PONCA TRIBE OF NEBRASKA
LAW & ORDER CODE
TABLE OF CONTENTS

TITLE I
GENERAL PROVISIONS

CHAPTER 1 PRELIMINARY PROVISIONS

Section 1-1-1	Constitutional Authority	I-1
Section 1-1-2	Designation of Code	I-1
Section 1-1-3	Effective Date of Enactments	I-1
Section 1-1-4	Retroactive Effect of Enactments	I-2
Section 1-1-5	Prior Inconsistent Ordinances Repealed	I-2
Section 1-1-6	Amendment of Code	I-2
Section 1-1-7	Applicability	I-2
Section 1-1-8	General Rules of Construction	I-3
Section 1-1-9	Words and Phrases	I-4
Section 1-1-10	Tense, Number, and Gender	I-4
Section 1-1-11	Severability	I-4
Section 1-1-12	Sovereignty and Sovereign Immunity	I-4
Section 1-1-13	Definitions	I-5
Section 1-1-14	Principles of Common Law	I-10
Section 1-1-15	Legal Holidays	I-10
Section 1-1-16	Closure of Offices	I-11
Section 1-1-17	Computation of Time	I-12

CHAPTER 2 ESTABLISHMENT OF COURTS; JUDGES AND OTHER COURT PERSONNEL

Section 1-2-1	Definitions	I-12
Section 1-2-2	Courts Established	I-13
Section 1-2-3	Court of Appeals	I-13
Section 1-2-4	Justices and Judges	I-13
Section 1-2-5	Selection of Justices and Judges	I-13
Section 1-2-6	Judges Pro Tempore	I-14
Section 1-2-7	Removal of Judges	I-16
Section 1-2-8	Powers and Duties of Judges	I-16
Section 1-2-9	Disqualification of Judges	I-17
Section 1-2-10	Separation of Powers	I-18
Section 1-2-11	Oath of Office of Judge	I-18
Section 1-2-12	Court Personnel	I-18
Section 1-2-13	Court Forms	I-19
Section 1-2-14	Law & Justice Committee	I-19
Section 1-2-15	Locations/Sessions of Court	I-21
Section 1-2-16	Rules of the Court Procedures	I-22
Section 1-2-17	Rules of Professional Conduct	I-22
Section 1-2-18	Tribal Court Funds	I-24

CHAPTER 3 CONTEMPT AND PERJURY

Section 1-3-1	Contempt of Court	I-24
Section 1-3-2	Consequences for Contempt	I-25
Section 1-3-3	Summary Contempt Procedures	I-25

Section 1-3-4 Contempt by Notice and Hearing I-26
Section 1-3-5 Disqualification of Judge I-26
Section 1-3-6 Appeal I-27
Section 1-3-7 Unsworn Declarations I-27
Section 1-3-8 Perjury I-28

CHAPTER 4 JURISDICTION
Section 1-4-1 Territorial Jurisdiction I-29
Section 1-4-2 Personal Jurisdiction I-29
Section 1-4-3 Subject Matter Jurisdiction I-31
Section 1-4-4 Concurrent Jurisdiction I-32
Section 1-4-5 Jurisdiction of Court of Appeals I-32

CHAPTER 5 LEGAL COUNSEL
Section 1-5-1 Definitions I-33
Section 1-5-2 Right to Representation I-33
Section 1-5-3 Unlawful Representation and Practice of Law I-34
Section 1-5-4 Eligibility for Admission I-34
Section 1-5-5 Procedure for Admission I-35
Section 1-5-6 Fees I-36
Section 1-5-7 Oath of Legal Counsel I-36
Section 1-5-8 Duties and Standards of Conduct I-38
Section 1-5-9 Discipline I-38
Section 1-5-10 Non-Admitted Attorneys I-40

CHAPTER 6 SUBPOENAS AND SERVICE OF OTHER PAPERS
Section 1-6-1 Issuance of Subpoenas I-40
Section 1-6-2 Services of Subpoenas I-41
Section 1-6-3 Service on Tribe I-41

CHAPTER 7 SOVEREIGNTY AND IMMUNITY
Section 1-7-1 Adoption by Reference I-42
Section 1-7-2 Actions Involving the Tribe I-43
Section 1-7-3 Immunities I-43
Section 1-7-4 Waiver of Immunity I-45
Section 1-7-5 Exempt Property I-51

CHAPTER 8 TRIBAL CONTRACTS
Section 1-8-1 Definitions I-52
Section 1-8-2 Purpose, Applicability, and Scope I-53
Section 1-8-3 Principles of Tribal Contracts I-55
Section 1-8-4 General Requirements of Tribal Contracts I-56
Section 1-8-5 Preference in Contracting I-61
Section 1-8-6 Contractor Responsibility I-62
Section 1-8-7 Data and Information Under Tribal Contracts I-64
Section 1-8-8 Confidentiality Clauses I-65
Section 1-8-9 Payments under Tribal Contracts I-66
Section 1-8-10 Validity of Certain Contract Provisions I-69
Section 1-8-11 Corrupt Practices I-73
Section 1-8-12 False Claims I-77
Section 1-8-13 Suspension and Debarment I-79
Section 1-8-14 Law Applicable I-83

Section 1-8-15 Choice of Tribunal I-87
Section 1-8-16 Contract Claims I-92

CHAPTER 9 LIMITATIONS OF ACTIONS
Section 1-9-1 Accrual of Action I-100
Section 1-9-2 Contracts and Agreements I-101
Section 1-9-3 Injury and Torte I-101
Section 1-9-4 General Limitation I-101
Section 1-9-5 Actions Involving the Tribe I-101
Section 1-9-6 Foreign Judgments and Actions I-102
Section 1-9-7 Tolling of Limitations I-103
Section 1-9-8 Recognition of Foreign Court Orders/Judgements I-104

CHAPTER 10 CONDUCT ON TRIBAL PROPERTY
Section 1-10-1 Purpose I-105
Section 1-10-2 Definitions I-105
Section 1-10-3 Prohibition of Weapons; Exceptions I-105
Section 1-10-4 Authorization to Carry Weapons I-108
Section 1-10-5 Disorderly Conduct I-109
Section 1-10-6 Denial of Access I-110
Section 1-10-7 Savings I-111

TITLE II
RULES OF PROCEDURE IN CIVIL ACTIONS

CHAPTER 1 GENERAL PROVISIONS
Section 2-1-1 Scope of Rules; Definitions II-1
Section 2-1-2 One Form of Action II-1
Section 2-1-3 Construction II-1
Section 2-1-4 Collateral References II-2
Section 2-1-5 Authority of Tribal Court Administrator II-3
Section 2-1-6 Unsworn Declarations under Penalty of Perjury II-3
Section 2-1-7 Citation II-3

CHAPTER 2 COMMENCEMENT OF ACTION AND SERVICE OF PROCESS
Section 2-2-1 Commencement of Action II-3
Section 2-2-2 Summons II-3
Section 2-2-3 Waiver of Services II-4
Section 2-2-4 Service of Summons and Complaint II-6
Section 2-2-5 Servics of Other Papers II-11
Section 2-2-6 Filing II-13
Section 2-2-7 Challenge to Tribal Law II-14
Section 2-2-8 Time II-14
Section 2-2-9 Proceeding Without Prepaying Fees or Cost II-15
Section 2-2-10 Appearance of Counsel II-16
Section 2-2-11 No Filing Fees for Tribe II-16

CHAPTER 3 PLEADINGS AND MOTIONS
Section 2-3-1 Pleadings Allowed II-16
Section 2-3-2 Motions and Orders II-16
Section 2-3-3 General Rules of Pleading II-18
Section 2-3-4 Form of Pleadings II-20

Section 2-3-5	Signing of Pleadings	II-21
Section 2-3-6	Defenses and Objections	II-23
Section 2-3-7	Counterclaim or Crossclaim	II-26
Section 2-3-8	Third Party Practice	II-26
Section 2-3-9	Amendment of Pleadings	II-28
Section 2-3-10	Sealing and Unsealing Court Records	II-28

CHAPTER 4 PARTIES

Section 2-4-1	Parties	II-32
Section 2-4-2	Joinder of Claims	II-33
Section 2-4-3	Required Joinder of Parties	II-34
Section 2-4-4	Permissive Joinder of Parties	II-34
Section 2-4-5	Intervention	II-35
Section 2-4-6	Substitution of Parties	II-36

CHAPTER 5 DISCLOSURE AND DISCOVERY

Section 2-5-1	Prompt Disclosure	II-36
Section 2-5-2	Discovery Generally	II-39
Section 2-5-3	Oral Depositions	II-40
Section 2-5-4	Written Depositions	II-42
Section 2-5-5	Interrogatories	II-43
Section 2-5-6	Production, Entry, or Inspection	II-43
Section 2-5-7	Physical and Mental Examinations	II-44
Section 2-5-8	Requests for Admission	II-45
Section 2-5-9	Failure to Make Disclosures or Discovery	II-46

CHAPTER 6 TRIALS

Section 2-6-1	Assigning Case for Trial	II-49
Section 2-6-2	Dismissal of Actions	II-49
Section 2-6-3	Consolidation; Separate Trials	II-52
Section 2-6-4	Evidence and Testimony	II-52
Section 2-6-5	Subpoenas	II-54
Section 2-6-6	Judgment as a Matter of Law; Motion for New Trial; Conditional Ruling	II-58
Section 2-6-7	Burdens of Proof; Standards of Review	II-59
Section 2-6-8	Findings and Conclusions by the Court	II-60

CHAPTER 7 JUDGMENT

Section 2-7-1	Judgments; Costs	II-61
Section 2-7-2	Default	II-64
Section 2-7-3	Summary Judgment	II-65
Section 2-7-4	Declaratory Judgments	II-68
Section 2-7-5	Entry of Judgment	II-68
Section 2-7-6	Satisfaction of Judgment	II-69
Section 2-7-7	New Trials; Altering or Amending Judgment	II-70
Section 2-7-8	Relief From Judgment or Order	II-72
Section 2-7-9	Harmless Error	II-74
Section 2-7-10	Stay of Proceedings to Enforce Judgment	II-74
Section 2-7-11	Disability or Disqualification of a Judge	II-75

CHAPTER 8 PROVISIONAL AND FINAL REMEDIES

Section 2-8-1 Injunctions and Restraining Orders II-77
Section 2-8-2 Extraordinary Writs II-79
Section 2-8-3 Offer of Judgment II-79
Section 2-8-4 Execution II-81

CHAPTER 9 APPELLATE PROCEDURE
Section 2-9-1 Court of Appeals; Scope; Title II-83
Section 2-9-2 Suspension of Rules II-84
Section 2-9-3 Appeal as of Right - How Taken II-84
Section 2-9-4 Appeal as of Right - When Taken II-85
Section 2-9-5 Appeal by Permission II-86
Section 2-9-6 Bonds on Appeal II-88
Section 2-9-7 Stay or Injunction Pending Appeal II-90
Section 2-9-8 The Record of Appeal II-91
Section 2-9-9 Docketing the Appeal; Failing the Record; Representation II-92
Section 2-9-10 Writs of Mandamus and Prohibition Against Trial Court II-93
Section 2-9-11 Proceeding Without Prepaying Fees or Costs II-94
Section 2-9-12 Filing and Service II-96
Section 2-9-13 Extending Time II-96
Section 2-9-14 Motions II-97
Section 2-9-15 Briefs II-99
Section 2-9-16 Cross-Appeals II-102
Section 2-9-17 Brief of Amicus Curiae II-103
Section 2-9-18 Serving and Filing Briefs II-105
Section 2-9-19 Form of Briefs and Other Papers II-105
Section 2-9-20 Appeal Conferences II-108
Section 2-9-21 Oral Argument II-108
Section 2-9-22 Standard of Review II-109
Section 2-9-23 Decision of the Court of Appeals II-111
Section 2-9-24 Entry of Judgment; Notice II-112
section 2-9-25 Interest on Judgment II-112
Section 2-9-26 Frivolous Appeal II-113
Section 2-9-27 Costs and Legal Counsel Fees II-113
Section 2-9-28 Petition for Rehearing II-115
Section 2-9-29 Mandate II-116
Section 2-9-30 Dismissal of Appeal II-116
Section 2-9-31 Certifications of Question of Law II-118
Section 2-9-32 Case Involving a Constitutional Question When the Tribe is Not a Party II-121

TITLE III
CHILDREN AND WELFARE

CHAPTER 1 GENERAL PROVISIONS
Section 3-1-1 Purpose III-1
Section 3-1-2 Definitions III-2

CHAPTER 2 DEPARTMENT OF SOCIAL SERVICES
Section 3-2-1 Establishment III-5

Section 3-2-2 General Authority III-6
Section 3-2-3 Child Services Workers III-6
Section 3-2-4 Rules and Regulations III-7
Section 3-2-5 Foster Care Licensing III-8
Section 3-2-6 Group Home Licensing III-8
Section 3-2-7 Confidentiality III-9
Section 3-2-8 Voluntary Placement Agreements III-10
Section 3-2-9 Permanency Planning III-11
Section 3-2-10 Use of Other Resources III-11

CHAPTER 3 TRIBAL COURT
Section 3-3-1 Subject Matter Jurisdiction III-12
Section 3-3-2 Personal Jurisdiction III-12
Section 3-3-3 Transfer from Other Courts III-13
Section 3-3-4 Transfer to Other Courts III-14
Section 3-3-5 Proceedings in Best Interests III-15
Section 3-3-6 Procedure III-15
Section 3-3-7 Rights of Parties III-16
Section 3-3-8 Conduct of Hearings III-16
Section 3-3-9 Continuance III-17
Section 3-3-10 Witness Lists and Subpoenas III-18
Section 3-3-11 Notices of Hearings III-18
Section 3-3-12 Use of Social Services III-19
Section 3-3-13 Appointment of Personnel for Children and Wards III-20
Section 3-3-14 Confidentiality of Court Records III-20

CHAPTER 4 INDIAN CHILD WELFARE ACT REQUIREMENTS
Section 3-4-1 Purpose III-20
Section 3-4-2 Definitions III-21
Section 3-4-3 Enforcement III-21
Section 3-4-4 Receipt of ICWA Notices III-21
Section 3-4-5 Indian Child Welfare Advisory Board III-22
Section 3-4-6 Qualified Expert Witnesses III-23
Section 3-4-7 Placement Preferences III-23
Section 3-4-8 Release of Information for Placement III-23
Section 3-4-9 Intervention III-24
Section 3-4-10 Seeking Transfer from Other Court III-25
Section 3-4-11 Transfer from Other Court III-26
Section 3-4-12 Procedures for Transfer from Other Court III-26

