
M E M O R A N D U M

TO: Tribal Members
FROM: Tribal Council of the Sisseton-Wahpeton Oyate
SUBJECT: NOTICE OF CANNABIS COMMISSION OPENINGS
DATE: April 30th, 2022

The Sisseton Wahpeton Oyate Medical Cannabis Code governs appointments to the Medical Cannabis Commission. 82-04-01 of the Code provides that three (3) tribal members and two (2) ex-officio Tribal Council members shall be appointed to the Commission by the Tribal Council. Appointment of the three (3) tribal members to the Medical Cannabis Commission will be conducted in the following manner:

1. The Tribal Council shall select three (3) Tribal members to serve on the Medical Cannabis Commission for four (4) year terms.
2. Tribal members interested in serving on the Medical Cannabis Commission must notify the Tribal Council in writing, by submitting the attached form and a resume, and completing a background check, by close of business on **April 30th, 2022**.
3. In order to serve on the Cannabis Commission, an individual must be:
 - a) at least twenty-one (21) years of age and an eligible voting member of the Sisseton-Wahpeton Oyate;
 - b) must demonstrate experience and knowledge in government affairs, agriculture, cannabis, business, or law, or Tribal government regulatory experience, and have an understanding of applicable laws regarding cannabis and the cannabis industry (AA degree in any of these fields strongly recommended);
 - c) have completed an approved background check; and
 - d) shall not have been convicted of a felony relating to a controlled substance under Tribal, State, or Federal law.
4. Appointments to the Cannabis Committee will be completed by the Tribal Council by April 30th, 2022.

If you have any questions, please contact Legal Counsel, Megan LaFromboise, at 605-698-8443.

Summary of Duties for Cannabis Commission

The Medical Cannabis Commission of the Sisseton-Wahpeton Oyate carries out the policies and requirements established by the Sisseton-Wahpeton Medical Cannabis Code. The Commission shall be independent of, and act independently and autonomously from the Sisseton-Wahpeton Oyate Tribal Council in all matters within its purview except as explicitly stated in the Medical Cannabis Code. The Commission shall enjoy all rights and privileges of a tribal government agency including sovereign immunity.

The Medical Cannabis Commission shall be responsible for directly regulating the medical cannabis industry on the reservation, which includes:

- licensing medical cannabis producers and growers;
- conducting inspections of licensed facilities;
- ensuring compliance with the Medical Cannabis Code and regulations
- regulating the purchase, production, possession, processing, packaging, storing, transporting, transferring, selling, or receipt of medical cannabis products;
- conducting background checks and fingerprints;
- ensuring that applicable taxes and fees are levied and collected;
- investigating and aiding in prosecution of violations of the Code; and
- promulgating and issuing regulations.

The Commission shall elect from its members a Chair, Vice-Chair, Secretary, and Treasurer. Meetings of the Commission shall be held at regular intervals and emergency meetings may be held provided that twenty-four (24) hours of actual notice are provided. A majority of the full Commission shall constitute a quorum for the transaction of business.

Specific conflict of interest requirements apply to the Medical Cannabis Commission. The Medical Cannabis Code prohibits Commissioners from participating in actions relating to applications, contracts, licenses, or other business in which they have a personal, financial, or familial interest. Commission members are also prohibited during their tenure and for one (1) year thereafter, from acquiring any interest, direct or indirect, in any project, property, contract, or proposed contract relating to a licensed cannabis project.