

ROSEBUD SIOUX TRIBE
Resolution No. 2020-05

WHEREAS, The Rosebud Sioux Tribe is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934 and pertinent amendments thereof; and

WHEREAS, The Rosebud Sioux Tribe is governed by a Tribal Council made up of elected representatives who act in accordance with the powers granted to it by its Constitution and By-laws; and

WHEREAS, The Rosebud Sioux Tribal Council is authorized to promulgate and enforce ordinances for the maintenance of law and order, and to safeguard the peace and morals, and general welfare of the Tribe, pursuant to the Rosebud Sioux Tribe Constitution and By-Laws Article IV Sections 1 (l), (m), (p) and (q), and

WHEREAS, The Rosebud Sioux Tribal Council authorized and directed the Attorney General's Office to work with the Rosebud Sioux Tribe Judiciary Committee, Rosebud Sioux Tribe Law Enforcement Services, Rosebud Sioux Tribal Courts, White Buffalo Women's Society and the Rosebud Sioux Tribal Council to amend the Law and Order Code of the Rosebud Sioux Tribe to comply with the provisions of Violence Against Women Act to authorize RST Tribal Courts to prosecute and sentence Non-Indians and the Tribal Law and Order Act to enhance sentencing authority provide the maximum protection provided by federal and Tribal law to the victims of sexual assault and domestic violence under Resolution No. 2018-95;

WHEREAS, The Rosebud Sioux Tribal Council has recommended the Rosebud Sioux Tribe to adopt and approve the proposed amendments to the Law and Order code; Introduction, Section 1, Code Interpretation; in that all sections that state "children" will be amended to state "Wakanyeja".

That in subsection (r) the language "for a term of more than year or a fine of more than \$5,000 or both", will be struck from the text and inserted with "for a term of no more than three years or a fine of no more than \$15,000 or both. Attachment #1; and

WHEREAS, the Rosebud Sioux Tribe agrees with and adopts the proposed amendments to the Rosebud Sioux Tribe Law and Order Code by the Rosebud Sioux Tribe; and

THEREFORE BE IT RESOLVED, that the Rosebud Sioux Tribal Council adopts the amendments to the Rosebud Sioux Tribe Law and Order Code by the Rosebud Sioux Tribe; and it will be set forth in Ordinance No. 2020-04.

BE IT ALSO RESOLVED, that the effective date of the amendment to the Rosebud Sioux Tribal Code shall be upon the final approval by the Rosebud Sioux Tribal Council and publication as required by law; and

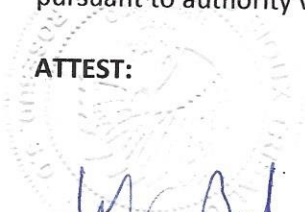
BE IT ALSO RESOLVED, that the RST Office of the Secretary shall distribute the Ordinance to the Office of the Attorney General and all interested tribal entities, including tribal judges, police, Office of the Prosecutor, tribal attorney and any other department responsible for enforcement of this law.


**ROSEBUD SIOUX TRIBE
Resolution No. 2020-05**

CERTIFICATION


This is to certify that the above Resolution No. 2020-05 and Ordinance 2020-04 was duly passed by the Rosebud Sioux Tribal for a First Reading on January 9, 2020. By a vote of fifteen (15) in favor, zero (0) opposed and one (1) not voting. A second reading was held on September 10, 2020 and passed by a vote of fifteen (15) in favor, zero (0) opposed and two (2) not voting. The said resolution was adopted pursuant to authority vested in the Council. A quorum was present.

ATTEST:





Wayne Boyd, Secretary
Rosebud Sioux Tribe



Rodney M. Bordeaux, President
Rosebud Sioux Tribe

ATTACHMENT #1
AMENDMENT TO THE ROSEBOUD SIOUX TRIBE
LAW AND ORDER CODE, Introduction, Section 1, Code Interpretation
ENACTED AS ORDINANCE NO. 2020-04
ROSEBUD SIOUX TRIBE LAW AND ORDER CODE

Section 1. Code Interpretation

This code shall be strictly interpreted and construed to fulfill the following purposes:

