TRIBAL COUNCIL ACT 2.2

AN ACT RELATING TO

SNOQUALMIE TRIBAL ELECTIONS

BE IT ENACTED BY THE SNOQUALMIE TRIBAL COUNCIL

SECTION 1.0 - TITLE AND CODIFICATION

This Chapter shall be known as the Snoqualmie Tribal Elections Act and codified as Title 2, Chapter 2 of the Snoqualmie Tribal Code.

SECTION 2.0 - STATUTORY AUTHORIZATION

The aboriginal and inherent sovereign power of the Snoqualmie Indian Tribe is vested in the Snoqualmie Tribal Council. The Snoqualmie Tribal Council has the authority to safeguard and promote the peace, safety, moral, and general welfare of the members of the Tribe by regulating the behavior of all persons within the jurisdiction of the Tribe, and to provide for the enactment and enforcement of the laws of the Tribe. The Snoqualmie Tribal Council has the authority to develop election procedures in accordance with the Snoqualmie Tribal Constitution, Article VI, Section 3.

SECTION 3.0 - PURPOSE AND FINDINGS OF FACT

The purpose of this Chapter is to establish fair and uniform policies and procedures for the conduct and management of Tribal elections.

The Snoqualmie Tribal Council finds as a matter of tribal public policy that the objectives of this act are to ensure that all Snoqualmie Tribal elections are:

(a) Fair;

(b) Impartially conducted;

(c) Carried out in conformity with the Tribal Constitution and the Snoqualmie Tribal Code.

SECTION 4.0 - DEFINITIONS

AFFILIATED means closely associated with, connected to, or related to another.

GENERAL COUNCIL means the General Council of the Snoqualmie Indian Tribe, as described in Article III of the Snoqualmie Tribal Constitution.

TRIBAL COUNCIL means the Snoqualmic Tribal Council, the governing body of the Snoqualmie Indian Tribe.
TRIBAL MEMBER means an enrolled member of the Snoqualmie Indian Tribe.

INDEPENDENT THIRD PARTY ELECTIONS ADMINISTRATOR means a third-party independent business/organization contracted by the Snoqualmie Tribal Council to conduct elections in accordance with this Act under the supervision of the Secretary of Tribal Affairs.

SECTION 5.0 - DUTIES OF THE SECRETARY OF TRIBAL AFFAIRS; ELECTION BOARD

(a) As provided in Article IX, Section 1(a) of the Snoqualmie Tribal Constitution, the Secretary of Tribal Affairs is responsible for the administration of Tribal elections pursuant to the Snoqualmie Tribal Constitution and this Chapter.

(b) At least 30 days prior to the annual Election, the Secretary of Tribal Affairs shall recommend four (4) persons to the Tribal Council to form an Election Board to assist the Secretary of Tribal Affairs with the conduct and management of the annual election. The Secretary of Tribal Affairs shall serve as the Chairperson of the Election Board. At least two (2) of the Election Board members recommended shall be non-Tribal members. The remaining members of the Election Board may be comprised of Tribal members.

(c) The Secretary of Tribal Affairs may substitute the Election Board as outlined in Section 5.0 (b) with an Independent Third Party Elections Administrator.

SECTION 6.0 - ELIGIBILITY TO VOTE

(a) All persons voting in any Snoqualmie Tribal Election must be: (1) an enrolled Snoqualmie Tribal member; (2) be 18 years of age or older at the time of the election; and (3) be present at the time and place of the Election.

(b) Every voter must present photo identification that establishes their identity before being permitted to vote. It is the responsibility of the Snoqualmie Tribal member to obtain photo identification in advance of the Elections in order to vote.

SECTION 7.0 - TRIBAL MEMBERS ELIGIBLE TO HOLD OFFICE

(a) All Snoqualmie Tribal members desiring to be a candidate for elected office must: (1) be an enrolled Snoqualmie Tribal member for at least five (5) full calendar years as of the date of the Election; (2) be at least twenty-one (21) years of age as of the date of the Election.

(b) No more than two related persons residing in the same household may be elected to serve on the Tribal Council during the same year. In order to run for Chairperson, in addition to
meeting the eligibility requirements of Section 7.0(a), an individual must have served at least one (1) full term on the Tribal Council in his/her lifetime.

(c) No honorary or adopted members may ever hold elected office.

(d) A Tribal member candidate must pass a background check and drug screening to be paid for by the Tribe, in order to run for office.

(e) A Tribal member may not run for or hold elected office, even if he/she meets all other eligibility requirements, if the person has been convicted of a felony under any state or federal law within seven (7) years of the date of the Election.

