


RESOLUTION NUMBER **TMBC1519-11-18** 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 of Indians acting under a revised Constitution and By-laws approved by the Secretary of the Interior of 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 IV Section 2 of the Turtle Mountain Constitution and by-laws empowers the Tribal Council with the authority to regulate its own procedures, except as specified in Article VI; and
- WHEREAS, in order to provide public access to financial records, minutes and other business from all boards and tribal businesses, the Tribe approved the "Public Records Access and Disclosure Law" by the adoption of Resolution No. TMBC793-01-18, and there is a need to amend the law and add a definition to the definition section. **Proprietary records means data belonging to the Gaming Enterprise or Tribal Business Enterprises, which may include but is not limited to financial information, intellectual property, such as concepts, designs, techniques, technical documentation, artwork, and the related data.** Amend Section 11. Financial records of the Tribe's Gaming Enterprises **and Tribal Business Enterprises which are proprietary records;** and
- WHEREAS, the Tribe approved a comment period for the aforementioned amendments to the Public Records Access and Disclosure Law, no comments were submitted; now
- THEREFORE BE IT RESOLVED that the Tribe is adopting the amendments to the Public Records Access and Disclosure Law: Add a definition to the definition section. **Proprietary records means data belonging to the Gaming Enterprise or Tribal Business Enterprises, which may include but is not limited to financial information, intellectual property, such as concepts, designs, techniques, technical documentation, artwork, and the related data.** Amend Section 11. Financial records of the Tribe's Gaming Enterprises **and Tribal Business Enterprises which are proprietary records.**

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 **five (5)** constituting a quorum were present at a meeting duly called, convened and held on the **29th day of November, 2018** that the foregoing resolution was adopted by an affirmative vote of **four (4) in favor** - Representatives Jim Baker, Roman F. Marcellais, Lynn Gourneau and Chad Counts; **four (4) absent**-Representatives Alice G. Lunday, Stuart LaFountain, Tyrrell DeCoteau and Don Keplin; with the Tribal Chairman not voting.

  
Joclan A. Morin, Tribal Secretary  
12/3/18

(  ) SIGNED INTO LAW/Dated this 3<sup>rd</sup> day of December, 2018  
(  ) VETOED/Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2018

  
Jamie Azure, Tribal Chairman