

RESOLUTION NUMBER **TMBC1899-03-01** 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 bylaws approved by the Secretary of the Interior on June, 1959 and amendments thereto approved on April 26, 1962, April 03, 1975, October 25, 1990, November 03, 1992, February 03, 1995, February 5, 1997 and March 22, 2000; and

WHEREAS, Article IX (a) Section 1 of the Turtle Mountain Constitution and Bylaws empowers the Tribal Council with the authority to represent the Tribe and to negotiate with the Federal, state and local governments and with private person(s); and

WHEREAS, the Tribe recognizes the need to provide direct services to victims of crime; and

WHEREAS, the Tribe recognizes the need to provide funds to maintain these services; now

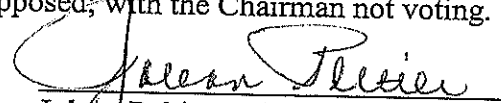
THEREFORE BE IT RESOLVED that the following language was placed out for a 30-day comment period as a proposed addition to the Turtle Mountain Tribal Code as Section 26.0607; and there having been no comments to said proposed amendment, it is hereby adopted and made a part of Section 26.0607 of the Turtle Mountain Tribal Code: "*Fee assessments for funding crime victim programs.*" *The Turtle Mountain Tribal Judges shall assess a fee of not less than twenty-five dollars and no more than one-hundred dollars as part of a sentence imposed on a defendant who pleads guilty to or is convicted of a criminal offense or of violating a tribal ordinance for which the maximum penalty that may be imposed by law for the offense or violation includes imprisonment.*"

"The fee assessed under this section is in addition to any fine, penalty, costs and or administrative fee prescribed by law. The Tribal Judge may assess the fee when sentence is imposed or when sentence is suspended or imposition of sentence is deferred. All fees paid to the court under this section must be deposited monthly in the General Fund for allocation to one or more of the following programs as determined by the governing body:

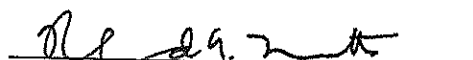
- a) *A domestic violence or sexual assault program,*
- b) *A victim advocacy program of which the primary function is to provide direct services to victims of crime.*

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 **nine (9)** constituting a quorum were present at a meeting duly called, convened and held on the **29th day of March, 2001**, that the foregoing resolution was adopted by an affirmative vote of **eight (8) in favor**; none (0) opposed; with the Chairman not voting.


Joleen Peltier, Tribal Secretary

CONCURRED:


Richard A. Monette, Chairman

