

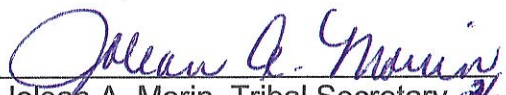
RESOLUTION NUMBER **TMBC857-02-18** OF THE DULY ELECTED AND CERTIFIED GOVERNING BODY OF THE TURTLE MOUNTAIN BAND OF CHIPPEWA INDIANS

- 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 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 Tribe is amending Title 19 of the Tribal Code for updating purposes and conflicting language; and
- WHEREAS, the Tribe, by Resolution No. TMBC735-12-17 approved a comment period for proposed revisions to Title 19, Alcohol Beverage Controls of the Turtle Mountain Tribal Code to mimic the North Dakota Century Code in regards to hours and times of sale, Section 19.0116; now
- THEREFORE BE IT RESOLVED that the Tribe is approving proposed amendments to Title 19, Alcohol Beverage Controls, Section 19.0116 in regards to hours and times of sale as follows:

***19.0116. Hours and times of sale. A person may not dispense or permit the consumption of alcoholic beverages on a licensed premises between two a.m. and eleven a.m. on Sundays, between the hours of two a.m. and eight a.m. on all other days of the week, or on Christmas Day or after six p.m. on Christmas Eve. In addition, a person may not provide off sale after two a.m. on Thanksgiving Day or between two a.m. and noon on Sundays. A person that violates this section is guilty of a class 3 offense.***

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 **28<sup>th</sup> day of February, 2018** that the foregoing resolution was adopted by an affirmative vote of **four (4) in favor** – Representatives Don Keplin, Chad Counts, Roman F. Marcellais and Jim Baker; two (2) absent-Reps. Stuart LaFountain and Tyrrell DeCoteau; two (2) opposed-Reps. \*Alice G. Lunday and Lynn Gourneau; with the Chairman not voting.

  
Jolean A. Morin, Tribal Secretary *2/18*

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

  
Jamie Azure, Tribal Chairman

\*voted before leaving.