CONSTITUTION AND BYLAWS
OF THE
PRAIRIE BAND OF POTAWATOMI
INDIANS

PREAMBLE

We the members of the Prairie Band of Potawatomi Indians, in order
that our rights: inherent, United States Constitutional, treaty rights
and other rights which arise from statutory law, Executive Order,
state law and judicial administration be fully protected, exercised, and
preserved, to insure justice and our security, to maintain Potawatomi
traditions and customs, to promote harmony, the common good, social
and general welfare and to secure the blessings of spiritual, educational,
cultural, and economic development for ourselves and our posterity,
do ordain and establish this constitution.

ARTICLE I - TERRITORY AND JURISDICTION

The jurisdiction of the Prairie Band of Potawatomi Indians, shall extend
to all persons who are now or hereafter may become members of the
Prairie Band of Potawatomi, to all surface and subsurface territory
reserved by and retained by the Potawatomi in previous treaties, or
granted to the Band and its members, and to such other territory as
may be hereafter added thereto by purchase, gift, Act of Congress,
agreements, or otherwise.

ARTICLE II - LAND

Section 1. Recognition. We, the Prairie Band of Potawatomi, do
not accept a diminishing of our sovereign status as a nation and of
our vested or inherent rights by the act of adopting this constitution.

Sec. 2. The Tribal Council shall establish a standing Committee vested
with the responsibility of protecting and preserving our land rights in
accordance with the land policies of the Band which are hereby declared
to be:

(a) The Potawatomi Indian Reservees, under a treaty, have
a right paramount and superior to any grant of land to states
or others. Until our collective or individual title shall be fully
extinguished in compliance with treaty law, the grants or assignments of our land to others by executive or legislative action, in whatever form, cannot operate. We, the Potawatomi, maintain our inherent and sovereign right to negotiate with the United States for just compensation for unlawful removal of our lands or property from the jurisdiction of the Potawatomi Tribe without just compensation. We maintain our right to sue for lands of individual reservees under treaty law.

(b) We thereby claim, by treaty law, all Potawatomi lands granted to religious orders or educational institutions, which parties failed as agreed to adequately educate Potawatomi members in exchange for the rights to occupy and possess such lands.

Sec. 3. It shall be the duty of the Tribal Council to protect and preserve the individual members' rights and ownership of trust lands, including the right of inheritance under state law. Further, the Tribal Council shall have the duty to protect and preserve all tribal lands and to prevent the loss of such lands from tribal ownership.

ARTICLE III - MEMBERSHIP

Section 1. The membership of the Prairie Band of Potawatomi Indians shall consist of the following:

(a) All persons born prior to the date of approval of this constitution who qualified for membership under the previous membership requirements of the Prairie Band of Potawatomi Indians.

(b) All persons of Prairie Band Potawatomi blood born on or after the date of approval of this constitution who possess at least one-fourth (1/4) degree Indian blood and who are descendants by blood of persons named on the tribal membership roll prepared as of December 1, 1960, and the supplement thereto dated May 23, 1968, both of which were approved May 23, 1968, except:

(1) Those persons, otherwise entitled to enrollment, who elect to be enrolled with another tribe;
(2) Those persons, otherwise entitled to enrollment, who have received any payments in land or money by virtue of having been enrolled as a member by another tribe.

Sec. 2. The Tribal Council shall have the power to adopt ordinances consistent with this constitution governing future membership, loss of membership, and the adoption of members into the Prairie Band of Potawatomi Indians; ordinances shall be subject to approval by the Secretary of the Interior.

ARTICLE IV - GOVERNING BODY

Section 1. The General Council of the Prairie Band of Potawatomi shall consist of all enrolled members of the Prairie Band who are eighteen (18) years of age or older meeting in a general council.