Section 3-4-13 Contents of Petitions to Accept Transfer III-27
Section 3-4-14 Contents of Recommendation to Decline Transfer III-28
Section 3-4-15 Order Accepting Transfer III-28
Section 3-4-16 Order Declining Transfer III-29
Section 3-4-17 Recognition of Transferring Court Proceedings III-30

CHAPTER 5 REPORTING AND INVESTIGATING ABUSE AND NEGLECT
Section 3-5-1 Reporting of Abuse or Neglect III-30
Section 3-5-2 Immunity from Liability III-32
Section 3-5-3 Fine for Not Reporting III-33

Section 3-5-4	Central Registry	III-33
Section 3-5-5	Investigation of Reports	III-34
Section 3-5-6	Confidentiality	III-35
Section 3-5-7	Release of Information	III-35

CHAPTER 6 CHILDREN IN NEED OF ASSISTANCE

Section 3-6-1	Purpose	III-36
Section 3-6-2	Child in Need of Assistance Define	III-36
Section 3-6-3	Best Interests of Child Defined	III-37
Section 3-6-4	Voluntary Surrender of Infant Child	III-38
Section 3-6-5	Child Protection Teams	III-38
Section 3-6-6	Tribal Attorney to Represent the Tribe	III-41
Section 3-6-7	Proceedings of a Civil Nature	III-41
Section 3-6-8	Continuing Jurisdiction	III-41
Section 3-6-9	Proceedings Involving Child of Another Tribe	III-42
Section 3-6-10	Standards for Involuntary Removal	III-42
Section 3-6-11	Placement Preferences	III-43
Section 3-6-12	Placement of Children Outside of Home	III-44
Section 3-6-13	Emergency Removal of Children	III-45
Section 3-6-14	Hearings on Emergency Removal	III-46
Section 3-6-15	Initiation of Proceedings	III-48
Section 3-6-16	Summons and Service of Process	III-49
Section 3-6-17	Responsive Pleading	III-50
Section 3-6-18	Support for Child Placed Outside of Home	III-50
Section 3-6-19	Testimonial privileges Abrogated	III-50
Section 3-6-20	Orders for Examinations	III-50
Section 3-6-21	Protective Orders	III-51
Section 3-6-22	Proceeding on Petition	III-52
Section 3-6-23	Reports to Court	III-53
Section 3-6-24	Advisory Hearing	III-55
Section 3-6-25	Order After Advisory Hearing	III-55
Section 3-6-26	Adjudicatory Hearing	III-56
Section 3-6-27	Order After Adjudicatory Hearing	III-57
Section 3-6-28	Dispositional Report	III-58
Section 3-6-29	Dispositional Hearing	III-58
Section 3-6-30	Order After Dispositional Hearing	III-59
Section 3-6-31	Review Hearings	III-60
Section 3-6-32	Order After Review Hearing	III-61
Section 3-6-33	Permanency Hearing	III-62
Section 3-6-34	Order After Permanency Hearing	III-63
Section 3-6-35	Modification or Setting Aside Order or Decree	III-63

CHAPTER 7 CHILD OFFENDERS

Section 3-7-1	Purpose	III-64
Section 3-7-2	Definition of Child Offender	III-64
Section 3-7-3	Status Offenses	III-65
Section 3-7-4	Tribal Attorney to Represent the Tribe	III-65
Section 3-7-5	Proceedings of a Civil Nature	III-65
Section 3-7-6	Continuing Jurisdiction	III-66
Section 3-7-7	Standards for Involuntary Removal	III-66
Section 3-7-8	Placement Preferences	III-67

Section 3-7-9	Initiation of Proceedings	III-68
Section 3-7-10	Summons and Service of Process	III-69
Section 3-7-11	Responsive Pleading	III-70
Section 3-7-12	Support for Child Placed Outside of Home	III-70
Section 3-7-13	Orders for Examinations	III-70
Section 3-7-14	Proceeding on Petition	III-71
Section 3-7-15	Informal Conference	III-72
Section 3-7-16	Consent Decree	III-72
Section 3-7-17	Reports to Court	III-73
Section 3-7-18	Advisory Hearing	III-75
Section 3-7-19	Order After Advisory Hearing	III-76
Section 3-7-20	Adjudicatory Hearing	III-76
Section 3-7-21	Order After Adjudicatory Hearing	III-77
Section 3-7-22	Dispositional Report	III-78
Section 3-7-23	Dispositional Hearing	III-78
Section 3-7-24	Order After Dispositional Hearing	III-79
Section 3-7-25	Review Hearings	III-82
Section 3-7-26	Order After Review Hearing	III-83
Section 3-7-27	Modification or Setting Aside Order or Decree	III-83
Section 3-7-28	Prohibition on Subsequent Petition	III-84

CHAPTER 8 TERMINATION OF PARENTAL RIGHTS

Section 3-8-1	Purpose	III-84
Section 3-8-2	Voluntary Termination of Parental Rights	III-85
Section 3-8-3	Retention of Privileges	III-85
Section 3-8-4	Involuntary Termination of Parental Rights	III-86
Section 3-8-5	Continuing Jurisdiction	III-88
Section 3-8-6	Proceedings Involving Child of Another Tribe	III-89
Section 3-8-7	Initiation of Proceedings	III-89
Section 3-8-8	When Proceedings Mandated	III-91
Section 3-8-9	Pre-Termination Report	III-92
Section 3-8-10	Summons and Service of Process	III-92
Section 3-8-11	Responsive Pleading	III-93
Section 3-8-12	Hearing on Petition	III-93
Section 3-8-13	Order Terminating Parental Rights	III-94
Section 3-8-14	Notice of Termination of Parental Rights	III-95
Section 3-8-15	Restoration of Parental Rights	III-95

CHAPTER 9 GUARDIANSHIP AND CONSERVATORSHIP

Section 3-9-1	Purpose	III-97
Section 3-9-2	Definitions	III-97
Section 3-9-3	When Guardianship Permitted	III-98
Section 3-9-4	When Conservatorship Permitted	III-99
Section 3-9-5	Requirements for Finding Incapacity	III-99
Section 3-9-6	Eligibility for Appointment	III-100
Section 3-9-7	Continuing Jurisdiction	III-101
Section 3-9-8	Proceedings Involving Child of Another Tribe	III-102
Section 3-9-9	Initiation of Proceedings	III-102
Section 3-9-10	Appointment in other Proceedings	III-104
Section 3-9-11	Summons and Service of Process	III-105

Section 3-9-12	Responsive Pleading	III-105
Section 3-9-13	Orders for Examinations	III-106
Section 3-9-14	Initial Hearing	III-107
Section 3-9-15	Temporary Guardianship or Conservatorship	III-107
Section 3-9-16	Hearing on Petition	III-109
Section 3-9-17	Order of Appointment	III-110
Section 3-9-18	Acceptance of Appointments	III-112
Section 3-9-19	Oath	III-112
Section 3-9-20	Consent to Jurisdiction	III-112
Section 3-9-21	Security	III-113
Section 3-9-22	Letters	III-113
Section 3-9-23	Review Hearings	III-113
Section 3-9-24	Powers and Duties of Guardians	III-113
Section 3-9-25	Powers and Duties of Conservators	III-116
Section 3-9-26	Limited Guardians and Conservators	III-119
Section 3-9-27	Fiduciary Duties of Guardians and Conservators	III-119
Section 3-9-28	Liability to Ward	III-119
Section 3-9-29	Liability to Third Persons	III-120
Section 3-9-30	Transactions with Guardian or Conservator	III-121
Section 3-9-31	Reimbursement	III-121
Section 3-9-32	Compensation	III-121
Section 3-9-33	Reports	III-122
Section 3-9-34	Automatic Termination	III-123
Section 3-9-35	Modification or Termination by Court	III-124
Section 3-9-36	Resignation of Guardian or Conservator	III-125
Section 3-9-37	Appointment of Successor	III-125
Section 3-9-38	Final Report	III-125
Section 3-9-39	Civil Fines	III-126

CHAPTER 10 ADOPTION OF CHILDREN

Section 3-10-1	Purpose	III-126
Section 3-10-2	Who May be Adopted	III-126
Section 3-10-3	Who May Adopt	III-126
Section 3-10-4	Recognition of Customary Adoption	III-127
Section 3-10-5	Consent to Adoption; Waiver	III-127
Section 3-10-6	Form of Consent	III-129
Section 3-10-7	Withdrawal of Consent	III-130
Section 3-10-8	Proceedings Involving Child of Another Tribe	III-130
Section 3-10-9	Nature of Adoption	III-131
Section 3-10-10	Placemen Preferences	III-132
Section 3-10-11	Initiation of Proceedings	III-133
Section 3-10-12	Summons and Service of Process	III-135
Section 3-10-13	Responsive Pleading	III-136
Section 3-10-14	Notice to Department	III-136
Section 3-10-15	Investigation and Recommendation	III-136
Section 3-10-16	Requirements to Complete Adoption	III-138
Section 3-10-17	Affidavit of Non-Identifying Information	III-138
Section 3-10-18	Hearing on Petition	III-140
Section 3-10-19	Order After Hearing	III-141
Section 3-10-20	Notice of Adoption	III-143
Section 3-10-21	Effect of Decree	III-143

Section 3-10-22 Dismissal After Death; Exception III-144
Section 3-10-23 Sealing of Records in Closed Adoption III-144
Section 3-10-24 Vacating Decree III-145
Section 3-10-25 Irregularities; Curative Period III-145

CHAPTER 11 EMANCIPATION
Section 3-11-1 Purpose III-145
Section 3-11-2 Emancipated Minor Defined III-145
Section 3-11-3 Initiation of Proceedings III-146
Section 3-11-4 Summons and Service of Process III-147
Section 3-11-5 Responsive Pleading III-148
Section 3-11-6 Notice of Hearing; Waiver III-148
Section 3-11-7 Hearing on Petition III-149
Section 3-11-8 Order After Hearing III-150
Section 3-11-9 Effect of Emancipation III-151
Section 3-11-10 Effect of Fraud III-152
Section 3-11-11 Review and Revocation III-153

TITLE IV
DOMESTIC RELATIONS

CHAPTER 1 GENERAL PROVISIONS
Section 4-1-1 Purpose and Policy IV-1
Section 4-1-2 Definitions IV-1
Section 4-1-3 Subject Matter Jurisdiction IV-2
Section 4-1-4 Personal Jurisdiction IV-2
Section 4-1-5 Procedure IV-4
Section 4-1-6 Rights of Parties IV-4
Section 4-1-7 Summons and Service of Process IV-5
Section 4-1-8 Omission of Address from Pleadings IV-5
Section 4-1-9 Responsive Pleading IV-6
Section 4-1-10 Conduct of Hearings IV-6
Section 4-1-11 Witness Lists and Subpoenas IV-7
Section 4-1-12 Notices of hearings IV-7
Section 4-1-13 Appointment of Guardian Ad Litem IV-8
Section 4-1-14 Severability IV-8
Section 4-1-15 Sovereign Immunity IV-8

CHAPTER 2 MARRIAGE
Section 4-2-1 Purpose IV-9
Section 4-2-2 Jurisdiction IV-9
Section 4-2-3 Nature of Marriage IV-9
Section 4-2-4 Who May Marry IV-9
Section 4-2-5 Prohibited Marriages IV-10
Section 4-2-6 Marriage License & Certificate IV-10
Section 4-2-7 License to Marry IV-11
Section 4-2-8 Judicial Approval IV-11
Section 4-2-9 Solemnization and Registration IV-12
Section 4-2-10 Common Law and Traditional Marriage IV-13
Section 4-2-11 Domestic Partnership IV-14

Section 4-2-12 Putative Spouse IV-15
Section 4-2-13 Existing Marriages IV-16

CHAPTER 3 INVALIDITY OF MARRIAGE
Section 4-3-1 Purpose IV-16
Section 4-3-2 Authority of Court IV-16
Section 4-3-3 Grounds for Invalidity IV-16
Section 4-3-4 Initiation of Proceedings IV-17
Section 4-3-5 Hearing on Petition IV-18
Section 4-3-6 Order on Invalidity IV-19
Section 4-3-7 Time Limit for Action IV-19
Section 4-3-8 Legitimacy of Children IV-20
Section 4-3-9 Conclusiveness of Declaration IV-20
Section 4-3-10 Other Provisions of Title IV-20

CHAPTER 4 DISSOLUTION AND SEPARATION
Section 4-4-1 Purpose IV-20
Section 4-4-2 Authority of Court IV-20
Section 4-4-3 Grounds for Dissolution IV-21
Section 4-4-4 Initiation of Proceedings IV-21
Section 4-4-5 Temporary Orders IV-22
Section 4-4-6 Separation Agreements IV-24
Section 4-4-7 Hearing on Petition IV-26
Section 4-4-8 Decree IV-27
Section 4-4-9 Disposition of Property IV-28
Section 4-4-10 Maintenance IV-30
Section 4-4-11 Child Custody IV-32
Section 4-4-12 Child Support IV-32
Section 4-4-13 Legal Counsel's Fees IV-32
Section 4-4-14 Independence of Provisions of Decree IV-33
Section 4-4-15 Modification and Termination of Decree IV-33

CHAPTER 5 CHILD CUSTODY AND VISITATION
Section 4-5-1 Purpose IV-34
Section 4-5-2 Definitions IV-34
Section 4-5-3 Jurisdiction IV-35
Section 4-5-4 Continuing Jurisdiction IV-36
Section 4-5-5 Custody of Child IV-36
Section 4-5-6 Visitation IV-38
Section 4-5-7 Custody and Visitation When Sexual Assault IV-40
Section 4-5-8 Allocation of Parental Responsibilities IV-40
Section 4-5-9 Best Interests of Child IV-41
Section 4-5-10 Initiation of Proceedings IV-44
Section 4-5-11 Child Custody in Other Proceedings IV-46
Section 4-5-12 Temporary Orders IV-46
Section 4-5-13 Interviews IV-47
Section 4-5-14 Investigations and Reports IV-47
Section 4-5-15 Parenting Plan IV-48
Section 4-5-16 Hearing on Petition IV-52
Section 4-5-17 Custody Decree IV-53

