



# THE MILLE LACS BAND OF OJIBWE INDIANS

*Legislative Branch of Tribal Government*

## **JOINT RESOLUTION 14-04-96-12**

### **A JOINT RESOLUTION DESIGNATING THE MILLE LACS BAND COURT OF APPEALS WITH ORIGINAL JURISDICTION TO DECIDE ELECTION CONTEST DISPUTES DURING THE 2012 MCT ELECTION CYCLE**

- WHEREAS, the Mille Lacs Band Assembly is the duly-elected governing body of the Mille Lacs Band of Chippewa Indians; and
- WHEREAS, the Chief Executive of the Band is empowered to exercise the Executive Branch powers of the Band; and
- WHEREAS, the Mille Lacs Band of Chippewa Indians is one (1) of the six (6) Chippewa Bands forming the Minnesota Chippewa Tribe ("MCT"); and
- WHEREAS, Article III of the Minnesota Chippewa Tribe Revised Constitution and Bylaws empower the Tribal Executive Committee ("TEC") as the governing body of the MCT; and
- WHEREAS, the Secretary-Treasurer and the Chief Executive are voting members of the TEC; and
- WHEREAS, the MCT Election Ordinance #10 (Revised 12/19/11), Chapter I, Section 7.D. requires the Band governing body to designate an Election Contest Judge and notify the MCT of such designation within three (3) business days following the notice of certification of candidates for a regular election; and
- WHEREAS, the MCT Election Ordinance #10 (Revised 12/19/11), Chapter III, Section 4.B.2. set forth the jurisdictional limitations of the MCT Tribal Election Court of Appeals and specifically mandates that the "Band governing body will notify the Tribe of a decision to use the Court before the date of a scheduled primary election;" and
- WHEREAS, the Band Assembly and Chief Executive have determined that it is in the Band's best interest to follow 5 MLBSA § 111(f) authorizing original jurisdiction over election disputes in the Mille Lacs Band of Ojibwe's Court of Central Jurisdiction Court of Appeals.

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NOW THEREFORE BE IT RESOLVED, that the Band Assembly and Chief Executive have determined that it is in the Mille Lacs Band's best interest that original jurisdiction over election disputes during the next election cycle remain in the MLBO Court of Appeals.

WE DO HEREBY CERTIFY, that the foregoing resolution was duly concurred with and adopted at a special session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present held on the 5<sup>th</sup> day of January, 2012, at Hinckley, Minnesota by a vote of 3 FOR, 0 AGAINST, 0 SILENT.

IN WITNESS WHEREOF, we, the Band Assembly hereunto cause to have set the signature of the Speaker of the Assembly.

  
Curt Kalk, Speaker of the Assembly

IN COCURRENCE, with the action of the Speaker of the Assembly, I, hereunto set my hand to this resolution.

  
Marge Anderson, Chief Executive

**OFFICIAL SEAL OF THE BAND**