Sec. 2. The General Council of the Prairie Band of Potawatomi shall elect from its eligible voters by secret ballot a seven (7) member governing body, called the Tribal Council, composed of a Chairperson, Vice-Chairperson, Secretary, Treasurer, and three Council Persons empowered to act on behalf of the Prairie Band of Potawatomi as provided in this constitution.

Sec. 3. Future Powers of the General Council. In addition to all powers inherent or vested in the General Council by existing law, the General Council may exercise or may delegate to the Tribal Council such other powers as may in the future be delegated to the tribe by the Secretary of the Interior or by any other authorized official or agency of the Government, or Congress.

Sec. 4. Reserved Powers. No provision of this constitution shall be construed as a limitation of the inherent residual sovereign powers of the Prairie Band of Potawatomi. Any such powers not delegated to the Tribal Council by this constitution are retained for direct exercise by the General Council of the Band through referendum as provided for herein, or for exercise by the Tribal Council following amendment of the constitution.

ARTICLE V - ENUMERATED POWERS OF TRIBAL COUNCIL

Section 1. The Prairie Band of Potawatomi Indians through its Tribal Council shall exercise the following powers by appropriate code, ordinance, or resolution subject only to those limitations imposed by
the constitution or by statutes of the United States:

(a) To negotiate, consult, and contract with Federal, State, local governments, tribal governments, private enterprises, individuals, or other organizations;

(b) To employ attorneys subject to approval by the Secretary of the Interior, and subject to statutory law;

(c) To prevent any sale, lease, disposition, or encumbrance of tribal land, funds, or assets without the consent of the tribe;

(d) To advise the Secretary of the Interior with regard to all appropriation estimates of Federal projects for the benefit of the Prairie Band of Potawatomi Indians prior to the submission of such estimates to the Office of Management and Budget and to Congress;

(e) To enact ordinances governing future tribal membership, adoptions, and loss of membership;

(f) To charter, and to issue charters, and to regulate subordinate organizations, and to appoint subordinate committees and representatives;

(g) To regulate law and order on the reservation if no law applicable to State jurisdiction exists to the contrary;

(h) To encourage Indian arts, crafts, and culture;

(i) To promote and protect the health, peace, morals, education, and welfare of the tribe and its members;

(j) To adopt a tribal election ordinance, and to administer tribal elections;

(k) To regulate domestic relations;

(l) To determine and act on administrative matters before the Tribal Council, including the appointment and removal of subordinate tribal officials and employees;

(m) To adopt ordinance prohibiting trespass on tribal land;

(n) To allocate funds for tribal land acquisition;

(o) To give special recognition to all veterans and members of the armed services;
(p) To regulate the use of all lands and property within
the jurisdiction of the Band, and to adopt and enforce
zoning and land use codes and ordinances;

(q) To administer any funds or property within the control
of the Band. To make expenditures from available funds for
for tribal purposes, including salaries or remuneration of
tribal officials or employees, such salaries or remuneration
to be paid only for services authorized in a regular and legal
manner and actually rendered. All expenditures of trust money
by the Tribal Council shall be made in accordance with a budget
approved by a majority vote of the Tribal Council;

(r) To delegate any of the above powers to subordinate officers,
committees, or cooperative associates.

ARTICLE VI - ELECTIONS AND NOMINATIONS

Section 1. All enrolled members of the Prairie Band who are 18
years of age or older, or any eligible person 18 years of age or
older who has made application for enrollment, shall be entitled
to vote in the first tribal election. Thereafter only enrolled
members 18 years of age or older shall be entitled to vote in
any tribal election.

