

# St. Croix Chippewa Indians of Wisconsin

24663 Angeline Avenue • Webster, WI 54893 • (715) 349-2195 • Fax (715) 349-5768

## ST. CROIX TRIBAL COUNCIL RESOLUTION NO. 02.05.2024.01

### TRIBAL COUNCIL ACTION TO ADOPT AMENDMENTS TO STCCIW TITLE 1, CHAPTER 1 ENROLLMENT ORDINANCE AND RE-OPEN ENROLLMENT

**WHEREAS**, the St. Croix Chippewa Indians of Wisconsin (the “Tribe”) is federally recognized Indian Tribe duly organized under Section 16 of the Indian Reorganization Act of 1934, 25 U.S.C. § 5123, as amended, and established pursuant to the pursuant to the Revised Constitution and By-Laws adopted by the Tribe on July 6, 2023 and approved by the Secretary of the Interior on December 15, 2023; and

**WHEREAS**, pursuant to Article IV of the Tribal Constitution, the governing body of the Tribe shall be the St. Croix Tribal Council (the “Tribal Council”); and

**WHEREAS**, Article III, Section 2 of the Tribal Constitution grants the Tribal Council the authority to adopt appropriate ordinances, subject to the approval of the Secretary of the Interior, governing the admission to membership of persons who are one-half or more degree Indian blood and who apply for such membership; and

**WHEREAS**, Article V, Section 1(f) of the Tribal Constitution grants the Tribal Council the authority to regulate its own procedure, to appoint boards or committees, and to delegate to such subordinate agencies such powers as may be necessary in the performance of the duties assigned to them, reserving the right to review any action taken by virtue of such delegated power; and

**WHEREAS**, the first Ordinance Governing Admission to Membership in the St. Croix Chippewa Indians of Wisconsin was adopted on August 26, 1943, and approved by the Secretary of the Interior on September 11, 1943; and

**WHEREAS**, on March 22, 2002, the Tribe adopted “Title 1, Chapter 1, St. Croix Chippewa Indians of Wisconsin Enrollment Ordinance” (the “Enrollment Ordinance”) via Resolution No. 03.22.01.01, which served the purpose of providing a procedure to maintain a current membership roll of the Tribe, and to ensure the integrity and accuracy of the roll, as required by Article III of the Tribal Constitution; and

**WHEREAS**, on October 1, 2003, the Tribe amended the Enrollment Ordinance; and

**WHEREAS**, the Secretarial Election was held on November 8, 2023 and the Secretarial Election vote resulted in the passing of the proposed revision to the Constitution, including the proposed enrollment amendment; and

**WHEREAS**, on December 15, 2023 the Regional Director, Midwest Regional Office, Bureau of Indian Affairs, by virtue of the authority granted to the Secretary of the Interior by Act of June 18, 1934 (48 Stat. 984), as amended, and delegated to the Regional Director, approved the Revised Constitution and By-Laws of the St. Croix Chippewa Indians of Wisconsin; and

**WHEREAS**, the Enrollment Department, Legal Department, and the Tribal Council have collaborated on proposed revisions to the Enrollment Ordinance to account for the changes in the Tribe’s Constitution which the Tribal Council now intends to adopt; and

**WHEREAS**, the Tribal Council closed enrollment via Tribal Council Resolution No. 12.13.2023.01 until February 1, 2024; and

Page 1 of 2

Thomas Fowler  
Chairman  
Maple Plain

Richard Benjamin  
Vice-Chairman  
Danbury

Bernice Taylor  
Secretary/Treasurer  
Sand Lake

Georgia Cobenais  
Representative  
Round Lake

Conrad St. John  
Representative  
Sand Lake

# St. Croix Chippewa Indians of Wisconsin

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**WHEREAS**, the Tribal Council extended the enrollment closure via Tribal Council Resolution 01.08.2024.02 until a time when the Tribal Council could adopt revisions to the Enrollment Ordinance;

**NOW THEREFORE BE IT RESOLVED**, that the Tribal Council hereby adopts the attached St. Croix Chippewa Indians of Wisconsin Title 1, Chapter 1 Enrollment Ordinance in its entirety which will replace all previous adopted versions.

**BE IT FURTHER RESOLVED**, that the enrollment closure is lifted as follows:


Age Group 55 + : Enrollment is open effective immediately;  
Age Group 40 – 54: Enrollment is open upon determination by the Enrollment Director;  
Age Group 30 – 39: Enrollment is open upon determination by the Enrollment Director;  
Age Group 18 – 29: Enrollment is open upon determination by the Enrollment Director;  
Age Group 0 – 17: Enrollment is open upon determination by the Enrollment Director.

