



Mille Lacs Band of Ojibwe Indians
Gaming Regulatory Authority
Detailed Gaming Regulations

STANDARDS FOR FINES AND PENALTIES

Document No. DGR – 21

Effective: June 18, 2015

I. SCOPE. The GRA Board promulgates these standards for fines and penalties pursuant to 15 MLBSA § 305(16) and § 310(b). Reasonable fines and penalties may be imposed for violations of Title 15, the INDIAN GAMING REGULATORY ACT, Tribal-State Compacts, DETAILED GAMING REGULATIONS and other applicable law.

II. IMPOSITION OF FINES AND PENALTIES.

Section 1. Beginning and Enforcement Action. Any enforcement action taken by the GRA must be related to its gaming regulatory function. Any enforcement action will be initiated by the Director of the OGR&C in the form of a Compliance Recommendation. Except for severe violations, the Director of the OGR&C shall attempt to work with the violator to bring it into compliance prior to issuing a Compliance Recommendation. The Compliance Recommendation must state the nature of the violation, the individual or entity alleged to have committed the violation, any steps taken to help bring the violator into compliance, and the recommended fine or penalty.

Section 2. Hearing Procedures. The GRA Board shall convene a hearing to consider a Compliance Recommendation in accordance with DGR-2.

Section 3. Intent of Proportionality. Any fine or penalty imposed must be reasonably proportionate to the activity being punished, and must be designed to promote the goals of correction and improvement, unless the violation is such that correction and improvement are not possible.

Section 4. Amount of Fines. Fines may be imposed upon departments of the Gaming Enterprises only. The GRA may impose a minimum fine of \$500 and a maximum fine of \$5,000 per violation. For ongoing violations, each day of non-compliance may be considered a separate violation.

Section 5. Penalties Available. Penalties may be imposed upon individuals and vendors. For each violation, an individual or vendor may be subject to suspension (for up to one year) or revocation of his/her gaming license or vendor license. The GRA Board may also impose reasonable conditions to maintain a valid gaming or vendor license.

Section 6. Amount of Fine or Penalty. Once the GRA Board has determined that a department or individual has violated an applicable law, the Board may impose a fine or penalty. The Board shall consider the following criteria when determining the amount of the fine or penalty:

- A. The extent to which the violator obtained an economic benefit from the violation, as well as the likelihood of escaping detection;
- B. The seriousness of the violation, including the extent to which the violation threatens the integrity of gaming;
- C. The violator's history of violations;
- D. The degree of fault of the violator in causing or failing to correct the violation, either through act or omission; and
- E. The degree of good faith of the violator in attempting to achieve rapid compliance after notification of the violation.

Section 7. Basis for Fine or Penalty Amount in the Compliance Determination. The GRA Board shall explain its reasoning for the amount of the fine or penalty in its Compliance Determination.

Section 8. Payment of Fines. Violators have 60 days from the date of issuance to pay a fine. Paid fines will be deposited into the Band's general fund. Violators who do not pay within 60 days will be subject to all available legal means for the collection of fines.



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Section 9. Effective Date of Suspensions and Revocations. Suspensions and revocations of a gaming or vendor license become effective the date of the GRA Board's Compliance Determination.

Section 10. Appeals. Any individual or entity subject to an adverse Compliance Determination may appeal such determination to the Court of Central Jurisdiction pursuant to 15 MLBSA §§ 501-503.

History. Changes approved by Gaming Regulatory Authority on June 18, 2015.

Approved by the Gaming Regulatory Authority Board on July 30, 2009. Effective Date: October 1, 2009