DC 20240

SEP - 4 2020

The Honorable N. Kathryn Brigham
Board of Trustees Chair, Confederated Tribes
of the Umatilla Indian Reservation
46411 Timine Way
Pendleton, Oregon 97801

Dear Chairwoman Brigham:

On July 16, 2020, the Department of the Interior received "Amendment [II] to the Amended Tribal-State Compact for Regulation of Class III Gaming between the Confederated Tribes of the Umatilla Indian Reservation and the State of Oregon" (Amendment), providing for the regulation of Class III gaming.

We have completed our review of the Amendment and conclude that it does not violate the Indian Gaming Regulatory Act (IGRA), any other provision of Federal law that does not relate to jurisdiction over gaming on Indian lands, or the trust obligations of the United States to Indians. *See* 25 U.S.C. § 2710(d)(8)(B). Therefore, pursuant to my delegated authority and Section 11 of IGRA, I approve the Amendment. *See* 25 U.S.C. § 2710(d)(8)(A). This Amendment shall take effect when the notice of this approval is published in the Federal Register. *See* 25 U.S.C. § 2710(d)(3)(B).

A similar letter has been sent to the Honorable Kate Brown, Governor of Oregon.

Sincerely,

Tara Sweeney
Assistant Secretary- Indian Affairs

Enclosure

**AMENDMENT TO THE AMENDED TRIBAL-STATE COMPACT FOR REGULATION
OF CLASS III GAMING BETWEEN THE CONFEDERATED TRIBES OF THE
UMATILLA INDIAN RESERVATION AND THE STATE OF OREGON**

Amendment II

This amendment is made to the Class III Gaming Compact between the Confederated Tribes of the Umatilla Indian Reservation (the "Tribes") and the State of Oregon (the "State") executed on November 10, 2008, approved by the Secretary of the Interior on January 26, 2009, and effective February 19, 2009, as amended by the Tribes and the State on April 14, 2014, and approved by the Secretary of the Interior on June 4, 2014, effective June 11, 2014. The terms of this Amendment are in addition to and, except as specifically provided herein, do not supersede any of the provisions in the original Compact.

WHEREAS, the Tribes declared a COVID-19 public health emergency on March 2, 2020 and approved a motion to close the Wildhorse Resort and Casino (Wildhorse) on March 17, 2020; **AND**

WHEREAS, Governor Kate Brown declared an emergency due to the public health threat posed by COVID-19 on March 8, 2020 and has issued Executive Orders 20-05, 20-07, 20-12 and 20-14 ordering Oregonians to stay at home, requiring social distancing, closing specified retail businesses and other measures to address the COVID-19 virus; **AND**

WHEREAS, the Tribes rely upon Wildhorse revenues to support Tribal government programs and services to the residents of the Umatilla Indian Reservation, which revenues will be substantially reduced as a result of the Wildhorse closure due to the COVID-19 virus; **AND**

WHEREAS, Section 10.C of the Compact requires the Tribes to establish and make annual contributions to a community benefit fund from Wildhorse net revenues for governmental and charitable organizations in the Wildhorse market area; **AND**

WHEREAS, the Tribes have requested a waiver of its obligation to contribute to the community benefit fund in 2020 so that those funds may be used to offset the substantial reduction in Wildhorse net revenues in 2020 needed to support Tribal government programs and services.

NOW THEREFORE, the Tribe and the State hereby approve the following amendment to the Compact:

The Parties agree to revise Section 10.C.8 to add the following:

For the year 2020 only, the Tribes, in its discretion, may waive its obligation to contribution to the Fund.

This Agreement may be executed in two or more counterparts, by facsimile or otherwise, each of which is an original, and all of which together are deemed one and the same instrument, notwithstanding that all Parties are not signatories to the same counterpart.

EXECUTED as of the date and year written below.

STATE OF OREGON



Kate Brown, Governor

Dated: June 30, 2020

CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION



N. Kathryn Brigham, Board of Trustees Chair

Dated: May 20, 2020

APPROVED FOR LEGAL SUFFICIENCY



Karen Clevering, Assistant Attorney General

Dated: June 30, 2020



Daniel Hester, Tribal Legal Counsel

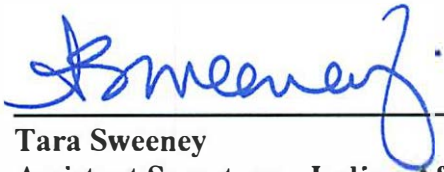
Dated: May 20, 2020

**AMENDMENT TO THE AMENDED TRIBAL-STATE COMPACT FOR REGULATION
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Amendment II

APPROVED BY THE ASSISTANT SECRETARY OF INDIAN AFFAIRS

Date: SEP - 4 2020



Tara Sweeney
Assistant Secretary – Indian Affairs