**BE IT FURTHER RESOLVED**, that the Enrollment Director shall notify the membership via memorandum, posted at the Tribal Government Center and the Tribe's official website, when each age group can make application for enrollment.

**BE IT FINALLY RESOLVED**, that the Enrollment Director has until December 31, 2024 to open enrollment for all the age groups or ask for an extension to open any remaining age group from the Tribal Council. Failure to request an extension shall result in the Tribal Council declaring enrollment open to all age groups shortly after December 31, 2024.

## CERTIFICATION

I, the undersigned as Secretary/Treasurer of the St. Croix Tribal Council hereby certify that the Tribal Council is composed of five (5) members of whom 5 were present, constituting a quorum at a meeting duly called, convened and held this 5<sup>th</sup> day of February, 2024 and that the foregoing resolution was adopted at said meeting by an affirmative vote of 5 members for 0 against and 0 member abstaining from the vote, and that said resolution has not been rescinded or amended in any way.



Bernice Taylor, Secretary/Treasurer  
St. Croix Tribal Council  
St. Croix Chippewa Indians of Wisconsin

RESOLUTION NO. 02-05-2024.01

Page 2 of 2

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**ST. CROIX CHIPPEWA INDIANS OF WISCONSIN  
TITLE 1  
CHAPTER 1  
ENROLLMENT ORDINANCE**

**Resolution No. 02.05.2024.01**

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*Legislative History:*

*Established on March 22, 2002 via Resolution No. 03-22-02-01*

*Amended on October 1, 2003 via Resolution No. 03-10-03-01*

*Amended on February 5, 2024 via Resolution No. 02-05-2024-01*

**ENROLLMENT ORDINANCE**  
**Table of Contents**

***ARTICLE I – GENERAL PROVISIONS*..... 3**

1 S.C.T.C. § 01.01(1) Title ..... 3

1 S.C.T.C. § 01.01(2) Authority ..... 3

1 S.C.T.C. § 01.01(3) Effective Date..... 3

1 S.C.T.C. § 01.01(4) Purpose..... 3

1 S.C.T.C. § 01.01(5) Interpretation ..... 3

1 S.C.T.C. § 01.01(6) Amendments ..... 3

1 S.C.T.C. § 01.01(7) Severability and Non-Liability..... 3

1 S.C.T.C. § 01.01(8) Specific Non-Liability..... 4

***ARTICLE II – DEFINITIONS*..... 4**

1 S.C.T.C. § 01.02(1) Definitions..... 4

***ARTICLE III – ENROLLMENT ELIGIBILITY*..... 6**

1 S.C.T.C. § 01.03(1) Eligibility..... 6

1 S.C.T.C. § 01.03(2) Eligibility Limitations ..... 6

1 S.C.T.C. § 01.03(3) Open Enrollment ..... 7

***ARTICLE IV – APPLICATION PROCEDURE* ..... 7**

1 S.C.T.C. § 01.04(1) Application Form ..... 7

1 S.C.T.C. § 01.04(2) Mandatory Documentation..... 8

1 S.C.T.C. § 01.04(3) Supporting Documentation ..... 8

1 S.C.T.C. § 01.04(4) Additional Documentation for Adopted Applicant..... 9

1 S.C.T.C. § 01.04(5) Burden of Proof..... 9

1 S.C.T.C. § 01.04(6) Submission ..... 9

***ARTICLE V – APPLICATION PROCESSING*..... 9**

1 S.C.T.C. § 01.05(1) Application Received ..... 9

1 S.C.T.C. § 01.05(2) Initial Review ..... 9

1 S.C.T.C. § 01.05(3) Timeline to Present to Tribal Enrollment Committee..... 10

1 S.C.T.C. § 01.05(4) Enrollment Committee Review ..... 10

1 S.C.T.C. § 01.05(5) Enrollment Number..... 10

1 S.C.T.C. § 01.05(6) Notice of Acceptance .....	10
1 S.C.T.C. § 01.05(7) Expanded Timelines.....	10
<b>ARTICLE VI – LOSS OF MEMBERSHIP.....</b>	<b>11</b>
1 S.C.T.C. § 01.06(1) Relinquishment .....	11
1 S.C.T.C. § 01.06(2) Disenrollment.....	11
1 S.C.T.C. § 01.06(3) Disenrollment Notice .....	11
1 S.C.T.C. § 01.06(4) Deceased Members .....	12
<b>ARTICLE VII – APPEALS.....</b>	<b>12</b>
1 S.C.T.C. § 01.07(1) Eligible Appellants.....	12
1 S.C.T.C. § 01.07(2) Appeal Timeline.....	12
1 S.C.T.C. § 01.07(3) Notice of Appeal .....	12
1 S.C.T.C. § 01.07(4) Appeal Process .....	12
<b>ARTICLE VIII – ENROLLMENT RECORDS.....</b>	<b>13</b>
1 S.C.T.C. § 01.08(1) Individual Records .....	13
1 S.C.T.C. § 01.08(2) Access to Records .....	13
1 S.C.T.C. § 01.08(3) Updating Records.....	13
1 S.C.T.C. § 01.08(4) Disaster Recovery Plan .....	13
<b>ARTICLE IX – BLOOD QUANTUM COMPUTATION .....</b>	<b>14</b>
1 S.C.T.C. § 01.09(1) Base Rolls.....	14
1 S.C.T.C. § 01.09(2) Blood Quantum Correction.....	14
<b>ARTICLE X – ENROLLMENT COMMITTEE.....</b>	<b>15</b>
1 S.C.T.C. § 01.010(1) Appointment and Computation .....	15
1 S.C.T.C. § 01.010(2) Enrollment Committee Meetings .....	15
1 S.C.T.C. § 01.010(3) Removal and Vacancy.....	15

## **ARTICLE I – GENERAL PROVISIONS**

### **1 S.C.T.C. § 01.01(1) Title**

This Ordinance shall be known as the St. Croix Chippewa Indians of Wisconsin Enrollment Ordinance (the “St. Croix Enrollment Ordinance,” or the “Ordinance”).

### **1 S.C.T.C. § 01.01(2) Authority**

This Ordinance is enacted pursuant to the Revised Constitution and Bylaws of the St. Croix Chippewa Indians of Wisconsin. Article IV of the Constitution and Bylaws provides that the St. Croix Council (the “Tribal Council”) is the governing body of the St. Croix Chippewa Indians of Wisconsin and Article III, Section 2 grants the Tribal Council authority to adopt appropriate ordinances governing the admission to membership of persons who apply for membership, and the loss of membership.

### **1 S.C.T.C. § 01.01(3) Effective Date**

This Ordinance shall take effect immediately upon adoption by the Tribal Council. This Ordinance shall not apply retroactively to any Applications for Enrollment previously submitted to the Enrollment Department pending processing or determination by the Enrollment Committee, Tribal Council, or Tribal Court.

### **1 S.C.T.C. § 01.01(4) Purpose**

The purpose of this Ordinance is to provide for a procedure to maintain a current membership roll of the Tribe, and to ensure the integrity and accuracy of the roll, as required by Article III of the Tribal Constitution.

### **1 S.C.T.C. § 01.01(5) Interpretation**

The provisions of this Ordinance shall be interpreted and applied to provide for the purposes outlined in 1 S.C.T.C. § 01.01(4). If this Ordinance is inconclusive the law of the Tribe shall be used as precedent and applied. If both are inconclusive on any matter, federal law, laws of other federally recognized Tribes, traditional Ojibwe practices and culture, and the State of Wisconsin may be used as persuasive authority and enforced.

### **1 S.C.T.C. § 01.01(6) Amendments**

This Ordinance may be amended by a unanimous vote of the full Tribal Council.

### **1 S.C.T.C. § 01.01(7) Severability and Non-Liability**

If any section, provision, or portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby. The Tribe further asserts immunity on its part and that of its employees

and / or agents from any action or damages that may occur as a result of enforcement of this Ordinance.

**1 S.C.T.C. § 01.01(8) Specific Non-Liability**

No liability shall attach to the Tribal Court, the Enrollment Department, Enrollment Committee, the tribal attorney, or any person acting under the or authority of any of them, for statements, acts, or omissions made in good faith while in the course of activities taken under this Ordinance.

