



The Minnesota Chippewa Tribe

Administration
218-335-8581
Toll Free: 888-322-7688
Fax: 218-335-8496
Home Loan
218-335-8582
Fax: 218-335-6925
Economic Development
218-335-8583
Fax: 218-335-8496
Education
218-335-8584
Fax: 218-335-2029
Human Services
218-335-8586
Fax: 218-335-8080

January 10, 2018

MEMORANDUM

TO: Secretary/Treasurer, and Executive Director

FROM: Gary S. Frazer, Executive Director

SUBJECT: Election Announcement

Please post by Thursday, January 11, 2018 the attached 2018 Election Announcement and Calendar with attachment in the appropriate places on your Reservation.

As you can see by the calendar, the Election Announcement has to be posted by Thursday, January 11, 2018 and the opening period for filing for office begins on January 12, 2018.

If you have any questions concerning the upcoming elections, please call me.



The Minnesota Chippewa Tribe

ANNOUNCEMENT

**TO: WHITE EARTH RESERVATION BUSINESS COMMITTEE
AKA WHITE EARTH RESERVATION TRIBAL COUNCIL**

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The Minnesota Chippewa Tribe hereby announces that a Regular Election will be held on June 12, 2018 on the WHITE EARTH RESERVATION.

This REGULAR ELECTION provides for an April 3, 2018 PRIMARY ELECTION in the event there are more than two (2) eligible candidates for each open position.

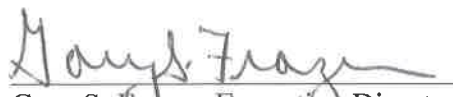
Elected positions to be filled are as follows:

- A. SECRETARY/TREASURER – WHITE EARTH RESERVATION BUSINESS COMMITTEE – FOUR (4) YEAR TERM
- B. COMMITTEEPERSON DISTRICT I – WHITE EARTH RESERVATION BUSINESS COMMITTEE – FOUR (4) YEAR TERM
- C. COMMITTEEPERSON DISTRICT II – WHITE EARTH RESERVATION BUSINESS COMMITTEE – FOUR (4) YEAR TERM

Candidates shall file with the Secretary/Treasurer or his designee during regular business hours beginning on January 12, 2018. Filing will close on January 22, 2018 at 4:30 P.M.

Attached are the Dates & Guidelines for the 2018 Tribal Elections.

Date: January 10, 2018


Gary S. Frazer, Executive Director

ELECTION CALENDAR
2017 – 2018 Regular Election

December 20, 2017:	Last day for sitting RTC member to give notice of resignation to file for other RTC office.
January 8, 2018:	Last day for sitting RTC member to give notice of resignation to file for vacated RTC seat.
January 11:	Election Announcement
January 12:	8:00 a.m. - Opening of period for filing for office.
January 22:	Close of filing period
January 30:	Selection of Election Court of Appeals Judge (For certification of candidate)
February 9:	Deadline for Notice of Certifications to TEC.
February 13:	Challenge certification or non-certification to MCT by 4:30 p.m. on the second business day following receipt of certification.
February 14:	Complete record of all documents related to challenge submit to Minnesota Chippewa Tribe by 4:30 p.m.
February 14:	Deadline for appointment of Election Boards.
February 14:	Deadline for appointment of Election Contest Judge and alternate Election Contest Judge.
February 15:	Decision of certification or non-certification or within 48 hrs. of appeal.
February 20:	Notice of Primary Election and Posting.
February 22:	TEC provides ballots for Primary Election.
March 30:	Notify MCT on choice of appellate forum.
April 3:	Primary (Polling places open from 8:00 a.m. until 8:00 p.m.)
April 4:	General Reservation Election Board certifies Primary Results. (Prior to 8:00 p.m.)

