

Dated: October 15, 2008.

**Brian D. Montgomery,**  
Assistant Secretary for Housing—Federal  
Housing Commissioner.  
[FR Doc. E8-25366 Filed 10-23-08; 8:45 am]  
BILLING CODE 4210-67-P

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5186-N-43]

### Federal Property Suitable as Facilities To Assist the Homeless

**AGENCY:** Office of the Assistant  
Secretary for Community Planning and  
Development, HUD.

**ACTION:** Notice.

**SUMMARY:** This Notice identifies  
unutilized, underutilized, excess, and  
surplus Federal property reviewed by  
HUD for suitability for possible use to  
assist the homeless.

**DATES:** *Effective Date:* October 24, 2008.

**FOR FURTHER INFORMATION CONTACT:**  
Kathy Ezzell, Department of Housing  
and Urban Development, 451 Seventh  
Street, SW., Room 7262, Washington,  
DC 20410; telephone (202) 708-1234;  
TTY number for the hearing- and  
speech-impaired (202) 708-2565, (these  
telephone numbers are not toll-free), or  
call the toll-free Title V information line  
at 800-927-7588.

**SUPPLEMENTARY INFORMATION:** In  
accordance with the December 12, 1988  
court order in *National Coalition for the  
Homeless v. Veterans Administration*,  
No. 88-2503-OG (D.D.C.), HUD  
publishes a Notice, on a weekly basis,  
identifying unutilized, underutilized,  
excess and surplus Federal buildings  
and real property that HUD has  
reviewed for suitability for use to assist  
the homeless. Today's Notice is for the  
purpose of announcing that no  
additional properties have been  
determined suitable or unsuitable this  
week.

Dated: October 16, 2008.

**Mark R. Johnston,**  
Deputy Assistant Secretary for Special Needs.  
[FR Doc. E8-25140 Filed 10-23-08; 8:45 am]  
BILLING CODE 4210-67-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Indian Gaming

**AGENCY:** Bureau of Indian Affairs,  
[Interior](#).

**ACTION:** Notice of Approved Tribal—  
State Gaming Compact Amendment.

**SUMMARY:** This notice publishes an  
approval of the First Amendment to the  
Tribal-State Compact between the  
**Spokane Tribe and the State of  
Washington.**

**DATES:** *Effective Date:* October 24, 2008.

**FOR FURTHER INFORMATION CONTACT:**  
Paula L. Hart, Acting Director, Office of  
Indian Gaming, Office of the Deputy  
Assistant Secretary—Policy and  
Economic Development, Washington,  
DC 20240, (202) 219-4066.

**SUPPLEMENTARY INFORMATION:** Under  
Section 11 of the Indian Gaming  
Regulatory Act of 1988 (IGRA), Public  
Law 100-497, 25 U.S.C. 2710, the  
Secretary of the Interior shall publish in  
the *Federal Register* notice of approved  
Tribal-State compacts for the purpose of  
engaging in Class III gaming activities  
on Indian lands. This Amendment  
increases the overall limit of allowable  
player terminals, incorporates  
agreements that stall the availability of  
higher stake table games until April 30,  
2010, establishes a leasing arrangement  
and places a moratorium on  
amendments relating to TLS player  
terminals until June 30, 2009. This  
Amendment is hereby approved.

Dated: October 14, 2008.

**George T. Skibine,**  
Acting Deputy Assistant Secretary for Policy  
and Economic Development—Indian Affairs.  
[FR Doc. E8-25349 Filed 10-23-08; 8:45 am]  
BILLING CODE 4310-4N-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Tribal Consultation on Proposed Special Education Policies and Procedures

**AGENCY:** Bureau of Indian Affairs,  
Interior.

**ACTION:** Notice of tribal consultation  
meetings.

**SUMMARY:** The Bureau of Indian  
Education (BIE), Division of  
Performance and Accountability (DPA),  
will conduct tribal consultation  
meetings to obtain oral and written  
comments on proposed BIE Special  
Education Policies and Procedures. The  
proposed policies and procedures are  
available at <http://www.enan.bia.edu>  
under the "News and Announcements"  
section of the Web site or by calling the  
individual in the **FOR FURTHER**

**INFORMATION CONTACT** section of this  
notice.

**DATES:** The **SUPPLEMENTARY INFORMATION**  
section contains the complete schedule  
for the consultation meetings. Submit  
written comments on the proposed BIE  
Special Education Policies and  
Procedures by December 15, 2008, to the  
address stated in the **ADDRESSES** section.

**ADDRESSES:** Send or hand-deliver  
written comments on the proposed BIE  
Special Education Policies and  
Procedures to Stan Holder, Chief,  
Division of Performance and  
Accountability, 1011 Indian School  
Road, NW., Suite 332, Albuquerque,  
New Mexico 87104. Submissions by  
facsimile should be sent to (505) 563-  
5281.

**FOR FURTHER INFORMATION CONTACT:**  
Gloria Yepa, (505) 563-5264. You may  
obtain a copy of the proposed BIE  
Special Education Policies and  
Procedures by contacting Sally Hollow  
Horn at (505) 563-5276 or by visiting  
the Web site <http://www.enan.bia.edu>.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

In order to receive Federal funds  
("Part B funds") available under the  
Individuals with Disabilities Education  
Act of 2004 (IDEA), the BIE must meet  
eligibility requirements identified in the  
law. The U.S. Department of Education  
published final regulations, which  
became effective on October 13, 2006,  
implementing Part B of IDEA regarding  
eligibility for Federal funds. *See* 71 FR  
46540 (August 14, 2006). BIE has  
drafted the proposed Special Education  
Policies and Procedures, which revises  
its 2002 Eligibility Document, to ensure  
consistency with IDEA and the U.S.  
Department of Education's final  
regulations. All Bureau-funded schools,  
including grant and contract schools,  
must comply with the policies and  
procedures to be eligible to receive Part  
B funding and ensure that students with  
disabilities are appropriately served.