**ARTICLE II – DEFINITIONS**

**1 S.C.T.C. § 01.02(1) Definitions**

For purpose of this Ordinance, except where otherwise specifically provided, or where the context otherwise requires, the following definitions shall apply:

- (a) “*Adopted Child*” means a child whose natural parents’ parental rights have been terminated by a court and subsequently bestowed upon another adult pursuant to a court order;
- (b) “*Applicant*” means a person who seeks enrollment in the Tribe by submitting an application to the Enrollment Department;
- (c) “*Base Enrollee*” means those individuals from whom all persons applying for membership must prove direct descent. For this Tribe, the Base Enrollees are persons who possess St. Croix Chippewa Indian blood whose names appear on the official census roll approved by the Commissioner of Indian Affairs on November 10, 1938;
- (d) “*Blood Quantum*” means a specific degree of St. Croix Chippewa Indian blood and a specific degree of other Indian blood required to meet enrollment requirements;
- (e) “*Burden of Proof*” means the necessity or duty of affirmatively proving a fact or facts through the production of documentary evidence sufficient to establish a fact or facts as true;
- (f) “*Constitution*” means the constitution of the St. Croix Chippewa Indians of Wisconsin;
- (g) “*Direct Lineal Descendants*” means one who is in a line of descent from the ancestor to direct descendant, as from grandfather to son to grandson downward in a direct descending line;

- (h) “*Disenrollment*” means an official act by a tribe to deprive a member of the right to tribal membership;
- (i) “*Enrollment Committee*” means the committee comprised of Tribal Members who review all enrollment applications and make recommendations to the Tribal Council based on majority vote;
- (j) “*Enrollment Document*” means an application, birth certificate or certified copy of official records submitted by a member or applicant to the Enrollment Director, or acquired by the Enrollment Director for the purpose of establishing requirements for enrollment;
- (k) “*Genetic Marker Testing*” means medical tests which determines the probability that a specific individual is the natural father of the applicant, commonly referred to as DNA testing. The expense for genetic marker testing is the responsibility of the applicant;
- (l) “*Incompetents*” means persons who have been legally determined to be unable to make effective decisions on their own behalf;
- (m) “*Member*” means an individual who has met the enrollment criteria of an Indian tribe and is officially enrolled in that tribe;
- (n) “*Minor*” means a person under the age of eighteen years;
- (o) “*Notarized*” means a document attested before or authenticated by a public officer, or notary, who witnesses the signature and certifies that the signature is authentic;
- (p) “*Paternity Acknowledgement*” means a document, under oath, signed by the father of a child born out of wedlock at the time of the child's birth, which states that he is the father. Paternity statements issued by other members of the immediate family are not recognized for enrollment purposes. A judicial determination of paternity shall be recognized for enrollment purposes. Genetic marker testing may also be submitted as proof of paternity;
- (q) “*Relinquishment*” means the voluntary, total withdrawal from membership with an Indian tribe, including the St. Croix Chippewa Indians of Wisconsin, by a Tribal Member;
- (r) “*Resolution*” means a formal statement memorializing a decision by a tribal entity;
- (s) “*Tribe*” means the St. Croix Chippewa Indians of Wisconsin;



- (t) “*Tribal Member*” means an enrolled member of the St. Croix Chippewa Indians of Wisconsin; and
- (u) “*Tribal Council*” means the governing body of the Tribe authorized to make decisions pursuant to Article V of the Constitution; Tribal Council decisions concerning enrollment matters shall be made by a unanimous vote of the full Council.

## **ARTICLE III – ENROLLMENT ELIGIBILITY**

### **1 S.C.T.C. § 01.03(1) Eligibility**

Eligibility shall be dictated by Article III of the Constitution of the St. Croix Chippewa Indians of Wisconsin which states:

“Section 1.

- (a) The St. Croix Indians whose names appear on the roll approved by the Commissioner of Indian Affairs on November 10, 1938, who are residing on the St. Croix Reservation at the time this Constitution is submitted for ratification.
- (b) The St. Croix Indians whose names appear on the roll approved by the Commissioner of Indian Affairs on November 10, 1938, and who are not residing on the St. Croix Reservation at the time this Constitution is adopted, shall become members by making application to the Tribal Council, which Tribal Council shall cause the names of such applicants to be added to the membership roll; provided, that applicants who may be enrolled with another tribe shall first relinquish such membership.
- (c) All children of one-half or more Indian blood born since November 10, 1938, to members residing on the St. Croix Reservation.
- (d) After the date of approval of this amendment, all children born to an enrolled member of the St. Croix Chippewa Indians of Wisconsin, provided that such children have not previously been enrolled in another federally recognized Indian tribe, shall be entitled to membership with the St. Croix Chippewa Indians of Wisconsin.”

