

**ASSEMBLY BILL**

**No. 1540**

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**Introduced by Committee on Governmental Organization (Assembly Members Gray (Chair), Linder (Vice Chair), Achadjian, Bigelow, Cooley, Cooper, Jones-Sawyer, Levine, Mayes, Salas, Steinorth, Waldron, and Wilk)**

March 26, 2015

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An act to add Title 16.5 (commencing with Section 98020) to, to repeal Sections 12012.5, 12012.25, 12012.30, 12012.35, 12012.40, 12012.45, 12012.46, 12012.465, 12012.47, 12012.475, 12012.48, 12012.485, 12012.49, 12012.495, 12012.51, 12012.515, 12012.52, 12012.53, 12012.54, 12012.551, 12012.56, 12012.57, 12012.75, 12012.85, and 12012.90 of, to repeal Chapter 7.5 (commencing with Section 12710) of Part 2 of Division 3 of Title 2 of, and to repeal Chapter 3 (commencing with Section 98075) of Title 16.5 of, the Government Code, relating to gaming.

LEGISLATIVE COUNSEL'S DIGEST

AB 1540, as introduced, Committee on Governmental Organization. Tribal gaming.

Existing federal law, the Indian Gaming Regulatory Act of 1988, provides for the negotiation and execution of tribal-state gaming compacts for the purpose of authorizing certain types of gaming on Indian lands within a state. The California Constitution authorizes the Governor to negotiate and conclude compacts, subject to ratification by the Legislature.

Existing law ratifies a number of tribal-state gaming compacts between the State of California and specified Indian tribes. Existing law creates in the State Treasury the Indian Gaming Revenue Sharing Trust Fund

and the Indian Gaming Special Distribution Fund for the receipt and deposit of moneys received by the state from Indian tribes pursuant to the terms of gaming compacts entered into with the state, and authorizes moneys in those funds to be used for certain purposes. Existing law, until January 1, 2021, establishes the method of calculating the distribution of appropriations from the Indian Gaming Special Distribution Fund for grants to local government agencies impacted by tribal gaming.

This bill would reorganize and make technical, nonsubstantive changes to these provisions. The bill would conform these provisions to the changes made by the Governor’s Reorganization Plan No. 2. of 2012.

Vote: majority. Appropriation: no. Fiscal committee: no.  
 State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 12012.5 of the Government Code is
- 2 repealed.
- 3 ~~12012.5.—(a) The following tribal-state compacts entered in~~
- 4 ~~accordance with the Indian Gaming Regulatory Act of 1988 (18~~
- 5 ~~U.S.C. Sec. 1166 et seq. and 25 U.S.C. Sec. 2701 et seq.) are~~
- 6 ~~hereby ratified:~~
- 7 ~~(1) The compact between the State of California and the Barona~~
- 8 ~~Band of Mission Indians, executed on August 12, 1998.~~
- 9 ~~(2) The compact between the State of California and the Big~~
- 10 ~~Sandy Rancheria of Mono Indians, executed on July 20, 1998.~~
- 11 ~~(3) The compact between the State of California and the Cher-Ae~~
- 12 ~~Heights Indian Community of Trinidad Rancheria, executed on~~
- 13 ~~July 13, 1998.~~
- 14 ~~(4) The compact between the State of California and the Jackson~~
- 15 ~~Rancheria Band of Miwuk Indians, executed on July 13, 1998.~~
- 16 ~~(5) The compact between the State of California and the~~
- 17 ~~Mooretown Rancheria of Concow/Maidu Indians, executed on~~
- 18 ~~July 13, 1998.~~
- 19 ~~(6) The compact between the State of California and the Pala~~
- 20 ~~Band of Mission Indians, as approved by the Secretary of the~~
- 21 ~~Interior on April 25, 1998.~~
- 22 ~~(7) The compact between the State of California and the Redding~~
- 23 ~~Rancheria, executed on August 11, 1998.~~

1 ~~(8) The compact between the State of California and the Rumsey~~  
2 ~~Indian Rancheria of Wintun Indians of California, executed on~~  
3 ~~July 13, 1998.~~

4 ~~(9) The compact between the State of California and the Sycuan~~  
5 ~~Band of Mission Indians, executed on August 12, 1998.~~

6 ~~(10) The compact between the State of California and the Table~~  
7 ~~Mountain Rancheria, executed on July 13, 1998.~~

8 ~~(11) The compact between the State of California and the Viejas~~  
9 ~~Band of Kumeyaay Indians, executed on or about August 17, 1998.~~

10 The terms of each compact apply only to the State of California  
11 and the tribe that has signed it, and the terms of these compacts  
12 do not bind any tribe that is not a signatory to any of the compacts.

13 ~~(b) Any other compact entered into between the State of~~  
14 ~~California and any other federally recognized Indian tribe which~~  
15 ~~is executed after August 24, 1998, is hereby ratified if (1) the~~  
16 ~~compact is identical in all material respects to any of the compacts~~  
17 ~~ratified pursuant to subdivision (a), and (2) the compact is not~~  
18 ~~rejected by each house of the Legislature, two-thirds of the~~  
19 ~~membership thereof concurring, within 30 days of the date of the~~  
20 ~~submission of the compact to the Legislature by the Governor.~~  
21 ~~However, if the 30-day period ends during a joint recess of the~~  
22 ~~Legislature, the period shall be extended until the fifteenth day~~  
23 ~~following the day on which the Legislature reconvenes. A compact~~  
24 ~~will be deemed to be materially identical to a compact ratified~~  
25 ~~pursuant to subdivision (a) if the Governor certifies that it is~~  
26 ~~materially identical at the time he or she submits it to the~~  
27 ~~Legislature.~~

28 ~~(c) The Legislature acknowledges the right of federally~~  
29 ~~recognized tribes to exercise their sovereignty to negotiate and~~  
30 ~~enter into compacts with the state that are materially different from~~  
31 ~~the compacts ratified pursuant to subdivision (a). These compacts~~  
32 ~~shall be ratified upon approval of each house of the Legislature, a~~  
33 ~~majority of the membership thereof concurring.~~

34 ~~(d) The Governor is the designated state officer responsible for~~  
35 ~~negotiating and executing, on behalf of the state, tribal-state gaming~~  
36 ~~compacts with federally recognized Indian tribes in the State of~~  
37 ~~California pursuant to the federal Indian Gaming Regulatory Act~~  
38 ~~of 1988 (18 U.S.C. Sec. 1166 et seq. and 25 U.S.C. Sec. 2701 et~~  
39 ~~seq.) for the purpose of authorizing class III gaming, as defined~~  
40 ~~in that act, on Indian lands. Nothing in this section shall be~~

1 construed to deny the existence of the Governor's authority to have  
 2 negotiated and executed tribal-state compacts prior to the effective  
 3 date of this section.

4 (e) ~~The Governor is authorized to waive the state's immunity  
 5 to suit in federal court in connection with any compact negotiated  
 6 with an Indian tribe or any action brought by an Indian tribe under  
 7 the Indian Gaming Regulatory Act (18 U.S.C. Sec. 1166 et seq.  
 8 and 25 U.S.C. Sec. 2701 et seq.):~~

9 (f) ~~In deference to tribal sovereignty, the execution of, and  
 10 compliance with the terms of, any compact specified under  
 11 subdivision (a) or (b) shall not be deemed to constitute a project  
 12 for purposes of the California Environmental Quality Act (Division  
 13 13 (commencing with Section 21000) of the Public Resources  
 14 Code):~~

15 (g) ~~Nothing in this section shall be interpreted to authorize the  
 16 unilateral imposition of a statewide limit on the number of lottery  
 17 devices or of any allocation system for lottery devices on any  
 18 Indian tribe that has not entered into a compact that provides for  
 19 such a limit or allocation system. Each tribe may negotiate  
 20 separately with the state over these matters on a  
 21 government-to-government basis:~~

22 SEC. 2. Section 12012.25 of the Government Code is repealed.

23 12012.25. (a) ~~The following tribal-state gaming compacts  
 24 entered into in accordance with the Indian Gaming Regulatory Act  
 25 of 1988 (18 U.S.C. Sec. 1166 to 1168, incl., and 25 U.S.C. Sec.  
 26 2701 et seq.) are hereby ratified:~~

27 (1) ~~The compact between the State of California and the Alturas  
 28 Rancheria, executed on September 10, 1999.~~

29 (2) ~~The compact between the State of California and the Barona  
 30 Band of Mission Indians, executed on September 10, 1999.~~

31 (3) ~~The compact between the State of California and the Big  
 32 Sandy Rancheria Band of Mono Indians, executed on September  
 33 10, 1999.~~

34 (4) ~~The compact between the State of California and the Big  
 35 Valley Rancheria, executed on September 10, 1999.~~

36 (5) ~~The compact between the State of California and the Bishop  
 37 Paiute Tribe, executed on September 10, 1999.~~

38 (6) ~~The compact between the State of California and the Blue  
 39 Lake Rancheria, executed on September 10, 1999.~~

- 1     ~~(7) The compact between the State of California and the Buena~~  
2 ~~Vista Band of Me-wuk Indians, executed on September 10, 1999.~~
- 3     ~~(8) The compact between the State of California and the~~  
4 ~~Cabazon Band of Mission Indians, executed on September 10,~~  
5 ~~1999.~~
- 6     ~~(9) The compact between the State of California and the Cahto~~  
7 ~~Tribe of Laytonville, executed on September 10, 1999.~~
- 8     ~~(10) The compact between the State of California and the~~  
9 ~~Cahuilla Band of Mission Indians, executed on September 10,~~  
10 ~~1999.~~
- 11     ~~(11) The compact between the State of California and the Campo~~  
12 ~~Band of Mission Indians, executed on September 10, 1999.~~
- 13     ~~(12) The compact between the State of California and the~~  
14 ~~Chemehuevi Indian Tribe, executed on September 10, 1999.~~
- 15     ~~(13) The compact between the State of California and the~~  
16 ~~Chicken Ranch Rancheria, executed on September 10, 1999.~~
- 17     ~~(14) The compact between the State of California and the Coast~~  
18 ~~Indian Community of the Resighini Rancheria, executed on~~  
19 ~~September 10, 1999.~~
- 20     ~~(15) The compact between the State of California and the Colusa~~  
21 ~~Indian Community, executed on September 10, 1999.~~
- 22     ~~(16) The compact between the State of California and the Dry~~  
23 ~~Creek Rancheria Band of Pomo Indians, executed on September~~  
24 ~~10, 1999.~~
- 25     ~~(17) The compact between the State of California and the Elk~~  
26 ~~Valley Rancheria, executed on September 10, 1999.~~
- 27     ~~(18) The compact between the State of California and the~~  
28 ~~Ewiiapaayp Band of Kumeyaay, executed on September 10, 1999.~~
- 29     ~~(19) The compact between the State of California and the Hoopa~~  
30 ~~Valley Tribe, executed on September 10, 1999.~~
- 31     ~~(20) The compact between the State of California and the~~  
32 ~~Hopland Band of Pomo Indians, executed on September 10, 1999.~~
- 33     ~~(21) The compact between the State of California and the~~  
34 ~~Jackson Band of Mi-Wuk Indians, executed on September 10,~~  
35 ~~1999.~~
- 36     ~~(22) The compact between the State of California and the Jamul~~  
37 ~~Indian Reservation, executed on September 10, 1999.~~
- 38     ~~(23) The compact between the State of California and the La~~  
39 ~~Jolla Indian Reservation, executed on September 10, 1999.~~

- 1     ~~(24) The compact between the State of California and the~~  
2 ~~Manzanita Tribe of Kumeyaay Indians, executed on September~~  
3 ~~10, 1999.~~
- 4     ~~(25) The compact between the State of California and the Mesa~~  
5 ~~Grande Band of Mission Indians, executed on September 10, 1999.~~
- 6     ~~(26) The compact between the State of California and the~~  
7 ~~Middletown Rancheria Band of Pomo Indians, executed on~~  
8 ~~September 10, 1999.~~
- 9     ~~(27) The compact between the State of California and the~~  
10 ~~Morongo Band of Mission Indians, executed on September 10,~~  
11 ~~1999.~~
- 12     ~~(28) The compact between the State of California and the~~  
13 ~~Mooretown Rancheria Coneow Maidu Tribe, executed on~~  
14 ~~September 10, 1999.~~
- 15     ~~(29) The compact between the State of California and the Pala~~  
16 ~~Band of Mission Indians, executed on September 10, 1999.~~
- 17     ~~(30) The compact between the State of California and the~~  
18 ~~Paskenta Band of Nomlaki Indians, executed on September 10,~~  
19 ~~1999.~~
- 20     ~~(31) The compact between the State of California and the~~  
21 ~~Pechanga Band of Luiseno Indians, executed on September 10,~~  
22 ~~1999.~~
- 23     ~~(32) The compact between the State of California and the~~  
24 ~~Picayune Rancheria of Chukchansi Indians, executed on September~~  
25 ~~10, 1999.~~
- 26     ~~(33) The compact between the State of California and the~~  
27 ~~Quechan Nation, executed on September 10, 1999.~~
- 28     ~~(34) The compact between the State of California and the~~  
29 ~~Redding Rancheria, executed on September 10, 1999.~~
- 30     ~~(35) The compact between the State of California and the~~  
31 ~~Rincon, San Luiseno Band of Mission Indians, executed on~~  
32 ~~September 10, 1999.~~
- 33     ~~(36) The compact between the State of California and the~~  
34 ~~Rumsey Band of Wintun Indians, executed on September 10, 1999.~~
- 35     ~~(37) The compact between the State of California and the~~  
36 ~~Robinson Rancheria Band of Pomo Indians, executed on September~~  
37 ~~10, 1999.~~
- 38     ~~(38) The compact between the State of California and the~~  
39 ~~Rohnerville Rancheria, executed on September 10, 1999.~~

- 1     ~~(39) The compact between the State of California and the San~~
- 2 ~~Manuel Band of Mission Indians, executed on September 10, 1999.~~
- 3     ~~(40) The compact between the State of California and the San~~
- 4 ~~Pasqual Band of Mission Indians, executed on September 10, 1999.~~
- 5     ~~(41) The compact between the State of California and the Santa~~
- 6 ~~Rosa Rancheria Tachi Tribe, executed on September 10, 1999.~~
- 7     ~~(42) The compact between the State of California and the Santa~~
- 8 ~~Ynez Band of Chumash Indians, executed on September 10, 1999.~~
- 9     ~~(43) The compact between the State of California and the~~
- 10 ~~Sherwood Valley Rancheria Band of Pomo Indians, executed on~~
- 11 ~~September 10, 1999.~~
- 12     ~~(44) The compact between the State of California and the~~
- 13 ~~Shingle Springs Band of Miwok Indians, executed on September~~
- 14 ~~10, 1999.~~
- 15     ~~(45) The compact between the State of California and the Smith~~
- 16 ~~River Rancheria, executed on September 10, 1999.~~
- 17     ~~(46) The compact between the State of California and the~~
- 18 ~~Soboba Band of Mission Indians, executed on September 10, 1999.~~
- 19     ~~(47) The compact between the State of California and the~~
- 20 ~~Susanville Indian Rancheria, executed on September 10, 1999.~~
- 21     ~~(48) The compact between the State of California and the Sycuan~~
- 22 ~~Band of Kumeyaay Indians, executed on September 10, 1999.~~
- 23     ~~(49) The compact between the State of California and the Table~~
- 24 ~~Mountain Rancheria, executed on September 10, 1999.~~
- 25     ~~(50) The compact between the State of California and the~~
- 26 ~~Trinidad Rancheria, executed on September 10, 1999.~~
- 27     ~~(51) The compact between the State of California and the Tule~~
- 28 ~~River Indian Tribe, executed on September 10, 1999.~~
- 29     ~~(52) The compact between the State of California and the~~
- 30 ~~Tuolumne Band of Me-wuk Indians, executed on September 10,~~
- 31 ~~1999.~~
- 32     ~~(53) The compact between the State of California and the~~
- 33 ~~Twenty Nine Palms Band of Mission Indians, executed on~~
- 34 ~~September 10, 1999.~~
- 35     ~~(54) The compact between the State of California and the Tyme~~
- 36 ~~Maidu Tribe, Berry Creek Rancheria, executed on September 10,~~
- 37 ~~1999.~~
- 38     ~~(55) The compact between the State of California and the United~~
- 39 ~~Auburn Indian Community, executed on September 10, 1999.~~

1 ~~(56) The compact between the State of California and the Viejas~~  
2 ~~Band of Kumeyaay Indians, executed on September 10, 1999.~~

3 ~~(57) The compact between the State of California and the Coyote~~  
4 ~~Valley Band of Pomo Indians, executed on September 10, 1999.~~

5 ~~(b) Any other tribal-state gaming compact entered into between~~  
6 ~~the State of California and a federally recognized Indian tribe~~  
7 ~~which is executed after September 10, 1999, is hereby ratified if~~  
8 ~~both of the following are true:~~

9 ~~(1) The compact is identical in all material respects to any of~~  
10 ~~the compacts expressly ratified pursuant to subdivision (a). A~~  
11 ~~compact shall be deemed to be materially identical to a compact~~  
12 ~~ratified pursuant to subdivision (a) if the Governor certifies it is~~  
13 ~~materially identical at the time he or she submits it to the~~  
14 ~~Legislature.~~

15 ~~(2) The compact is not rejected by each house of the Legislature,~~  
16 ~~two-thirds of the membership thereof concurring, within 30 days~~  
17 ~~of the date of the submission of the compact to the Legislature by~~  
18 ~~the Governor. However, if the 30-day period ends during a joint~~  
19 ~~recess of the Legislature, the period shall be extended until the~~  
20 ~~fifteenth day following the day on which the Legislature~~  
21 ~~reconvenes.~~

22 ~~(c) The Legislature acknowledges the right of federally~~  
23 ~~recognized Indian tribes to exercise their sovereignty to negotiate~~  
24 ~~and enter into tribal-state gaming compacts that are materially~~  
25 ~~different from the compacts ratified pursuant to subdivision (a).~~  
26 ~~These compacts shall be ratified by a statute approved by each~~  
27 ~~house of the Legislature, a majority of the members thereof~~  
28 ~~concurring, and signed by the Governor, unless the statute contains~~  
29 ~~implementing or other provisions requiring a supermajority vote,~~  
30 ~~in which case the statute shall be approved in the manner required~~  
31 ~~by the Constitution.~~

32 ~~(d) The Governor is the designated state officer responsible for~~  
33 ~~negotiating and executing, on behalf of the state, tribal-state gaming~~  
34 ~~compacts with federally recognized Indian tribes located within~~  
35 ~~the State of California pursuant to the federal Indian Gaming~~  
36 ~~Regulatory Act of 1988 (18 U.S.C. Sec. 1166 to 1168, incl., and~~  
37 ~~25 U.S.C. Sec. 2701 et seq.) for the purpose of authorizing class~~  
38 ~~III gaming, as defined in that act, on Indian lands within this state.~~  
39 ~~Nothing in this section shall be construed to deny the existence of~~  
40 ~~the Governor's authority to have negotiated and executed~~

1 ~~tribal-state gaming compacts prior to the effective date of this~~  
2 ~~section.~~

3 ~~(e) Following completion of negotiations conducted pursuant~~  
4 ~~to subdivision (b) or (c), the Governor shall submit a copy of any~~  
5 ~~executed tribal-state compact to both houses of the Legislature for~~  
6 ~~ratification, and shall submit a copy of the executed compact to~~  
7 ~~the Secretary of State for purposes of subdivision (f).~~

8 ~~(f) Upon receipt of a statute ratifying a tribal-state compact~~  
9 ~~negotiated and executed pursuant to subdivision (c), or upon the~~  
10 ~~expiration of the review period described in subdivision (b), the~~  
11 ~~Secretary of State shall forward a copy of the executed compact~~  
12 ~~and the ratifying statute, if applicable, to the Secretary of the~~  
13 ~~Interior for his or her review and approval, in accordance with~~  
14 ~~paragraph (8) of subsection (d) of Section 2710 of Title 25 of the~~  
15 ~~United States Code.~~

16 ~~(g) In deference to tribal sovereignty, neither the execution of~~  
17 ~~a tribal-state gaming compact nor the on-reservation impacts of~~  
18 ~~compliance with the terms of a tribal-state gaming compact shall~~  
19 ~~be deemed to constitute a project for purposes of the California~~  
20 ~~Environmental Quality Act (Division 13 (commencing with Section~~  
21 ~~21000) of the Public Resources Code).~~

22 SEC. 3. Section 12012.30 of the Government Code is repealed.

23 ~~12012.30. The tribal-state gaming compact entered into in~~  
24 ~~accordance with the Indian Gaming Regulatory Act of 1988 (18~~  
25 ~~U.S.C. Sees. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)~~  
26 ~~between the State of California and the Torres-Martinez Desert~~  
27 ~~Cahuilla Indians, executed on August 12, 2003, is hereby ratified.~~

28 SEC. 4. Section 12012.35 of the Government Code is repealed.

29 ~~12012.35. (a) The tribal-state gaming compact entered into in~~  
30 ~~accordance with the Indian Gaming Regulatory Act of 1988 (18~~  
31 ~~U.S.C. Sees. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)~~  
32 ~~between the State of California and the La Posta Band of Diegueño~~  
33 ~~Mission Indians of the La Posta Indian Reservation, California,~~  
34 ~~executed on September 9, 2003, is hereby ratified.~~

35 ~~(b) The tribal-state gaming compact entered into in accordance~~  
36 ~~with the Indian Gaming Regulatory Act of 1988 (18 U.S.C. Sees.~~  
37 ~~1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.) between the~~  
38 ~~State of California and the Santa Ysabel Band of Diegueño Mission~~  
39 ~~Indians of the Santa Ysabel Reservation, California, executed on~~  
40 ~~September 8, 2003, is hereby ratified.~~

1 SEC. 5. Section 12012.40 of the Government Code is repealed.  
2 12012.40. (a) The following amendments to tribal-state gaming  
3 compacts entered into in accordance with the Indian Gaming  
4 Regulatory Act of 1988 (18 U.S.C. Sec. 1166 to 1168, incl., and  
5 25 U.S.C. Sec. 2701 et seq.) are hereby ratified:

6 (1) The amendment of the compact between the State of  
7 California and the Pala Band of Mission Indians, executed on June  
8 21, 2004.

9 (2) The amendment of the compact between the State of  
10 California and the Pauma Band of Luiseno Mission Indians of the  
11 Pauma and Yuima Reservation, executed on June 21, 2004.

12 (3) The amendment of the compact between the State of  
13 California and the Rumsey Band of Wintun Indians, executed on  
14 June 21, 2004.

15 (4) The amendment of the compact between the State of  
16 California and the United Auburn Indian Community, executed  
17 on June 21, 2004.

18 (5) The amendment of the compact between the State of  
19 California and the Viejas Band of Kumeyaay Indians, executed  
20 on June 21, 2004.

21 (b) (1) In deference to tribal sovereignty, none of the following  
22 shall be deemed a project for purposes of the California  
23 Environmental Quality Act (Division 13 (commencing with Section  
24 21000) of the Public Resources Code):

25 (A) The execution of an amendment of tribal-state gaming  
26 compact ratified by this section.

27 (B) The execution of an intergovernmental agreement between  
28 a tribe and a county or city government negotiated pursuant to the  
29 express authority of, or as expressly referenced in, an amended  
30 tribal-state gaming compact ratified by this section.

31 (C) The on-reservation impacts of compliance with the terms  
32 of an amended tribal-state gaming compact ratified by this section.

33 (D) The sale of compact assets as defined in subdivision (a) of  
34 Section 63048.6 or the creation of the special purpose trust  
35 established pursuant to Section 63048.65.

36 (2) Except as expressly provided herein, nothing in this  
37 subdivision shall be construed to exempt a city, county, or a city  
38 and county from the requirements of the California Environmental  
39 Quality Act.

40 SEC. 6. Section 12012.45 of the Government Code is repealed.

1 ~~12012.45. (a) The following tribal-state gaming compacts and~~  
2 ~~amendments of tribal-state gaming compacts entered into in~~  
3 ~~accordance with the Indian Gaming Regulatory Act of 1988 (18~~  
4 ~~U.S.C. Sec. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)~~  
5 ~~are hereby ratified:~~

6 ~~(1) The amendment of the compact between the State of~~  
7 ~~California and the Buena Vista Rancheria of Me-Wuk Indians,~~  
8 ~~executed on August 23, 2004.~~

9 ~~(2) The compact between the State of California and the Fort~~  
10 ~~Mojave Indian Tribe, executed on August 23, 2004.~~

11 ~~(3) The compact between the State of California and the Coyote~~  
12 ~~Valley Band of Pomo Indians, executed on August 23, 2004.~~

13 ~~(4) The amendment to the compact between the State of~~  
14 ~~California and the Ewiiapaayp Band of Kumeyaay Indians,~~  
15 ~~executed on August 23, 2004.~~

16 ~~(5) The amendment to the compact between the State of~~  
17 ~~California and the Quechan Tribe of the Fort Yuma Indian~~  
18 ~~Reservation, executed on June 26, 2006.~~

19 ~~(b) The terms of each compact apply only to the State of~~  
20 ~~California and the tribe that has signed it, and the terms of these~~  
21 ~~compacts do not bind any tribe that is not a signatory to any of the~~  
22 ~~compacts. The Legislature acknowledges the right of federally~~  
23 ~~recognized tribes to exercise their sovereignty to negotiate and~~  
24 ~~enter into compacts with the state that are materially different from~~  
25 ~~the compacts ratified pursuant to subdivision (a).~~

26 ~~(c) (1) In deference to tribal sovereignty, none of the following~~  
27 ~~shall be deemed a project for purposes of the California~~  
28 ~~Environmental Quality Act (Division 13 (commencing with Section~~  
29 ~~21000) of the Public Resources Code):~~

30 ~~(A) The execution of an amendment of a tribal-state gaming~~  
31 ~~compact ratified by this section.~~

32 ~~(B) The execution of a tribal-state gaming compact ratified by~~  
33 ~~this section.~~

34 ~~(C) The execution of an intergovernmental agreement between~~  
35 ~~a tribe and a county or city government negotiated pursuant to the~~  
36 ~~express authority of, or as expressly refereneed in, a tribal-state~~  
37 ~~gaming compact or an amended tribal-state gaming compact~~  
38 ~~ratified by this section.~~

39 ~~(D) The execution of an intergovernmental agreement between~~  
40 ~~a tribe and the California Department of Transportation negotiated~~

1 pursuant to the express authority of, or as expressly referenced in,  
2 a tribal-state gaming compact or an amended tribal-state gaming  
3 compact ratified by this section.

4 (E) The on-reservation impacts of compliance with the terms  
5 of a tribal-state gaming compact or an amended tribal-state gaming  
6 compact ratified by this section.

7 (F) The sale of compact assets, as defined in subdivision (a) of  
8 Section 63048.6, or the creation of the special purpose trust  
9 established pursuant to Section 63048.65.

10 (2) Except as expressly provided herein, nothing in this  
11 subdivision shall be construed to exempt a city, county, a city and  
12 county, or the California Department of Transportation from the  
13 requirements of the California Environmental Quality Act.

14 (d) Revenue contributions made to the state by tribes pursuant  
15 to the tribal-state gaming compacts and amendments of tribal-state  
16 gaming compacts ratified by this section shall be deposited in the  
17 General Fund.

18 SEC. 7. Section 12012.46 of the Government Code is repealed.

19 12012.46. (a) The amendment to the tribal-state gaming  
20 compact entered into in accordance with the Indian Gaming  
21 Regulatory Act of 1988 (18 U.S.C. Sec. 1166 to 1168, incl., and  
22 25 U.S.C. Sec. 2701 et seq.) between the State of California and  
23 the Agua Caliente Band of Cahuilla Indians, executed on August  
24 8, 2006, is hereby ratified.

25 (b) (1) In deference to tribal sovereignty, none of the following  
26 shall be deemed a project for purposes of the California  
27 Environmental Quality Act (Division 13 (commencing with Section  
28 21000) of the Public Resources Code):

29 (A) The execution of an amendment to the amended tribal-state  
30 gaming compact ratified by this section.

31 (B) The execution of the amended tribal-state gaming compact  
32 ratified by this section.

33 (C) The execution of an intergovernmental agreement between  
34 a tribe and a county or city government negotiated pursuant to the  
35 express authority of, or as expressly referenced in, the amended  
36 tribal-state gaming compact ratified by this section.

37 (D) The execution of an intergovernmental agreement between  
38 a tribe and the California Department of Transportation negotiated  
39 pursuant to the express authority of, or as expressly referenced in,  
40 the amended tribal-state gaming compact ratified by this section.

1 ~~(E) The on-reservation impacts of compliance with the terms~~  
2 ~~of the amended tribal-state gaming compact ratified by this section.~~

3 ~~(F) The sale of compact assets, as defined in subdivision (a) of~~  
4 ~~Section 63048.6, or the creation of the special purpose trust~~  
5 ~~established pursuant to Section 63048.65.~~

6 ~~(2) Except as expressly provided herein, nothing in this~~  
7 ~~subdivision shall be construed to exempt a city, county, or city~~  
8 ~~and county, or the California Department of Transportation, from~~  
9 ~~the requirements of the California Environmental Quality Act.~~

10 ~~(e) Revenue contributions made to the state by tribes pursuant~~  
11 ~~to the amended tribal-state gaming compact ratified by this section~~  
12 ~~shall be deposited in the General Fund.~~

13 SEC. 8. Section 12012.465 of the Government Code is  
14 repealed.

15 ~~12012.465. The memorandum of agreement entered into~~  
16 ~~between the State of California and the Agua Caliente Band of~~  
17 ~~Cahuilla Indians, executed on June 27, 2007, is hereby approved.~~

18 SEC. 9. Section 12012.47 of the Government Code is repealed.

19 ~~12012.47. (a) The amendment to the tribal-state gaming~~  
20 ~~compact entered into in accordance with the Indian Gaming~~  
21 ~~Regulatory Act of 1988 (18 U.S.C. Sec. 1166 to 1168, incl., and~~  
22 ~~25 U.S.C. Sec. 2701 et seq.) between the State of California and~~  
23 ~~the San Manuel Band of Mission Indians, executed on August 28,~~  
24 ~~2006, is hereby ratified.~~

25 ~~(b) The terms of the amended compact ratified by this section~~  
26 ~~shall apply only to the State of California and the tribe that has~~  
27 ~~signed it, and shall not bind any tribe that is not a signatory to the~~  
28 ~~amended compact. The Legislature acknowledges the right of~~  
29 ~~federally recognized tribes to exercise their sovereignty to negotiate~~  
30 ~~and enter into compacts with the state that are materially different~~  
31 ~~from the amended compact ratified pursuant to subdivision (a).~~

32 ~~(c) (1) In deference to tribal sovereignty, none of the following~~  
33 ~~shall be deemed a project for purposes of the California~~  
34 ~~Environmental Quality Act (Division 13 (commencing with Section~~  
35 ~~21000) of the Public Resources Code):~~

36 ~~(A) The execution of an amendment to the amended tribal-state~~  
37 ~~gaming compact ratified by this section.~~

38 ~~(B) The execution of the amended tribal-state gaming compact~~  
39 ~~ratified by this section.~~

1     ~~(C) The execution of an intergovernmental agreement between~~  
2 ~~a tribe and a county or city government negotiated pursuant to the~~  
3 ~~express authority of, or as expressly referenced in, the amended~~  
4 ~~tribal-state gaming compact ratified by this section.~~

5     ~~(D) The execution of an intergovernmental agreement between~~  
6 ~~a tribe and the California Department of Transportation negotiated~~  
7 ~~pursuant to the express authority of, or as expressly referenced in,~~  
8 ~~the amended tribal-state gaming compact ratified by this section.~~

9     ~~(E) The on-reservation impacts of compliance with the terms~~  
10 ~~of the amended tribal-state gaming compact ratified by this section.~~

11     ~~(F) The sale of compact assets, as defined in subdivision (a) of~~  
12 ~~Section 63048.6, or the creation of the special purpose trust~~  
13 ~~established pursuant to Section 63048.65.~~

14     ~~(2) Except as expressly provided herein, nothing in this~~  
15 ~~subdivision shall be construed to exempt a city, county, or city~~  
16 ~~and county, or the California Department of Transportation, from~~  
17 ~~the requirements of the California Environmental Quality Act.~~

18     ~~(d) Revenue contributions made to the state by tribes pursuant~~  
19 ~~to the amended tribal-state gaming compact ratified by this section~~  
20 ~~shall be deposited in the General Fund, or as otherwise provided~~  
21 ~~in the amended compact.~~

22     SEC. 10. Section 12012.475 of the Government Code is  
23 repealed.

24     ~~12012.475.—The letter of agreement entered into between the~~  
25 ~~State of California and the San Manuel Band of Mission Indians,~~  
26 ~~executed on September 5, 2007, is hereby approved.~~

27     SEC. 11. Section 12012.48 of the Government Code is  
28 repealed.

29     ~~12012.48.—(a) The amendment to the tribal-state gaming~~  
30 ~~compact entered into in accordance with the Indian Gaming~~  
31 ~~Regulatory Act of 1988 (18 U.S.C. Sec. 1166 to 1168, incl., and~~  
32 ~~25 U.S.C. Sec. 2701 et seq.) between the State of California and~~  
33 ~~the Morongo Band of Mission Indians, executed on August 29,~~  
34 ~~2006, is hereby ratified.~~

35     ~~(b) (1) In deference to tribal sovereignty, none of the following~~  
36 ~~shall be deemed a project for purposes of the California~~  
37 ~~Environmental Quality Act (Division 13 (commencing with Section~~  
38 ~~21000) of the Public Resources Code):~~

39     ~~(A) The execution of an amendment to the amended tribal-state~~  
40 ~~gaming compact ratified by this section.~~