Section 4-5-18	Supervision	IV-53
Section 4-5-19	Modification of Custody Decree	IV-55
Section 4-5-20	Enforcement of Custody Decree	IV-58
Section 4-5-21	Interference with Custody	IV-59
Section 4-5-22	Foreign Custody Decrees	IV-59

CHAPTER 6 CHILD SUPPORT

Section 4-6-1	Purpose	IV-62
Section 4-6-2	Definitions	IV-63
Section 4-6-3	Continuing Jurisdiction	IV-64
Section 4-6-4	Confidentiality of Court Records	IV-65
Section 4-6-5	Confidentiality of Hearings	IV-66
Section 4-6-6	Child Support Guidelines	IV-66
Section 4-6-7	Duty to Support Child	IV-69
Section 4-6-8	Duration of Support Obligation	IV-70
Section 4-6-9	Amount of Support Obligation	IV-71
Section 4-6-10	Child Care Expenses	IV-73
Section 4-6-11	Medical Support	IV-73
Section 4-6-12	Payment to Court	IV-77
Section 4-6-13	Exemption from Attachment	IV-78
Section 4-6-14	Voluntary Agreement	IV-78
Section 4-6-15	Initiation of Proceedings	IV-78
Section 4-6-16	Child Support in Other Proceedings	IV-80
Section 4-6-17	Orders to Facilitate Proceedings	IV-80
Section 4-6-18	Hearing on Petition	IV-81
Section 4-6-19	Child Support Order	IV-81
Section 4-6-20	Modification of Support	IV-83
Section 4-6-21	Enforcement of Child Support Order	IV-86
Section 4-6-22	Income Withholding	IV-87
Section 4-6-23	Seek Employment Order	IV-92
Section 4-6-24	Receipt of Public Assistance	IV-93
Section 4-6-25	Non-Cash Child Support	IV-94
Section 4-6-26	Overpayments	IV-95
Section 4-6-27	Arrearages	IV-95
Section 4-6-28	Foreign Child Support Orders	IV-96
Section 4-6-29	No Limitation of Actions	IV-99

CHAPTER 7 PARENTAGE

Section 4-7-1	Purpose	IV-99
Section 4-7-2	Definitions	IV-100
Section 4-7-3	No Discrimination Based on Marital Status	IV-102
Section 4-7-4	Parental Liability for Child	IV-102
Section 4-7-5	Establishment of Parent-Child Relationship	IV-103
Section 4-7-6	Presumption of Parentage	IV-104
Section 4-7-7	Persons Not Considered Parents	IV-105
Section 4-7-8	Recognition and Denial of Parentage	IV-106
Section 4-7-9	Rescinding and Challenging Recognition or Denial of Parentage	IV-109
Section 4-7-10	Gestational Agreements	IV-110

Section 4-7-11	Confidentiality of Court Records	IV-112
Section 4-7-12	Confidentiality of Hearings	IV-114
Section 4-7-13	Initiation of Proceedings	IV-114
Section 4-7-14	Admission of Parentage	IV-117
Section 4-7-15	Temporary Orders for Support	IV-117
Section 4-7-16	Orders to Facilitate Proceedings	IV-117
Section 4-7-17	Hearing on Petition	IV-117
Section 4-7-18	Order of Parentage	IV-118
Section 4-7-19	Binding Effect of Parentage Determination	IV-119
Section 4-7-20	Order for Genetic Testing	IV-120
Section 4-7-21	Standards for Genetic Testing	IV-121
Section 4-7-22	Report of Genetic Testing Results	IV-123
Section 4-7-23	Results of Genetic Testing	IV-124
Section 4-7-24	Payment of Costs of Genetic Testing	IV-125
Section 4-7-25	Limitations of Actions	IV-125

CHAPTER 8 DOMESTIC AND ELDER ABUSE

Section 4-8-1	Purpose	IV-125
Section 4-8-2	Definitions	IV-126
Section 4-8-3	Domestic Violence Department	IV-132
Section 4-8-4	General Authority of Department	IV-132
Section 4-8-5	Domestic Violence Workers	IV-133
Section 4-8-6	Confidentiality of Department Records	IV-135
Section 4-8-7	Use of Other Resources	IV-136
Section 4-8-8	Domestic Violence Advisory Teams	IV-136
Section 4-8-9	Reporting Domestic Violence	IV-137
Section 4-8-10	Central Registry	IV-139
Section 4-8-11	Investigation of Reports	IV-141
Section 4-8-12	Protective Services and Placement	IV-142
Section 4-8-13	Authority of Court	IV-145
Section 4-8-14	Confidentiality of Court Records	IV-145
Section 4-8-15	Confidentiality of Hearings	IV-146
Section 4-8-16	Privileges	IV-147
Section 4-8-17	Advocate-Victim Privilege	IV-147
Section 4-8-18	Subpoenas and Visitation Warrants	IV-147
Section 4-8-19	Proceedings of a Civil Nature	IV-148
Section 4-8-20	Initiation of Proceedings	IV-148
Section 4-8-21	Emergency Protection Order	IV-150
Section 4-8-22	Hearing on Petition	IV-152
Section 4-8-23	Protection Order	IV-153
Section 4-8-24	Restitution	IV-158
Section 4-8-25	Delivery of Order	IV-159
Section 4-8-26	Effect of Action by Parties	IV-159
Section 4-8-27	Court-Ordered Mediation Prohibited	IV-159
Section 4-8-28	Rights of Victims	IV-160
Section 4-8-29	Effect of Other Proceedings	IV-160
Section 4-8-30	Modification of Order	IV-160
Section 4-8-31	Violation of Order	IV-161
Section 4-8-32	Foreign Protection Orders	IV-161
Section 4-8-33	Order for Possession	IV-163

TITLE V
HOUSING AUTHORITY

CHAPTER 1 GENERAL PROVISIONS

Section 5-1-1	Purpose	V-1
Section 5-1-2	Applicability	V-1
Section 5-1-3	Declaration of Need	V-2
Section 5-1-4	Definitions	V-3
Section 5-1-5	Severability	V-4
Section 5-1-6	Sovereign Immunity	V-5

CHAPTER 2 NORTHERN PONCA HOUSING AUTHORITY

Section 5-2-1	Definitions	V-5
Section 5-2-2	Establishment	V-6
Section 5-2-3	Board of Commissioners	V-7
Section 5-2-4	Qualifications	V-8
Section 5-2-5	Term of Office	V-8
Section 5-2-6	Compensation	V-9
Section 5-2-7	Resignation and Removal	V-9
Section 5-2-8	Vacancies	V-10
Section 5-2-9	Officers	V-10
Section 5-2-10	Ethics	V-11
Section 5-2-11	Recusal	V-11
Section 5-2-12	Quorum	V-12
Section 5-2-13	Meetings	V-12
Section 5-2-14	Disbanding of Board	V-13
Section 5-2-15	Powers and Duties	V-13
Section 5-2-16	Sovereign Immunity	V-16
Section 5-2-17	Obligations of the Authority	V-17
Section 5-2-18	Purchase and Sale of Lands	V-21
Section 5-2-19	Property of Authority	V-22
Section 5-2-20	Standards of Conduct	V-22
Section 5-2-21	Rules and Regulations	V-23
Section 5-2-22	Meetings with Tribal Council	V-24
Section 5-2-23	Tribal Housing Plan	V-24
Section 5-2-24	Reports	V-24
Section 5-2-25	Audits	V-25
Section 5-2-26	Compliance with Funding Requirements	V-25

CHAPTER 3 TENANCIES OF AUTHORITY

Section 5-3-1	Obligations of Parties	V-25
Section 5-3-2	Settlement of Claims	V-26
Section 5-3-3	Term of Tenancy	V-26
Section 5-3-4	Required Authority Disclosures	V-26
Section 5-3-5	Rent	V-26
Section 5-3-6	Prohibited Provisions	V-27
Section 5-3-7	Delivery of Possession	V-27
Section 5-3-8	Change in Ownership of Premises	V-28
Section 5-3-9	Security Deposits	V-29
Section 5-3-10	Rules and Regulations	V-31

CHAPTER 4 TERMINATION OF TENANCIES OF AUTHORITY

Section 5-4-1	Termination of Tenancies	V-31
Section 5-4-2	Holdover Tenant	V-33
Section 5-4-3	Destruction of Dwelling Unit	V-33
Section 5-4-4	Abandonment	V-33
Section 5-4-5	Disposition of Property	V-34

CHAPTER 5 RIGHTS AND DUTIES

Section 5-5-1	Authority Duties	V-36
Section 5-5-2	Authority's Noncompliance	V-38
Section 5-5-3	Tenant Duties	V-40
Section 5-5-4	Tenant's Noncompliance	V-41

CHAPTER 6 EVICTIONS AND AUTHORITY

Section 5-6-1	Grounds for Eviction	V-42
Section 5-6-2	Self-Help Eviction Prohibited	V-43
Section 5-6-3	Procedure	V-43
Section 5-6-4	Notice to Quit	V-44
Section 5-6-5	Appeal of Notice to Quit	V-47
Section 5-6-6	Judicial Review	V-47
Section 5-6-7	Initiation of Eviction Proceedings	V-49
Section 5-6-8	Summons and Service of Process	V-50
Section 5-6-9	Response to Complaint	V-50
Section 5-6-10	Defenses	V-50
Section 5-6-11	Settlement	V-52
Section 5-6-12	Continuance	V-52
Section 5-6-13	Hearing on Complaint	V-53
Section 5-6-14	Judgment	V-53
Section 5-6-15	Stay of Judgment	V-54
Section 5-6-16	Notice to Vacate	V-55
Section 5-6-17	Enforcement of Eviction Order	V-55

TITLE VI
JUDICIAL REMEDIES

CHAPTER 1 GENERAL PROVISIONS

Section 6-1-1	Purpose	VI-1
Section 6-1-2	Definitions	VI-1
Section 6-1-3	Procedures	VI-1
Section 6-1-4	Rights of Parties	VI-1
Section 6-1-5	Trial of Issues of Fact	VI-2
Section 6-1-6	Severability	VI-2
Section 6-1-7	Sovereign Immunity	VI-2

CHAPTER 2 GARNISHMENT AND EXECUTION

Section 6-2-1	Power of Court	VI-2
Section 6-2-2	Applicability	VI-2
Section 6-2-3	Definitions	VI-2
Section 6-2-4	Jurisdiction	VI-3
Section 6-2-5	Limitations	VI-3
Section 6-2-6	Grounds for Garnishment	VI-4
Section 6-2-7	Initiation of Proceedings	VI-4
Section 6-2-8	Summons and service of Process	VI-6
Section 6-2-9	Responsive Pleading	VI-6
Section 6-2-10	Hearing on Complaint	VI-6
Section 6-2-11	Writ	VI-6
Section 6-2-12	Service of Writ	VI-7
Section 6-2-13	Execution	VI-8
Section 6-2-14	Review of Garnishment	VI-9
Section 6-2-15	Rate of Garnishment	VI-9
Section 6-2-16	Priority of Garnishment Orders	VI-10
Section 6-2-17	Exempt Property	VI-11
Section 6-2-18	Collection of funds	VI-12
Section 6-2-19	Penalties	VI-13
Section 6-2-20	Protection of Employees	VI-14
Section 6-2-21	Foreign Writ of Garnishment	VI-14

CHAPTER 3 INJUNCTIONS

Section 6-3-1	Power of Court	VI-14
Section 6-3-2	Limitations	VI-15
Section 6-3-3	Temporary Restraining Order	VI-16
Section 6-3-4	Preliminary Injunction	VI-17
Section 6-3-5	Permanent Injunction	VI-18
Section 6-3-6	Security	VI-18

CHAPTER 4 PROTECTION ORDERS

Section 6-4-1	Power of Court	VI-19
Section 6-4-2	Applicability	VI-19
Section 6-4-3	Definitions	VI-19
Section 6-4-4	Subject Matter Jurisdiction	VI-22
Section 6-4-5	Personal Jurisdiction	VI-23
Section 6-4-6	Procedure	VI-24
Section 6-4-7	Summons and Service of Process	VI-24
Section 6-4-8	Omission of Address from Pleadings	VI-25
Section 6-4-9	Responsive Pleading	VI-26
Section 6-4-10	Confidentiality of Court Proceedings	VI-26
Section 6-4-11	Privileges	VI-28
Section 6-4-12	Conduct of Hearings	VI-28
Section 6-4-13	Witness Lists and Subpoenas	VI-29
Section 6-4-14	Notices of hearings	VI-29
Section 6-4-15	Proceedings of a Civil Nature	VI-30
Section 6-4-16	Grounds for Protection Order	VI-30
Section 6-4-17	Initiation of Proceedings	VI-31
Section 6-4-18	Emergency Orders	VI-32
Section 6-4-19	Hearing on Petition	VI-34

Section 6-4-20 Order for Protection VI-35
Section 6-4-21 Restitution VI-39
Section 6-4-22 Delivery of Order VI-40
Section 6-4-23 Effect of Action by Parties VI-41
Section 6-4-24 Court-Ordered Mediation Prohibited VI-41
Section 6-4-25 Rights of Victims VI-41
Section 6-4-26 Effect of Other Proceedings VI-41
Section 6-4-27 Modification of Order VI-42
Section 6-4-28 Violation of Order VI-42
Section 6-4-29 Foreign Protection Orders VI-43

CHAPTER 5 DECLARATORY RELIEF
Section 6-5-1 Power of Court VI-43
Section 6-5-2 Limitations VI-44
Section 6-5-3 Granting of Relief VI-44
Section 6-5-4 Parties VI-44

CHAPTER 6 WRIT OF MANDAMUS
Section 6-6-1 Power of Court VI-45
Section 6-6-2 Limitations VI-45
Section 6-6-3 Grounds for Mandamus VI-45
Section 6-6-4 Form of Writ VI-46
Section 6-6-5 Granting of Relief VI-47
Section 6-6-6 Expedited Proceedings VI-48
Section 6-6-7 Review of Continuing Mandamus VI-48

