

ORDINANCE NO. 2 OF 1990

HEREIN TITLED BINGO ORDINANCE

PURPOSE: To license and permit the playing of Bingo on the Bishop Paiute Indian Reservation (hereinafter "RESERVATION") under certain terms and conditions.

SECTION 1 - REPEAL OF ORDINANCE T 82-1

The Bingo Ordinance number T 82-1 is hereby repealed and replaced by this new ordinance. Ordinance T 82-1 and any provisions stated in the declaration accompanying that ordinance shall no longer have any force or effect.

SECTION 2 - LICENSING

- (A) The Bishop Paiute Development Corporation (hereinafter "Corporation") is hereby licensed as the sole entity allowed to perform, conduct, operate, maintain and supervise a bingo game or a series of bingo games on the RESERVATION.
- (B) The Tribal Administrator of the Bishop Indian Tribal Council (hereinafter "Tribal Council") shall cause to be prepared, with the approval of the Tribal Council, a suitable licenses permitting the Corporation to conduct bingo on the Reservation.
- (C) Before the issuance of any license to the Corporation is granted, the Tribal Administrator shall require the Corporation to sign a declaration, made under penalty of perjury, that the proposed bingo games will be conducted in accordance with the provisions of this ordinance and any and all terms of the license.

The license shall require the Corporation among other things to present an itemized financial accounting of the bingo business conducted on the Reservation. These accounting will be presented to the Tribal Council on a quarterly basis.

SECTION 3 - LICENSE REVOCATION

- (A) Any violation of the provisions of this ordinance or of the provisions of the declaration referred to in SECTION 2 (C) shall be cause for revocation of the

license issued to the Corporation.

- (B) Notice of a proposed revocation of the license issued under the provisions of this ordinance shall be sent by first class mail to the last known mailing address of the license holder. Actual revocation of the license shall be effective after a hearing is held by the Tribal Council with the Corporation being given the opportunity to present it's side of the issues that are the subject of the revocation hearing.

SECTION 4 - OPERATION REGULATIONS

- (A) The Corporation may pay a wage or salary to those employed to operate and conduct the bingo games held on the RESERVATION. These wages shall be determined by the Corporation.
- (B) No person under the age of eighteen (18) shall be allowed to participate in any bingo game.
- (C) All bingo games shall be open to the general public which includes non-Indians.
- (D) A bingo game shall be operated and staffed only by the members, employees and volunteers of the Corporation. Only these people shall operate such game, or participate in the promotion, supervision, or any other such phase of such game.
- (E) No individual corporation, partnership or other legal entity except the corporation and the Tribe shall hold a financial interest in the conduct of such bingo games. This, however, does not prohibit the Corporation from hiring managerial consultants to provide advise concerning the operation of the bingo business.
- (F) All profits derived from such bingo operation shall be kept in a separate account and shall not be commingled with any other account. Such profits shall be used by the Corporation to support economic development on the RESERVATION and shall be subject to all provisions of the ARTICULUS of INCORPORATION and BY-LAWS of the Corporation. The appropriateness of the use of these profits shall be determined by the Corporation subject to the above restraints set out in the Corporation ARTICALS of INCORPORATION and BY-LAWS.
- (G) The Bishop Tribal Council reserve the right to review the Bingo Account for determination as to whether any proceeds should be distributed. In the event that the Bishop Indian Tribal Council makes a determination the proceeds should be distributed from the bingo account

such distribution will be made on a 60/40 percent basis. SIXTY percent of the distribution will be to Bishop Indian Tribal Council and the remaining forty percent to Bishop Paiute Development Corporation.

SECTION 5 - EFFECTIVE DATE

This ordinance shall take effect and be in full force and effect upon it's approval by the members of the Bishop Indian Tribal Council.

PASSED AND ADOPTED THIS; 20, DAY OF MARCH, 1990.

MR. JESS PACO
TRIBAL CHAIRMAN