##### **Purpose of the Consultation**

The purpose of the consultation is to  
provide Indian tribes, school boards,  
parents, Indian organizations, and other  
interested parties with an opportunity to  
comment on the BIE's proposed Special  
Education Policies and Procedures. The  
proposed policies and procedures are  
available by calling the individual in the  
**FOR FURTHER INFORMATION CONTACT**  
section of this notice.



# United States Department of the Interior

OFFICE OF THE SECRETARY  
WASHINGTON, D.C. 20240



OCT 08 2008

Honorable Gregory Abrahamson  
Tribal Chairperson, Spokane Tribe  
P.O. Box 100  
Wellpinit, Washington 99040

Dear Chairperson Abrahamson:

On September 25, 2008, we received the First Amendment to the Tribal-State Compact for Class III Gaming between the Spokane Tribe (Tribe) and the State of Washington (State), executed on September 19, 2008 (Amendment). We have completed our review of this Amendment and conclude that it does not violate the Indian Gaming Regulatory Act (IGRA), any other provision of Federal law that does not relate to jurisdiction over gaming on Indian lands, or the trust obligations of the United States to Indians. Therefore, pursuant to my delegated authority and Section 11 of IGRA, we approve the Amendment. This Amendment shall take effect when the notice of our approval, pursuant to Section 11(d)(3)(B) of IGRA, 25 U.S.C. §2710 (d)(3)(B), is published in the FEDERAL REGISTER.

We wish the Tribe and the State continued success in their economic venture.

Sincerely,

Paula L. Hart  
Acting Director, Office of Indian Gaming

Similar Letter Addressed to: Honorable Christine Gregoire  
Governor, State of Washington

FIRST AMENDMENT TO THE TRIBAL/STATE COMPACT  
FOR CLASS III GAMING  
BETWEEN  
THE SPOKANE TRIBE  
AND THE STATE OF WASHINGTON



WHEREAS, on February 16, 2007, the State of Washington and the Spokane Tribe (hereinafter referred to as the "Tribe") executed a Class III Gaming Compact pursuant to the Indian Gaming Regulatory Act (IGRA) of 1988, P.L. 100-497, codified at 25 USC Section 2701 et seq. and 18 USC Section 1166-1168, and

WHEREAS, the Class III Gaming Compact executed by the State and the Tribe, including Appendix "A," Appendix "Spokane" and Appendix "X," which authorized the Tribal Lottery Systems described therein, were approved by the Secretary of the Interior and are in full force and effect (hereinafter referred to as the "Compact"), and

WHEREAS, Appendix Spokane authorizes certain changes to the Tribal Lottery System that require Appendix X to be supplemented further;

WHEREAS, Appendix X2 sets forth the rules governing the Tribal Lottery System, including the changes authorized by Appendix Spokane; and

WHEREAS, Appendix X2 authorizes an Allocation of 975 Player Terminals,

NOW, THEREFORE, the Compact shall be, and hereby is, amended to read and state as follows:

1. The Tribe shall be entitled to an Allocation of up to 975 Player Terminals, consistent with Section 5 of Appendix Spokane.
2. The Tribe agrees not to exercise its right to offer high stakes table games pursuant to Section 9 of Appendix Spokane until April 30, 2010.
3. Appendix X2, in the form attached hereto, is added to the IGRA Compact between the Tribe and the State of Washington and is hereby incorporated by reference as a fully enforceable part of the Compact, except as provided herein.
4. The provisions of Subsection 12.2.1, and Section 13, 14, and 18 of Appendix X2 are not applicable to the Tribe, which shall continue to operate in accordance with

the Player Terminal authorization limits, regulatory fee payments, and other payments set forth in its existing Compact with the State of Washington, including but not limited to Appendix Spokane;

5. The Tribe's right to enter into Terminal Allocation Transfer Agreements with other compacted Washington Tribes to lease out part or all of its Allocation is hereby expressly recognized pursuant to Appendix X2, so long as the Tribe does not acquire any Player Terminals through the Inter-Tribal Fund set out in Section 7 of Appendix Spokane. Should the Tribe acquire any Player Terminals through the Inter-Tribal Fund, any Terminal Allocation Transfer Agreements executed by the Tribe leasing out part or all of the Tribe's Allocation shall be terminated.
6. Tribal Lottery Systems operated in accordance with the requirements of Appendix X2 are hereby recognized as additional authorized gaming activities under Section III of this Compact and;
7. This Amendment shall take effect upon publication of notice of approval by the U.S. Secretary of the Interior in the Federal Register in accordance with 25 U.S.C. Section 2710(d)(3)(B).

**IN WITNESS WHEREOF**, the Spokane Tribe and the State of Washington have executed this First Compact Amendment.

SPOKANE TRIBE OF INDIANS

BY: Gregory J. Abraham Dated: Sept. 3, 2008.  
Tribal Chairperson

STATE OF WASHINGTON

BY: Christine Gregoire Dated: Sept. 19, 2008.  
CHRISTINE O. GREGOIRE, Governor