



MILLE LACS BAND OF OJIBWE

Executive Branch of Tribal Government

NON-REMOVABLE MILLE LACS BANDS OF CHIPPEWA INDIANS DEPARTMENT OF NATURAL RESOURCES

COMMISSIONER'S ORDER 21-02

A COMMISSIONER'S ORDER TO COMPLY WITH U.S. FISH AND WILDLIFE PERMIT NUMBERED MB74965D-0 OBTAINED BY THE MILLE LACS BAND OF OJIBWE DEPARTMENT OF NATURAL RESOURCES TO SALVAGE, RECEIVE, POSSESS, DISTRIBUTE AND TRANSPORT WITHIN THE UNITED STATES BALD EAGLES OR GOLDEN EAGLES FOUND DEAD WITHIN INDIAN COUNTRY, AS DEFINED UNDER 18 U.S.C. 1151, WITHIN MILLE LACS BAND OF OJIBWE RESERVATION BOUNDARIES

Section 1. Policy

The Commissioner of Natural Resources finds the following:

- (1) The Commissioner of Natural Resources has the power to regulate the issuance of Band licenses and permits authorized within the jurisdiction of the Mille Lacs Band of Ojibwe through Title 11 MLBSA §2002 and 2003.
- (2) § 2261. Taking, possession, transport and export Migratory birds may be taken, possessed, transported, and exported only as provided by this chapter and Commissioner's Orders issued hereunto. Migratory birds have the meaning given to it at 11 MLBSA § 2001(m).
- (3) 11 MLBSA § 2001(m) Migratory Birds-shall mean any bird, whatever its origin and whether or not raised in captivity, which belongs to a species listed in 50 C.F.R. section 10.13, or which is a mutation or a hybrid of any such species, including any part, nest, or egg of any such bird, or any product, whether or not manufactured, which consists or is composed in whole or in part of any such bird or any part, nest or egg thereof.
- (4) Title 11 MBLSA §4004. Religious or Ceremonial Use of Natural Resources. (b) No member shall harvest any resource for religious or ceremonial purposes without written authorization from the Department of Natural Resources and a permit issued by the Commissioner pursuant to this section, and no member shall fail to comply with the terms and conditions of any such permit.

DISTRICT I

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DISTRICT II

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DISTRICT IIA

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DISTRICT III

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Section 2. Requirements

1. Enrolled members of federally recognized tribes may request in writing to the Commissioner of Natural Resources to receive eagle feathers and/or remains. As the Principal Officer, the permit allows the authority to distribute the remains of eagle(s).
2. The Commissioner of Natural Resources has developed a record as required by USFWS Eagle Remains Permit Number: MB-74965D-0 to show the time the eagle remains are collected.
3. Prior to distribution of eagle remains, the Commissioner of Natural Resources must seek guidance from the DNR Advisory Committee that consists of an Elder, community members, and employees of the Department of Natural Resources.
4. The Commissioner of Natural Resources has developed a record as required by USFWS Eagle Remains Permit Number: MB-74965D-0 to show the distribution of eagle remains to include: dated and signed written request from recipient, description of eagle remains distributed and date of transfer, written permit signed by the Commissioner of Natural Resources to the recipient for their records. A copy of the signed permit will be retained in the records repository in the Department of Natural Resources.
5. USFWS Eagle Remains Permit Number: MB-74965D-0 does not authorize locations other than identified above, and is only allowable for deceased eagles that have been discovered. Under no circumstances may eagle remains, feathers, or parts be purchased, sold, traded or bartered.

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Section 3. Definitions

The following meanings apply to this Commissioner's Order:

(n) Mille Lacs Reservation-shall mean all land within the exterior boundary described in the Treaty of 1855, to wit: "the following fractional townships, viz: forty-two north, of range twenty-five west; forty-two north, of range twentysix west; and forty-two and forty-three north, of range twenty-seven west; and also, the three islands in the southern part of Mille Lacs, exterior boundary of Sandy Lake Reservation as described in the Treaty of 1855, all contiguous waters, and all other trust properties under the jurisdiction of the Mille Lacs Band, its enrolled members, and of the Minnesota Chippewa Tribe and delegated to the Non-Removable Mille Lacs Band of Chippewa Indians."

"Principal Officer" is identified as the Commissioner of Natural Resources on the U.S. Fish and Wildlife Eagle Remains Permit Number: MB-74965D-0.

Section 4. Effectiveness

This Commissioner's Order shall become effective immediately and expire when the USFWS Eagle Remains Permit Number: MB-74965D-0 expires.

Executed June 1, 2021.



Official Seal of the Band



Commissioner of Natural Resources, Katie Draper

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