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PETITION FOR SPECIAL GENERAL COUNCIL MEETING

Article V Section 3 of the CTUIR Constitution and Bylaws states "Meetings of the General Council may be called by the Chair of the General Council, by the Board of Trustees, or by petition signed by at least twenty (20) members of the General Council."

Therefore, we, the undersigned, respectfully submit this petition to convene a Special General Council meeting on (enter topic below):

4 Proposed Amendments that are attached and prepared by Althea Huesties-Wolf, x-1196; AltheaWolf@gmail.com

Signature		Tribal ID #
1. <i>Keysha Ashley</i>	Keysha Ashley	X-1254
2. <i>Aaron Ashley</i>	Aaron Ashley	X-1546
3. <i>Andrew Wildbill</i>	Andrew Wildbill	X-1325
4. <i>Rosenda Shippentower</i>	Rosenda Shippentower	X-384
5. <i>Doris Scott</i>	Doris Scott	X-1009
6. <i>Thomas Pierre</i>	Thomas Pierre	X-536
7. <i>Diane Pierre</i>	Diane Pierre	<del>X-536</del> X-530
8. <i>Dara Williams-Worden</i>	Dara Williams-Worden	X-1620
9. <i>Jennifer L. Mesteth</i>	Jennifer L. Mesteth	X-954
10. <i>Clarise Lynn Huesties</i>	Clarise Lynn Huesties	X-2180
11. <i>Prosper Picard</i>	Prosper Picard	X-3609
12. <i>Ashley Picard</i>	Ashley Picard	X-1550
13. <i>Sarah Picard</i>	Sarah Picard	X-919
14. <i>Euzabeth Bill</i>	Euzabeth Bill	X-1043
15. <i>Woodrow Star</i>	Woodrow Star	X-2559
16. <i>Lorena Thompson</i>	Lorena Thompson	X-707
17. <i>Malvin Jamison III</i>	Malvin Jamison III	X-890
18. <i>Robert Fosse</i>	Robert Fosse	X-1525
19. <i>Stuart Harris</i>	Stuart Harris	X-801
20. <i>Anna S Harris</i>	Anna S Harris	X-1596
21. <i>Katie Harris Murphy</i>	Katie Harris Murphy	X-1510
22. <i>Kelly George</i>	Kelly George	X-915

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*Susan Sheehy*  
*Katherine Minthorn*  
*Althea Huesties-Wolf*

*Susan Sheehy*  
*Katherine Minthorn*  
*Althea Huesties-Wolf*

*X 468*  
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*X-1190*

Upon completion of the petition with the required twenty (20) signatures, please submit this petition to the General Council Chairman who will schedule the Special General Council meeting upon receipt.

\_\_\_\_\_ Received/General Council Chairman \_\_\_\_\_ Date

Althea Huesties-Wolf  
49739 River Road  
Pendleton, Oregon -97801

Confederated Tribes of the Umatilla Indian Reservation (CTUIR)  
Office of General Council  
46411 Timine Way  
Pendleton, Oregon -97801

**April 9, 2021**

*Subject: Constitutional Amendments*

Chairman Watchman and Officers of General Council,

I am requesting a Special General Council meeting to present, discuss and decide if the following proposed amendments shall go to ballot. I request a Special General Council within the next twenty (20) days of turning in this petition. I have attached a Special General Council petition with names, signatures and enrollment numbers of General Council members per Constitutional guidelines.

All proposed amendments are constructed with respect to the following italicized Articles and Sections of our CTUIR Constitution and Bylaws:

*ARTICLE V – General Council  
Section 7*

*A quorum of the General Council shall consist of thirty (30) members. Voting on motions before the General Council may be by voice vote, show of hands, or by secret ballot, as the Chair shall direct. Voting in tribal elections shall be by secret ballot, with mail-in absentee ballots provided for those who cannot vote in person. Notice of the time, place and procedures for tribal elections shall be posted 90 days prior to the election. "Elections" include general and special elections called for the following purposes:*