Sec. 2. Within 15 days after the approval of this constitution the
Commissioner of Indian Affairs shall give notice of the Tribal Council
election and within sixty (60) days thereafter assist the Prairie Band in the
conduct of an election for members of the first Tribal Council under
this constitution. The form of the first Tribal Council election shall
be by mail only. The Commissioner of Indian Affairs shall make the
necessary regulations in conformity with this constitution for the first
election. In the event there are five (5) or more candidates for any
one office, the Commissioner may make provisions for a run-off election
between the two candidates receiving the highest number of votes.
Any qualified member of the Prairie Band who desires that his name
be placed on the ballot as a candidate for the office of Chairperson,
Vice-Chairperson, Secretary, Treasurer or Council Person shall file
a declaration of candidacy with the Superintendent of the Horton Agency
for the first election under this constitution showing their name and
the office for which they desire to become a candidate. Such statement
must be filed thirty (30) days prior to the election date.

Sec. 3. Conduct of all elections after the first election shall be
pursuant to the provisions of this constitution and an ordinance enacted by the Tribal Council within nine (9) months from date of adoption of the constitution.

Sec. 4. In order to be qualified for office and seek election to a seat on the Tribal Council a person must:

(a) Be an enrolled member of the Prairie Band of Potawatomi Indians.

(b) Candidates for the offices of Chairperson, Vice-Chairperson, Secretary, and Treasurer must be 25 years of age or older.

(c) Candidates for the offices of Council Person must be 21 years of age or older.

(d) No person convicted of a felony within the past 5 years shall be a candidate for any office.

Sec. 5. After the first election, candidates must file a declaration of candidacy with the Tribal Secretary thirty (30) days prior to the election date.

Sec. 6. Tenure of Office. The Chairperson, Vice-Chairperson, and Secretary will be elected for a term of 3 years in the first Tribal Council election and will thereafter be elected for a term of 2 years or until their successors are elected and installed. The Treasurer, and three Council Persons will be elected for a term of 2 years in the first Tribal Council election and for a term of 2 years thereafter or until their successors are elected and installed.

ARTICLE VII - OFFICERS OF THE TRIBAL COUNCIL

Section 1. The Chairperson shall call and preside over all meetings of the Tribal Council and of the General Council and shall perform the administrative duties of a Chairperson and exercise any authority delegated to the Chairperson by the Tribal Council. The Chairperson shall be a cosigner on all negotiable instruments executed on behalf of the tribe. The Chairperson shall not vote except in the case of a tie.

Sec. 2. The Vice-Chairperson shall assist the Chairperson when called upon to do so, and in the absence of the Chairperson
he shall preside. When so presiding, he shall have all the rights, privileges, and duties as well as the responsibilities of the Chairperson.

Sec. 3. The Secretary shall be responsible for the recording of all meetings and prompt and efficient handling of all correspondence pertaining to the business of the Tribal Council and General Council. The Secretary, under the direction of the Chairperson, shall notify all committees of their appointments and shall maintain custody of the records and all papers of the Tribal Council and the Band. The Secretary shall maintain a correct list of all members of the Council, and shall authenticate all accounts or orders of the Council. In the absence of the Chairperson and the Vice-Chairperson, shall call the meetings to order until a Chairperson pro-tempore is selected, and shall issue notices of all meetings and conduct all general correspondence, as directed by the General Council and the Tribal Council. At the expiration of the term of office the records and all papers in the Secretary's possession shall be turned over to the newly elected Secretary.

Sec. 4. The Treasurer will keep an accurate account of receipts and disbursements of all funds belonging to the tribe which may come into his or her hands, and make appropriate reports to the Tribal Council and to the General Council at the annual meeting. The accounts and records of the Tribal Council and the General Council shall be open at all times for inspection. An audit by the Commissioner of Indian Affairs of the account and records may be made upon request of the Tribal Council or upon petition by thirty percent (30%) of the eligible voters. Any tribal funds entrusted to the care of the Treasurer shall be kept in a special account and all disbursements therefrom shall be made by check. The Treasurer shall file a surety bond satisfactory to the Tribal Council and to the Commissioner of Indian Affairs or his authorized representative. The cost of such bond may be paid from tribal funds. The Treasurer shall be cosigner on all negotiable instruments executed or issued on behalf of the tribe and shall have the authority to disburse funds when so authorized by the Tribal Council.

