

SECOND AMENDMENT TO
TECHNICAL STANDARDS IN
TRIBAL-STATE COMPACT FOR CONTROL OF
CLASS III BLACKJACK
ON THE
FOND DU LAC BAND OF LAKE SUPERIOR CHIPPEWA
RESERVATION IN MINNESOTA

Pursuant to Section 7 of the Tribal-State Compact for Control of Class III Blackjack on the Fond du Lac Band of Lake Superior Chippewa Reservation in Minnesota, the State of Minnesota, by and through its Commissioner of Public Safety, and the Fond du Lac Band of Lake Superior Chippewa, agree as follows:

1. Section 4.5(1) is amended by renumbering current subsections (C) to (E), (D) to (F), (E) to (G), and (F) to (H), and adding new subsections (C) and (D), to read as follows:

C. "Digital Facsimile Cards" means cards that are electronically generated and shown to the player through a video display.

D. "Digital Facsimile Card Table" is a table designed to use Digital Facsimile Cards. Such a table shall contain all the components necessary to generate these cards, and player and dealer interaction. The table requires the use of a person acting as the dealer.

2. Section 4.5(2) (A) is amended to read as follows:

A. Blackjack shall be played with at least one bordered deck of cards with backs of the same color and design and one colored cutting card. Before being put into play, the cards shall arrive at the gaming location sealed and wrapped. Digital facsimiles of these cards are permitted so long as they conform to the requirements of this section. They are not however required to be sealed and wrapped.

3. Section 4.5(4) is amended by adding a new subsection (C), to read as follows:

C. This section shall not apply to tables using digital facsimile cards.

4. Section 4.5(5) is amended by adding a new subsection (F), to read as follows:

F. Except as provided, a table using Digital Facsimile Cards shall conform to this section. Such table shall allow for the player to electronically cut the deck. Further the digital facsimile cards shall be subject to a random shuffle prior to the start of each hand or round.

5. Section 4.5(6) (J) is amended to read as follows:

J. Each player at the table shall be responsible for correctly computing the point count of his hand and no player shall rely on the point counts to be announced by the dealer under this section without himself checking the accuracy of such announcement. In the case of a table using Digital Facsimile Cards, the house may allow for the tables to display the count of the cards in each hand.

6. Section 4.5(6) is amended by adding a new subsection (L), to read as follows:

L. Tables using digital facsimile cards must conform to the procedures of this section. Digital representations of these procedures are accepted.

7. Section 4.5(18) is amended by adding a new subsection (D), to read as follows:

(D) Every table using Digital Facsimile Cards shall secure the components in a locked area. Any access to the area shall be recorded as well as the date and time of each access. Additionally, the device shall notify the house of any access to the device. Any access to the device shall be investigated with a report to the event, the cause of the warning, dealer identity, and the resolution of the problem. Such reports shall be available for inspection by the Department of Public Safety, Alcohol & Gambling Enforcement Division.

8. Section 4.5 is amended by adding a new subsection (19), to read as follows:

(19) Digital Facsimile Cards - Additional Requirements

- A. Any table using digital facsimile cards is subject to inspection by agents of the Department of Public Safety Alcohol & Gambling Enforcement Division.
- B. Devices used to generate the digital facsimile cards shall be subject to testing by an independent testing facility/laboratory. Further the state may request changes to these standards at anytime. The tribe must agree to such change before any requested change is adopted.
- C. The independent testing laboratory standards shall include such tests to certify that any table using digital cards conforms to the rules for the play of the game of blackjack as established in the Tribal-State Compact on Blackjack.
- D. The following shall apply to these tables:
1. Logic Control Components means all types of program storage media used to maintain the program that causes the gaming devices to operate. Such devices include, but are not limited to, hard disk drives, PCMIA cards, EPROMS, EEPROMS, CD-ROMS and similar storage media shall:
- (a) Be disabled from being written to when in the machine via a physical or hardware write disable to ensure that it is impossible to write any contents to the storage media any time, either from an internal or external source.
- (b) Sealing tape, or its equivalent, shall be used over areas that are access sensitive.
- (c) Logic control components must be able to be inspected in the field. To this end, such devices must be able to be verified by signatures, hash codes, or other secure algorithm. In addition, such devices must be able to be compared on a bit for bit basis.

(d) The supplier of the gaming devices, utilizing said logic control components, shall supply to both the tribe and the state approved field test equipment for carrying out the tests required in (c) above. In addition, the supplier is required to provide verification training to all parties who request it.

2. Digital facsimile cards must be able to be displayed in a manner that allows for them to be viewed and records by the surveillance system.

E. Any table using digital facsimile cards is considered to be a gambling device as defined in Minnesota state statute 609.75. The manufacturer of such a device is subject to the license requirements established under Minnesota Statutes 299L.07.

STATE OF MINNESOTA


FOND DU LAC BAND OF LAKE
SUPERIOR CHIPPEWA

Dated: 10-31-2001

Dated: 09-14-01



Charlie Weaver, Commissioner
Minnesota Department of
Public Safety



Robert B. Peacock, Chairman