



United States Department of the Interior

OFFICE OF THE SECRETARY
WASHINGTON, D.C. 20240

AUG 29 2018

The Honorable Dan Courtney
Chairman, Cow Creek Band
of Umpqua Tribe of Indians
2371 NE Stephens Street, Suite 100
Roseburg, Oregon 97470

Dear Chairman Courtney:

On July 16, 2018, the Cow Creek Band of Umpqua Tribe of Indians (Tribe) and the State of Oregon (State) submitted the Tribal State Compact for Regulation of Class III Gaming between the Cow Creek Band of Umpqua Tribe of Indians of Oregon and the State, Amendment III (Amendment) providing for the conduct of class III gaming activities by the Tribe.

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. 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 shall take 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 the Honorable Kate Brown, Governor of Oregon.

Sincerely,

Tara Sweeney
Assistant Secretary - Indian Affairs

Enclosure

**AMENDMENT TO THE TRIBAL-STATE COMPACT FOR REGULATION OF
CLASS III GAMING BETWEEN THE COW CREEK BAND OF UMPQUA TRIBE OF
INDIANS OF OREGON AND THE STATE OF OREGON**

Amendment III

This amendment is made to the Class III Gaming Compact between the Cow Creek Band of Umpqua Tribe of Indians of Oregon (the "Tribe") and the State of Oregon (the "State") executed on November 21, 2006, approved by the Secretary of the Interior on February 7, 2007, effective March 19, 2007, and Amendment I, executed on June 26, 2012 and effective September 28, 2012, and Amendment II, executed on January 25, 2015 and approved by the Secretary of the Interior on April 2, 2015, effective on April 8, 2015. 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 or Amendment I and II.

WHEREAS, the Tribe and State wish to update the definition of "Video Lottery Terminal" to reflect changes in Video Lottery Terminal technology; and provide procedures for offering new Video Lottery Terminals;

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

I. The definition of "Video Lottery Terminal" in Article III (JJ) is revised as follows:

JJ. "Video Lottery Terminal" or "VLT" means any electronic or other device, or machine:

(1) where the game outcome is determined predominantly by the application of the element of chance with the amount won determined by the possible prizes displayed. The game outcome may involve skill, as long as the element of chance plays a predominant role;

(2) which is available for consumer play at the device upon payment of any consideration and which awards game credits;

(3) which displays game outcome, win amounts and current credits available for play to the player on an electronic or video display mechanism;

(4) which employs game outcome decision making technology that can be tested by an independent gaming test laboratory for conformance with this definition, and the Tribal-State Minimum Internal Control Standards for Video Lottery Terminals, as may be amended; and

(5) which operates on the computerized Casino Management System, as defined in the Tribal-State Minimum Internal Controls.

2. The following provision is added to the Compact as Article V(F)(5):

6. Before a new Video Lottery Terminal is offered for play, the Tribal Gaming Commission shall ensure that the Tribal Gaming Operation develops appropriate internal controls for the new Video Lottery Terminal that meet the Tribal-State MICS. A new Video Lottery Terminal is one in which the basic structure, including sensitive components as defined in the Tribal-State MICS, is different than a previously offered Video Lottery Terminal. The Tribal Gaming Commission shall notify the State of the Tribe's intent to offer such new Video Lottery Terminal and provide related internal controls for review. Within fourteen (14) days of issuing written acknowledgment of receipt of internal controls, the State shall respond to the Tribal Gaming Commission with its agreement or disagreement. If the State fails to respond within 14 days of issuing written receipt acknowledging the internal controls, then the internal controls will by default be approved by the State.

[Signature Page Follows].

EXECUTED as of the date and year written below.

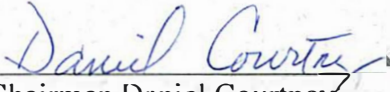
STATE OF OREGON

Dated: 6/21/18


Kate Brown, Governor

**CONFEDERATED TRIBES OF THE COW CREEK
BAND OF UMPQUA TRIBE OF INDIANS OF
OREGON AND THE STATE OF OREGON**

Dated: 6/7/18


Chairman Daniel Courtney

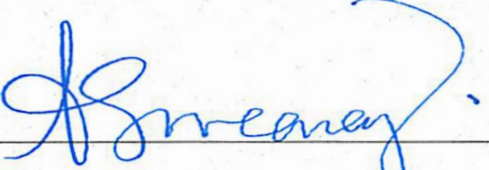
APPROVED FOR LEGAL SUFFICIENCY



Stephanie L. Striffler
Oregon Department of Justice

Dated: July 10, 2018

APPROVED BY THE ASSISTANT SECRETARY – INDIAN AFFAIRS

By: 

Dated: AUG 29 2018