ARTICLE VIII - MEETINGS

Section 1. The General Council shall hold an annual meeting each year. A thirty (30) day notice shall be given for the annual General Council meeting. The Tribal Council may, when it is deemed expedient, and shall upon written request of four (4) members of the Tribal Council, hold a special meeting of the General Council for
the purpose of transacting any business designated in the request. A ten (10) day notice shall be given for such special meetings. All General Council meetings shall be closed to all non-tribal members except upon written invitation by the Tribal Council.

Sec. 2. A quorum of the General Council shall consist of seventy-five (75) enrolled members of voting age.

Sec. 3. The General Council in the conduct of its business shall be governed by rules of order specified by resolution of the Tribal Council.

Sec. 4. General Council meetings are to be held on the Prairie Band Potawatomi reservation.

Sec. 5. The first Tribal Council meeting shall be held at the Prairie Potawatomi Community Building within seven (7) days after the first tribal election. The Secretary of the council shall notify each Tribal Council member of Tribal Council meetings not less than seven (7) days before the council meeting is to be held. Thereafter the Tribal Council shall meet not less than once every sixty (60) days at a time and place designated by the majority of the Tribal Council. The Tribal Chairperson may call special meetings as needed or shall call a special meeting upon a petition of four (4) Tribal Council members. The business of special meetings shall be confined to the purposes for which it was called.

Sec. 6. A quorum of the Tribal Council shall consist of four (4) members.

Sec. 7. The Tribal Council shall have the privilege of calling closed executive sessions by the decision of a majority vote of the quorum.

ARTICLE IX - INITIATIVE AND REFERENDUM

Section 1. Thirty percent (30%) of the General Council shall have the right to compel the Tribal Council by petition to call a special General Council meeting for the purpose of enacting ordinances and resolutions. The General Council reserves the power to propose and enact ordinances and resolutions by a majority vote.

Sec. 2. The General Council also reserves the power to approve
or reject, by a majority vote any act of the Tribal Council by a referendum which shall be called upon a petition signed by thirty percent (30%) of the General Council and which states the issue involved. A referendum shall be conducted by mail.

Sec. 3. Upon receipt of a request for an election in the form of an initiative or referendum by petition, the Tribal Chairperson shall, after ascertaining that a sufficient number of registered voters have signed, cause to be held an election on the question or issue within sixty (60) days of receipt of said petition.

Sec. 4. Any measures referred to the tribe by the initiative or by the referendum shall take effect and shall be in force or shall be void, whichever is applicable, when decided by a majority of the votes cast in such election.

ARTICLE X - VACANCIES AND REMOVAL

Section 1. Vacancies in the Tribal Council caused by removal, recall, death, or resignation shall be filled by special election.

Sec. 2. Any member of the Tribal Council or elected officer of the Prairie Band Potawatomi who, during the term for which he is elected, is convicted of any felony, shall automatically forfeit his or her office. Any member of the Tribal Council or elected officer found guilty of a misdemeanor involving moral turpitude, or who is found guilty of nonfeasance, gross neglect of duty, malfeasance in office, or misconduct reflecting on the dignity and integrity of the tribal government, may be removed from office. Failure of a Tribal Council member to attend and actively participate in regularly scheduled or special meetings as specified in this constitution without excuse, or embezzlement of tribal property or assets shall also be cause for removal from office and such member or officer shall be given a written statement of the charges against him or her at least ten (10) days before the meeting of the Tribal Council before which he or she is to appear, and he, or she, shall be given an opportunity to answer any and all charges at the designated council meeting.

