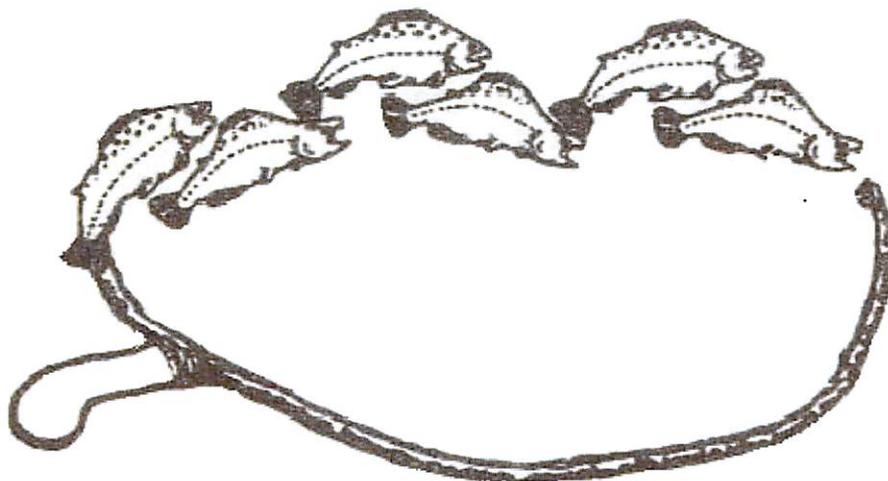


Ordinance: 89-02

**NATIVE VILLAGE OF UNALAKLEET
TRIBAL MEMBERSHIP ORDINANCE 89-02**

(AS AMENDED)



Approved: July 16, 2014

Approved: 
President Jacob Ivanoff

EFFECTIVE: July 16, 2014


Secretary Jolene Nanouk

NATIVE VILLAGE OF UNALAKLEET ORDINANCE NO. 89-02

A Tribal Ordinance of the Unalakleet IRA Council Establishing Membership Criteria and Tribal Enrollment Standards and Procedures

Section 1. Findings and Purpose

The IRA Council of the Native Village of Unalakleet finds that:

- a) It is the governing body of the Native Village of Unalakleet as designated by the Community pursuant to Article III, Section 1 of the Constitution of the Native Village of Unalakleet.
- b) It has the authority to make rules governing membership in the Community pursuant to Article II, Section 5 of the Constitution of the Native Village of Unalakleet.
- c) Establishment of an official Tribal Roll and procedures for enrollment of new members is essential to the efficient administration of tribal government.
- d) This Ordinance is designed to establish an official Tribal Roll to be kept at the administrative offices of the Unalakleet IRA Council and to establish procedures by which that roll may be kept current through the addition of new members and removal of old members.

Section 2. Definitions

- a) "Associate Members" are tribal Members who have moved away intending not to return. Such Members shall be considered eligible for membership solely for purposes of the Indian Child Welfare Act. 25 U.S.C. 1903 (4) and for any other services provided to Native Americans based on Tribal Membership, but which do not require the individual to reside within the tribe's "Indian Country" which for purposes of this ordinance shall mean within the community of Unalakleet and surrounding area (e.g. IHS Services).

- b) "Original Members" are Native individuals whose names appear on the 1938 or 1989 base Tribal Rolls at the office of the Unalakleet IRA Council or who are lineal descendants of persons whose names appear on the 1938 or 1989 base Tribal Rolls.
- c) "New Members" are Native individuals with a blood quantum of at least one-eighth (1/8).
- d) "Native" means an Alaska Native who is an Indian, Eskimo, or Aleut.
- e) "Tribal Roll" means the list of tribal Members compiled by the Unalakleet IRA Council, to be completed within one year after the date of passage of this Ordinance and maintained thereafter.

Section 3. Establishment of Tribal Roll and Standards

- a) The Unalakleet IRA Council shall appoint a Tribal Enrollment Officer to administer this Ordinance.
- b) The Tribal Roll shall include Original Members, New Members, and Associate Members as defined herein, as of the date of passage of this ordinance, and identify their status.

Provided, however, that the Tribal Roll may be modified to remove individuals who have:

- 1) willingly given up their membership;
- 2) had their membership taken away by the Community;
- 3) died.

