

SHOALWATER BAY TRIBE

CODE OF LAWS

TITLE 6

ELECTIONS

ADOPTED 9/25/87
Reviewed, revised
and accepted by the
General Council on
8-29-87.

Amended 12-3-93

SHOALWATER BAY TRIBE - CODE OF LAWS

TITLE 6 - ELECTIONS

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TITLE 6
ELECTIONS

Chapter 6.1 Election Board

6.1.01 APPOINTMENT. The Election Board shall be appointed by the Tribal Council. The Election Board shall be appointed at a Tribal Council meeting at least sixty (60) days before the upcoming election and shall remain in service until the newly elected officers have been installed.

6.1.02 DUTIES. It shall be the duty of the Election Board to supervise and administer a tribal election by means of a secret ballot; to ensure it is objectively and fairly conducted in compliance with this title and with the Constitution of the Shoalwater Bay Tribe.

6.1.03 COMPOSITION. The Election Board shall be composed of three (3) members and two (2) alternates. The Election Board shall hold a meeting after it is appointed by the Tribal Council to elect a Chairperson, Vice-Chairperson, Secretary, First Alternate, and Second Alternate. Alternates may attend Election Board meetings but shall vote only if a Board member is absent. The Second Alternate shall have a vote only if the First Alternate is absent and a Board member is absent or when two Board members are absent.

6.1.04 ELIGIBILITY. The following eligibility requirements

must be met by Election Board appointees:

- a) Shall not be member of the Tribal Council or a candidate for tribal office;
- b) Shall be in good standing in the community;
- c) Shall be known and recommended by a member or members of the Tribal Council; and
- d) Shall have no personal gain from the results of the election.

Chapter 6.2 Candidate Eligibility

6.2.01 CANDIDATE ELIGIBILITY. The following requirements must be met by all candidates for Tribal Council including write-in candidates:

- a) Be an enrolled member of the Shoalwater Bay Indian Tribe;
- b) Be at least twenty-one (21) years of age as of election day;
- c) Have physically resided in Pacific or Grays Harbor counties for a period of at least six (6) months preceding the date of the election in which he or she seeks office; provided, however, that any tribal member shall be eligible to run for the Member-At-Large position if he or she physically resides for a period six months immediately preceding the election at a location no more than 200 miles from the reservation as measured by travel by motor vehicle on public highways.

6.2.02 GROUND FOR DISQUALIFICATION. Any one of the following grounds shall disqualify an otherwise eligible candidate for Tribal Council:

- a) Conviction of a crime punishable by imprisonment for more than one (1) year, except State fishing or hunting convictions; or conviction within the year immediately preceding the election, of a crime punishable by imprisonment of less than one (1) year; or
- b) Employment in a salaried policy-making position with any agency of the State or Federal Government engaged in community service on the reservation.

- c) The Tribal Program Administrator/Business Manager and all members of Tribal Law Enforcement are not eligible to be candidates for Tribal Council. This section is intended to avoid conflicts of interest.

6.2.03 NOMINATIONS MEETING - GENERALLY. The eligible voters of the Shoalwater Bay Indian Tribe shall nominate candidates for the Tribal Council positions at a special meeting held at least six (6) weeks prior to the election. The nominations meeting shall be open from 12:00 p.m. (noon) until 4:00 p.m. The meeting shall be conducted by at least one Tribal Council member and at least three members of the Election Board. The prospective candidates do not have to be present at the nominations meeting. However, if the nominee is not present during this meeting, the tribal member making the nomination must present a signed statement from the prospective nominee which indicates he or she does not object to being considered for the office.

6.2.04 BACKGROUND INFORMATION FOR NOMINEES REQUIRED. Nominees for Tribal Council positions must submit the following information to the best of their knowledge at the nomination meeting. Nominees who are not present shall submit this information with the signed statement that he or she does not object to the nomination.

- a) Name;
- b) Date of birth;
- c) Address;
- d) Length of time residing at current address;

- e) Previous addresses since age eighteen;
- f) Other names the person may have had (alias, maiden names) and
- g) Social Security Number.

