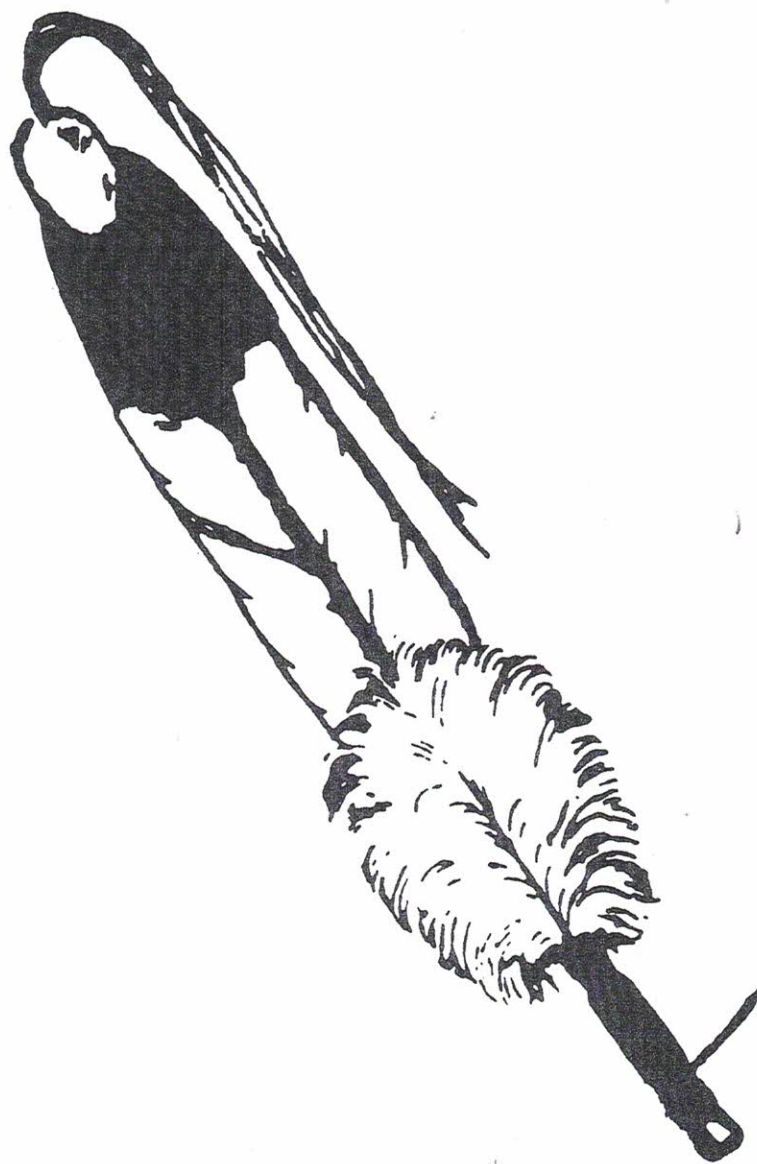


**LONG HOLLOW  
CONSTITUTION & BY-LAWS**



**LONG HOLLOW DISTRICT  
CONSTITUTION AND BYLAWS**

**PREAMBLE**

We, the members of the Long Hollow District, in order to establish a more uniform, distinct and defined Tribal District government, do hereby establish the right to exercise our District rights and our responsibilities as members of the Long Hollow District, under these Constitution and Bylaws and further recognize this authority as described in the Revised Constitution and Bylaws of the Lake Traverse Reservation approved by the Commissioner of Indian Affairs on August 26, 1966.

**ARTICLE I — JURISDICTION**

The jurisdiction of the Long Hollow District, shall be mutually agreed upon by each District and boundry lines established to lands lying in the territory within the original confines of the Lake Traverse Reservation as described in Article III of the Treaty of February 19, 1867.