Sec. 3. The Tribal Council shall have the power to remove for cause any member of the Tribal Council by affirmative vote of four (4) council members.
ARTICLE XI - RECALL

Section 1. The General Council shall have the power to recall any member of the Tribal Council. The Tribal Chairperson, or in his or her absence or in the case of his or her involvement, the next uninvolved officer of the Tribal Council shall call a special election of the qualified voters of the tribe for the purpose of considering the recall of a council member or members; upon filing a petition with said officer, containing the signatures of at least thirty percent (30%) of the qualified voters of the tribe. It will be the duty of the officer with whom the petition is filed to call the special election in not less than ten (10) nor more than thirty (30) days after a petition is received by him.

ARTICLE XII - BILL OF RIGHTS

The protections guaranteed to persons by Title II of the Civil Rights Act of 1968 (82 Stat. 77), against actions of a tribe in exercising its powers of self-government shall apply to the Prairie Band of Potawatomi, its officers, and all persons within its jurisdiction.

All members of the Prairie Band of Potawatomi shall be accorded equal rights pursuant to tribal law. No member shall be denied any of the rights or guarantees enjoyed by citizens under the constitution of the United States, including, but not limited to, freedom of religion and conscience, freedom of speech, the right to orderly association or assembly, the right to petition for action or the redress of grievances, and due process of law. Employment of legal counsel shall be in accord with Title VI of the Civil Rights Act of 1968. It is provided in this constitution that the acceptance of the Indian Civil Rights Act (82 Stat. 77) does not waive the tribe's inherent right of immunity from suit.

ARTICLE XIII - AMENDMENTS

This constitution may be amended by a majority vote of the qualified voters of the Band voting at an election called for that purpose by the Secretary of the Interior, provided at least thirty percent (30%) of those entitled to vote shall vote in such election. No amendment shall become effective until approved by the Secretary of the Interior.

It shall be the duty of the Secretary of the Interior to call an election
on any proposed amendment upon request by a majority vote of the Tribal Council or upon petition of at least three hundred (300) adult members of the Band.

The sole power to request the call of elections to consider and adopt amendments to the Prairie Band Potawatomi Constitution shall be a power designated to the General Council. It is expressly intended that the language of this provision bar the Secretary of the Interior from taking the initiative to call elections for the purpose of considering and adopting amendments to the Prairie Band Potawatomi Constitution, unless so requested by a majority vote of the Tribal Council or by a petition of three hundred (300) adult members of the Band.

ARTICLE XIV - REPEAL AND SAVINGS CLAUSE

Section 1. All ordinances and resolutions heretofore enacted by the Prairie Band Potawatomi shall remain in full force and effect except to the extent that they are inconsistent with this constitution.

Sec. 2. In the event any sentence, paragraph or section be held unconstitutional or invalid by a Federal court of competent jurisdiction, the remaining sentences, paragraphs or sections shall remain valid and be presumed consistent with the United States Constitution.
BYLAWS OF THE PRAIRIE BAND OF POTAWATOMI INDIANS

ARTICLE I - BYLAWS

The Tribal Council shall propose bylaws to this constitution in order to facilitate the operation of tribal government, but such bylaws shall not be in effect until ratified by a majority vote of the General Council. All amendments to the bylaws shall be ratified by the General Council.

ARTICLE II - RATIFICATION

This constitution, when adopted by a majority vote of the qualified voters of the Prairie Band of Potawatomi voting at an election called for that purpose by the Secretary of the Interior, provided at least thirty percent (30%) of those entitled to vote shall vote in such election, shall be submitted to the Secretary of the Interior, and if approved shall be effective from the date of such approval.
CERTIFICATE OF RESULTS OF ELECTION

Pursuant to an election authorized by the Acting Commissioner of Indian Affairs on November 12, 1975, the attached Constitution and Bylaws of the Prairie Band of Potawatomi Indians, Mayetta, Kansas, was duly adopted by a vote of 333 for, and 77 against, in an election in which at least thirty percent (30%) of the 618 persons entitled to vote cast their ballots in accordance with Section 16 of the Indian Reorganization Act of June 18, 1934, (48 Stat. 984), as amended by the Act of June 15, 1935, (49 Stat. 378).