6.2.05 CERTIFICATION OF NOMINEES. Immediately following the nominations meeting, the Election Board shall meet to determine whether each nominee is eligible for candidacy, to the best of the Board's knowledge. The Election Board shall submit the names of the nominees to the Tribal Police who will run a police check to determine whether there is a criminal record (section 6.2.02) and to determine the location and duration of the person's residence (section 6.2.01). The Police Department shall provide this information in writing to the Election Board at the earliest possible date. After the Election Board is satisfied, to the best of its knowledge, of the candidates' eligibility, the official list of candidates shall be certified and signed by each member of the Election Board.

6.2.06 NOTIFYING CANDIDATES, RIGHT TO APPEAL. The Election Board shall notify all nominees by letter of their eligibility or ineligibility. If a nominee is determined to be ineligible he or she may appeal in writing to the Election Board within seven (7) days of the date the determination was made. The Election Board shall review the appeal and make a decision. The Election Board's decision shall be final.

6.2.07 CERTIFICATION OF WRITE-IN CANDIDATES. If a write-in

candidate who was not nominated and certified wins an election, the Election Board shall go through the process of establishing eligibility prior to announcing the results of the election.

6.2.08 WITHDRAWAL FROM ELECTION. A candidate may withdraw from an election by hand delivering a signed, written notice of withdrawal to the Election Board. If a person cannot personally deliver his or her notice of withdrawal, due to incapacity or hardship, he or she shall notify Tribal Law Enforcement. Tribal Law Enforcement shall verify the withdrawal and then shall notify the Election Board of the withdrawal on behalf of the candidate. If a candidate withdraws or dies after certification of candidates, but not later than two weeks before the date of the election, notice of withdrawal shall be posted prominently at the polling place and shall be mailed to all persons requesting absentee ballots. If a candidate withdraws within two weeks of the date of the election, the Election Board shall order a new election, to be held for that particular position. The new election shall follow the same time line as a regular election, including nominations. Failure of any voter to receive actual notice of a candidate's withdrawal shall not be grounds for an election protest provided the Election Board complied with the notice required in this section. If the name of the withdrawn candidate appears on the ballot, any vote cast for that candidate shall not be counted but such vote shall not invalidate the entire ballot.

Chapter 6.3 Election Information

6.3.01 ELECTION DATE. General elections shall be held annually on the second Saturday of January. In case the date of the regular election shall conflict with a holiday or if circumstances require that the regular election be postponed, the election shall be held within thirty (30) days thereafter.

6.3.02 ELIGIBLE VOTERS. The Aid to Tribal Government shall maintain a list of eligible voters and shall make the list available to the Election Board.

6.3.03 POSTING OF ELECTION INFORMATION. Election regulations, the list of eligible voters, and a list of certified candidates shall be posted at the polling place, the Shoalwater Bay Tribal Office, the Tokeland Post Office, and submitted to the Tribal Council.

6.3.04 VOTERS' INFORMATION PACKET. The Election Board shall develop a packet of information which shall be sent to the last known address of each eligible voter at least four (4) weeks before the election. The voter, not the Election Board, is responsible for notifying the Aid to Tribal Government of any change of address. The packet shall contain: a letter from the Election Board advising the voter of the election, the official election regulations, and a request for an absentee ballot. The information packet shall be mailed certified, return receipt requested.

6.3.05 VOTER TO KEEP RECORD OF CORRESPONDENCE WITH ELECTION BOARD. Each voter is responsible for proving that his or her request for absentee ballot and any other request or correspondence are actually received by the Election Board. This may be done by certified mail with return receipt requested. Voters are not required to keep records of such correspondence but if a voter contests an election based on the Election Board's failure to receive his or her absentee ballot or other correspondence, he or she has the burden of proving it.

