

RESOLUTION NUMBER TMBC620-02-14 OF THE DULY ELECTED AND CERTIFIED GOVERNING BODY OF THE TURTLE MOUNTAIN BAND OF CHIPPEWA INDIANS

WHEREAS, the Turtle Mountain Band of Chippewa Indians, hereinafter referred to as the Tribe, is an unincorporated Band acting under a revised Constitution and By-Laws approved by the Secretary of the Interior on June 16th, 1959 and amendments thereto approved; and

WHEREAS, Article IX (a) Section 1 of the Turtle Mountain Constitution and By-Laws empowers the Tribal Council with the authority to represent the Band and to negotiate with Federal, State, and Local Governments and with private persons; and

WHEREAS, Article IX (a) Section 1 of the Turtle Mountain Constitution and Bylaws requires a 30-day comment period prior to the adoption of any ordinances or amendments to the Tribal Code, whether proposed by resolution or otherwise. Adoption must occur through a roll call vote of the Tribal Council at a publicly held meeting; and

WHEREAS, by the adoption of Resolution No. TMBC573-12-13, the Tribe placed the proposed Tobacco User Fee Ordinance out for public comment; now

THEREFORE BE IT RESOLVED that the Tribe is adopting the Tobacco User Fee Ordinance to be numbered as Title 46 of the Turtle Mountain Tribal Code, with the amounts to be collected to be determined within thirty (30) days as negotiated with the Tribe, businesses and the tobacco prevention committee on a fair price, with funds to be utilized for the Tobacco Prevention Program and medical expenses and illnesses.

CERTIFICATION

I, the undersigned Tribal Secretary of the Turtle Mountain Band of Chippewa Indians, do hereby certify that the Tribal Council is composed of nine (9) members of whom *nine (9)* constituting a quorum were present at a meeting duly called, convened and held on the *20th day of February, 2014*, that the foregoing resolution was adopted by an affirmative vote of *six (6) in favor* - Representatives Elmer Davis, Jr., Cindy Malaterre, Patrick J. Marcellais, Jim Baker, Edward Falcon and Zelma Peltier; two (2) opposed-Representatives Troy DeCoteau and Carson Belgarde; with the Chairman not voting.

Jolean A. Morin
Jolean A. Morin, Tribal Secretary *2/27/14*

SIGNED INTO LAW/Dated this *20th* day of *February*, 201*4* *(9/2)*
 VETOED/Dated this _____ day of _____, 2013

Received in Administration

Richard W. McCloud
Richard W. McCloud, Tribal Chairman

MAR 27 2014

BIA, Turtle Mountain Agency