

RULES COMMITTEE REPORT
CHEROKEE NATION GAMING COMMISSION

Submitted by:

Janice Walters Purcell, Executive Director of CNGC

In accordance with Cherokee Nation COVID-19 policy, the Cherokee Nation Gaming Commission has been operating on a skeleton crew at the office location while other staff members have been working from home. Even though the Casino properties are closed, CNGC has been available to ensure that regulatory requirements are being processed and carried out. During the Casino Closure, CNE has upgraded Games and Systems which require approval by the Commissioners; thus, CNGC has drafted Game and System Approvals to be affirmed by the Commissioners. CNGC has continued to have Commissioners meeting; however, the Commission Meetings are held via WEBEX, Audio and Video. Additionally, CNGC has had WEBEX meetings with NIGC on the issues of Licensing classifications and on the Reopening of the Casino properties. Reopening of the Casino properties requires numerous procedures. These procedures include review and assess compliance with MICS, TICS, and SICS prior to reopening. 25 C.F.R. §543, ensure public health and safety that may include patron and employee screening, personal protective equipment, physical and social distancing, sanitizing and cleaning plans and any necessary adjustments to internal controls. (TICS/SICS). COVID-19 Training and Cleaning Protocols, Personal Protective Equipment (PPE): Determination should be made if PPE should be worn by employees based on their roles and responsibilities. IF PPE is used by employees, training should be provided on how to properly use and dispose of all PPE. Determination should also be made with regards to patron use of PPE, including face masks. CNGC will also be reviewing all statutes, regulations, and/or policies regarding use of masks. Physical Distancing: Guest and employees should be advised to practice physical distancing by standing at least six feet apart, while standing in lines, using elevators or moving around the property. CNGC must also submit to the Chair of the NIGC a attestation letter on each casino certifying that Cherokee Nation has identified and enforces laws, resolutions, codes, policies, standards or procedures applicable to

each gaming place, facility, or location that protect the environment and the public health and safety, including standards, under a Tribal-State compact. Attached is the Preliminary Assessment Reopening Questions.



National Indian Gaming Commission COVID-19 PRELIMINARY ASSESSMENT

NIGC Compliance Officer:	<u>Enter name.</u>	<input type="checkbox"/> Class II
Tribe:	<u>Enter Tribe name.</u>	<input type="checkbox"/> Class III
Casino Name(s):	<u>Operation Name</u>	
Projected Opening Date:	<u>Click to enter a date.</u>	Date Notified: <u>Click to enter a date.</u>
TGRA POC Name:	<u>TGRA POC Name</u>	Phone#: _____
Casino POC Name:	<u>Casino POC Name</u>	Phone#: _____
Contact Info:	<u>Contact info.</u>	

Applicable NIGC Regulations

559.1 What is the scope and purpose of this part?

- (a) The purpose of this part is to ensure that each place, facility, or location where class II or III gaming will occur is located on Indian lands eligible for gaming and obtains an attestation certifying that the construction and maintenance of the gaming facility, and the operation of that gaming, is conducted in a manner that adequately protects the environment and the public health and safety, pursuant to the Indian Gaming Regulatory Act.
- (b) Each gaming place, facility, or location conducting class II or III gaming pursuant to the Indian Gaming Regulatory Act or on which a tribe intends to conduct class II or III gaming pursuant to the Indian Gaming Regulatory Act is subject to the requirements of this part.

[77 FR 58772, Sept. 24, 2012, as amended at 80 FR 31994, June 5, 2015]

559.4 What must a tribe submit to the Chair with the copy of each facility license that has been issued or renewed?

A tribe shall submit to the Chair with each facility license an attestation certifying that by issuing the facility license, the tribe has determined that the construction and maintenance of the gaming facility, and the operation of that gaming, is conducted in a manner which adequately protects the environment and the public health and safety. This means that a tribe has identified and enforces laws, resolutions, codes, policies, standards or procedures applicable to each gaming place, facility, or location that protect the environment and the public health and safety, including standards, under a tribal-state compact or Secretarial procedures.