1 ~~(B) The execution of the amended tribal-state gaming compact~~  
2 ~~ratified by this section.~~

3 ~~(C) The execution of an intergovernmental agreement between~~  
4 ~~a tribe and a county or city government negotiated pursuant to the~~  
5 ~~express authority of, or as expressly referenced in, the amended~~  
6 ~~tribal-state gaming compact ratified by this section.~~

7 ~~(D) The execution of an intergovernmental agreement between~~  
8 ~~a tribe and the California Department of Transportation negotiated~~  
9 ~~pursuant to the express authority of, or as expressly referenced in,~~  
10 ~~the amended tribal-state gaming compact ratified by this section.~~

11 ~~(E) The on-reservation impacts of compliance with the terms~~  
12 ~~of the amended tribal-state gaming compact ratified by this section.~~

13 ~~(F) The sale of compact assets, as defined in subdivision (a) of~~  
14 ~~Section 63048.6, or the creation of the special purpose trust~~  
15 ~~established pursuant to Section 63048.65.~~

16 ~~(2) Except as expressly provided herein, nothing in this~~  
17 ~~subdivision shall be construed to exempt a city, county, or city~~  
18 ~~and county, or the California Department of Transportation, from~~  
19 ~~the requirements of the California Environmental Quality Act.~~

20 ~~(e) Revenue contributions made to the state by tribes pursuant~~  
21 ~~to the amended tribal-state gaming compact ratified by this section~~  
22 ~~shall be deposited in the General Fund.~~

23 ~~SEC. 12. Section 12012.485 of the Government Code is~~  
24 ~~repealed.~~

25 ~~12012.485.—The memorandum of agreement entered into~~  
26 ~~between the State of California and the Morongo Band of Mission~~  
27 ~~Indians, executed on June 27, 2007, is hereby approved.~~

28 ~~SEC. 13. Section 12012.49 of the Government Code is~~  
29 ~~repealed.~~

30 ~~12012.49.—(a) The amendment to the tribal-state gaming~~  
31 ~~compact entered into in accordance with the Indian Gaming~~  
32 ~~Regulatory Act of 1988 (18 U.S.C. Sec. 1166 to 1168, incl., and~~  
33 ~~25 U.S.C. Sec. 2701 et seq.) between the State of California and~~  
34 ~~the Pechanga Band of Luiseño Mission Indians, executed on~~  
35 ~~August 28, 2006, is hereby ratified.~~

36 ~~(b) (1) In deference to tribal sovereignty, none of the following~~  
37 ~~shall be deemed a project for purposes of the California~~  
38 ~~Environmental Quality Act (Division 13 (commencing with Section~~  
39 ~~21000) of the Public Resources Code):~~

1     (A) ~~The execution of an amendment to the amended tribal-state~~  
 2 ~~gaming compact ratified by this section.~~

3     (B) ~~The execution of the amended tribal-state gaming compact~~  
 4 ~~ratified by this section.~~

5     (C) ~~The execution of an intergovernmental agreement between~~  
 6 ~~a tribe and a county or city government negotiated pursuant to the~~  
 7 ~~express authority of, or as expressly referenced in, the amended~~  
 8 ~~tribal-state gaming compact ratified by this section.~~

9     (D) ~~The execution of an intergovernmental agreement between~~  
 10 ~~a tribe and the California Department of Transportation negotiated~~  
 11 ~~pursuant to the express authority of, or as expressly referenced in,~~  
 12 ~~the amended tribal-state gaming compact ratified by this section.~~

13     (E) ~~The on-reservation impacts of compliance with the terms~~  
 14 ~~of the amended tribal-state gaming compact ratified by this section.~~

15     (F) ~~The sale of compact assets, as defined in subdivision (a) of~~  
 16 ~~Section 63048.6, or the creation of the special purpose trust~~  
 17 ~~established pursuant to Section 63048.65.~~

18     (2) ~~Except as expressly provided herein, nothing in this~~  
 19 ~~subdivision shall be construed to exempt a city, county, or city~~  
 20 ~~and county, or the California Department of Transportation, from~~  
 21 ~~the requirements of the California Environmental Quality Act.~~

22     (e) ~~Revenue contributions made to the state by the tribe pursuant~~  
 23 ~~to the amended tribal-state gaming compact ratified by this section~~  
 24 ~~shall be deposited in the General Fund.~~

25     SEC. 14. Section 12012.495 of the Government Code is  
 26 repealed.

27     12012.495. ~~The memorandum of agreement entered into~~  
 28 ~~between the State of California and the Pechanga Band of Luiseño~~  
 29 ~~Indians, executed on June 27, 2007, is hereby approved.~~

30     SEC. 15. Section 12012.51 of the Government Code is  
 31 repealed.

32     12012.51. (a) ~~The amendment to the tribal-state gaming~~  
 33 ~~compact entered into in accordance with the Indian Gaming~~  
 34 ~~Regulatory Act of 1988 (18 U.S.C. Sec. 1166 to 1168, incl., and~~  
 35 ~~25 U.S.C. Sec. 2701 et seq.) between the State of California and~~  
 36 ~~the Sycuan Band of the Kumeyaay Nation, executed on August~~  
 37 ~~30, 2006, is hereby ratified.~~

38     (b) ~~The terms of the amended compact ratified by this section~~  
 39 ~~shall apply only to the State of California and the tribe that has~~  
 40 ~~signed it, and shall not bind any tribe that is not a signatory to the~~

1 amended compact. The Legislature acknowledges the right of  
2 federally recognized tribes to exercise their sovereignty to negotiate  
3 and enter into compacts with the state that are materially different  
4 from the amended compact ratified pursuant to subdivision (a):

5 (e) (1) In deference to tribal sovereignty, none of the following  
6 shall be deemed a project for purposes of the California  
7 Environmental Quality Act (Division 13 (commencing with Section  
8 21000) of the Public Resources Code):

9 (A) The execution of an amendment to the amended tribal-state  
10 gaming compact ratified by this section.

11 (B) The execution of the amended tribal-state gaming compact  
12 ratified by this section.

13 (C) The execution of an intergovernmental agreement between  
14 a tribe and a county or city government negotiated pursuant to the  
15 express authority of, or as expressly referenced in, the amended  
16 tribal-state gaming compact ratified by this section.

17 (D) The execution of an intergovernmental agreement between  
18 a tribe and the California Department of Transportation negotiated  
19 pursuant to the express authority of, or as expressly referenced in,  
20 the amended tribal-state gaming compact ratified by this section.

21 (E) The on-reservation impacts of compliance with the terms  
22 of the amended tribal-state gaming compact ratified by this section.

23 (F) The sale of compact assets, as defined in subdivision (a) of  
24 Section 63048.6, or the creation of the special purpose trust  
25 established pursuant to Section 63048.65.

26 (2) Except as expressly provided herein, nothing in this  
27 subdivision shall be construed to exempt a city, county, or city  
28 and county, or the California Department of Transportation, from  
29 the requirements of the California Environmental Quality Act.

30 (d) Revenue contributions made to the state by the tribe pursuant  
31 to the amended tribal-state gaming compact ratified by this section  
32 shall be deposited in the General Fund, or as otherwise provided  
33 in the amended compact.

34 SEC. 16. Section 12012.515 of the Government Code is  
35 repealed.

36 12012.515.—The memorandum of agreement entered into  
37 between the State of California and the Sycuan Band of the  
38 Kumeyaay Nation, executed on June 27, 2007, is hereby approved.

39 SEC. 17. Section 12012.52 of the Government Code is  
40 repealed.

1     ~~12012.52. (a) The tribal-state gaming compact entered into in~~  
2 ~~accordance with the Indian Gaming Regulatory Act of 1988 (18~~  
3 ~~U.S.C. Sec. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)~~  
4 ~~between the State of California and the Yurok Tribe of the Yurok~~  
5 ~~Reservation, executed on August 29, 2006, is hereby ratified.~~

6     ~~(b) (1) In deference to tribal sovereignty, none of the following~~  
7 ~~shall be deemed a project for purposes of the California~~  
8 ~~Environmental Quality Act (Division 13 (commencing with Section~~  
9 ~~21000) of the Public Resources Code):~~

10     ~~(A) The execution of an amendment of the tribal-state gaming~~  
11 ~~compact ratified by this section.~~

12     ~~(B) The execution of the tribal-state gaming compact ratified~~  
13 ~~by this section.~~

14     ~~(C) The execution of an intergovernmental agreement between~~  
15 ~~a tribe and a county or city government negotiated pursuant to the~~  
16 ~~express authority of, or as expressly referenced in, the tribal-state~~  
17 ~~gaming compact ratified by this section.~~

18     ~~(D) The execution of an intergovernmental agreement between~~  
19 ~~a tribe and the California Department of Transportation negotiated~~  
20 ~~pursuant to the express authority of, or as expressly referenced in,~~  
21 ~~the tribal-state gaming compact ratified by this section.~~

22     ~~(E) The on-reservation impacts of compliance with the terms~~  
23 ~~of the tribal-state gaming compact ratified by this section.~~

24     ~~(F) The sale of compact assets, as defined in subdivision (a) of~~  
25 ~~Section 63048.6, or the creation of the special purpose trust~~  
26 ~~established pursuant to Section 63048.65.~~

27     ~~(2) Except as expressly provided herein, nothing in this~~  
28 ~~subdivision shall be construed to exempt a city, county, or city~~  
29 ~~and county, or the California Department of Transportation, from~~  
30 ~~the requirements of the California Environmental Quality Act.~~

31     ~~(e) Revenue contributions made to the state by the tribe pursuant~~  
32 ~~to the tribal-state gaming compact ratified by this section shall be~~  
33 ~~deposited in the General Fund.~~

34     ~~SEC. 18. Section 12012.53 of the Government Code is~~  
35 ~~repealed.~~

36     ~~12012.53. (a) The amendment to the tribal-state gaming~~  
37 ~~compact entered into in accordance with the Indian Gaming~~  
38 ~~Regulatory Act of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and~~  
39 ~~25 U.S.C. Sec. 2701 et seq.) between the State of California and~~

1 the Shingle Springs Band of Miwok Indians, executed on June 30,  
2 2008, is hereby ratified.

3 (b) (1) In deference to tribal sovereignty, none of the following  
4 shall be deemed a project for purposes of the California  
5 Environmental Quality Act (Division 13 (commencing with Section  
6 21000) of the Public Resources Code):

7 (A) The execution of an amendment to the amended tribal-state  
8 gaming compact ratified by this section.

9 (B) The execution of the amended tribal-state gaming compact  
10 ratified by this section.

11 (C) The execution of an intergovernmental agreement between  
12 a tribe and a county or city government negotiated pursuant to the  
13 express authority of, or as expressly referenced in, the amended  
14 tribal-state gaming compact ratified by this section.

15 (D) The execution of an intergovernmental agreement between  
16 a tribe and the California Department of Transportation negotiated  
17 pursuant to the express authority of, or as expressly referenced in,  
18 the amended tribal-state gaming compact ratified by this section.

19 (E) The on-reservation impacts of compliance with the terms  
20 of the amended tribal-state gaming compact ratified by this section.

21 (F) The sale of compact assets, as defined in subdivision (a) of  
22 Section 63048.6, or the creation of the special purpose trust  
23 established pursuant to Section 63048.65.

24 (2) Except as expressly provided herein, nothing in this  
25 subdivision shall be construed to exempt a city, county, or city  
26 and county, or the California Department of Transportation, from  
27 the requirements of the California Environmental Quality Act.

28 (e) Revenue contributions made to the state by the tribe pursuant  
29 to the tribal-state gaming compact ratified by this section shall be  
30 deposited in the General Fund, except as otherwise provided by  
31 the amended compact or by a statute directing that a portion of the  
32 revenue contributions be deposited in a special fund.

33 SEC. 19. Section 12012.54 of the Government Code is  
34 repealed.

35 12012.54. (a) The tribal-state gaming compact entered into in  
36 accordance with the Indian Gaming Regulatory Act of 1988 (18  
37 U.S.C. Sees. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)  
38 between the State of California and the Habematolel Pomo of  
39 Upper Lake, executed on March 17, 2011, is hereby ratified.

1 ~~(b) (1) In deference to tribal sovereignty, none of the following~~  
2 ~~shall be deemed a project for purposes of the California~~  
3 ~~Environmental Quality Act (Division 13 (commencing with Section~~  
4 ~~21000) of the Public Resources Code):~~

5 ~~(A) The execution of an amendment to the tribal-state gaming~~  
6 ~~compact ratified by this section.~~

7 ~~(B) The execution of the tribal-state gaming compact ratified~~  
8 ~~by this section.~~

9 ~~(C) The execution of an intergovernmental agreement between~~  
10 ~~a tribe and a county or city government negotiated pursuant to the~~  
11 ~~express authority of, or as expressly referenced in, the tribal-state~~  
12 ~~gaming compact ratified by this section.~~

13 ~~(D) The execution of an intergovernmental agreement between~~  
14 ~~a tribe and the California Department of Transportation negotiated~~  
15 ~~pursuant to the express authority of, or as expressly referenced in,~~  
16 ~~the tribal-state gaming compact ratified by this section.~~

17 ~~(E) The on-reservation impacts of compliance with the terms~~  
18 ~~of the tribal-state gaming compact ratified by this section.~~

19 ~~(F) The sale of compact assets, as defined in subdivision (a) of~~  
20 ~~Section 63048.6, or the creation of the special purpose trust~~  
21 ~~established pursuant to Section 63048.65.~~

22 ~~(2) Except as expressly provided herein, nothing in this~~  
23 ~~subdivision shall be construed to exempt a city, county, or city~~  
24 ~~and county, or the California Department of Transportation, from~~  
25 ~~the requirements of the California Environmental Quality Act.~~

26 SEC. 20. Section 12012.551 of the Government Code is  
27 repealed.

28 12012.551. (a) The tribal-state gaming compact entered into  
29 in accordance with the Indian Gaming Regulatory Act of 1988 (18  
30 U.S.C. Sees. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)  
31 between the State of California and the Pinoleville Pomo Nation,  
32 executed on August 8, 2011, is hereby ratified.

33 ~~(b) (1) In deference to tribal sovereignty, none of the following~~  
34 ~~shall be deemed a project for purposes of the California~~  
35 ~~Environmental Quality Act (Division 13 (commencing with Section~~  
36 ~~21000) of the Public Resources Code):~~

37 ~~(A) The execution of an amendment to the tribal-state gaming~~  
38 ~~compact ratified by this section.~~

39 ~~(B) The execution of the tribal-state gaming compact ratified~~  
40 ~~by this section.~~

1     ~~(C) The execution of an intergovernmental agreement between~~  
2 ~~a tribe and a county or city government negotiated pursuant to the~~  
3 ~~express authority of, or as expressly referenced in, the tribal-state~~  
4 ~~gaming compact ratified by this section.~~

5     ~~(D) The execution of an intergovernmental agreement between~~  
6 ~~a tribe and the Department of Transportation negotiated pursuant~~  
7 ~~to the express authority of, or as expressly referenced in, the~~  
8 ~~tribal-state gaming compact ratified by this section.~~

9     ~~(E) The on-reservation impacts of compliance with the terms~~  
10 ~~of the tribal-state gaming compact ratified by this section.~~

11     ~~(F) The sale of compact assets, as defined in subdivision (a) of~~  
12 ~~Section 63048.6, or the creation of the special purpose trust~~  
13 ~~established pursuant to Section 63048.65.~~

14     ~~(2) Except as expressly provided herein, nothing in this~~  
15 ~~subdivision shall be construed to exempt a city, county, or city~~  
16 ~~and county, or the Department of Transportation, from the~~  
17 ~~requirements of the California Environmental Quality Act.~~

18     ~~SEC. 21. Section 12012.56 of the Government Code is~~  
19 ~~repealed.~~

20     ~~12012.56. (a) The tribal-state gaming compact entered into in~~  
21 ~~accordance with the federal Indian Gaming Regulatory Act of~~  
22 ~~1988 (18 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701~~  
23 ~~et seq.) between the State of California and the Federated Indians~~  
24 ~~of Graton Rancheria, executed on March 27, 2012, is hereby~~  
25 ~~ratified.~~

26     ~~(b) (1) In deference to tribal sovereignty, none of the following~~  
27 ~~shall be deemed a project for purposes of the California~~  
28 ~~Environmental Quality Act (Division 13 (commencing with Section~~  
29 ~~21000) of the Public Resources Code):~~

30     ~~(A) The execution of an amendment to the tribal-state gaming~~  
31 ~~compact ratified by this section.~~

32     ~~(B) The execution of the tribal-state gaming compact ratified~~  
33 ~~by this section.~~

34     ~~(C) The execution of an intergovernmental agreement between~~  
35 ~~a tribe and a county or city government negotiated pursuant to the~~  
36 ~~express authority of, or as expressly referenced in, the tribal-state~~  
37 ~~gaming compact ratified by this section.~~

38     ~~(D) The execution of an intergovernmental agreement between~~  
39 ~~a tribe and the Department of Transportation negotiated pursuant~~

1 to the express authority of, or as expressly referenced in, the  
 2 tribal-state gaming compact ratified by this section.  
 3 (E) The on-reservation impacts of compliance with the terms  
 4 of the tribal-state gaming compact ratified by this section.  
 5 (F) The sale of compact assets, as defined in subdivision (a) of  
 6 Section 63048.6, or the creation of the special purpose trust  
 7 established pursuant to Section 63048.65.  
 8 (2) Except as expressly provided herein, nothing in this  
 9 subdivision shall be construed to exempt a city, county, or city  
 10 and county, or the Department of Transportation, from the  
 11 requirements of the California Environmental Quality Act.  
 12 SEC. 22. Section 12012.57 of the Government Code is  
 13 repealed.  
 14 12012.57. (a) The amendment to the tribal-state gaming  
 15 compact entered into in accordance with the federal Indian Gaming  
 16 Regulatory Act of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and  
 17 25 U.S.C. Sec. 2701 et seq.) between the State of California and  
 18 the Coyote Valley Band of Pomo Indians, executed on July 25,  
 19 2012, is hereby ratified.  
 20 (b) (1) In deference to tribal sovereignty, none of the following  
 21 shall be deemed a project for purposes of the California  
 22 Environmental Quality Act (Division 13 (commencing with Section  
 23 21000) of the Public Resources Code):  
 24 (A) The execution of an amendment to the amended tribal-state  
 25 gaming compact ratified by this section.  
 26 (B) The execution of the amended tribal-state gaming compact  
 27 ratified by this section.  
 28 (C) The execution of an intergovernmental agreement between  
 29 a tribe and a county or city government negotiated pursuant to the  
 30 express authority of, or as expressly referenced in, the amended  
 31 tribal-state gaming compact ratified by this section.  
 32 (D) The execution of an intergovernmental agreement between  
 33 a tribe and the Department of Transportation negotiated pursuant  
 34 to the express authority of, or as expressly referenced in, the  
 35 amended tribal-state gaming compact ratified by this section.  
 36 (E) The on-reservation impacts of compliance with the terms  
 37 of the amended tribal-state gaming compact ratified by this section.  
 38 (F) The sale of compact assets, as defined in subdivision (a) of  
 39 Section 63048.6, or the creation of the special purpose trust  
 40 established pursuant to Section 63048.65.

