

OCT 24 1994

RECEIPT OF CRIMINAL HISTORY RECORD INFORMATION  
TRIBAL GAMING OFFICES/STATE GAMING AGENCY

STATE DOCUMENTS

WHEREAS, the State of Arizona may execute Tribal-State Compacts with Indian Tribes in this State pursuant to the Indian Gaming Regulatory Act of 1988 and A.R.S. 5-601(A); and

WHEREAS, it is in the best interest of the State and the Indian Tribes conducting gaming activities pursuant to Tribal-State Compacts to inquire into the character and past criminal conduct of applicants who are prospective gaming employees, management contractors and their principals, financiers, manufacturers and distributors of gaming devices and gaming services, and the principals, primary management officials and key employees of the gaming facility operator and each Tribal Gaming Office is required to conduct necessary background investigations to ensure that applicants are qualified for tribal licensing pursuant to Section 5 of the Compacts; and

WHEREAS, the State Gaming Agency is required to conduct background investigations of all applicants for tribal licenses, to determine whether a non-tribal member applicant is qualified for state certification pursuant to Section 5 of the Compacts and to provide the Tribal Gaming Office with a written recommendation as to whether a tribal member applicant should be licensed by the Tribal Gaming Office and the State Gaming Agency is, therefore, a related agency participating in the background screening or activity related to the Tribal Gaming Office licensing decision such that an exchange of criminal history record information between the Tribal Gaming Offices and the State Gaming Agency is necessary; and

WHEREAS, the Arizona Department of Public Safety is responsible for the effective operation of the central state repository in order to collect, store and disseminate complete and accurate criminal history records and related criminal justice information pursuant to A.R.S. 41-1750(A); and

WHEREAS, A.R.S. 41-1750(G)(2) authorizes the Director of the Department of Public Safety to exchange criminal justice information between the Central State Repository, or through the Arizona Criminal Justice Information System, and any noncriminal justice agency pursuant to a statute, ordinance or executive order that specifically authorizes the noncriminal justice agency to receive criminal history record information for the purpose of evaluating the fitness of current or prospective licensees, employees, contract employees or volunteers, on submission of the subject's fingerprints and the prescribed fee; and

WHEREAS, each Tribal Gaming Office is a noncriminal justice agency; and

WHEREAS, the State Gaming Agency is authorized to have direct access to criminal history record information for these purposes pursuant to Executive Order 92-22 and A.R.S. 41-1750(G)(2) and, effective July 17, 1994, pursuant to A.R.S. 5-602(C); and

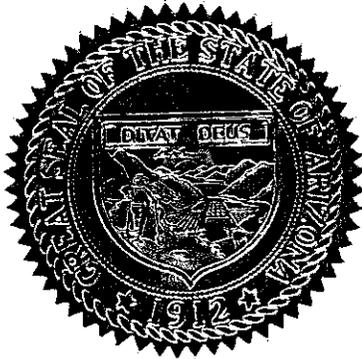
WHEREAS, permitting unauthorized access, releasing, or procuring the release of criminal justice information other than as provided in A.R.S. 41-1750 is prohibited by law,

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, under the authority provided by A.R.S. 41-1750(G)(2), hereby authorize the Tribal Gaming Office of any Indian Tribe having executed a Tribal-State Compact with the State of Arizona to receive state criminal history record information for the purpose of evaluating the fitness of current or prospective gaming employees, management

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contractors, and their principals, financiers, manufacturers and distributors of gaming devices and gaming services, and the principals, primary management officials and key employees of the gaming facility operator and for this information to be exchanged between the Tribal Gaming Offices and the State Gaming Agency providing that the fingerprints of the specified individuals be submitted in conjunction with any such requests for criminal history record information together with the prescribed fee and further providing that the Tribal Gaming Offices observe the limitations of A.R.S. 41-1750(Q) regarding dissemination of this information and the rules adopted by the Director of the Department of Public Safety pursuant to A.R.S. 41-1750(V).

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.



*F. L. Ro...*

GOVERNOR

DONE at the Capitol in Phoenix this fourteenth day of June in the Year of Our Lord One Thousand Nine Hundred and Ninety-Four and of the Independence of the United States of America the Two Hundred and Eighteenth

ATTEST:

*Richard H. Harsany*

Secretary of State