



2005 ASSEMBLY BILL 461

June 2, 2005 - Introduced by Representatives GARD, ZIEGELBAUER, MEYER, PETROWSKI, GIELOW, WOOD, BIES, GUNDRUM, JESKEWITZ, KESTELL, OWENS, VUKMIR, GUNDERSON, TOWNS, ALBERS, VOS, OTT, J. FITZGERALD, KLEEFISCH, HUEBSCH, JENSEN and DAVIS, cosponsored by Senators LAZICH, ZIEN and GROTHMAN. Referred to Committee on State Affairs.

1 **AN ACT** *to create* 14.037 of the statutes; **relating to:** requiring legislative
2 approval to locate a gaming establishment on certain lands taken into trust for
3 the benefit of Indian tribes.

Analysis by the Legislative Reference Bureau

The federal Indian Gaming Regulatory Act, which regulates gaming activities on Indian lands, requires that before an Indian gaming establishment may be located on Indian lands taken into trust after October 17, 1988 ("off-reservation" lands), the governor must concur with the decision of the U.S. secretary of the interior (secretary) that the proposed Indian gaming establishment would be in the best interest of the Indian tribe and its members and would not be detrimental to the surrounding community.

This bill provides that the governor may not concur with a decision of the secretary that an Indian gaming establishment proposed to be located on Indian lands taken into trust after October 17, 1988, would be in the best interest of the Indian tribe and its members and would not be detrimental to the surrounding community, unless the legislature first concurs in the determination by joint resolution.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