William R. Pitt
Chairman, Election Board

Adopted
Feb 2, 1976

Election Board Member

Election Board Member
APPROVAL

I, ____________________________, Commissioner of Indian Affairs, by virtue of the authority granted to the Secretary of the Interior by the Act of June 18, 1934 (48 Stat. 984), as amended, and delegated to me by 230 DM 1.1, do hereby approve the Constitution and Bylaws of the Prairie Band of Potawatomi Indians of Mayetta, Kansas.

[Signature]
Commissioner of Indian Affairs

Washington, D. C.

Date: Febr. 19, 1976
CONSTITUTION AND BYLAWS
PRAIRIE BAND OF POTAWATOMI INDIANS

AMENDMENT I

Section 1. The provisions of the so-called "Baldwin Constitution" and all amendments thereto are hereby amended as follows:

Sec. 2. (a) A Business Committee is hereby established to consist of seven committee members who shall be elected by the qualified voters of the tribe present at a meeting of the members thereof convened for that purpose by secret ballot and who shall serve for a term of two years.

(b) Five members of the Business Committee shall constitute a quorum for the official transaction of tribal business.

(c) The "General Council" as referred to hereinafter, shall consist of all members of the Prairie Band of Potawatomi Indians who are 21 years of age or older. A quorum of the General Council necessary to conduct tribal business shall be not less than twenty-five (25) adult members. All action of the General Council shall be determined by a majority vote of the eligible voters present, provided a quorum is present.

Sec. 3. (a) The membership of the Prairie Band of Potawatomi Indians shall consist of all living original Prairie Band allottees and the living descendants by blood of all original Prairie Band allottees, except the following persons:

(1) Those persons otherwise entitled to enrollment who elect to be enrolled with another tribe.

(2) Those persons otherwise entitled to enrollment who have received any payments in land or money by virtue of having been enrolled with some other tribe.

(b) To be a qualified voter of the Prairie Band of the Potawatomi Tribe and to be a candidate for membership on the Business Committee a person must be 21 years of age or over and be an enrolled member of the Prairie Band of Potawatomi Indians. It is expressly intended that residence on or off the reservation will have no bearing on the rights of any member of the Prairie Band of the Potawatomi Tribe insofar as voting privileges and eligibility to serve on the Business Committee are concerned.
Sec. 4. (a) Within 60 days after the approval of this resolution the present Business Committee shall hold an election for members of the Business Committee. The four persons receiving the highest number of votes shall serve until their successors are elected at the next annual election and the three receiving the next highest number of votes shall serve until their successors are elected at the first annual election following the approval of this resolution.

(b) At each election there shall be nominated from the floor at least three more candidates than there are positions to fill. Election shall be by secret ballot: a plurality vote being necessary to elect.

(c) If the Tribal Business Committee shall fail to give appropriate notice of an election or in case a regular election has not been held as provided for in Section 4(a) of this resolution, the officer in charge of the Potomac Area Field Office shall call a meeting of the tribe to vote on whether or not the Committee shall be recalled. At such meeting the accused Committeeman shall be given an opportunity to speak in his own defense. If such Committee is recalled, the Tribal Business Committee shall proceed to appoint a member of the tribe to fill the unexpired term.

Sec. 5. (a) Upon a petition signed by 30 percent of the qualified voters of the tribe stating a complaint against a member of the Committee and asking for his recall, the Committee shall call a meeting of the tribe to vote on whether or not the Committee shall be recalled. After each election the Committee shall meet and organize for business by electing from its own members a Chairman, a Vice-Chairman, and a Secretary-Treasurer and by appointing from the members of the tribe such other officials, boards, and committees as may be deemed necessary.

(b) The Business Committee may by a vote of five of its members remove a Committeeman for neglect of duty or misconduct in office, after giving such Committeeman notice of the charge and an opportunity to be heard.