[77 FR 58772, Sept. 24, 2012, as amended at 80 FR 31995, June 5, 2015]

559.6 May the Chair require a tribe to submit applicable and available Indian lands or environmental and public health and safety documentation regarding any gaming place, facility, or location where gaming will occur?

A tribe shall provide applicable and available Indian lands or environmental and public health and safety documentation requested by the Chair.

Applicable Approved Tribal Gaming Ordinance Section(s)

NIGC Compliance consult NIGC General Counsel prior to completing checklist item.

Click or tap here to enter text.

Applicable Tribal-State Gaming Compact Section(s)

NIGC Compliance consult NIGC General Counsel prior to completing checklist item.

Click or tap here to enter text.

The NIGC interpretive rule regarding IGRA's environment, public health, and safety mandate (Federal Register at 67 Fed. Reg. 46109 (July 12, 2002)).



National Indian Gaming Commission
COVID-19 PRELIMINARY ASSESSMENT
REOPENING QUESTIONS

<p>1. Does the TGRA attest that the licensed gaming facility will be operated in a manner that protects the public health and safety?</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>2. Have all applicable tribal and/or federal restrictions on businesses and/or individual gatherings related to the COVID-19 Pandemic been lifted or amended that allow for reopening? Please list any existing or amended restrictions.</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>3. Are there local, county, or State restrictions on businesses and/or individual gatherings related to the COVID-19 pandemic that have been determined to apply to the gaming operation and that are still in effect?</p> <p>NIGC Compliance consult NIGC General Counsel prior to completing checklist item.</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>4. If yes to #3, has the Tribe or TGRA reviewed those restrictions and made a determination as to how the Tribe may safely reopen?</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>5. Are there other existing local, county, or State restrictions on businesses and/or individual gatherings related to the COVID-19 pandemic?</p> <p>Except for those identified in question 2, local, county, and state restriction do not apply to the Tribe's gaming operation and should only be reviewed to assist in determining whether conditions at the local, county or state level necessitating the restrictions also exist at the Tribe's gaming operation.</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>6. Has the TGRA <u>identified</u> and does it have in its possession all EPHS standards applicable to the gaming facility?</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>7. Has the TGRA <u>reviewed</u> all the EPHS standards applicable to the gaming facility and can it attest that the facility meets or will meet the standards at the time of reopening?</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>



National Indian Gaming Commission
COVID-19 PRELIMINARY ASSESSMENT
REOPENING QUESTIONS

<p>8. Has the TGRA conducted or will it cause an inspection of the gaming facility to ensure the gaming facility meets the EPHS standards? List date, organization, contact information of inspector(s).</p> <p><u>Date</u> Click or tap to enter a date.</p> <p><u>Organization</u> Click or tap here to enter text.</p> <p><u>Inspector contact information</u> Click or tap here to enter text.</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>9. Do the standards identified in #8 include requirements that the gaming facility perform a deep cleaning to a prescribed standard?</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>10. Has the TGRA identified public health and/or EPHS experts to assist with inspections and identification of violations of the Tribe's EPHS standards and instances of imminent jeopardy that may be caused due to the COVID-19 Pandemic?</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>11. Has the TGRA (or Tribe) adopted additional requirements/protocol to include inspection standards/schedules, use of notices, and enforcement actions, including temporary closure orders, to address the COVID-19 Pandemic?</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>12. Have changes to internal controls been approved by the TGRA and/or Casino to allow for personal protective equipment (PPE) to be worn by gaming facility staff and patrons such as masks and gloves?</p> <p><input type="checkbox"/> If yes, have existing/additional standards been identified/implemented to ensure that the new policies/procedures will protect against theft. <i>For example, if allowing count room employees to use gloves, masks, or hoods, are there other TICS/SICS in place to ensure against theft?</i></p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>
<p>13. Has the TGRA developed or adopted current monitoring, testing and reporting mechanisms to address COVID-19 Pandemic rules approved by the TGRA? Describe.</p> <p>Click or tap here to enter text.</p>	<p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p>