- (a) to provide for the welfare, care and protection of the Wakanyeja and families and adults within the reservation court's authority,
- (b) to preserve unity of the family, and to separate the Wakanyeja from his/her parents only when absolutely necessary, and to take into consideration Lakota Kinship relationships,
- (c) to take such actions as may be imperative to prevent the abuse, neglect, abandonment, or delinquency of Wakanyeja, their families if in need of assistance, and incompetent adults,
- (d) to provide services for Wakanyeja and their families and adults ranging from prevention to residential treatment with emphasis on prevention, early intervention and community-based alternatives,
- (e) to guarantee the rights of and due process to the Wakanyeja, parents, guardians, extended family, care-providers, custodians of Wakanyeja, or other parties who come before the court under this law,
- (f) to ensure that off-reservation courts return tribal Wakanyeja to the reservation by establishment of this law,
- (g) to acknowledge the tribal Wakanyeja -rearing customs and traditions, and other tribal customs and traditions for the control of families and adults,
- (h) to guarantee that Wakanyeja and their families and adults enjoy without hindrance freedom of religion, speech, press, assembly, conscience and association,
- (i) to guarantee that Wakanyeja and their families and adults accused of any offense shall have a speedy and public trial, unless a closed trial is necessary to protect persons under the age of 18 years, to be informed of the nature and cause of the accusation, and to be confronted with witnesses against them,
- (j) to guarantee that Wakanyeja and their families and indigent adults accused of any offense have assistance of counsel and to demand trial by jury six persons for criminal trials and twelve persons for civil cases.

ATTACHMENT #1
AMENDMENT TO THE ROSEBOUD SIOUX TRIBE
LAW AND ORDER CODE, Introduction, Section 1, Code Interpretation
ENACTED AS ORDINANCE NO. 2020-04
ROSEBUD SIOUX TRIBE LAW AND ORDER CODE

(k) to guarantee that Wakanyeja and their families and adults shall not be subject to the same offense to be twice put in jeopardy, nor be compelled in any criminal case to be a witness against themselves,

(l) to guarantee that Wakanyeja and their families and adults shall not be deprived of life, liberty, or property, without due process of law nor be denied equal protection of the law,

(m) to ensure that Wakanyeja and their families and adults shall be secure in their persons, houses, papers and effect against unreasonable search and seizures, and be served with warrants only upon probable cause, supported by oath or affirmation, particularly describing the place to be searched and the person or thing to be seized,

(n) to ensure that Wakanyeja and their families and adults shall not have their private property taken for a public use without just compensation,

(o) to ensure that Wakanyeja and their families and adults have a compulsory process for obtaining witnesses in their favor,

(p) to ensure that Wakanyeja and their families and adults shall not be sentenced for the conviction of any one offense to any penalty or punishment for a maximum term of confinement of three years, a fine of \$15,000, or both; or for multiple offenses: an aggregate sentence with a maximum term of confinement of nine years, a fine of \$15,000, or both.

(q) to ensure that Wakanyeja and families and adults shall not be subject to any bill of attainder or ex post facto law, and

(r) to assure that Wakanyeja and families and adults shall have the right of appeal to the highest court of the Rosebud Sioux Tribe

[History, Ord. 91-01]



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

Rosebud Agency

Post Office Box 228

Mission, South Dakota 57555

IN REPLY REFER TO:
Office of the Superintendent

FEB 26 2021

Honorable Rodney Bordeaux
President, Rosebud Sioux Tribe
Post Office Box 430
Rosebud, South Dakota 57570

Attention: Louis Wayne Boyd, Rosebud Sioux Tribe Secretary

Dear President Bordeaux:

Our office is in receipt of the following Rosebud Sioux Tribal Resolutions: 2020-02, 2020-04, 2020-05, 2020-175, 2020-289, 2020-292, 2020-295, 2020-296, 2020-297, 2020-298, 2020-299, 2020-300, 2020-301, 2020-302, 2020-303, 2020-304, 2020-305 (Rescinded: 12/23/2020), 2020-306, 2020-307, 2020-308, 2020-309, 2020-311, 2020-312, 2020-313, 2020-314, 2020-315, 2020-316, 2020-317 and 2020-318.

