

REDDING RANCHERIA TRIBAL GOVERNMENT POLICIES

Chapter TP 2-305

Conflict of Interest – Gaming Commission Prohibited Gaming



March 1, 2016

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SECTION 1: PURPOSE

The Redding Rancheria Gaming Commission is the primary authority charged, under tribal law and the Tribal-State Gaming Compact of 1999, with promulgating and enforcing rules and regulations to protect the integrity of the gaming activities, the reputation of the Tribe and its gaming operation. The purpose of this policy is to eliminate any perceived or actual conflict of interest by prohibiting Gaming Commissioners and Gaming Agency employees from engaging in any prohibited gaming activities at any gaming facility whose gaming activities are regulated by the Redding Rancheria Gaming Commission.

SECTION 2: BACKGROUND AND INTENT

- (a) **BACKGROUND:** The Redding Rancheria Gaming Commission (Commission) was created and delegated powers and duties by Section 6 of the Redding Rancheria Gaming Ordinance. In 1999, the Redding Rancheria entered into a gaming compact (Compact) with the state of California. Section 7 of the Compact places the duty for on-site gaming regulation and control upon the Commission. The Tribal Council finds that there exists the potential for a real or apparent conflict of interest where employees and commissioners of the Commission engage in gaming activities in the facility that they are charged to regulate and control. Tribal Council Policy 1-100 entitled “Code of Ethics” prohibits employee, elected officials and officers from engaging in conduct where there is or may develop a personal or financial interest. This policy shall clarify that certain gaming by Commission employees and officials violates TP 1-100.
- (b) **INTENT:** It is the intent of this policy to eliminate any real conflict of interest or the appearance of a conflict of interest due to the participation in prohibited gaming activities, at Redding Rancheria gaming facilities, by Commissioners or employees of the Commission.

SECTION 3: DELEGATED AUTHORITY

The Tribal Council reserves to itself, through its regular process of discussion and deliberation, all authority necessary to enforce the provisions of this policy. It shall be the duty of the Executive Director of the Redding Rancheria Gaming Commission to:

- (a) Receive any reports that a person prohibited to game under the terms of this policy has been engaged in gaming activities at a facility operated by the Redding Rancheria; and
- (b) The Executive Director shall compile all evidence of a violation of this policy including surveillance video and security report and present those to the Tribal Council; and

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- (c) Where the Executive Director of the Gaming Commission is alleged to be gaming in violation of this policy, the Chairman of the Gaming Commission Board shall compile the evidence and present the allegations to the Tribal Council.

SECTION 4: DEFINITIONS

- (a) Tribe: The term “Tribe” as used in this policy shall mean the Redding Rancheria.
- (b) Member: The term “Member” shall mean an enrolled member of the Redding Rancheria Tribe.
- (c) Tribal Council: The term “Tribe Council” as used in this policy shall mean the duly elected governing body on the Redding Rancheria.
- (d) Prohibited Gaming Activity: The term “Prohibited Gaming Activity” as used in this policy shall mean the act of being engaged in any game of chance wherein a wager is placed on the outcome. Private events hosted by the Tribe’s gaming facility or the Tribe, exclusively for participation by tribal members, that include gaming activities are not prohibited gaming activities under this policy.
- (e) Gaming Commission, Gaming Agency or Gaming Commission Office: The term “Gaming Commission”, “Gaming Agency”, or “Gaming Commission Office” as used interchangeably in this policy, the Compact, and Redding Rancheria Gaming Ordinance, shall refer to the Redding Rancheria Gaming Commission as established by Chapter 6 of the Redding Rancheria Gaming Ordinance.
- (f) Gaming Commission Board: The term “Gaming Commission Board” is the board, whose members are appointed by the Redding Rancheria Tribal Council to administer and oversee the activities of the Gaming Commission.
- (g) Executive Director: The term “Executive Director” as used in this policy shall mean the person currently serving in the position of Executive Director of the Redding Rancheria Gaming Commission.
- (h) Commissioner: The term “Commissioner” as used in this policy shall mean a duly appointed member of the Gaming Commission Board.
- (i) Chair-person: The term “Chairman” as used in this policy shall mean the person who is has been appointed by the Redding Rancheria Tribal Council to serve as the Chair-person of the Redding Rancheria Gaming

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Commission Board.

- (j) Conflict of Interest: The term “Conflict of Interest” is any act as defined by Section 6 of TP 1-100.

SECTION 5: PROHIBITED GAMING ACTIVITY

It is the policy of the Redding Rancheria that no employee or commissioner shall be permitted to engage in any prohibited gaming activities as defined in this policy and is a conflict of interest as defined by Section 6 of TP 1-100.

SECTION 6: REVIEW

The CEO shall review this policy each year and shall such make recommendations, if any, for its amendment as appropriate for the effective administration hereof.

Legislative History:

Originally adopted by Tribal Council on March 1, 2016.