And:

“Section 3. After the date of approval of this amendment, no person may relinquish enrollment from another federally recognized tribe to gain membership with St. Croix Chippewa Indians of Wisconsin.”

### **1 S.C.T.C. § 01.03(2) Eligibility Limitations**

Except where inconsistent with the foregoing, the following limitations apply:

- (a) If the applicant meets Article III, Section 1(a) – (c) of the Constitution, the applicant shall be the direct lineal descendant within two generations.
- (b) If the applicant meets Article III, Section 1(d) of the Constitution, the applicant shall be the direct lineal descendant within one generation.
- (c) If the applicant is currently enrolled or has been previously enrolled, the following criteria apply:
  - 1. Other than a St. Croix Indian whose name appears on the roll approved by the Commissioner of Indian Affairs on November 10, 1938, an adult who is currently enrolled in or has previously been enrolled in another tribe is not eligible for membership.
  - 2. In accordance with Article III, Section 3 of the Constitution, after the date of approval of the Constitution, no person may relinquish enrollment from another federally recognized tribe to gain membership with St. Croix Chippewa Indians of Wisconsin.
  - 3. Persons adopted by members of the Tribe are not eligible for enrollment unless they independently meet the requirements of this Ordinance.
  - 4. An Applicant born out of wedlock must submit proof of paternity by:
    - i. An order of paternity issued by a court of competent jurisdiction; or
    - ii. A Wisconsin Voluntary Paternity Acknowledgment form or similar out-of-state form signed by the mother and father at the time of the Applicant's birth; or
    - iii. Certification of paternity based on genetic marker testing of the father and child.
    - iv. An applicant born out of wedlock who is unable to submit proof of paternity shall be deemed to possess one half of the Indian blood quantum possessed by the Applicant's mother.

**1 S.C.T.C. § 01.03(3) Open Enrollment**

The time periods in which enrollment is open or closed to applicants shall be determined by a unanimous vote of the Tribal Council, via resolution.

**ARTICLE IV – APPLICATION PROCEDURE**

**1 S.C.T.C. § 01.04(1) Application Form**

Enrollment staff shall provide an application form which must be used when making an application for enrollment. The form shall be entitled "Application for Enrollment" and shall contain space for the following information:

- (a) Name and Address of the Applicant;
- (b) All names by which the Applicant has been known;
- (c) The Applicant's social security number;
- (d) Names and tribal membership status of the parents of the Applicant;
- (e) If the Applicant is a Minor or Incompetent, the name, address, and relationship of the person making the application on behalf of such Minor or Incompetent;
- (f) Certification by the Applicant, or by the person making the application on behalf of the Minor or the Incompetent Applicant, that the information is true;
- (g) An Official Notice warning the Applicant of the consequences of providing false or misleading information.

**1 S.C.T.C. § 01.04(2) Mandatory Documentation**

The application must be accompanied by the following:

- (a) A completed Family Tree Chart, including the names and blood quantum of siblings;
- (b) The Applicant's original state-issued birth certificate;
- (c) A copy of the Applicant's social security card;
- (d) If the Applicant is born out of wedlock, one of the following must be submitted:
  1. A court order establishing paternity;
  2. A Wisconsin Voluntary Paternity Acknowledgment form or similar out-of-state form signed by the mother and father at the time of the Applicant's birth; and
  3. Certification of paternity based on genetic marker testing conducted on the father and the Applicant at the Applicant's expense.

**1 S.C.T.C. § 01.04(3) Supporting Documentation**

Documentation evidencing eligibility for enrollment shall accompany the application. The Enrollment Director shall have the authority to require the Applicant to furnish such additional evidence or proof as is necessary to make a determination of eligibility. Any handwritten corrections or additions to documentation will be considered alterations. Altered documents will be unacceptable for enrollment purposes. The Enrollment Director shall establish the nature and types of acceptable evidence, which will include but not be limited to, court documents, state or federal records, and genetic marker

testing. Only original documents or certified copies with an authentic seal will be accepted.

**1 S.C.T.C. § 01.04(4) Additional Documentation for Adopted Applicant**

In addition to those items listed above, an Applicant who has been adopted must also submit documentation proving that the Applicant is a direct lineal descendant of a Tribal Member within 2 generations. Usually, this documentation will consist of a copy of the adoption decree together with either the original birth certificate showing the natural parent(s) or a legal document identifying the natural parent(s).

