



Mille Lacs Band of Ojibwe Indians
Gaming Regulatory Authority
Detailed Gaming Regulations

FACILITY LICENSING

Document No. DGR – 23

Effective: April 28, 2016

I. FACILITY LICENSING

Section 1. Scope. This section includes the Detailed Gaming Regulation for Facility Licensing for any facility operated, in whole or in part, for the conduct of Class II or III gaming or related to gaming activities within the jurisdiction of the Band to:

- A. Ensure that each gaming entity, facility, or location where Class II or III gaming will occur is located on Indian lands eligible for gaming and that the construction and maintenance of the gaming facility, and the operation of that gaming is conducted in a manner which adequately protects the environment and the public health and safety pursuant to 15 MLBSA § 106 and the Indian Gaming Regulatory Act; and
- B. Each gaming entity, facility, or location conducting Class II or III gaming pursuant to 15 MLBSA and the Indian Gaming Regulatory Act or on which the Band intends to conduct Class II or III gaming pursuant to 15 MLBSA and the Indian Gaming Regulatory Act is subject to the requirements of this regulation.

Section 2. Definitions applicable to this regulation.

- A. Construction and maintenance of the gaming facility, and the operation of that gaming facility is conducted in a manner which adequately protects the environment and the public health and safety means the Band has identified and enforces laws, resolutions, codes, policies, standards or procedures applicable to each gaming entity, facility or location that protect the environment and the public health and safety, including standards under a tribal-state compact or Secretarial procedures. Laws, resolutions, codes, policies, standards or procedures in this area shall cover, at a minimum:
 - 1. Emergency preparedness, including but not limited to fire suppression, law enforcement, and security;
 - 2. Food and potable water;
 - 3. Construction and maintenance;
 - 4. Hazardous materials;
 - 5. Sanitation (both solid waste and wastewater); and
 - 6. Other environmental or public health and safety standards adopted by the Band in light of climate, geography, and other local conditions and applicable to its gaming facilities, places or locations.
- B. Facility Licensing means a separate license issued by the Gaming Regulatory Authority to each gaming entity, facility, or location on Indian lands where the Band elects to allow Class II or III gaming.

Section 3. Facility License.

- A. At least annually the Gaming Regulatory Authority will issue a separate facility license to each gaming entity, facility, or location on Indian lands where the Band elects to allow Class II or III gaming.
- B. Mille Lacs Corporate Ventures will be required to submit to the Gaming Regulatory Authority within 60 days prior to the issuance or renewal of a facility license.
 - (a) An attestation certifying that Mille Lacs Corporate Ventures has identified and enforces the environmental and public health and safety laws, resolutions, codes, policies, standards or procedures applicable to its gaming operation;



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- (b) The gaming entity, facility or location being licensed is in compliance with those laws, resolutions, codes, policies, standards, or procedures, or if not in compliance with any or all of these same, Mille Lacs Corporate Ventures will identify those with which it is not in compliance, and will adopt and submit its written plan for the specific action it will take, within a period not to exceed six months, required for compliance. At the successful completion of such written plans, or at the expiration of the period allowed for its completion, Mille Lacs Corporate Ventures shall report the status thereof to the Gaming Regulatory Authority. In the event that Mille Lacs Corporate Ventures estimates that action for compliance will exceed six months, the Gaming Regulatory Authority must concur in such an extension of the time period, otherwise Mille Lacs Corporate Ventures will be deemed noncompliant. The Gaming Regulatory Authority will take into consideration the consequences on the environment and the public health and safety, as well as mitigating measures Mille Lacs Corporate Ventures may provide in the interim, in their consideration of requests for such an extension of the time period.
- (c) Mille Lacs Corporate Ventures is ensuring that the construction and maintenance of the gaming facility, and the operation of that gaming is conducted in a manner which adequately protects the environment and the public health and safety.
2. A document listing all laws, resolutions, codes, policies, standards or procedures identified by Mille Lacs Corporate Ventures as applicable to its gaming facilities in the following areas:
- (a) Emergency preparedness, including but not limited to fire suppression, law enforcement, and security;
 - (b) Food and potable water;
 - (c) Construction and maintenance;
 - (d) Hazardous materials;
 - (e) Sanitation (both solid and wastewater); and
 - (f) Other environmental or public health and safety laws, resolutions, codes, policies, standards or procedures adopted by the Band in light of climate, geography, and other local conditions and applicable to its gaming places, facilities, or locations.
- C. As a condition of licensure, any time a facility that has a Facility License issued by the Gaming Regulatory Authority, has conducted a version upgrade of its gaming systems the facility will be required to have the system tested on site by an independent testing laboratory (i.e. Gaming Laboratories International) licensed in the state of Minnesota. Such testing shall include at a minimum:
- 1. Software verification of files and configuration of the host system and each interface element in the system;
 - 2. Review of security rights to ensure accurate assignment;
 - 3. Communication testing in conjunction with the machines on the floor with regard to accounting and security events;
 - 4. Wireless testing to determine if wireless communications being used within the facility are secure;