**ARTICLE II — DISTRICT MEMBERSHIP**

Section 1. The membership of the Long Hollow District shall consist of

- (a) All persons of Sisseton-Wahpeton Sioux Indian blood enrolled in the District of Long Hollow.
- (b) All persons of Long Hollow District enrolled as members of the Sisseton-Wahpeton Sioux Tribe
- (c) All persons of non-Indian descent & members of other tribes who are married to members of District and have resided in the District for a period of at least one year, and request membership for purposes of District business.
- (d) Persons included in Article II Section 1. (c) are ineligible to vote in all Tribal elections and District business. They may serve on District Committees and can hold any District officer position if approved by the District members by a majority vote.

**ARTICLE III — ORGANIZATION**

Section 1. The Long Hollow District shall be governed by the District Councilman, District Chairman, District Vice-Chairman, Secretary and Treasurer. One Councilman shall be elected and/or selected by the members of Long Hollow District prior to January of odd numbered years.

Section 2. All members elected and/or selected in section one (1) shall hold office for a term of two (2) years commencing in January of odd numbered years. Further all District Committee members shall be elected and/or selected by Chairman for a term of two (2) years, commencing in January of odd numbered years.

**ARTICLE IV — NOMINATIONS AND ELECTIONS**

Section 1. Any District member may announce his/her candidacy for District Councilman/Councilwomen by notifying the Secretary of the Tribal Council in writing at least forty-five (45) days prior to the Tribal elections. If no one files for District Councilman/Councilwoman, an election will be held at the last District meeting in December.

Section 2. The members of the Long Hollow District will hold their District elections in January of odd numbered years called by the newly seated District Councilman/Councilwoman.

- (a) The members of the Long Hollow District will elect for their District:
- (1) Chairman/Chairwoman
  - (2) Vice-Chairman
  - (3) Secretary
  - (4) Treasurer

Section 3. All members of the Long Hollow District will have the right to exercise their voter rights, by absentee ballot or in person. This right shall not be denied any person registered in District of Long Hollow.

Section 4. All members of the Long Hollow District, eighteen (18) years of age or over will have the right to participate in:

- (a) Being a candidate for Long Hollow District office
- (b) Voting for Long Hollow District officers
- (c) Voting for Tribal officers
- (d) Voting on all District and Tribal issues.

Section 5. Any candidate for Tribal office must be 21 years or older from Long Hollow District.

#### **ARTICLE V – VACANCIES, REMOVAL AND RECALL**

Section 1. If a Councilman or any of the Long Hollow District officers shall die, resign or be removed from office for cause, the Chairman shall declare that position vacant and call for an election from the members of Long Hollow District to fill that position.

Section 2. Any Councilman or officer who is proven guilty of improper conduct or gross neglect of duty may be removed from office by the District, provided that the Councilman or officer shall be given full opportunity to reply to any and all charges at a designated District meeting and provided further that the member shall have been given a written statement of the charges against him at least five (5) days before the meeting at which he/she is to be given an opportunity to reply.

Section 3. The Councilman or any District officer who is proven guilty of Section 2 shall voluntarily resign his/her position or be notified by the Secretary that the position formally occupied by that person will be declared vacant and the Chairman shall call an election from the District members to fill that position.

Section 4. Any Councilman or officer who fails to attend three (3) successive meetings without excuse, shall be considered to have resigned his or her office. The District Council shall then declare the position vacant and fill the vacancy pursuant to the provisions of Section 1 of this Article.

Section 5. Section 4 will not apply to those persons that are:

- (a) hospitalized
- (b) attending meetings
- (c) attending classes
- (d) excused by the District members

Section 6. There will be no more than two (2) recall elections for the Councilman or for each District officer during that term of office.

#### **ARTICLE VI – POWERS**

Section 1. The members of the Long Hollow District shall be the power, this power shall be delegated to the Councilman and the District office to carry out the wishes and recommendations from the members of Long Hollow District.

