



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, DC 20240

JUL 26 2022

The Honorable Keith B. Anderson
Chairman, Shakopee Mdewakanton Sioux
Community of Minnesota
2330 Sioux Trail NW
Prior Lake, Minnesota 55372

Dear Chairman Anderson:

On June 23, 2022, the Shakopee Mdewakanton Sioux Community of Minnesota (Tribe) and the State of Minnesota (State) submitted the Fifth Amendment to Technical Standards in Tribal-State Compact for Control of Class III Video Games of Chance on the Shakopee Mdewakanton Sioux Community Reservation in Minnesota (Amendment), providing for the regulation of class III gaming activities by the Tribe. The Amendment permits the Tribe to offer a higher wager payback percentage and to ease the eligibility requirements for players to win top awards for Video Games of Chance.

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 Commissioner Harrington, Minnesota Department of Public Safety.

Sincerely,

Bryan Newland
Assistant Secretary – Indian Affairs

Enclosure

**FIFTH AMENDMENT TO
TECHNICAL STANDARDS IN
TRIBAL-STATE COMPACT FOR CONTROL
OF CLASS III VIDEO GAMES OF CHANCE
ON THE SHAKOPEE MDEWAKANTON
SIOUX COMMUNITY RESERVATION IN MINNESOTA**

Pursuant to Section 6.12 of the Tribal-State Compact for Control of Class III Video Games of Chance on the Shakopee Mdewakanton Sioux Community Reservation in Minnesota (the "Compact"), the State of Minnesota, by and through its Commissioner of Public Safety, and the Shakopee Mdewakanton Sioux Community (the "Community") agree to amend the Compact as follows, for the express and limited purposes of allowing the Community to offer a full payback option, and to change the minimum requirements for the availability of top awards.

Section 6.10(2) is amended to read as follows:

(2) Software Requirements for Percentage Payouts

(a) Games Not Affected by Player Skills

Video games of chance with game outcomes not affected by player skill shall payout a minimum of 80 percent and not more than 100 percent of the amount wagered, including replays. For the video game of keno and other similar games, the theoretical payout percentage requirements apply to each number of spots marked, but in no instance less than 75 percent for each wager.

(b) Video Games That Are Affected by Player Skills

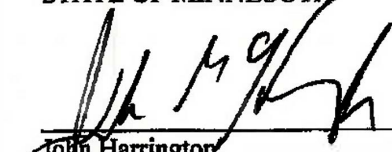
Video games that are affected by player skill, such as draw poker and blackjack, shall payout a minimum of 83 percent and no more than 100 percent of the amount wagered, including replays. This standard is met when using a method of play which will provide the greatest return to the player.

Section 6.10(3) is deleted in its entirety and replaced with the following:

(3) Odds


The odds of achieving any explicitly advertised award shall occur at least once in every 100 million games. However, an allowance shall be made for any advertised award that exceeds this odds requirement, provided that the game artwork prominently displays the actual odds of that award to the player. This rule shall apply to all wager categories that can win the advertised award. In the context of odds, an award shall be defined to be a credit prize, a multiplier, entry into a bonus game or feature, etc.

Dated: 05/27/2022
STATE OF MINNESOTA



John Harrington
Commissioner, Minnesota Department of Public
Safety

Dated: 2/2/2022
SHAKOPEE MDEWAKANTON SIOUX
COMMUNITY



Keith B. Anderson
Chairman

APPROVED



Bryan Newland
Assistant Secretary - Indian Affairs

Dated: JUL 26 2022