

**BYLAWS OF THE  
MATCH-E-BE-NASH-SHE-WISH BAND OF POTTAWATOMI INDIANS (TRIBE)  
TRIBAL JUSTICE PROJECT ADVISORY TEAM (COMMITTEE)**

**COMMITTEE**

- 1.1 NAME** The name of the Committee is the **Match-E-Be-Nash-She-Wish Band of Pottawatomi Indians Tribal Justice Project Advisory Team.**
- 1.2 PLACES OF BUSINESS** The Committee shall have its principal place of business and mailing address at the Match-E-Be-Nash-She-Wish Band of Pottawatomi Indians Tribal Offices. The Committee reserves the right to conduct business outside of the Tribal Offices provided that proper notice is supplied to Committee Members.
- 1.3 MISSION** The mission of the Committee is to research and develop the Match-E-Be-Nash-She-Wish Band of Pottawatomi Indians judicial system, consistent with self-determination and the sovereign powers of the Tribe, by building on the community values of respect, culture and spirituality that allows for unity, fairness, and due process in resolving issues, conflicts, and disputes within the Tribe.

**COMMITTEE MEMBERS**

- 2.1 COMMITTEE MEMBERS** The Committee shall be organized by the Project Leader and appointed by the Chairperson of the Tribe. The business and affairs of the Committee shall be managed by the Committee. The Committee shall meet as often as necessary to conduct the business of the Committee, but at least monthly.
- 2.2 OFFICERS** The Project Leader of the Committee is hired in accordance to tribal policy. The responsibility of the Project Leader is to ensure the orderly discussion of issues, to present for discussion the issues and Agenda developed by the Project Leader, and to ensure that the objectives of the Committee and timeline are on task.
- 2.2 FUNCTIONS** All rights, powers, duties and responsibilities relative to the management and control of the Committee's property, activities and affairs are vested in the Tribal Council and granted by the Tribe. In addition to the power and authority expressly conferred upon it by these Bylaws, the Members of the Committee (Members) may take any lawful action on behalf of the Committee which is not by law or by these Bylaws required to be taken by some other party.
- 2.3 DUTIES OF THE COMMITTEE** The Committee will conduct extensive research of other Tribal Court systems in the Mid-West region and throughout the

United States. Four Members will complete training focused specifically on Tribal Court system structures and Tribal Code development. The Committee will develop a Tribal Court Code and a minimum of three other priority Codes as deemed necessary by research and community input. A Master Plan will be developed by the Committee on project execution. Generally, a Master Plan identifies and evaluates existing conditions and trends, makes projections into the future, establishes goals, considers alternatives and provides recommendations for the physical development of a Tribal Court. Elements that will be analyzed in this process may include research conducted on various Court structures, community input meetings, internet and phone research of Tribal Courts, and meetings with other Tribes regarding their Court implementation.

**2.4 NUMBER, SELECTION AND TERM** The Committee shall consist of seven (7) Members. Members of the Committee shall be appointed by the Chairperson. Members shall serve for two (2) years. At any time the Committee cannot legally function, the Chairman shall appoint additional Members, in accordance with these Bylaws.

**2.5 REMOVAL** Any Member can be removed from the Committee with cause by majority vote of Committee members present, excluding the Member who is proposed for removal.

The Project Leader shall bring before the Committee at an appointed time a synopsis of the facts, a statement for the recommendation of removal of the Committee member, a statement of remedies previously sought, and a statement that said remedies have been exhausted.

Questions from the Committee to the Committee member being considered for removal will be addressed at said meeting. The Committee member being considered for removal will have the opportunity following the questioning period to make a statement on his/her behalf before the Committee.

Following the above conditions, the Committee will go into closed session minus the Committee member being considered for removal. A vote will be taken, and the final decision is determined by majority vote.

**2.6 VACANCIES** Vacancies occurring in the Committee by reason of death, resignation, removal or other inability to serve shall be filled by appointment of the Chairman.

**2.7 REGULAR MEETINGS** Regular Meetings are held the first or second Monday of each month at 4:00 p.m.

**2.8 SPECIAL MEETINGS** Special Meetings of the Committee may be called by the Project Leader of the Committee, and shall be called by the Project Leader upon the request of any two (2) Members of the Committee. Special Meetings may also be

called by the Chairperson of the Tribal Council at the sole discretion of Tribal Council. A quorum must be present and proper notice must be provided to all Members of the Committee for action to be taken at the Special Meeting. No business may be conducted at a special meeting except the business specified in the notice of the meeting.

**2.9 NOTICE OF MEETINGS OF THE COMMITTEE** Written notice of the time and place of all meetings of the Committee shall be given to each Member at least three (3) business days before the date of the meeting, either personally, by electronic mail, facsimile, or by mailing notice to each Member at the address designated by the Member, or if none is designated, at the Member's last known address. Notices of special meetings shall state the purpose or purposes of the meeting. Notice of any meeting of the Committee may be waived in writing before or after the meeting.

**2.10 NOTICE OF AGENDA** In order to expedite meetings and promote reasoned decision making, a written agenda shall be provided to Members of the Committee at least 7 (seven) days in advance of any regularly scheduled meeting outlining with sufficient particularity any action item that will be proposed for decision at the meeting. Members are expected to review the agenda, accompanying documentation and proposed action items in advance of the meeting.

**2.11 ACTION WITHOUT A MEETING** Any action required or permitted at any meeting of the Committee may be taken without a meeting, without prior notice and without a vote, if all of the Members entitled to vote consent with verbal / phone confirmation, in writing, facsimile, electronic mail or other similar means of communication. This consent of the Members shall be filed with the Project Leader and shall have the same effect as a vote for all purposes.

**2.12 QUORUM AND VOTING REQUIREMENTS** A simple majority of the Members of the Committee constitute a quorum for the transaction of business. The vote of a majority of the Members present at any meeting at which there is a quorum shall be the acts of the Committee. A Member of the Committee may participate in a meeting by telephone or other similar means of communication. Participation in a meeting in this manner constitutes presence in person at the meeting.

**2.13 POWERS OF THE COMMITTEE** The Committee Members primary responsibility is to provide input and suggestions for the Tribal Council. Tribal Council retains the authority to determine what type(s) of Tribal Courts and Codes will be implemented.

## COMMITTEES

- 3.1 COMMITTEES** The Committee as a whole may establish such other sub-committees from time to time as it shall deem appropriate and shall define the powers and responsibilities of such committees.

## FINANCIAL POLICIES

- 4.1 FISCAL YEAR** The fiscal year of the Committee shall follow July 1, 2007, through June 30, 2008, and July 1, 2008, through June 30, 2009.
- 4.2 POLICIES** The financial policies of the Committee shall follow those of the Tribe.

## CONFLICT OF INTEREST

- 5.1 CONFLICT OF INTEREST** All conflict of interest policies must follow those of the Tribe.

## MISCELLANEOUS

- 6.1 AMENDMENTS** These Bylaws may be amended by the Members of the Committee at any time. No amendment may be inconsistent with the Tribal policy or Tribal laws.