

# **Constitution and By-Laws of the Paiute Shoshone Tribe of the Fallon Reservation and Colony**



**Certification of Adoption  
December 18, 1963**

**U.S. Department of the Interior  
Washington, D.C.  
June 12, 1964**

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# **Constitution and By-Laws of the Paiute-Shoshone Tribe of the Fallon Reservation and Colony**

## **Preamble**

We, the members of the Fallon Reservation and Fallon Colony, Churchill County, Nevada, hereinafter referred to as the Paiute Shoshone Tribe, in order to form a tribal organization to exercise the privileges and powers of self-government, and to conserve and develop our resources for the social and economic well-being of our members, do hereby ordain and establish this Constitution and By-Laws.

## **Article I - Territory**

The jurisdiction of the Paiute Shoshone Tribe shall extend to all lands within the boundaries of the Fallon Indian Reservation and Fallon Indian Colony, and to such other lands as may hereafter be added thereto.

## **Article II - Membership**

**Section 1** - The membership of the Paiute Shoshone Tribe shall consist of all living persons in the following categories, provided such persons are not members of some other tribe or band:

- (a) All persons whose names appear on the Fallon Allotment Schedules as approved by the Secretary of the Interior.
- (b) All Persons of Indian Blood whose name appear on the Census of the Fallon Reservation as of January 1, 1940.
- (c) All persons of Indian Blood whose names appear on the Census of the Fallon Colony as of January 1, 1940.
- (d) Direct decedents of persons in the above categories, provided that such decedents possess one-fourth or more Paiute and/or Shoshone Indian Blood.

**Section 2** - The official membership roll shall be prepared in accordance with an ordinance adopted by the Business Council and approved by the Commissioner of Indian Affairs or his duly authorized representative. Such ordinance shall contain procedures for enrollment, application form, approval or disapproval of application, disapproval notice, appeal procedures, and provisions for keeping the roll on a current basis.

**Section 3** - The Business Council shall have the power to promulgate ordinances, subject to the approval of the Commissioner of Indian Affairs, or his duly authorized representative, governing future membership, loss of membership and the adoption of new members.

### **Amendment #15 Article II Section 3 - March 25, 2000**

The Business Council shall have the power to promulgate ordinances, subject to the approval of the Commissioner of Indian Affairs, or his duly authorized representative, governing future membership and loss of membership. After December 31, 1999 adoption shall no longer be a viable method of acquiring tribal members and after that date, the Business Council shall have no power to authorize individuals to become new members of the Tribe by adoption or to promulgate ordinances which allow for membership to be acquired in the Tribe by adoptions. This Amendment has no effect upon individuals who have acquired membership in the Tribe by way of adoption on or before December 31, 1999. (BIA Approved: April 7, 2000).

## Article III - Governing Body

**Section 1** - The governing body of the Paiute Shoshone Tribe shall consist of five (5) members, which shall be known as the Fallon Business Council.

### Amendment #1 Article III Section 1 - June 22, 1971

The governing body of the Paiute Shoshone Tribe shall consist of seven (7) members, which shall be known as the Fallon Business Council (BIA Approved: August 13, 1971).

### Amendment #2 Article III Section 1 - January 13, 1980

The governing body of the Paiute Shoshone Tribe shall be the Fallon Business Council, composed of a Chairman, Vice-Chairman, Secretary-Treasurer and four Council members (BIA Approved: April 28, 1980).

### Amendment #14 Article III Governing Body Sec. 1, 3 & 5 - January 10, 1998

**Section 1**- The governing body of the Paiute Shoshone Tribe of the Fallon Reservation and Colony shall be the Fallon Business Council, composed of a Chairman, Vice-Chairman, Secretary, Treasurer and three (3) members (BIA Approved November 22, 1999).

**Section 2** - The members of the Business Council shall be elected by the qualified voters of the Paiute Shoshone Tribe and shall serve a term of two (2) years, or until their successors are elected.

### Amendment #1 Article III Section 2 - June 22, 1971

**Section 2** -The members of the Business Council shall be elected by the qualified voters of the Paiute Shoshone Tribe and shall serve a term of two (2) years, or until their successors are elected. The terms of the members of the Business Council shall be staggered four (4) members shall be elected in the first year after the adoption of the amendment to the constitution and three (3) members shall be elected in the second year after the adoption of the new constitution (BIA Approved: August 13, 1971).

### Amendment #18 Article III Section 2 January 12, 2002

The members of the Business Council shall be elected by the qualified voters of the Fallon Paiute Shoshone Tribe and shall serve a term of four (4) years and until their successors are elected. The four (4) Business Council members elected in the regular election in the regular election 2002 shall serve four (4) year terms. (The three (3) Council members elected in the regular election of 2001 shall serve a three year term). In the regular election of 2004 and in the regular election every two (2) years thereafter, the elected Council Members shall serve four (4) year terms. (BIA Approved June 3, 2002).

**Section 3** - At the First Business Council meeting following the election, the Council shall elect from within its own members: (a) a Chairman, (b) a Vice-Chairman, and from within or without its own membership (c) a Secretary-Treasurer, and may appoint such other officers and committees as may be deemed necessary.