1 ~~(2) Except as expressly provided herein, nothing in this~~  
2 ~~subdivision shall be construed to exempt a city, county, or city~~  
3 ~~and county, or the Department of Transportation, from the~~  
4 ~~requirements of the California Environmental Quality Act.~~

5 SEC. 23. Section 12012.75 of the Government Code is  
6 repealed.

7 ~~12012.75. There is hereby created in the State Treasury a~~  
8 ~~special fund called the “Indian Gaming Revenue Sharing Trust~~  
9 ~~Fund” for the receipt and deposit of moneys derived from gaming~~  
10 ~~device license fees that are paid into the fund pursuant to the terms~~  
11 ~~of tribal-state gaming compacts for the purpose of making~~  
12 ~~distributions to noncompact tribes. Moneys in the Indian Gaming~~  
13 ~~Revenue Sharing Trust Fund shall be available to the California~~  
14 ~~Gambling Control Commission, upon appropriation by the~~  
15 ~~Legislature, for the purpose of making distributions to noncompact~~  
16 ~~tribes, in accordance with distribution plans specified in tribal-state~~  
17 ~~gaming compacts.~~

18 SEC. 24. Section 12012.85 of the Government Code is  
19 repealed.

20 ~~12012.85. There is hereby created in the State Treasury a fund~~  
21 ~~called the “Indian Gaming Special Distribution Fund” for the~~  
22 ~~receipt and deposit of moneys received by the state from Indian~~  
23 ~~tribes pursuant to the terms of tribal-state gaming compacts. These~~  
24 ~~moneys shall be available for appropriation by the Legislature for~~  
25 ~~the following purposes:~~

26 ~~(a) Grants, including any administrative costs, for programs~~  
27 ~~designed to address gambling addiction.~~

28 ~~(b) Grants, including any administrative costs, for the support~~  
29 ~~of state and local government agencies impacted by tribal~~  
30 ~~government gaming.~~

31 ~~(c) Compensation for regulatory costs incurred by the State~~  
32 ~~Gaming Agency and the Department of Justice in connection with~~  
33 ~~the implementation and administration of tribal-state gaming~~  
34 ~~compacts.~~

35 ~~(d) Payment of shortfalls that may occur in the Indian Gaming~~  
36 ~~Revenue Sharing Trust Fund. This shall be the priority use of~~  
37 ~~moneys in the Indian Gaming Special Distribution Fund.~~

38 ~~(e) Disbursements for the purpose of implementing the terms~~  
39 ~~of tribal labor relations ordinances promulgated in accordance with~~  
40 ~~the terms of tribal-state gaming compacts ratified pursuant to~~

1 Chapter 874 of the Statutes of 1999. No more than 10 percent of  
2 the funds appropriated in the Budget Act of 2000 for  
3 implementation of tribal labor relations ordinances promulgated  
4 in accordance with those compacts shall be expended in the  
5 selection of the Tribal Labor Panel. The Department of Human  
6 Resources shall consult with and seek input from the parties prior  
7 to any expenditure for purposes of selecting the Tribal Labor Panel.  
8 Other than the cost of selecting the Tribal Labor Panel, there shall  
9 be no further disbursements until the Tribal Labor Panel, which  
10 is selected by mutual agreement of the parties, is in place.

11 (f) Any other purpose specified by law.

12 (g) Priority for funding from the Indian Gaming Special  
13 Distribution Fund is in the following descending order:

14 (1) An appropriation to the Indian Gaming Revenue Sharing  
15 Trust Fund in an aggregate amount sufficient to make payments  
16 of any shortfalls that may occur in the Indian Gaming Revenue  
17 Sharing Trust Fund.

18 (2) An appropriation to the Office of Problem and Pathological  
19 Gambling within the State Department of Alcohol and Drug  
20 Programs for problem gambling prevention programs.

21 (3) The amount appropriated in the annual Budget Act for  
22 allocation between the Department of Justice and the California  
23 Gambling Control Commission for regulatory functions that  
24 directly relates to Indian gaming.

25 (4) An appropriation for the support of local government  
26 agencies impacted by tribal gaming.

27 SEC. 25. Section 12012.90 of the Government Code is  
28 repealed.

29 12012.90. (a) (1) For each fiscal year commencing with the  
30 2002-03 fiscal year to the 2004-05 fiscal year, inclusive, the  
31 California Gambling Control Commission shall determine the  
32 aggregate amount of shortfalls in payments that occurred in the  
33 Indian Gaming Revenue Sharing Trust Fund pursuant to Section  
34 4.3.2.1 of the tribal-state gaming compacts ratified and in effect  
35 as provided in subdivision (f) of Section 19 of Article IV of the  
36 California Constitution as determined below:

37 (A) For each eligible recipient Indian tribe that received money  
38 for all four quarters of the fiscal year, the difference between one  
39 million one hundred thousand dollars (\$1,100,000) and the actual

1 amount paid to each eligible recipient Indian tribe during the fiscal  
2 year from the Indian Gaming Revenue Sharing Trust Fund.

3 (B) For each eligible recipient Indian tribe that received moneys  
4 for less than four quarters of the fiscal year, the difference between  
5 two hundred seventy-five thousand dollars (\$275,000) for each  
6 quarter in the fiscal year that a recipient Indian tribe was eligible  
7 to receive moneys and the actual amount paid to each eligible  
8 recipient Indian tribe during the fiscal year from the Indian Gaming  
9 Revenue Sharing Trust Fund.

10 (2) For purposes of this section, “eligible recipient Indian tribe”  
11 means a noncompact tribe, as defined in Section 4.3.2(a)(i) of the  
12 tribal-state gaming compacts ratified and in effect as provided in  
13 subdivision (f) of Section 19 of Article IV of the California  
14 Constitution.

15 (b) The California Gambling Control Commission shall provide  
16 to the committee in the Senate and Assembly that considers the  
17 State Budget an estimate of the amount needed to backfill the  
18 Indian Gaming Revenue Sharing Trust Fund on or before the date  
19 of the May budget revision for each fiscal year.

20 (c) An eligible recipient Indian tribe may not receive an amount  
21 from the backfill appropriated following the estimate made  
22 pursuant to subdivision (b) that would give the eligible recipient  
23 Indian tribe an aggregate amount in excess of two hundred  
24 seventy-five thousand dollars (\$275,000) per eligible quarter. Any  
25 funds transferred from the Indian Gaming Special Distribution  
26 Fund to the Indian Gaming Revenue Sharing Trust Fund that result  
27 in a surplus shall revert back to the Indian Gaming Special  
28 Distribution Fund following the authorization of the final payment  
29 of the fiscal year.

30 (d) Upon a transfer of moneys from the Indian Gaming Special  
31 Distribution Fund to the Indian Gaming Revenue Sharing Trust  
32 Fund and appropriation from the trust fund, the California  
33 Gambling Control Commission shall distribute the moneys without  
34 delay to eligible recipient Indian tribes for each quarter that a tribe  
35 was eligible to receive a distribution during the fiscal year  
36 immediately preceding.

37 (e) For each fiscal year commencing with the 2005-06 fiscal  
38 year, all of the following shall apply and subdivisions (b) to (d),  
39 inclusive, shall not apply:

1 (1) ~~On or before the day of the May budget revision for each~~  
2 ~~fiscal year, the California Gambling Control Commission shall~~  
3 ~~determine the anticipated total amount of shortfalls in payment~~  
4 ~~likely to occur in the Indian Gaming Revenue Sharing Trust Fund~~  
5 ~~for the upcoming fiscal year, and shall provide to the committee~~  
6 ~~in the Senate and Assembly that considers the State Budget an~~  
7 ~~estimate of the amount needed to transfer from the Indian Gaming~~  
8 ~~Special Distribution Fund to backfill the Indian Gaming Revenue~~  
9 ~~Sharing Trust Fund for the next fiscal year. The anticipated total~~  
10 ~~amount of shortfalls to be transferred from the Indian Gaming~~  
11 ~~Special Distribution Fund to the Indian Gaming Revenue Sharing~~  
12 ~~Trust Fund shall be determined by the California Gambling Control~~  
13 ~~Commission as follows:~~

14 (A) ~~The anticipated number of eligible recipient tribes that will~~  
15 ~~be eligible to receive payments for the next fiscal year, multiplied~~  
16 ~~by one million one hundred thousand dollars (\$1,100,000), with~~  
17 ~~that product reduced by the amount anticipated to be paid by the~~  
18 ~~tribes directly into the Indian Gaming Revenue Sharing Trust Fund~~  
19 ~~for the fiscal year.~~

20 (B) ~~This amount shall be based upon actual payments received~~  
21 ~~into the Indian Gaming Revenue Sharing Trust Fund the previous~~  
22 ~~fiscal year, with adjustments made due to amendments to existing~~  
23 ~~tribal-state compacts or newly executed tribal-state compacts with~~  
24 ~~respect to payments to be made to the Indian Gaming Revenue~~  
25 ~~Sharing Trust Fund.~~

26 (2) ~~The Legislature shall transfer from the Indian Gaming~~  
27 ~~Special Distribution Fund to the Indian Gaming Revenue Sharing~~  
28 ~~Trust Fund an amount sufficient for each eligible recipient tribe~~  
29 ~~to receive a total not to exceed two hundred seventy-five thousand~~  
30 ~~dollars (\$275,000) for each quarter in the upcoming fiscal year an~~  
31 ~~eligible recipient tribe is eligible to receive moneys, for a total not~~  
32 ~~to exceed one million one hundred thousand dollars (\$1,100,000)~~  
33 ~~for the entire fiscal year. The California Gambling Control~~  
34 ~~Commission shall make quarterly payments from the Indian~~  
35 ~~Gaming Revenue Sharing Trust Fund to each eligible recipient~~  
36 ~~Indian tribe within 45 days of the end of each fiscal quarter.~~

37 (3) ~~If the transfer of funds from the Indian Gaming Special~~  
38 ~~Distribution Fund to the Indian Gaming Revenue Sharing Trust~~  
39 ~~Fund results in a surplus, the funds shall remain in the Indian~~  
40 ~~Gaming Revenue Sharing Trust Fund for disbursement in future~~

1 years, and if necessary, adjustments shall be made to future  
2 distributions from the Indian Gaming Special Distribution Fund  
3 to the Revenue Sharing Trust Fund.

4 (4) In the event the amount appropriated for the fiscal year is  
5 insufficient to ensure each eligible recipient tribe receives the total  
6 of two hundred seventy-five thousand dollars (\$275,000) for each  
7 fiscal quarter, the Department of Finance, after consultation with  
8 the California Gambling Control Commission, shall submit to the  
9 Legislature a request for a budget augmentation for the current  
10 fiscal year with an explanation as to the reason why the amount  
11 appropriated for the fiscal year was insufficient.

12 (5) At the end of each fiscal quarter, the California Gambling  
13 Control Commission's Indian Gaming Revenue Sharing Trust  
14 Fund report shall include information that identifies each of the  
15 eligible recipient tribes eligible to receive a distribution for that  
16 fiscal quarter, the amount paid into the Indian Gaming Revenue  
17 Sharing Trust Fund by each of the tribes pursuant to the applicable  
18 sections of the tribal-state compact, and the amount necessary to  
19 backfill from the Indian Gaming Special Distribution Fund the  
20 shortfall in the Indian Gaming Revenue Sharing Trust Fund in  
21 order for each eligible recipient tribe to receive the total of two  
22 hundred seventy-five thousand dollars (\$275,000) for the fiscal  
23 quarter.

24 SEC. 26. Chapter 7.5 (commencing with Section 12710) of  
25 Part 2 of Division 3 of Title 2 of the Government Code is repealed.

26 SEC. 27. Title 16.5 (commencing with Section 98020) is added  
27 to the Government Code, to read:

28  
29 TITLE 16.5. TRIBAL GAMING

30  
31 CHAPTER 1. COMPACT RATIFICATION

32  
33 98020. (a) The following tribal-state compacts entered in  
34 accordance with the Indian Gaming Regulatory Act of 1988 (18  
35 U.S.C. Sec. 1166 et seq. and 25 U.S.C. Sec. 2701 et seq.) are  
36 hereby ratified:

37 (1) The compact between the State of California and the Barona  
38 Band of Mission Indians, executed on August 12, 1998.

39 (2) The compact between the State of California and the Big  
40 Sandy Rancheria of Mono Indians, executed on July 20, 1998.

1 (3) The compact between the State of California and the Cher-Ae  
2 Heights Indian Community of Trinidad Rancheria, executed on  
3 July 13, 1998.

4 (4) The compact between the State of California and the Jackson  
5 Rancheria Band of Miwuk Indians, executed on July 13, 1998.

6 (5) The compact between the State of California and the  
7 Mooretown Rancheria of Concow/Maidu Indians, executed on  
8 July 13, 1998.

9 (6) The compact between the State of California and the Pala  
10 Band of Mission Indians, as approved by the Secretary of the  
11 Interior on April 25, 1998.

12 (7) The compact between the State of California and the Redding  
13 Rancheria, executed on August 11, 1998.

14 (8) The compact between the State of California and the Rumsey  
15 Indian Rancheria of Wintun Indians of California, executed on  
16 July 13, 1998.

17 (9) The compact between the State of California and the Sycuan  
18 Band of Mission Indians, executed on August 12, 1998.

19 (10) The compact between the State of California and the Table  
20 Mountain Rancheria, executed on July 13, 1998.

21 (11) The compact between the State of California and the Viejas  
22 Band of Kumeyaay Indians, executed on or about August 17, 1998.

23 The terms of each compact apply only to the State of California  
24 and the tribe that has signed it, and the terms of these compacts  
25 do not bind any tribe that is not a signatory to any of the compacts.

26 (b) Any other compact entered into between the State of  
27 California and any other federally recognized Indian tribe which  
28 is executed after August 24, 1998, is hereby ratified if (1) the  
29 compact is identical in all material respects to any of the compacts  
30 ratified pursuant to subdivision (a), and (2) the compact is not  
31 rejected by each house of the Legislature, two-thirds of the  
32 membership thereof concurring, within 30 days of the date of the  
33 submission of the compact to the Legislature by the Governor.  
34 However, if the 30-day period ends during a joint recess of the  
35 Legislature, the period shall be extended until the fifteenth day  
36 following the day on which the Legislature reconvenes. A compact  
37 will be deemed to be materially identical to a compact ratified  
38 pursuant to subdivision (a) if the Governor certifies that it is  
39 materially identical at the time he or she submits it to the  
40 Legislature.

1 (c) The Legislature acknowledges the right of federally  
2 recognized tribes to exercise their sovereignty to negotiate and  
3 enter into compacts with the state that are materially different from  
4 the compacts ratified pursuant to subdivision (a). These compacts  
5 shall be ratified upon approval of each house of the Legislature, a  
6 majority of the membership thereof concurring.

