



**ATNI Annual 2025 Convention  
Suquamish, Washington**

**RESOLUTION # 2025 – 42**

**“PROTECTING REGULATED GAMBLING, TRIBAL SOVEREIGNTY,  
AND STATE AUTHORITY FROM UNREGULATED SPORTS EVENT  
CONTRACTS”**

**PREAMBLE**

We, the members of the Affiliated Tribes of Northwest Indians of the United States, invoking the divine blessing of the Creator upon our efforts and purposes, in order to preserve for ourselves and our descendants rights secured under Indian Treaties and benefits to which we are entitled under the laws and Constitution of the United States and several states, to enlighten the public toward a better understanding of the Indian people, to preserve Indian cultural values, and otherwise promote the welfare of the Indian people, do hereby establish and submit the following Resolution:

**WHEREAS**, the Affiliated Tribes of Northwest Indians (ATNI) are the representatives and advocates for national, regional, and specific tribal concerns; and

**WHEREAS**, the ATNI is a regional organization comprised of American Indians/Alaska Natives and Indian tribal governments in the states of Washington, Idaho, Oregon, Montana, Nevada, Northern California, and Alaska; and

**WHEREAS**, the health, safety, welfare, education, economic and employment opportunity, and preservation of cultural and natural resources are primary goals and objectives of ATNI; and

**WHEREAS**, the Affiliated Tribes of Northwest Indians (ATNI), representing more than fifty-seven (57) federally recognized tribes across the Pacific Northwest, stands united with tribal governments nationwide — including the Washington Indian Gaming Association (WIGA), California Nations Indian Gaming Association (CNIGA), Oklahoma Indian Gaming Association

(OIGA), and the Indian Gaming Association (IGA) — in defense of tribal sovereignty, responsible regulation, and the integrity of compacted gaming; and

**WHEREAS**, under the Indian Gaming Regulatory Act (IGRA) of 1988, tribal and state governments established a cooperative framework for Class III gaming that supports education, healthcare, housing, natural resources, and community development throughout Indian Country; and

**WHEREAS**, the Wire Act of 1961 (18 U.S.C. §1084) and the Unlawful Internet Gambling Enforcement Act (UIGEA) of 2006 reaffirm that gambling is regulated under state and tribal authority, and restrict the interstate transmission and financing of illegal sports wagering; and

**WHEREAS**, certain federally registered financial exchanges are now marketing “sports event contracts” — products that enable wagering on the outcomes of sporting events under the guise of financial derivatives — thereby attempting to circumvent state and tribal gaming laws, compact provisions, and consumer protections; and

**WHEREAS**, the Commodity Futures Trading Commission (CFTC) possesses clear statutory authority under Section 5c(e)(5)(C) of the Commodity Exchange Act and Rule 40.11 (17 C.F.R. §40.11) to prohibit event contracts contrary to the public interest, including gambling, and has exercised that authority in prior decisions; and

**WHEREAS**, the CFTC in 2024 issued a Notice of Proposed Rulemaking (NPRM) reaffirming that wagering on sports and political contests constitutes prohibited gaming under existing law, and inviting public comment to strengthen enforcement clarity; and

**WHEREAS**, the CFTC Staff Advisory 25-36, issued September 30, 2025, confirmed that all sports event contracts currently listed on exchanges were self-certified without Commission approval, cautioned exchanges and clearing firms to prepare for potential state enforcement, and reaffirmed federal precedent recognizing that the Commodity Exchange Act does not preempt state gambling law; and

**WHEREAS**, a broad national coalition — including more than forty-one (41) state attorneys general, state gaming regulators in Arizona, Illinois, Massachusetts, Maryland, Nevada, New Jersey, Ohio, Pennsylvania, and others, tribal gaming associations representing hundreds of tribes, and allied organizations such as the American Gaming Association (AGA), National Council on Problem Gambling (NCPG), and professional sports leagues — has publicly opposed the listing or trading of sports event contracts on federal exchanges; and

**WHEREAS**, permitting such federally listed contracts would erode compacted tribal and state gaming revenues that fund education, healthcare, and essential services; destabilize lawful, regulated markets; and create significant consumer, integrity, and financial-system risks; now

**THEREFORE, BE IT RESOLVED**, that ATNI calls upon the Commodity Futures Trading Commission (CFTC) to affirm and exercise its existing authority under the Commodity

Exchange Act §5c(c)(5)(C) and Rule 40.11 by finalizing its clarification rule and enforcing the prohibition on sports and gaming event contracts that are contrary to the public interest; and

**BE IT FURTHER RESOLVED**, that ATNI urges the United States Congress — through the House and Senate Agriculture Committees, the House Financial Services Committee, the Senate Banking, Housing, and Urban Affairs Committee, the Senate Committee on Indian Affairs, and the House Committee on Natural Resources — to reaffirm that gambling is governed by state and tribal law, not by the Commodity Exchange Act or financial-market statutes, and to oversee full implementation of Rule 40.11’s gaming prohibitions and related interagency coordination; and

**BE IT FURTHER RESOLVED**, that ATNI encourages all tribal governments and state regulators to reaffirm and coordinate their jurisdiction through resolutions, compact provisions, and attorney-general actions declaring that sports event contracts constitute gambling subject to existing regulation; and

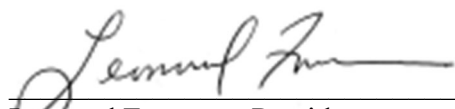
**BE IT FURTHER RESOLVED**, that ATNI calls upon the Department of the Treasury, the Department of Justice, the National Indian Gaming Commission (NIGC), and the Financial Stability Oversight Council (FSOC) to recognize sports event contracts as gambling for anti-money-laundering, consumer-finance, and systemic-risk purposes, and to coordinate enforcement with the CFTC and state regulators; and

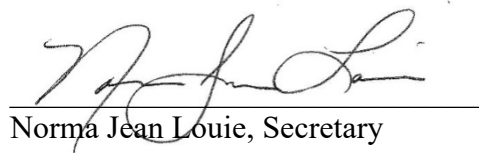
**BE IT FURTHER RESOLVED**, that ATNI supports continued collaboration among tribal governments, state regulators, attorneys general, consumer-protection organizations, and industry partners to uphold integrity, accountability, and the public benefit of regulated gambling — including the prevention of youth access, problem gambling, and consumer exploitation — for the protection of all communities, and directs that this resolution be transmitted to the National Congress of American Indians (NCAI), the Indian Gaming Association (IGA), the American Gaming Association (AGA), and allied state and tribal organizations for adoption of parallel resolutions affirming this national position; and

**BE IT FINALLY RESOLVED**, that this will be the policy of ATNI until it is withdrawn or modified by subsequent resolutions.

**CERTIFICATION**

The foregoing Resolution was adopted at the Affiliated Tribes of Northwest Indians 2025 Annual Convention held at the Suquamish Clearwater Casino Resort in Suquamish, Washington on October 12-16, 2025, with a quorum present.

  
Leonard Forsman, President

  
Norma Jean Louie, Secretary