*(d) To vote on proposed constitutional amendments pursuant to Article VII.*

*ARTICLE VII – Tribal Court  
Section 2*

*When a dispute before the Tribal Court requires the Court to interpret this*

*Constitution and Bylaws, the rule of law determined by the Court in interpreting this Constitution and Bylaws shall not be subject to alteration by later statutory amendment or enactment of the Board of Trustees. Court rules interpreting this Constitution and Bylaws may only be altered by subsequent decisions of the Tribal Court or by amendment of the Constitution and Bylaws pursuant to Article VIII.*

*Article VIII – Amendments*

*This Constitution and Bylaws may be amended by a majority vote of the members of the General Council at an election called for that purpose by resolution of the Board of Trustees or majority vote of the General Council, provided that such amendment receives at least fifty (50) affirmative votes. The notice of said election shall set forth the proposed amendment in full. Unless specified otherwise in the ballot text for the amendment, all amendments approved by the voters shall take effect 30 days after the certification of the election.*

Below, in the order they appear in the CTUIR Constitution and Bylaws, are four (4) Proposed Amendments with proposed ballot layout after each one. The proposed additions are in **BOLD CAPS**, while proposed deletions are ~~crossed-out~~ and in red.

PROPOSED AMENDMENT 1

*ARTICLE VI - BOARD OF TRUSTEES*  
*SECTION 2*

The members of the Board of Trustees shall consist of the Chair of the General Council as ex officio member with the right to vote, and eight (8) members of the General Council elected by the General Council. No member shall be qualified to act as a member of the Board of Trustees who is a non-resident of the 1855 Umatilla Indian Reservation **FOR ONE (1) YEAR PRIOR TO THE NOMINATION PETITION DEADLINE OF AN ELECTION. NOMINEES FOR THE BOARD OF TRUSTEES AND OFFICERS OF GENERAL COUNCIL MUST MEET THE FOLLOWING CRITERIA TO QUALIFY FOR CANDIDACY TO BE VETTED BY THE ELECTION AUTHORITY OF THE CTUIR, AND THEN MADE AVAILABLE TO GENERAL COUNCIL MEMBERS PRIOR TO AN ELECTION:**

- A. NOMINEE HAS BEEN A GENERAL COUNCIL MEMBER FOR FIVE (5) YEARS PRIOR TO THE NOMINATION PETITION DEADLINE.**

**B. NOMINEE WILL COMPLETE A CANDIDATE'S DISCLOSURE FORM AND A NOMINATION PETITION TO BE FILED FOR THE RECORD THAT IDENTIFIES THE FOLLOWING MINIMUM INFORMATION ABOUT A CANDIDATE:**

- 1. TRIBAL ENROLLMENT HISTORY**
- 2. PLACE OF RESIDENCY**
- 3. LEVEL OF EDUCATION**
- 4. FELONY RECORD**
- 5. FAMILY; DIRECT AND IN-LAW IF MARRIED**
- 6. BUSINESS TRANSACTIONS CANDIDATE AND/OR THEIR FAMILY ARE PARTY TO**
- 7. CAMPAIGN FUNDING SOURCE(S)**

**YES, I SUPPORT THIS PROPOSED AMENDMENT \_\_\_\_\_**

**NO, I DO NOT SUPPORT THIS PROPOSED AMENDMENT \_\_\_\_\_**

**PROPOSED AMENDMENT 2**

***ARTICLE VI - BOARD OF TRUSTEES***  
***SECTION 2***

The members of the Board of Trustees shall consist of the Chair of the General Council as ex officio member with the right to vote, and eight (8) members of the General Council elected by the General Council. No member shall be qualified to act as a member of the Board of Trustees who is a non-resident of the 1855 Umatilla Indian Reservation

**THE BOARD OF TRUSTEES CHAIR AND VICE-CHAIR, AND CHAIR AND VICE-CHAIR OF THE GENERAL COUNCIL SHALL ONLY BEEN ENROLLED WITH THE CTUIR IN THEIR LIFETIME.**