April 5:	General Reservation Election Board publishes Primary Results.
April 6:	Deadline for Request for Recount. (Filed with General Election Board prior to 5:00 p.m.)
April 10:	4:30 p.m. - Deadline for Contest of Primary Election. (Filed with Reservation Election Judge and Executive Director of the Minnesota Chippewa Tribe).
April 11: <i>(Results, if Allowed or 9th or 10th If earlier request)</i>	Deadline for Decision on Request for Recount and Results of Recount, if allowed.
April 20:	Deadline for Decision on Contest
April 23 <i>(or within 3 days of decision on Contest)</i>	4:30 p.m. - Deadline for Appeal to Court of Election Appeals. (Filed with the Executive Director of the Minnesota Chippewa Tribe and with Reservation Tribunal rendering Decision).
April 26 <i>(or within 3 days upon receipt of Notice to Appeal):</i>	Record of Contest forwarded to Court of Election Appeals.
April 30 <i>(hearing within 7 days notice of appeal).</i>	Last Day for Hearing on Appeal
May 10 <i>(10 days from hearing on appeal).</i>	Last Day for Decision on Appeal
May 11:	Notice of General Election
May 11:	TEC provides ballots for General Election.
June 12:	General Election (Polling Places open from 8:00 a.m. until 8:00 p.m.)
June 13:	General Reservation Election Board certifies results of Election. Prior to 8:00 p.m.
June 14:	General Reservation Election Board publishes Election results.
June 15:	Deadline for Request for Recount. (Filed with General Election Board prior to 5:00 p.m.)
June 19:	4:30 p.m. - Deadline for Notice of Contest. (Filed with Reservation Election Judge and Executive Director of the Minnesota Chippewa Tribe.)

June 20 (<i>or 18,19, if request for Recount is filed before deadline</i>):	Decision on Request for Recount and Results of Recount, if allowed.
June 29 th :	Deadline for Decision on Contest for General Election.
July 2nd (<i>or within 3 days of decision on Contest</i>):	4:30 p.m. - Deadline for appeal to Court of Election Appeals. (Filed with Executive Director of the Minnesota Chippewa Tribe and Reservation Tribunal rendering Decision).
July 5th (<i>or within 3 days upon receipt of Notice to Appeal</i>):	Record of contest forwarded to Court of Election Appeals.
July 9th (<i>hearing within 7 days notice of appeal</i>).	Last Day for Hearing on Appeal.
July 9 th :	Winning candidates assume office by operation of law, unless sooner seated, or the election is subject of appeal to the Court of Election Appeals.
July 19 (<i>or Ten days from Hearing on Appeal</i>):	Deadline for decision of the Court of Elections Appeal.
Day following Decision of Appeal:	Winning candidate prevailing on appeal takes office.

Section 1.3. Candidates for Office.

1.3(A). Eligibility.

A candidate for office must: (1) be an enrolled member of the Tribe; (2) be enrolled with the Reservation of his/her candidacy; (3) reside on the Reservation of his/her candidacy and enrollment; and (4) meet the requirements of Article IV, Section 4 of the Constitution, as set forth in Section 1.3(D). A candidate for Committeeperson to represent a district established pursuant to Section 1.4(A), below, must reside in the district of his/her candidacy and enrollment. Requirements (1), (2) and (3) must be met for at least the twelve-month period immediately preceding the date established for the Primary election. No member of the Tribe will be eligible to hold office, either as a Committeeperson or Officer, unless he or she will reach his/her twenty-first (21st) birthday on or before the date of the Primary or Special Election. A candidate may file for only one (1) position.

1.3(B). Reservation Definition.

A Reservation is defined as all lands within the exterior boundaries of the reservation. A Band governing body, by official action, may define “reservation” to include specified lands outside the boundaries of the reservation, as may be defined by treaty, statute, executive order, or other document considered sufficient authority by the Band governing body, including all lands considered Indian Country under the governmental authority of that Reservation.

1.3(C). Filing of Notice of Candidacy.

