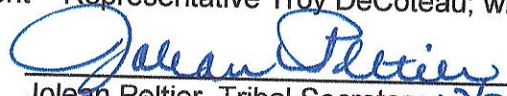


RESOLUTION NUMBER **TMBC13-12-08** OF THE DULY ELECTED AND CERTIFIED GOVERNING BODY OF THE TURTLE MOUNTAIN BAND OF CHIPPEWA INDIANS

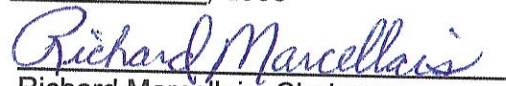
- WHEREAS, the Turtle Mountain Band of Chippewa Indians, hereinafter referred to as the Tribe is an unincorporated Band of Indians acting under a revised Constitution and By-laws approved by the Secretary of the Interior on June 16, 1959, and amendments thereto approved; and
- WHEREAS, Article IX (a) Section 1 of the Turtle Mountain Constitution and Bylaws empowers the Tribal Council with the authority to represent the Band and to negotiate with the Federal, State and local governments and with private persons; and
- WHEREAS, Article IX (a) Section 1 of the Turtle Mountain Constitution and Bylaws requires a 30-day comment period prior to the adoption of any ordinances or amendments to the Tribal Code, whether proposed by resolution or otherwise. Adoption must occur through a roll call vote of the Tribal Council at a publicly held meeting.(Amendment XV, Approved February 3, 1995); and
- WHEREAS, the Tribal Probation Department has requested and is proposing various amendments to Title 26, Offenses & Penalties, Chapter 26.17 drug laws and Chapter 26.06 Penalties of the Turtle Mountain Tribal Code, in order to address deficiencies; and
- WHEREAS, the Tribe approved a 30-day comment period by the adoption of TMBC0814-09-08 for the attached proposed amendments to Title 26, Offenses and penalties, Chapter 26.17 Drug Laws and Chapter 26.06 Penalties; and
- WHEREAS, comment period was up in October, 2008, and no comments were received; now
- THEREFORE BE IT RESOLVED that the Tribe is approving the amendments to Title 26, Offenses and Penalties, Chapter 26.17 Drug laws and Chapter 26.06 Penalties, as attached, in their entirety.

CERTIFICATION

I, the undersigned Tribal Secretary of the Turtle Mountain Band Chippewa Indians, do hereby certify that the Tribal Council is composed of nine (9) members of whom **eight (8)** constituting a quorum were present at a meeting duly called, convened and held on the **18<sup>th</sup> day of December, 2008**, that the foregoing resolution was adopted by an affirmative vote of **seven (7) in favor** – Representatives Chuck DeCoteau, Ted Henry, Jim Baker, Janice Azure, Betty Swain, Vince McCloud and Cindy Malaterre; one (1) absent – Representative Troy DeCoteau; with the Chairman not voting.

  
Jolean Peltier, Tribal Secretary *12/22/08*

- SIGNED INTO LAW/Dated this 23 day of December, 2008  
 VETOED/Dated this \_\_\_ day of \_\_\_, 2008  
 VETO OVERRIDDEN/Dated this \_\_\_ day of \_\_\_, 2008

  
Richard Marcellais, Chairman

Received in Administration  
DEC 23 2008  
Turtle Mountain Agency - A11  
Agent Superintendent