**YES, I SUPPORT THIS PROPOSED AMENDMENT \_\_\_\_\_**

**NO, I DO NOT SUPPORT THIS PROPOSED AMENDMENT \_\_\_\_\_**

PROPOSED AMENDMENT 3

*ARTICLE VI - BOARD OF TRUSTEES*  
*SECTION 5*

Whenever, in the opinion of a majority of the entire Board of Trustees, any member of the Board of Trustees has been guilty of **MISCONDUCT, CORRUPTION, HARASSMENT, OR** gross neglect of duty, it shall certify its opinion, together with the reasons therefore, to the General Council, which shall have the power to remove said member from office and to elect a successor. The member who is so accused shall have the right to receive a copy of the charges against him at least twenty (20) days in advance of the meeting of the General Council at which the question of removal and of selection of a successor are to be voted on, and shall be entitled to appear at said meeting and answer said charges.

YES, I SUPPORT THIS PROPOSED AMENDMENT \_\_\_\_\_

NO, I DO NOT SUPPORT THIS PROPOSED AMENDMENT \_\_\_\_\_

PROPOSED AMENDMENT 4

**ARTICLE VIII - AMENDMENTS**

This Constitution and Bylaws may be amended by a majority vote of the members of the General Council at an election called for that purpose by resolution of the Board of Trustees or majority vote of the General Council, provided that such **ELECTION** ~~amendment~~ receives at least **TEN PERCENT (10%)** ~~fifty (50)~~ ~~affirmative votes~~ **OF THE ELIGIBLE CTUIR VOTING POPULATION WITH A THREE-FIFTHS MAJORITY APPROVAL OF A PROPOSED AMENDMENT.** The notice of said election shall set forth the proposed amendment in full. Unless specified otherwise in the ballot text for the amendment, all amendments approved by the voters shall take effect 30 days after the certification of the election.

YES, I SUPPORT THIS PROPOSED AMENDMENT \_\_\_\_\_

NO, I DO NOT SUPPORT THIS PROPOSED AMENDMENT \_\_\_\_\_

Quick Information Guide on Proposed Amendments

Proposed Amendment	What is the change addressing?	What are the costs and impacts?
<p>(1)</p> <p><i>ARTICLE VI - BOARD OF TRUSTEES</i> <i>SECTION 2</i></p> <p>The members of the Board of Trustees shall consist of the Chair of the General Council as ex officio member with the right to vote, and eight (8) members of the General Council elected by the General Council. No member shall be qualified to act as a member of the Board of Trustees who is a non-resident of the 1855 Umatilla Indian Reservation</p> <p><b>FOR ONE (1) YEAR PRIOR TO THE NOMINATION PETITION DEADLINE DATE OF AN ELECTION. NOMINEES FOR THE BOARD OF TRUSTEES AND OFFICERS OF GENERAL COUNCIL MUST MEET THE FOLLOWING CRITERIA TO QUALIFY FOR CANDIDACY TO BE VETTED BY THE ELECTION AUTHORITY OF THE CTUIR, AND THEN MADE AVAILABLE TO GENERAL COUNCIL MEMBERS PRIOR TO AN ELECTION:</b></p> <p><b>A. NOMINEE HAS BEEN A GENERAL COUNCIL MEMBER FOR FIVE (5) YEARS PRIOR TO THE NOMINATION PETITION DEADLINE.</b></p> <p><b>B. NOMINEE WILL COMPLETE A CANDIDATE’S DISCLOSURE FORM AND A NOMINATION PETITION TO BE FILED FOR THE RECORD THAT IDENTIFIES THE FOLLOWING MINIMUM INFORMATION ABOUT A CANDIDATE:</b></p> <ol style="list-style-type: none"> <li><b>1. TRIBAL ENROLLMENT HISTORY</b></li> <li><b>2. PLACE OF RESIDENCY</b></li> <li><b>3. LEVEL OF EDUCATION</b></li> <li><b>4. FELONY RECORD</b></li> <li><b>5. FAMILY; DIRECT AND IN-LAW IF MARRIED</b></li> <li><b>6. BUSINESS TRANSACTIONS CANDIDATE AND/OR THEIR FAMILY ARE PARTY TO</b></li> <li><b>7. CAMPAIGN FUNDING SOURCE(S)</b></li> </ol>	<p><b>Section 2, A.</b> Establishes minimum amount of time a nominee must be enrolled CTUIR in order to seek office</p> <p><b>Section 2, B.</b> Candidate’s Disclosure Form establishes a level of accountability to voters, while not being restrictive:</p> <ol style="list-style-type: none"> <li>1. Federal Tribal membership(s) beyond the CTUIR if applicable;</li> <li>2. Residency, in relation to current Constitutional requirements for 1 year prior to the Nomination Petition Deadline date for submittal;</li> <li>3. Duties of the BOT/GC have varying levels of comprehension, communication and technical skills;</li> <li>4. Felony record for transparency;</li> <li>5. Family, as described in the BOT Procedures Code, promotes transparency;</li> <li>6. Individual and/or family business venture to establish any potential conflicts of interest;</li> <li>7. Campaign funding sources for transparency and to establish that no outside entities are influencing our tribal elections beyond the General Council membership.</li> </ol>	<p>Costs will increase for the time needed to create a Candidate’s Disclosure Form. Vetting the information will increase election process. Unsure who would cover a felony background check; the candidate, a service already covered by tribal police, or the Election Commission. There will be an additional cost to store records, and perhaps the addition of an Election staff to account for added Election Authority in the Constitution and Bylaws.</p> <p>Information in the Candidate Disclosure Form acts as a foundation tool for voters to evaluate all candidates on an even scale. Election Commission could, if they choose, add more questions to a Disclosure Form, but candidates are only required to answer what is in the Constitution and Bylaws.</p> <p>Added costs will include time on the part of candidates, depending on the Election Commission policies, should amendment pass, additional paperwork might be required to supplement Candidate Disclosure Form.</p>
<p>(2)</p> <p><i>ARTICLE VI - BOARD OF TRUSTEES</i> <i>SECTION 2</i></p>	<p>Focuses on future generations, establishes a bonus requirement for positions that</p>	<p>Requires more time from Election Commission, so will increase election costs and</p>