Chapter 6.4 Absentee Ballots

6.4.01 ABSENTEE BALLOTS - GENERALLY. Persons who live away from the reservation or who will not be able to come to the polls to vote because of illness or other business may use an absentee ballot. Absentee ballots shall show all candidates for election. Absentee ballots shall be handled by the Election Board only.

6.4.02 REQUESTS FOR ABSENTEE BALLOTS. Absentee ballot request forms shall be mailed to all eligible voters as required under section 6.3.02. Requests for absentee ballots must be in writing and presented in person or mailed. The Election Board shall keep a record of all requests received and the date the absentee ballot is mailed to each voter. Only one absentee ballot will be sent to each eligible voter requesting one.

6.4.03 FORM OF ABSENTEE BALLOT. Two envelopes will be mailed with the absentee ballot. Both envelopes will have the words "absentee ballot" typed on them. The outer envelope will have the address of the Election Board typed on it, along with the words "absentee ballot". Absentee ballots will be assigned numbers in the far right-hand corner of the ballot. These numbers will be cut off at the time the ballots are sent out to voters by the Election Board.

6.4.04 VOTING BY ABSENTEE BALLOT. The voter must place the absentee ballot into the inner envelope after marking his or her ballots and then seal the envelope. The voter must not write on or make any marks on this envelope. The voter must place the unmarked sealed envelope containing the absentee ballot inside the second envelope. Absentee ballots may be hand carried to the election and will be counted at the same time as the regular ballots. ABSENTEE BALLOTS WHICH ARE MAILED MUST BE POSTMARKED BY 4:30 P.M. ON THE DATE OF THE ELECTION. Absentee ballots postmarked after that deadline are invalid.

6.4.05 ELECTION BOARD PROCESSING OF ABSENTEE BALLOTS. Upon receipt of an absentee ballot, the Election Board shall remove the outer envelope and place the unmarked sealed envelope, containing the ballot, into a special container. Outer envelopes shall be retained as proof of valid date of postmark.

6.4.06 POST OFFICE TO HOLD ABSENTEE BALLOTS. The Chairman of the Shoalwater Bay Tribe shall make a written request to the Postmaster of the Tokeland Post Office to hold absentee ballots in a special, locked container at the Post Office until 4:30 p.m. on the sixth day after the election. The Chairman shall include a request that the Postmaster respond in writing. The Election Board shall keep a daily log of incoming election mail that will be signed by the Postmaster or his designee.

6.4.07 SPECIAL BALLOT BOX. Absentee ballots shall be kept in a locked ballot box. The box shall be secured by four locks each requiring a different key to open it. One key each shall be kept by the Chief of Police and the three officers of the Election Board. The Election Board may acquire new locks and keys each year.

6.4.08 ABSENTEE BALLOTS PICKED UP FROM THE POST OFFICE. The Election Board officers and the Tribal Police Officer shall pick up the ballots from the Post Office immediately after the deadline for arrival of absentee ballots by mail: 4:30 p.m. of the sixth day following the election.

6.4.09 COUNTING THE ABSENTEE BALLOTS. After the absentee ballots are obtained from the Post Office, the Tribal Center shall be cleared of all persons except the Tribal Police Officer and the Election Board. The special ballot container shall be opened by the Tribal Police Officer and the Election Board and

counted in the same manner as regular ballots.

Chapter 6.5 Polling Procedures

6.5.01 POLLING PLACE - HOURS. The polling place shall be the Shoalwater Bay Tribal Office. The polls shall be open from 8:30 a.m. until 4:30 p.m. on election day.

6.5.02 ELECTIONEERING PROHIBITED. No person shall campaign for a particular candidate or otherwise attempt to persuade or influence voters within fifty (50) feet of the polling place.

6.5.03 VOTING PROCEDURE. The official ballots shall be numbered in the upper right-hand corner, in sequence, beginning with one (1). The Chairperson of the Election Board shall be responsible for maintaining a record of all ballots. As each ballot is cast, the number shall be removed and placed in a separate container to be counted after the election, to insure that the number of ballots in the ballot box corresponds.

6.5.04 COUNTING THE BALLOTS. Immediately after closing the polls, the Election Board shall empty the Tribal Center of all persons except the Election Board and Tribal Police. These individuals shall remove all ballots from the ballot box. The ballots shall then be counted. Measures shall be used to reasonably insure an accurate count including counting the ballots at least three times.

6.5.05 IRREGULARITIES IN THE BALLOTS. If a ballot contains any irregularity in the manner it is marked, the Election Board shall invalidate the ballot and it shall not be counted. However, a voter may choose not to vote for any of the candidates running for a particular position.

6.5.06 CERTIFICATION OF ELECTION RESULTS. The Election Board shall certify the results of the election after all regular and absentee ballots have been counted in accordance with this title. The results shall be signed by the Election Board and presented to the Tribal Council within five days of the deadline for receiving absentee ballots. Certification of election results and notice to the Tribal Council may be delayed if one or more write-in candidates win the election. Write-in candidates must submit to background checks required of all candidates.

6.5.07 POSTING OF ELECTION RESULTS. The Election Board shall post a list of the candidates who won the election at the Shoalwater Bay Tribal Office and the Tokeland Post Office. They shall be submitted to the Aberdeen Daily World for publication and mailed to the Bureau of Indian Affairs in Hoquium, Washington.

Chapter 6.6 Post Election Matters

6.6.01 TIES. The Election Board shall call for a run-off election in case of a tie. Ballots shall bear the names of the candidates who were tied in the election. If a voter writes-in

another person the ballot shall be declared invalid and shall not be counted.

6.6.02 ELECTION PROTESTS - FILING, CONTENTS. Protests to the election shall be made in writing to the Election Board within ten (10) working days following certification of the election results. The protest must be in writing and must state: the name of the person protesting; the specific facts on which the protest is based; and the specific sections of this title or the Constitution of the Shoalwater Bay Indian Tribe which the protester claims were violated. The protester must have either first-hand knowledge of the facts complained of or have a reasonable basis for his or her knowledge of the facts complained of. The protestor must state the names of any persons he or she knows have knowledge of the facts. The person protesting must write a phone number on the protest indicating where he or she may be notified, directly or by message, of any election hearing.

6.6.03 PROTESTS - DISMISSAL OF INSUBSTANTIAL COMPLAINTS.

The Election Board shall dismiss the protest if it finds by unanimous vote that:

- 1) The protest fails to allege any violation of this title or the Constitution of the Shoalwater Bay Indian Tribe; or
- 2) The protest fails to substantially meet the other requirements of section 6.6.02 above.

6.6.04 PROTESTS - INFORMAL HEARING BEFORE THE ELECTION BOARD. If the Election Board does not dismiss a protest under

section 6.6.03, it shall convene an informal hearing, upon notice to all parties involved. The purpose of the hearing is to clarify the issues raised by the protest and to resolve disputes which may be based on misinformation or misunderstanding. The Election Board may hear testimony from any person with first-hand knowledge of the facts and any other evidence which it deems necessary and relevant to resolving the dispute.

6.6.05 PROTESTS - DECISION OF THE ELECTION BOARD. The Election Board may make any of the following dispositions, as may be appropriate, after the informal hearing:

- 1) If the Election Board finds, by unanimous vote, that the protest fails to allege a violation of this title or the Tribe's Constitution, it shall dismiss the protest.
- 2) If the protester fails to appear at the informal hearing, after having received reasonable notice, the Election Board shall dismiss the protest.
- 3) If the informal hearing fails to resolve the protest, the Election Board or the protestor shall notify the Tribal Council and the parties that a Tribal Council hearing will take place.
- 4) If any necessary parties, other than the protester, fail to appear at the informal hearing, after having received reasonable notice, the Election Board shall notify the Tribal Council and the parties that a Tribal Council hearing will take place.
- 5) If the informal hearing results in the protest being resolved, the Election Board shall prepare a written statement of the resolution or agreement reached. This statement shall be signed by the Election Board and the protester.
- 6) If only some issues are resolved at the informal hearing, those issues shall be put in writing and signed by the Election Board and the protester. The protester shall agree not to raise the resolved

issues before Tribal Council or the Court in any subsequent hearing. The Election Board shall notify the Tribal Council and the parties that a Tribal Council hearing shall take place.