National Indian Gaming Commission
COVID-19 PRELIMINARY ASSESSMENT
REOPENING QUESTIONS

- | | |
|---|---|
| <p>14. Does the TGRA and Casino have the appropriate staff to ensure internal control and compliance with applicable regulations?</p> <p>Click or tap here to enter text.</p> | <p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p> |
| <p>15. Has the TGRA implemented any social/physical distancing measures within the gaming facility that are consistent with CDC guidelines?</p> <p>Click or tap here to enter text.</p> | <p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p> |
| <p>16. Has the gaming facility adopted protocol to address instances where staff or patrons report or display symptoms of COVID-19?</p> <p><input type="checkbox"/> Has the gaming facility adopted protocol to address instances where staff or patrons test positive for COVID-19?</p> <p>Click or tap here to enter text.</p> <p><input type="checkbox"/> Is there a source of protocol or was the protocol developed internally?</p> <p>Click or tap here to enter text.</p> | <p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p> |
| <p>17. Has the Tribe or TGRA determined what indicator(s) will signal consideration for reclosing the gaming facility?</p> <p>Click or tap here to enter text.</p> | <p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> |
| <p>18. Has the TGRA/Casino tested emergency service systems (fire alarms, sprinklers, etc.)?</p> <p>Click or tap here to enter text.</p> | <p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> |
| <p>19. Has the TGRA confirmed the gaming facility will have adequate emergency services response (fire, EMS, police) from the agencies previously designated as first responders prior to COVID-19 Pandemic?</p> <p><input type="checkbox"/> Has TGRA ensured agencies can and will respond to calls at the gaming facility?</p> <p>Click or tap here to enter text.</p> | <p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p><input type="checkbox"/> N/A</p> |
| <p>20. Will areas of the gaming facility remain closed?</p> <p>Click or tap here to enter text.</p> | <p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> |
| <p>21. Will the TGRA and Casino continue to monitor and prepare for the possibility of a subsequent wave of COVID-19 outbreaks? Describe preparedness plan.</p> | <p>Select One</p> <p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> |



National Indian Gaming Commission
COVID-19 PRELIMINARY ASSESSMENT
REOPENING QUESTIONS

Click or tap here to enter text.

22. Is the TGRA or Operation requesting any preopening technical assistance? **Select One**

Click or tap here to enter text.

Yes

No

Group: Marshal Service Month/Year of Report: May 2020
Executive Director: Shannon Buhl Phone: 918-207-3800
Email: shannon-buhl@cherokee.org

1. Budget Highlights-Please Refer to Monthly Financial Report

2. Program Highlights for April 2020:

<u>District 1</u> <u>412 North</u>	<u>District 2</u> <u>412 South</u>
Information Report (5)	Information Report (8)
Warrants (1)	Warrants (3)
Other Agency Assists (2)	Other Agency Assists (26)
Warnings (2)	Warnings (5)
Citations (0)	Citations (0)
Alcohol/Drug Arrests (0)	Alcohol/Drug Arrests (0)
A&B/DV (0)	A&B /DV (0)
Burglary/Theft/Larceny (0)	Burglary/Theft/Larceny (3)
Community Events (0)	Disorderly Conduct (1)
	Community Events (4)

3. Special Operations:

Dive/Swift Water (0)
 SWAT (0)
 Casino Requests (0)

4. Accomplishments/Events:

Delivered PPE to various Cherokee Nation Clinics.

5. Security:

Security Violations (0)
 Vehicle Assists (2)
 Incident Reports (0)
 Events:
 04/01/2020 COVID-19 detail assignment to Complex - Further Notice (2 officers in the complex at all times)
 04/01/2020 COVID-19 detail assignment to Old Casino (one officer at all times)

6. Facilities:

Hastings (4) EDO
 Redbird Smith (0)
 Three Rivers (0) EDO
 Cooweescoowee Ocheleta (0)
 Wilma P Mankiller (0)

7. Community:

Franky Dreadfulwater

Special detail in April and May at the Hard Rock for security detail.