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<p>(3)</p> <p><i>ARTICLE VI - BOARD OF TRUSTEES</i> <i>SECTION 5</i></p> <p>Whenever, in the opinion of a majority of the entire Board of Trustees, any member of the Board of Trustees has been guilty of <b>MISCONDUCT, CORRUPTION, HARASSMENT, OR</b> gross neglect of duty, it shall certify its opinion, together with the reasons therefore, to the General Council, which shall have the power to remove said member from office and to elect a successor. The member who is so accused shall have the right to receive a copy of the charges against him at least twenty (20) days in advance of the meeting of the General Council at which the question of removal and of selection of a successor are to be voted on, and shall be entitled to appear at said meeting and answer said charges.</p>	<p>Adding direct wordage empowers BOT to regulate themselves; to act should such behaviors occur at the highest level of tribal government while promoting transparency with constituents about why a BOT are taking removal actions against a member. Legal review will require updates to applicable policies; for example the BOT Procedures Code would be able to articulate proposed amendment wordage in the form of Code of Conduct Chapter that would support BOT to regulate itself and not a separate entity.</p>	<p>Costs will be wages of staff to make amendments and updates.</p>
<p>(4)</p> <p><b>ARTICLE VIII - AMENDMENTS</b></p> <p>This Constitution and Bylaws may be amended by a majority vote of the members of the General Council at an election called for that purpose by resolution of the Board of Trustees or majority vote of the General Council, provided that such <b>ELECTION amendment</b> receives at least <b>TEN PERCENT (10%)</b> <del>fifty (50)</del> <b>affirmative votes OF THE ELIGIBLE CTUIR VOTING POPULATION WITH A THREE-FIFTHS MAJORITY APPROVAL OF A PROPOSED AMENDMENT.</b> The notice of said election shall set forth the proposed amendment in full. Unless specified otherwise in the ballot text for the amendment, all amendments approved by the voters shall take effect 30 days after the certification of the election.</p>	<p>Update is a reflection of voter turnout to ensure a standard is set for voter participation AND proper outreach occurs so voters are comfortable in accepting changes to the Constitution and Bylaws.</p>	<p>Costs will be wages of staff to update policies and articulate new processes in the tribal government system to ensure Constitution is adhered to.</p>

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