All Tribal Resolutions have been reviewed by this office.

The Range Program has been provided with the following resolutions for further review and/or file retention: 2020-298 and 2020-299.

Real Estate Services has been provided with the following resolutions for further review and/or file retention: 2020-289, 2020-296, 2020-301, 2020-303, 2020-304 and 2020-314.

The Self-Determination Program has been provided with the following resolutions for further review and/or file retention: 2020-02, 2020-04, 2020-05, 2020-297, 2020-298, 2020-300, 2020-302, 2020-305, 2020-307, 2020-308, 2020-309, 2020-311, 2020-312, 2020-313, 2020-315, and 2020-316.

Sincerely,

Acting

Francine Fast Horse
Superintendent

cc: Range
Real Estate Services
Self-Determination

ROSEBUD SIOUX TRIBE
Resolution No. 2020-05

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WHEREAS, The Rosebud Sioux Tribal Council authorized and directed the Attorney General's Office to work with the Rosebud Sioux Tribe Judiciary Committee, Rosebud Sioux Tribe Law Enforcement Services, Rosebud Sioux Tribal Courts, White Buffalo Women's Society and the Rosebud Sioux Tribal Council to amend the Law and Order Code of the Rosebud Sioux Tribe to comply with the provisions of Violence Against Women Act to authorize RST Tribal Courts to prosecute and sentence Non-Indians and the Tribal Law and Order Act to enhance sentencing authority provide the maximum protection provided by federal and Tribal law to the victims of sexual assault and domestic violence under Resolution No. 2018-95;

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BE IT ALSO RESOLVED, that the effective date of the amendment to the Rosebud Sioux Tribal Code shall be upon the final approval by the Rosebud Sioux Tribal Council and publication as required by law; and

BE IT ALSO RESOLVED, that the RST Office of the Secretary shall distribute the Ordinance to the Office of the Attorney General and all interested tribal entities, including tribal judges, police, Office of the Prosecutor, tribal attorney and any other department responsible for enforcement of this law.

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Legal Notices

Notice of an Application for Tribal Land Assignment

Notice is hereby given that an application for a Tribal Land Enterprise (T.L.E.) Assignment of land has been filed by a Rosebud Sioux Tribal member on the following tract described as:

Tract No: TR-11440 & T-11482

Description: TR-11440 located in the SE/4SW/4 of Section 20 & T-11482 located in the NE/4NW/4 and NW/4NE/4 of Section 29, ALL in T. 37 N., R. 31 W., 6th P.M., Todd Co., SD, containing 24.17 acres more or less.

Applicant: Louis Wayne Boyd

Please be advised that anyone interested can submit written objections and/or make an application for the land. Said objections and further applications will be accepted at the Tribal Land Enterprise office for thirty (30) days following the date of the publication.

Additional information may be obtained from the Tribal Land Enterprise office, P.O. Box 159, Rosebud, SD 57570, telephone no. (605) 747-2371.

Published three times at the total approximate cost of \$41.17
Published: September 16, 23, 30, 2020

Summons

Rosebud Sioux Tribal Court)
Rosebud Indian Reservation)
Rosebud, South Dakota)
In Children's Court)
The People of the Rosebud Sioux)
Tribe in the Interest of)
A.S.A.S. R.L.C.)
Docket #CC19-66/67/68)
Summons)
Minor child(ren) and concerning,)

TO: ANGEL LEADER CHARGE

PLEASE TAKE NOTICE that the Hearing on the Petition for ALIUDICATORY HEARING and concerning the above named minor(s) has been set for the Day 8th of October, 2020 at 2:00 p.m. in the Rosebud Sioux Children's Court House at the Wanbli Wiconi Tipi Wellness and Renewal Center (JDC) at Ring Thunder, South Dakota. This is your official notice of said hearing.

Date this 9th Day of September, 2020

By The Court:
Janet Routzen
Tribal Court Judge

Attest:
Lynn Means
Clerk of Courts
Published three times at the total approximate cost of \$61.76
Published: September 16, 23, 30, 2020

Request for Bids

Rosebud Sioux Tribe

RFP: Sicangu Lakota Oyate HS/EHS Program

The Sicangu Lakota Oyate HS/EHS Program is accepting sealed bids beginning **September 25, 2020 at 8:00 a.m.** and ending **October 9, 2020 at 5:00 p.m. CDT.** Bids will open on **October 12, 2020 at 10:00 a.m. RST** Treasurer's Office in Rosebud, South Dakota.

