

MEMORANDUM OF UNDERSTANDING

BETWEEN

**THE NEW MEXICO DEPARTMENT OF HEALTH,
THE NEW MEXICO HUMAN SERVICES DEPARTMENT**

AND

THE NEW MEXICO GAMING CONTROL BOARD

THIS MEMORANDUM OF UNDERSTANDING is entered into among the parties who are signatories, including the respective representative of the Department of Health (DOH), the Human Services Department (HSD) and the Gaming Control Board (GCB). The purpose of this agreement is to provide a mechanism for professional review by DOH, HSD of the compulsive gambling plans submitted to the GCB by applicants pursuant to licensure requirements of the New Mexico Gaming Control Act.

WHEREAS, the DOH is designated by Statute to be the agency authorized to address the preventive behavioral health of all New Mexicans, and

WHEREAS, the HSD is designated to support the behavioral health treatment needs of the citizens of New Mexico, and

WHEREAS, the GCB holds the statutory authority to issue licenses to applicants wishing to conduct gaming activities in the State of New Mexico and,

WHEREAS applicants wishing to conduct gaming business in New Mexico must, pursuant to section 60-2E-26 of the Gaming Control Act submit a compulsive gaming plan to the GCB for approval, and

WHEREAS the parties wish to share resources and provide appropriate professional review of compulsive gambling plans, and

WHEREAS the problem of compulsive gambling is an issue of concern to the health and welfare of the people of New Mexico and requires coordination and collaboration between the DOH, HSD and the GCB.

IT IS AGREED AS FOLLOWS:

1. The GCB will, upon receipt of an application for a new license or license renewal, refer the compulsive gambling plan to DOH and HSD for their review.
2. DOH and HSD will review all plans submitted, will designate a dedicated professional to conduct the review and will return the reviewed plan with joint recommendations for revision when indicated within ten working days of having received the plan. DOH will review all compulsive gaming prevention programs or activities related

to a plan. HSD will review all compulsive gaming treatment programs or activities related to the plan.

3. When DOH and HSD makes recommendations, GCB will forward the recommendations to the applicant and will resubmit the plan to DOH and HSD for final review. This review will be conducted by DOH and HSD and resubmitted to GCB within five working days of receipt.

4. GCB retains all authority over issuance of licenses.

5. DOH and HSD serve in an advisory capacity.

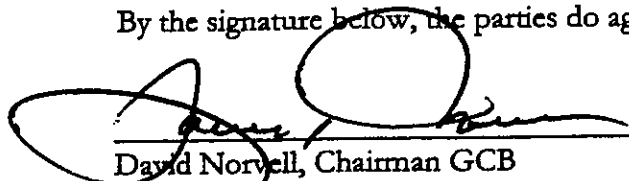
6. DOH and HSD shall maintain the confidentiality provided for in Gaming Control Act (Section 60-2E-41) unless specifically waived by the applicant/licensee.

TERMS OF AGREEMENT

1. This Memorandum of Understanding shall become effective upon signatures of all parties below and shall continue until terminated by agreement of the parties.

2. This Memorandum of Understanding may be amended at any time by the agreement of all parties. All amendments must be in writing and signed by all the parties.

By the signature below, the parties do agree to this Memorandum of Understanding.



David Norvell, Chairman GCB

1.15.09

Date



John Monforte, Executive Director GCB

1/14/09

Date

Frank Baca, General Counsel, GCB

Date



Dr. Alfredo Vigil, Cabinet Secretary DOH

3/6/09

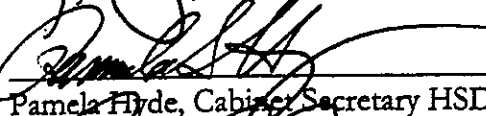
Date



Kathy Kunkel, General Counsel DOH

3/6/09

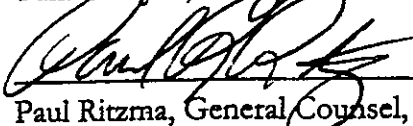
Date



Pamela Hyde, Cabinet Secretary HSD

3/5/09

Date



Paul Ritzma, General Counsel, HSD

2/6/09

Date