### Amendment #3 Article III Section 3 - January 12, 1980

**Section 3** - The officers of the Business Council: Chairman, Vice-Chairman, Secretary and Treasurer shall be elected by the qualified voters of the Paiute Shoshone Tribe of the Fallon Reservation and Colony and shall serve a term of two (2) years (BIA Approved: April 28, 1980).

### Amendment #14 Article III Governing Body Sec. 1, 3 & 5 - January 10, 1998

**Section 3** - The officers of the Fallon Business Council: Chairman, Vice-Chairman, Secretary and Treasurer shall be elected by the eligible voters of the Paiute Shoshone Tribe of the Fallon Reservation and Colony and shall serve a term of two (2) years. (BIA Approved: November 22, 1999).

**Section 4** - The members of the Tribe who are currently serving as members of the Business Council at the time this Constitution and By-Laws are approved, shall continue to serve until their term of office expires

**Amendment #26 Article III Section 4 - January 12, 2002 (Replaced Amendment #12 Article III Section 4 - January 10, 1998).**

**Business Council Qualifications and Filing Deadline:**

- (a) Persons seeking to serve on the Fallon Business Council must be able to meet the following qualifications:
- (1) Be an enrolled member of the Paiute Shoshone Tribe of the Fallon Reservation and Colony; and
  - (2) Be at least twenty-one (21) years of age or older; and
  - (3) Live on the Fallon Paiute Shoshone Reservation and Colony or within seventy-five (75) miles of the boundaries thereof; and
  - (4) Never been convicted of any felony or gross misdemeanor in any Indian, State, or Federal Court.
- (b) Qualified persons shall be eligible to be a candidate for the Business Council at a Tribal election provided that his or her name is provided to the Tribal Election Board at least thirty (30) days prior to the election date. (BIA Approved: June 3, 2002).

**Amendment #16 Article III Section 4 January 13, 2001** - Have successfully graduated from a high school and/or equivalent program and be able to provide proof of graduation. (BIA Approved: March 15, 2002)

**Section 5 - New Section**

**Amendment #14 Article III, Governing Body Sec. 1,3 & 5 January 10, 1998**

**Section 5** -The officers of the Fallon Business Council: Chairman, Vice-Chairman, Secretary and Treasurer shall be elected by the eligible voters of the Paiute Shoshone Tribe of the Fallon Reservation and Colony and shall serve a term of two (2) years. (BIA Approved: November 22, 1999).

**Article IV Nomination Elections**

**Section 1** - All members of the Paiute Shoshone Tribe who are 21 years of age or older, shall have the right to vote in all elections.

**Amendment #4 Article IV - January 12, 1980**

All members of the Paiute Shoshone Tribe who are 18 years of age or older, shall have the right to vote in all elections. (BIA Approved: April 28, 1980).

**Section 2** - All elections, whether for officers or by way of referendum, shall be conducted in accordance with an ordinance, or ordinances adopted by the Business Council, which shall provide for the dates of regular elections election notice, polling places, ballots, and election committees and their duties, and any other necessary requirements. All elections shall be by secret ballot.

**Section 3** - Absentee Ballots shall be furnished to eligible voters residing outside the jurisdiction of the Paiute Shoshone Tribe upon the request of such member, except that members living in the town of Fallon, Nevada, shall be expected to participate in elections on the Reservation. To be valid the absentee ballot must be received by the Election Committee on or before the election date.

**Amendment #6 Article IV Section 3 - January 8, 1994**

Any eligible voter who provides written notice to the election Committee may vote by absentee ballot as provided in this section, at an election of the Paiute Shoshone Tribe if he/she is or expects to be:

- (a) absent from the reservation/colony because of the nature of his/her vacation, business, or any other unavoidable cause;
- (b) unable to go to the polling place due to unavoidable causes;
- (c) is enrolled and attending an education institution; or
- (d) in any branch of the armed forces of the United States of America (BIA Approved: February 24, 1994).

**Section 4** Any member of the Paiute Shoshone Tribe who is twenty-five (25) years of age or older, and has resided within the territory of the Tribe, as described in Article I of this Constitution, at least one year next preceding the elections, shall be eligible to be a candidate for the Business Council, provided his name is presented to the Election Committee at least fifteen (15) days prior to the election date.

**Amendment #1 Article IV Section 4 - June 22, 1971**

Any member of the Paiute Shoshone Tribe who is twenty-one (21) years of age or older, and has resided within the territory of the Tribe, as described in Article I of this Constitution, at least one-year next preceding the election, shall be eligible to be a candidate for the Business Council, provided his name is presented to the Election Committee at least (15) days prior to the election date. (BIA Approved: August 13, 1971).

**Amendment #7 Article IV Section 4 - January 8, 1994**

Any member of the Paiute-Shoshone Tribe who is twenty-one (21) years of age or older, and has resided within the territory of the Tribe, as described in Article I of this Constitution, at least one-year next preceding the election, shall be eligible to be a candidate for the Business Council, provided his name is presented to the Election Committee at least thirty (30) days prior to the election date. (BIA Approved February 24, 1994).

