



## COMPACT AMENDMENT HIGHLIGHTS

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### *Changes to the Compact between the Pokagon Band of Potawatomi Indians and the State of Michigan*

#### **ADDITIONAL CASINO SITES**

- The amended compact deletes the exclusivity provisions from the prior compact, which were the basis for the dispute regarding Michigan's Club Keno lottery game. Instead of exclusivity, the amended compact allows the tribe to open two additional satellite casinos containing not more than 1,000 slot machines each.
  - The new Hartford Site must be on eligible Indian lands in Van Buren County in either the city of Hartford, Hartford Township or Bangor Township
  - The new Dowagiac site must be on eligible Indian lands in Cass County in either the City of Dowagiac, Pokagon Township, Silver Creek Township, LaGrange Township or Wayne Township.
- Each local satellite location must have local approval by the governing body or the community, a public referendum or other means satisfactory to the governor.

#### **REVENUE SHARING PAYMENTS**

- Payments to the State of Michigan are reduced from 8% of slots to 6% of slots on the New Buffalo casino site
- Payments to the state for the satellite casinos will be 8% of net slot revenues.
- Payments to the local Revenue sharing boards remain at 2%.
- Payments to the State and to the Local Revenue Sharing Board are changed from a bi-yearly basis to an annual basis 60 days following the close of books (payment due September 30 of each year)
- The Tribe retains any interest the disputed payments may have accrued over the past year.



## **NEW BUFFALO CASINO LOCAL REVENUE SHARING BOARD (LRSB)**

- The number of LRSB members increases from three to five. Representatives from Berrien County and New Buffalo Township remain as permanent members of the Board. The City of New Buffalo is added as permanent member of the Board along with one Tribal representative. A fifth member of the LRSB will be chosen by local units of government who do not already have a seat on the LRSB.
- The Hartford and Dowagiac satellite casinos will have a similar make-up of their five member Local Revenue Sharing Boards with the City of Dowagiac and the City of Hartford guaranteed a seat on their respective Boards.
- Guidelines and by-laws must be approved by a unanimous agreement of all the members of each Board.
- Actual costs incurred by the local units of government as a result of the development of the casinos will be reimbursed first from the local revenue sharing funds. Each local unit of government will then receive an amount equal to the ad valorem property taxes each unit would of received if the casino were a taxable entity.
- The LRSB will receive the 2% payments as soon as the Board complies with the provisions of this compact.

## **COMPACT EXTENSION**

- The term of the compact is extended from 2018 to 2028.

## **STATE OVERSIGHT**

- The fee paid to the Michigan Gaming Control Board for oversight of the compact terms change from a flat fee of \$50,000 annually to \$50,000 per year or .05% of the net slot win, whichever is greater.
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