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August 17, 2023

Office of the Attorney General  
State of Arizona  
2005 N. Central Avenue  
Phoenix, AZ 85004

Attorney General Kris Mayes:

I am writing to respectfully request a formal legal opinion from your office regarding a question that is integral to the Arizona Tribal-State Gaming Compacts, as amended effective May 24, 2021.

In my capacity as the State Senator from Legislative District 6, I recognize the importance of these compacts and the need for clarity regarding the legal framework that governs them. I believe that your guidance and interpretation of the new language included in the relevant laws and amended compact language will greatly contribute to a clearer understanding of what is currently allowed under these compacts.

In 2018, the Arizona Attorney General's Office issued Opinion No. I18-010, which concluded that any change in State law to authorize wagering on historic racing through the use of an electronic device or terminal would violate Arizona's then-current Tribal-State Gaming Compact (the "2003 Compact"). In 2021, the State of Arizona entered into an Amended and Restated Gaming Compact (the "2021 Compact") with Indian tribes in Arizona.

Specifically, I pose the following question:

Do the analyses and conclusions in Opinion No. I18-010 apply with equal force and effect to the 2021 Compact?

Thank you for your attention to this matter. I look forward to receiving your legal opinion and am available to provide any additional information or context that you may require.

Most respectfully dóó t'áá íyisíí ahéhee',

A handwritten signature in black ink, appearing to read "Theresa Hatathlie".

Senator Theresa Hatathlie