7 (d) The Governor is the designated state officer responsible for  
8 negotiating and executing, on behalf of the state, tribal-state gaming  
9 compacts with federally recognized Indian tribes in the State of  
10 California pursuant to the federal Indian Gaming Regulatory Act  
11 of 1988 (18 U.S.C. Sec. 1166 et seq. and 25 U.S.C. Sec. 2701 et  
12 seq.) for the purpose of authorizing class III gaming, as defined  
13 in that act, on Indian lands. This section does not deny the existence  
14 of the Governor's authority to have negotiated and executed  
15 tribal-state compacts prior to March 8, 2000.

16 (e) The Governor is authorized to waive the state's immunity  
17 to suit in federal court in connection with any compact negotiated  
18 with an Indian tribe or any action brought by an Indian tribe under  
19 the Indian Gaming Regulatory Act (18 U.S.C. Sec. 1166 et seq.  
20 and 25 U.S.C. Sec. 2701 et seq.).

21 (f) In deference to tribal sovereignty, the execution of, and  
22 compliance with the terms of, any compact specified under  
23 subdivision (a) or (b) does not constitute a project for purposes of  
24 the California Environmental Quality Act (Division 13  
25 (commencing with Section 21000) of the Public Resources Code).

26 (g) This section does not authorize the unilateral imposition of  
27 a statewide limit on the number of lottery devices or of any  
28 allocation system for lottery devices on any Indian tribe that has  
29 not entered into a compact that provides for such a limit or  
30 allocation system. Each tribe may negotiate separately with the  
31 state over these matters on a government-to-government basis.

32 98021. (a) The following tribal-state gaming compacts entered  
33 into in accordance with the Indian Gaming Regulatory Act of 1988  
34 (18 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et  
35 seq.) are hereby ratified:

36 (1) The compact between the State of California and the Alturas  
37 Rancheria, executed on September 10, 1999.

38 (2) The compact between the State of California and the Barona  
39 Band of Mission Indians, executed on September 10, 1999.

- 1 (3) The compact between the State of California and the Big  
2 Sandy Rancheria Band of Mono Indians, executed on September  
3 10, 1999.
- 4 (4) The compact between the State of California and the Big  
5 Valley Rancheria, executed on September 10, 1999.
- 6 (5) The compact between the State of California and the Bishop  
7 Paiute Tribe, executed on September 10, 1999.
- 8 (6) The compact between the State of California and the Blue  
9 Lake Rancheria, executed on September 10, 1999.
- 10 (7) The compact between the State of California and the Buena  
11 Vista Band of Me-wuk Indians, executed on September 10, 1999.
- 12 (8) The compact between the State of California and the  
13 Cabazon Band of Mission Indians, executed on September 10,  
14 1999.
- 15 (9) The compact between the State of California and the Cahto  
16 Tribe of Laytonville, executed on September 10, 1999.
- 17 (10) The compact between the State of California and the  
18 Cahuilla Band of Mission Indians, executed on September 10,  
19 1999.
- 20 (11) The compact between the State of California and the Campo  
21 Band of Mission Indians, executed on September 10, 1999.
- 22 (12) The compact between the State of California and the  
23 Chemehuevi Indian Tribe, executed on September 10, 1999.
- 24 (13) The compact between the State of California and the  
25 Chicken Ranch Rancheria, executed on September 10, 1999.
- 26 (14) The compact between the State of California and the Coast  
27 Indian Community of the Resighini Rancheria, executed on  
28 September 10, 1999.
- 29 (15) The compact between the State of California and the Colusa  
30 Indian Community, executed on September 10, 1999.
- 31 (16) The compact between the State of California and the Dry  
32 Creek Rancheria Band of Pomo Indians, executed on September  
33 10, 1999.
- 34 (17) The compact between the State of California and the Elk  
35 Valley Rancheria, executed on September 10, 1999.
- 36 (18) The compact between the State of California and the  
37 Ewiiapaayp Band of Kumeyaay, executed on September 10, 1999.
- 38 (19) The compact between the State of California and the Hoopa  
39 Valley Tribe, executed on September 10, 1999.

- 1 (20) The compact between the State of California and the  
2 Hopland Band of Pomo Indians, executed on September 10, 1999.
- 3 (21) The compact between the State of California and the  
4 Jackson Band of Mi-Wuk Indians, executed on September 10,  
5 1999.
- 6 (22) The compact between the State of California and the Jamul  
7 Indian Reservation, executed on September 10, 1999.
- 8 (23) The compact between the State of California and the La  
9 Jolla Indian Reservation, executed on September 10, 1999.
- 10 (24) The compact between the State of California and the  
11 Manzanita Tribe of Kumeyaay Indians, executed on September  
12 10, 1999.
- 13 (25) The compact between the State of California and the Mesa  
14 Grande Band of Mission Indians, executed on September 10, 1999.
- 15 (26) The compact between the State of California and the  
16 Middletown Rancheria Band of Pomo Indians, executed on  
17 September 10, 1999.
- 18 (27) The compact between the State of California and the  
19 Morongo Band of Mission Indians, executed on September 10,  
20 1999.
- 21 (28) The compact between the State of California and the  
22 Mooretown Rancheria Concow Maidu Tribe, executed on  
23 September 10, 1999.
- 24 (29) The compact between the State of California and the Pala  
25 Band of Mission Indians, executed on September 10, 1999.
- 26 (30) The compact between the State of California and the  
27 Paskenta Band of Nomlaki Indians, executed on September 10,  
28 1999.
- 29 (31) The compact between the State of California and the  
30 Pechanga Band of Luiseno Indians, executed on September 10,  
31 1999.
- 32 (32) The compact between the State of California and the  
33 Picayune Rancheria of Chukchansi Indians, executed on September  
34 10, 1999.
- 35 (33) The compact between the State of California and the  
36 Quechan Nation, executed on September 10, 1999.
- 37 (34) The compact between the State of California and the  
38 Redding Rancheria, executed on September 10, 1999.

- 1 (35) The compact between the State of California and the  
2 Rincon, San Luiseno Band of Mission Indians, executed on  
3 September 10, 1999.
- 4 (36) The compact between the State of California and the  
5 Rumsey Band of Wintun Indians, executed on September 10, 1999.
- 6 (37) The compact between the State of California and the  
7 Robinson Rancheria Band of Pomo Indians, executed on September  
8 10, 1999.
- 9 (38) The compact between the State of California and the  
10 Rohnerville Rancheria, executed on September 10, 1999.
- 11 (39) The compact between the State of California and the San  
12 Manuel Band of Mission Indians, executed on September 10, 1999.
- 13 (40) The compact between the State of California and the San  
14 Pasqual Band of Mission Indians, executed on September 10, 1999.
- 15 (41) The compact between the State of California and the Santa  
16 Rosa Rancheria Tachi Tribe, executed on September 10, 1999.
- 17 (42) The compact between the State of California and the Santa  
18 Ynez Band of Chumash Indians, executed on September 10, 1999.
- 19 (43) The compact between the State of California and the  
20 Sherwood Valley Rancheria Band of Pomo Indians, executed on  
21 September 10, 1999.
- 22 (44) The compact between the State of California and the  
23 Shingle Springs Band of Miwok Indians, executed on September  
24 10, 1999.
- 25 (45) The compact between the State of California and the Smith  
26 River Rancheria, executed on September 10, 1999.
- 27 (46) The compact between the State of California and the  
28 Soboba Band of Mission Indians, executed on September 10, 1999.
- 29 (47) The compact between the State of California and the  
30 Susanville Indian Rancheria, executed on September 10, 1999.
- 31 (48) The compact between the State of California and the Sycuan  
32 Band of Kumeyaay Indians, executed on September 10, 1999.
- 33 (49) The compact between the State of California and the Table  
34 Mountain Rancheria, executed on September 10, 1999.
- 35 (50) The compact between the State of California and the  
36 Trinidad Rancheria, executed on September 10, 1999.
- 37 (51) The compact between the State of California and the Tule  
38 River Indian Tribe, executed on September 10, 1999.

1 (52) The compact between the State of California and the  
2 Tuolumne Band of Me-wuk Indians, executed on September 10,  
3 1999.

4 (53) The compact between the State of California and the  
5 Twenty Nine Palms Band of Mission Indians, executed on  
6 September 10, 1999.

7 (54) The compact between the State of California and the Tyme  
8 Maidu Tribe, Berry Creek Rancheria, executed on September 10,  
9 1999.

10 (55) The compact between the State of California and the United  
11 Auburn Indian Community, executed on September 10, 1999.

12 (56) The compact between the State of California and the Viejas  
13 Band of Kumeyaay Indians, executed on September 10, 1999.

14 (57) The compact between the State of California and the Coyote  
15 Valley Band of Pomo Indians, executed on September 10, 1999.

16 (b) Any other tribal-state gaming compact entered into between  
17 the State of California and a federally recognized Indian tribe that  
18 is executed after September 10, 1999, is hereby ratified if both of  
19 the following are true:

20 (1) The compact is identical in all material respects to any of  
21 the compacts expressly ratified pursuant to subdivision (a). A  
22 compact shall be deemed to be materially identical to a compact  
23 ratified pursuant to subdivision (a) if the Governor certifies it is  
24 materially identical at the time he or she submits it to the  
25 Legislature.

26 (2) The compact is not rejected by each house of the Legislature,  
27 two-thirds of the membership thereof concurring, within 30 days  
28 of the date of the submission of the compact to the Legislature by  
29 the Governor. However, if the 30-day period ends during a joint  
30 recess of the Legislature, the period shall be extended until the  
31 fifteenth day following the day on which the Legislature  
32 reconvenes.

33 (c) The Legislature acknowledges the right of federally  
34 recognized Indian tribes to exercise their sovereignty to negotiate  
35 and enter into tribal-state gaming compacts that are materially  
36 different from the compacts ratified pursuant to subdivision (a).  
37 These compacts shall be ratified by a statute approved by each  
38 house of the Legislature, a majority of the members thereof  
39 concurring, and signed by the Governor, unless the statute contains  
40 implementing or other provisions requiring a supermajority vote,

1 in which case the statute shall be approved in the manner required  
2 by the Constitution.

3 (d) The Governor is the designated state officer responsible for  
4 negotiating and executing, on behalf of the state, tribal-state gaming  
5 compacts with federally recognized Indian tribes located within  
6 the State of California pursuant to the federal Indian Gaming  
7 Regulatory Act of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and  
8 25 U.S.C. Sec. 2701 et seq.) for the purpose of authorizing class  
9 III gaming, as defined in that act, on Indian lands within this state.  
10 This section does not deny the existence of the Governor's  
11 authority to have negotiated and executed tribal-state gaming  
12 compacts prior to January 1, 2000.

13 (e) Following completion of negotiations conducted pursuant  
14 to subdivision (b) or (c), the Governor shall submit a copy of any  
15 executed tribal-state compact to both houses of the Legislature for  
16 ratification, and shall submit a copy of the executed compact to  
17 the Secretary of State for purposes of subdivision (f).

18 (f) Upon receipt of a statute ratifying a tribal-state compact  
19 negotiated and executed pursuant to subdivision (c), or upon the  
20 expiration of the review period described in subdivision (b), the  
21 Secretary of State shall forward a copy of the executed compact  
22 and the ratifying statute, if applicable, to the Secretary of the  
23 Interior for his or her review and approval, in accordance with  
24 paragraph (8) of subsection (d) of Section 2710 of Title 25 of the  
25 United States Code.

26 (g) In deference to tribal sovereignty, neither the execution of  
27 a tribal-state gaming compact nor the on-reservation impacts of  
28 compliance with the terms of a tribal-state gaming compact  
29 constitutes a project for purposes of the California Environmental  
30 Quality Act (Division 13 (commencing with Section 21000) of  
31 the Public Resources Code).

32 98022. The tribal-state gaming compact entered into in  
33 accordance with the Indian Gaming Regulatory Act of 1988 (18  
34 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)  
35 between the State of California and the Torres-Martinez Desert  
36 Cahuilla Indians, executed on August 12, 2003, is hereby ratified.

37 98023. (a) The tribal-state gaming compact entered into in  
38 accordance with the Indian Gaming Regulatory Act of 1988 (18  
39 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)  
40 between the State of California and the La Posta Band of Diegueño

1 Mission Indians of the La Posta Indian Reservation, California,  
2 executed on September 9, 2003, is hereby ratified.

3 (b) The tribal-state gaming compact entered into in accordance  
4 with the Indian Gaming Regulatory Act of 1988 (18 U.S.C. Secs.  
5 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.) between the  
6 State of California and the Santa Ysabel Band of Diegueño Mission  
7 Indians of the Santa Ysabel Reservation, California, executed on  
8 September 8, 2003, is hereby ratified.

9 98024. (a) The following amendments to tribal-state gaming  
10 compacts entered into in accordance with the Indian Gaming  
11 Regulatory Act of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and  
12 25 U.S.C. Sec. 2701 et seq.) are hereby ratified:

13 (1) The amendment of the compact between the State of  
14 California and the Pala Band of Mission Indians, executed on June  
15 21, 2004.

16 (2) The amendment of the compact between the State of  
17 California and the Pauma Band of Luiseno Mission Indians of the  
18 Pauma and Yuima Reservation, executed on June 21, 2004.

19 (3) The amendment of the compact between the State of  
20 California and the Rumsey Band of Wintun Indians, executed on  
21 June 21, 2004.

22 (4) The amendment of the compact between the State of  
23 California and the United Auburn Indian Community, executed  
24 on June 21, 2004.

25 (5) The amendment of the compact between the State of  
26 California and the Viejas Band of Kumeyaay Indians, executed  
27 on June 21, 2004.

28 (b) (1) In deference to tribal sovereignty, none of the following  
29 is a project for purposes of the California Environmental Quality  
30 Act (Division 13 (commencing with Section 21000) of the Public  
31 Resources Code):

32 (A) The execution of an amendment of tribal-state gaming  
33 compact ratified by this section.

34 (B) The execution of an intergovernmental agreement between  
35 a tribe and a county or city government negotiated pursuant to the  
36 express authority of, or as expressly referenced in, an amended  
37 tribal-state gaming compact ratified by this section.

38 (C) The on-reservation impacts of compliance with the terms  
39 of an amended tribal-state gaming compact ratified by this section.

1 (D) The sale of compact assets as defined in subdivision (a) of  
2 Section 63048.6 or the creation of the special purpose trust  
3 established pursuant to Section 63048.65.

4 (2) Except as expressly provided in this section, this subdivision  
5 does not exempt a city, county, or a city and county from the  
6 requirements of the California Environmental Quality Act.

7 98025. (a) The following tribal-state gaming compacts and  
8 amendments of tribal-state gaming compacts entered into in  
9 accordance with the Indian Gaming Regulatory Act of 1988 (18  
10 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)  
11 are hereby ratified:

12 (1) The amendment of the compact between the State of  
13 California and the Buena Vista Rancheria of Me-Wuk Indians,  
14 executed on August 23, 2004.

15 (2) The compact between the State of California and the Fort  
16 Mojave Indian Tribe, executed on August 23, 2004.

17 (3) The compact between the State of California and the Coyote  
18 Valley Band of Pomo Indians, executed on August 23, 2004.

19 (4) The amendment to the compact between the State of  
20 California and the Ewiiapaayp Band of Kumeyaay Indians,  
21 executed on August 23, 2004.

22 (5) The amendment to the compact between the State of  
23 California and the Quechan Tribe of the Fort Yuma Indian  
24 Reservation, executed on June 26, 2006.

25 (b) The terms of each compact apply only to the State of  
26 California and the tribe that has signed it, and the terms of these  
27 compacts do not bind any tribe that is not a signatory to any of the  
28 compacts. The Legislature acknowledges the right of federally  
29 recognized tribes to exercise their sovereignty to negotiate and  
30 enter into compacts with the state that are materially different from  
31 the compacts ratified pursuant to subdivision (a).

32 (c) (1) In deference to tribal sovereignty, none of the following  
33 is a project for purposes of the California Environmental Quality  
34 Act (Division 13 (commencing with Section 21000) of the Public  
35 Resources Code):

36 (A) The execution of an amendment of a tribal-state gaming  
37 compact ratified by this section.

38 (B) The execution of a tribal-state gaming compact ratified by  
39 this section.

1 (C) The execution of an intergovernmental agreement between  
2 a tribe and a county or city government negotiated pursuant to the  
3 express authority of, or as expressly referenced in, a tribal-state  
4 gaming compact or an amended tribal-state gaming compact  
5 ratified by this section.

6 (D) The execution of an intergovernmental agreement between  
7 a tribe and the California Department of Transportation negotiated  
8 pursuant to the express authority of, or as expressly referenced in,  
9 a tribal-state gaming compact or an amended tribal-state gaming  
10 compact ratified by this section.

11 (E) The on-reservation impacts of compliance with the terms  
12 of a tribal-state gaming compact or an amended tribal-state gaming  
13 compact ratified by this section.

14 (F) The sale of compact assets, as defined in subdivision (a) of  
15 Section 63048.6, or the creation of the special purpose trust  
16 established pursuant to Section 63048.65.

