



SAC AND FOX NATION

Route 2, Box 246 • Stroud, Oklahoma 74079 • (918) 968-1141 • FAX (918) 968-1142

FILED

IN THE DISTRICT COURT

DATE 8/16/02

DOCKET _____ PAGE _____

SAC & FOX NATION

COURT CLERK

DEPUTY

BY _____

RESOLUTION SF-02-134-A

**SAC AND FOX NATION
SPECIAL BUSINESS COMMITTEE MEETING
SAC AND FOX RESERVATION
STROUD, OKLAHOMA
JUNE 13, 2002**

FILED

DATE 7/19/02

SECRETARY
SAC & FOX NATION

[Signature]

A RESOLUTION AMENDING THE PUBLIC LAW ESTABLISHING THE JUSTICE DEPARTMENT OF THE SAC AND FOX NATION.

WHEREAS, the Business Committee of the Sac and Fox Nation met in a Special meeting held on the 13th day of June 2002, there being a quorum present, and

WHEREAS, the Business Committee is authorized to transact business and to act on behalf of the Nation pursuant to the Constitution and Laws of the Sac and Fox Nation, and

WHEREAS, there exists a need to amend the procedure and refine the selection and appointment of the Attorney General.

NOW, THEREFORE, BE IT RESOLVED, ENACTED, AND ORDAINED THAT the Business Committee of the Sac and Fox Nation hereby amends Section 2 of the Public Law creating and establishing the Justice Department of the Sac and Fox Nation to read as follows:

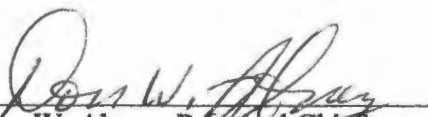
Section 2. Attorney General

The Business Committee shall appoint an Attorney General of the Sac and Fox Nation. The Attorney General shall serve at the pleasure of the Business Committee. The Attorney General shall be the head of the Justice Department.

NOW, THEREFORE, BE IT FURTHER RESOLVED, ENACTED AND ORDAINED THAT this resolution and amendment shall become effective upon the filing of the resolution with the Office of Secretary and the Office of Court Clerk of the Sac and Fox Nation.

CERTIFICATION

WE, Don W. Abney, Principal Chief and George Thurman, Secretary of the Sac and Fox Nation do hereby certify that **Resolution SF-02-134-A** is true and exact as approved by the Business Committee in a Special meeting held at the Sac and Fox Reservation, Stroud, Oklahoma on the 13th day of June 2002 by a vote of: Don W. Abney-Yes; Merle Boyd-Absent; George Thurman-Yes; Truman Carter-Yes; and A.C. Wilson, Sr.-Yes.



Don W. Abney, Principal Chief
Sac and Fox Nation



George Thurman, Secretary
Sac and Fox Nation



SAC AND FOX NATION

Route 2, Box 246 • Stroud, Oklahoma 74079 • (918) 968-1141 • FAX (918) 968-1142

FILED

IN THE DISTRICT COURT

DATE JUN 26 2002

DOCKET _____ PAGE _____

SAC & FOX NATION

COURT CLERK

DEPUTY

RESOLUTION SF-02-134

SAC AND FOX NATION

SPECIAL BUSINESS COMMITTEE MEETING

SAC AND FOX RESERVATION

STROUD, OKLAHOMA

JUNE 13, 2002

FILED

DATE 6/13/02

SECRETARY

SAC & FOX NATION

A RESOLUTION AMENDING THE PUBLIC LAW ESTABLISHING THE JUSTICE DEPARTMENT OF THE SAC AND FOX NATION.

WHEREAS, the Business Committee of the Sac and Fox Nation met in a Special meeting held on the 13th day of June 2002, there being a quorum present, and

WHEREAS, the Business Committee is authorized to transact business and to act on behalf of the Nation pursuant to the Constitution and Laws of the Sac and Fox Nation, and

WHEREAS, there exists a need to amend the procedure and refine the selection and appointment of the Attorney General.

NOW, THEREFORE, BE IT RESOLVED, ENACTED, AND ORDAINED THAT the Business Committee of the Sac and Fox Nation hereby amends Section 2 of the Public Law creating and establishing the Justice Department of the Sac and Fox Nation to read as follows:

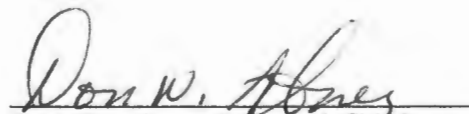
Section 2. Attorney General

The Business Committee shall appoint an Attorney General of the Sac and Fox Nation. The Attorney General shall serve at the pleasure of the Business Committee. The Attorney General shall be the head of the Justice Department.


