



# United States Department of the Interior

OFFICE OF THE SECRETARY  
WASHINGTON, D.C. 20240

**AUG 26 2008**

Honorable Carl E. Venne  
Chairman, Crow Tribe  
P.O. Box 159 – Bacheeitché Ave.  
Crow Agency, Montana 59022

Dear Chairman Venne:

On July 21, 2008, we received the Sixth Amendment to and Extension of Agreement between the Crow Tribe of Montana (Tribe) and the State of Montana (State) concerning Class III Gaming, (Amendment), executed on June 18, 2008.

We have completed our review of this 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. Therefore, pursuant to my delegated authority and Section 11 of IGRA, we approve the Amendment. This Amendment shall take effect when the notice of our approval, pursuant to Section 11(d)(3)(B) of IGRA, 25 U.S.C. §2710 (d)(3)(B), is published in the Federal Register.

A similar letter is being sent to the Honorable Brian Schweitzer, Governor, State of Montana.

We wish the Tribe and the State continued success in their economic venture.

Sincerely,

Paula L. Hart  
Acting Director, Office of Indian Gaming

**SIXTH AMENDMENT TO AND EXTENSION OF THE AGREEMENT  
BETWEEN THE CROW TRIBE OF MONTANA AND  
THE STATE OF MONTANA CONCERNING CLASS III GAMING**

This document is the sixth amendment and extension to the “Agreement Between the Crow Indian Tribe of Montana and the State of Montana Concerning Class III Gaming” (hereafter, “Agreement”) approved by the Secretary of the Interior on June 12, 1998, and executed by the Tribe and the State on March 11, 1998, and March 19, 1998, respectively.

The parties hereby agree to extend the term of the current Agreement to July 1, 2010. Further, the parties agree that pari-mutuel wagering on horse races shall be included in this compact, as provided below.

Pursuant to Article XI.B of the Agreement, which generally provides for amendment in writing and with the consent of both parties, the Agreement is hereby amended as follows:

Section XI. MISCELLANEOUS TERMS, SECTION A., is amended to extend the term of the Agreement to July 1, 2010, or until a revised or new compact has been executed by the parties. All other terms of Section XI. Section A., remain the same.

Article V, PERMITTED GAMING, subparagraph B, is amended to read: “Parimutuel wagering on live or simulcast horse racing when conducted in compliance with the provisions of Appendix B.”

2. Appendix B. SIMULCAST RACING is revised to read, in its entirety:

**APPENDIX B  
PARIMUTUEL WAGERING ON LIVE OR SIMULCAST HORSE RACING**

**I. DEFINITIONS**

A. “Parimutuel Wagering” means the parimutuel system of betting on horse races as authorized under the Rules and Procedures of the Crow Board of Horse Racing and consistent with ARM 32.28.1601 through 32.28.1622.

B. “Simulcast Racing” means a live broadcast of an actual horse race at the time it is run. The term includes races of local or national prominence.

**II. CONDITIONS**

A. Parimutuel wagering on live or simulcast horse racing conducted by the Crow Board of Horse Racing may be conducted at any location within the exterior boundaries of the Crow Indian Reservation.

B. Simulcast racing regulated by the Tribe must:

1. be with a network approved by the Crow Board of Horse Racing to operate within the Reservation; and

2. not pay any state and local tax assessment but shall pay other standard fees charged by the network.

C. Live horse races shall be scheduled so as to serve the best interest of horse racing and breeding within the State of Montana.

D. Parimutuel wagering on live horse races shall be conducted under rules and regulations adopted by the Crow Board of Horse Racing. Such rules and regulations must maintain a uniform regulatory climate that guarantees the neutrality and validity of every race, protects the health, safety and welfare of race personnel and livestock, and insures the fairness and integrity of the parimutuel wagering system. Such rules and regulations must be at least as restrictive as the provisions under Admin. R. Mont. 32.28.801 through 32.28.809, 32.28.1101 through 32.28.1104, 32.28.1401, 32.28.1501 through 1503, and 32.28.1601 through 32.28.1622. See generally, 25 U.S.C. 2710(d)(2)(A), and 25 C.F.R. § 542.11.


Montana and the Tribe indicate their consent to be bound to this Amendment and Extension through the signatures of their authorized representatives affixed below.

**CROW TRIBE**

  
\_\_\_\_\_  
CARL E. VENNE, Chairman

  
\_\_\_\_\_  
DATE

**STATE OF MONTANA**

  
\_\_\_\_\_  
BRIAN SCHWEITZER, Governor

\_\_\_\_\_  
DATE

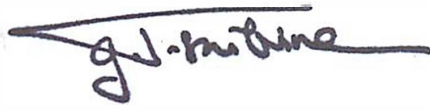
Approved Pursuant to Montana Code Annotated § 18-11-105 (2007).

  
\_\_\_\_\_  
MIKE MCGRATH, Attorney General, State of Montana

  
\_\_\_\_\_  
DATE

Consistent with 25 U.S.C.A. Sec. 2710 (d)(8), the Sixth Amendment of the Agreement between the Crow Tribe of Montana and the State of Montana Concerning Class III Gaming, dated JUN 27 2008, is hereby approved on this 26 day of August, 2008, by the Deputy Assistant Secretary for Policy and Economic Development, United States Department of the Interior.

UNITED STATES DEPARTMENT OF THE INTERIOR

  
\_\_\_\_\_  
BY: George T. Skibine  
Acting Deputy Assistant Secretary for  
Policy and Economic Development

Dated: AUG 26 2008