

Sisseton Wahpeton Oyate

LAKE TRAVERSE RESERVATION

P.O. Box 509

100 Veterans Memorial Drive

Agency Village, South Dakota 57262-0509

Phone: (605) 698-3911

TRIBAL COUNCIL RESOLUTION NO. SWO-14-112

Amendment of the SWO Codes of Law Pertaining to Methamphetamine Prevention

- WHEREAS,** The Sisseton-Wahpeton Oyate is organized under a Constitution and By-laws adopted by the members of the Tribe on August 1-2, 1966, and approved by the Commissioner of Indian Affairs on August 25, 1966, and last amended effective November 15, 2006; and
- WHEREAS,** The Constitution ARTICLE III, Section 1, states that, the Sisseton-Wahpeton Oyate shall be governed by a Council, and ARTICLE VII, Section 1, states that, the Council shall have the following powers: (a) to represent the Tribe in all negotiations with Federal, State and local governments; (b) to acquire, own, use, manage, lease and otherwise encumber and to dispose of Tribal property, both real and personal, wherever situated; (c) to engage in any business that will further the economic development of the Tribe and its Members, and to use Tribal funds or other resources for such purposes; (d) to make rules governing the relationship of the members of the Tribe, to Tribal property, and to one another as members of the Tribe; (e) to hire employees and agents, including legal counsel, directly or as independent contractors, and to compensate them for their services; (f) to deposit Tribal funds to the credit of the Tribe, without limitations of the amount in any account; (g) to take any action by ordinance, resolution, or otherwise which are reasonably necessary through committees, boards, agents or otherwise, to carry into effect the for-going purposes; (h) to promote public health, education, charity, and such other services as may contribute to the social advancement of the members of the Sisseton-Wahpeton Oyate; (i) adopt resolutions regulating the procedures of the Tribal Council, its officials and committees in the conduct of Tribal Affairs; and
- WHEREAS,** On November 1, 2013, the Tribal Council held a drug retreat to discuss methamphetamine prevention and proposed amendments to the Sisseton-Wahpeton Oyate Codes of Law that would adequately address methamphetamine prevention within the community; and
- WHEREAS,** The attendance of the retreat included members from the Judicial Committee, Tribal Council, Methamphetamine Prevention Program, Executive Committee, Court Advocates, and interested Community Members; and,
- WHEREAS,** Pursuant to the ongoing issues with methamphetamine use, distribution, and manufacturing that was brought to the attention of Tribal Council through the community and programs Tribal Council chooses to address the issues though the Sisseton-Wahpeton Oyate Codes of Law; and,

WHEREAS, The SWO Judicial Committee has been presented with the proposed amendments in order to solicit comments and recommendations of Chapter 7 (Landlord Tenant Law), Chapter 24 (Penal Code), Chapter 36 (Alcohol and Drug Treatment Act), Chapter 38 (Juvenile Code), Chapter 60 (Child Care Ordinance), and Chapter 66 (Education Code), and now recommends passage of the amendments.

NOW THEREFORE, BE IT RESOLVED that the Tribal Council of the Sisseton-Wahpeton Oyate of the Lake Traverse Reservation, hereby approves of the revised and amended Chapter 7 (Landlord Tenant Law), Chapter 24 (Penal Code), Chapter 36 (Alcohol and Drug Treatment Act), Chapter 38 (Juvenile Code), Chapter 60 (Child Care Ordinance), and Chapter 66 (Education Code), and all previous versions of these chapters are hereby repealed and superseded by passage of the amended version of each of these codes; and

BE IT FURTHER RESOLVED that the SWO Legal Department is hereby authorized to post Chapter 7 (Landlord Tenant Law), Chapter 24 (Penal Code), Chapter 36 (Alcohol and Drug Treatment Act), Chapter 38 (Juvenile Code), Chapter 60 (Child Care Ordinance), and Chapter 66 (Education Code), on the Tribe's website for public information purposes; and

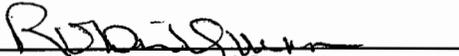
BE IT FINALLY RESOLVED that the Chairman and Secretary of the Sisseton-Wahpeton Tribal Council are hereby authorized and instructed to sign this Resolution for and on behalf of the Tribal Council.

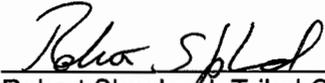
CERTIFICATION

We, the Undersigned duly elected Tribal Chairman and Tribal Secretary of the Sisseton-Wahpeton Oyate Tribal Council, do hereby certify that the above resolution was duly adopted by the Sisseton-Wahpeton Oyate Tribal Council, which is composed of 10 members (representing a total of 15 Tribal Council weighted votes and two Executive Committee votes for a total of 17 votes) of whom 10 constituting a quorum, were present at a Tribal Council meeting, duly noticed, called, convened and held at the TiWakan Tio Tipi, Agency Village, South Dakota, November 5, 2014, by a vote of 17 for, 0 opposed, 0 abstained, 0 absent from vote, 1 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 5th day of November 2014.

ATTEST:


Robin Quinn, Tribal Secretary
Sisseton-Wahpeton Oyate


Robert Shepherd, Tribal Chairman
Sisseton-Wahpeton Oyate

