


RESOLUTION NUMBER **TMBC1246-06-18** 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 16th, 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 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; and
- WHEREAS, the Tribe, by Resolution No. TMBC491-09-17, placed proposed amendments out for public comment, to Title 26 for a comprehensive revision to the chapters and definitions currently not in Title 26; and
- WHEREAS, numerous comments were provided to the Tribe and many have been amendments in response to the comments were incorporated into the changes; and
- WHEREAS, additional amendments were made to the sentencing provisions and classification of offenses; now

THEREFORE BE IT RESOLVED that the Tribe is approving the comprehensive revision to the following chapters in Title 26: 26.05 (New law and revised law), 26.06 (Sentence and penalties and classification of offenses-revised), 26.09 (Attempt and Accomplice, Inchoate crime), 26.10 (Homicide), 26.11 (Offenses against the Turtle Mountain Band of Chippewa, any agency, organization thereof) 26.12 (sex crimes), 26.13 (Public Violence), 26.14 (Profitable crimes), 26.15 (Destruction of public and private property) 26.16 (Trespassing), 26.17 (Drug and alcohol related crimes), 26.18 (Weapon offenses), with inclusion of restitution for victims of theft and property damage to their homes, in order to protect our people and their property.

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 June, 2018** that the foregoing resolution was adopted by an affirmative vote of **eight (8) in favor** - Representatives Tyrrell DeCoteau, Stuart LaFountain, Roman F. Marcellais, Alice G. Lunday, Lynn Gourneau, Jim Baker, Chad Counts and Don Keplin; with the Tribal Chairman not voting.


Joleen A. Morin, Tribal Secretary 7/12/18

(✓) SIGNED INTO LAW/Dated this 12 day of July, 2018

() VETOED/Dated this _____ day of _____, 2018


Jamie Azure, Tribal Chairman