Extra patrols in isolated areas and schools during the shut down.

Clinics such as Mankiller, Hastings, Salina, Vinita, Redbird and Jay, extra patrols and Marshals delivered PPE gear to Staff.

Donated Foods, Natural Resources and properties extra patrols.

Checking school properties such as Marble, Bell, Dahlongegah, Zion and Cave Springs as requested by Superintendents.

John Timothy

Delivered PPE to various Cherokee Nation Clinics.

Donated Foods, Natural Resources and properties extra patrols.

8. Emergency Management:

Emergency Management

No Report

Operations

Communicating daily with Health, Admin and other departments on COVID-19 actions and updates.

Coordinating efforts with Food Dist. and Community Food deliveries.

Communicating with FEMA on response to COVID-19.

Completing documentation needed for FEMA reimbursements and expenses during the May 2019 storms and floods.

Attended meetings with local agencies to build partnerships and resource information for COVID-19.

Assisted CN Marshal Service operations.

Assisted RMRS/MERC operations.

Health Services

Assisting with COVID-19 preparedness planning and response operations for Cherokee Nation Health Services.

Updating Pandemic Response Plan.

9. Patrols:

District 1	106
District 2	<u>239</u>
Total	345

Concerns addressed from last Rules:

HUMAN RESOURCES

April 2020

ALANA CASTEEL, INTERIM EXECUTIVE DIRECTOR
Extension 5243

As of May 4, 2020, the total number of Employees is 4046. Of those employees, 3328 are Cherokee and 252 are members of another Federally recognized tribe.

EMPLOYMENT

Processed	Monthly	YTD
Number of Employees Hired	66	287
% of Cherokees Hired	79	86
% of Indians Hired	8	5
% of All Others Hired	13	9
# of Applications Received	379	2165
# of Interview Panels Sent	92	583

COMPENSATION

Processed	Monthly	YTD
# of Terminations	39	174
# of Voluntary Terminations	31	136
# of Involuntary Terminations	8	38

BENEFITS

Processed	Monthly	YTD
Educational Reimbursement Requests	1	19
401(k) Distributions	19	200
401(k) Loans	5	48
401(k) Hardship	1	17
FMLA	24	154
COBRA	49	232
Short Term Disability	12	57

