

# The INTER-TRIBAL COUNCIL of the FIVE CIVILIZED TRIBES

## *A Resolution in Opposition to Governor Stitt's Attempt to Repudiate the State-Tribal Gaming Compacts*

Resolution No. 19-17



**BILL JOHN BAKER**  
PRINCIPAL CHIEF

**WHEREAS,** the Inter-Tribal Council of the Five Civilized Tribes (ITC) is an organization that unites the tribal governments of the Cherokee, Chickasaw, Choctaw, Muscogee (Creek), and Seminole Nations, representing approximately 750,000 Indian people throughout the United States; and



**BILL ANOATUBBY**  
GOVERNOR

**WHEREAS,** the member Tribes of the ITC are all signatories to the Model Tribal Gaming Compact, the State's offered terms of which are codified at 3A.O.S. Section 281, as those terms have been approved by the Secretary of Interior and supplemented from time to time, (hereinafter the "Compact"); and



**GARY BATTON**  
CHIEF

**WHEREAS,** as to the State, the Compact was approved by a vote of the citizens of the State of Oklahoma on November 4, 2004; and

**WHEREAS,** the Chief Executive Officer for the State of Oklahoma, Governor Kevin Stitt, issued a letter dated July 5, 2019 addressed to the Tribal leaders for each of the Tribes who are members of the ITC, and others, declaring his repudiation of the Compact and proposing the Tribes negotiate a new Class III gaming compact out of whole cloth; and



**JAMES R. FLOYD**  
PRINCIPAL CHIEF

**WHEREAS,** Governor Stitt's repudiation of the Compact, if implemented, would violate the Compact's express terms authorizing parties' rights to request renegotiation of only select provisions, i.e., subsections A and E of Part 11; and

**WHEREAS,** the five member Tribes of the ITC have expended significant capital contributions within the State of Oklahoma, most importantly in rural areas, that would otherwise be non-existent without gaming tribes in Oklahoma; and



**GREG P. CHILCOAT**  
PRINCIPAL CHIEF

**WHEREAS,** Governor Stitt has made no proposal of any terms or otherwise proposed a framework for any renegotiation of terms; and

**WHEREAS,** the current Compacts, as negotiated and approved by the Secretary of Interior and upon which the State, the Tribes, and Tribal business partners have relied, represent a continuing and mutually beneficial partnership between the State and Tribes, which create competition and diversity in the Oklahoma economy, creates jobs and contributes to the wealth, health and prosperity of Oklahomans; and

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**WHEREAS**, notwithstanding Governor Stitt's declarations, it is the position of the Inter-Tribal Council and the Five Civilized Tribes that the Compacts will automatically renew on January 1, 2020, barring any attempted bad faith interference arising from Governor Stitt's declarations.

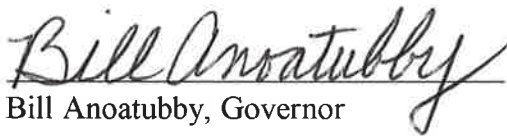
**NOW, THEREFORE LET IT BE RESOLVED THAT**, the Inter-Tribal Council of the Five Civilized Tribes do hereby memorialize our intent to reject the State's attempt to unlawfully and unilaterally terminate the Compact.

**BE IT FURTHER RESOLVED THAT**, the Inter-Tribal Council supports the continued exclusivity fee structure and amounts outlined in the Compact.

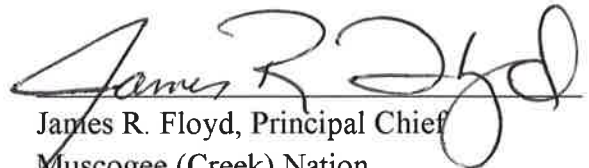
**BE IT FURTHER RESOLVED THAT**, the Inter-Tribal Council rejects the State's request to negotiate an entirely new Class III compact, as the current Compact represents a carefully negotiated and balanced approach between and among the respective sovereign Tribes and the State.

## CERTIFICATION

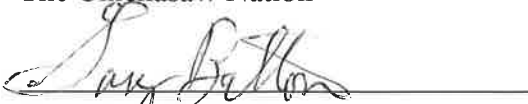
The foregoing resolution was adopted by the Inter-Tribal Council of the Five Civilized Tribes meeting in Tulsa, Oklahoma on this 12th day of July 2019, by a vote of \_\_\_\_\_ for \_\_\_\_\_ against and \_\_\_\_\_ abstentions.



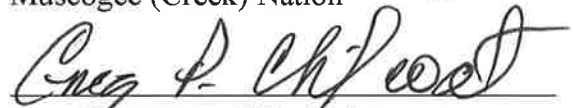
Bill Anoatubby, Governor  
The Chickasaw Nation



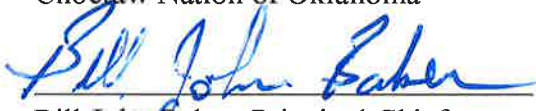
James R. Floyd, Principal Chief  
Muscogee (Creek) Nation



Gary Patton, Chief  
Choctaw Nation of Oklahoma



Greg P. Chilcoat, Principal Chief  
Seminole Nation of Oklahoma



Bill John Baker, Principal Chief  
Cherokee Nation