



# Office of the state gaming representative

Indian Affairs Committee Meeting

October 19, 2023





Our mission is to uphold the integrity of gaming regulations at licensed racetracks and nonprofit organizations and to monitor compliance of tribal compacts in the State.



# Our Mission



The State Gaming Representative is the person designated by the Gaming Control Board pursuant to the Gaming Control Act, (60-2E-1 to 60-2E-60, NMSA 1978) who will be responsible for actions of the State set out in the Compact. The SGR serves a dual role; both as a liaison between the Tribes and the State, and as a regulator to monitor Tribal compliance of the Compact terms. The State Legislature may enact legislation to establish an agency of the State to perform the duties of the State Gaming Representative.

# Office of the State Gaming Representative

# Gaming Tribes

**Pueblo of Acoma**

**Pueblo of Isleta**

**Pueblo of Laguna**

**Mescalero Apache Tribe**

**Navajo Nation**

**Ohkay Owingeh**

**Pueblo of Pojoaque**

**Pueblo of San Felipe**

**Pueblo of Sandia**

**Pueblo of Santa Ana**

**Pueblo of Santa Clara**

**Pueblo of Taos**

**Pueblo of Tesuque**

# Topics

- Revenue Sharing
- Regulatory Fees
- Compulsive Gambling Funds
- Responsible Gaming
- Other Gaming Activities
- Discussion; Q&A



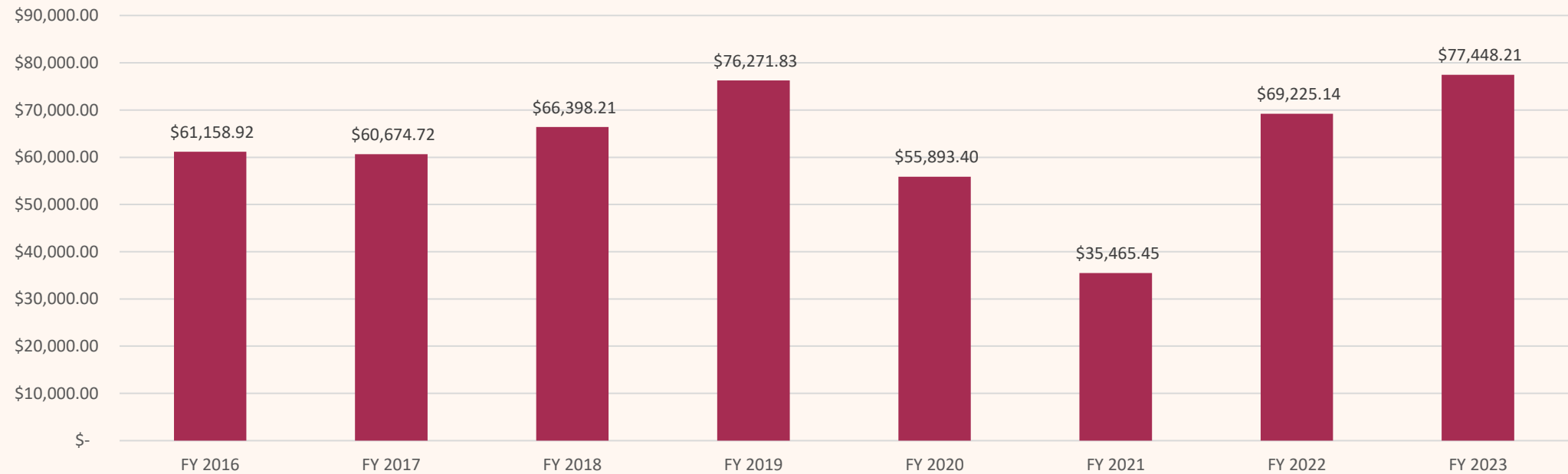
# Revenue Sharing

The Tribes pay to the State a portion of its Class III gaming revenues, in return for which the State agrees that the Tribes have the exclusive right within the State to conduct all types of Class III Gaming described in the Compact, with the sole exception of the use of Gaming Machines, which the State may permit on a limited basis for racetracks and for veterans' and fraternal organizations. The Tribes agree to pay this portion of its revenue in acknowledgment of the fact that the State is forgoing significant revenue that it would otherwise receive from non-tribal gaming enterprises. The Tribe acknowledges that it has received meaningful concessions and significant benefits for certain limitations.