4 RST #2020-0113 New 2020 Chevrolet Crew Cab Standard Box 4-wheel drive, automatic with 6.6L 8 cyl engine, A/C.

TCRO Ordinance No. 86-03 for Indian Preference in the selection process will be adhere to. TCRO office may be contacted at (605)747-2322 Monday through Friday from 8 a.m. to 5 p.m. CDT.

The Rosebud Sioux Tribe has the right to reject any or all bids.

Sealed bids should be submitted in a sealed envelope clearly marked (Subject: _____ RST Bid# _____) p.m. front of envelope. Failure to mark envelope will result in a no bid and will be mailed back to sender. Rosebud Sioux Tribe will not accept email, fax and/or telephone bids.

For further information, contact Francis LaPointe at the Sicangu Lakota Oyate HS/EHS Program, (605)747.2391, Monday through Friday from 8 a.m. to 5 p.m.

Mail seal bids to Stephan Denoyer III, RST Treasurer
11 Legion Ave, PO Box 430
Rosebud, South Dakota 57570

Published twice at the total approximate cost of \$34.72
Published: September 23, 30, 2020

Invitation to Bid

SECTION 80100

Notice is hereby given, that **FIRM** sealed bids for the construction of 285th Structure Replacement will be received by the Todd County Commission, Mission, South Dakota at the office of Todd County Commission, 315 Lincoln Street, Mission, South Dakota until 10:30 a.m., local time on October 7, 2020, and then publicly opened and read aloud.

The project consists of: Precast Concrete Box Culvert and Approach Grading.

The complete set of Contract Documents, including drawings and specifications, is on file with the Owner at the Todd County Highway Department and the office of Brosz Engineering, Inc., 3561 Whitewood Service Road, Sturgis, SD 57717. Digital Contract Documents are also available from QuestCDN and can be accessed from the Brosz Engineering website at www.broszeng.com under the "Bid Information" page. The cost for download (electronic) plans is \$20. The official Plan Holders list can be viewed for the project in the QuestCDN website. Only electronic plan holders downloaded via QuestCDN will receive addendum notifications. Contractors using any other means for obtaining plans and specifications must periodically check the QuestCDN website for any addenda.

In addition, the Drawings and Project Manual may also be examined at the following locations: Construction Industry Center

Each bid must contain a certified check, a Cashier's check or Draft, for five percent (5%) of the amount of the bid, such check to be certified or issued by either a State or National Bank and payable to Todd County or in lieu thereof a Bid Bond for Ten percent (10%) of the amount of this bid, such bond to be issued by a Surety authorized to do business in the State of South Dakota and payable to Todd County as a guarantee that such bidder will enter into a contract with said Todd County, if its Commission thereof in accordance with the terms of such letting and bid in case such bidder is awarded the contract. The Certified Check or other guarantee, or bid bond of the successful bidder will be returned to him forthwith upon the execution of the contract and surety hereafter provided for.

At the time the successful bidder enters into a contract for the construction of public improvement or the furnishing of any material or labor therefor, the Contractor will be required, before commencing such work, to furnish surety in an amount not less than the contract price, for the faithful performance of such contract, with additional obligation that such performance of such contractor will promptly pay all persons supplying him with labor or material in the prosecution of the work provided for in such contract. The Contractor shall also provide proof of liability insurance and workman's compensation insurance, as per Article 5 of the General Conditions.

The Todd County Commission reserves the right to reject any or all bids and waive any defects therein.

