

MILLE LACS BAND OF CHIPPEWA INDIANS

Executive Branch of Tribal Government

SECRETARIAL ORDER 021 - 87

A SECRETARIAL ORDER TO IMPOUND ADMINISTRATIVE OPERATIONS FUNDS APPROPRIATED FOR SALARIES TO THE CHIEF EXECUTIVE, SECRETARY OF TREASURY AND REPRESENTATIVES TO THE BAND ASSEMBLY.

- WHEREAS, the Non-Removable Mille Lacs Band of Chippewa Indians is authorized to administer funds and make expenditures from Reservation funds for salaries and expenses of officials of the Band pursuant to the provisions of Article VI, Section 1 (b) of the Constitution of the Minnesota Chippewa Tribe, and;
- WHEREAS, the Secretary of Treasury (Secretary-Treasurer) in and for the Non-Removable Mille Lacs Band of Chippewa Indians has the power to levy-impound and attach any account of the Band for just cause pursuant to the provisions of Band Statute 1001-MLC-1, Section 6, and;
- WHEREAS, the Secretary of Treasury (Secretary-Treasurer) in and for the Non-Removable Mille Lacs Band of Chippewa Indians is authorized to superintend and manage the fiscal concerns of the Band pursuant to the provisions of Band Statute 1001-MLC-1, Section 6, and;
- WHEREAS, the expenditure of appropriated funds held in the Administrative Operations Fund of the Band exceed revenue derived from taxation and other sources thus resulting in an unbalanced budget in violation of the provisions of Band Statute 1085-MLC-37, Section 73, and;
- WHEREAS, the expenditure of appropriated funds held in the Administrative Operations Fund of the Band does not permit the Band to meet its previous financial commitments and to continue to expend these funds for salaries and expenses of officials of the Band will serve to only further weaken the financial standing of the Band.
- NOW THEREFORE, pursuant to the authority vested in me by Band Statute 1001-MLC-1, Section 6, I, Henry J. Davis do hereby impound the Administrative Operations Account of the Mille Lacs Band for the just cause of superintending and managing the fiscal concerns of the Band in order to bring financial solvency to the Band government accounts.

BE IT FURTHER ORDERED, that the Indirect Cost Account of the Mille Lacs Band is hereby impounded for the salary and fringe benefit expenditures for the positions of Chief Executive and Secretary-Treasurer.

BE IT FURTHER ORDERED, that the impoundment of the Administrative Operations Account and the Indirect Cost Account shall apply only to expenditures for salary and fringe benefits for the following positions: the Chief Executive, the Secretary-Treasurer, the District I Representative, the District II Representative and the District III Representative.

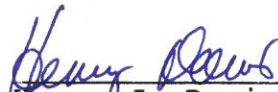
BE IT FURTHER ORDERED, that this impoundment order shall not apply to any salary and fringe benefit expenditures which are accrued prior to November 14, 1986 and have therefore become legal obligations of the Band. This impoundment order shall not apply to individual medical insurance of the aforementioned officers of the Band.

BE IT FURTHER ORDERED, that this impoundment order shall not effect any other lawful expenditures of the Administrative Operation or Indirect Cost Accounts.

BE IT FINALLY ORDERED, that a financial plan be developed to reflect a balanced governmental budget that is based upon actual revenue derived from lawful assessments, contains a payment schedule for the legal financial obligations of the Band and provides that all expenditures of governmental revenue are spent on matters for the general benefit of the total reservation or district thereof. This Secretarial Order shall remain in full force and effect until specifically repealed or declared as unconstitutional by order of the Court of Central Jurisdiction.

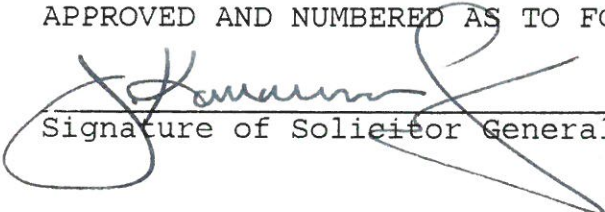
DATED, at Vineland, Minnesota this 24th day of October, 1986

[OFFICIAL SEAL OF BAND]


Henry J. Davis

Secretary of Treasury

APPROVED AND NUMBERED AS TO FORM AND EXECUTION


Signature of Solicitor General