Sec. 6. (a) Within 60 days after the approval of this resolution the present Business Committee shall hold an election for members of the Business Committee. The four persons receiving the highest number of votes shall serve until their successors are elected at the next annual election following the approval of this resolution. After this first election called by the Business Committee, members of the tribe shall serve for two years. The date and place of each annual election shall be designated by the Business Committee who shall give 30 days public notice prior to any election held.

Sec. 7. (a) The Business Committee shall, by a vote of five of its members, remove a Committeeman for neglect of duty or misconduct in office, after giving such Committeeman notice of the charge and an opportunity to be heard.
(c) Vacancies in the Business Committee caused by removal, death, or resignation may be filled by the Tribal Business Committee by appointment of a member of the tribe to serve as Committee for the unexpired term.

Sec. 6. The Tribal Business Committee is hereby empowered to appoint subordinate committees and representatives; to transact business of the Prairie Band of the Potawatomi Tribe, including the management or disposition of tribal property except such property over which the Secretary of the Interior has trust responsibility which cannot be disposed of without his consent and the expenditure of tribal funds, except such funds as may be due members of the Prairie Band of the Potawatomi Tribe as a result of any existing favorable claims settlement and any that may be settled in the future; and such additional business of the tribe as the General Council may see fit to delegate to the Business Committee from time to time by appropriate resolution; provided, however, that any ordinances passed by the Business Committee governing membership, future membership or the loss of membership shall be subject to the approval of the General Council and review by the Secretary of the Interior.

Sec. 7. Any resolution or ordinance which by the terms of this resolution, is subject to review by the Secretary of the Interior, shall be presented to the officer in charge of the Potawatomi Area Field Office who shall, within ten days thereafter, approve or disapprove the same. If the officer in charge shall approve any ordinance or resolution, it shall thereupon become effective, but the officer in charge shall transmit a copy of the same, bearing his endorsement, to the Secretary of the Interior, who may within 90 days from the date of enactment, annul the said ordinance or resolution for any cause, by notifying the Business Committee of such decision. If the officer in charge shall refuse to approve any ordinance or resolution submitted to him, within ten days after its enactment, he shall advise the Business Committee of his reasons therefor. If these reasons appear to the Business Committee insufficient, it may, by a majority vote, refer the ordinance or resolution to the Secretary of the Interior who may approve the same in writing, whereupon the said ordinance or resolution shall become effective.
Sec. 8. Upon petition by 30 percent of the qualified voters of the tribe protesting any action of the Business Committee, the Business Committee shall call a special meeting of the tribe to vote on whether the action of the Committee shall be vetoed or upheld. The action of the tribe shall be final. If the Business Committee fails to call such a meeting within 30 days, the officer in charge of the Potawatomi Area Field Office shall call such a meeting.

Sec. 9. The Chairman shall preside over all meetings of the Committee and of the General Council and shall perform the usual duties of a Chairman and exercise any authority delegated to him by the Committee.

Sec. 10. The Vice-Chairman shall assist the Chairman when called upon to do so and in the absence of the Chairman he shall preside. When so presiding, he shall have all the rights, privileges and duties as well as the responsibilities of the Chairman.