Dated at Todd County, South Dakota 21st Day of September, 2020

Mission, South Dakota
County Commission
Todd County

Published twice at the total approximate cost of \$69.44
Published: September 23, 2020

Send Legal Notices to: triblegals@gmail.com

Notice of Hearing

Rosebud Sioux Tribal Court)
Rosebud Indian Reservation)
Rosebud, South Dakota)
IN CIVIL COURT)
IN THE MATTER OF THE)
NAME CHANGE:) Docket# CIV 20-351)
Aubrey Eagle Bear))
Minor Child) Return of Service)

TO: THE PUBLIC

Please take notice that on the 27th day of October, 2020, at 11:00 a.m. a hearing shall be held to change the name of:

Aubrey Autumn Eagle Bear to Aubrey Autumn Marshall

at the Rosebud Sioux Tribal Court House, Rosebud, South Dakota. All persons seeking to enter objections should appear at such time. Dated this 15th day of September, 2020.

/s/ Terri Lynn Scarby
Clerk of Courts
Rosebud Sioux Tribal Court
Published four times at the total approximate cost of \$75.00
Published: September 23, 30, October 7, 14, 2020

Summons

Rosebud Sioux Tribal Court)
Rosebud Indian Reservation)
Rosebud, South Dakota)
In Children's Court)
The People of the Rosebud)
Sioux Tribe in the Interest of)
C.W., L.K., B.W., S.W., E.W.)
Minor child(ren) and concerning,)
Docket #CC20-51/52/53/54/55)
Summons)

TO: ARIEL WALKACHON

PLEASE TAKE NOTICE that the Hearing on the Petition for PRELIMINARY HEARING and concerning the above named minor(s) has been set for the Day 8th of October, 2020 at 2:00 p.m. in the Rosebud Sioux Children's Court House at the Wanbli Wiconi Tipi Wellness and Renewal Center (JDC) at Ring Thunder, South Dakota. This is your official notice of said hearing.

Date this 17th Day of September, 2020

By The Court:
Janet Routzen
Tribal Court Judge

Attest:
Lynn Means
Clerk of Courts
Published four times at the total approximate cost of \$81.08
Published: September 23, 30, October 7, 14, 2020

Proceedings

Todd County School District
Mission, South Dakota

The September 1, 2020 Work Meeting of the Todd County School District Board of Education was held in the Board Room of the District Office.

President Debra Boyd called the meeting to order at 5:14 p.m. All motions carried unanimously, unless otherwise stated.

MEMBERS PRESENT: President: Debra Boyd, Vice President: Shelley Means, Member: Michelle Allen, Member: Sage East Dog.

MEMBERS ABSENT: Member: Tim Courtyer

ADMINISTRATORS PRESENT: Superintendent: Carol Galbraith, Business Manager: Chad Borsky, TCES Principal: Bobbie Cox, TCMS Principal: Dana Haukaas, TCAS/KL/OK/LB/WWT Principal: Taina Heinrich.

OTHER STAFF PRESENT: Corrine Sully

Motion by Means, second by Allen to adopt the agenda.

Topics discussed: Food Service and September 8 Start of School.

Motion by Means, second by Allen to enter Executive Session for Personnel under SDCL 1-25-2(1) at 7:01 p.m.

The President reconvened the meeting at 8:27 p.m.

The meeting adjourned at 9:05 p.m.

Debra Boyd, President
Carol Galbraith, Superintendent & Recorder

Published once at the total approximate cost of \$17.64
Published: September 30, 2020

Summons

State of South Dakota)
County of Tripp)
IN CIRCUIT COURT)
(Juvenile Division))
Sixth Judicial Circuit)
The People of the State of South)
Dakota in the Interest of)
M.L. (DOB 02-15-2017))
AND)
Leslie LaPointe - mother)
Rowdy Thin Elk - father)
Respectful Address - guardian)
RESPONDENTS)
61JUV20-35)
Summons and)
Notice of Hearing)
By Publication)

THE STATE OF SOUTH DAKOTA SENDS GREETINGS TO THE ABOVE-NAMED CHILDREN, PARENTS, GUARDIANS, CUSTODIANS, OR OTHER RESPONDENTS, AND TO ALL WHOM IT MAY CONCERN:

You are hereby notified that a Petition has been filed in the above-named Court alleging the above-named child to be abused or neglected according to the provisions of SDCL § 26-7A and SDCL § 26-8A for the reasons stated in the petition.