The status of tribal Members may be changed as necessary to reflect a change in status (e.g. status changing from Original or New Member to Associate Member where a Member moves away intending not to return). These changes and such others as are necessary shall be made by the Tribal Enrollment Officer and approved by the Unalakleet IRA Council.

- c) The Tribal Roll shall include individuals born or adopted after passage of this Ordinance who meet the requirements of Section 4 (a).
- d) No person who is an enrolled member of another Alaska Native community or village, or Indian Tribe is eligible for membership in the Native Village of Unalakleet, except for minor (under eighteen (18) years of age) children of Original Members, New Members, and Associate Members.

Section 4. Standards for New Members

- a) An individual not listed on the Tribal Roll compiled pursuant to Section 6 shall be eligible for addition to the Tribal Roll automatically if he or she is the natural child of a person listed on the Tribal Roll who is an Original Member, or is the natural child of a New Member and possesses at least one-eighth (1/8) degree of Alaska Native blood. Children who qualify as Original Members due to lineal descendancy to the 1938 or 1989 base rolls or who possess at least one-eighth (1/8) degree of Alaska Native blood, who are adopted by Members shall be automatically eligible for placement on the Tribal Roll.
- b) A Native who resides in Unalakleet for 12 consecutive months may be eligible for membership in the community and may apply for membership in the community and may apply for membership pursuant to Section 6 (c) of this Ordinance. Native applicants may be granted membership as an Original Member if they establish lineal descendancy to the 1938 or 1989 base rolls, or as a New Member if their Alaska Native blood quantum degree is one-eighth (1/8) or greater, and provided, that he or she is not an enrolled member of another Alaska Native Community, or Village, or Indian Tribe.

Section 5. Associate Members

Associate Members shall be automatically restored to full membership and entered on the Tribal Roll as "Original or New Members" upon residing in the Native Village of Unalakleet for

twelve (12) consecutive months, and filing an application with the Tribal Enrollment Officer requesting that their "Associate Member" status be changed to "Original or New Member" status.

Section 6. Procedures

- a) A preliminary Tribal Roll shall be compiled by the Tribal Enrollment Officer and published within six (6) months of passage of this Ordinance listing those individuals meeting the standards set forth in Section 3. The Tribal Roll shall be posted at the tribal offices for public inspection and published.
- b) Individuals left off the preliminary Tribal Roll shall be given an opportunity to meet with the Tribal Enrollment Officer within ten (10) working days of such a request. The Tribal Enrollment Officer will make a preliminary determination of the individual application in question, but such recommendation will have no effect until approved by a vote of the IRA Council. All materials considered by the Tribal Enrollment Officer shall be placed in the applicant's file and forwarded to the IRA Council along with the recommendation. The IRA Council shall act upon the application within thirty (30) days and either approve or reject the application. The decision of the IRA Council on membership applications may be appealed to the full membership at the next meeting of the membership following a rejection.
- c) New applicants shall file an application with the Tribal Enrollment Officer on a form approved by the IRA Council and available at its office or from the Tribal Enrollment Officer. The Tribal Enrollment Officer shall make a preliminary recommendation on the application but such a decision shall have no effect until acted on by a vote of the IRA Council. All materials considered by the Tribal Enrollment Officer, including the completed application, shall be placed in the applicant's file and forwarded to the IRA Council along with the Tribal Enrollment Officer's recommendation. The IRA Council shall act upon the application within thirty (30) days and either approve or reject the recommendation of the Tribal Enrollment Officer.

- d) The official Tribal Roll shall be adopted by and published by the IRA Council within one year after enactment of this Ordinance.
- e) After the initial roll is published, new applicants may apply for membership in accordance with the procedures in Section 6 (c) and the standards found in Section 4.

Section 7. Civil Rights

All actions taken by the Unalakleet IRA Council or its agents or employees shall conform with the requirements of the Indian Civil Rights Act, 25 U.S.C. Section 1302, the traditional customs of the Native Village of Unalakleet, and any other applicable federal law.

CERTIFICATION

I hereby certify that the foregoing Ordinance was originally adopted at a duly convened meeting of the Native Village of Unalakleet IRA Council on 11th day of April, 1989, by a majority vote of the members present, and is hereby amended as provided herein at a duly convened meeting of the Native Village of Unalakleet IRA Council on this 16th day of July, 2014.



PRESIDENT



SECRETARY