

1 SENATE JOINT RESOLUTION 19

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 Clemente Sanchez

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10 A JOINT RESOLUTION

11 APPROVING TRIBAL-STATE CLASS III GAMING COMPACTS BETWEEN THE  
12 STATE OF NEW MEXICO AND THE NAVAJO NATION, THE JICARILLA APACHE  
13 NATION, THE MESCALERO APACHE TRIBE, THE PUEBLO OF ACOMA AND THE  
14 PUEBLO OF JEMEZ.

15  
16 WHEREAS, the Compact Negotiation Act authorizes the  
17 governor to negotiate the terms of compacts between the state  
18 and Indian nations, tribes and pueblos located in New Mexico  
19 for the conduct of class III gaming pursuant to the federal  
20 Indian Gaming Regulatory Act; and

21 WHEREAS, in 2001, a negotiated compact for class III  
22 gaming was approved by the legislature and by the United States  
23 department of the interior and was subsequently entered into by  
24 the governor on behalf of the state and by the Navajo Nation,  
25 the Jicarilla Apache Nation, the Mescalero Apache Tribe and the

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1 Pueblo of Acoma; and

2 WHEREAS, that 2001 compact expires on June 30, 2015; and

3 WHEREAS, the Navajo Nation, the Jicarilla Apache Nation,  
4 the Mescalero Apache Tribe and the Pueblo of Acoma desire to  
5 continue their gaming operations in New Mexico and the Pueblo  
6 of Jemez desires to enter into a gaming compact with the state  
7 of New Mexico; and

8 WHEREAS, the Compact Negotiation Act provides for  
9 legislative involvement in the negotiation process through the  
10 deliberations of the legislative committee on compacts and by  
11 requiring the approval, through a joint resolution, of a  
12 compact or amendments to a compact by a majority vote of both  
13 houses of the legislature before the compact or amendments may  
14 be executed by the governor; and

15 WHEREAS, Governor Susana Martinez on February 17, 2015  
16 submitted to the legislative committee on compacts a proposed  
17 compact negotiated between her office and the Navajo Nation,  
18 the Jicarilla Apache Nation, the Mescalero Apache Tribe, the  
19 Pueblo of Acoma and the Pueblo of Jemez; and

20 WHEREAS, the legislative committee on compacts reviewed  
21 and considered the proposal during the course of two meetings,  
22 and on February 28, 2015 voted to submit to the legislature a  
23 joint resolution approving the proposed compacts with a  
24 recommendation that the proposed compacts be approved; and

25 WHEREAS, the office of the governor; representatives of

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1 the Navajo Nation, the Jicarilla Apache Nation, the Mescalero  
2 Apache Tribe, the Pueblo of Acoma and the Pueblo of Jemez; and  
3 the legislative committee on compacts agreed at the committee's  
4 February 28, 2015 meeting to correct certain technical errors  
5 in the text and format of the proposed compact without formally  
6 reopening negotiations; and

7 WHEREAS, those corrections have been made and are included  
8 in the compact attached hereto; and

9 WHEREAS, the Compact Negotiation Act allows the  
10 legislature to approve more than one compact in a single  
11 resolution if the terms of the compacts are identical, except  
12 for the names of the tribes and the persons executing the  
13 compacts; and

14 WHEREAS, the Compact Negotiation Act requires the governor  
15 to execute additional compacts identical to one negotiated and  
16 approved by the legislature under the act without submitting  
17 the additional, identical compacts for legislative approval;  
18 and

19 WHEREAS, the legislative committee on compacts hereby  
20 submits to the legislature proposed class III gaming compacts  
21 negotiated between the governor and the Navajo Nation, the  
22 Jicarilla Apache Nation, the Mescalero Apache Tribe, the Pueblo  
23 of Acoma and the Pueblo of Jemez with its recommendation that  
24 the proposed compacts be approved;

25 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE

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1 STATE OF NEW MEXICO that the proposed class III gaming compacts  
2 between the state and the Navajo Nation, the Jicarilla Apache  
3 Nation, the Mescalero Apache Tribe, the Pueblo of Acoma and the  
4 Pueblo of Jemez attached hereto with the technical corrections  
5 to the text and format as noted in this joint resolution, and  
6 negotiated, agreed to and submitted to the legislative  
7 committee on compacts on February 17, 2015, be approved.

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