



ATTENTION KBIC MEMBERS

The 2nd Reading of Proposed Ordinance 2026-06: Gaming Ordinance will be held on Wednesday, August 19, 2026 at 9:30 a.m. in the Big Bucks Bingo Hall, located at 16449 Michigan Avenue, Baraga, MI.

Tribal Council will receive verbal and written comments from Tribal members at the public hearing in accordance with the Legislative Process public hearing procedure.

Copies of *Proposed Ordinance 2026-06: Gaming Ordinance* are available at the Tribal Center, Niiwin Akeaa Center, KBIC Clinic, C-Stores, Senior Center, Tribal Court, Commodity Foods, Housing, and KBOCC. Copies are also distributed to all Departments within the Tribe.

Proposed Ordinance 2026-06 Gaming

Tribal Council member Doreen Blaker introduces the following ordinance:

An Ordinance of the Keweenaw Bay Indian Community adopted under the authority of the Constitution and By-Laws of the Keweenaw Bay Indian Community to amend the KBIC Tribal Code - Title 70 Gaming, Chapter 2, Sec. 70-20 Definitions *Key Employees* and remove definition (2).

Title 70 GAMING

CHAPTER 1. IN GENERAL

Secs. 70-1—70-18. Reserved.

CHAPTER 2. GAMING COMMISSION

SUBCHAPTER 1. GENERALLY

Sec. 70-19. Purpose.

The purpose of this chapter is the creation and establishment of a Gaming Commission. The Gaming Commission is the enforcement agency of the Gaming Laws and is responsible for the regulation of Gaming.
(Prior Code, § 18A.101; Ord. No. 2009-05, 12-17-2009)

Sec. 70-20. Definitions.

The following words, terms, and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Any Thing of Value means any money or property, favor, gratuity, discount, service, payment, advance, forbearance, loan, gift, or promise of future employment. The term "Any Thing of Value" includes services as well as gifts of transportation, travel, meals, and lodging, whether provided in-kind or as reimbursement after the expense has been incurred. It does not include anything paid for by a local, state, or the federal government or anything for which fair market value is paid by the recipient.

CEO means the chief executive officer of the community.

CFO means the chief financial officer of the community.

Chairperson means that person duly elected by the Commissioners from within its membership to act as the chairperson of the Commission.

Closely Related means the father, mother, sibling, spouse or children of a Commissioner.

Commission means the Gaming Commission of the community.

Commissioner means a member of the Gaming Commission.

Conflict of Interest means the reasonable foreseeability that any personal or economic interest of a Commissioner or of someone Closely Related to a Commissioner will be affected by any decision, enactment, agreement, award or other official action or function of the Commission.

Contested Case means a proceeding pursuant to the Hearing Procedures for Contested Cases in which the legal rights, duties or privileges of a party are required by this chapter to be determined by the Commission.

Executive Director means the Executive Director of the Commission.

Gaming means any activity, operation or game of chance as defined by the Gaming Laws.

Gaming Commission Regulations means regulations adopted from time to time by the Commission to implement this chapter. Before taking effect, the regulation must be submitted by the Gaming Commission to the Tribal Council for approval or disapproval by the Tribal Council, in whole or in part, within 45 days of submission of the regulation to the Tribal Council.

Gaming Establishment means any location or structure Within the Jurisdiction of the Community, stationary or movable, wherein Gaming is permitted, promoted, performed, conducted, or operated. Gaming Establishment does not include the site of a fair, carnival, exposition, or similar occasion.

Gaming Laws means laws and regulations providing for the licensing and regulation of Gaming Establishments.

Gaming Management means the Management of Gaming Establishments Within the Jurisdiction of the Community.

Gaming Regulatory Ordinance means the Gaming Regulatory Ordinance of the Keweenaw Bay Indian Community, as set forth in chapter 3 of this title.

Gaming Vendors means vendors of Gaming equipment or services, including cash-related services, to a Gaming Establishment or Operator with a value of \$5,000.00 or more annually.

GED means General Education Diploma.

Hearing Procedures for Contested Cases means Hearing Procedures for Contested Cases for the Commission.

Indian Gaming Regulatory Act (IGRA) means Public Law 100-497, 102 Stat. 2426. 25 USC 2701 et seq. (1988), as amended.

Key Employee means:

- (1) A person who performs one or more of the following functions:
 - a. Bingo caller;
 - b. Counting room supervisor;
 - c. Chief of security;
 - d. Custodian of Gaming supplies or cash;
 - e. Floor manager;
 - f. Pit boss;

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- g. Dealer;
 - h. Croupier;
 - i. Approver of credit; or
 - j. Custodian of gambling devices including persons with access to cash and accounting records within such devices;
- (2) ~~If not otherwise included, any other person whose total cash compensation is in excess of \$50,000.00 per year; or~~

(2) If not otherwise included, the four most highly compensated persons in the Gaming Establishment.

Malfeasance means a wrongdoing, an unlawful act or misconduct by a public official.

Management means the process of leading and directing a Gaming Establishment through the deployment and manipulation of resources (human, financial, material, intellectual or intangible) and includes the individuals charged with the responsibility of conducting this process.

Management Contract means any contract, subcontract or collateral agreement between the community and a contractor or between a contractor and a subcontractor if the contract or agreement provides for the Management of all or part of a Gaming Establishment.

Misfeasance means the commission of a lawful act in a wrongful manner.

Net Proceeds means Gross Gaming Revenues less:

- (1) Amounts paid out as, or paid for, prizes; and
- (2) Total Gaming related operating expenses, excluding Management fees.

NIGC means the National Indian Gaming Commission.

Nonfeasance means a failure to perform a duty when the necessity exists.

Primary Management Official means:

- (1) The person having Management responsibility for a Management Contract;
- (2) Any person who has authority:
 - a. To hire and fire employees; or
 - b. To set up an operating policy for the Gaming Establishment; or
- (3) For financial Management.

Reservation means all lands within the original confines of the L'Anse Federal Indian Reservation, reserved to the community in the Treaty of 1854, and all other lands added thereto by executive order, federal statute or other legal action.

Robert's Rules of Order means the current edition of Robert's Rules of Order edited by John Sherman.

Secretary means that person duly elected by the Commissioners from within its membership to act as the Secretary of the Commission.

Tribal or Tribally means relating to the community.

Tribal Law means the laws and regulations of the community.

Tribal/State Compact means any Gaming compact between the community and the state as authorized by the Indian Gaming Regulatory Act.