EMPLOYEE RELATIONS & DEVELOPMENT

Orientations/Trainings Presented	Monthly	YTD
Trainings Presented	0	58



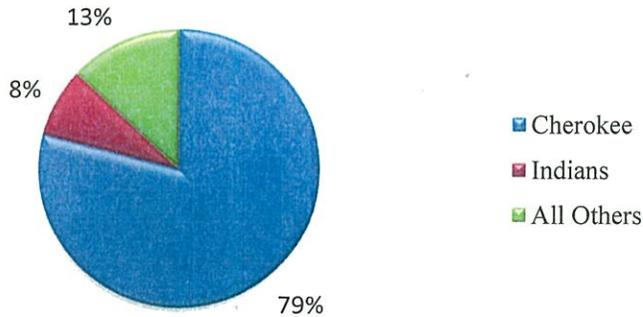
Human Resources

ONBOARDING/BACKGROUND/COMPENSATION/EMPLOYEE RELATIONS & DEVELOPMENT

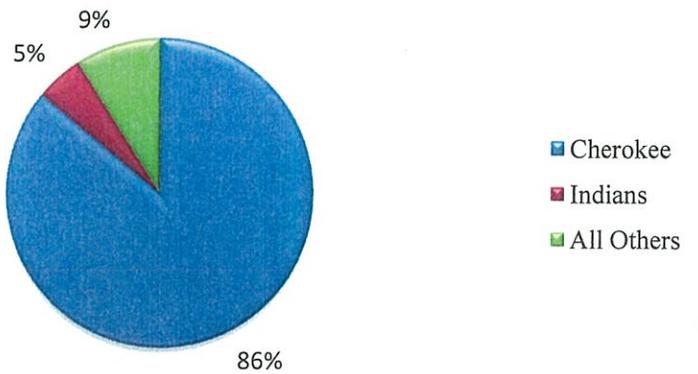
