

## RESOLUTION NO. 203(16)

- WHEREAS,** the Lac du Flambeau Band of Lake Superior Chippewa Indians ("Tribe") is a federally recognized Indian Tribe organized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934, 25 U.S.C. §461 et. seq.; and
- WHEREAS,** pursuant to Article III, Section 1 of the Lac du Flambeau Constitution ("Constitution"), the governing body of the Tribe is the Tribal Council; and
- WHEREAS,** Article VI of the Constitution sets forth the Powers and Duties of the Tribal Council, including the duty to provide for the protection and management of wildlife species within the exterior boundaries of the Lac du Flambeau Reservation, insofar as Section 1(a) of Article VI specifically authorizes the Tribal Council to "regulate the use and disposition of tribal property to protect and preserve the tribal property, wild life and natural resources of the Lac du Flambeau Band of Lake Superior Chippewa Indians . . ." and further authorizes the Tribal Council to "protect the health, security, and general welfare of the Tribe"; and
- WHEREAS,** there currently exists within the exterior boundaries of the Lac du Flambeau Reservation a small, fragile population of moose, one of which was recently killed by a Tribal member, contrary to the best interests of the general membership of the Lac du Flambeau Tribe; and
- WHEREAS,** the senseless killing of a juvenile moose on reservation lands was met by outrage by Tribal members who have overwhelmingly expressed a desire to protect the moose population within the exterior boundaries of the Lac du Flambeau Reservation; and
- WHEREAS,** Tribal members have also expressed a desire to protect other rare or threatened species of animal wildlife within the exterior boundaries of the Lac du Flambeau Reservation, for the purpose of preserving our ecosystem and ensuring that future generations of Tribal members will not be deprived of opportunities to observe and enjoy the presence of such rare animals; and
- WHEREAS,** due to the vulnerability of the rare and/or threatened species of animal wildlife, including moose, white and albino deer, elk, cougars, gray wolves, badgers, lynx, martens, flying squirrels and wolverines, which may inhabit the Lac du Flambeau Reservation or travel through it from time to time, and the potential for further uncondoned destruction of such wildlife, the Tribal Natural Resource Program has recommended that an emergency rule prohibiting the destruction of said rare and/or threatened animal wildlife be enacted; now, therefore, be it

**Resolution No. 203(16) Continued**

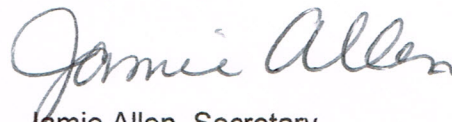
**RESOLVED,** by this Council, in Regular Session assembled, that it shall be and hereby is unlawful for any person to take, attempt to take, harass, intentionally kill or wound or attempt to kill or wound, or transport or possess any moose, white or albino deer, elk, cougar, gray wolf, badger, lynx, marten, flying squirrel or wolverine within the exterior boundaries of Lac du Flambeau Reservation; be it further

**RESOLVED,** that this Emergency Rule shall remain in full force and effect until such time as the Tribal Code of Ordinances is amended to include the provisions set forth herein; be it finally

**RESOLVED,** that any violation of this Emergency Rule shall constitute a Class A Forfeiture, punishable as set forth in Sections 20.908-20.210 of the Tribal Code of Ordinances.

**CERTIFICATION**

I, the undersigned, as Secretary of the Lac du Flambeau Band of Lake Superior Chippewa Indians, a tribal government operating under a Constitution adopted pursuant to Section 16 of the Indian Reorganization Act, 25 U.S.C., § 476, do hereby certify that the Tribal Council of the Band is composed of twelve members, of whom eleven constituting a quorum, were present at a Regular Meeting, duly called, noticed, convened, and held on the 11<sup>th</sup> Day of July, 2016, and that the foregoing resolution was duly adopted at said meeting by an affirmative vote of ten members (M. Allen, Sr., M. Young, J. Allen, A. Soulier, D. Allen, B. Graveen, J. Johnson, Sr., E. Chapman, Sr., G. Thompson, C. Burgess), none against, none abstaining, and that the said resolution has not been rescinded or amended in any way.

A handwritten signature in cursive script that reads "Jamie Allen".

Jamie Allen, Secretary  
Lac du Flambeau Band of Lake  
Superior Chippewa Indians