You are hereby summoned to appear at the Hearing, in person, before this Court on **Wednesday, October 14, 2020 at 9:30 a.m.**, in the Courtroom in the Courthouse in Winner, Tripp County, South Dakota, to answer to the Petition. Failure to appear shall be deemed an admission to the allegations contained in the Petition. The above named child shall not appear before the Court unless otherwise required by the Court. If you (and the child if required by the Court) fail to appear, a warrant may be issued by the Court requiring that you (and the child if required by the Court) be brought before this Court.

YOU ARE HEREBY NOTIFIED THAT TERMINATION OF YOUR PARENTAL RIGHTS IS A POSSIBLE REMEDY UNDER THESE PROCEEDINGS. You and the child have the right to an attorney at all stages of the proceedings. According to the Petition filed in the Court, the Indian Child Welfare Act is applicable to these proceedings.

The Court does not require the child to appear before the Court. Dated this 21st day of September, 2020.

/s/ Zachary Pahlike
Tripp County Deputy State's Attorney
200 East Third Street
Winner, SD 57580
(605) 842-2551

Published once at the total approximate cost of \$41.06
Published: September 30, 2020

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Notice to Voters for Absentee Voting

By decision of the Todd County Commissioners, absentee voting will be open at the Todd County Building in Mission, SD only on Tuesdays and Thursdays from 9 a.m. to 3 p.m. starting on Tuesday September 22, 2020 and ending on October 29, 2020.

You can also request an absentee ballot by written request with a copy of your Driver's License or ID and mailed to the Todd County Auditor, 200 East 3rd Street Winner, SD 57580. Please call 842-3727 with any questions.

/s/ Barbara DeSerra,
Todd County Auditor

Published twice at the total approximate cost of \$21.08
Published: September 30, October 7, 2020

Resolution 20-05

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This is to certify that the above Resolution No. 2020-05 and Ordinance 2020-04 was duly passed by the Rosebud Sioux Tribal for a 2/3 majority on January 9, 2020. By a vote of fifteen (15) in favor, zero (0) opposed and one (1) not voting. A second reading was held on September 10, 2020 and passed by a vote of fifteen (15) in favor, zero (0) opposed and two (2) not voting. The said resolution was adopted pursuant to authority vested in the Council. A quorum was present.

ATTEST:
Wayne Boyd, Secretary
Rosebud Sioux Tribe
Rodney M. Boredeaux, President

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ENACTED AS ORDINANCE NO. 2020-04

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Section 1. Code Interpretation

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(b) to preserve unity of the family, and to separate the Wakanyeya from his/her parents only when absolutely necessary, and to take into consideration Lakota kinship relationships,

(c) to take such actions as may be imperative to prevent the abuse, neglect, abandonment, or delinquency of Wakanyeya, their families if in need of assistance, and incompetent adults,

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(e) to guarantee the rights of and due process to the Wakanyeya, parents, guardians, extended family, care-providers, custodians of Wakanyeya, or other parties who come before the court under this law,

(f) to ensure that off-reservation courts return tribal Wakanyeya to the reservation by establishment of this law,

(g) to acknowledge the tribal Wakanyeya -rearing customs and traditions, and other tribal customs and traditions for the control of families and adults,

(h) to guarantee that Wakanyeya and their families and adults enjoy without hindrance freedom of religion, speech, press, assembly, conscience and association,

(i) to guarantee that Wakanyeya and their families and adults accused of any offense shall have a speedy and public trial, unless a closed trial is necessary to protect persons under the age of 18 years, to be informed of the nature and cause of the accusation, and to be confronted with witnesses against them,

(j) to guarantee that Wakanyeya and their families and adults accused of any offense have assistance of counsel and to demand trial by jury six persons for criminal trials and twelve persons for civil cases,

(k) to guarantee that Wakanyeya and their families and adults shall not be subject to the same offense to be twice put in jeopardy, nor be compelled in any criminal case to be a witness against themselves,

(l) to guarantee that Wakanyeya and their families and adults shall not be deprived of life, liberty, or property, without due process of law nor be denied equal protection of the law,

(m) to ensure that Wakanyeya and their families and adults shall be secure in their persons, houses, papers and effect against unreasonable search and seizures, and be served with warrants only upon probable cause, supported by oath or affirmation, particularly describing the place to be searched and the person or thing to be seized,