CHAPTER 7 WRIT OF PROHIBITION
Section 6-7-1 Power of Court VI-49
Section 6-7-2 Limitations VI-49
Section 6-7-3 Grounds for Prohibition VI-49
Section 6-7-4 Form of Writ VI-50
Section 6-7-5 Granting of Relief VI-50
Section 6-7-6 Expedited Proceedings VI-51

CHAPTER 8 CERTIFICATIONS OF QUESTIONS OF LAW
Section 6-8-1 Power of Court VI-52
Section 6-8-2 Certification Order VI-52
Section 6-8-3 Response VI-53
Section 6-8-4 Procedures VI-53
Section 6-8-5 Opinion VI-53
Section 6-8-6 Costs VI-53

CHAPTER 9 CHALLENGE TO TRIBAL LAW
Section 6-9-1 Service on Tribe VI-53
Section 6-9-2 Notice With Service VI-54
Section 6-9-3 Failure to Serve VI-54
Section 6-9-4 Tribe as Party VI-54

CHAPTER 10 CIVIL FINE ENFORCEMENT
Section 6-10-1 Power of Court VI-55
Section 6-10-2 Initiation of Proceedings VI-55

Section 6-10-3 Judgment of Civil Fine VI-55
Section 6-10-4 Effect of Civil Fine VI-56
Section 6-10-5 Disposition of Civil Fines VI-56
Section 6-10-6 Savings VI-56

CHAPTER 11 CLAIMS INVOLVING INSURANCE
Section 6-11-1 Power of Court VI-57
Section 6-11-2 Definitions VI-57
Section 6-11-3 Applicability and Exclusivity VI-57
Section 6-11-4 Invalidity of Contract Provisions VI-58
Section 6-11-5 Payment of Claim as Bar VI-58
Section 6-11-6 Subject Matter Jurisdiction VI-58
Section 6-11-7 Personal Jurisdiction VI-59
Section 6-11-8 Initiation of Proceedings VI-59
Section 6-11-9 Property Parties VI-60
Section 6-11-10 Summons and Service of Process VI-60
Section 6-11-11 Stay Pending Insurer Review VI-60
Section 6-11-12 Proceedings on Complaint VI-62
Section 6-11-13 Obtaining Evidence VI-62
Section 6-11-14 Defenses of Insurance Carrier VI-62
Section 6-11-15 Decision of Court VI-63
Section 6-11-16 Limitations of Actions VI-64

CHAPTER 12 DISPUTE RESOLUTION AGREEMENTS
Section 6-12-1 Definitions VI-64
Section 6-12-2 Applicability VI-66
Section 6-12-3 Invalidity of Contract Provisions VI-68
Section 6-12-4 No Waiver of Immunity VI-69
Section 6-12-5 Subject Matter Jurisdiction VI-70
Section 6-12-6 Personal Jurisdiction VI-70
Section 6-12-7 Right to Representation VI-70
Section 6-12-8 General Validity of Dispute Resolution Agreements VI-71
Section 6-12-9 Validity of Certain Dispute Resolution Agreements VI-71
Section 6-12-10 Requirements of Dispute Resolution Agreement With Tribe VI-73
Section 6-12-11 Law Applicable VI-77
Section 6-12-12 Choice of Tribunal VI-80
Section 6-12-13 Breach of Dispute Resolution Agreement VI-81
Section 6-12-14 Appointment of Mediator or Arbitrator VI-81
Section 6-12-15 Conduct of Mediators and Arbitrators VI-82
Section 6-12-16 Negotiation and Mediation Privilege VI-84
Section 6-12-17 Authority of Arbitrator VI-86
Section 6-12-18 Conduct of Arbitration VI-87
Section 6-12-19 Requirements of Award VI-91
Section 6-12-20 Stay of Proceedings VI-92
Section 6-12-21 Compelling Dispute Resolution VI-92
Section 6-12-22 Consolidating Arbitrations VI-96
Section 6-12-23 Confirmation of Award VI-97
Section 6-12-24 Vacating and Modifying Arbitration Award VI-99
Section 6-12-25 Vacating and Modifying Mediation Award VI-103
Section 6-12-26 Limitations of Actions VI-107

TITLE VII
WORKERS' COMPENSATION

CHAPTER I GENERAL PROVISIONS

Section 7-1-1	Purpose	VII-**Error! Bookmark not defined.**
Section 7-1-2	Definitions	VII-1
Section 7-1-3	Requirement of Coverage	VII-5
Section 7-1-4	Terms of Insurance Policy Void	VII-6
Section 7-1-5	Exclusive Jurisdiction	VII-6
Section 7-1-6	Severability	VII-6
Section 7-1-7	Sovereign Immunity	VII-6

CHAPTER 2 COVERAGE AND LIABILITY

Section 7-2-1	Exclusiveness of Remedy	VII-7
Section 7-2-2	Agreement to Coverage	VII-7
Section 7-2-3	Posting Notice	VII-7
Section 7-2-4	Liability of Third Parties	VII-8
Section 7-2-5	Right to Compensation	VII-10
Section 7-2-6	Exclusions	VII-10
Section 7-2-7	Medical Information	VII-13
Section 7-2-8	Medical Examination	VII-14

CHAPTER 3 BENEFITS

Section 7-3-1	Definitions	VII-14
Section 7-3-2	Medical Benefits	VII-15
Section 7-3-3	Wage Benefits	VII-17
Section 7-3-4	Schedule of Benefits	VII-20
Section 7-3-5	Funeral Benefits	VII-23
Section 7-3-6	Reductions in Compensation	VII-23
Section 7-3-7	Suspension of Compensation	VII-24
Section 7-3-8	Recouping Compensation	VII-26
Section 7-3-9	Additional Compensation	VII-26
Section 7-3-10	Assignment of Benefits	VII-27
Section 7-3-11	Minors and Incapacitated Persons	VII-27

CHAPTER 4 PROCEDURE

Section 7-4-1	Administrator	VII-27
Section 7-4-2	Confidentiality	VII-29
Section 7-4-3	Report of Injury	VII-29
Section 7-4-4	Time Limit for Claims	VII-30
Section 7-4-5	Burden of Proof	VII-31
Section 7-4-6	Initiation of Claim	VII-31
Section 7-4-7	Determination of Claim	VII-32
Section 7-4-8	Reconsideration	VII-32
Section 7-4-9	Action in Tribal Court	VII-33
Section 7-4-10	Defenses of Insurance Carrier	VII-36
Section 7-4-11	Medical Experts	VII-36

Section 7-4-12 Legal Counsel Fees VII-37
Section 7-4-13 Settlement Agreements VII-37
Section 7-4-14 Continuation of Compensation VII-38
Section 7-4-15 Claim Closure VII-38

TITLE VIII
TRIBAL COUNCIL CONDUCT AND ETHICS ORDINANCE

Section 8-1-1 Authority VIII-1
Section 8-1-2 Officers of the Tribal Council, Duties VIII-1
Section 8-1-3 Removal VIII-3
Section 8-1-4 Duties and Comportment of Tribal Council Members VIII-3
Section 8-1-5 Conduct of Tribal Council Meetings VIII-4
Section 8-1-6 Ethics VIII-5
Section 8-1-7 Indemnification VIII-7
Section 8-1-8 Severability VIII-7
Section 8-1-9 Sovereign Immunity VIII-7

TITLE IX
ELECTIONS

CHAPTER 1 GENERAL PROVISIONS

Section 9-1-1 Authority IX-1
Section 9-1-2 Purpose IX-1
Section 9-1-3 Applicability & Construction IX-1
Section 9-1-4 Definitions IX-1
Section 9-1-5 Voting Districts IX-4
Section 9-1-6 Prohibition on Power of Attorney IX-5
Section 9-1-7 Amendments IX-5
Section 9-1-8 Severability IX-5
Section 9-1-9 Ratification IX-6

CHAPTER 2 ELECTION BOARD

Section 9-2-1 Establishment IX-6
Section 9-2-2 Powers and Duties of Board IX-6
Section 9-2-3 Composition IX-7
Section 9-2-4 Qualifications IX-8
Section 9-2-5 Election Board Records IX-8
Section 9-2-6 Quorum IX-9
Section 9-2-7 Term of Office IX-9
Section 9-2-8 Redistricting IX-9
Section 9-2-9 District Boards IX-10
Section 9-2-10 Compensation IX-11
Section 9-2-11 Resignation and Removal IX-11
Section 9-2-12 Vacancies IX-11
Section 9-2-13 Judicial Review of Election Board Actions IX-12

CHAPTER 3 VOTERS

Section 9-3-1 Eligibility IX-13

Section 9-3-2 Time Limit for Registration IX-13
Section 9-3-3 Designation of Registrara; Duties IX-13
Section 9-3-4 Registration Procedures IX-14
Section 9-3-5 Voter Registration Form IX-15
Section 9-3-6 Duration of Registration; Re-Registration IX-16
Section 9-3-7 Voter Registration List IX-16
Section 9-3-8 Eligibility Disputed IX-18
Section 9-3-9 General Voter Qualifications IX-19
Section 9-3-10 Absentee Voter Qualifications IX-19

CHAPTER 4 PETITIONS
Section 9-4-1 Applicability IX-20
Section 9-4-2 Exclusiveness IX-20
Section 9-4-3 Change in Law IX-20
Section 9-4-4 Content of Petition Sheets IX-20
Section 9-4-5 Attachments for Referenda and Initiative IX-22
Section 9-4-6 Single Matter IX-22
Section 9-4-7 Sponsor IX-23
Section 9-4-8 Circulators IX-23
Section 9-4-9 Signatures IX-23
Section 9-4-10 Signatures Obtained by Mail IX-24
Section 9-4-11 Form for Filing Petition IX-24
Section 9-4-12 Filing of Petitions IX-24
Section 9-4-13 Certification of Signatures IX-25
Section 9-4-14 Action Upon Filing IX-25
Section 9-4-15 Removal of Petition Sheets IX-26
Section 9-4-16 Validity of Signatures IX-26
Section 9-4-17 Certification of Petitions IX-27
Section 9-4-18 Judicial Review of Certification IX-28
Section 9-4-19 Suit to Compel Action IX-29

CHAPTER 5 GENERAL ELECTION PROCEDURES
Section 9-5-1 Election Dates IX-30
Section 9-5-2 Manner of Voting IX-30
Section 9-5-3 Absentee Voting IX-30
Section 9-5-4 Poll Book IX-30
Section 9-5-5 Observers IX-31
Section 9-5-6 Form of Ballots IX-31
Section 9-5-7 Ballot Instructions and Certification IX-32
Section 9-5-8 Mailing out Ballots IX-33
Section 9-5-9 Undeliverable Ballots IX-33
Section 9-5-10 Replacement Ballot IX-33
Section 9-5-11 Ballot Boxes IX-34
Section 9-5-12 Receiving Ballots IX-34
Section 9-5-13 Poll Closing IX-35
Section 9-5-14 Counting Ballots IX-35
Section 9-5-15 Runoff Election to Break Ties IX-38
Section 9-5-16 Certification IX-39
Section 9-5-17 Posting Results IX-39
Section 9-5-18 Records IX-39
Section 9-5-19 Challenges to Election Results IX-39

Section 9-5-20 Judicial Review of Challenge IX-41

CHAPTER 6 TRIBAL COUNCIL ELECTIONS
Section 9-6-1 General Election Date IX-42
Section 9-6-2 Qualification for Office IX-42
Section 9-6-3 Nominating Procedures. IX-43
Section 9-6-4 Submission of Nominating Petition Packets IX-44
Section 9-6-5 Certification Procedure for Review and Determination of Candidacy Qualification IX-44
Section 9-6-6 Appeal of Denial of Certification IX-45
Section 9-6-7 Posting of Candidates IX-46
Section 9-6-8 Tribal Council Elections IX-46
Section 9-6-9 Residency Requirements IX-46
Section 9-6-10 Installation of Candidates IX-48
Section 9-6-11 Term Limits IX-48

CHAPTER 7 FILLING VACANCIES ON THE TRIBAL COUNCIL
Section 9-7-1 Applicability IX-48
Section 9-7-2 Declaration of Vacancy IX-49
Section 9-7-3 Procedures for Filling Unexpired Terms IX-49
Section 9-7-4 Candidacy and Residency Requirements IX-50
Section 9-7-5 Term of Office for Appointee IX-50

CHAPTER 8 RECALL ELECTIONS
Section 9-8-1 Recall from Office IX-51
Section 9-8-2 Petition for Recall IX-51
Section 9-8-3 Calling of Election IX-52
Section 9-8-4 Notice of Election IX-52
Section 9-8-5 Election Procedures IX-53
Section 9-8-6 Number of Votes Required for Recall IX-53

CHAPTER 9 INITIATIVE AND REFERENDUM
Section 9-9-1 Referendum and Initiative IX-53
Section 9-9-2 Petition for Referendum or Initative IX-53
Section 9-9-3 Calling of Election IX-55
Section 9-9-4 Notice of Election IX-55
Section 9-9-5 Election Procedures IX-55
Section 9-9-6 Number of Votes Required for Referendum or Initiative IX-56

TITLE X
ENROLLMENT AND MEMBERSHIP

CHAPTER 1 GENERAL PROVISIONS
Section 10-1-1 Authority X-**Error! Bookmark not defined.**
Section 10-1-2 Purpose X-1
Section 10-1-3 Definitions X-1
Section 10-1-4 Severability X-2

Section 10-1-5 Sovereign Immunity X-2

CHAPTER 2 ENROLLMENT COMMITTEE
Section 10-2-1 Establishment X-2
Section 10-2-2 Composition X-2
Section 10-2-3 Qualifications X-2
Section 10-2-4 Term of Office X-3
Section 10-2-5 Compensation X-3
Section 10-2-6 Resignation and Removal X-3
Section 10-2-7 Vacancies X-4
Section 10-2-8 Officers X-4
Section 10-2-9 Ethics and Conflicts X-5
Section 10-2-10 Powers and Duties of Committee X-6
Section 10-2-11 Membership Roll X-6
Section 10-2-12 Annual Census X-7
Section 10-2-13 Quorum X-7
Section 10-2-14 Meetings X-7

CHAPTER 3 ENROLLMENT DEPARTMENT
Section 10-3-1 Establishment X-7
Section 10-3-2 General Authority X-8