Monthly Report

April 2020

Monthly Number of Employees Hired: 66

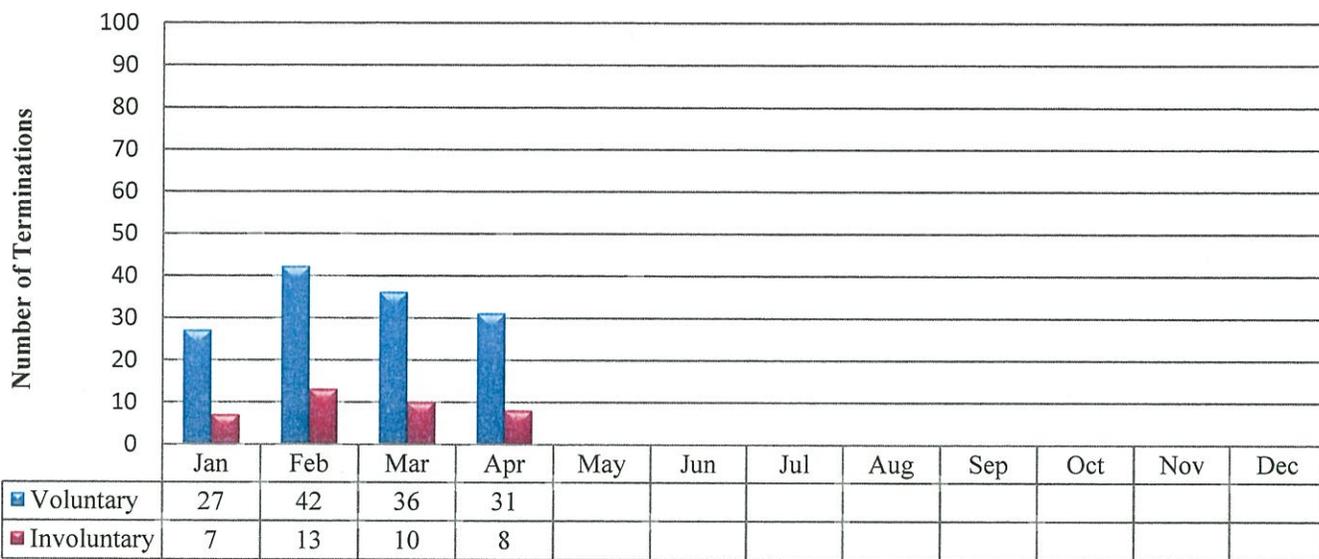


YTD Number of Employees Hired: 287

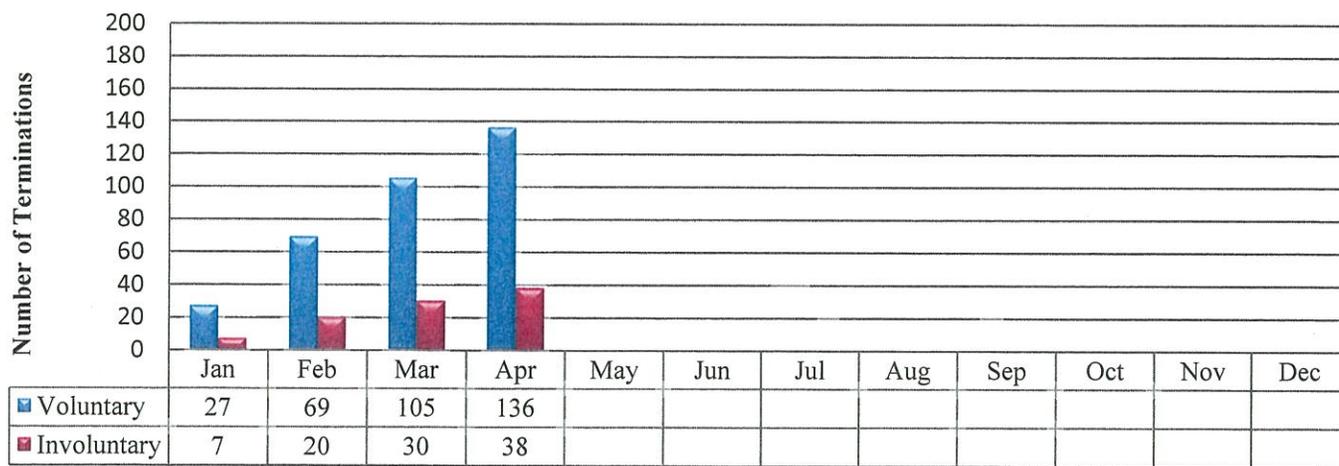




Monthly Terminations

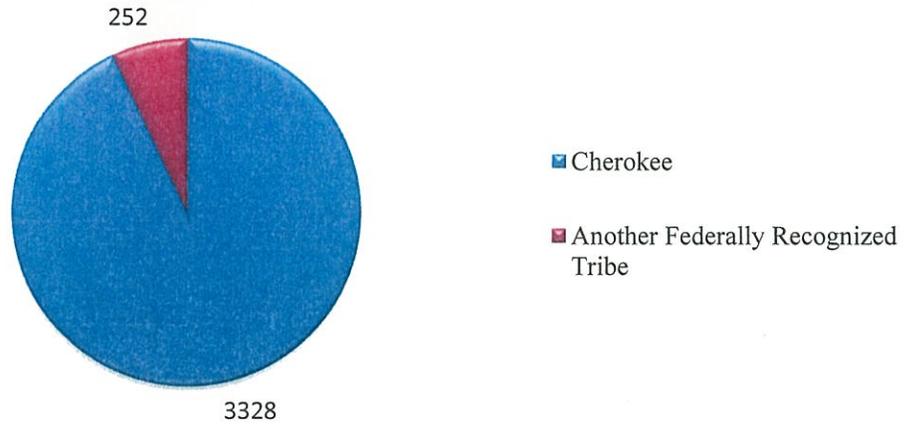


