

LUMBEE TRIBE OF NORTH CAROLINA
PO BOX 2709
PEMBROKE, NC 27372
910-521-7861

ORDINANCE NO. 2002-0001

DATE: MAY 16, 2002

WHEREAS, The Lumbee Tribe of North Carolina, a recognized Indian Tribe of the State of North Carolina, subject to the Constitution of the Lumbee Tribe of North Carolina and its inherent powers of self-government; and

WHEREAS, Article VII, Section 1 of the Constitution of the Lumbee Tribe of North Carolina delegates all legislative authority to the Tribal Council;

THEREFORE, Be it enacted by the Council of the Lumbee Tribe of North Carolina the following Ordinance that shall be cited as **"GENERAL ORDINANCE ON CONTENT AND FORM OF ORDINANCES AND RESOLUTIONS."**

Section 1: All final decisions on matters of permanent interest shall be embodied in Ordinances. Ordinances may be proposed by any member of the Tribal Council at a regular meeting and such Ordinances may be discussed at that or subsequent meetings, depending on the will of the Tribal Council. Following debate, the Speaker shall direct a Committee or designee in conjunction with legal council to prepare a draft of the proposed Ordinance for consideration by the Tribal Council at a specified time.

1. The adoption of an Ordinance by the Tribal Council shall require an affirmative vote of the majority of the council members present, except that an affirmative vote of two-thirds (2/3) of all sitting Tribal Council members shall be required to override a veto of a Tribal Ordinance by the Tribal Chairperson.
2. All Ordinances written by the Tribal Council of the Lumbee Tribe of North Carolina shall be in accordance with Article VII, Section 6, of the Constitution of the Lumbee Tribe of North Carolina.
3. An initiative on a tribal Ordinance shall be in accordance with Article V of the Constitution of the Lumbee Tribe of North Carolina
4. A referendum on any tribal Ordinance adopted by the Tribal Council shall be in accordance with Article VI of the Constitution of the Lumbee Tribe of North Carolina.
5. Ordinances that affect the fundamental rights or interests of the Lumbee Tribe of North Carolina shall be in accordance with Article VIII, Section 1 (b-c) of the Constitution of the Lumbee Tribe of North Carolina.
6. Every Ordinance shall begin with the words, "Be it enacted by the Council of the Lumbee Tribe of North Carolina." All Ordinances shall be signed by the Chairman and attested-to by the Tribal council secretary.
7. The Chairperson shall have thirty days (30) from the date an Ordinance is submitted to sign it, otherwise, the Ordinance is considered as vetoed by the Chairperson.

Section 2: All final decisions on matters of temporary interest where a formal expression is needed shall be embodied in a resolution, noted in the minutes, and shall be available for inspection by members of the Tribe during normal business hours.

1. Every resolution shall begin with the words, "Be it resolved by the Council of the Lumbee Tribe of North Carolina." All resolutions shall be signed by the Chairman and attested-to by the Tribal council secretary.

Section 3: The written form of Ordinances and Resolutions shall adhere to the following:

1. All Ordinances and Resolutions shall be dated and numbered, shall cite the appropriate constitutional authority, and shall include a certificate showing the presence of a quorum and the number of members voting for and against the proposed enactment.
2. All Ordinances passed by Initiative shall include a certificate showing the number of members voting for and against the proposed enactment.
3. All Ordinances rescinded in a Referendum shall have attached to the Rescinded Ordinance, a certificate showing the number of members voting in favor of rescinding or keeping the challenged Ordinance.
4. All Ordinances and resolutions shall be recorded in a binder and shall be open to public inspection by members of the Tribe during normal business hours.

CERTIFICATION

THIS ORDINANCE ADOPTED THIS THE 16th DAY OF MAY, 2002 AT A MEETING OF THE LUMBEE TRIBAL COUNCIL BY A VOTE OF 16 FOR, 2 AGAINST.

Delton Okendine

Speaker of the Tribal Council of the Lumbee Tribe of North Carolina

Rosa R. Thirpsee

Secretary of the Tribal Council of the Lumbee Tribe of North Carolina

Milton R. Hunt

Tribal Chairman of the Lumbee Tribe of North Carolina

POSTING:

This Ordinance duly posted in the Office of the Lumbee Tribe of North Carolina on this the 23rd day of May, 2002 by the Person identified below:

Keith B. Seablow

Signature

May 23, 2002

Date: