
SENATE JOINT MEMORIAL 8028

State of Washington 53rd Legislature 1994 Regular Session

By Senators Sutherland, Newhouse, Oke and Winsley

Read first time 01/18/94. Referred to Committee on Labor & Commerce.

1 TO THE HONORABLE BILL CLINTON, PRESIDENT OF THE UNITED STATES, AND
2 TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF
3 REPRESENTATIVES, AND TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE
4 UNITED STATES, IN CONGRESS ASSEMBLED:

5 We, your Memorialists, the Senate and House of Representatives of
6 the State of Washington, in legislative session assembled, respectfully
7 represent and petition as follows:

8 WHEREAS, The Indian Gaming Regulatory Act of 1988 was passed by
9 Congress to protect tribal and state interests as they pertain to
10 gambling; and

11 WHEREAS, The primary intent of Congress was to allow for tribal
12 economic development and self-sufficiency consistent with the state's
13 public policy as it pertains to gambling; and

14 WHEREAS, The conduct of Class III gaming within the state's
15 boundaries is subject to the completion of a tribal-state compact; and

16 WHEREAS, Only the gambling activities authorized for any person,
17 organization, or entity for any purpose in accordance with state law,
18 should be the subject matter of any negotiation; and

19 WHEREAS, Some courts recognize states' interests in limiting the
20 scope of gambling; other courts have failed to give adequate weight to
21 state limitations on gambling within a state's borders; and

1 WHEREAS, Nationally there has been much disagreement between tribes
2 and states as to the scope of gaming subject to negotiation under the
3 Indian Gaming Regulatory Act of 1988;

4 NOW, THEREFORE, Your Memorialists respectfully request that the
5 Congress of the United States implement sufficient clarification of the
6 Indian Gaming Regulatory Act of 1988 to ensure that only those specific
7 gambling activities currently authorized under the laws of a particular
8 state are subject to negotiation between a tribal government and a
9 state government and that the clarification ensure that no state is
10 required to negotiate on any specific type of gambling activity that is
11 not either authorized, or played, or both, within a state's particular
12 boundaries.

13 BE IT RESOLVED, That copies of this Memorial be immediately
14 transmitted to the Honorable Bill Clinton, President of the United
15 States, the President of the United States Senate, the Speaker of the
16 House of Representatives, and each member of Congress from the State of
17 Washington.

--- END ---