

By: Chavez

H.J.R. No. 10

A JOINT RESOLUTION

1 proposing a constitutional amendment permitting recognized Indian
2 tribes to conduct gambling or other gaming activity on certain
3 tribal land.

4 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 47, Article III, Texas Constitution, is
6 amended by amending Subsection (a) and adding Subsections (f) and
7 (g) to read as follows:

8 (a) The Legislature shall pass laws prohibiting lotteries
9 and gift enterprises in this State other than those authorized by
10 Subsections (b), (d), ~~[and]~~ (e), and (f) of this section.

11 (f) A federally recognized Indian tribe may conduct
12 gambling or other gaming activity that would otherwise be subject
13 to the prohibition prescribed by Subsection (a) of this section if:

14 (1) the gaming is conducted on land:

15 (A) recognized as tribal land by the federal
16 government on January 1, 2006; and

17 (B) located in a county that has a population of
18 650,000 or more and is located on an international border; and

19 (2) five percent of all revenue derived from the
20 gaming is remitted to the State.

21 (g) Revenue received under Subsection (f)(2) of this
22 section may be used only to fund the Texas Grant Program or a
23 comparable college-level student financial aid program. In
24 exchange for revenue remitted under Subsection (f)(2) of this

1 section, the State shall grant the tribe territorial exclusivity in
2 the operation and conduct of casino gaming in the county where the
3 tribe conducts gaming and in any additional territory provided by
4 general law.

5 SECTION 2. This proposed constitutional amendment shall be
6 submitted to the voters at an election to be held November 6, 2007.
7 The ballot shall be printed to permit voting for or against the
8 proposition: "The constitutional amendment authorizing recognized
9 Indian tribes to conduct gambling or other gaming activity on
10 certain tribal land and directing that a portion of the funds be
11 used for student financial aid."