Section 2. To acquire, own, use, manage, lease, and otherwise encumber and to dispose of District property, both real and personal, whatever situated.

- (a) To represent the District members in all negotiations at the Tribal level.
- (b) To engage in any business not contrary to State Law that will further the economic development of the Long Hollow District members and to use Tribal funds or other resources for such purposes.
- (c) To hire and utilize District members as employees in any District Interprise that may be acquired by the members of the District. And to hire any employee or agent with District resoures, and to compensate them for their services.
- (d) To deposit District funds to the credit of Long Hollow District without limitations as to the amount in any account in any National or State bank whose deposits are insured by an Agency of the United States.
- (e) To invest and reinvest any or all District funds of the Long Hollow District which will advance the economic status of the District and its members.
- (f) To make rules governing the relationship of the District members, to District property, and to one another as members of the Tribe, and to assess fees of members to implement the District goals.

- (g) To take any action by ordinance or resolution which are reasonably necessary through committees, boards, agents, to carry into effect the foregoing purposes and to add such further powers as may be permitted by Tribal Law, through appropriate amendment to this document.
- (h) To promote health, education, welfare and such other services as may contribute to the social advancement of all members of the Sisseton-Wahpeton Sioux Tribe.
- (i) To take action by ordinances, resolutions or motions adopted by the members of Long Hollow District that will advance and aid, economically and socially, the members of Long Hollow District.
- (j) To defend the members of Long Hollow District against fraudulent and conniving agents of fake incorporations or non-existing industries.
- (k) Denied the right to sign contracts binding the members of Long Hollow District, unless duly authorized by the members of Long Hollow District.
- (l) Granted authority to seek and search funding foundations, to raise the standard of living for members of the Long Hollow District.
- (m) To incorporate under the State of South Dakota as a non-profit organization and to file with the Internal Revenue Service a tax exempt number.
- (n) To seek aid from the Federal Government to establish a District Government of integrity, self-assurance with the main goal of self-determination.
- (o) To establish our District office, our District enterprise and our District boundaries within the original boundry lines of the Lake Traverse Reservation.

#### **ARTICLE VII — MEETINGS**

- Section 1. The Long Hollow District shall meet on the last Thursday of each month before the regular scheduled Council meeting.
- Section 2. Any member of Long Hollow District may call a meeting by first contacting the District Chairman or the District Councilman.
  - (a) District officials will honor the request of any District member who feels a special District meeting is necessary.
- Section 3. The District Committees shall meet upon call of the Chairman. At any meeting of the District Committee, three members shall constitute a quorum.

#### **ARTICLE VIII — BILL OF RIGHTS**

- Section 1. All the members of Long Hollow District shall be accorded equal rights and equal opportunities to participate in the economic development, resources and activities of Long Hollow District, and no member of Long Hollow District shall be denied freedom of conscience, speech association, assembly or due process of Law, or the right to petition for the redress of grievances. The members of Long Hollow District shall continue undisturbed in their religious beliefs and nothing in this Constitution and Bylaws will authorize the Long Hollow District, the Tribal Council or the General Council to interfere with these traditional religious practices according to their custom.

#### **ARTICLE IX — INITIATIVE AND REFERENDUM**

- Section 1. Any matter of concern to the members of Long Hollow District not previously considered or acted upon by the Long Hollow District may be presented for action by any member of Long Hollow District at a District meeting. A petition signed by at least twenty (20) percent of the qualified voters of the Long Hollow District and set forth the matter to be considered is filed with the Chairman of Long Hollow District. The Long Hollow District shall consider the matter presented by petition at its very next meeting. If the majority of the District members at a District meeting over rule the petition, that petition will have died, however, if the petitioners are unsatisfied, and this petition involves more than one District, then this matter shall be brought to the attention of the Tribal Council.

## ARTICLE X — AMENDMENTS

Section 1. This Constitution and Bylaws may be amended by a majority vote of the members of Long Hollow District at any regular or special District meeting. Any member of Long Hollow District may present to the District Chairman any deletions or additions which may in the past, present or future have any effect on any member of the Long Hollow District.