YTD Terminations

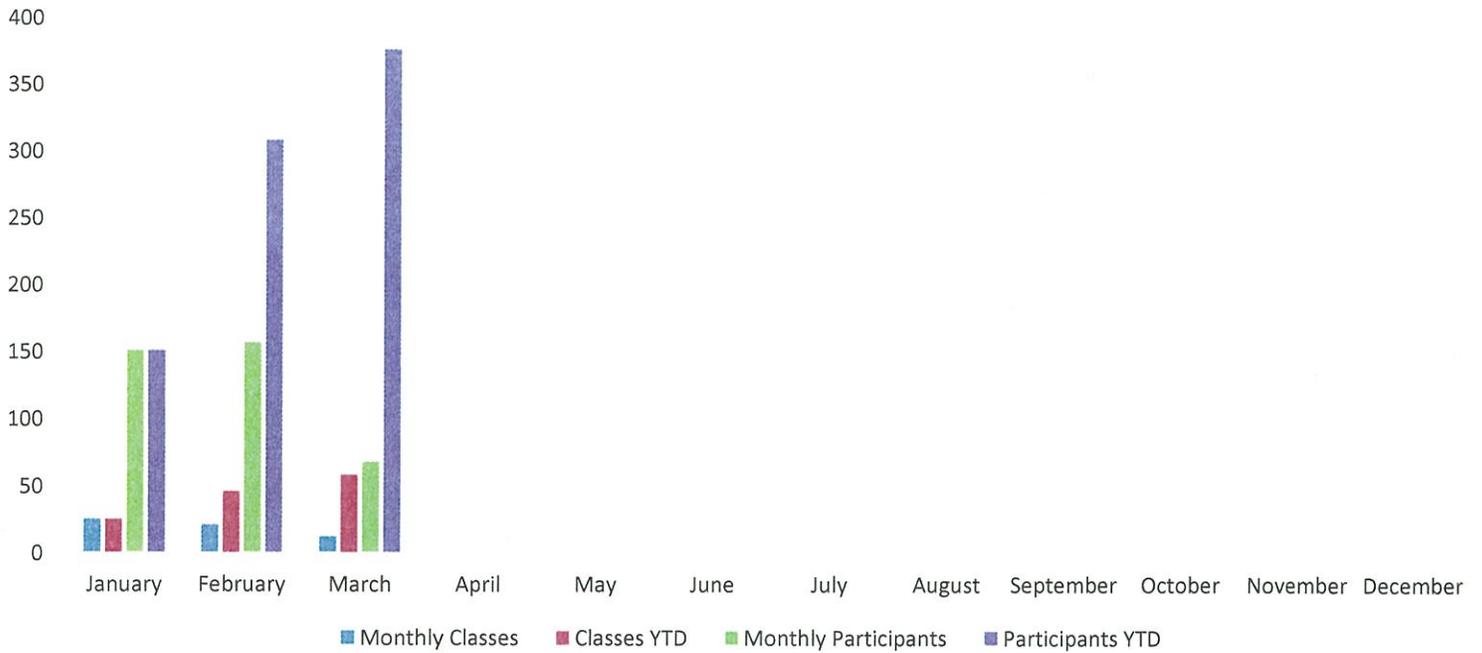




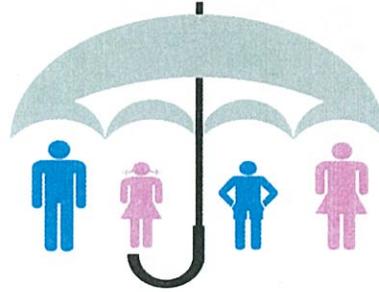
Cherokee Nation Employees: 4046



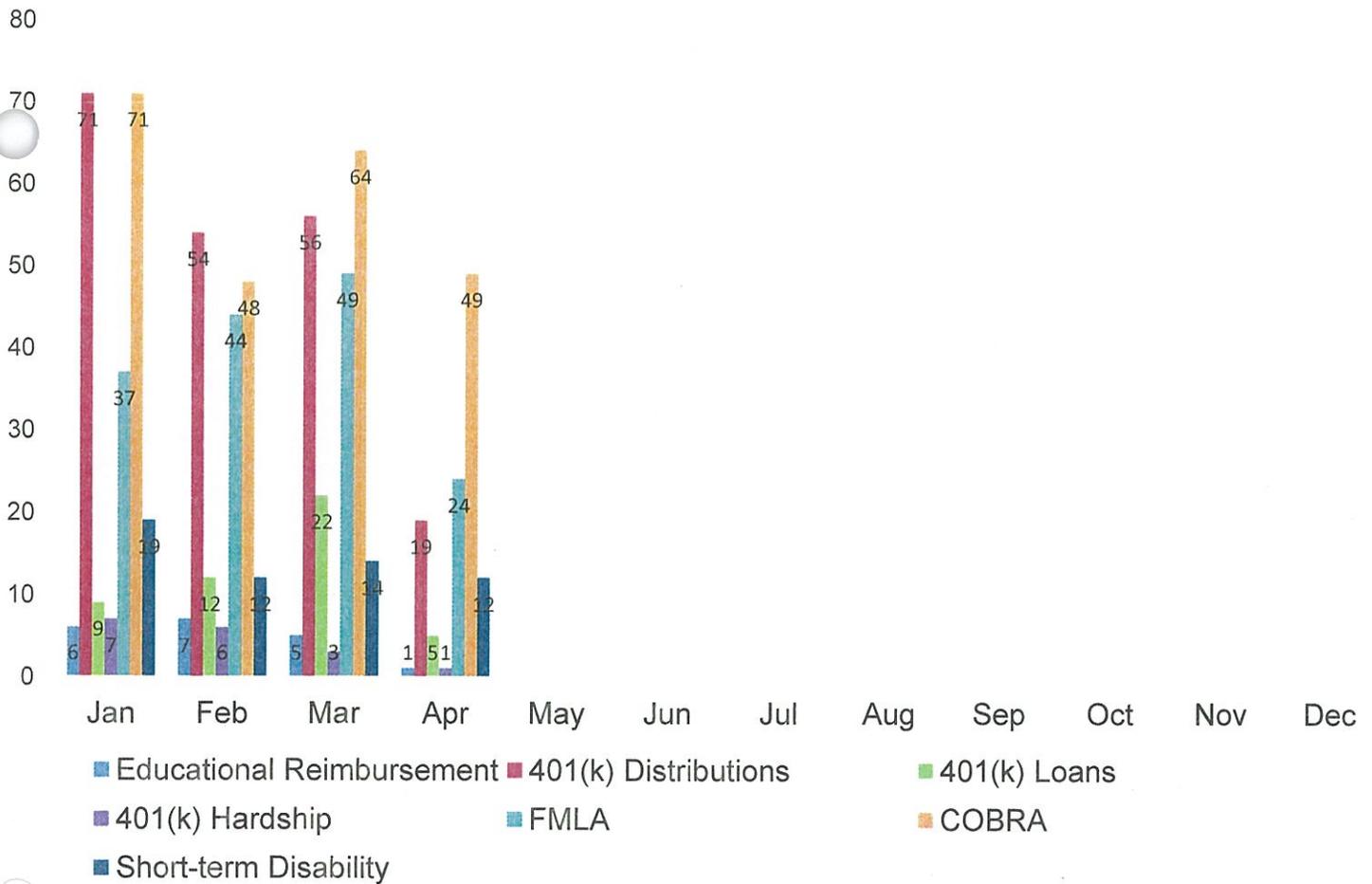
Summary of PassPort Training Classes & Participants - Monthly & YTD