- 7) In any case which goes before the Tribal Council or Court, the written statement of the informal hearing proceedings shall be filed with Tribal Council or the Court.

6.6.06 PROTESTS - HEARING. The Court Clerk shall serve a notice of hearing on the protester and the Election Board members by certified mail, return receipt requested at least seven (7) calendar days before the hearing. The Tribal Council may hear testimony from any person with firsthand knowledge of the facts and any other evidence which it deems necessary and relevant to resolving the dispute.

6.6.07 PROTESTS - DECISION. The Shoalwater Bay Tribal Council shall have authority to decide the issues presented, in keeping with this title. The Tribal Council shall take every reasonable measure within its power to resolve the dispute, including ordering a new election if necessary. Failure of the protester to appear at the hearing shall result in dismissal by the Tribal Council. The Tribal Council shall order a new election only if the weight of the evidence shows that a violation of the laws of Shoalwater Bay Indian Tribe has occurred and the violation was likely to have affected the outcome of the election.

6.6.08 APPEAL TO TRIBAL COURT. Any party to an election protest may appeal the decision of the Tribal Council to the Shoalwater Bay Tribal Court. The Court shall give de novo review to the actions of the Election Board and Tribal Council. An appeal may be filed no later than ten (10) working days after the Tribal Council announces its decision. The appeal shall follow sections 6.6.06 and 6.6.07 of this code except "Tribal Court" shall replace "Tribal Council". The decision of the Court shall be final.

6.6.09 PREVIOUS TRIBAL COUNCIL TO HOLD OFFICE. The Tribal Council who held office prior to the election shall continue to hold office until the new Tribal Council members take the oath of office unless otherwise ordered by the Shoalwater Bay Tribal Court.

6.6.10 NEW ELECTION. If the Court orders a new election, the Tribal Council shall call for the new election to be held within sixty (60) days from the date of the order.

6.6.11 BALLOTS RETAINED. Tribal Law Enforcement shall secure the ballots in the ballot box secured by four different locks and stored in the tribal safe. The four keys will be retained, one each, by the Chief of Police and the three officers of the Election Board. The Election Board shall return the keys to the Chief of Police for safekeeping after 1) the time for filing a protest is past or 2) any protest filed is resolved, whichever is later.

6.6.12 INAUGURATION. Every person elected to the Tribal Council shall, after certification of the election, assume office when he or she takes an oath or swears to uphold the Constitution and laws of the Shoalwater Bay Indian Tribe. Those appointed to office shall also take such oath.

Chapter 6.7 Recall

6.7.01 PETITION FOR RECALL. Tribal members shall have the power to recall any member of the Tribal Council. The recall process shall be initiated by filing with the Secretary of the Tribal Council, a valid petition asking for such recall, signed by at least twenty-five percent (25%) of the eligible voters, setting forth reasons for the petition. If the Secretary of the Tribal Council is the object of a recall petition, the petition shall be filed with the Vice-Chairperson of the Tribal Council. A copy of the petition shall be provided to the Tribal Council member who is the object of that recall petition.

6.7.02 GENERAL COUNCIL TO CONVENE. Within forty (40) days after receipt of a valid recall petition, the Secretary of the Tribal Council or, if he or she is the object of a recall petition, the Vice-Chairperson shall call a General Council meeting to be held within sixty (60) days, unless the annual meeting is scheduled within that period. The Tribal Council member who is being considered for recall shall be provided with written notice of the meeting and be provided with a fair opportunity to reply

to such charges and present evidence on his or her behalf at the General Council meeting. After charges and reply to charges have been heard by the General Council a Recall Election shall be called to be held within sixty (60) days. The Election Board shall be appointed as prescribed in Chapter 6.1.