# Revenue Sharing

Revenue Sharing (thousands)



# Regulatory Fees

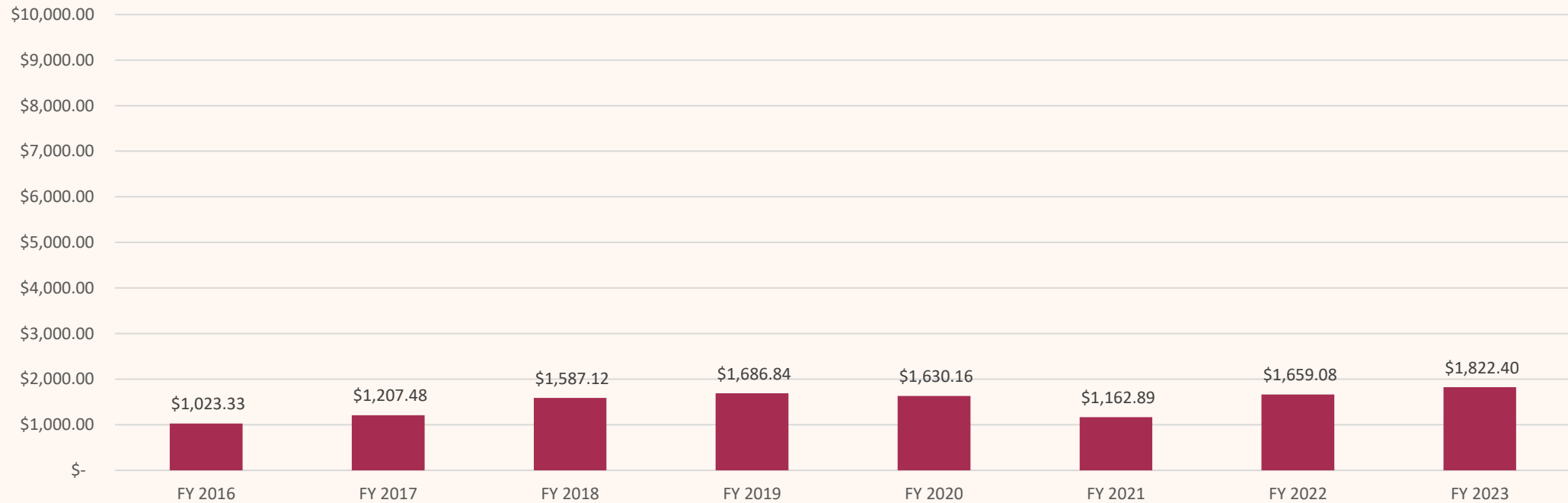
Reimbursement for Regulatory Costs. The Tribes reimburse the State for the costs the State incurs in carrying out any functions authorized by the terms of the Compact. The Tribes make payments to the State Treasurer's Office. These payments are made in accordance with their adjusted net win for Class III gaming machines. There are currently three tiers for which the Tribes make regulatory reimbursement payments, based on their adjusted net win.





# State Regulatory Fees

State Regulatory Fees (thousands)





# Compulsive Gambling

A Tribe's gaming enterprise is required to spend, annually, an amount that is no less than one-quarter of one percent (.25%) of its adjusted net win, to fund or support programs that the Tribe selects for the treatment and assistance of compulsive gamblers in New Mexico or who patronize New Mexico gaming facilities, and for the prevention of compulsive gambling in New Mexico. The Compact also requires that a substantial portion of such funds be distributed to an organization that has expertise in and provides counseling, intervention or other services for compulsive gamblers in New Mexico, and whose services are available to all persons without regard to race or tribal membership.



**TAKING ACTION TO PROVIDE HELP**

# Responsible Gaming

There are various organizations dedicated to bringing awareness for responsible gaming within New Mexico. Including the following:


- [Responsible Gaming Association of New Mexico](#)
- [The Evolution Group](#)
- [New Mexico Council on Problem Gambling](#)
- [Mescalero Apache Responsible Gaming Program](#)



# Other Gaming Activities



## Internet Gaming

- In the event that internet gaming is authorized within the State, the State and the Tribe agree that they will reopen good faith negotiations to evaluate the impact, if any, of internet gaming and consider adjustments to the Compact. The Compact states that the parties understand and agree that it is not possible to determine at this time what, if any, adjustments to the Compact would be necessary.
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## Electronic Pull-Tabs

- The Compact allows for limited fundraising activities by non-profit tax-exempt organizations. Pull-tab dispensers are considered games of chance and allowed under the New Mexico Bingo and Raffle Act. While similar in likeness to gaming machines, electronic pull-tab dispensing machines utilize video reels as entertainment and are required to dispense predetermined pull-tab games from such machines.



# Goals

- Continue to strengthen our relationship with the Tribes.
- Attend training and education conferences pertaining to tribal and commercial gaming.
- Assist other departments within the agency regarding racetrack and non-profit gaming activities and compliance with the Compact.
- Additional staff for Tribal Division at our agency.

# Discussion

How does New Mexico gaming regulation compare with other state regulatory agencies?

# Questions?

Also email any questions to [gcb-stategamingrep@state.nm.us](mailto:gcb-stategamingrep@state.nm.us).



Van J. Billops, Interim State Gaming Rep.

Rainier Kamplain, Audit Manager

Titrisa Nez, Senior Gaming Auditor

Natalia Manzanares, Tribal Auditor

Scott A. Riley, Tribal Compliance Officer

**Office of the State Gaming Representative**



# Thank you

Van Billops, Commissioner CPA Member

Interim State Gaming Representative

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