



The Minnesota Chippewa Tribe

ANNOUNCEMENT

TO: FOND DU LAC RESERVATION BUSINESS COMMITTEE

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
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The Minnesota Chippewa Tribe hereby announces that a Regular Election will be held on June 14, 2022, on the FOND DU LAC RESERVATION.

This REGULAR ELECTION provides for an April 5, 2022, 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 – FOND DU LAC RESERVATION BUSINESS COMMITTEE – FOUR (4) YEAR TERM
- B. COMMITTEEPERSON DISTRICT II (Sawyer) – FOND DU LAC RESERVATION BUSINESS COMMITTEE – FOUR (4) YEAR TERM

Candidates shall file with the Secretary/Treasurer or his designee during regular business hours beginning on January 14, 2022. Filing will close on January 24, 2022, at 4:30 P.M.

Attached are the Dates & Guidelines for the 2022 Tribal Elections.

Date: January 13, 2022


Gary S. Frazer, Executive Director

ELECTION CALENDAR
2022 Regular Election

December 28, 2021:	Last day for sitting RTC member to give notice of resignation to file for other RTC office.
January 7, 2022:	Last day for sitting RTC member to give notice of resignation to file for vacated RTC seat.
January 13:	Election Announcement
January 14:	8:00 a.m. - Opening of period for filing for office.
January 24:	Close of filing period
February 3:	Selection of Election Court of Appeals Judge (For certification of candidate)
February 10:	Deadline for Notice of Certifications to TEC.
February 14:	Challenge certification or non-certification to MCT by 4:30 p.m. on the second business day following receipt of certification.
February 15:	Deadline for appointment of Election Boards.
February 15:	Deadline for appointment of Election Contest Judge and alternate Election Contest Judge.
February 16:	Complete record of all documents related to challenge submit to Minnesota Chippewa Tribe by 4:30 p.m.
February 18:	Answer to challenge from the person whose certification is being challenged to the MCT by 4:30 p.m.
February 22:	Deadline for Decision of certification or non-certification by Tribal Court of Appeals.
February 24:	Notice of Primary Election and Posting.
February 28:	TEC provides ballots for Primary Election.
March 31:	Notify MCT on choice of appellate forum.
April 5:	Primary (Polling places open from 8:00 a.m. until 8:00 p.m.)

April 6:	General Reservation Election Board certifies Primary Results. (Prior to 8:00 p.m.)
April 7:	General Reservation Election Board publishes Primary Results.
April 8:	Deadline for Request for Recount. (Filed with General Election Board prior to 5:00 p.m.)
April 8:	Deadline to Post Regular Election Notice without Primary
April 12:	4:30 p.m. - Deadline for Contest of Primary Election. (Filed with Reservation Election Judge and Executive Director of the Minnesota Chippewa Tribe).
April 13: (<i>Results, if Allowed or 11th or 12th If earlier request</i>)	Deadline for Decision on Request for Recount and Results of Recount, if allowed.
April 22:	Deadline for Decision on Contest
April 25 (<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 28 (<i>at least two (2) days prior to the hearing date</i>):	Record of Contest forwarded to Court of Election Appeals.
May 2 (<i>hearing within 7 days of notice of appeal</i>).	Last Day for Hearing on Appeal
May 12 (<i>10 days from hearing on appeal</i>).	Last Day for Decision on Appeal
May 13:	Notice of General Election (or earlier if no appeal).
May 13:	TEC provides ballots for General Election (or earlier if no appeal).
June 14:	General Election (Polling Places open from 8:00 a.m. until 8:00 p.m.)
June 15:	General Reservation Election Board certifies results of Election. Prior to 8:00 p.m.
June 16:	General Reservation Election Board publishes Election results.
June 17:	Deadline for Request for Recount. (Filed with General Election Board prior to 5:00 p.m.)

June 21:	4:30 p.m. - Deadline for Notice of Contest. (Filed with Reservation Election Judge and Executive Director of the Minnesota Chippewa Tribe.)
June 22 (<i>or 21, if request for Recount is filed before deadline</i>):	Decision on Request for Recount and Results of Recount, if allowed.
July 1st:	Deadline for Decision on Contest for General Election.
July 5th (<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 8th (<i>at least two (2) days prior to the hearing date</i>):	Record of contest forwarded to Court of Election Appeals.
July 12th (<i>hearing within 7 days of notice of appeal</i>).	Last Day for Hearing on Appeal.
July 12 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 22 (<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, the Candidate's name as they wish it to appear on the ballot, 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. The Candidate's name may include a nickname or maiden name in parentheses on the ballot, provided that the Band governing body certifies that such nickname is widely known and appropriate for listing on the ballot. A filing fee must 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 must 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. Each Band governing body must certify the names of eligible candidates as they shall appear on the ballot. 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 with specificity the reason(s) why the decision of the Band governing body did not comply with the requirements of the Constitution and may include supporting documentation. 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 by 4:30 p.m. on the second business day following receipt of the challenge; (2) provide a copy of the challenge and documentation to the person whose certification is being challenged and advise the person that any answer to the challenge must be filed with the Executive Director by 4:30 p.m. on the second business day following receipt of the challenge; and (3) notify the Tribal Election Court of Appeals that a challenge has been filed. The Executive Director or designee shall submit the following materials to the Tribal Election Court of Appeals at the expiration of the aforementioned deadlines: the challenge and supporting documentation; the record compiled by the Band governing body; and any timely filed answer to the challenge. Notwithstanding any provision of this Ordinance, the Tribal Election Court of Appeals shall convene and within forty-eight (48) hours of receiving the challenge, record, and answer, decide the issue of certification or non-certification based on the materials described above. 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 must 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.