



Little River Band of Ottawa Indians

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(616) 723-8288

RESOLUTION NO. #97-1214-0i

AUTHORIZING SUBMISSION OF CONSTITUTION TO
SECRETARY OF THE INTERIOR WITH RESPONSE TO
TECHNICAL COMMENTS AND FORMALLY REQUESTING
THE SECRETARY TO CALL AN ELECTION TO ADOPT THE
CONSTITUTION WITHIN 180 DAYS IN ACCORDANCE WITH 25 U.S.C. 476

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.)(hereinafter "Little River Act"; and

WHEREAS, Section 8(a)(2) of the Little River Act (25 U.S.C. §1300k-6(a)(2)), provides that the governing documents in effect as of the date of enactment of the Little River Act shall be the interim governing documents for the Tribe until such time as a new governing document is enacted under the Secretarial election required by the Little River Act; and

WHEREAS, Section 8(a)(1) of the Little River Act, provides that the Secretary shall, not later than 24 months after the date of the enactment of the act, conduct elections for the purpose of adopting a new constitution for the Tribe under the procedures applicable to elections under the Indian Reorganization Act; and

WHEREAS, the Tribal Council appointed a Constitution Committee and charged such Committee with the responsibility of developing a new constitution for the Tribe, in consultation with the general membership of the Tribe and the Tribal Council; and

WHEREAS, the Tribal Council submitted its Constitution Draft to the Department of the Interior for technical comment review on or about July 1, 1996; and

WHEREAS, the Tribal Council and members of the Tribal Constitution Committee have continued to review and solicit comments regarding the July 1, 1996, Constitution Draft and, based upon those comments, presented a revised draft to the Department of Interior for technical comment; and

WHEREAS, representatives of the Tribal Council and Tribal Constitution Committee have met with representatives of the Department of Interior, including the Solicitor's Office, to discuss the Department's technical comments; and

WHEREAS, the Tribal Council and representatives of the Tribal Constitution Committee have considered the written Technical Comments submitted by the Secretary's Office and has prepared a revised document which incorporates or considers such comments; and

WHEREAS, the Tribal Council is satisfied that the Constitution document presented will, consistent with the Little River Act and other federal laws, provide a framework for the Tribe's exercise of its inherent sovereign powers in a manner that best meets the needs and demands of its members; and

WHEREAS, the Tribal Council and the members of the Little River Band of Ottawa Indians desire to have the attached Constitution submitted to a vote of the membership in a Secretarial Election as contemplated by Section 8 (a)(1) of the Little River Act.

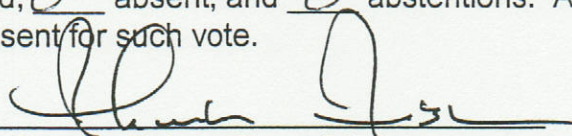
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council approves of the Constitution presented this date and formally requests that the Secretary of the Interior, or his designee, call and conduct an election in accordance with the procedures set forth in the Secretary's election regulations found at 25 Code of Federal Regulations, Part 81.

IT IS FURTHER RESOLVED THAT copies of this resolution, the Constitution approved this date, and the written response to the Secretary's Technical Comments, be forwarded to the Superintendent of the Michigan Agency, Minneapolis Area Director, and the Assistant Secretary - Indian Affairs to expedite action on the Tribe's request.

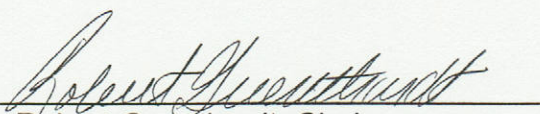
CERTIFICATION OF ADOPTION

This resolution was adopted by the Tribal Council of the Little River Band of Ottawa Indians at its Regular Session held on December 14, 1997, by a vote of 7 in favor, 0 opposed, 0 absent, and 0 abstentions. A quorum of the Tribal Council being present for such vote.

Date: 12/14/97


Charles Fisher, Council Secretary

Attest:


Robert Guenthardt, Chairperson