6.7.03 INFORMATION PACKET FOR RECALL ELECTION. The Election Board shall develop an information packet which shall be sent to the most current address for each eligible voter. It shall contain a letter from the Election Board advising the voter of the Recall Election, the official Recall Election regulations and a request for absentee ballot; sent return receipt requested. The ballot shall contain the charges as set forth in the recall petition and the reply and evidence to those charges as presented at the General Council meeting and a yes to recall and a no to recall. The procedure for absentee ballots shall be as prescribed in Chapter 6.4.

6.7.04 GENERAL ELECTION RULES APPLY. The following sections of this title apply to recall elections: Chapter 6.5 and Chapter 6.6.

6.7.05 NO RECALL IN FIRST SIX MONTHS OF TERM. No Council member validly elected shall be subject to recall during the first six (6) months of his or her term of office.

Chapter 6.8 Initiative and Referendum

6.8.01 INITIATIVE. The eligible voters shall have the right to propose legislation and vote by secret ballot to determine whether it will be adopted or rejected. Upon receipt of a valid petition signed by at least twenty-five percent (25%) of the eligible voters, the Secretary of the Tribal Council shall call for an election to be conducted consistent with this title. The election shall be set no later than thirty (30) days after the receipt of the petition. An affirmative vote by at least a majority of the eligible voters shall be required to determine such issues or questions contained in the petition.

6.8.02 REFERENDUM. The Tribal Council, by an affirmative vote of at least three (3) of its members, shall call an election, to be conducted consistent with this title for the purpose of deciding issues or questions that are within the authority of the General Council or that are vested in the Tribal Council. The election shall be set for no later than thirty (30) days after such Tribal Council decision. An affirmative vote by at least a majority of the eligible voters shall be required to determine the issues or questions submitted to the voters.

Chapter 6.9

6.9.01 CONSTRUCTION. This title shall be construed in conformity with the Constitution of the Shoalwater Bay Indian Tribe.

6.9.02 SEVERABILITY. If any provision of this title or its application to any person, entity or circumstance is held to be invalid, the remainder of the ordinance shall not be affected.

ARTICLE XII - CERTIFICATION OF RESULTS OF ELECTIONS

Following the _____, 198__, approval of the proposed governing document by the Deputy Assistant Secretary - Indian Affairs (Operations), this Constitution was submitted to the qualified voters of the Tribe on _____, and was duly
ratified by a vote of _____ for, and _____ against in an election in
rejected (number) (number)
which at least thirty percent (30%) of the _____ entitled to vote cast their
(number)
ballots, in accordance with the ratification provisions of this Constitution.

Chairman, Election Board

Election Board Member

Election Board Member

Date: _____

United States Department of the Interior
Bureau of Indian Affairs

VOTER REGISTRATION FORM

Name: _____

Address: _____

I, _____, hereby certify that I am a member of the
(Print Name)

_____ Tribe and that I am at least 18 years of age or
(Name of Tribe)

will be at least 18 years of age on the date of the election _____ or will be such
(election date)
age within 150 days (180 days for Alaska tribes) from the date the election is authorized

(authorization date).

(Signature)

(Date)

Completion of and return of this registration form is necessary if you desire to become qualified to vote in the forthcoming constitutional or charter election as required by Title 25, Code of Federal Regulations, Part 52.11.

This form, upon completion and return to the election board, shall be the basis for determining whether you qualify to have your name placed upon the list of registered voters and to receive a ballot.

Completion and return of this form is voluntary.

