



# United States Department of the Interior

OFFICE OF THE SECRETARY

Washington, DC 20240

**JUN 07 2022**

The Honorable Peter Lengkeek  
Chairman, Crow Creek Sioux Tribe  
of the Crow Creek Reservation  
P.O. Box 50  
Fort Thompson, South Dakota 57339

Dear Chairman Lengkeek:

On April 26, 2022, the Crow Creek Sioux Tribe of the Crow Creek Reservation (Tribe) and the State of South Dakota (State) submitted the Amendment to the Gaming Compact between the Crow Creek Sioux Tribe and the State of South Dakota (Amendment), providing for the regulation of class III gaming activities by the Tribe. The Amendment authorizes the Tribe to operate sports wagering as an additional form of gaming within the Crow Creek Sioux Tribe's Reservation provided the Tribe meets certain technical requirements.

We 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. 25 U.S.C. § 2710(d)(8)(B). Therefore, pursuant to my delegated authority and Section 11 of IGRA, I approve the Amendment. 25 U.S.C. § 2710(d)(8)(A). The Amendment takes effect when the notice of this approval is published in the Federal Register. 25 U.S.C. § 2710(d)(3)(B).

A similar letter is being sent to Honorable Kristi Noem, Governor, State of South Dakota.

Sincerely,

Bryan Newland  
Assistant Secretary — Indian Affairs

Enclosure

AMENDMENT TO THE GAMING COMPACT BETWEEN THE  
CROW CREEK SIOUX TRIBE  
AND THE  
STATE OF SOUTH DAKOTA

Pursuant to Section 3.3 of the Class III Gaming Compact between the Crow Creek *Sioux* Tribe and the State of South Dakota, approved and published in the Federal Register by the U.S. Department of Interior on August 2, 2017, this Compact is hereby amended to read as follows:

3.1 The Tribe shall operate black jack, poker, craps, roulette tables, slot machines, and sports wagering pursuant to the terms of this compact and the Tribe's gaming regulations and ordinances. Slot machines operated by the Tribe pursuant to this Compact may be linked or connected by means of telecommunications, satellite or technologic or computer enhancement to slot machines operated by another tribe or tribes, which are commonly known as "linked progressive slot machines," or "linked wide area progressive slot machines," pursuant to a tribal/state compact authorized by the Secretary of the Interior pursuant to 25 U.S.C. 2710, authorizing such other tribe or tribes to similarly operate slot machines through linkages or connections with the slot machines operated by other tribes. Such slot machines require industry testing and Tribal, State, and Federal approvals prior to operation.

For the purposes of this Compact, the terms "black jack" and "slot machines" are defined in SDCL 42-7B-4(6) and (38), respectively, except the term "slot machines" does not include "video lottery machines" as defined by SDCL 42-7A-1(18). The terms "craps", "keno", and "roulette" shall be as defined in SDCL 42-7B-4(12), (23), and (36). The term "gaming device" shall be as defined in SDCL 42-7B-4(16).

For purposes of this Compact, the term "sports wagering system" shall be as defined in SDCL 42-7B-4(3) and ARSD 20:18:35:01(37) and "sports wagering services provider" shall be as defined in SDCL 42-7B-4(43).

3.3. The Tribe shall be permitted to operate such other Class III gaming as may be authorized by state law after the date of the signing of this compact upon written amendment of this Agreement, under a separate agreement, or as otherwise authorized by the South Dakota Commission on Gaming.

8.5 Technical Standards for Gaming Devices and Sports Wagering Systems

All slot machines and sports wagering systems operated and played within the establishments identified in paragraphs 8.7 pursuant to this Compact shall meet or exceed the hardware and software specifications set forth by the South Dakota Commission on Gaming and SDCL 42-7B-43 and ARSD 20:18 prior to play. Gaming devices prototypes will be tested and approved prior to play by the State according to State procedures and by the Tribe according to Tribal procedures.

8.6 Approval of Slot Machines and Sports Wagering Systems

No slot machine or sports wagering system shall be operated on the Crow Creek Indian Reservation in the gaming operations to be identified pursuant to paragraph 8.7 of this Compact unless:

1)The slot machine is purchased, leased or acquired from a manufacturer or distributor licensed to sell, lease or distribute slot machines by the State, or the sports wagering system is purchased, leased, or acquired from a sports wagering service provider licensed as a sports wagering services provider by the State, pursuant to SDCL ch. 42-7B and ARSD 20:18, and

2)The slot machine or sports wagering system or a prototype thereof, has been tested, approved and certified by a gaming test laboratory as meeting the requirements and standards of this Compact. For purposes of this Compact, a gaming test laboratory shall be a laboratory agreed to and designated in writing by the South Dakota Commission on Gaming and the Tribal Gaming Commission.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed and effective as of the date below.

STATE OF SOUTH DAKOTA

CROW CREEK SIOUX TRIBE



Governor Kristi Noem

Date



Chairman Peter Lengkeek

Date

By: Bryan Newland

Bryan Newland  
Assistant Secretary – Indian Affairs

Date: JUN 07 2022