1.3(C)(1). For Regular Elections, eligible candidates must file their notice of candidacy for Chairperson, Secretary/Treasurer, or Committeeperson, with the Secretary/Treasurer of the Band governing body or his/her designee beginning on the next business day after the Tribal Executive Committee prepares the election announcement. The filing period shall end not less than ten (10) days after it begins.

1.3(C)(2). For Special elections, eligible candidates must file their notice of candidacy for such offices beginning the next business day after the Band governing body prepares and posts the election announcement. The filing period shall end not less than ten (10) days after it begins.

1.3(C)(3). The Notice of Candidacy must be in writing, include the Candidate's physical (residence) address, have the original signature of the candidate, comply with the requirements of Section 1.3(D), below, and be filed by the candidate in person. A filing fee will accompany each notice of candidacy. The amount of the fee will be Thirty Dollars (\$30.00) for Officers (Chairperson, Secretary/Treasurer) and Fifteen Dollars (\$15.00) for Committeeperson. An incomplete Notice of Candidacy shall be rejected by the Secretary/Treasurer of the Band governing body or his/her designee.

1.3(C)(4). Each Band governing body will certify eligible candidates for office in accordance with the Minnesota Chippewa Tribe Constitution, the Minnesota Chippewa Tribe Election Ordinance and the dates and guidelines established for Minnesota Chippewa Tribe elections. Within twenty-one (21) days after the filing deadline the Band governing body must notify the Tribal Executive Committee of the eligible and ineligible candidates and the position for which they have filed. Certification decisions must adhere to the requirements of the Constitution and this Ordinance. The Band governing body shall make its certification decision based on all information available at the time for determination including information provided by the person who filed the Notice of Candidacy.

1.3(C)(5) If a candidate fails to submit a complete Notice of Candidacy, Certification of Eligibility, or Authorization and Consent to Disclosure during the filing period, the Band governing body shall not certify the candidate as eligible for office.

1.3(C)(6) Any person who has filed a complete Notice of Candidacy has standing to challenge the certification or non-certification of a person who has filed a Notice of Candidacy for the same position. Any challenge of such a decision must be filed with the Executive Director of the Minnesota Chippewa Tribe or a person designated in writing by the Executive Director by 4:30 p.m. on the second business day following receipt by the Tribal Executive Committee of the notice of certification or non-certification. Any challenge must state the reason(s) why the decision of the Band governing body did not comply with the requirements of the Constitution. Immediately upon receipt of a challenge, the Executive Director or

designee shall: (1) notify the Band governing body of the challenge and advise it that a complete record of all documents related to the challenge determination must be submitted to the Executive Director on the next business day; and (2) notify the Tribal Election Court of Appeals that a challenge has been filed. Notwithstanding any provision of this Ordinance, the Tribal Election Court of Appeals shall convene and within twenty-four (24) hours of said notice decide the issue of certification or non-certification based on the record provided by the Band governing body. The Tribal Election Court of Appeals may convene by telephone conference. The decision of the Tribal Election Court of Appeals must be in writing and signed by the Chief Judge. The decision of the Tribal Election Court of Appeals shall be final.

- 1.3(C)(7). If a member serving in any position on an existing Band governing body, and whose term does not end with the current election, desires to file for a different office on that Committee, he/she may do so. However, at least fifteen (15) days prior to the day that the Election Announcement is posted pursuant to Section 1.2(A)(3), such member will file with the Band governing body or its designee and serve upon each of its other members a notice of resignation from that member's current position. Said resignation shall be irrevocable upon certification of the tribal member who has resigned as a candidate, and will be effective upon the successful candidate's assumption of authority of the position for which such member has filed.
- 1.3(C)(8). In the event another incumbent member desires to file for the office for which a notice of resignation has been filed and served, he/she must file and serve a notice of resignation as least three (3) days prior to the date that the Election Announcement is prepared.
- 1.3(C)(9). Each office for which a notice of resignation has been filed and served in accordance with this section will be included in the Election Announcement, and a Special Election for those positions will be held contemporaneously with the Regular Election.