CHAPTER 4 ENROLLMENT RECORDS
Section 10-4-1 Enrollment Records X-9
Section 10-4-2 Confidentiality X-10
Section 10-4-3 Access to Roll X-12
Section 10-4-4 Corrections to Records X-14

CHAPTER 5 ENROLLMENT PROCEDURES
Section 10-5-1 Definitions X-15
Section 10-5-2 Eligibility for Enrollment X-15
Section 10-5-3 Dual Enrollment X-16
Section 10-5-4 Burden of Proof X-17
Section 10-5-5 Application X-18
Section 10-5-6 Receipt of Application X-20
Section 10-5-7 Committee Review X-22
Section 10-5-8 Tribal Council Approval X-24
Section 10-5-9 Notice of Enrolment Action X-25
Section 10-5-10 Enrollment of Member X-26
Section 10-5-11 Genetic Testing X-27
Section 10-5-12 Application Deficiency X-28
Section 10-5-13 Appeal X-30
Section 10-5-14 Re-application X-30
Section 10-5-15 Notices X-30

CHAPTER 6 REMOVAL FROM ENROLLMENT
Section 10-6-1 Generally X-31
Section 10-6-2 Relinquishment X-31
Section 10-6-3 Request for Relinquishment X-33
Section 10-6-4 Receipt of Relinquishment Notice X-36
Section 10-6-5 Dis-enrollment X-37

Section 10-6-6 Notice of Dis-enrollment Action X-37
Section 10-6-7 Dis-enrollment Hearing X-38
Section 10-6-8 Effective Date of Removal from Enrollment X-39
Section 10-6-9 Removal from Enrollment X-40
Section 10-6-10 Appeal X-40
Section 10-6-11 Re-enrollment X-41

CHAPTER 7 APPEAL PROCEDURE
Section 10-7-1 Notice of Appeal X-41
Section 10-7-2 Receipt of Appeal X-41
Section 10-7-3 Hearing X-42
Section 10-7-4 Deliberation and Decision X-43

CHAPTER 8 HONORARY MEMBERSHIP
Section 10-8-1 Generally X-44
Section 10-8-2 Purpose X-44
Section 10-8-3 Eligibility X-44
Section 10-8-4 Application X-45
Section 10-8-5 Adoption of Honorary Member X-46
Section 10-8-6 Notice of Adoption X-47
Section 10-8-7 Honorary Roster X-48

TITLE XI
LANDLORD AND TENANT

CHAPTER I - PROVISIONS
Section 11-1-1 Purpose XI-1
Section 11-1-2 Applicability XI-1
Section 11-1-3 Definitions XI-3
Section 11-1-4 Severability XI-7
Section 11-1-5 Sovereign Immunity XI-7

CHAPTER 2 - LEASES GENERALLY
Section 11-2-1 Obligation of Good Faith XI-7
Section 11-2-2 Required Landlord Disclosure XI-7
Section 11-2-3 Required Tenant Disclosures XI-9
Section 11-2-4 Terms of Lease XI-9
Section 11-2-5 Delivery of Lease XI-10
Section 11-2-6 Unsigned Lease XI-10
Section 11-2-7 Prohibited Provisions XI-11
Section 11-2-8 Delivery of Possession XI-11
Section 11-2-9 Separation of Rent from Duties XI-12
Section 11-2-10 Assignment and Sublease XI-12
Section 11-2-11 Encumbrance of Lease XI-15
Section 11-2-12 Legal Counsel Fees XI-15
Section 11-2-13 Security Deposits XI-15
Section 11-2-14 Rules of Landlord XI-19
Section 11-2-15 Title to Premises XI-19

CHAPTER 3 - TERMINATION OF TENANCIES

Section 11-3-1 Termination of Tenancies XI-20
Section 11-3-2 Holdover Tenant XI-21
Section 11-3-3 Death of Tenant XI-21
Section 11-3-4 Destruction of Premises XI-23
Section 11-3-5 Abandonment XI-24
Section 11-3-6 Disposition of Property on Termination or Abandonment XI-25
Section 11-3-7 Disposition of Property on Death XI-27
Section 11-3-8 Disposal of Abandoned Property XI-28
Section 11-3-9 Domestic or Family Violence XI-29

CHAPTER 4 - NON-RESIDENTIAL TENANCIES
Section 11-4-1 Applicability XI-35
Section 11-4-2 Landlord Lien for Rent XI-35
Section 11-4-3 Non-Residential Landlord Duties XI-35
Section 11-4-4 Non-Residential Tenant Duties XI-38
Section 11-4-5 Maintenance Agreements XI-40

CHAPTER 5 - RESIDENTIAL TENANCIES
Section 11-5-1 Applicability XI-40
Section 11-5-2 Landlord Lien Prohibited XI-40
Section 11-5-3 Residential Landlord Duties XI-40
Section 11-5-4 Residential Tenant Duties XI-43
Section 11-5-5 Maintenance Agreements XI-45
Section 11-5-6 Domestic or Family Violence XI-45

CHAPTER 6 - NONCOMPLIANCE
Section 11-6-1 Landlord Noncompliance XI-46
Section 11-6-2 Tenant Noncompliance XI-49
Section 11-6-3 Retaliation XI-51

CHAPTER 7 - EVICTION
Section 11-7-1 Definitions XI-54
Section 11-7-2 Grounds for Eviction XI-55
Section 11-7-3 Self-Help Eviction Prohibited XI-56
Section 11-7-4 Notice to Quit XI-57
Section 11-7-5 Procedure XI-58
Section 11-7-6 Rights of Parties XI-59
Section 11-7-7 Initiation of Proceedings XI-59
Section 11-7-8 Summons and Service of Process XI-60
Section 11-7-9 Responsive Pleading XI-60
Section 11-7-10 Defenses XI-61
Section 11-7-11 Settlement XI-61
Section 11-7-12 Discovery XI-62
Section 11-7-13 Conduct of Hearings XI-62
Section 11-7-14 Continuance XI-63
Section 11-7-15 Hearing on Complaint XI-63
Section 11-7-16 Judgment XI-64
Section 11-7-17 Stay of Judgment XI-66
Section 11-7-18 Enforcement of Eviction XI-67

TITLE XII
TAXATION

CHAPTER 1 - GENERAL PROVISIONS

12-1-1	Purpose	XII-1
12-1-2	Definitions	XII-1
12-1-3	Consent to Jurisdiction	XII-2
12-1-4	Non-Liability	XII-3
12-1-5	Severability	XII-3
12-1-6	Sovereign Immunity	XII-3

CHAPTER 2 TAX COMMISSION

12-2-1	Establishment	XII-3
12-2-2	Composition	XII-4
12-2-3	Qualifications	XII-4
12-2-4	Term of Office	XII-5
12-2-5	Compensation	XII-5
12-2-6	Resignation and Removal	XII-5
12-2-7	Vacancies	XII-6
12-2-8	Officers	XII-6
12-2-9	Ethics and Conflicts	XII-7
12-2-10	Preparation of Tax Returns	XII-8
12-2-11	Recusal	XII-8
12-2-12	Quorum	XII-10
12-2-13	Meetings	XII-10
12-2-14	Powers and Duties of Commission	XII-11
12-2-15	Obtaining Information	XII-12
12-2-16	Investigative Authority	XII-13
12-2-17	Private Rulings	XII-13
12-2-18	Rules and Regulations	XII-14
12-2-19	Setting Tax Rates	XII-15
12-2-20	Commission Seal	XII-16
12-2-21	Stamps and Licenses	XII-16
12-2-22	Treatment of Tax Proceeds	XII-17
12-2-23	Records of Commission	XII-18
12-2-24	Use of Other Resources	XII-21

CHAPTER 3 COLLECTION AND ENFORCEMENT

12-3-1	Payment and Filing	XII-22
12-3-2	Extensions of Time	XII-22
12-3-3	Duty to Keep Records	XII-23
12-3-4	Assessment of Tax	XII-23
12-3-5	Examination and Audit	XII-24
12-3-6	Notices of Assessment and Refund	XII-25
12-3-7	Formal Conference	XII-25
12-3-8	Appeal to Commission	XII-26
12-3-9	Judicial Review	XII-28
12-3-10	Collection of Tax	XII-29
12-3-11	Refunds	XII-30
12-3-12	Interest	XII-30

12-3-13	Costs of Collection	XII-31
12-3-14	Penalties	XII-31
12-3-15	Enjoining Business	XII-32
12-3-16	Tax Lien	XII-33
12-3-17	Seizure of Contraband	XII-34
12-3-18	Sale of Property	XII-34
12-3-19	Abatement of Taxes	XII-36
12-3-20	Settlement Agreements	XII-36
12-3-21	Violations	XII-37
12-3-22	Effectiveness of Notices	XII-38
12-3-23	Limitations of Actions	XII-38
12-3-24	Prohibition of Suits	XII-39
12-3-25	Sovereign Immunity in Enforcement	XII-39
CHAPTER 4	**SALES TAX**	
12-4-1	Purpose	XII-40
12-4-2	Definitions	XII-40
12-4-3	Tax Imposed	XII-43
12-4-4	Exemptions	XII-43
12-4-5	Tax as Additional Tax	XII-45
12-4-6	Legal Incidence of Tax	XII-45
12-4-7	Tax Stated Separately	XII-45
12-4-8	License	XII-45
12-4-9	Return	XII-46
12-4-10	Payment	XII-47
CHAPTER 5	**SERVICE TAX**	
12-5-1	Purpose	XII-47
12-5-2	Definitions	XII-47
12-5-3	Tax Imposed	XII-49
12-5-4	Exemptions	XII-50
12-5-5	Tax as Additional Tax	XII-51
12-5-6	Legal Incidence of Tax	XII-51
12-5-7	Tax Stated Separately	XII-51
12-5-8	License	XII-52
12-5-9	Return	XII-53
12-5-10	Payment	XII-53
CHAPTER 6	**MOTOR VEHICLE FUEL TAX**	
12-6-1	Purpose	XII-53
12-6-2	Definitions	XII-54
12-6-3	Tax Imposed	XII-54
12-6-4	Tax as Additional Tax	XII-55
12-6-5	Legal Incidence of Tax	XII-55
12-6-6	Tax Included in Price	XII-55
12-6-7	License	XII-55
12-6-8	Return	XII-56
12-6-9	Payment	XII-56
CHAPTER 7	**TOBACCO TAX**	
12-7-1	Purpose	XII-57

12-7-2	Definitions	XII-57
12-7-3	Tax Imposed on Cigarettes	XII-59
12-7-4	Tax Imposed on Tobacco Products	XII-59
12-7-5	Tax as Additional Tax	XII-60
12-7-6	Legal Incidence of Tax	XII-60
12-7-7	Inclusion of Tax in Price	XII-60
12-7-8	Tax Stamp	XII-61
12-7-9	License	XII-61
12-7-10	Return	XII-62
12-7-11	Payment	XII-63
CHAPTER 8	**LIQUOR TAX**	
12-8-1	Purpose	XII-63
12-8-2	Definitions	XII-63
12-8-3	Tax Imposed	XII-64
12-8-4	Exemptions	XII-65
12-8-5	Tax as Additional Tax	XII-65
12-8-6	Legal Incidence of Tax	XII-65
12-8-7	Tax Stated Separately	XII-66
12-8-8	License	XII-66
12-8-9	Return	XII-67
12-8-10	Payment	XII-67
CHAPTER 9	**LODGING TAX**	
12-9-1	Purpose	XII-68
12-9-2	Definitions	XII-68
12-9-3	Tax Imposed	XII-69
12-9-4	Exemptions	XII-69
12-9-5	Tax as Additional Tax	XII-70
12-9-6	Legal Incidence of Tax	XII-70
12-9-7	Tax Stated Separately	XII-70
12-9-8	License	XII-70
12-9-9	Return	XII-71
12-9-10	Payment	XII-72
CHAPTER 10	**TAX AGREEMENTS**	
12-10-1	Tax Agreements	XII-72
12-10-2	Compliance with Agreement	XII-72
12-10-3	Tax Rate Affected	XII-72
12-10-4	Tax Exemptions	XII-72

TITLE XIII
GOVERNMENTAL SECURED TRANSACTIONS ORDINANCE

CHAPTER 1	PURPOSE	XIII-1
CHAPTER 2	SCOPE	XIII-1

CHAPTER 3 DEFINITIONS XIII-1
CHAPTER 4 LAWS APPLICABLE TO SECURITY INTERESTS XIII-2
CHAPTER 5 EFFECTIVE DATE AND REPEALER XIII-3

TITLE XIV
BUSINESS ENTITIES

CHAPTER 1 GENERAL PROVISIONS
14-1-1 Authority XIV-1
14-1-2 Purpose XIV-1
14-1-3 Definitions XIV-1
14-1-4 Applicability and Consent to Jurisdiction XIV-3
14-1-5 No Impairment of Contracts XIV-4
14-1-6 Amendment or Repeal XIV-5
14-1-7 Severability XIV-5
14-1-8 Sovereign Immunity XIV-5

CHAPTER 2 BUSINESS ENTITIES GENERALLY
14-2-1 Business Entity Names XIV-5
14-2-2 Governing Law XIV-8
14-2-3 Nature and Powers of Business Entities XIV-8
14-2-4 Conduct of Business Entities XIV-11
14-2-5 Activities in Foreign Jurisdictions XIV-12
14-2-6 Indemnification of Owners and Managers XIV-12
14-2-7 Statements of Authority and Denial XIV-13
14-2-8 Limitations on Organizational Documents XIV-15
14-2-9 Registered Agents XIV-17
14-2-10 Service of Process XIV-19
14-2-11 Annual Reports XIV-19

CHAPTER 3 DOCUMENTS AND FEES
14-3-1 Execution of Documents XIV-20
14-3-2 Execution by Judicial Act XIV-21
14-3-3 Filing Documents XIV-22
14-3-4 Requirements for Filing XIV-23
14-3-4 Requirements for Filing XIV-23
14-3-5 Effective Time of Filing XIV-24
14-3-6 Withdrawal of Filing XIV-25
14-3-7 Correction of Filing XIV-25
14-3-8 Liability for Inaccurate Filing XIV-26
14-3-9 Certificate of Status XIV-27
14-3-10 Invalid Provisions XIV-28
14-3-11 Forms XIV-28
14-3-12 Fees XIV-28
14-3-13 Records as Evidence XIV-29

