

2002

MICHIGAN INDIAN JUDICIAL ASSOCIATION

BYLAWS

ARTICLE I

NAME

The name of this association shall be the Michigan Indian Judicial Association. (hereinafter, "Association")

ARTICLE II

PURPOSES

The purposes of this Association shall include but not be limited to the following:

1. To facilitate the improvement of tribal court systems.
2. To facilitate communication among association members in the interest of better serving our respective Indian communities.
3. To provide participation in Association activities and for training of administration, clerks, and other court personnel.
4. To cooperate with tribal governments, inter-tribal organization, governmental agencies, private organizations, and others to accomplish common purposes.
5. To enhance the relationship between Tribal and State Courts.
6. To further public awareness of Indian courts and their roles, and publish materials to accomplish this end.
7. To facilitate the reporting of Tribal Court opinions and other materials in the field of Indian law.
8. To maintain a data bank of tribal court opinions, ordinances of member tribes, and other materials.
9. To establish appellate, arbitration/mediation and reserve pools/panels.
10. To secure financial and other resources to accomplish those purposes which the Association shall from time to time identify.

11. Provided, the Association shall not engage in any activities inconsistent with federal tax exempt status under Section 501 (c) (3) of the Internal Revenue Code (or any corresponding future provision of the Internal Revenue Code).

ARTICLE III

MEMBERSHIP

1. Regular Members: Any duly appointed or elected judge/magistrates including judges/magistrates serving as a sitting judge/magistrate for any Indian tribe located within Michigan may become a regular member of the Association. Regular members in good standing shall be qualified to participate in voting, hold office and otherwise take part in the affairs of the Association.

2. Enrollment: The Secretary, or an agent appointed by the Board of Directors, shall maintain rolls of current regular members. It shall be the duty of each member to promptly advise the Secretary of any change in his or her status as judge.

3. Dues: Dues shall be set for the categories of membership by the Association at its Annual Meeting.

ARTICLE IV

MEETINGS

1. Annual Meeting: There shall be an annual meeting of the Association, to be held each year in the month of September, at which the Officers shall be elected and other business may be transacted.

2. Regular Meetings: The Association at the Annual meeting may set a schedule of regular quarterly meeting for the year.

3. Special Meetings: The President may set special meetings of the Association.

4. Notice: The Secretary of the Board of Directors shall notify all members of the time and place of all meetings thirty days prior of the meeting to allow members to be present. Notices of all meetings shall specify the purpose of the meeting.

5. Quorum: A quorum composed of a majority of the members with regular membership in the Association shall be required to take action at a meeting.

6. Manner of Taking Action: Any regular member may offer a motion which must be seconded by a regular member. The regular members from each tribe shall collectively possess one vote on each motion. A majority vote shall carry the motion. Voting shall be voice or secret ballot.

ARTICLE V

OFFICERS

1. Composition: There shall be the following: a President, Vice-President, Secretary, and Treasurer. The President and Vice-President shall not be representatives of the same Tribe.
2. Role of the President: The President shall preside at meetings of the Association. He or She shall make reports and recommendations to the Association of plans and projects which may further the goals of the Association.
3. Role of the Vice-President: When the President is absent, the Vice-President shall preside at meetings of the Association.
4. Role of the Secretary: The Secretary shall manage the day-today business of the Board and Association, keep minutes of all meetings, and provide notices of meetings of the Association and Board.
5. Role of Treasurer: The Treasurer shall manage the financial records of the association and collect all dues.
6. Executive Committee: The Executive Committee shall have the power to conduct business limited to that authorized by the Association.
7. Removal and Vacancy: Any Officer may be removed for good cause shown, by a majority vote of members of the Association at a meeting of the Association. Any Officer who during his or her term of office ceases to remain qualified as a regular member shall automatically be deemed to have vacated the Office. In the event of a vacancy, the position shall be filled for the remainder of the term by appointment of the Executive Committee. Provided however, the appointee shall be a regular member in the Association.

ARTICLE VI

Upon the dissolution of this Association, the Association shall, after paying or making provisions for the payment of the liabilities of the Association, dispose of all of the assets of the Association consistent with the purposes of the Association and consistent with dissolution under federal tax exempt status.

ARTICLE VII

APPROVAL OF BYLAWS

These Bylaws shall be effective upon a majority vote of the sitting judges of the tribal courts in Michigan in attendance at the organizational meeting.

ARTICLE VIII

AMENDMENTS

These Bylaws may be amended by a majority vote of the membership of the Association, as provided in article IV, Sec. 6, provided that any proposed amendment be presented in writing to the membership at least 30 days in advance of the meeting at which it is voted upon.


RESOLUTION
Re: File No. 98-24

WHEREAS: The Michigan Indian Judicial Association was established on August 21, 1991 and its membership is comprised of nine (9) Tribal Courts of federally recognized tribes located within the State of Michigan; and


WHEREAS: The Michigan Indian Judicial Association has reviewed the Proposed Amendment of Rule 7.305 of the Michigan Court Rules as published in the October 1998 edition of the Michigan Bar Journal.

NOW THEREFORE BE IT RESOLVED that the Michigan Indian Judicial Association at a regular meeting held on October 23, 1998 approves and supports the Proposed Amendment of Rule 7.305 of the Michigan Court Rules as published in the October, 1998 edition of the Michigan Bar Journal.

APPROVED:

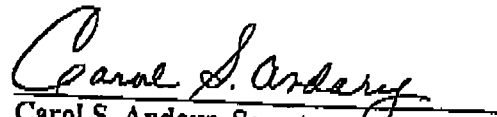

Bradley Dakota, President
Michigan Indian Judicial Association

ATTESTED:


Carol S. Andary, Secretary
Michigan Indian Judicial Association

CERTIFICATION

I, the undersigned, as Secretary of the Michigan Indian Judicial Association do hereby certify that the above-referenced Resolution was adopted and approved at a meeting of the Michigan Indian Judicial Association held at the Hannahville Indian Reservation on the 23rd day of October, 1998 with a vote of 8 tribal courts for, 0 opposed, 1 tribal court absent, and 0 abstaining.


Carol S. Andary, Secretary
Michigan Indian Judicial Association