



**GAMBLING CONTROL COMMISSION**

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DEAN SHELTON, CHAIRMAN  
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May 20, 2009

Honorable Denise Ducheny, Chair  
Joint Legislative Budget Committee  
Senate Budget and Fiscal Review Committee  
1020 N Street, Room 553  
Sacramento, CA 95814

Honorable Noreen Evans, Chair  
Assembly Budget Committee  
State Capitol, Room 6026  
Sacramento, CA 95814

Attention: Jody Martin, Consultant

**Subject: Notification of Indian Gaming Revenue Sharing Trust Fund Revenue Shortfall for FY 2009-10**

Dear Senator Ducheny and Assemblymember Evans:

Pursuant to Government Code Section 12012.90(e)(1), the California Gambling Control Commission (Commission) hereby provides the anticipated total amount of shortfalls in payment likely to occur in the Indian Gaming Revenue Sharing Trust Fund (RSTF) to be transferred from the Indian Gaming Special Distribution Fund (SDF) for the upcoming fiscal year.

The RSTF serves as the depository for payments made by Tribes that acquire and maintain gaming device licenses and provides disbursements to eligible, Non-Compact Indian tribes (federally-recognized tribes that are operating fewer than 350 Gaming Devices). The Commission, as the administrator for the RSTF, is required to make quarterly distributions from the RSTF in accordance with the Tribal-State Gaming Compacts (Section 4.3.2.1) and Government Code section 12012.90(e)(2). Each eligible Tribe receives \$275,000 quarterly, for an annual total distribution of \$1.1 million per eligible Tribe.

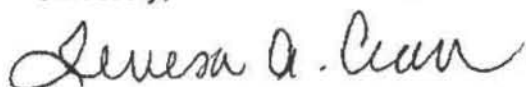
Annual RSTF revenues are insufficient to fully fund RSTF distributions to eligible Non-Compact Tribes. Government Code sections 12012.85 and 12012.90 authorize moneys in the SDF to be used to make payments to eligible Non-Compact Tribes for shortfalls that occur in the RSTF, in addition to other authorized purposes.

For the 2009-10 fiscal year, the Commission estimates that 71 tribes would be eligible for RSTF distributions of \$1.1 million each, for total estimated RSTF payments of \$78.1 million. Estimated RSTF revenue projections for 2009-10 total approximately \$44.4 million. Accordingly, the Commission anticipates total RSTF shortfalls to be transferred from the SDF in FY 2009-10 of \$33.7 million.

Honorable Denise Ducheny and Honorable Noreen Evans  
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If you have questions or need additional information, please contact Anna Carr, Deputy Director of Legislation and Public Affairs, at (916) 263-0494.

Sincerely,



TERRESA A. CIAU  
Executive Director

cc: Honorable Robert Dutton, Vice Chair, Senate Budget and Fiscal Review Committee  
Honorable Roger Niello, Vice Chair, Assembly Budget Committee  
Honorable Mark DeSaulnier, Chair, Senate Budget and Fiscal Review Subcommittee No. 4  
Honorable Juan Arambula, Chair, Assembly Budget Subcommittee No. 4  
Mr. Brian Brown, Consultant, Senate Budget and Fiscal Review Subcommittee No. 4  
Mr. Matt Osterli, Fiscal Consultant, Senate Republican Fiscal Office  
Ms. Elsa Ortiz, Consultant, Office of the President Pro Tempore  
Mr. Jerome Encinas, Consultant, Office of Senate Republican Leader Dennis Hollingsworth  
Mr. Joe Stephenshaw, Principal Consultant, Assembly Budget Subcommittee No. 4  
Mr. Allan Cooper, Senior Consultant, Assembly Republican Fiscal Office  
Mr. George Wiley, Special Assistant to the Speaker, Office of the Assembly Speaker  
Mr. Todd Jerue, Program Budget Manager, Department of Finance  
Mr. E. Dotson Wilson, Chief Clerk of the Assembly  
Mr. Gregory Schmidt, Secretary of the Senate  
Ms. Diane Boyer-Vine, Legislative Counsel  
Mr. Jason Dickerson, Senior Fiscal & Policy Analyst, Legislative Analyst's Office  
Ms. Victoria Bradshaw, Deputy Chief of Staff and Cabinet Secretary, Office of the Governor  
Mr. Michael Prozio, Deputy Chief of Staff and Legislative Secretary, Office of the Governor  
Ms. Cynthia Bryant, Deputy Chief of Staff and Director of OPR, Office of the Governor  
Mr. Aaron Maguire, Deputy Legislative Secretary, Office of the Governor  
Ms. Janet Coles, Senior Librarian, California State Library