



Pride Of The Ojibwa
13394 W Trepania Road
Hayward • Wisconsin • 54843
PHONE (715) 634-8934 • FAX (715) 634-4797

RESOLUTION NO. 04-26

- WHEREAS,** The Lac Courte Oreilles Band of Lake Superior Chippewa Indians ("Tribe") is a federally recognized American Indian Tribe, organized pursuant to the Indian Reorganization Act of 1934, 25 U.S.C. § 461 et seq; and
- WHEREAS,** The Lac Courte Oreilles Tribal Governing Board ("Tribal Governing Board") is the governing body of the Tribe, pursuant to the Lac Courte Oreilles Constitution, Article III; and
- WHEREAS,** The Tribal Governing Board is authorized by Article V, Section (1)(s) to promulgate and enforce ordinances governing the conduct of members of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin and providing for the maintenance of law and order and the administration of justice by establishing a tribal court and defining its duties and powers; and
- WHEREAS,** The Tribal Governing Board desires to codify and set out a structure and procedure for the establishment and maintenance of a comprehensive and impartial judicial system; and
- WHEREAS,** The Tribal Governing Board desires to deal fairly and equitably with all individuals; and
- WHEREAS,** The Tribal Governing Board desires to administer in a just fashion, all applicable laws, ordinances, and regulations; and

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WHEREAS, Section 1, Article V of the Constitution and Bylaws of the Tribe, as amended, provides that among the powers of the Governing Board has the power “to establish a tribal court for the purpose of enforcing tribal ordinances;” and

WHEREAS, the Tribal Governing Board deems that the court code adopted on May 24, 1976, and amended on May 12, 1978, has served the Tribal Court well, but is now ready for amendment to make the Tribal Court and its procedures more accessible to tribal members and others who may use the services of the Court;

NOW THEREFORE BE IT RESOLVED, that the Court Code adopted on May 24, 1976, and amended on May 12, 1978, is hereby repealed and the Lac Courte Oreilles Tribal Court of 2004 that follows, LCO Ordinances Ch. 101-116, is hereby enacted as law and made effective February 23, 2004;

BE IT FURTHER RESOLVED, that the Rules of Evidence that follow, LCO Ordinances Ch. 150-157, is hereby enacted as law and made effective February 23, 2004;

BE IT FURTHER RESOLVED, that the Appeals Code that follows, LCO Ordinances Ch. 175, is hereby enacted as law and made effective February 23, 2004;

BE IT FURTHER RESOLVED, that the current Domestic Relations Code is repealed and the Domestic Relations Code of 2004 that follows, LCO Ordinances Ch. 201-250, is hereby enacted as law and made effective February 23, 2004;

BE IT FINALLY RESOLVED, that the General Conduct Code of 2004 that follows, LCO Ordinances Ch. 300-390 is also enacted as law and made effective February 23, 2004.

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CERTIFICATION

I, the undersigned, as Secretary/Treasurer of the Lac Courte Oreilles Tribal Governing Board hereby certify that the Tribal Governing Board is composed of 7 members, of whom 4 being present, constituted a quorum at a meeting thereof, duly called, convened, and held on this 19th day of May, **2004**; that the foregoing Resolution was duly adopted at said meeting by an affirmative vote of 3 members, 0 against, 0 abstaining, and that said Resolution has not been rescinded or amended in any way.


Donald Carley, Secretary/Treasurer
Lac Courte Oreilles Tribal Governing Board