Section 2. This Constitution and Bylaws have been duly accepted, voted on and passed by the members of Long Hollow District.

### DUTIES OF OFFICIALS

#### Chairman

- (a) He shall preside at all regular and special meetings of the District and Executive Council. The Chairman shall be an ex-officio member of all subordinate committees.
- (b) He shall have general and active management of the business activities of the District except that he shall not act on matters binding the District until either the Executive Council, the District or the Tribal Council has deliberated and enacted appropriate resolutions or motions.
- (c) He shall see that all ordinances and resolutions of the District are carried into effect.
- (d) He shall sign on behalf of the District all official papers when authorized to do so.
- (e) He shall give supervision to all other officers and committees of the District and see that they carry out their duties.
- (f) He shall not vote in the District except in case of a tie or by secret ballot.

#### Vice-Chairman

- (a) Will assume all duties of the Chairman in his absence.
- (b) Will provide leadership and assistance to all Committees formed by the District.

#### Secretary

- (a) Will record and keep minutes at the principal place of business on all meetings of the District and Executive Council and will keep file on all Tribal Council minutes and records of other committees.
- (b) Will give and serve all notices of the District meetings as required by this Document.
- (c) Will keep the membership roll of the District showing all changes as required. In addition, will keep a current voting list.
- (d) Will attend to all such correspondence assigned by the District Chairman and perform all other duties of the office or as prescribed by the District or Tribal Council.

#### Treasurer

- (a) Will keep and maintain, open to inspection by members of the District or representatives of the Tribal Council at all reasonable times, adequate and correct accounts of the properties and business transactions of the District.
- (b) Will have care and custody of the funds and valuables of the District. Will deposit all funds in the name of and to the credit of Long Hollow District with such depository as the District may direct.
- (c) Will disburse the funds of the District as may be ordered by the District, taking properly signed invoices, vouchers and other instruments for said disbursements. All checks shall be countersigned by the District Chairman or in his absence, his authorized designee and two other signatures — Treasurer and Councilman.
- (d) Will make a monthly report to the District and account for all transactions involving the disbursement, collection or obligation of District funds.
- (e) The Treasurer and all officers and employees whose duties involve handling of District money or other valuables shall be bonded as required by the District.
- (f) The books and records of the Treasurer shall be reviewed at least once each year by an accountant or bookkeeper employed by the Tribal Council and at such times as the District may direct.

## OATH OF OFFICE

Before assuming a position in the District, each member shall subscribe to the following oath or affirmation:

"I, \_\_\_\_\_, do solemnly swear (or affirm) that I will support the Revised Constitution and Bylaws of the Sisseton-Wahpeton Sioux Tribe and the Constitution of the United States, and will faithfully and impartially perform the duties of my office to the best of my ability and will work to promote and protect the best interest of the Indians of the Sisseton-Wahpeton Sioux Tribe, and will assist them in every way within my power toward better citizenship and progress."

## GENERAL RULES OF ORDER

1. Meetings will follow agenda unless a motion and second is made from the floor to amend the agenda. Discussion will follow and a vote taken to either change or proceed with agenda.
2. General format of the agenda for regular district meeting shall be as follows:
  - (a) Call to order
  - (b) Opening prayer
  - (c) Roll call of Executive Council
  - (d) Reading of the agenda — open for motions
  - (e) Minutes for last meeting — District Secretary
  - (f) Treasurer's Report — District Treasurer
  - (g) Committee and Staff Reports
  - (h) Old Business will be the responsibility of District Executive Council
  - (i) New Business and open to the floor
  - (j) Announcements
  - (k) Adjournment
3. Official action of the District will be by carried motions.
4. Motions will be made, seconded, opened for discussion, and voted.
5. The Chair will maintain order and follow approved agenda.