17 (2) Except as expressly provided in this section, this subdivision  
18 does not exempt a city, county, a city and county, or the California  
19 Department of Transportation from the requirements of the  
20 California Environmental Quality Act.

21 (d) Revenue contributions made to the state by tribes pursuant  
22 to the tribal-state gaming compacts and amendments of tribal-state  
23 gaming compacts ratified by this section shall be deposited in the  
24 General Fund.

25 98026. (a) The amendment to the tribal-state gaming compact  
26 entered into in accordance with the Indian Gaming Regulatory Act  
27 of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec.  
28 2701 et seq.) between the State of California and the Agua Caliente  
29 Band of Cahuilla Indians, executed on August 8, 2006, is hereby  
30 ratified.

31 (b) (1) In deference to tribal sovereignty, none of the following  
32 is a project for purposes of the California Environmental Quality  
33 Act (Division 13 (commencing with Section 21000) of the Public  
34 Resources Code):

35 (A) The execution of an amendment to the amended tribal-state  
36 gaming compact ratified by this section.

37 (B) The execution of the amended tribal-state gaming compact  
38 ratified by this section.

39 (C) The execution of an intergovernmental agreement between  
40 a tribe and a county or city government negotiated pursuant to the

1 express authority of, or as expressly referenced in, the amended  
2 tribal-state gaming compact ratified by this section.

3 (D) The execution of an intergovernmental agreement between  
4 a tribe and the California Department of Transportation negotiated  
5 pursuant to the express authority of, or as expressly referenced in,  
6 the amended tribal-state gaming compact ratified by this section.

7 (E) The on-reservation impacts of compliance with the terms  
8 of the amended tribal-state gaming compact ratified by this section.

9 (F) The sale of compact assets, as defined in subdivision (a) of  
10 Section 63048.6, or the creation of the special purpose trust  
11 established pursuant to Section 63048.65.

12 (2) Except as expressly provided in this section, this subdivision  
13 does not exempt a city, county, or city and county, or the California  
14 Department of Transportation, from the requirements of the  
15 California Environmental Quality Act.

16 (c) Revenue contributions made to the state by tribes pursuant  
17 to the amended tribal-state gaming compact ratified by this section  
18 shall be deposited in the General Fund.

19 98027. The memorandum of agreement entered into between  
20 the State of California and the Agua Caliente Band of Cahuilla  
21 Indians, executed on June 27, 2007, is hereby approved.

22 98028. (a) The amendment to the tribal-state gaming compact  
23 entered into in accordance with the Indian Gaming Regulatory Act  
24 of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec.  
25 2701 et seq.) between the State of California and the San Manuel  
26 Band of Mission Indians, executed on August 28, 2006, is hereby  
27 ratified.

28 (b) The terms of the amended compact ratified by this section  
29 shall apply only to the State of California and the tribe that has  
30 signed it, and shall not bind any tribe that is not a signatory to the  
31 amended compact. The Legislature acknowledges the right of  
32 federally recognized tribes to exercise their sovereignty to negotiate  
33 and enter into compacts with the state that are materially different  
34 from the amended compact ratified pursuant to subdivision (a).

35 (c) (1) In deference to tribal sovereignty, none of the following  
36 shall be deemed a project for purposes of the California  
37 Environmental Quality Act (Division 13 (commencing with Section  
38 21000) of the Public Resources Code):

39 (A) The execution of an amendment to the amended tribal-state  
40 gaming compact ratified by this section.

1 (B) The execution of the amended tribal-state gaming compact  
2 ratified by this section.

3 (C) The execution of an intergovernmental agreement between  
4 a tribe and a county or city government negotiated pursuant to the  
5 express authority of, or as expressly referenced in, the amended  
6 tribal-state gaming compact ratified by this section.

7 (D) The execution of an intergovernmental agreement between  
8 a tribe and the California Department of Transportation negotiated  
9 pursuant to the express authority of, or as expressly referenced in,  
10 the amended tribal-state gaming compact ratified by this section.

11 (E) The on-reservation impacts of compliance with the terms  
12 of the amended tribal-state gaming compact ratified by this section.

13 (F) The sale of compact assets, as defined in subdivision (a) of  
14 Section 63048.6, or the creation of the special purpose trust  
15 established pursuant to Section 63048.65.

16 (2) Except as expressly provided in this section, this subdivision  
17 does not exempt a city, county, or city and county, or the California  
18 Department of Transportation, from the requirements of the  
19 California Environmental Quality Act.

20 (d) Revenue contributions made to the state by tribes pursuant  
21 to the amended tribal-state gaming compact ratified by this section  
22 shall be deposited in the General Fund, or as otherwise provided  
23 in the amended compact.

24 98029. The letter of agreement entered into between the State  
25 of California and the San Manuel Band of Mission Indians,  
26 executed on September 5, 2007, is hereby approved.

27 98030. (a) The amendment to the tribal-state gaming compact  
28 entered into in accordance with the Indian Gaming Regulatory Act  
29 of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec.  
30 2701 et seq.) between the State of California and the Morongo  
31 Band of Mission Indians, executed on August 29, 2006, is hereby  
32 ratified.

33 (b) (1) In deference to tribal sovereignty, none of the following  
34 is a project for purposes of the California Environmental Quality  
35 Act (Division 13 (commencing with Section 21000) of the Public  
36 Resources Code):

37 (A) The execution of an amendment to the amended tribal-state  
38 gaming compact ratified by this section.

39 (B) The execution of the amended tribal-state gaming compact  
40 ratified by this section.

1 (C) The execution of an intergovernmental agreement between  
2 a tribe and a county or city government negotiated pursuant to the  
3 express authority of, or as expressly referenced in, the amended  
4 tribal-state gaming compact ratified by this section.

5 (D) The execution of an intergovernmental agreement between  
6 a tribe and the California Department of Transportation negotiated  
7 pursuant to the express authority of, or as expressly referenced in,  
8 the amended tribal-state gaming compact ratified by this section.

9 (E) The on-reservation impacts of compliance with the terms  
10 of the amended tribal-state gaming compact ratified by this section.

11 (F) The sale of compact assets, as defined in subdivision (a) of  
12 Section 63048.6, or the creation of the special purpose trust  
13 established pursuant to Section 63048.65.

14 (2) Except as expressly provided in this section, this subdivision  
15 does not exempt a city, county, or city and county, or the California  
16 Department of Transportation, from the requirements of the  
17 California Environmental Quality Act.

18 (c) Revenue contributions made to the state by tribes pursuant  
19 to the amended tribal-state gaming compact ratified by this section  
20 shall be deposited in the General Fund.

21 98031. The memorandum of agreement entered into between  
22 the State of California and the Morongo Band of Mission Indians,  
23 executed on June 27, 2007, is hereby approved.

24 98032. (a) The amendment to the tribal-state gaming compact  
25 entered into in accordance with the Indian Gaming Regulatory Act  
26 of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec.  
27 2701 et seq.) between the State of California and the Pechanga  
28 Band of Luiseño Mission Indians, executed on August 28, 2006,  
29 is hereby ratified.

30 (b) (1) In deference to tribal sovereignty, none of the following  
31 is a project for purposes of the California Environmental Quality  
32 Act (Division 13 (commencing with Section 21000) of the Public  
33 Resources Code):

34 (A) The execution of an amendment to the amended tribal-state  
35 gaming compact ratified by this section.

36 (B) The execution of the amended tribal-state gaming compact  
37 ratified by this section.

38 (C) The execution of an intergovernmental agreement between  
39 a tribe and a county or city government negotiated pursuant to the

1 express authority of, or as expressly referenced in, the amended  
2 tribal-state gaming compact ratified by this section.

3 (D) The execution of an intergovernmental agreement between  
4 a tribe and the California Department of Transportation negotiated  
5 pursuant to the express authority of, or as expressly referenced in,  
6 the amended tribal-state gaming compact ratified by this section.

7 (E) The on-reservation impacts of compliance with the terms  
8 of the amended tribal-state gaming compact ratified by this section.

9 (F) The sale of compact assets, as defined in subdivision (a) of  
10 Section 63048.6, or the creation of the special purpose trust  
11 established pursuant to Section 63048.65.

12 (2) Except as expressly provided in this section, this subdivision  
13 does not exempt a city, county, or city and county, or the California  
14 Department of Transportation, from the requirements of the  
15 California Environmental Quality Act.

16 (c) Revenue contributions made to the state by the tribe pursuant  
17 to the amended tribal-state gaming compact ratified by this section  
18 shall be deposited in the General Fund.

19 98033. The memorandum of agreement entered into between  
20 the State of California and the Pechanga Band of Luiseño Indians,  
21 executed on June 27, 2007, is hereby approved.

22 98034. (a) The amendment to the tribal-state gaming compact  
23 entered into in accordance with the Indian Gaming Regulatory Act  
24 of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec.  
25 2701 et seq.) between the State of California and the Sycuan Band  
26 of the Kumeyaay Nation, executed on August 30, 2006, is hereby  
27 ratified.

28 (b) The terms of the amended compact ratified by this section  
29 shall apply only to the State of California and the tribe that has  
30 signed it, and shall not bind any tribe that is not a signatory to the  
31 amended compact. The Legislature acknowledges the right of  
32 federally recognized tribes to exercise their sovereignty to negotiate  
33 and enter into compacts with the state that are materially different  
34 from the amended compact ratified pursuant to subdivision (a).

35 (c) (1) In deference to tribal sovereignty, none of the following  
36 is a project for purposes of the California Environmental Quality  
37 Act (Division 13 (commencing with Section 21000) of the Public  
38 Resources Code):

39 (A) The execution of an amendment to the amended tribal-state  
40 gaming compact ratified by this section.

- 1 (B) The execution of the amended tribal-state gaming compact
- 2 ratified by this section.
- 3 (C) The execution of an intergovernmental agreement between
- 4 a tribe and a county or city government negotiated pursuant to the
- 5 express authority of, or as expressly referenced in, the amended
- 6 tribal-state gaming compact ratified by this section.
- 7 (D) The execution of an intergovernmental agreement between
- 8 a tribe and the California Department of Transportation negotiated
- 9 pursuant to the express authority of, or as expressly referenced in,
- 10 the amended tribal-state gaming compact ratified by this section.
- 11 (E) The on-reservation impacts of compliance with the terms
- 12 of the amended tribal-state gaming compact ratified by this section.
- 13 (F) The sale of compact assets, as defined in subdivision (a) of
- 14 Section 63048.6, or the creation of the special purpose trust
- 15 established pursuant to Section 63048.65.
- 16 (2) Except as expressly provided in this section, this subdivision
- 17 does not exempt a city, county, or city and county, or the California
- 18 Department of Transportation, from the requirements of the
- 19 California Environmental Quality Act.
- 20 (d) Revenue contributions made to the state by the tribe pursuant
- 21 to the amended tribal-state gaming compact ratified by this section
- 22 shall be deposited in the General Fund, or as otherwise provided
- 23 in the amended compact.
- 24 98035. The memorandum of agreement entered into between
- 25 the State of California and the Sycuan Band of the Kumeyaay
- 26 Nation, executed on June 27, 2007, is hereby approved.
- 27 98036. (a) The tribal-state gaming compact entered into in
- 28 accordance with the Indian Gaming Regulatory Act of 1988 (18
- 29 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)
- 30 between the State of California and the Yurok Tribe of the Yurok
- 31 Reservation, executed on August 29, 2006, is hereby ratified.
- 32 (b) (1) In deference to tribal sovereignty, none of the following
- 33 is a project for purposes of the California Environmental Quality
- 34 Act (Division 13 (commencing with Section 21000) of the Public
- 35 Resources Code):
- 36 (A) The execution of an amendment of the tribal-state gaming
- 37 compact ratified by this section.
- 38 (B) The execution of the tribal-state gaming compact ratified
- 39 by this section.

1 (C) The execution of an intergovernmental agreement between  
2 a tribe and a county or city government negotiated pursuant to the  
3 express authority of, or as expressly referenced in, the tribal-state  
4 gaming compact ratified by this section.

5 (D) The execution of an intergovernmental agreement between  
6 a tribe and the California Department of Transportation negotiated  
7 pursuant to the express authority of, or as expressly referenced in,  
8 the tribal-state gaming compact ratified by this section.

9 (E) The on-reservation impacts of compliance with the terms  
10 of the tribal-state gaming compact ratified by this section.

11 (F) The sale of compact assets, as defined in subdivision (a) of  
12 Section 63048.6, or the creation of the special purpose trust  
13 established pursuant to Section 63048.65.

14 (2) Except as expressly provided in this section, this subdivision  
15 does not exempt a city, county, or city and county, or the California  
16 Department of Transportation, from the requirements of the  
17 California Environmental Quality Act.

18 (c) Revenue contributions made to the state by the tribe pursuant  
19 to the tribal-state gaming compact ratified by this section shall be  
20 deposited in the General Fund.

21 98037. (a) The amendment to the tribal-state gaming compact  
22 entered into in accordance with the Indian Gaming Regulatory Act  
23 of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec.  
24 2701 et seq.) between the State of California and the Shingle  
25 Springs Band of Miwok Indians, executed on June 30, 2008, is  
26 hereby ratified.

27 (b) (1) In deference to tribal sovereignty, none of the following  
28 is a project for purposes of the California Environmental Quality  
29 Act (Division 13 (commencing with Section 21000) of the Public  
30 Resources Code):

31 (A) The execution of an amendment to the amended tribal-state  
32 gaming compact ratified by this section.

33 (B) The execution of the amended tribal-state gaming compact  
34 ratified by this section.

35 (C) The execution of an intergovernmental agreement between  
36 a tribe and a county or city government negotiated pursuant to the  
37 express authority of, or as expressly referenced in, the amended  
38 tribal-state gaming compact ratified by this section.

39 (D) The execution of an intergovernmental agreement between  
40 a tribe and the California Department of Transportation negotiated

1 pursuant to the express authority of, or as expressly referenced in,  
2 the amended tribal-state gaming compact ratified by this section.

3 (E) The on-reservation impacts of compliance with the terms  
4 of the amended tribal-state gaming compact ratified by this section.

5 (F) The sale of compact assets, as defined in subdivision (a) of  
6 Section 63048.6, or the creation of the special purpose trust  
7 established pursuant to Section 63048.65.

8 (2) Except as expressly provided in this section, this subdivision  
9 does not exempt a city, county, or city and county, or the California  
10 Department of Transportation, from the requirements of the  
11 California Environmental Quality Act.

12 (c) Revenue contributions made to the state by the tribe pursuant  
13 to the tribal-state gaming compact ratified by this section shall be  
14 deposited in the General Fund, except as otherwise provided by  
15 the amended compact or by a statute directing that a portion of the  
16 revenue contributions be deposited in a special fund.

17 98038. (a) The tribal-state gaming compact entered into in  
18 accordance with the Indian Gaming Regulatory Act of 1988 (18  
19 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)  
20 between the State of California and the Habematolel Pomo of  
21 Upper Lake, executed on March 17, 2011, is hereby ratified.

22 (b) (1) In deference to tribal sovereignty, none of the following  
23 is a project for purposes of the California Environmental Quality  
24 Act (Division 13 (commencing with Section 21000) of the Public  
25 Resources Code):

26 (A) The execution of an amendment to the tribal-state gaming  
27 compact ratified by this section.

28 (B) The execution of the tribal-state gaming compact ratified  
29 by this section.

30 (C) The execution of an intergovernmental agreement between  
31 a tribe and a county or city government negotiated pursuant to the  
32 express authority of, or as expressly referenced in, the tribal-state  
33 gaming compact ratified by this section.

34 (D) The execution of an intergovernmental agreement between  
35 a tribe and the California Department of Transportation negotiated  
36 pursuant to the express authority of, or as expressly referenced in,  
37 the tribal-state gaming compact ratified by this section.

38 (E) The on-reservation impacts of compliance with the terms  
39 of the tribal-state gaming compact ratified by this section.

1 (F) The sale of compact assets, as defined in subdivision (a) of  
2 Section 63048.6, or the creation of the special purpose trust  
3 established pursuant to Section 63048.65.

4 (2) Except as expressly provided in this section, this subdivision  
5 does not exempt a city, county, or city and county, or the California  
6 Department of Transportation, from the requirements of the  
7 California Environmental Quality Act.

8 98039. (a) The tribal-state gaming compact entered into in  
9 accordance with the Indian Gaming Regulatory Act of 1988 (18  
10 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)  
11 between the State of California and the Pinoleville Pomo Nation,  
12 executed on August 8, 2011, is hereby ratified.

13 (b) (1) In deference to tribal sovereignty, none of the following  
14 is a project for purposes of the California Environmental Quality  
15 Act (Division 13 (commencing with Section 21000) of the Public  
16 Resources Code):

17 (A) The execution of an amendment to the tribal-state gaming  
18 compact ratified by this section.

19 (B) The execution of the tribal-state gaming compact ratified  
20 by this section.

21 (C) The execution of an intergovernmental agreement between  
22 a tribe and a county or city government negotiated pursuant to the  
23 express authority of, or as expressly referenced in, the tribal-state  
24 gaming compact ratified by this section.

