

Indian Gaming Regulatory Act language regarding a state's obligation to negotiate a tribal-state compact, 25 U.S.C. §2710(d)(3)(A):

Any Indian tribe having jurisdiction over the Indian lands upon which a class III gaming activity is being conducted, or is to be conducted, shall request the State in which such lands are located to enter into negotiations for the purpose of entering into a Tribal-State compact governing the conduct of gaming activities. Upon receiving such a request, **the State shall negotiate with the Indian tribe in good faith to enter into such a compact.**

Tribal Attorneys' proposed LD 554 amendment language regarding the Governor's obligation to negotiate a tribal-state compact [this language would be repeated for each tribe, nation and band throughout the LD 554 amendment]:

Upon the request of the Passamaquoddy Tribe, the Governor or the Governor's designee shall negotiate in good faith with the Passamaquoddy Tribe in accordance with 25 United States Code, Section 2710(d)(3)(A) and execute on behalf of the State a tribal-state compact, and any amendments or modifications to the compact, governing class III gaming activities within the Passamaquoddy Indian territory. The federal Indian Gaming Regulatory Act governs the process by which a tribal-state compact is negotiated and executed pursuant to this paragraph and the process by which a negotiated tribal-state compact takes effect.

Office of the Attorney General's proposed LD 554 amendment language regarding the Governor's obligation to negotiate a tribal-state compact [this language would be repeated for each tribe, nation and band throughout the LD 554 amendment]:

The federal Indian Gaming Regulatory Act governs the process by which a tribal-state compact governing class III gaming activities within the Passamaquoddy Indian territory is negotiated and executed, the process by which a negotiated tribal-state compact takes effect and the process by which a negotiated tribal-state compact may be modified or amended. The Governor or the Governor's designee shall represent the State for purposes of fulfilling the State's obligation under the federal Indian Gaming Regulatory Act to negotiate a tribal-state compact. This provision does not create any obligation, duty, or requirement separate or distinct from the obligations imposed by the federal Indian Gaming Regulatory Act.