

By: Chavez

H.J.R. No. 87

A JOINT RESOLUTION

1 proposing a constitutional amendment requiring the state to treat
2 recognized Indian tribes equally with regard to authorizing
3 gambling or other gaming activity on 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 Subsection (f) to
7 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) No law of this State, including Subsection (a) of this
12 section, may be applied or construed to prohibit a federally
13 recognized Indian tribe from conducting any type of gambling or
14 other gaming activity on lands held in trust by the United States in
15 El Paso County, Texas for the benefit Ysleta del Sur Pueblo, a
16 federally recognized Indian tribe, and lands held in trust by the
17 United States, in Polk County, Texas for the benefit of the
18 Alabama-Coushatta Tribe, a federally recognized Indian tribe that
19 another federally recognized Indian tribe that owns or controls
20 federally recognized tribal land in this State is authorized by
21 state or federal law to conduct on that tribal land.

22 SECTION 2. This proposed constitutional amendment shall be
23 submitted to the voters at an election to be held November 3, 2009.
24 The ballot shall be printed to permit voting for or against the

H.J.R. No. 87

1 proposition: "The constitutional amendment requiring the State of
2 Texas to treat recognized Indian tribes equally with regard to
3 authorizing gambling and other gaming activity on tribal land."