25 (D) The execution of an intergovernmental agreement between  
26 a tribe and the Department of Transportation negotiated pursuant  
27 to the express authority of, or as expressly referenced in, the  
28 tribal-state gaming compact ratified by this section.

29 (E) The on-reservation impacts of compliance with the terms  
30 of the tribal-state gaming compact ratified by this section.

31 (F) The sale of compact assets, as defined in subdivision (a) of  
32 Section 63048.6, or the creation of the special purpose trust  
33 established pursuant to Section 63048.65.

34 (2) Except as expressly provided in this section, this subdivision  
35 does not exempt a city, county, or city and county, or the  
36 Department of Transportation, from the requirements of the  
37 California Environmental Quality Act.

38 98040. (a) The tribal-state gaming compact entered into in  
39 accordance with the federal Indian Gaming Regulatory Act of  
40 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701

1 et seq.) between the State of California and the Federated Indians  
2 of Graton Rancheria, executed on March 27, 2012, is hereby  
3 ratified.

4 (b) (1) In deference to tribal sovereignty, none of the following  
5 is a project for purposes of the California Environmental Quality  
6 Act (Division 13 (commencing with Section 21000) of the Public  
7 Resources Code):

8 (A) The execution of an amendment to the tribal-state gaming  
9 compact ratified by this section.

10 (B) The execution of the tribal-state gaming compact ratified  
11 by this section.

12 (C) The execution of an intergovernmental agreement between  
13 a tribe and a county or city government negotiated pursuant to the  
14 express authority of, or as expressly referenced in, the tribal-state  
15 gaming compact ratified by this section.

16 (D) The execution of an intergovernmental agreement between  
17 a tribe and the Department of Transportation negotiated pursuant  
18 to the express authority of, or as expressly referenced in, the  
19 tribal-state gaming compact ratified by this section.

20 (E) The on-reservation impacts of compliance with the terms  
21 of the tribal-state gaming compact ratified by this section.

22 (F) The sale of compact assets, as defined in subdivision (a) of  
23 Section 63048.6, or the creation of the special purpose trust  
24 established pursuant to Section 63048.65.

25 (2) Except as expressly provided in this section, this subdivision  
26 does not exempt a city, county, or city and county, or the  
27 Department of Transportation, from the requirements of the  
28 California Environmental Quality Act.

29 98041. (a) The amendment to the tribal-state gaming compact  
30 entered into in accordance with the federal Indian Gaming  
31 Regulatory Act of 1988 (18 U.S.C. Secs. 1166 to 1168, incl., and  
32 25 U.S.C. Sec. 2701 et seq.) between the State of California and  
33 the Coyote Valley Band of Pomo Indians, executed on July 25,  
34 2012, is hereby ratified.

35 (b) (1) In deference to tribal sovereignty, none of the following  
36 is a project for purposes of the California Environmental Quality  
37 Act (Division 13 (commencing with Section 21000) of the Public  
38 Resources Code):

39 (A) The execution of an amendment to the amended tribal-state  
40 gaming compact ratified by this section.

1 (B) The execution of the amended tribal-state gaming compact  
2 ratified by this section.

3 (C) The execution of an intergovernmental agreement between  
4 a tribe and a county or city government negotiated pursuant to the  
5 express authority of, or as expressly referenced in, the amended  
6 tribal-state gaming compact ratified by this section.

7 (D) The execution of an intergovernmental agreement between  
8 a tribe and the Department of Transportation negotiated pursuant  
9 to the express authority of, or as expressly referenced in, the  
10 amended tribal-state gaming compact ratified by this section.

11 (E) The on-reservation impacts of compliance with the terms  
12 of the amended tribal-state gaming compact ratified by this section.

13 (F) The sale of compact assets, as defined in subdivision (a) of  
14 Section 63048.6, or the creation of the special purpose trust  
15 established pursuant to Section 63048.65.

16 (2) Except as expressly provided in this section, this subdivision  
17 does not exempt a city, county, or city and county, or the  
18 Department of Transportation, from the requirements of the  
19 California Environmental Quality Act.

20  
21 CHAPTER 2. TRIBAL GAMING REVENUE

22  
23 98070. There is hereby created in the State Treasury a special  
24 fund entitled the “Indian Gaming Revenue Sharing Trust Fund”  
25 for the receipt and deposit of moneys derived from gaming device  
26 license fees that are paid into the fund pursuant to the terms of  
27 tribal-state gaming compacts for the purpose of making  
28 distributions to noncompact tribes. Moneys in the Indian Gaming  
29 Revenue Sharing Trust Fund are available to the California  
30 Gambling Control Commission, upon appropriation by the  
31 Legislature, for the purpose of making distributions to noncompact  
32 tribes, in accordance with distribution plans specified in tribal-state  
33 gaming compacts.

34 98071. There is hereby created in the State Treasury a fund  
35 entitled the “Indian Gaming Special Distribution Fund” for the  
36 receipt and deposit of moneys received by the state from Indian  
37 tribes pursuant to the terms of tribal-state gaming compacts. These  
38 moneys are available for appropriation by the Legislature for the  
39 following purposes:

1 (a) Grants, including any administrative costs, for programs  
2 designed to address gambling addiction.

3 (b) Grants, including any administrative costs, for the support  
4 of state and local government agencies impacted by tribal  
5 government gaming.

6 (c) Compensation for regulatory costs incurred by the State  
7 Gaming Agency and the Department of Justice in connection with  
8 the implementation and administration of tribal-state gaming  
9 compacts.

10 (d) Payment of shortfalls that may occur in the Indian Gaming  
11 Revenue Sharing Trust Fund. This shall be the priority use of  
12 moneys in the Indian Gaming Special Distribution Fund.

13 (e) Disbursements for the purpose of implementing the terms  
14 of tribal labor relations ordinances promulgated in accordance with  
15 the terms of tribal-state gaming compacts ratified pursuant to  
16 Chapter 874 of the Statutes of 1999. No more than 10 percent of  
17 the funds appropriated in the Budget Act of 2000 for  
18 implementation of tribal labor relations ordinances promulgated  
19 in accordance with those compacts shall be expended in the  
20 selection of the Tribal Labor Panel. The Department of Human  
21 Resources shall consult with, and seek input from, the parties prior  
22 to any expenditure for purposes of selecting the Tribal Labor Panel.  
23 Other than the cost of selecting the Tribal Labor Panel, there shall  
24 be no further disbursements until the Tribal Labor Panel, which  
25 is selected by mutual agreement of the parties, is in place.

26 (f) Any other purpose specified by law.

27 (g) Priority for funding from the Indian Gaming Special  
28 Distribution Fund is in the following descending order:

29 (1) An appropriation to the Indian Gaming Revenue Sharing  
30 Trust Fund in an aggregate amount sufficient to make payments  
31 of any shortfalls that may occur in the Indian Gaming Revenue  
32 Sharing Trust Fund.

33 (2) An appropriation to the Office of Problem and Pathological  
34 Gambling within the State Department of Alcohol and Drug  
35 Programs for problem gambling prevention programs.

36 (3) The amount appropriated in the annual Budget Act for  
37 allocation between the Department of Justice and the California  
38 Gambling Control Commission for regulatory functions that  
39 directly relate to Indian gaming.

1 (4) An appropriation for the support of local government  
2 agencies impacted by tribal gaming.

3 98072. (a) For purposes of this section, “eligible recipient  
4 Indian tribe” means a noncompact tribe, as defined in Section  
5 4.3.2(a)(i) of the tribal-state gaming compacts ratified and in effect  
6 as provided in subdivision (f) of Section 19 of Article IV of the  
7 California Constitution.

8 (b) The California Gambling Control Commission shall provide  
9 to the committees in the Senate and Assembly that consider the  
10 State Budget an estimate of the amount needed to backfill the  
11 Indian Gaming Revenue Sharing Trust Fund on or before the date  
12 of the May budget revision for each fiscal year.

13 (c) An eligible recipient Indian tribe may not receive an amount  
14 from the backfill appropriated following the estimate made  
15 pursuant to subdivision (b) that would give the eligible recipient  
16 Indian tribe an aggregate amount in excess of two hundred  
17 seventy-five thousand dollars (\$275,000) per eligible quarter. Any  
18 funds transferred from the Indian Gaming Special Distribution  
19 Fund to the Indian Gaming Revenue Sharing Trust Fund that result  
20 in a surplus shall revert back to the Indian Gaming Special  
21 Distribution Fund following the authorization of the final payment  
22 of the fiscal year.

23 (d) Upon a transfer of moneys from the Indian Gaming Special  
24 Distribution Fund to the Indian Gaming Revenue Sharing Trust  
25 Fund and appropriation from the trust fund, the California  
26 Gambling Control Commission shall distribute the moneys without  
27 delay to eligible recipient Indian tribes for each quarter that a tribe  
28 was eligible to receive a distribution during the fiscal year  
29 immediately preceding.

30 (e) For each fiscal year commencing with the 2005–06 fiscal  
31 year, all of the following shall apply:

32 (1) On or before the day of the May budget revision for each  
33 fiscal year, the California Gambling Control Commission shall  
34 determine the anticipated total amount of shortfalls in payment  
35 likely to occur in the Indian Gaming Revenue Sharing Trust Fund  
36 for the upcoming fiscal year, and shall provide to the committees  
37 in the Senate and Assembly that consider the State Budget an  
38 estimate of the amount needed to transfer from the Indian Gaming  
39 Special Distribution Fund to backfill the Indian Gaming Revenue  
40 Sharing Trust Fund for the next fiscal year. The anticipated total

1 amount of shortfalls to be transferred from the Indian Gaming  
2 Special Distribution Fund to the Indian Gaming Revenue Sharing  
3 Trust Fund shall be determined by the California Gambling Control  
4 Commission as follows:

5 (A) The anticipated number of eligible recipient tribes that will  
6 be eligible to receive payments for the next fiscal year, multiplied  
7 by one million one hundred thousand dollars (\$1,100,000), with  
8 that product reduced by the amount anticipated to be paid by the  
9 tribes directly into the Indian Gaming Revenue Sharing Trust Fund  
10 for the fiscal year.

11 (B) This amount shall be based upon actual payments received  
12 into the Indian Gaming Revenue Sharing Trust Fund the previous  
13 fiscal year, with adjustments made due to amendments to existing  
14 tribal-state compacts or newly executed tribal-state compacts with  
15 respect to payments to be made to the Indian Gaming Revenue  
16 Sharing Trust Fund.

17 (2) The Legislature shall transfer from the Indian Gaming  
18 Special Distribution Fund to the Indian Gaming Revenue Sharing  
19 Trust Fund an amount sufficient for each eligible recipient tribe  
20 to receive a total not to exceed two hundred seventy-five thousand  
21 dollars (\$275,000) for each quarter in the upcoming fiscal year an  
22 eligible recipient tribe is eligible to receive moneys, for a total not  
23 to exceed one million one hundred thousand dollars (\$1,100,000)  
24 for the entire fiscal year. The California Gambling Control  
25 Commission shall make quarterly payments from the Indian  
26 Gaming Revenue Sharing Trust Fund to each eligible recipient  
27 Indian tribe within 45 days of the end of each fiscal quarter.

28 (3) If the transfer of funds from the Indian Gaming Special  
29 Distribution Fund to the Indian Gaming Revenue Sharing Trust  
30 Fund results in a surplus, the funds shall remain in the Indian  
31 Gaming Revenue Sharing Trust Fund for disbursement in future  
32 years, and if necessary, adjustments shall be made to future  
33 distributions from the Indian Gaming Special Distribution Fund  
34 to the Indian Gaming Revenue Sharing Trust Fund.

35 (4) In the event the amount appropriated for the fiscal year is  
36 insufficient to ensure each eligible recipient tribe receives the total  
37 of two hundred seventy-five thousand dollars (\$275,000) for each  
38 fiscal quarter, the Department of Finance, after consultation with  
39 the California Gambling Control Commission, shall submit to the  
40 Legislature a request for a budget augmentation for the current

1 fiscal year with an explanation as to the reason why the amount  
2 appropriated for the fiscal year was insufficient.

3 (5) At the end of each fiscal quarter, the California Gambling  
4 Control Commission's Indian Gaming Revenue Sharing Trust  
5 Fund report shall include information that identifies each of the  
6 eligible recipient tribes eligible to receive a distribution for that  
7 fiscal quarter, the amount paid into the Indian Gaming Revenue  
8 Sharing Trust Fund by each of the tribes pursuant to the applicable  
9 sections of the tribal-state compact, and the amount necessary to  
10 backfill from the Indian Gaming Special Distribution Fund the  
11 shortfall in the Indian Gaming Revenue Sharing Trust Fund in  
12 order for each eligible recipient tribe to receive the total of two  
13 hundred seventy-five thousand dollars (\$275,000) for the fiscal  
14 quarter.

15  
16 CHAPTER 3. GRANTS OF TRIBAL GAMING REVENUE TO LOCAL  
17 GOVERNMENT AGENCIES  
18

19 98075. This chapter establishes the method of calculating the  
20 distribution of appropriations from the Indian Gaming Special  
21 Distribution Fund for grants to local government agencies impacted  
22 by tribal gaming.

23 98076. (a) It is the intent of the Legislature to establish a fair  
24 and proportionate system to award grants from the Indian Gaming  
25 Special Distribution Fund for the support of local government  
26 agencies impacted by tribal gaming. It is also the intent of the  
27 Legislature that priority for funding shall be given to local  
28 government agencies impacted by the tribal casinos that contribute  
29 to the Indian Gaming Special Distribution Fund.

30 (b) It is the intent of the Legislature that in the event that any  
31 compact between any tribe and the state takes effect on or after  
32 January 1, 2004, or that any compact between any tribe and the  
33 state that took effect on or before May 16, 2000, is renegotiated  
34 and reexecuted at any time after its initial effective date, money  
35 provided to the state by a tribe pursuant to the terms of these  
36 compacts shall be applied on a pro rata basis to the state costs for  
37 the regulation of gaming and for problem gambling prevention  
38 programs in the Office of Problem and Pathological Gambling  
39 within the State Department of Alcohol and Drug Programs.

1 (c) It is the intent of the Legislature that if any compact between  
 2 any tribe and the state takes effect on or after January 1, 2004, or  
 3 if any compact between any tribe and the state that took effect on  
 4 or before May 16, 2000, is renegotiated and reexecuted at any time  
 5 after its initial effective date, any revenue sharing provisions of  
 6 that compact that requires distributions to nongaming or  
 7 noncompact tribes shall result in a decrease in the amount that the  
 8 Legislature appropriates pursuant to this chapter.

9 98077. As used in this chapter:

10 (a) “County Tribal Casino Account” means an account  
 11 consisting of all moneys paid by tribes of that county into the  
 12 Indian Gaming Special Distribution Fund after deduction of the  
 13 amounts appropriated pursuant to the priorities specified in Section  
 14 98071.

15 (b) “Individual Tribal Casino Accounts” means an account for  
 16 each individual tribe that has paid money into the Indian Gaming  
 17 Special Distribution Fund. The individual tribal casino account  
 18 shall be funded in proportion to the amount that the individual  
 19 tribe has paid into the Indian Gaming Special Distribution Fund.

20 (c) “Local government jurisdiction” or “local jurisdiction” means  
 21 any city, county, or special district.

22 (d) “Special district” means any agency of the state that performs  
 23 governmental or proprietary functions within limited boundaries.  
 24 “Special district” includes a county service area, a maintenance  
 25 district or area, an improvement district or improvement zone, or  
 26 any other zone, district, or area that meets the requirements of this  
 27 subdivision. “Special district” does not include a city, county,  
 28 school district, or community college district.

29 98078. (a) The Department of Finance, in consultation with  
 30 the California Gambling Control Commission, shall calculate and  
 31 provide a recommendation regarding the total revenue in the Indian  
 32 Gaming Special Distribution Fund that will be available for the  
 33 current budget year for local government agencies impacted by  
 34 tribal gaming. The department, in making its recommendation,  
 35 shall consider anticipated revenue from any additional tribal  
 36 gaming operations.

37 (b) The following information shall be included with the  
 38 recommendation described in subdivision (a):

39 (1) The total amount of payments projected to be received into  
 40 the Indian Gaming Special Distribution Fund during the current

1 budget year in accordance with tribal-gaming compacts ratified  
2 pursuant to Section 12012.25.

3 (2) The total amount of payments received into the Indian  
4 Gaming Special Distribution Fund during the previous budget year  
5 in accordance with tribal-gaming compacts ratified pursuant to  
6 Section 12012.25.

7 (3) The total number of tribes that make payments into the  
8 Indian Gaming Special Distribution Fund in accordance with  
9 tribal-gaming compacts ratified pursuant to Section 12012.25.

10 (4) The name of each tribe that makes payments into the Indian  
11 Gaming Special Distribution Fund in accordance with  
12 tribal-gaming compacts ratified pursuant to Section 12012.25.

13 (5) The amount of appropriations made each budget year in the  
14 previous 10 years from the Indian Gaming Special Distribution  
15 Fund for local government agencies impacted by tribal gaming  
16 pursuant to Section 12012.85.

