

**JAMESTOWN S'KLALLAM TRIBE
TRIBAL CODE
TITLE 23 – STATE LOTTERY**

Chapters:

Chapter 23.01 General Provisions

Chapter 23.02 Definitions

Chapter 23.03 Provisions

Chapter 23.04 Consistency with State Law

Chapter 23.05 Sovereign Immunity

Chapter 23.06 Authority of the Tribe's CEO

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Chapter 23.01
General Provisions

Sections:

Section 23.01.01 Title

Section 23.01.01 Title

This Title shall be known or cited as the “State Lottery Code” of the Jamestown S’Klallam Tribe.

Chapter 23.02
Definitions

Sections:

Section 23.02.01 Definitions

Section 23.02.01 Definitions

The definitions for this Title are as follows:

- A. “Director” means the person appointed by the Governor of the State of Washington to manage the Washington State Lottery;
- B. “License” means the license issued by the Director of the Washington State Lottery Commission for a Tribe or Tribal retail business to sell Washington State lottery tickets;
- C. “Licensee” means the Jamestown S’Klallam Tribe or a Tribal business operating on trust or reservation land of the Tribe;
- D. “Tribe” means the Jamestown S’Klallam Tribe, a federally recognized tribe;
- E. “Lottery Commission” means the body authorized by the laws of the State of Washington to administer the Washington State Lottery;
- F. “RCW” refers to the Revised Code of Washington;
- G. “WAC” refers to the Administrative Code of the state of Washington; and
- H. “Washington State Lottery” or “Lottery” means the lottery authorized by the provisions of Chapter 67.70 of the RCW and as regulated by Title 315 of the WAC.

Chapter 23.03
Provisions

Sections:

Section 23.03.01 Provisions

Section 23.03.01 Provisions

The provisions for this Title are as follows:

- A. All matters relating to the issuance and revocation of such License, as well as the manner in which the sale of lottery tickets is conducted by the Licensee, shall be governed exclusively by the laws of the State of Washington, and no inconsistent Tribal laws, ordinances, titles, or rules exist or will be enacted;
- B. In the event of litigation involving the issuance or revocation of any such License, the conduct of the business as a lottery retailer, the financial relationship between any Licensee and the lottery or any other matter connected with the lottery or its operation, the courts of the state of Washington shall have jurisdiction, and venue shall be proper only in Thurston County;
- C. Administrative disputes shall be submitted to the jurisdiction of the Director, Washington State Lottery, or any lawfully appointed designee thereof, and shall be conducted in accordance with Washington State law; and
- D. Lottery employees and vendors, including investigators and enforcement officers, may enter upon trust lands and property including lands owned by the Tribe or its citizens, upon reasonable notice, solely for the purposes of conducting investigations and enforcing the provisions of Chapter 67.70 RCW.

Chapter 23.04
Consistency With State Law

Sections:

Section 23.04.01 Consistency With State Law

Section 23.04.01 Consistency With State Law

In the event any law of the State of Washington relating to matters contained in Section 23.03.01 Provisions, above, of this Title is enacted, modified or repealed, Tribal laws, ordinances, titles or rules will be changed to be consistent with the revised laws of the State of Washington. The Tribe acknowledges that the Director may:

- A. Suspend licenses issued pursuant to this Title pending Tribal Council action to make such changes; and/or
- B. Revoke such licenses if the required changes are not made within ninety (90) days.

Chapter 23.05
Sovereign Immunity

Sections:

Section 23.05.01 Sovereign Immunity

Section 23.05.01 Sovereign Immunity

Nothing in this Title shall be construed as a waiver of the sovereign immunity of the Tribe.

Chapter 23.06
Authority of CEO

Sections:

Section 23.06.01 Authority of CEO

Section 23.06.01 Authority of CEO

The Tribal Council hereby authorizes the Chief Executive Officer (“CEO”) of the Tribe to promulgate such rules, regulations, policies and procedures which they deem necessary to implement the provisions of this Title.

Chapter 23.07
Codification and Amendments

Sections:

Section 23.07.01 Codification

Section 23.07.02 Amendments

Section 23.07.01 Codification

Title 23 State Lottery was approved on February 19, 2008, at a Tribal Council meeting and codified as a Title in the Tribal Code on February 19, 2008 by Resolution 06-08.

Section 23.07.02 Amendments

Reserved.