

HOUSE BILL No. 5189

October 21, 2003, Introduced by Reps. Sheen, Hoogendyk, Newell, Van Regenmorter, Stakoe, Stahl, Casperson, Huizenga, Voorhees, Taub, Vander Veen, Hummel, Garfield, Milosch, Acciavatti, Kooiman, O'Neil, Sak, Middaugh, Brandenburg, Robertson, Hune and Pappageorge and referred to the Committee on Regulatory Reform.

A bill to provide for the manner of approval of certain compacts made between this state and an Indian tribe; and to prohibit the construction and operation of casinos by Indian tribes on certain land in this state.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Gambling" means an activity prohibited under chapter
3 XLIV or LV of the Michigan penal code, 1931 PA 328, MCL 750.301
4 to 750.315a and 750.372 to 750.376a.

5 (b) "Indian tribe" means that term as defined in section 4 of
6 the Indian gaming regulatory act, Public Law 100-497, 25
7 U.S.C. 2703.

8 Sec. 2. A compact between this state and an Indian tribe
9 that includes a provision relating to gambling is void unless it
10 is enacted as legislation pursuant to article IV of the state

1 constitution of 1963.

2 Sec. 3. The governor shall not concur in a determination by
3 the secretary of the interior of the United States to allow
4 gambling to be conducted on lands acquired by the secretary of
5 the interior in trust for the benefit of an Indian tribe after
6 October 17, 1988 as provided by section 20 of the Indian gaming
7 regulatory act, Public Law 100-497, 25 U.S.C. 2719.