17 (c) The department shall include the information required by  
18 this section in the May budget revision.

19 98079. (a) A County Tribal Casino Account is hereby created  
20 in the treasury for each county that contains a tribal casino.

21 (b) The amount to be deposited into each eligible county's  
22 County Tribal Casino Account shall be calculated in the following  
23 way:

24 (1) (A) For counties that do not have gaming devices subject  
25 to an obligation to make contributions to the Indian Gaming Special  
26 Distribution Fund, the total amount to be appropriated by the  
27 Legislature for grants to local government agencies impacted by  
28 tribal gaming shall be multiplied by 5 percent.

29 (B) The amount determined pursuant to subparagraph (A) shall  
30 be divided by the aggregate number of gaming devices located in  
31 those counties that do not have gaming devices subject to an  
32 obligation to make contributions to the Indian Gaming Special  
33 Distribution Fund.

34 (C) The amount determined pursuant to subparagraph (B) shall  
35 be multiplied by the number of gaming devices located in each  
36 county for which an appropriation is being calculated that are not  
37 subject to an obligation to make contributions to the Indian Gaming  
38 Special Distribution Fund.

1 (D) The amount determined pursuant to subparagraph (C) shall  
2 be deposited into the County Tribal Casino Account for the county  
3 for which the appropriation was calculated.

4 (2) (A) For counties that have gaming devices subject to an  
5 obligation to make contributions to the Indian Gaming Special  
6 Distribution Fund, the total amount to be appropriated by the  
7 Legislature for grants to local government agencies impacted by  
8 tribal gaming shall be multiplied by 95 percent.

9 (B) The amount determined pursuant to subparagraph (A) shall  
10 be divided by the aggregate number of gaming devices located in  
11 those counties that have gaming devices subject to an obligation  
12 to make contributions to the Indian Gaming Special Distribution  
13 Fund.

14 (C) The amount determined pursuant to subparagraph (B) shall  
15 be multiplied by the number of gaming devices located in each  
16 county for which an appropriation is being calculated that are  
17 subject to an obligation to make contributions to the Indian Gaming  
18 Special Distribution Fund.

19 (D) The amount determined pursuant to subparagraph (C) shall  
20 be deposited into the County Tribal Casino Account for the county  
21 for which the appropriation was calculated.

22 98080. (a) The Controller, acting in consultation with the  
23 California Gambling Control Commission, shall divide the County  
24 Tribal Casino Account for each county that has gaming devices  
25 that are subject to an obligation to make contributions to the Indian  
26 Gaming Special Distribution Fund into a separate account for each  
27 tribe that operates a casino within the county. These accounts shall  
28 be known as Individual Tribal Casino Accounts, and funds may  
29 be released from these accounts to make grants selected by an  
30 Indian Gaming Local Community Benefit Committee pursuant to  
31 the method established by this section to local jurisdictions  
32 impacted by tribal casinos. Each Individual Tribal Casino Account  
33 shall be funded in proportion to the amount that each individual  
34 tribe paid in the prior fiscal year to the Indian Gaming Special  
35 Distribution Fund.

36 (b) (1) There is hereby created in each county in which Indian  
37 gaming is conducted an Indian Gaming Local Community Benefit  
38 Committee. The selection of all grants from each Individual Tribal  
39 Casino Account or County Tribal Casino Account shall be made  
40 by each county’s Indian Gaming Local Community Benefit

1 Committee. In selecting grants, the Indian Gaming Local  
2 Community Benefit Committee shall follow the priorities  
3 established in subdivision (g) and the requirements specified in  
4 subdivision (h). This committee has the following additional  
5 responsibilities:

6 (A) Establishing all application policies and procedures for  
7 grants from the Individual Tribal Casino Account or County Tribal  
8 Casino Account. Each grant application shall clearly show how  
9 the grant will mitigate the impact of the casino on the grant  
10 applicant.

11 (B) Assessing the eligibility of applications for grants from local  
12 jurisdictions impacted by tribal gaming operations.

13 (C) Determining the appropriate amount for reimbursement  
14 from the aggregate county tribal account of the demonstrated costs  
15 incurred by the county for administering the grant programs. The  
16 reimbursement for county administrative costs may not exceed 2  
17 percent of the aggregate county tribal account in any given fiscal  
18 year.

19 (2) Except as provided in Section 98081, the Indian Gaming  
20 Local Community Benefit Committee shall be composed of seven  
21 representatives, consisting of the following:

22 (A) Two representatives from the county, selected by the county  
23 board of supervisors.

24 (B) Three elected representatives from cities located within four  
25 miles of a tribal casino in the county, selected by the county board  
26 of supervisors. In the event that there are no cities located within  
27 four miles of a tribal casino in the county, other local  
28 representatives may be selected upon mutual agreement by the  
29 county board of supervisors and a majority of the tribes paying  
30 into the Indian Gaming Special Distribution Fund in the county.  
31 When there are no cities within four miles of a tribal casino in the  
32 county, and when the Indian Gaming Local Community Benefit  
33 Committee acts on behalf of a county where no tribes pay into the  
34 Indian Gaming Special Distribution Fund, other local  
35 representatives may be selected upon mutual agreement by the  
36 county board of supervisors and a majority of the tribes operating  
37 casinos in the county. However, if only one city is within four  
38 miles of a tribal casino and that same casino is located entirely  
39 within the unincorporated area of that particular county, only one

1 elected representative from that city shall be included on the Indian  
2 Gaming Local Community Benefit Committee.

3 (C) Two representatives selected upon the recommendation of  
4 a majority of the tribes paying into the Indian Gaming Special  
5 Distribution Fund in each county. When an Indian Gaming Local  
6 Community Benefit Committee acts on behalf of a county where  
7 no tribes pay into the Indian Gaming Special Distribution Fund,  
8 the two representatives may be selected upon the recommendation  
9 of the tribes operating casinos in the county.

10 (c) Sixty percent of each Individual Tribal Casino Account shall  
11 be available for nexus grants on a yearly basis to cities and counties  
12 impacted by tribes that are paying into the Indian Gaming Special  
13 Distribution Fund, according to the four-part nexus test described  
14 in paragraph (1). Grant awards shall be selected by each county's  
15 Indian Gaming Local Community Benefit Committee and shall  
16 be administered by the county. Grants may be awarded on a  
17 multiyear basis, and these multiyear grants shall be accounted for  
18 in the grant process for each year.

19 (1) A nexus test based on the geographical proximity of a local  
20 government jurisdiction to an individual Indian land upon which  
21 a tribal casino is located shall be used by each county's Indian  
22 Gaming Local Community Benefit Committee to determine the  
23 relative priority for grants, using the following criteria:

24 (A) Whether the local government jurisdiction borders the Indian  
25 lands on all sides.

26 (B) Whether the local government jurisdiction partially borders  
27 Indian lands.

28 (C) Whether the local government jurisdiction maintains a  
29 highway, road, or other thoroughfare that is the predominant access  
30 route to a casino that is located within four miles.

31 (D) Whether all or a portion of the local government jurisdiction  
32 is located within four miles of a casino.

33 (2) Fifty percent of the amount specified in this subdivision  
34 shall be awarded in equal proportions to local government  
35 jurisdictions that meet all four of the nexus test criteria in paragraph  
36 (1). If no eligible local government jurisdiction satisfies this  
37 requirement, the amount specified in this paragraph shall be made  
38 available for nexus grants in equal proportions to local government  
39 jurisdictions meeting the requirements of paragraph (3) or (4).

1 (3) Thirty percent of the amount specified in this subdivision  
2 shall be awarded in equal proportions to local government  
3 jurisdictions that meet three of the nexus test criteria in paragraph  
4 (1). If no eligible local government jurisdiction satisfies this  
5 requirement, the amount specified in this paragraph shall be made  
6 available for nexus grants in equal proportions to local government  
7 jurisdictions meeting the requirements of paragraph (2) or (4).

8 (4) Twenty percent of the amount specified in this subdivision  
9 shall be awarded in equal proportions to local government  
10 jurisdictions that meet two of the nexus test criteria in paragraph  
11 (1). If no eligible local government jurisdiction satisfies this  
12 requirement, the amount specified in this paragraph shall be made  
13 available for nexus grants in equal proportions to local government  
14 jurisdictions meeting the requirements of paragraph (2) or (3).

15 (d) Twenty percent of each Individual Tribal Casino Account  
16 shall be available for discretionary grants to local jurisdictions  
17 impacted by tribes that are paying into the Indian Gaming Special  
18 Distribution Fund. These discretionary grants shall be made  
19 available to all local jurisdictions in the county irrespective of any  
20 nexus to impacts from any particular tribal casino, as described in  
21 paragraph (1) of subdivision (c). Grant awards shall be selected  
22 by each county's Indian Gaming Local Community Benefit  
23 Committee and shall be administered by the county. Grants may  
24 be awarded on a multiyear basis, and these multiyear grants shall  
25 be accounted for in the grant process for each year.

26 (e) (1) Twenty percent of each Individual Tribal Casino Account  
27 shall be available for discretionary grants to local jurisdictions  
28 impacted by tribes that are not paying into the Indian Gaming  
29 Special Distribution Fund. These grants shall be made available  
30 to local jurisdictions in the county irrespective of any nexus to  
31 impacts from any particular tribal casino, as described in paragraph  
32 (1) of subdivision (c), and irrespective of whether the impacts  
33 presented are from a tribal casino that is not paying into the Indian  
34 Gaming Special Distribution Fund. Grant awards shall be selected  
35 by each county's Indian Gaming Local Community Benefit  
36 Committee and shall be administered by the county. Grants may  
37 be awarded on a multiyear basis, and these multiyear grants shall  
38 be accounted for in the grant process for each year.

1 (A) Grants awarded pursuant to this subdivision are limited to  
2 addressing service-oriented impacts and providing assistance with  
3 one-time large capital projects related to Indian gaming impacts.

4 (B) Grants shall be subject to the sole sponsorship of the tribe  
5 that pays into the Indian Gaming Special Distribution Fund and  
6 the recommendations of the Indian Gaming Local Community  
7 Benefit Committee for that county.

8 (2) If an eligible county does not have a tribal casino operated  
9 by a tribe that does not pay into the Indian Gaming Special  
10 Distribution Fund, the moneys available for discretionary grants  
11 under this subdivision shall be available for distribution pursuant  
12 to subdivision (d).

13 (f) (1) For each county that does not have gaming devices  
14 subject to an obligation to make payments to the Indian Gaming  
15 Special Distribution Fund, funds may be released from the county's  
16 County Tribal Casino Account to make grants selected by the  
17 county's Indian Gaming Local Community Benefit Committee  
18 pursuant to the method established by this section to local  
19 jurisdictions impacted by tribal casinos. These grants shall be made  
20 available to local jurisdictions in the county irrespective of any  
21 nexus to any particular tribal casino. These grants shall follow the  
22 priorities specified in subdivision (g) and the requirements specified  
23 in subdivision (h).

24 (2) Funds not allocated from a county tribal casino account by  
25 the end of each fiscal year shall revert back to the Indian Gaming  
26 Special Distribution Fund. Moneys allocated for the 2003-04 fiscal  
27 year shall be eligible for expenditure through December 31, 2004.

28 (g) The following uses shall be the priorities for the receipt of  
29 grant moneys from Individual Tribal Casino Accounts: law  
30 enforcement, fire services, emergency medical services,  
31 environmental impacts, water supplies, waste disposal, behavioral,  
32 health, planning and adjacent land uses, public health, roads,  
33 recreation and youth programs, and child care programs.

34 (h) In selecting grants pursuant to subdivision (b), an Indian  
35 Gaming Local Community Benefit Committee shall select only  
36 grant applications that mitigate impacts from casinos on local  
37 jurisdictions. If a local jurisdiction uses a grant selected pursuant  
38 to subdivision (b) for any unrelated purpose, the grant shall  
39 terminate immediately and any moneys not yet spent shall revert  
40 to the Indian Gaming Special Distribution Fund. If a local

1 jurisdiction approves an expenditure that mitigates an impact from  
2 a casino on a local jurisdiction and that also provides other benefits  
3 to the local jurisdiction, the grant selected pursuant to subdivision  
4 (b) shall be used to finance only the proportionate share of the  
5 expenditure that mitigates the impact from the casino.

6 (i) All grants from Individual Tribal Casino Accounts shall be  
7 made only upon the affirmative sponsorship of the tribe paying  
8 into the Indian Gaming Special Distribution Fund from whose  
9 Individual Tribal Casino Account the grant moneys are available  
10 for distribution. Tribal sponsorship shall confirm that the grant  
11 application has a reasonable relationship to a casino impact and  
12 satisfies at least one of the priorities listed in subdivision (g). A  
13 grant may not be made for any purpose that would support or fund,  
14 directly or indirectly, any effort related to the opposition or  
15 challenge to Indian gaming in the state, and, to the extent any  
16 awarded grant is utilized for any prohibited purpose by any local  
17 government, upon notice given to the county by any tribe from  
18 whose Individual Tribal Casino Account the awarded grant went  
19 toward that prohibited use, the grant shall terminate immediately  
20 and any moneys not yet used shall again be made available for  
21 qualified nexus grants.

22 (j) A local government jurisdiction that is a recipient of a grant  
23 from an Individual Tribal Casino Account or a County Tribal  
24 Casino Account shall provide notice to the public, either through  
25 a slogan, signage, or other mechanism, stating that the local  
26 government project has received funding from the Indian Gaming  
27 Special Distribution Fund and further identifying the particular  
28 Individual Tribal Casino Account from which the grant derives.

29 (k) (1) Each county's Indian Gaming Local Community Benefit  
30 Committee shall submit to the Controller a list of approved projects  
31 for funding from Individual Tribal Casino Accounts. Upon receipt  
32 of this list, the Controller shall release the funds directly to the  
33 local government entities for which a grant has been approved by  
34 the committee.

35 (2) Funds not allocated from an Individual Tribal Casino  
36 Account by the end of each fiscal year shall revert back to the  
37 Indian Gaming Special Distribution Fund.

38 (l) Notwithstanding any other law, a local government  
39 jurisdiction that receives a grant from an Individual Tribal Casino  
40 Account shall deposit all funds received in an interest-bearing

1 account and use the interest from those funds only for the purpose  
 2 of mitigating an impact from a casino. If any portion of the funds  
 3 in the account is used for any other purpose, the remaining portion  
 4 shall revert to the Indian Gaming Special Distribution Fund. As a  
 5 condition of receiving further funds under this section, a local  
 6 government jurisdiction, upon request of the county, shall  
 7 demonstrate to the county that all expenditures made from the  
 8 account have been in compliance with the requirements of this  
 9 section.

10 98081. In San Diego County, the Indian Gaming Local  
 11 Community Benefit Committee shall be comprised of seven  
 12 representatives, consisting of the following:

13 (a) Two representatives from the county, selected by the county  
 14 board of supervisors.

15 (b) One elected representative from the city located within four  
 16 miles of a tribal casino in the county, selected by the county board  
 17 of supervisors.

18 (c) Three representatives selected upon the recommendation of  
 19 a majority of the tribes paying into the Indian Gaming Special  
 20 Distribution Fund in the county.

21 (d) The Sheriff of San Diego County.

22 98082. (a) Each county that administers grants from the Indian  
 23 Gaming Special Distribution Fund shall provide an annual report  
 24 to the Chairperson of the Joint Legislative Budget Committee, the  
 25 chairpersons of the Senate and Assembly committees on  
 26 governmental organization, and the California Gambling Control  
 27 Commission by October 1 of each year detailing the specific  
 28 projects funded by all grants in the county's jurisdiction in the  
 29 previous fiscal year, including amounts expended in that fiscal  
 30 year, but funded from appropriations in prior fiscal years. The  
 31 report shall provide detailed information on the following:

- 32 (1) The amount of grant funds received by the county.
- 33 (2) A description of each project that is funded.
- 34 (3) A description of how each project mitigates the impact of  
 35 tribal gaming.
- 36 (4) The total expenditures for each project.
- 37 (5) All administrative costs related to each project, excluding  
 38 the county's administrative fee.
- 39 (6) The funds remaining at the end of the fiscal year for each  
 40 project.

1 (7) An explanation regarding how any remaining funds will be  
2 spent for each project, including the estimated time for expenditure.

3 (8) A description of whether each project is funded once or on  
4 a continuing basis.

5 (b) A county that does not provide an annual report pursuant to  
6 subdivision (a) shall not be eligible for funding from the Indian  
7 Gaming Special Distribution Fund for the following year.

8 98083. The State Auditor shall conduct an audit every three  
9 years regarding the allocation and use of moneys from the Indian  
10 Gaming Special Distribution Fund by the recipient of the grant  
11 moneys. The State Auditor shall report its findings to the  
12 Legislature and to all other appropriate entities.

13 98084. This chapter shall remain in effect only until January  
14 1, 2021, and as of that date is repealed, unless a later enacted statute  
15 that is enacted before January 1, 2021, deletes or extends that date.