**1 S.C.T.C. § 01.04(5) Burden of Proof**

The burden of proof to establish eligibility for membership is at all times carried by the Applicant. The costs associated with proving eligibility is the responsibility of the Applicant.

**1 S.C.T.C. § 01.04(6) Submission**

The application and all accompanying documentation must be submitted to the Enrollment Department.

**ARTICLE V – APPLICATION PROCESSING**

**1 S.C.T.C. § 01.05(1) Application Received**

The application form and all documentation shall be stamped with the date on which they were received by the Enrollment Department.

**1 S.C.T.C. § 01.05(2) Initial Review**

The Enrollment Director shall review the application for compliance with mandatory contents and send to the Applicant an "Acknowledgement of Status of Application" within 10 working days of the date upon which it was received.

- (a) In the event that an application is incomplete, the Enrollment Director shall include in the "Acknowledgment of Status of Application" a description of the application deficiencies and a warning that if the required documentation is not submitted within 60 days, the application will be formally closed.
- (b) In the event that the application is complete, the Enrollment Director shall determine if the applicant meets the eligibility requirements for enrollment in the Tribe and prepare a recommendation for presentation to the Enrollment Committee.

**1 S.C.T.C. § 01.05(3) Timeline to Present to Tribal Enrollment Committee**

Within 60 days of receipt of a complete application, the Enrollment Director shall present the application to the Enrollment Committee for a determination regarding eligibility for membership. Extensions may be granted by the Enrollment Director for good cause.

**1 S.C.T.C. § 01.05(4) Enrollment Committee Review**

Within 60 days, the Enrollment Committee must review the application to ensure eligibility and recommend for membership to the Tribal Council those Applicants who have proven eligibility consistent with this Ordinance. Based upon the review, the Enrollment Committee shall:

- (a) Prepare a resolution for Tribal Council requesting action accepting an eligible Applicant(s) for enrollment; and / or
- (b) Send the Applicant(s) a "Notice of Rejection" via certified mail. The Notice shall clearly outline the basis for the Applicant's rejection. Included in the Notice shall be information regarding the Applicant's right to appeal the decision.
- (c) Within 90 days, the full Tribal Council shall act upon the resolution recommending an Applicant(s) for enrollment. If the resolution is not adopted, the Enrollment Committee shall send the Applicant(s) a "Notice of Rejection" via certified mail. The Notice shall clearly outline the basis for the Applicant's rejection. Included in the Notice shall be information regarding the Applicant's right to appeal the decision.

**1 S.C.T.C. § 01.05(5) Enrollment Number**

The Enrollment Director shall assign an enrollment number via the resolution adopted by the Tribal Council.

**1 S.C.T.C. § 01.05(6) Notice of Acceptance**

The Enrollment Director shall send Notice of Acceptance to the Applicant within 10 working days.

**1 S.C.T.C. § 01.05(7) Expanded Timelines**

The Enrollment Director may extend the timelines prescribed in Article V due to unexpected closures, illness, atypical amounts of applications, or other good cause. Upon extending the prescribed timeline, the Enrollment Director shall provide notice of the new timeline to either the Applicants or the membership as a whole.

## ARTICLE VI – LOSS OF MEMBERSHIP

### **1 S.C.T.C. § 01.06(1) Relinquishment**

Relinquishment serves to permanently sever membership. An adult who has relinquished membership in any tribe, including the St. Croix Chippewa Indians of Wisconsin, shall not be permitted to apply for re-enrollment. Relinquishment is available as follows:

- (a) Any adult Tribal Member may voluntarily relinquish his/her membership. Such relinquishment must be in writing, and the Tribal Member's signature must be notarized. Request for relinquishment must be submitted with the Tribal Member's tribal identification card. The Enrollment Director shall note the date of relinquishment on the Tribal Roll, and notify Tribal Council, Per Capita, and other relevant departments of the relinquishment.
- (b) Membership of a Tribal Member who is a Minor or Incompetent may be relinquished by his/her parent or legal guardian. The relinquishment must be in writing and must be notarized. Request for relinquishment must be submitted with the Tribal Member's tribal identification card. The Enrollment Director shall note the date of relinquishment on the Tribal Roll, and notify Tribal Council, Per Capita, and other relevant departments of the relinquishment. Such application shall be processed in accordance with Article IV above.
- (c) Request for relinquishment of an Incompetent must be reviewed by Tribal Council to determine if relinquishment is in the best interest of the Incompetent person.

