

FILED
AUG 12 2002
NOEL K. DESSAINT
CLERK SUPREME COURT
BY

SUPREME COURT OF ARIZONA

YES FOR ARIZONA!, a registered
Arizona Political Committee;
COLORADO RIVER INDIAN TRIBES,

) Arizona Supreme Court
) No. CV-02-0238-SA
)

)
) Petitioners,)
)

)
) v.)
)

)
) REP. JIM WIERS, Speaker of the)
) House of Representatives and)
) Co-Chair of Legislative Council;)
) SEN. RANDALL GNANT, President of)
) the Senate and Co-Chair of the)
) Legislative Council; REP. KEN)
) CHEUVRONT, Member of the)
) Legislative Council; REP. LINDA)
) GRAY, Member of the Legislative)
) Council; REP. LAURA KNAPERREK,)
) Member of the Legislative)
) Council; REP. LEAH)
) LANDRUM-TAYLOR, Member of the)
) Legislative Council; REP. MARION)
) PICKENS, Member of the)
) Legislative Council; REP. BOB)
) ROBSON, Member of the)
) Legislative Council; SEN. KEN)
) BENNETT, Member of the)
) Legislative Council; SEN. JACK)
) BROWN, Member of the Legislative)
) Council; SEN. CHRIS CUMMISKEY,)
) Member of the Legislative)
) Council; SEN. TONI HELLON,)
) Member of the Legislative)
) Council; SEN. DAVID PETERSON,)
) Member of the Legislative)
) Council; SEN. PETER RIOS, Member)
) of the Legislative Council; and)
) BETSEY BAYLESS, Arizona)
) Secretary of State, all in their)
) official capacities,)
)

) O R D E R
)

) Respondents.)
)
)

The Court has read and considered the petition for special action, the response, and the reply filed in this matter. Upon consideration, and good cause appearing,

IT IS ORDERED accepting jurisdiction and granting the requested relief.

IT IS FURTHER ORDERED requiring Respondent Betsey Bayless to strike the language to which Petitioners object from the Legislative Council's analysis of Proposition 200, submitted for inclusion in the publicity pamphlet required by A.R.S. § 19-123, as indicated in the attachment hereto.

A written decision explaining this order will follow.

DATED this 12th day of August, 2002.



CHARLES E. JONES
Chief Justice

TO:

Paul F Eckstein, Esq., Dan L. Bagatell, Esq., and Michael S. Mandell, Esq.,
Brown & Bain PA.
John E. Lundin, Esq. and John G. Kerkorian, Esq., Gallagher & Kennedy PA
Hon. Janet A Napolitano, Arizona Attorney General
Attn: Joseph A Kanefield, Esq.

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PROPOSITION 200
TRIBAL-STATE GAMING COMPACT, SCHOLARSHIP
AND ELDERLY CARE ACT OF 2002

ANALYSIS BY LEGISLATIVE COUNCIL

* * *

Regulation - Gaming facility operators must keep surveillance logs that are open to inspection by the Arizona Department of Gaming, ~~but no other records are subject to Department of Gaming inspection, including financial and accounting records.~~ Tribes must investigate reported compact or tribal gaming ordinance violations and require gaming facility operators to correct violations. Tribes must notify the Arizona Department of Gaming within 48 hours when a violation is reported. Tribes must license gaming employees who are not enrolled tribal members. Tribes must also license each manufacturer and supplier of gaming devices and each person providing gaming goods and services in excess of \$50,000 in any single month. The state must certify nonenrolled tribal members who are involved in gaming or financial activities, manufacturers and suppliers of gaming devices and persons providing gaming goods and services in excess of \$50,000 in any single month. The tribal gaming office is authorized to conduct investigations of compact violations. The Department of Gaming has access to tribal gaming office reports ~~but is not authorized to conduct independent investigations.~~

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