CHAPTER 4 TRIBAL BUSINESS ENTITIES
14-4-1 Definitions XIV-29
14-4-2 Nature of Tribal Business Entities XIV-30
14-4-3 Formation XIV-30
14-4-4 Organizational Documents XIV-32

14-4-5	Registered Agent	XIV-33
14-4-6	Privileges and Immunities	XIV-33
14-4-7	Waivers of Sovereign Immunity	XIV-34
14-4-8	Management	XIV-36
14-4-9	Voting of Owners	XIV-39
14-4-10	Meetings of Owner	XIV-41
14-4-11	Manager as Agent	XIV-41
14-4-12	Liability to Third Parties	XIV-41
14-4-13	Property of Tribal Business Entities	XIV-42
14-4-14	Interest in Business Entities	XIV-44
14-4-15	Reports	XIV-44
14-4-16	Audits	XIV-45
14-4-17	Distributions	XIV-45
14-4-18	Actions by Owner	XIV-46

CHAPTER 5 TRADE NAMES

14-5-1	Requirement of Trade Name	XIV-47
14-5-2	Application	XIV-47
14-5-3	Issuance of Certificate	XIV-48
14-5-4	Term of Registration	XIV-49
14-5-5	Transfer and Assignment	XIV-50
14-5-6	Exclusive Rights	XIV-51
14-5-7	Cancellation	XIV-51

CHAPTER 6 FOREIGN BUSINESS ENTITIES

14-6-1	Governing Law	XIV-51
14-6-2	Registration	XIV-52
14-6-3	Registration Statement	XIV-54
14-6-4	Activities Not Constituting Doing Business	XIV-55
14-6-5	Noncomplying Name	XIV-56
14-6-6	Withdrawal of Registration	XIV-57
14-6-7	Transfer of Registration	XIV-57
14-6-8	Termination of Registration	XIV-58
14-6-9	Judicial Termination of Registration	XIV-61
14-6-10	Violation of Chapter	XIV-61

CHAPTER 7 MERGER

14-7-1	Definitions	XIV-62
14-7-2	Merger Authorized	XIV-62
14-7-3	Plan of Merger	XIV-62
14-7-4	Approval of Merger	XIV-63
14-7-5	Amendment or Abandonment of Merger	XIV-64
14-7-6	Statement of Merger	XIV-65
14-7-7	Effect of Merger	XIV-66
14-7-8	Ineffectiveness of Merger Due to Foreign Law	XIV-68

CHAPTER 8 INTEREST EXCHANGE

14-8-1	Definitions	XIV-69
14-8-2	Interest Exchange Authorized	XIV-69
14-8-3	Plan of Interest Exchange	XIV-70

14-8-4 Approval of Interest Exchange XIV-70
14-8-5 Amendment or Abandonment of Interest Exchange XIV-71
14-8-6 Statement of Interest Exchange XIV-73
14-8-7 Effect of Interest Exchange XIV-74
14-8-8 Ineffectiveness of Interest Exchange Due to Foreign Law XIV-74

CHAPTER 9 CONVERSION
14-9-1 Definitions XIV-75
14-9-2 Conversion Authorized XIV-76
14-9-3 Plan of Conversion XIV-76
14-9-4 Approval of Conversion XIV-77
14-9-5 Amendment or Abandonment of Conversion XIV-77
14-9-6 Statement of Conversion XIV-78
14-9-7 Effect of Conversion XIV-80
14-9-8 Ineffectiveness of Conversion Due to Foreign Law XIV-81

CHAPTER 10 DOMESTICATION
14-10-1 Definitions XIV-83
14-10-2 Domestication Authorized XIV-83
14-10-3 Plan of Domestication XIV-83
14-10-4 Approval of Domestication XIV-84
14-10-5 Amendment or Abandonment of Domestication XIV-84
14-10-6 Statement of Domestication XIV-86
14-10-7 Effect of Domestication XIV-87
14-10-8 Ineffectiveness of Domestication Due to Foreign Law XIV-89

CHAPTER 11 DIVISION
14-11-1 Definitions XIV-90
14-11-2 Division Authorized XIV-90
14-11-3 Plan of Division XIV-91
14-11-4 Approval of Division XIV-92
14-11-5 Amendment or Abandonment of Plan of Division XIV-93
14-11-6 Statement of Division XIV-94
14-11-7 Effect of Division XIV-96
14-11-8 Allocation of Obligations XIV-98
14-11-9 Ineffectiveness of Division Due to Foreign Law XIV-100

CHAPTER 12 DISSOLUTION
14-12-1 Dissolution XIV-101
14-12-2 Judicial Dissolution XIV-102
14-12-3 Administrative Dissolution XIV-103
14-12-4 Rescinding Dissolution XIV-106
14-12-5 Statement of Dissolution XIV-107
14-12-6 Effect of Dissolution XIV-108
14-12-7 Distribution of Assets and Winding Up XIV-109
14-12-8 Known Claims Against Dissolved Business Entity XIV-111
14-12-9 Other Claims Against Dissolved Business Entity XIV-112
14-12-10 Statement of Termination XIV-113
14-12-11 Actions Involving Tribal Business Entities XIV-114

TITLE XV
LIMITED LIABILITY COMPANIES

CHAPTER 1 GENERAL PROVISIONS

15-1-1	Definitions	XV-1
15-1-2	Governing Laws	XV-2
15-1-3	Severability	XV-3
15-1-4	Sovereign Immunity	XV-3

CHAPTER 2 FORMATION

15-2-1	Formation	XV-3
15-2-2	Articles of Organization	XV-3
15-2-3	Amendment or Restatement of Articles	XV-4
15-2-4	Operating Agreement	XV-5

CHAPTER 3 OWNERS AND MANAGERS

15-3-1	Admission of Owners	XV-6
15-3-2	Dissociation	XV-7
15-3-3	Management	XV-10
15-3-4	Voting of Owners	XV-12
15-3-5	Action by Written Consent	XV-13
15-3-6	Duties of Owners and Managers	XV-13
15-3-7	Owner or Manager as Agent	XV-15
15-3-8	Representations of Owner or Manager	XV-16
15-3-9	Knowledge of Owner or Manager	XV-17
15-3-10	Rights to Information and Records	XV-18
15-3-11	Direct Action by Owner	XV-18
15-3-12	Derivative Actions	XV-18

CHAPTER 4 DEALING WITH LIMITED LIABILITY COMPANY

15-4-1	Nature of Limited Liability Company	XV-21
15-4-2	Interests in Limited Liability Company	XV-21
15-4-3	Charging Ownership Interest	XV-22
15-4-4	Property of Limited Liability Company	XV-24
15-4-5	Liability to Third Parties	XV-24
15-4-6	Parties to Actions	XV-25
15-4-7	Authority to Sue	XV-25
15-4-8	Records	XV-25

CHAPTER 5 CONTRIBUTIONS AND DISTRIBUTIONS

15-5-1	Contributions	XV-26
15-5-2	Allocation of Profits and Losses	XV-27
15-5-3	Distributions Generally	XV-27
15-5-4	Distributions Upon Partial Redemption	XV-28
15-5-5	Distribution Upon Dissociation	XV-28
15-5-6	Limitations on Distributions	XV-29
15-5-7	Liability for Improper Distributions	XV-29

TITLE XVI

LIQUOR CONTROL

CHAPTER 1 GENERAL PROVISIONS

Section 16-1-1	Authority	XVI-1
Section 16-1-2	Purpose	XVI-1
Section 16-1-3	Definitions	XVI-1
Section 16-1-4	Consent to Jurisdiction	XVI-4
Section 16-1-5	Non-Liability	XVI-4
Section 16-1-6	Severability	XVI-5
Section 16-1-7	Sovereign Immunity	XVI-5

CHAPTER 2 LIQUOR CONTROL BOARD

Section 16-2-1	Establishment	XVI-5
Section 16-2-2	Composition	XVI-5
Section 16-2-3	Qualifications	XVI-5
Section 16-2-4	Term of Office	XVI-6
Section 16-2-5	Compensation	XVI-7
Section 16-2-6	Resignation and Removal	XVI-7
Section 16-2-7	Vacancies	XVI-7
Section 16-2-8	Officers	XVI-8
Section 16-2-9	Ethics and Conflicts	XVI-8
Section 16-2-10	Recusal	XVI-9
Section 16-2-11	Quorum	XVI-10
Section 16-2-12	Meetings	XVI-10
Section 16-2-13	Powers and Duties of Board	XVI-11
Section 16-2-14	Obtaining Information	XVI-12
Section 16-2-15	Investigative Authority	XVI-13
Section 16-2-16	Rules and Regulations	XVI-13
Section 16-2-17	Board Seal	XVI-14
Section 16-2-18	Stamps and Licenses	XVI-14
Section 16-2-19	Records of Board	XVI-15
Section 16-2-20	Use of Other Resources	XVI-15

CHAPTER 3 LIQUOR LICENSES

Section 16-3-1	License Required	XVI-16
Section 16-3-2	Exemptions	XVI-16
Section 16-3-3	Liquor Licenses	XVI-17
Section 16-3-4	Manufacturer License	XVI-17
Section 16-3-5	Wholesale License	XVI-18
Section 16-3-6	Retail License	XVI-19
Section 16-3-7	Special Event License	XVI-20
Section 16-3-8	Registration of Salesmen	XVI-21
Section 16-3-9	Application for License	XVI-21
Section 16-3-10	Notice of Application	XVI-22
Section 16-3-11	Processing Application	XVI-23
Section 16-3-12	Form of License	XVI-25
Section 16-3-13	Renewal of License	XVI-26
Section 16-3-14	Transfer and Modification of License	XVI-27
Section 16-3-15	Appeal	XVI-28
Section 16-3-16	Sale of Stock	XVI-28
Section 16-3-17	Duty to Keep Records	XVI-29

Section 16-3-18 Operation of Licensed Premises XVI-29
Section 16-3-19 Insurance XVI-30

CHAPTER 4 ENFORCEMENT AND VIOLATIONS
Section 16-4-1 Complaints XVI-30
Section 16-4-2 Examination and Audit XVI-31
Section 16-4-3 Notice of Violation XVI-32
Section 16-4-4 Formal Conference XVI-33
Section 16-4-5 Appeal XVI-34
Section 16-4-6 Judicial Review XVI-35
Section 16-4-7 Storage, Sale and Manufacture Violations XVI-36
Section 16-4-8 Violations by Public XVI-39
Section 16-4-9 Other Violations XVI-40
Section 16-4-10 Reporting of Violations XVI-41
Section 16-4-11 Revocation and Suspension of License XVI-41
Section 16-4-12 Enjoining Business XVI-42
Section 16-4-13 Seizure of Contraband XVI-42
Section 16-4-14 Sovereign Immunity in Enforcement XVI-43

TITLE XVII
ENVIRONMENT

CHAPTER 1 GENERAL PROVISIONS
Section 17-1-1 Purpose XVII-1
Section 17-1-2 Definitions XVII-1
Section 17-1-3 Territorial Jurisdiction XVII-3
Section 17-1-4 Severability XVII-3
Section 17-1-5 Sovereign Immunity XVII-3

CHAPTER 2 ENVIRONMENTAL PROTECTION DEPARTMENT
Section 17-2-1 Establishment XVII-3
Section 17-2-2 General Authority XVII-3
Section 17-2-3 Rules and Regulations XVII-4
Section 17-2-4 Use of Other Resources XVII-5
Section 17-2-5 Inspection Authority XVII-5
Section 17-2-6 Cease and Desist Orders XVII-6
Section 17-2-7 Notice of Violation XVII-6
Section 17-2-8 Appeal and Review XVII-7
Section 17-2-9 Judicial Review XVII-7
Section 17-2-10 Reporting of Violations XVII-9
Section 17-2-11 Civil Penalties XVII-9
Section 17-2-12 Sovereign Immunity in Enforcement XVII-9

CHAPTER 3 GENERAL ENVIRONMENTAL PROTECTION
Section 17-3-1 Protection of Environment Generally XVII-10
Section 17-3-2 Waste Disposal XVII-10
Section 17-3-3 Contamination of Sites XVII-10
Section 17-3-4 Notice of Site Contamination XVII-11
Section 17-3-5 Clean Up of Contaminated Sites XVII-11
Section 17-3-6 Clean-up Orders XVII-12
Section 17-3-7 Voluntary Cleanup Plans XVII-12

Section 17-3-8 Owner and Operator Liability XVII-15

TITLE XVIII
HEALTH

CHAPTER 1 - GENERAL PROVISIONS
Section 18-1-1 Purpose XVIII-1
Section 18-1-2 Definitions XVIII-1
Section 18-1-3 Non-Liability XVIII-3
Section 18-1-4 Severability XVIII-3
Section 18-1-5 Sovereign Immunity XVIII-3

CHAPTER 2 - HEALTH SERVICES DEPARTMENT
Section 18-2-1 Establishment XVIII-3
Section 18-2-2 Director XVIII-4
Section 18-2-3 Powers and Duties of Department XVIII-4
Section 18-2-4 Rules and Regulations XVIII-8
Section 18-2-5 Confidentiality XVIII-8
Section 18-2-6 Use of Other Resources XVIII-10
Section 18-2-7 Decisions and Orders of Department XVIII-11
Section 18-2-8 Appeal to Director XVIII-11
Section 18-2-9 Intermediate Appeals XVIII-12
Section 18-2-10 Judicial Review XVIII-14

CHAPTER 3 - PROTECTION OF PUBLIC HEALTH
Section 18-3-1 Definitions XVIII-16
Section 18-3-2 Reportable Diseases XVIII-17
Section 18-3-3 Receiving Public Health Reports XVIII-18
Section 18-3-4 Investigations XVIII-18
Section 18-3-5 Inspections XVIII-20
Section 18-3-6 Abatement of Nuisances XVIII-20
Section 18-3-7 Contaminated Property XVIII-21
Section 18-3-8 Initiation of Legal Proceedings XVIII-21
Section 18-3-9 Spreading of Disease XVIII-21
Section 18-3-10 Declaration of Public Health Emergency XVIII-22
Section 18-3-11 Authority of Department During Emergency XVIII-23
Section 18-3-12 Access to Information During Emergency XVIII-24
Section 18-3-13 Confidentiality XVIII-25
Section 18-3-14 Violations XVIII-27

