

Little River Band of Ottawa Indians

375 River Street
Manistee, MI 49660
(231) 723-8288

Resolution # 02-0529-03

Adoption of Amended Enrollment Ordinance, # 02-200-01

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. §1300k et seq.); and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7 of the Constitution - to exercise the inherent powers of the Little River Band by establishing laws through the enactment of ordinances and adoption of resolutions not inconsistent with this Constitution:

1. to govern the conduct of members of the Little River Band and other persons within its jurisdiction;
 2. to promote, protect and provide for public health, peace, morals, education and general welfare of the Little River Band and its members;
- and

WHEREAS, the Tribal Council has adopted the Enrollment Ordinance, # 94-1018-01 which was replaced by Ordinance # 97-200-01, which was amended by resolution # 01-0131-01, and is recommended to be superseded by adoption of this resolution and renumbered as Ordinance # 02-200-01; and

WHEREAS, the Tribal Council and the Enrollment Commission have met in a joint work session on March 18, 2002; and

WHEREAS, the Enrollment Commission has reviewed the proposed amendments, made additional recommendations, and approved the draft document for forwarding to the Tribal Council; and

WHEREAS, the Tribal Council has determined that the amendments and renumbering of this ordinance are appropriate actions;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby adopts the amended Enrollment Ordinance, renumbers that ordinance as #02-200-01, and supersedes the prior version of the ordinance # 97-200-01.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby further directs the Enrollment Commission to present this ordinance to the Enrollment Department and develop necessary regulations, documents/forms, and/or training programs regarding implementation of the ordinance.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby directs that the Enrollment Ordinance shall be fully implemented on July 29, 2002 and that in the interim time period -

1. all new applications shall utilize the new Ordinance requirements;
2. all current applications shall be integrated into the new Ordinance requirements in a timely fashion; and
3. all applications that have a final decision by the Enrollment Commission but have not yet exhausted all appeals shall be concluded under the old Ordinance, except in those circumstances where no appeal has yet been filed.

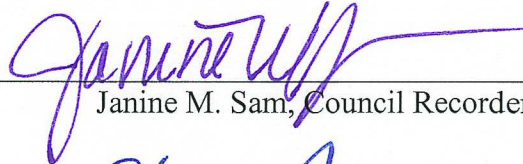
IT IS FURTHER RESOLVED THAT the Tribal Council hereby directs the Enrollment Commission to prepare two lists for internal use and direction -

1. Current applications - identification of where in the enrollment process the application will be designated for purposes of integrating into the new Ordinance; and
2. Applications for which the Enrollment Commission has made a final decision on eligibility, but have not yet exhausted all appeals - identification of whether the applicant will follow the prior Enrollment Ordinance or be integrated into the new Enrollment Ordinance without jeopardizing the due process rights of the applicant.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby directs the Enrollment Commission to present a report, on or before July 29th regarding the above implementation processes, but such report shall not be required to disclose names, addresses or other specific information in regards to any applicant.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 9 FOR, 0 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on May 29, 2002, at the Little River Band's Community Center in Manistee, Michigan, with a quorum being present for such vote.



Janine M. Sam, Council Recorder



Stephen Parsons, Council Speaker

Attest:

Distribution: Enrollment
 Council Records
 Tribal Ogema
 Tribal Court
 Legal Department