### **1 S.C.T.C. § 01.06(2) Disenrollment**

The burden of proof in disenrollment actions rests with the Tribe. After enactment of this Ordinance, a Tribal Member shall be disenrolled when:

- (a) The Enrollment Committee discovers that the Tribal Member was erroneously enrolled. This erroneous enrollment may have resulted from fraudulent submissions, mistakes in blood degree computations, or inadequate research.
- (b) The Enrollment Committee discovers that the Tribal Member is currently enrolled in or has been previously enrolled in another Indian tribe.

### **1 S.C.T.C. § 01.06(3) Disenrollment Notice**

A Tribal Member who is subject to disenrollment shall be notified by certified mail of the intent to disenroll. The Notice shall clearly outline the basis for disenrollment. Included in the Notice shall be the date set before the Tribal Council to consider the matter. After consideration, the Tribal Council shall adopt a resolution to either disenroll the Tribal Member or continue the Tribal Member's enrollment. The subject of the disenrollment

action shall be notified via certified mail of the Tribal Council's action. Such Notice shall include the appeal rights outlined in Article VII of this Ordinance. Effective with the date of disenrollment, all Tribal benefits shall cease.

**1 S.C.T.C. § 01.06(4) Deceased Members**

Death of an enrolled Tribal Member shall automatically terminate all benefits associated with enrollment. The Enrollment Director shall update the Tribal Roll and notify the Per Capita office and other relevant departments.

**ARTICLE VII – APPEALS**

**1 S.C.T.C. § 01.07(1) Eligible Appellants**

Any person who has been rejected for membership, disenrolled, or subject to a blood quantum change resulting in disenrollment shall be eligible to file an appeal.

**1 S.C.T.C. § 01.07(2) Appeal Timeline**

The Notice of Rejection or Notice of Disenrollment shall provide that an appeal must be received within thirty (30) days from receipt of the Notice in order to be considered. The date of the receipt on the certified mail shall begin the 30-day period.

**1 S.C.T.C. § 01.07(3) Notice of Appeal**

A Notice of Appeal must be filed with the St. Croix Tribal Court. The date the appeal is received in the Clerk of Court's office shall be considered the date of receipt. An appeal must be in writing, and state with specificity the grounds for the appeal with supporting documentation. The appeal must be signed by the appellant, and the signature notarized.

**1 S.C.T.C. § 01.07(4) Appeal Process**

Upon receipt of an appeal, the St. Croix Tribal Court shall set a date not less than twenty (20) nor more than sixty (60) days from the date of Notice of Appeal. The St. Croix Tribal Court shall notify the appellant of the hearing via certified mail.

- (a) The Notice shall inform the appellant of his/her right to be heard in person or by representation. The Notice shall also inform the appellant that new evidence may be presented for consideration.
- (b) Following the hearing, the St. Croix Tribal Court shall issue a decision and notify the member of its decision via certified mail. The decision of the St. Croix Tribal Court shall be final.

## **ARTICLE VIII – ENROLLMENT RECORDS**

### **1 S.C.T.C. § 01.08(1) Individual Records**

An individual's enrollment record shall contain the following:

- (a) Application;
- (b) Family Tree Chart;
- (c) Birth Certificate;
- (d) Copy of the Applicant's Social Security Card;
- (e) Mandatory Documentation;
- (f) Supporting Documentation;
- (g) Copies of Correspondence; and
- (h) Death Certificate.

### **1 S.C.T.C. § 01.08(2) Access to Records**

The Tribe's membership roll may be viewed by any member of the Tribe in person at the Enrollment Department. Neither the roll nor any portion thereof may be copied and/or distributed to any person or organization except upon written permission of the Tribal Council. The Tribal Council shall exercise its discretion in using and/or releasing information from the roll for the benefit of Tribal Members or Tribal programs.

- (a) Contents of an individual's enrollment record shall be confidential. It shall not be released to anyone except that individual Tribal Member, or his/her parent or legal guardian if a Minor or Incompetent person, the Enrollment staff, Tribal Council, Legal Department, or St. Croix Tribal Court when necessary.

### **1 S.C.T.C. § 01.08(3) Updating Records**

Upon receipt of appropriate supporting documentation, the Enrollment staff shall update the information on the Tribal Roll. Tribal Rolls shall be updated to reflect changes in a name, an address, or the death of a Tribal Member.

### **1 S.C.T.C. § 01.08(4) Disaster Recovery Plan**

Digital copies of records shall be created and stored at an offsite location.