CHAPTER 4 - ISOLATION AND QUARANTINE
Section 18-4-1 Definitions XVIII-28
Section 18-4-2 Conditions for Isolation or Quarantine XVIII-28
Section 18-4-3 Duration of Isolation or Quarantine XVIII-30
Section 18-4-4 Authority of Department XVIII-31
Section 18-4-5 Authority of Tribal Court XVIII-32
Section 18-4-6 Procedure XVIII-33
Section 18-4-7 Conduct of Hearings XVIII-33
Section 18-4-8 Proceedings of a Civil Nature XVIII-34
Section 18-4-9 Initiation of Proceedings by Department XVIII-34

Section 18-4-10 Initiation of Proceedings for Relief from Administrative Order XVIII-35
Section 18-4-11 Emergency Orders XVIII-36
Section 18-4-12 Hearing on Petition XVIII-37
Section 18-4-13 Order for Isolation or Quarantine XVIII-38
Section 18-4-14 Notice and Service of Order XVIII-39
Section 18-4-15 Modification of Order XVIII-40
Section 18-4-16 Violation of Order XVIII-40
Section 18-4-17 Entry Into Isolation or Quarantine XVIII-41

CHAPTER 5 - MEDICAL TREATMENT
Section 18-5-1 Definitions XVIII-41
Section 18-5-2 Informed Consent XVIII-43
Section 18-5-3 Surrogate Consent XVIII-43
Section 18-5-4 Consent in Emergency XVIII-45
Section 18-5-5 Consent by Person Having Care of Minor or Court XVIII-45
Section 18-5-6 Consent by Minor Generally XVIII-45
Section 18-5-7 Minor Consent to Substance Use Treatment XVIII-47
Section 18-5-8 Minor Consent to Counseling XVIII-48
Section 18-5-9 Access to Minor Information XVIII-49
Section 18-5-10 Liability of Provider XVIII-50
Section 18-5-11 Liability During Emergency XVIII-50

CHAPTER 6 - FOOD SERVICES
Section 18-6-1 Definitions XVIII-51
Section 18-6-2 Consent to Jurisdiction XVIII-52
Section 18-6-3 Health Inspector XVIII-52
Section 18-6-4 Rules and Regulations XVIII-53
Section 18-6-5 License Required XVIII-54
Section 18-6-6 Exemptions XVIII-54
Section 18-6-7 Application for License XVIII-54
Section 18-6-8 Processing of Application XVIII-55
Section 18-6-9 Form of License XVIII-56
Section 18-6-10 Renewal of License XVIII-57
Section 18-6-11 Transfer and Modification of License XVIII-57
Section 18-6-12 License Suspension or Revocation XVIII-58
Section 18-6-13 Enjoining Food Establishment XVIII-59
Section 18-6-14 Operation of Licensed Premises XVIII-60
Section 18-6-15 Inspections XVIII-60
Section 18-6-16 Violations XVIII-61
Section 18-6-17 Review of Actions XVIII-62
Section 18-6-18 Sovereign Immunity in Enforcement XVIII-62

CHAPTER 7 - ENFORCEMENT AND VIOLATIONS
Section 18-7-1 Violations Generally XVIII-63
Section 18-7-2 Disorderly Conduct Violations XVIII-65
Section 18-7-3 Denial of Access XVIII-65
Section 18-7-4 Notice of Violation XVIII-65
Section 18-7-5 Exclusion from Contracting XVIII-67
Section 18-7-6 Reporting of Violations XVIII-67

TITLE XIX
CORPORATIONS

CHAPTER 1	**GENERAL PROVISIONS**	
19-1-1	Definitions	XIX-1
19-1-2	Governing Laws	XIX-2
19-1-3	Severability	XIX-3
19-1-4	Sovereign Immunity	XIX-3
CHAPTER 2	**FORMATION**	
19-2-1	Formation	XIX-3
19-2-2	Articles of Incorporation	XIX-3
19-2-3	Amendment or Restatement of Articles	XIX-4
19-2-4	Restatement of Articles	XIX-6
19-2-5	Bylaws	XIX-7
CHAPTER 3	**SHARES AND SHAREHOLDERS**	
19-3-1	Shares	XIX-8
19-3-2	Issuance of Shares	XIX-10
19-3-3	Meetings of Shareholders	XIX-11
19-3-4	Shareholder Action Without Meeting	XIX-13
19-3-5	Voting of Shares	XIX-14
19-3-6	Voting Trusts and Agreements	XIX-15
19-3-7	Shareholder Agreements	XIX-15
19-3-8	Shareholder Dissent	XIX-18
19-3-9	Derivative Actions	XIX-24
19-3-10	Financial Statements	XIX-26
19-3-11	Rights to Information and Records	XIX-27
CHAPTER 4	**BOARD OF DIRECTORS**	
19-4-1	Board of Directors	XIX-28
19-4-2	Board Committees	XIX-30
19-4-3	Officers	XIX-31
19-4-4	Duties of Directors and Officers	XIX-32
CHAPTER 5	**DEALING WITH CORPORATION**	
19-5-1	Nature of Corporation	XIX-36
19-5-2	Property of Corporation	XIX-36
19-5-3	Liability to Third Parties	XIX-36
19-5-4	Parties to Actions	XIX-36
19-5-5	Authority to Sue	XIX-37
19-5-6	Records	XIX-37
CHAPTER 6	**DISTRIBUTIONS**	
19-6-1	Distributions Generally	XIX-39
19-6-2	Limitations on Distributions	XIX-39
19-6-3	Liability for Improper Distributions	XIX-40

TITLE XX

NONPROFIT ENTITIES

CHAPTER 1	**GENERAL PROVISIONS**	
20-1-1	Definitions	XX-1
20-1-2	Governing Laws	XX-2
20-1-3	Severability	XX-2
20-1-4	Sovereign Immunity	XX-2
CHAPTER 2	**NONPROFIT CORPORATIONS**	
20-2-1	Definitions	XX-3
20-2-2	Formation	XX-4
20-2-3	Articles of Incorporation	XX-5
20-2-4	Amendment of Articles	XX-6
20-2-5	Restatement of Articles	XX-8
20-2-6	Effect of Amendment of Articles	XX-9
20-2-7	Bylaws	XX-9
20-2-8	Members	XX-10
20-2-9	Meetings of Members	XX-12
20-2-10	Member Action Without Meeting	XX-14
20-2-11	Voting of Members	XX-15
20-2-12	Voting Trusts and Agreements	XX-15
20-2-13	Member Agreements	XX-16
20-2-14	Derivative Actions	XX-19
20-2-15	Delegates	XX-21
20-2-16	Financial Statements	XX-22
20-2-17	Board of Directors	XX-23
20-2-18	Board Committees	XX-25
20-2-19	Designated Body	XX-26
20-2-20	Officers	XX-27
20-2-21	Duties of Directors and Officers	XX-28
20-2-22	Conflicts of Interest	XX-30
20-2-23	Representations of Directors and Officers	XX-31
20-2-24	Knowledge of Directors and Officers	XX-32
CHAPTER 3	**UNINCORPORATED NONPROFITS**	
20-3-1	Definitions	XX-32
20-3-2	Formation	XX-34
20-3-3	Governing Principles	XX-34
20-3-4	Restatement of Governing Principles	XX-35
20-3-5	Appointment of Registered Agent	XX-36
20-3-6	Members	XX-37
20-3-7	Meetings of Members	XX-38
20-3-8	Member Action Without a Meeting	XX-40
20-3-9	Voting of Members	XX-40
20-3-10	Voting Agreements	XX-41
20-3-11	Derivative Actions	XX-42
20-3-12	Managers	XX-44
20-3-13	Duties of Members and Managers	XX-46
20-3-14	Conflicts of Interests	XX-48
20-3-15	Member or Manager as Agent	XX-49
20-3-16	Representations of Members and Managers	XX-50

20-3-17	Knowledge of Member or Manager	XX-51
CHAPTER 4	**DEALING WITH NONPROFIT ENTITIES**	
20-4-1	Nature of Nonprofit Entity	XX-52
20-4-2	Property of Nonprofit Entity	XX-52
20-4-3	Liability to Third Parties	XX-52
20-4-4	Parties to Actions	XX-53
20-4-5	Authority to Sue	XX-53
20-4-6	Records	XX-54
20-4-7	Rights to Information and Records	XX-55
CHAPTER 5	**OWNERSHIP AND DISTRIBUTIONS**	
20-5-1	Ownership and Distributions Prohibited	XX-56
20-5-2	Liability for Unlawful Distributions	XX-57

TITLE XXI
PARTNERSHIPS

CHAPTER 1	**GENERAL PROVISIONS**	
21-1-1	Definitions	XXI-1
21-1-2	Governing Laws	XXI-3
21-1-3	Severability	XXI-3
21-1-4	Sovereign Immunity	XXI-3
CHAPTER 2	**FORMATION**	
21-2-1	Formation	XXI-3
21-2-2	Partnership for a Definite Term	XXI-5
21-2-3	Partnership Agreement	XXI-5
21-2-4	Statement of Qualification	XXI-7
CHAPTER 3	**PARTNERS**	
21-3-1	Admission of Partners	XXI-9
21-3-2	Dissociation	XXI-9
21-3-3	Management	XXI-15
21-3-4	Voting of Partners	XXI-16
21-3-5	Action by Written Consent	XXI-16
21-3-6	Duties of Partners	XXI-16
21-3-7	Partner as Agent	XXI-18
21-3-8	Representations of Partner	XXI-19
21-3-9	Knowledge of Partner	XXI-19
21-3-10	Rights to Information and Records	XXI-19
21-3-11	Direct Action by Partner	XXI-20
21-3-12	Derivative Actions	XXI-21
CHAPTER 4	**DEALING WITH PARTNERSHIP**	
21-4-1	Nature of Partnership	XXI-23
21-4-2	Interest in Partnership	XXI-23
21-4-3	Charging Partnership Interest	XXI-25
21-4-4	Property of Partnership	XXI-26
21-4-5	Liability to Third Parties	XXI-27

21-4-6	Parties to Actions	XXI-29
21-4-7	Authority to Sue	XXI-30
21-4-8	Actions Between Partners and Partnership	XXI-30
21-4-9	Records	XXI-30
CHAPTER 5	**LIMITED PARTNERSHIPS**	
21-5-1	Formation	XXI-32
21-5-2	Certificate of Limited Partnership	XXI-32
21-5-3	Amendment or Restatement of Certificate	XXI-33
21-5-4	Dual Capacity	XXI-35
21-5-5	Admission of Limited Partners	XXI-35
21-5-6	Person Erroneously Believing Limited Partner	XXI-36
21-5-7	Dissociation of Limited Partners	XXI-36
21-5-8	Management by Limited Partner	XXI-39
21-5-9	Voting of Limited Partners	XXI-39
21-5-10	Duties of Limited Partners	XXI-39
21-5-11	Limited Partner as Agent	XXI-39
21-5-12	Knowledge of Limited Partner	XXI-40
21-5-13	Rights to Information and Records	XXI-40
21-5-14	Liability to Third Parties	XXI-40
CHAPTER 6	**CONTRIBUTIONS AND DISTRIBUTIONS**	
21-6-1	Contributions	XXI-41
21-6-2	Allocation of Profits and Losses	XXI-42
21-6-3	Distributions Generally	XXI-42
21-6-4	Limitations on Distributions	XXI-43
21-6-5	Liability for Improper Distributions	XXI-43

TITLE XXII
COOPERATIVES

CHAPTER 1	**GENERAL PROVISIONS**	
22-1-1	Definitions	XXII-1
22-1-2	Governing Laws	XXII-4
22-1-3	Severability	XXII-4
22-1-4	Sovereign Immunity	XXII-4
CHAPTER 2	**FORMATION**	
22-2-1	Formation	XXII-4
22-2-2	Articles of Organization	XXII-5
22-2-3	Bylaws	XXII-6
22-2-4	Amendment of Articles and Bylaws	XXII-7
CHAPTER 3	**MEMBERS**	
22-3-1	Admission of Members	XXII-10
22-3-2	Districts and Classes	XXII-11
22-3-3	Dissociation	XXII-13
22-3-4	Meetings of Members	XXII-14
22-3-5	Member Action Without a Meeting	XXII-16
22-3-6	Voting of Members	XXII-16
22-3-7	Member Transactions with Cooperative	XXII-17
22-3-8	Member as Agent	XXII-17

22-3-9	Direct Action by Member	XXII-17
22-3-10	Member Dissent	XXII-18
22-3-11	Derivative Actions	XXII-22
22-3-12	Financial Statements	XXII-24
22-3-13	Rights to Information and Records	XXII-25
CHAPTER 4	**BOARD OF DIRECTORS**	
22-4-1	Board of Directors	XXII-27
22-4-2	Board Committees	XXII-32
22-4-3	Officers	XXII-32
22-4-4	Duties of Directors and Officers	XXII-33
22-4-5	Conflicts of Interest	XXII-36
22-4-6	Directors and Officers as Agent	XXII-37
22-4-7	Representations of Directors and Officers	XXII-37
22-4-8	Knowledge of Director or Officer	XXII-37
22-4-9	Right to Information	XXII-37
CHAPTER 5	**LIMITED COOPERATIVES**	
22-5-1	Requirements for Formation	XXII-38
22-5-2	Dual Capacity	XXII-39
22-5-3	Voting of Investor Members	XXII-39
22-5-4	Approval of Actions	XXII-40
22-5-5	Board of Directors	XXII-40
22-5-6	Interest in Limited Cooperative	XXII-41
22-5-7	Removal of Limited Cooperative Status	XXII-41
CHAPTER 6	**WORKER COOPERATIVES**	
22-6-1	Requirements for Formation	XXII-42
22-6-2	Members as Employees	XXII-43
22-6-3	Limited Worker Cooperatives	XXII-43
22-6-4	Collective Board Worker Cooperatives	XXII-43
22-6-5	Patronage	XXII-44
22-6-6	Removal of Worker Cooperative Status	XXII-44
CHAPTER 7	**DEALING WITH COOPERATIVE**	
22-7-1	Nature of Cooperative	XXII-45
22-7-2	Cooperatives Not Restraint of Trade	XXII-45
22-7-3	Marketing Contracts	XXII-45
22-7-4	Interests in Cooperative	XXII-46
22-7-5	Charging Membership Interest	XXII-48
22-7-6	Property of Cooperative	XXII-49
22-7-7	Disposition of Assets	XXII-49
22-7-8	Liability to Third Parties	XXII-51
22-7-9	Parties to Actions	XXII-51
22-7-10	Authority to Sue	XXII-52
22-7-11	Records	XXII-52
CHAPTER 8	**CONTRIBUTIONS AND DISTRIBUTIONS**	
22-8-1	Contributions	XXII-54
22-8-2	Allocation of Profits and Losses	XXII-55
22-8-3	Distributions Generally	XXII-57