(n) to ensure that Wakanyeya and their families and adults shall not have their private property taken for a public use without just compensation,

(o) to ensure that Wakanyeya and their families and adults have a compulsory process for obtaining witnesses in their favor,

(p) to ensure that Wakanyeya and their families and adults shall not be sentenced for the conviction of any one offense to any penalty or punishment for a maximum term of confinement of three years, a fine of \$15,000, or both; or for multiple offenses: an aggregate sentence with a maximum term of confinement of nine years, a fine of \$15,000, or both,

(q) to ensure that Wakanyeya and families and adults shall not be subject to any bill of attainder or ex post facto law, and

(r) to assure that Wakanyeya and families and adults shall have the right of appeal to the highest court of the Rosebud Sioux Tribe [History, Ord. 91-01]

Published once at the total approximate cost of \$91.77
Published: September 30, 2020

Affidavit of Publication

State of South Dakota

County of Todd

Taylor Risse, being, first duly sworn, on oath, says: That he/she is an employee of Scherer Publishing, LLC, Inc., and that the Todd County Tribune is, and during all the times hereinafter mentioned was, a weekly legal newspaper as defined in the SDCL 17-2-2.1 through the 17-2-2.4 inclusive; that said newspaper has been published within the said county of Todd and State of South Dakota, for at least one year next prior to the first publication of the attached public notice, and that the printed copy of which, taken from the paper in which the same was published, and which is hereto attached and made a part of this affidavit, was published in said newspaper for 1 successive week(s) to wit:

September 30, 2020

That the full amount of the fee charged for the publication of the attached public notice, \$91.77 insures to the sole benefit of the publisher or publishers; that no agreement or understanding for the division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever; that the fees charged for the publication thereof are:

Signed: Taylor Risse

Subscribed and sworn to before me this 30 day of September, 2020.

Mandy Scherer
Notary Public
My Commission Expires
December 9, 2021



ATTACHMENT #1
AMENDMENT TO THE ROSEBOUD SIOUX TRIBE
LAW AND ORDER CODE, Introduction, Section 1, Code Interpretation
ENACTED AS ORDINANCE NO. 2020-04
ROSEBUD SIOUX TRIBE LAW AND ORDER CODE

Section 1. Code Interpretation

This code shall be strictly interpreted and construed to fulfill the following purposes:

- (a) to provide for the welfare, care and protection of the Wakanyeja and families and adults within the reservation court's authority,
- (b) to preserve unity of the family, and to separate the Wakanyeja from his/her parents only when absolutely necessary, and to take into consideration Lakota Kinship relationships,
- (c) to take such actions as may be imperative to prevent the abuse, neglect, abandonment, or delinquency of Wakanyeja, their families if in need of assistance, and incompetent adults,
- (d) to provide services for Wakanyeja and their families and adults ranging from prevention to residential treatment with emphasis on prevention, early intervention and community-based alternatives,
- (e) to guarantee the rights of and due process to the Wakanyeja, parents, guardians, extended family, care-providers, custodians of Wakanyeja, or other parties who come before the court under this law,
- (f) to ensure that off-reservation courts return tribal Wakanyeja to the reservation by establishment of this law,
- (g) to acknowledge the tribal Wakanyeja -rearing customs and traditions, and other tribal customs and traditions for the control of families and adults,
- (h) to guarantee that Wakanyeja and their families and adults enjoy without hindrance freedom of religion, speech, press, assembly, conscience and association,
- (i) to guarantee that Wakanyeja and their families and adults accused of any offense shall have a speedy and public trial, unless a closed trial is necessary to protect persons under the age of 18 years, to be informed of the nature and cause of the accusation, and to be confronted with witnesses against them,
- (j) to guarantee that Wakanyeja and their families and indigent adults accused of any offense have assistance of counsel and to demand trial by jury six persons for criminal trials and twelve persons for civil cases.