NOW, THEREFORE, BE IT FURTHER RESOLVED, ENACTED AND ORDAINED THAT this resolution and amendment shall become effective upon the filing of the resolution with the Office of Secretary and the Office of Court Clerk of the Sac and Fox Nation.

CERTIFICATION

WE, Don W. Abney, Principal Chief and George Thurman, Secretary of the Sac and Fox Nation do hereby certify that **Resolution SF-02-134** is true and exact as approved by the Business Committee in a Special meeting held at the Sac and Fox Reservation, Stroud, Oklahoma on the 13th day of June 2002 by a vote of: Don W. Abney-Yes; Merle Boyd-Absent; George Thurman-Yes; Truman Carter-Yes; and A.C. Wilson, Sr.-Yes.



Don W. Abney, Principal Chief
Sac and Fox Nation



George Thurman, Secretary
Sac and Fox Nation

FILED
IN THE DISTRICT COURT

AUG 14 1990

DOCKET PAGE
SAC AND FOX NATION
Jannet Boone, Court Clerk
Den.

RESOLUTION
SF-90-85

SAC AND FOX NATION
REGULAR BUSINESS COMMITTEE MEETING
SHAWNEE MULTI-PURPOSE CENTER
SHAWNEE, OK

FILED
DATE *August 9, 1990*

SECRETARY
SAC & FOX NATION.
Mary F. McCormick

A PUBLIC LAW CREATING AND ESTABLISHING THE JUSTICE DEPARTMENT OF THE SAC AND FOX NATION, AND PROVIDING FOR ITS FUNCTIONS.

WHEREAS, the Business Committee of the Sac and Fox Nation met in a regular meeting the 27th day of July, 1990 there being a quorum present, and

WHEREAS, the Business Committee is authorized to transact business and act on behalf of the Sac and Fox Nation, and

WHEREAS, Attorney General, as chief law officer for the Sac and Fox Nation, serves in the prosecution for criminal offenses and the protection of juveniles in the tribal law and order and judicial system, and

WHEREAS, there exists a need to establish an Department of Justice within the Executive Branch of tribal government providing for the function, authority, and further duties of the Attorney General, and

WHEREAS, such action is in the best interest of the Sac and Fox Nation.

NOW THEREFORE BE IT RESOLVED, ENACTED AND ORDAINED THAT the attached Public Law Creating and Establishing the Justice Department of the Sac and Fox Nation and Providing for its Functions shall be included and added to the Sac and Fox Code of Laws.

FURTHER BE RESOLVED THAT the said Sac and Fox Justice Department Law shall become effective upon filing such Law with the Office of Secretary and Office of the Court Clerk of the Sac and Fox Nation.

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

WE, Elmer Manatowa, Principal Chief and Mary F. McCormick, Secretary of the Sac and Fox Nation, do hereby certify Resolution SF-90-85 to be true and exact as approved by the Business Committee in a special called meeting held at the Shawnee Multi-purpose Center, Shawnee, Oklahoma on the 27th day of July, 1990 by a vote of: Elmer Yes, Gaylon Yes, Mary ---, Truman Yes, and Thomas Yes.

Truman Carter, Acting
Mary F. McCormick, Secretary
Sac and Fox Nation

Elmer Manatowa
Elmer Manatowa, Principal Chief
Sac and Fox Nation

Public Law
#SF-90-_____

FILED
IN THE DISTRICT COURT

AUG 14 1990

SAC AND FOX NATION
SPECIAL BUSINESS COMMITTEE MEETING
(Date)
SAC AND FOX RESERVATION
CAPITOL GROUNDS, STROUD, OKLAHOMA

DOCKET _____ PAGE _____
SAC AND FOX NATION
J. J. [Signature], Court Clerk
Docket

A PUBLIC LAW CREATING THE JUSTICE DEPARTMENT OF THE SAC AND FOX NATION AND PROVIDING FOR ITS FUNCTIONS.

Section 1. Department of Justice Created

There shall be a Department of Justice within the Executive Branch of the government of the Sac and Fox Nation to be known as the Justice Department of the Sac and Fox Nation.