Sec. 11. The Secretary-Treasurer shall correctly record all proceedings of all meetings and shall forward copies of the minutes of all meetings to the officer in charge of the Potawatomi Area Field Office. He shall be responsible for the prompt and efficient handling of all correspondence pertaining to the business of the Committee. He shall make out the order of business for the Chairman; shall notify all committees of their appointments; shall have custody of the records and all papers of the Committee which records and papers shall be open to inspection at any time, in his presence, by any members of the Committee or tribal members desiring to review them. He shall keep a correct list of all members of the Committee, shall authenticate all accounts or orders of the Committee and in the absence of the Chairman and the Vice-Chairman, shall call the meetings to order until a chairman pro-tempore is selected. He shall render a written report at the annual meeting and at the expiration of his term of office, records and all papers in his possession shall be turned over to his successor. He shall issue notices of all meetings and conduct all general correspondence, as directed by the General Council and the Tribal Business Committee. He shall keep an accurate account of receipts and disbursements of all monies belonging to the tribe which may come into his hands and make appropriate reports to the Business Committee and to the General Council at its annual meeting. The accounts and records of the Business Committee and the General Council shall be open at all times for inspection and audit by the
Commissioner of Indian Affairs or his authorized representative. Any tribal funds entrusted to the care of the Secretary-Treasurer shall be kept in a special account and all disbursements therefrom shall be made by check. He shall file a surety bond satisfactory to the Tribal Business Committee and to the Commissioner of Indian Affairs or his authorized representative. The cost of such bond may be paid from tribal funds.

Sec. 12. Meetings of the General Council may be called at the discretion of the Chairman, and shall be called by him at the request in writing of the majority of the Tribal Business Committee, or by a written request of thirty percent of the members of the General Council.

Sec. 13. Meetings of the Tribal Business Committee shall be left to the discretion of the Chairman who may call a meeting of the Business Committee at any time there is business to transact, and he must call a meeting upon the written request of a majority of the Business Committee.

Sec. 14. All meetings of the General Council and of the Tribal Business Committee shall be conducted in accordance with Robert's Rules of Order.

Sec. 15. This resolution may be amended by a majority vote of the qualified voters of the Prairie Band of the Potawatomi Tribe voting at an election called for that purpose by the Chairman of the Tribal Business Committee. It shall be the duty of the Chairman of the Tribal Business Committee to call such an election at the request of a majority of the Tribal Business Committee, or upon presentation of a petition signed by at least thirty percent of the qualified voters, members of the Prairie Band of the Potawatomi Tribe; provided that not less than thirty days' notice of such meeting and proposed amendment shall be given to the members of the tribe directly by mail, if feasible, and by appropriate publicity throughout the communities in which the tribal members reside.
ADOPTION

The attached Amendment I to the Baldwin Constitution was submitted for ratification to the adult members of the Prairie Band of the Potawatomi Tribe, and was on October 8, 1960, ratified by a vote of 254 for, and 26 against.

APPROVAL

I, Glenn L. Emmons, Commissioner of Indian Affairs, United States Department of the Interior, do hereby approve the attached Amendment I to the Baldwin Constitution and designate the Amendment the Constitution and Bylaws of the Prairie Band of Potawatomi Indians.

(sgd) Glenn L. Emmons

January 17, 1961

Washington, D. C.
Prairie Band Potawatomi
General Council #1-65

RESOLUTION

WHEREAS, the Prairie Band Potawatomi Tribe of Indians of Kansas is a duly organized Indian tribe, and

WHEREAS, said Indian tribe does have a constitution and by-laws approved by the Commissioner of Indian Affairs, and

WHEREAS, said tribe's Constitution and By-Laws, Amendment 1, Section 15, provides that amendments may be made by a majority vote of the qualified voters of the Prairie Band of the Potawatomi Tribe voting at an election called for that purpose by the Chairman of the Tribal Business Committee, and

WHEREAS, appropriate publication has been made in compliance with Section 15, of the tribe's Constitution and By-Laws, Amendment 1,

NOW BE IT RESOLVED, that Section 2 (b), of the Constitution and By-Laws, Amendment 1, of the Prairie Band Potawatomi tribe of Indians of Kansas, is hereby amended to read: "Four members of the Business Committee shall constitute a quorum for the official transaction of tribal business."

The foregoing resolution was duly adopted in General Council this fifth day of November, 1965, at which more than 25 adult members of the tribe were present, constituting a quorum, by a vote of 19-1 by those voting.

ATTEST: Philip D. Burns, Chairman

Frank A. Nioce, Secretary-Treasurer