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LAW AND ORDER CODE, Introduction, Section 1, Code Interpretation
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(k) to guarantee that Wakanyeja and their families and adults shall not be subject to the same offense to be twice put in jeopardy, nor be compelled in any criminal case to be a witness against themselves,

(l) to guarantee that Wakanyeja and their families and adults shall not be deprived of life, liberty, or property, without due process of law nor be denied equal protection of the law,

(m) to ensure that Wakanyeja and their families and adults shall be secure in their persons, houses, papers and effect against unreasonable search and seizures, and be served with warrants only upon probable cause, supported by oath or affirmation, particularly describing the place to be searched and the person or thing to be seized,

(n) to ensure that Wakanyeja and their families and adults shall not have their private property taken for a public use without just compensation,

(o) to ensure that Wakanyeja and their families and adults have a compulsory process for obtaining witnesses in their favor,

(p) to ensure that Wakanyeja and their families and adults shall not be sentenced for the conviction of any one offense to any penalty or punishment for a maximum term of confinement of three years, a fine of \$15,000, or both; or for multiple offenses: an aggregate sentence with a maximum term of confinement of nine years, a fine of \$15,000, or both.

(q) to ensure that Wakanyeja and families and adults shall not be subject to any bill of attainder or ex post facto law, and

(r) to assure that Wakanyeja and families and adults shall have the right of appeal to the highest court of the Rosebud Sioux Tribe

[History, Ord. 91-01]

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AMENDMENT TO THE ROSEBOUD SIOUX TRIBE
LAW AND ORDER CODE, Introduction, Section 1, Code Interpretation
ENACTED AS ORDINANCE NO. 2020-04
ROSEBUD SIOUX TRIBE LAW AND ORDER CODE

Section 1. Code Interpretation

This code shall be strictly interpreted and construed to fulfill the following purposes:

- (a) to provide for the welfare, care and protection of the Wakanyeja and families and adults within the reservation court's authority,
- (b) to preserve unity of the family, and to separate the Wakanyeja from his/her parents only when absolutely necessary, and to take into consideration Lakota Kinship relationships,
- (c) to take such actions as may be imperative to prevent the abuse, neglect, abandonment, or delinquency of Wakanyeja, their families if in need of assistance, and incompetent adults,
- (d) to provide services for Wakanyeja and their families and adults ranging from prevention to residential treatment with emphasis on prevention, early intervention and community-based alternatives,
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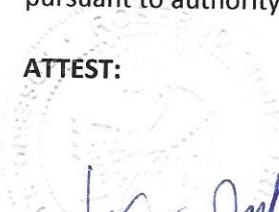
[History, Ord. 91-01]

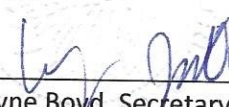
**ROSEBUD SIOUX TRIBE
Resolution No. 2020-05**

CERTIFICATION

This is to certify that the above Resolution No. 2020-05 and Ordinance 2020-04 was duly passed by the Rosebud Sioux Tribal for a First Reading on January 9, 2020. By a vote of fifteen (15) in favor, zero (0) opposed and one (1) not voting. A second reading was held on September 10, 2020 and passed by a vote of fifteen (15) in favor, zero (0) opposed and two (2) not voting. The said resolution was adopted pursuant to authority vested in the Council. A quorum was present.

ATTEST:





Wayne Boyd, Secretary
Rosebud Sioux Tribe



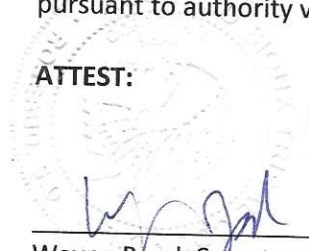
Rodney M. Bordeaux, President
Rosebud Sioux Tribe

**ROSEBUD SIOUX TRIBE
Resolution No. 2020-05**

CERTIFICATION

This is to certify that the above Resolution No. 2020-05 and Ordinance 2020-04 was duly passed by the Rosebud Sioux Tribal for a First Reading on January 9, 2020. By a vote of fifteen (15) in favor, zero (0) opposed and one (1) not voting. A second reading was held on September 10, 2020 and passed by a vote of fifteen (15) in favor, zero (0) opposed and two (2) not voting. The said resolution was adopted pursuant to authority vested in the Council. A quorum was present.

ATTEST:



Wayne Boyd, Secretary
Rosebud Sioux Tribe

Rodney M. Bordeaux, President
Rosebud Sioux Tribe