Section 2. Attorney General

The Attorney General shall be the head of the Justice Department. Unless he shall refuse to so serve, the Tribal Attorney shall hold the office of Attorney General, otherwise, the Attorney General shall be appointed by and serve at the pleasure of the Business Committee.

Section 3. Assistant Attorneys General

The Attorney General may appoint such Assistant Attorneys General as the business of the Department shall require subject to the advice and consent of the Business Committee. Assistant Attorneys General may be delegated such authority and assigned to such tasks within the Department as the Attorney General shall determine. All Attorneys General shall be considered as law enforcement officers of the Sac and Fox Nation, shall receive a

commission as such, and upon qualification shall be allowed to carry firearms and have arrest powers to the same extent as police officers.

Section 4. Vacancies

(a) In case of a vacancy in the office of Attorney General, or of his absence of disability, the first Assistant Attorney General may exercise all the duties of that office.

(b) When, by reason of absence, disability, or vacancy in office, neither the Attorney General nor the first Assistant Attorney General is available to exercise the duties of the office of Attorney General, other Assistant Attorneys General, in such order of succession as the Attorney General may from time to time prescribe, shall act as Attorney General.

Section 5. Functions of the Attorney General

All functions of the Department of Justice are vested in the Attorney General except those which are specifically excepted by this Title or other laws or ordinances of the Sac and Fox Nation.

Section 6. Delegation of Authority

The Attorney General may from time to time make such provisions as he considers appropriate authorizing the Department of Justice to execute any function of the Attorney General as provided by the laws of the Sac and Fox Nation.

Section 7. Attorney General to Advise Business Committee

The Attorney General shall give his advice and opinion on questions of law when required by the Business Committee.

Section 8. Attorney General to Advise Department Heads

The head of a department or an agency of the Sac and Fox Nation may request the opinion of the Attorney General on questions of law arising in the administration of his department or agency.

Section 9. Force and Effect of Opinions of the Attorney General

The following shall govern the force and effect given the opinions of the Attorney General:

(a) Official opinions of the Attorney General shall be followed by other departments.

(b) In giving his official opinions, the actions of the Attorney General are quasi judicial and his opinions officially define the law unless a later decision of the Courts of the Sac and Fox Nation is contrary thereto.

(c) Administrative personnel should regard the opinions of the Attorney General as law until withdrawn by the Attorney General or overruled by the courts.

(d) Opinions of the Attorney General should be considered as confined to specific questions therein considered and not as controlling in determining other questions not considered.

(e) A question once fully considered and answered by one Attorney General should not be reconsidered by his successor, unless extraordinary circumstances exist.

Section 10. Conduct of Litigation Reserved to Department of Justice

Except as otherwise authorized by law, the conduct of litigation in which the Sac and Fox Nation, an agency or officer thereof is a party is reserved to the Department of Justice, under the direction of the Attorney General.

Section 11. Conduct and Argument of Cases

(a) Except when the Attorney General in a particular case directs otherwise, the Attorney General shall conduct and argue suits and appeals in the Supreme Court of the Sac and Fox Nation.

(b) When the Attorney General considers it in the interests of the Sac and Fox Nation, he may personally conduct and argue any case in the District Court of the Sac and Fox Nation in which the Sac and Fox Nation is interested or he may direct any officer of the Department of Justice to do so.

Section 12. Publication and Distribution of Opinions

The Attorney General, from time to time, shall cause to be edited and printed such of his opinions as he considers valuable for preservation and may prescribe the manner for the distribution of the opinions.

Section 13. Report of Business and Statistics

The Attorney General, at the annual meeting of the Governing Council of the Sac and Fox Nation, shall report to the Governing Council on the business of the Department of Justice for the last preceding year, and on any other matters pertaining to the Department that he considers proper, including:

(a) a statement of the appropriations which are placed under the control of the Department of Justice and the amount expended;

(b) the statistics of crime under the laws of the Sac and Fox Nation; and

(c) a statement of the number of causes involving the Sac and Fox Nation, civil and criminal, pending during the preceding year in any court.

Section 14. Expenditures

The Attorney General, or his authorized designee, shall sign all requisitions or vouchers for the advance or payment of moneys appropriated for the Department of Justice subject to the same control as is exercised on like accounts by the Nation's Accounting Department.