

**AMENDMENT TO THE  
TRIBAL-STATE COMPACT  
BETWEEN  
THE STATE OF CALIFORNIA  
AND THE  
AUGUSTINE BAND OF CAHUILLA  
INDIANS, CALIFORNIA**

**AMENDMENT TO THE TRIBAL-STATE COMPACT  
BETWEEN THE STATE OF CALIFORNIA  
AND THE AUGUSTINE BAND OF CAHUILLA INDIANS, CALIFORNIA  
TO EXTEND THE COMPACT TERM**

**WHEREAS**, the State of California (State) and the Augustine Band of Cahuilla Indians, California (Tribe) entered into a class III gaming compact on March 15, 2000 (2000 Compact); and

**WHEREAS**, the State and the Tribe, on March 15, 2000, modified the terms of the 2000 Compact by Addendum “A” to Tribal-State Gaming Compact Between the Augustine Band of Mission Indians and the State of California (Addendum A); and

**WHEREAS**, the 2000 Compact took effect on March 15, 2000, upon publication of notice in the Federal Register that the Secretary of the United States Department of the Interior (Secretary) had approved the 2000 Compact as modified by Addendum A (65 Fed.Reg. 41721 (July 6, 2000)); and

**WHEREAS**, the 2000 Compact authorizes the Tribe to operate specified Gaming Activities, as provided therein, pursuant to the Indian Gaming Regulatory Act, 18 U.S.C. §§ 1166-1168, 25 U.S.C. § 2701 et seq. (IGRA); and

**WHEREAS**, section 11.2.1, subdivision (a) of the 2000 Compact as modified by Addendum A, Modification No. 4, reads as follows:

Once effective this Compact shall be in full force and effect for state law purposes until December 31, 2020. No sooner than eighteen (18) months prior to the aforementioned termination date, either party may request the other party to enter into negotiations to extend this Compact or to enter into a new compact. If the parties have not agreed to extend the date of this Compact or entered into a new compact by the termination date, this Compact will automatically be extended to June 30, 2022, unless the parties have agreed to an earlier termination date.

and

**WHEREAS**, under the terms of Addendum A, section 11.2.1, subdivision (a), the termination date of the 2000 Compact was extended to June 30, 2022, and the 2000 Compact now shall terminate on that date; and

**WHEREAS**, in November 2021, the Assistant Secretary – Indian Affairs, through his delegated authority from the Secretary, disapproved class III gaming compacts for three federally recognized Indian tribes in California that had been negotiated with the State, creating substantial uncertainty for the State and the Tribe in developing a new class III gaming compact that would be approved under the IGRA and take effect prior to the June 30, 2022 termination date of the 2000 Compact; and

**WHEREAS**, an extension to the 2000 Compact under IGRA does not require approval by the Secretary so long as the extension does not include any amendment to the terms of the 2000 Compact (25 C.F.R. § 293.5); and

**WHEREAS**, this amendment will not change, and is not intended by the Tribe and the State to change, any terms of the 2000 Compact except for extending the termination date provided in section 11.2.1, subdivision (a); and

**WHEREAS**, the Tribe and the State recognize that this amendment is authorized and negotiated and shall take effect for purposes of state law upon the date on which a statute, approved by the California Legislature and signed into law by the Governor ratifying this amendment, is chaptered by the California Secretary of State; and

**WHEREAS**, nothing in this amendment or the 2000 Compact shall preclude the State and the Tribe from entering into another amendment to further extend the date in section 11.2.1, subdivision (a) of the 2000 Compact.

**NOW, THEREFORE**, the State and the Tribe, for good and valuable consideration, including their mutual intent to maintain the 2000 Compact in light of the Secretary's recent action, hereby agree as set forth herein:

The first sentence of section 11.2.1, subdivision (a) of the 2000 Compact is repealed and replaced by the following:

**Sec. 11.2.1. Effective.** (a) Once effective this Compact shall be in full force and effect for state law purposes until December 31, 2023.

IN WITNESS WHEREOF, the undersigned sign this amendment solely to extend the term of the 2000 Compact on behalf of the State of California and the Augustine Band of Cahuilla Indians, California.

STATE OF CALIFORNIA



By Gavin Newsom  
Governor of the State of California

Executed this 11 day of May  
2022, at Sacramento, California

AUGUSTINE BAND OF CAHUILLA  
INDIANS, CALIFORNIA



By William Vance  
Treasurer of the Augustine Band of  
Cahuilla Indians, California

, Executed this 20<sup>th</sup> day of April  
2022, at Coachella  
California

ATTEST:



Shirley N. Weber Ph.D.  
Secretary of State, State of California

