

## PUBLIC NOTICE

A public notice is being provided for a proposed change to Title 2, Section 2.1401. Qualifications to Admission to remove #4, “that he has never been convicted of a felony for which he has not received a pardon or restoration of civil rights.”

Copies of the proposed amendments are available at the Tribal Records Dept or on the website at: [www.TMChippewa.com](http://www.TMChippewa.com), or can be obtained in writing by request. Written comments are to be submitted by mail to PO Box 900, Belcourt, ND 58316, by fax at 477-0916 or by email to [tribalrecordsdept@yahoo.com](mailto:tribalrecordsdept@yahoo.com). Please contact the Tribal Records Dept at 477-2602, 477-2664 or 477-2677 if there are any questions.

RESOLUTION NUMBER **TMBC1238-06-18** 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 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 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 is proposing to amend the Tribal Code, Title 2, Section 2.1401. Qualifications to Admission to remove #4, "that he has never been convicted of a felony for which he has not received a pardon or restoration of civil rights;" now

THEREFORE BE IT RESOLVED that the Tribe is approving a comment period for a proposed change to Title 2, Section 2.1401. Qualifications to Admission to remove #4, "that he has never been convicted of a felony for which he has not received a pardon or restoration of civil rights."

C E R T I F I C A T I O N

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

  
Jolean A. Morin, Tribal Secretary 6/27/18

(  ) SIGNED INTO LAW/Dated this 28<sup>th</sup> day of June, 2018  
(  ) VETOED/Dated this \_\_\_ day of \_\_\_\_\_, 2018

  
Jamie Azure, Tribal Chairman

Proposed legislative change

Turtle Mountain Tribal Code

Title 2 qualifications to admission

Current code: Title **2** section **2.1401**

**2.1401** qualifications to admission.

No person may practice as an attorney before the tribal court or the tribal court of appeals unless admitted to practice and enrolled as an attorney of the tribal court upon written application. any attorney-at-law, who is a member in good standing of the bar of any state or federal court, shall be eligible for admission to practice before the tribal court. any Indian of the reservation shall be admitted to practice before the court upon application accompanied by proof satisfactory to the court:

1. that he is at least twenty-one (21) years of age;
2. that he is a person of good moral character and integrity;
3. that he has successfully completed at least two (2) years of high school work or its equivalent;
4. ~~that he has never been convicted of a felony for which he has not received a pardon or restoration of civil rights;~~
5. that he is not a member of the tribal council, an employee of the tribe or of the united states.