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5. Security review of the network configuration; and
 6. Review of backup scheme.
- D. Mille Lacs Corporate Ventures will be required to provide proof of compliance with these standards to the Gaming Regulatory Authority before issuance or renewal of a facility license. Mille Lacs Corporate Ventures will only be required to submit updates or changes to the information already provided for any renewal of license.
- E. Mille Lacs Corporate Ventures will submit to the Gaming Regulatory Authority and the NIGC Chairman a notice that a facility license is under consideration for issuance at least 120 days before opening any new place, facility, or location on Indian lands where Class II or III gaming will occur. This notice shall contain the following:
1. The name and address of the property;
 2. A legal description of the property;
 3. The tract number for the property as assigned by the Bureau of Indian Affairs, Land Title and Records Offices, if any;
 4. If not maintained by the Bureau of Indian Affairs; Department of the Interior, a copy of the trust or other deed(s) to the property or an explanation as to why such documentation does not exist; and
 5. If not maintained by the Bureau of Indian Affairs, Department of the Interior, documentation of the property's ownership.
- F. The Gaming Regulatory Authority does not need to submit to the NIGC Chairman a notice that a facility license is under consideration for issuance for occasional charitable events lasting not more than a week.
- G. Mille Lacs Corporate Ventures will submit to the Gaming Regulatory Authority and to the NIGC Chairman within 30 days of issuance :
1. A copy of each newly issued or renewed facility license,
 2. An attestation certifying that
 - (a) Mille Lacs Corporate Ventures has identified and enforces the environmental and public health and safety laws, resolutions, codes, policies, standards or procedures applicable to its gaming operation;
 - (b) The gaming entity, facility or location being licensed is in compliance with those laws, resolutions, codes, policies, standards, or procedures, or if not in compliance with any or all of these same, Mille Lacs Corporate Ventures will identify those with which it is not in compliance, and will adopt and submit its written plan for the specific action it will take, within a period not to exceed six months, required for compliance. At the successful completion of such written plans, or at the expiration of the period allowed for its completion, Mille Lacs Corporate Ventures shall report the status thereof to the Gaming Regulatory Authority. In the event that Mille Lacs Corporate Ventures estimates that action for compliance will exceed six months, the Gaming Regulatory Authority must concur in such an extension of the time period, otherwise Mille Lacs Corporate Ventures will be deemed noncompliant. The Gaming Regulatory Authority will take into consideration the consequences on the environment and the public health and safety, as well as mitigating measures Mille



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- Lacs Corporate Ventures may provide in the interim, in their consideration of requests for such an extension of the time period.
- (c) Mille Lacs Corporate Ventures is ensuring that the construction and maintenance of the gaming facility, and the operation of that gaming is conducted in a manner which adequately protects the environment and the public health and safety.
3. A document listing all laws, resolutions, codes, policies, standards or procedures identified by Mille Lacs Corporate Ventures as applicable to its gaming facilities, other than Federal laws, in the following areas:
- (a) Emergency preparedness, including but not limited to fire suppression, law enforcement, and security;
 - (b) Food and potable water;
 - (c) Construction and maintenance;
 - (d) Hazardous materials;
 - (e) Sanitation (both solid and wastewater); and
 - (f) Other environmental or public health and safety laws, resolutions, codes, policies, standards or procedures adopted by the Band in light of climate, geography, and other local conditions and applicable to its gaming places, facilities, or locations.
4. After the first submission of a document under paragraph (3) of this section, upon reissuance of a license to an existing gaming place, facility, or location, and in lieu of complying with paragraph (3) of this section, Mille Lacs Corporate Ventures may certify to the Gaming Regulatory Authority and to the NIGC Chairman that it has not substantially modified its laws protecting the environment and public health and safety.
- H. The Gaming Regulatory Authority will notify the NIGC Chairman within thirty (30) days if a facility license is terminated or not renewed or if a gaming place, facility or location closes or reopens.
- I. These documents may be submitted to NIGC electronically in acceptable document formats and means of transmission.

History

Approved by the Gaming Regulatory Authority Board on November 6, 2008. Effective date November 6, 2008.

Changes approved by the Gaming Regulatory Authority Board on April 28, 2016. Effective April 28, 2016