SHOALWATER BAY INDIAN TRIBE

Tokeland, Washington 98590

Telephone 267-6766

SHOALWATER BAY INDIAN TRIBE

RESOLUTION # 09-26-87-31

WHEREAS, the Shoalwater Bay Indian Tribe is a federally recognized Tribe headquartered on the Shoalwater Bay Indian Reservation in the State of Washington; and

WHEREAS, the Shoalwater Bay Tribal Council is the governing body of the Shoalwater Bay Tribe under its Constitution with the power to enact ordinances and regulations governing tribal elections under Article VI, Section 1 (c) of the Constitution; and

WHEREAS, public hearings were held regarding Title 6 on the Shoalwater Bay Indian Reservation on January 17, 1987 and August 29, 1987; now

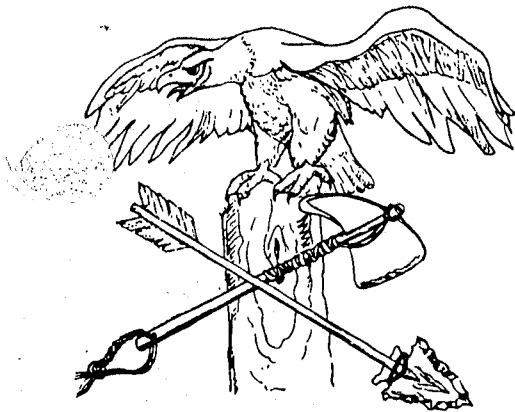
THEREFORE BE IT RESOLVED, that the attached TITLE 6 ELECTIONS is hereby approved and adopted by the Shoalwater Bay Tribal Council.

***** C E R T I F I C A T I O N *****

The above resolution was passed at a regular Tribal Council meeting held on the 25 day of SEPT, 1987 at the Shoalwater Bay Tribal Center at which a quorum was present by a vote of 3 for, 0 against, and 0 abstaining.

ATTEST:

Elizabeth J. Farney



SHOALWATER BAY INDIAN TRIBE

P.O. Box 130 • Tokeland, Washington 98590
Telephone (206) 267-6766 • FAX (206) 267-6778

SHOALWATER BAY INDIAN TRIBE

RESOLUTION #12-03-93-85

WHEREAS, The Shoalwater Bay Indian Tribe is a Federally Recognized Tribe headquartered on the Shoalwater Bay Indian Reservation in the State of Washington; and

WHEREAS, The Shoalwater Bay Tribal Council is the governing body of the Shoalwater Bay Indian Tribe in accordance with their Constitution and By-Laws; and

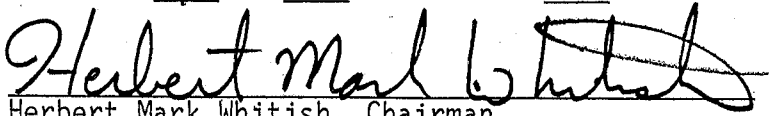
WHEREAS, The Shoalwater Bay Election Board certified the August 14, 1993 Constitution Amendment Election adopting to Article V, Section 1 (b) (1): (1) Has physically resided within Pacific or Grays Harbor Counties of Washington for a period of at least six (6) months immediately preceding the date of the election in which he or she seeks office; provided, however, that any tribal member shall be eligible to run for the Member-At-Large position if he or she physically resides for a period of six months immediately preceding the election at a location no more than 200 miles from the reservation as measured by travel by motor vehicle on public highways.


WHEREAS, The Shoalwater Bay Election Ordinance: Title 6 needs to be amended to be consistent with the Amended Constitution, now

THEREFORE BE IT RESOLVED, That the Shoalwater Bay Code of Laws: Title 6 ELECTIONS Chapter 6.2.01 CANDIDATE ELIGIBILITY (c) Have physically resided in Pacific or Grays Harbor counties for a period of at least six (6) months preceding the date of the election in which he or she seeks office; be amended to include: provided, however, that any tribal member shall be eligible to run for the Member-At-Large position if he or she physically resides for a period of six months immediately preceding the election at a location no more than 200 miles from the reservation as measured by travel by motor vehicle on public highways.

CERTIFICATION

The The above Resolution was passed at a Regular Tribal Council Meeting in which a quorum was present on December 3, 1993 at the Shoalwater Bay Tribal Center. 4 FOR 0 AGAINST AND 0 ABSTENTION.


Herbert Mark Whitish, Chairman
Shoalwater Bay Tribal Council


Lynn Clark, Secretary
Shoalwater Bay Tribal Council