22-8-4	Redemption or Repurchase	XXII-57
22-8-5	Limitations of Distributions	XXII-57
22-8-6	Liability for Improper Distributions	XXII-58

TITLE XXIII
PROBATE AND TRUSTS

CHAPTER 1	**GENERAL PROVISIONS**	
23-1-1	Definitions	XXIII-1
23-1-2	Territorial Application	XXIII-6
23-1-3	Rules of Construction	XXIII-7
23-1-4	Representations	XXIII-7
23-1-5	Effect of Fraud	XXIII-8
23-1-6	Determination of Death	XXIII-9
23-1-7	Severability	XXIII-9
23-1-8	Sovereign Immunity	XXIII-10
CHAPTER 2	**TRIBAL COURT**	
23-2-1	Subject Matter Jurisdiction	XXIII-10
23-2-2	Personal Jurisdiction	XXIII-10
23-2-3	Procedure	XXIII-11
23-2-4	Rights of Parties	XXIII-11
23-2-5	Conduct of Hearings	XXIII-11
23-2-6	Witness Lists and Subpoenas	XXIII-12
23-2-7	Notices of Hearings	XXIII-12
23-2-8	Trial of Issues of Fact	XXIII-13
23-2-9	Standard and Burden of Proof	XXIII-13
23-2-10	Records and Certified Copies	XXIII-13
23-2-11	Oath or Affirmation	XXIII-13
23-2-12	Appeal	XXIII-13
CHAPTER 3	**WILLS**	
23-3-1	Definitions	XXIII-14
23-3-2	Who May Make a Will	XXIII-14
23-3-3	Tangible Wills	XXIII-14
23-3-4	Electronic Wills	XXIII-15
23-3-5	Intent and Harmless Error	XXIII-16
23-3-6	Self-Proved Will	XXIII-17
23-3-7	Witnesses	XXIII-19
23-3-8	Revocation of Will	XXIII-20
23-3-9	Revival of Will	XXIII-21
23-3-10	Incorporation By Reference	XXIII-21
23-3-11	Testamentary Additions to Trusts	XXIII-22
23-3-12	Contracts Concerning Wills	XXIII-23
23-3-13	Deposit of Will with Court	XXIII-23
23-3-14	Custodian of Electronic Will	XXIII-24
23-3-15	Paper Copy of Electronic Will	XXIII-27
23-3-16	Duties of Custodian of Will	XXIII-28
23-3-17	Penalty Clause for Will Contest	XXIII-28
23-3-18	Foreign Wills	XXIII-29
23-3-19	Appointment of Guardian by Will	XXIII-29

CHAPTER 4 INTESTATE SUCCESSION

23-4-1	Intestate Estate	XXIII-31
23-4-2	Rules of Succession	XXIII-31
23-4-3	Representation	XXIII-32
23-4-4	Requirement of Survival	XXIII-32
23-4-5	Common Ancestors	XXIII-33
23-4-6	Advancements and Debts	XXIII-33
23-4-7	Spouse	XXIII-34
23-4-8	Parent and Child	XXIII-34
23-4-9	Membership and Enrollment	XXIII-34

CHAPTER 5 RULES OF INHERITANCE

23-5-1	Definitions	XXIII-34
23-5-2	Intent of Testator Controlling	XXIII-35
23-5-3	Requirement of Survival	XXIII-35
23-5-4	Death Before Testator	XXIII-36
23-5-5	Lapsed Devise	XXIII-37
23-5-6	Renunciation of Inheritance	XXIII-37
23-5-7	Effect of Divorce	XXIII-37
23-5-8	Effect of Homicide	XXIII-38
23-5-9	Omitted Spouse	XXIII-39
23-5-10	Omitted Child	XXIII-40
23-5-11	Family Protections	XXIII-41
23-5-12	After-Acquired Property	XXIII-42
23-5-13	Specific Devise	XXIII-42
23-5-14	Residuary Devise	XXIII-43
23-5-15	Satisfaction of Devise During Testator's LIfe	XXIII-43
23-5-16	Contribution for Debts	XXIII-44
23-5-17	Failure of Devise	XXIII-44
23-5-18	Restricted Interests	XXIII-44
23-5-19	Cultural Property and Heritage	XXIII-45
23-5-20	No Taker	XXIII-46

CHAPTER 6 PERSONAL REPRESENTATIVES

23-6-1	Qualifications	XXIII-46
23-6-2	Priority of Appointment	XXIII-46
23-6-3	Court Appointment of Personal Representative	XXIII-47
23-6-4	Appointment of Special Administrator	XXIII-47
23-6-5	Acceptance of Appointment	XXIII-48
23-6-6	Notice of Appointment	XXIII-48
23-6-7	Multiple Representatives	XXIII-49
23-6-8	Competing Letters	XXIII-49
23-6-9	Bond	XXIII-50
23-6-10	Determination of Qualification	XXIII-51
23-6-11	Duties and Powers	XXIII-51
23-6-12	Inventory and Appraisement	XXIII-53
23-6-13	Compensation	XXIII-54
23-6-14	Restraining Representative	XXIII-54
23-6-15	Persons Dealing with Personal Administrator	XXIII-55
23-6-16	Liability of Representative	XXIII-55

23-6-17	Removal of Representative	XXIII-56
23-6-18	Termination of Appointment	XXIII-57
CHAPTER 7	**CREDITORS' CLAIMS**	
23-7-1	Notice to Creditors	XXIII-58
23-7-2	Manner of Presentation of Claims	XXIII-59
23-7-3	Classification of Claims	XXIII-59
23-7-4	Allowance of Claims	XXIII-60
23-7-5	Payment of Claims	XXIII-61
23-7-6	Secured Claims	XXIII-61
23-7-7	Claims Not Due	XXIII-62
23-7-8	Offset of Counterclaims	XXIII-62
23-7-9	Execution Prohibited	XXIII-63
23-7-10	Compromise of Claims	XXIII-63
23-7-11	Encumbered Assets	XXIII-63
23-7-12	Period of Limitations on Claims	XXIII-63
23-7-13	Effect of Statute of Limitations	XXIII-64
CHAPTER 8	**DISTRIBUTIONS**	
23-8-1	Distributions Generally	XXIII-65
23-8-2	Distributions to Protected Persons	XXIII-65
23-8-3	Distribution to Trustee	XXIII-67
23-8-4	Partition	XXIII-67
23-8-5	Agreements Among Successors	XXIII-67
23-8-6	Evidence of Distribution	XXIII-68
23-8-7	Administration in Multiple Jurisdictions	XXIII-68
28-8-8	Successors' Rights If No Administration	XXIII-69
28-8-9	Improper Distribution	XXIII-69
28-8-10	Purchasers Protected	XXIII-69
23-8-11	Property Discovered After Closure	XXIII-70
23-8-12	Decedent Still Alive	XXIII-70
CHAPTER 9	**SUMMARY PROBATE**	
23-9-1	Definitions	XXIII-70
23-9-2	Summary Probate Authorized	XXIII-70
23-9-3	Collection by Affidavit	XXIII-72
23-9-4	Identification	XXIII-74
23-9-5	Effect of Affidavit	XXIII-75
23-9-6	Liability of Transferee	XXIII-76
23-9-7	Subsequent Proceedings	XXIII-77
23-9-8	Fraudulent Affidavit	XXIII-77
23-9-9	Adjustment of Dollar Amounts	XXIII-78
CHAPTER 10	INFORMAL PROBATE	
23-10-1	Informal Probate Authorized	XXIII-78
23-10-2	Who May File	XXIII-79
23-10-3	Application	XXIII-79
23-10-4	Review of Application	XXIII-81
23-10-5	Determination of Court	XXIII-82
23-10-6	Notice	XXIII-82
23-10-7	Successor Personal Representative	XXIII-83

23-10-8	Probate and Closing of Estate	XXIII-84
23-10-9	Effect of Informal Probate	XXIII-85
CHAPTER 11	UNIVERSAL SUCCESSION	
23-11-1	Universal Succession Authorized	XXIII-85
23-11-2	Application	XXIII-86
23-11-3	Review of Application	XXIII-88
23-11-4	Determination by Court	XXIII-89
23-11-5	Notice	XXIII-89
23-11-6	Effect of Universal Succession	XXIII-90
23-11-7	Liability of Universal Successors	XXIII-92
CHAPTER 12	FORMAL PROCEEEDINGS	
23-12-1	Formal Probate	XXIII-93
23-12-2	Initiation of Proceedings	XXIII-93
23-12-3	Summons and Service of Process	XXIII-96
23-12-4	Responsive Pleadings	XXIII-97
23-12-5	Hearing on Petition	XXIII-97
23-12-6	Will Contests	XXIII-98
23-12-7	Foreign Order	XXIII-99
23-12-8	Interim Reports	XXIII-100
23-12-9	Motion for Distribution	XXIII-100
23-12-10	Order of Distribution	XXIII-101
23-12-11	Closing Estate	XXIII-102
23-12-12	Modifying or Vacating Order	XXIII-102
23-12-13	Limitations of Actions	XXIII-103
CHAPTER 13	TRUSTS	
23-13-1	Definitions	XXIII-104
23-13-2	Construction of Trusts	XXIII-105
23-13-3	Power of Tribal Court	XXIII-106
23-13-4	Jurisdiction of Tribal Court	XXIII-107
23-13-5	Representation	XXIII-108
23-13-6	Creation of Trust	XXIII-108
23-13-7	Purposes of Trust	XXIII-109
23-13-8	Modification or Termination of Trust	XXIII-111
23-13-9	Combination or Division of Trusts	XXIII-113
23-13-10	Rights of Creditors	XXIII-113
23-13-11	Spendthrift Provisions	XXIII-114
23-13-12	Discretionary Trusts	XXIII-114
23-13-13	Claims Against Settlor	XXIII-115
23-13-14	Revocable Trusts	XXIII-115
23-13-15	Trustees	XXIII-117
23-13-16	Cotrustees	XXIII-118
23-13-17	Resignation of Trustee	XXIII-119
23-13-18	Removal of Trustee	XXIII-120
23-13-19	Vacancy of Trustee	XXIII-120
23-13-20	Successor Trustee	XXIII-121
23-13-21	Delivery of Property to Successor	XXIII-122
23-13-22	Compensation of Trustee	XXIII-122
23-13-23	Duties of Trustee	XXIII-123

23-13-24	General Powers	XXIII-126
23-13-25	Delegaton by Trustee	XXIII-130
23-13-26	Direction of Trustee	XXIII-131
23-13-27	Recordkeeping	XXIII-131
23-13-28	Certification of Trust	XXIII-132
23-13-29	Distribution on Termination	XXIII-133
23-13-30	Personal Liability	XXIII-134
23-13-31	Persons Dealing with Trustee	XXIII-134
23-13-32	Breach of Trust	XXIII-135
23-13-33	Defenses	XXIII-136
23-13-34	Limitations of Actions	XXIII-137
CHAPTER 4	POWERS OF ATTORNEY	
23-14-1	Definitions	XXIII-138
23-14-2	Law Applicable	XXIII-139
23-14-3	Durability	XXIII-139
23-14-4	Signing	XXIII-140
23-14-5	Validity	XXIII-140
23-14-6	Effectiveness	XXIII-140
23-14-7	Nomination of Conservator or Guardian	XXIII-141
23-14-8	Termination	XXIII-141
23-14-9	Agents Generally	XXIII-143
23-14-10	Grant of General Authority	XXIII-143
23-14-11	Powers requiring Specific Authority	XXIII-143
23-14-12	Real Property	XXIII-144
23-14-13	Personal Property	XXIII-146
23-14-14	Bank Accounts	XXIII-147
23-14-15	Entities and Businesses	XXIII-148
23-14-16	Insurance	XXIII-149
23-14-17	Trusts	XXIII-151
23-14-18	Claims and Litigation	XXIII-152
23-14-19	Personal and Family Maintenance	XXIII-153
23-14-20	Government Benefits	XXIII-154
23-14-21	Retirement Plans	XXIII-155
23-14-22	Taxes	XXIII-156
23-14-23	Gifts	XXIII-157
23-14-24	Medical Decisions	XXIII-157
23-14-25	Authority by Reference	XXIII-160
23-14-26	Duties of Agent	XXIII-161
23-14-27	Liability of Agent	XXIII-163
23-14-28	Coagents and Successor Agents	XXIII-164
23-14-29	Resignation of Agent	XXIII-165
23-14-30	Acceptance and RELiance on Power of Attorney	XXIII-165
23-14-31	Judicial Relief	XXIII-167
CHAPTER 15	INTERESTS	
23-15-1	Definitions	XXIII-168
23-15-2	Rule Against Perpetuities	XXIII-169
23-15-3	Power to Disclaim Interest	XXIII-170
23-15-4	Disclaimer in Property Interest	XXIII-171
23-15-5	Disclaimer of Rights of Survivorship	XXIII-172

23-15-6	Disclaimer by Trustee	XXIII-172
23-15-7	Disclaimer of Power of Appointment	XXIII-173
23-15-8	Limited or Barred Disclaimer	XXIII-174
23-15-9	Delivery of Disclaimer	XXIII-174
23-15-10	Filing of Disclaimer	XXIII-176

CHAPTER 16 CHANGE OF NAME

23-16-1	Power of Court	XXIII-176
23-16-2	Recognition of Traditional Name	XXIII-177
23-16-3	Initiation of Proceedings	XXIII-177
23-16-4	Summons and Service of Process	XXIII-179
23-16-5	Publication of Notice	XXIII-180
23-16-6	Responsive Pleading	XXIII-181
23-16-7	Hearing on Petition	XXIII-181
23-16-8	Order of Name Change	XXIII-182
23-16-9	Simplified Name Change	XXIII-183
23-16-10	Sealing of Record	XXIII-184