

118TH CONGRESS
1ST SESSION

H. R. 2873

To ensure all federally recognized Tribes that are eligible for gaming in the United States are regulated under the Indian Gaming Regulatory Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 26, 2023

Mr. LUTTRELL (for himself, Mr. BABIN, Ms. ESCOBAR, Mr. EDWARDS, Mr. VEASEY, Ms. STANSBURY, and Mr. LAMALFA) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To ensure all federally recognized Tribes that are eligible for gaming in the United States are regulated under the Indian Gaming Regulatory Act, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Tribal Gaming Regu-
5 latory Compliance Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds as follows:

1 (1) In 1987, the United States Supreme Court
2 ruled in *California v. Cabazon Band of Mission Indi-*
3 *ans* that if California regulated rather than prohib-
4 ited gaming in the State, then a Tribe could offer
5 similar forms of gaming on its land.

6 (2) In response to the Cabazon decision, the In-
7 dian Gaming Regulatory Act (Public Law 100–497)
8 was enacted, which has since supported and pro-
9 moted Tribal economic development and self-suffi-
10 ciency, and continues to provide a regulatory struc-
11 ture for gaming on Tribal lands.

12 (3) Over 200 Tribes in 28 States are currently
13 regulated under the Indian Gaming Regulatory Act.

14 (4) On June 15, 2022, the United States Su-
15 preme Court ruled that the Ysleta del Sur Pueblo
16 and Alabama and Coushatta Indian Tribes of Texas
17 Restoration Act (Public Law 100–89; 101 Stat.
18 666) allows the Ysleta del Sur Pueblo and the Ala-
19 bama-Coushatta Tribe to offer gaming activities on
20 Tribal lands that are not fully prohibited by Texas
21 law and without regard to any Texas regulations
22 over such gaming activities.

23 (5) The Ysleta del Sur Pueblo and the Ala-
24 bama-Coushatta Tribe are currently the only Tribes
25 in the United States that are eligible to game on

1 Tribal lands, but not regulated under the Indian
2 Gaming Regulatory Act.

3 **SEC. 3. AMENDMENT.**

4 The Ysleta del Sur Pueblo and Alabama and
5 Coshatta Indian Tribes of Texas Restoration Act (Public
6 Law 100–89; 101 Stat. 666 et seq.) is amended—

7 (1) by inserting after section 2, the following:

8 **“SEC. 3. RULE OF CONSTRUCTION.**

9 “This Act shall be construed to ensure the full appli-
10 cability of the Indian Gaming Regulatory Act (25 U.S.C.
11 2701 et seq.) to gaming activities on Indian lands of the
12 Ysleta del Sur Pueblo and Indian lands of the Alabama-
13 Coshatta Tribe.”;

14 (2) by striking section 107; and

15 (3) by striking section 207.

○