

RESOLUTION NUMBER **TMBC741-05-10** 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 acting under a revised Constitution and By-Laws approved by the Secretary of the Interior on June 16<sup>th</sup>, 1959 and amendments thereto approved; and

WHEREAS, Article IX (a) Section 1 of the Turtle Mountain Constitution and By-Laws empowers the Tribal Council with the authority to represent the Band and to negotiate with Federal, State, and Local Governments and with private persons; and

WHEREAS, Article VII 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; and

WHEREAS, the Tribal Probation Officer and Drug Investigator requested proposed amendments to Title 26.06 Penalties and Classification of offenses and 26.17 Drug and Alcohol related crimes of the Tribal Code; and

WHEREAS, by the adoption of Resolution No. TMBC686-04-10, the Tribe placed the proposed amendments to Title 26 out for a thirty (30) day comment period, and no written comments were received; now

THEREFORE BE IT RESOLVED that the Tribe is approving the amendments to Title 26.06 and 26.17 of the Tribal Code.

CERTIFICATION

I, the undersigned Tribal Secretary of the Turtle Mountain Band of Chippewa Indians, do hereby certify that the Tribal Council is composed of nine (9) members of whom **six (6)** constituting a quorum were present at a meeting duly called, convened and held on the **27<sup>th</sup> day of May, 2010**, that the foregoing resolution was adopted by an affirmative vote of **five (5) in favor** – Representatives Vince McCloud, Chuck DeCoteau, Betty Swain, Jim Baker and Janice Azure; three (3) absent-Representatives Troy DeCoteau, Cindy Malaterre and Ted Henry; with the Chairman not voting.

  
Jolean A. Morin, Tribal Secretary *6/7/10*

SIGNED INTO LAW/Dated this 8<sup>th</sup> day of JUNE, 2010  
 VETOED/Dated this \_\_\_ day of \_\_\_\_\_, 2010

  
Richard Marcellais, Chairman