## ARTICLE IX – BLOOD QUANTUM COMPUTATION

### **1 S.C.T.C. § 01.09(1) Base Rolls**

Pursuant to Article III, Section 1 (b) of the Constitution, all Indian blood shown on the official census roll of the Tribe as of November 10, 1938 shall be considered to be blood of the St. Croix Tribe. The blood degrees shown on that roll shall be used in computing the degree of St. Croix Tribal blood for applicants for membership in the Tribe. Tribal blood derived from persons other than those on the November 10, 1938 Base Roll shall be counted for the purpose of determining total Indian blood quantum provided sufficient documentation of Indian ancestry is submitted by the applicant.

### **1 S.C.T.C. § 01.09(2) Blood Quantum Correction**

Once the degree of Tribal blood has been recorded for a Tribal Member on the Tribal Roll, it shall be changed only when a request has been received in writing, and one of the following procedures has been completed:

- (a) If the change does not involve the modification of the 1938 Base Roll, the Enrollment Committee is authorized to initiate the research into the accuracy of Indian blood degrees shown on the Tribal Roll. If a determination is made that a member's Indian blood degree has been erroneously computed, a resolution shall be prepared for Tribal Council action documenting the basis for the change and authorizing the Enrollment Committee to make the alteration for that Tribal Member and all subsequent Tribal Members affected by the change. The Tribal Member requesting the change and all other persons affected by the change shall be notified in writing of the alteration by the Tribal Council. Any person whose blood quantum has been changed has a right to appeal the decision only if the change results in disenrollment pursuant to Article VII of this Ordinance.
- (b) If the change involves an alteration to the 1938 Base Roll, only a base enrollee or a descendant of a base enrollee may request a blood quantum change. When such a request is received, the Enrollment Director shall research the request. If a determination is made that a blood quantum shown on the 1938 Base Roll is incorrect, a resolution shall be prepared for Tribal Council action requesting the Bureau of Indian Affairs approve the change and describing the evidence in support of the change. Approval of the Bureau of Indian Affairs is required. Once the Bureau of Indian Affairs Approval is received, the member requesting the change and all other persons affected by the change shall be notified in writing of the alteration by the Tribal Council. Any person affected by such an Indian blood degree change shall have the right to appeal the change only if the change results in disenrollment pursuant to Article VII of this Ordinance.

## ARTICLE X – ENROLLMENT COMMITTEE

### **1 S.C.T.C. § 01.010(1) Appointment and Computation**

The Enrollment Department shall coordinate with the Tribal Council to create the Enrollment Committee:

- (a) The Enrollment Committee must be comprised of Tribal Members;
- (b) The Enrollment Committee should contain five individuals; however, the Enrollment Committee will not be defunct if it contains more or less than five individuals; and
- (c) The Enrollment Committee should contain a majority of elder Tribal Members; however, the Enrollment Committee will not be defunct if it contains less than a majority of elder Tribal Members.
- (d) Upon seating of the Enrollment Committee, the Enrollment Committee members shall nominate a Chairperson of the Election Committee.
  - 1. The Chairperson shall be responsible for presiding over meetings, have signatory authority, and all other duties required by the Chairperson to carry out the duties of the Enrollment Committee.
  - 2. In the absence of the Chairperson, the Enrollment Committee shall elect an Enrollment Committee member to stand in for the Chairperson.

### **1 S.C.T.C. § 01.010(2) Enrollment Committee Meetings**

The Enrollment Committee must meet monthly to review enrollment applications. The Enrollment Committee may meet more or less frequently depending upon the amount of submitted enrollment applications.

### **1 S.C.T.C. § 01.010(3) Removal and Vacancy**

Any member of the Enrollment Committee may be replaced through either removal or vacancy. Upon removal or vacancy, the Enrollment Director must declare a position vacant and find a new Enrollment Committee member in accordance with *1 S.C.T.C. § 01.10(1)*.

- (a) An Enrollment Committee member may be removed upon:
  - 1. Missing three scheduled Enrollment Committee meetings;
  - 2. Committing an act(s) which compromise the integrity of the Enrollment Committee.
- (b) An Enrollment Committee position must be declared vacant upon:

1. An Enrollment Committee member has been removed;
2. An Enrollment Committee member has died;
3. An Enrollment Committee member has become ill to the point of no longer being able to perform their duties; or
4. An Enrollment Committee member has resigned.