SECTION 8.0 - ANNUAL MEETING OF THE GENERAL COUNCIL; ELECTION

The annual meeting of the General Council shall be held in May and usually on the second Saturday in May. The purpose of the annual meeting of the General Council shall be to elect members of the Tribal Council and to declare the will of the Snoqualmie Indian Tribe on issues placed before the General Council as reflected in the official meeting agenda prepared by the Tribal Secretary or by persons raising issues from the floor at the annual meeting. Elected officials may not be recalled from the floor in accordance with the Snoqualmie Tribal Constitution, Article VII, Section 3.

SECTION 9.0 - INITIATIVE AND REFERENDUM ELECTIONS

(a) Tribal members may propose a resolution or ordinance at a General Council meeting, by an initiative petition signed by at least fifty (50) eligible voters enrolled in the Snoqualmie Indian Tribe. Within thirty (30) days from the receipt of said petition, the Chairperson of the Tribal Council shall call a special meeting of eligible voters to vote on the resolution or ordinance. A majority vote of the eligible voters attending the meeting shall determine whether the initiative shall go into effect, provided that fifty (50) or more of the eligible voters shall vote on the proposed resolution or ordinance.

(b) Within thirty (30) days of the receipt of an initiative petition of fifty (50) or more of the eligible voters submitted in accordance with paragraph (a) of this section, the Chairperson shall call a special meeting of the eligible voters, to consider whether any initiative petition or other action shall thereafter remain in effect. A majority vote of the eligible voters attending the meeting shall determine whether the initiative shall go into effect, provided that fifty (50) or more eligible voters shall vote on such an initiative petition.

(c) Within thirty (30) days of the receipt of a petition of fifty (50) or more of the eligible voters, or at the written request of the majority of the members of the Tribal Council, the Chairperson shall call a special meeting of the eligible voters, to consider issues concerning Non-Trust Land and Assets in excess of 2 million dollars. Any proposed resolution or ordinance or other action shall thereafter remain in effect, provided that fifty
(50) or more eligible voters shall vote and two-thirds (2/3) of Tribal members present at the special meeting approve the referendum.

SECTION 10.0 - AMENDMENT OR REVISION OF THE SNOQUALMIE TRIBAL CONSTITUTION

(a) The Snoqualmie Tribal Constitution may be amended or revised by a two-thirds (2/3) vote of the eligible voters of the Tribe present and voting at an election called specifically for that purpose, provided that at least fifty (50) eligible voters shall vote in the election. The Tribal Constitution as amended shall always be displayed officially as a whole document.

SECTION 11.0 - CANDIDATE DECLARATION TO RUN FOR OFFICE

(a) Seventy-five days (75) days prior, but no later than forty-five (45) days prior to the annual meeting of the General Council Snoqualmie Tribal members shall declare their intent to run for Office.

(b) The declaration of candidacy for Tribal office must be satisfied by completing a Declaration of Intent to Run for Office form to be furnished by the Secretary of Tribal Affairs.

(c) The Secretary of Tribal Affairs shall transmit the list of candidates to the eligible voters of the Snoqualmie membership as part of the notice of the annual meeting of the General Council.

(d) In order to be an eligible candidate, a prospective candidate must be physically present at the election for the office for which the candidate is running to accept the nomination.

SECTION 12.0 - NOMINATIONS

(a) The presiding officer may announce the list of candidates as published by the Secretary of Tribal Affairs and, with no objections, the list may be accepted and nominations closed.

(b) In the event of an objection, nominations for each office may be made from the floor by eligible Tribal voters. Only candidates that have properly filed a Declaration of Intent to Run for Office form with the Secretary of Tribal Affairs pursuant to Section 11.0 may be nominated. All nominations require a second to be valid.

(c) Nominations may not be closed unless or until the presiding officer at the annual meeting of the General Council specifically asks if there are any additional nominations from the
list of eligible candidates. If all the eligible candidates have been nominated, then nominations are automatically closed.

(d) When the nominations are officially closed, the presiding officer at the annual meeting of the General Council shall direct the Secretary of Tribal Affairs to read the nominees for each office.

SECTION 13.0 - QUORUM REQUIREMENT FOR ANNUAL MEETING OF THE GENERAL COUNCIL

The annual meeting of the General Council may proceed as an official meeting only if a quorum of forty (40) tribal members who are eligible to vote is present. The person presiding over the annual meeting shall first determine on the record that a quorum is present before making a declaration that the called meeting is official for the purpose called.

SECTION 14.0 - TABULATION OF VOTES

(a) Ballots will be collected by the Secretary of Tribal Affairs and the Election Board. The presiding officer in the meeting will make an announcement prior to closing the voting giving one final opportunity for eligible voting members to submit ballots.