***No Trainings were held in April**



2020 MONTHLY REPORTS





Risk Management

Belfor Building Disinfecting

The following buildings were cleaned and disinfected by BELFOR Restorations:

- WW Keeler Tribal Complex
- Old Casino/Language Building
- Youth Shelter
- SHS Dorms and Bldg. 100
- Financial Resources Building
- Jack Brown Center – All Buildings
- Pryor ICW
- Pryor Child Services
- Catoosa Child Services
- Catoosa ICW
- Sallisaw ICW
- Sallisaw Tag Office
- Sallisaw Child Support
- Stilwell ICW
- Tahlequah ICW
- Talking Leaves Job Corps – All Buildings
- Southgate Complex
- TERO
- Career Services
Sallisaw, Tulsa, Jay, Pryor, Stilwell, and Muskogee
- Literacy Center





Safety Policies Complete:

- Fleet Safety
- PPE
- Forklift Safety
- Fall Protection
- Hearing Conservation
- Trenching and Excavation
- Heavy Equipment
- Electrical Safety
- Walking and Working Surfaces
- Accident Investigation
- Scaffolding Safety
- Fire Prevention
- Aerial Lifts
- Respiratory Protection
- Material Handling
- Ergonomics
- Hazard Communications
- First Aid
- Confined Space with Permit
- Ladder Safety
- Lock Out/Tag Out
- Evacuation Plan Policy
- Safety Training Policy
- Bloodborne Pathogen
- Machine Guarding
- Stairways and Walkways
- Fire Extinguisher Training Policy
- Asbestos Policy
- Occupational Safety
- Pesticide Handling

Trainings:

All Safety Training has been put on hold until May 31st due to COVID-19. Summer Youth Training is scheduled to begin June 4th.



OSU MEDICAL SCHOOL

CONSTRUCTION SAFETY:

- OSU Medical School Construction - Construction basically On Hold. Flintco and CNB are working on plan to start back to work.
- Stilwell Clinic Construction – Construction on Hold