(b) The Election Board as directed by the Secretary of Tribal Affairs distributes and collects the secret ballots. One member reads the names on the secret ballots out loud, one member verifies the name read, one member tabulates the votes and one member collects the secret ballot after it has been counted and places it in an envelope to be sealed with the final vote tally at the conclusion of the tabulation process.

(c) In the event an Independent Third Party Administrator is used for the Election, the Independent Third Party Administrator shall announce the means and manner of tabulating votes.

(d) In the event of a tie vote, a run-off election between the two tied candidates will be held immediately.

SECTION 15.0 - CERTIFICATION OF ELECTION

(a) After the tabulation of votes, the Secretary of Tribal Affairs must certify the election by formally informing the presiding officer at the annual meeting of the General Council of the results. The Secretary of Tribal Affairs then seals the tabulation and associated work papers with the actual ballots cast for record keeping with the Office of the Secretary of Tribal Affairs.

(b) The presiding officer announces the results to the Membership at the annual meeting of the General Council.

SECTION 16.0 - ELECTION CHALLENGES/DISPUTES
(a) Any eligible voting member present at the annual meeting of the General Council that votes in an Election has seventy-two (72) hours from the time of the announcement of the results by the presiding officer to challenge the results or the manner in which the Elections were conducted. The challenges must be submitted in writing to the Secretary of Tribal Affairs.

(b) The Secretary of Tribal Affairs shall present any election challenges to the Tribal Council at the next regularly scheduled Tribal Council meeting. The Tribal Council shall be the sole decision making authority on the validity of the election challenges and whether or not to conduct a new election or to validate the election and proceed with the seating of the individuals elected.

SECTION 17.0- OATH OF OFFICE

(c) Upon certification of the Election, the elected persons must take the Oath of Office administered by the Head Chief, or the presiding officer in the absence of the Head Chief.

(d) The Oath of Office for elected Snoqualmie Tribal Officials shall be as follows:

*I do solemnly swear to uphold the traditions and customs and laws of the Snoqualmie Indian Tribe; to honor our ancestors and Elders and to work for the betterment of the health, safety and general welfare of the Snoqualmie Tribal Community.*

(e) Upon taking the Oath of Office, the elected person(s) officially and immediately assumes their position and any non-re-elected person(s) shall receive their Chairperson Stipend, Council Stipend or Alternate Stipend until the end of the month in which elections were held.

SECTION 18.0- CONFIDENTIALITY

Given the sensitive nature of the business that is conducted at the Tribal Council table on behalf of the Snoqualmie Indian Tribe, each elected person is required to sign a Confidentiality Agreement.
ENACTED BY THE SNOQUALMIE TRIBAL COUNCIL ON THE 10TH DAY OF JANUARY, 2008 IN SESSION DULY MET, WITH 7 FOR, 0 AGAINST, AND 0 ABSTAINING, TRIBAL COUNCIL ACT 01-2008A.

FURTHER AMENDED BY THE SNOQUALMIE TRIBAL COUNCIL ON THE 29TH DAY OF MAY, 2008 IN SESSION DULY MET, WITH 7 FOR, 0 AGAINST, AND 0 ABSTAINING. RESOLUTION NO. 57-08.

FURTHER AMENDED BY THE SNOQUALMIE TRIBAL COUNCIL ON THE 2ND DAY OF APRIL, 2009 IN SESSION DULY MET. RESOLUTION NO. 69-09.

FURTHER AMENDED BY THE SNOQUALMIE TRIBAL COUNCIL ON THE 15TH DAY OF JUNE, 2012 IN SESSION DULY MET WITH 7 FOR, 0 AGAINST, AND 0 ABSTAINING. RESOLUTION NO. 75-2012.

FURTHER AMENDED BY THE SNOQUALMIE TRIBAL COUNCIL ON THE 10TH DAY OF MAY, 2013 IN SESSION DULY MET WITH 7 FOR, 0 AGAINST, AND 0 ABSTAINING. RESOLUTION NO. 90-2013.

FURTHER AMENDED BY THE SNOQUALMIE TRIBAL COUNCIL ON THE 12TH DAY OF FEBRUARY, 2015 IN SESSION DULY MET WITH 7 FOR, 0 AGAINST, AND 0 ABSTAINING. RESOLUTION NO. 29-2015.

CODIFIED AS AMENDED BY THE TRIBAL SECRETARY ON THE 13TH DAY OF FEBRUARY, 2015.

[Signature]

TRIBAL SECRETARY

2/3/15