**Amendment #23 Article IV Section 5 - January 12, 2002 (Replaced Amendment #13 Article IV Section 5 - January 10, 1998)**

A person may not serve on the Business Council simultaneously with his or her husband, wife, brother, sister, father, mother, son or daughter. Situations arising under this section shall be governed by the Tribal Election Code. (BIA Approved: June 3, 2002).

**Section 5 - New Section**

**Amendment #17 Article IV Section 5 - January 12, 2002**

No losing candidate for a position on the Business Council may be appointed to fill any vacancy on the Business Council which arises during the term of the position for which the losing candidate ran. (BIA Approved: June 3, 2002).

**Article V - Vacancies and Removals:**

**Section 1** If a member of the Business Council or any other tribal official shall die, resign, be removed or recalled from office, permanently leave the Reservation, or be found guilty of a felony, or misdemeanor involving dishonesty, in any Indian, State, or Federal Court, the Business Council shall declare the position vacant and shall appoint an eligible member to fill the unexpired term.

**Amendment #10 Article V Section 1 - January 14, 1995**

If a member of the Business Council or any other tribal official shall die, resign, be removed or recalled from office, permanently leave the reservation, miss three (3) consecutive regular Business Council meetings without good reason or be found guilty of a felony, or a misdemeanor involving dishonesty in any Indian, State, or Federal Court, the Business Council shall declare the position vacant and shall appoint an eligible member to fill the unexpired term (BIA Approved: March 13, 1995).

**Amendment #24 Article V Section 1 - January 12, 2002**

If a member of the Business Council or any other tribal official shall die, resign, be removed or recalled from office, permanently leave the Reservation, or be found guilty of a felony or misdemeanor involving dishonesty, in any Indian, State or Federal Court, the Business Council shall declare the position vacant and shall appoint an eligible member to fill the unexpired term. No losing candidate for a position on the Business Council may be appointed to fill any vacancy on the Business Council which arises during the term of the position for which the losing candidate ran. (BIA Approved: June 3, 2002).

**Section 2** The Business Council may, by majority vote, expel any member of the council for neglect of duty or gross misconduct. Before any vote is taken in the matter, the accused member shall be given a written statement of the charges against him at least five (5) days prior to the meeting at which he is to appear, and he shall be given the opportunity to answer any and all charges at that time. The decision of the Business Council shall be final.

**Amendment #16 Article V Section 2 – January 12, 2002**

The Business Council shall, by a vote of six (6) members, remove any member of the Council for neglect of duty or gross misconduct. Before any vote is taken in the matter, the accused member shall be given a written statement of the charges against him or her at least five (5) days prior to the meeting at which he or she is to appear, and he or she shall be given an opportunity to answer any and all charges at that time. The decision of the Business Council shall be final and non-reviewable by any court. (BIA Approved: June 3, 2002).

**Amendment #21 Article V Section 2 – January 12, 2002**

If a member of the Business Council is removed and/or recalled as of August 2001 or later for cause, the former member shall not be eligible to run or be appointed to any position on the Business Council for seven (7) years following such removal. (BIA Approved: June 3, 2002).

**Section 3** Upon receipt of a petition signed by thirty (30) percent of the eligible voters of the Tribe calling for the recall of any member of the council, it shall be the duty of the Council to call an election on such recall petition. No member may be recalled in any such election unless at least thirty (30) percent of the eligible voters of the Tribe shall vote at such election.

**Amendment #25 Article V Section 3 – January 12, 2002**

Upon receipt of a petition signed by thirty (30) percent of the eligible voters of the Tribe calling for the recall of any member of the Council, it shall be the duty of the Tribal Secretary to verify the names and report the findings to the Business Council ten (10) days after receipt. If the Tribal Secretary reports the petition is in order or if the Tribal Secretary fails to report to the Business Council within (10) days but the petition is found by the Council to be in order, the Council shall schedule a recall election within sixty (60) days after such report or finding is made. No member may be recalled in any such election unless at least thirty (30) percent of the eligible voters of the Tribe vote at such election. (BIA Approved: June 3, 2002)

**Section 4 - New Section**

**Amendment #22 Article V Section 4 – January 12, 2002**

As soon as the election is finalized, the outgoing Council members will be automatically removed from all signatory authority for the Fallon Paiute Shoshone Tribe. If a Council Member is removed or recalled from office, he or she will be automatically removed from all signatory authority for the Fallon Paiute Shoshone Tribe. If a Council position is otherwise declared vacant, the former holder of that position will be automatically removed from all signatory authority for the Fallon Paiute Shoshone Tribe. (BIA Approved: June 3, 2002).

**Article VI Powers and Duties of the Business Council**

**Section 1** The Business Council shall have the following powers, subject to any limitations imposed by Constitution or Statutes of the United States, and subject further to all express restrictions upon such powers contained in this Constitution and By-Laws.

- (a) To negotiate with the Federal, State, and local governments in behalf of the Tribe, and to advise and consult with representatives of the Department of Interior on all activities that may affect the Tribe.
- (b) To employ legal counsel, subject to the approval of the Secretary of the Interior, or his duly authorized representative. (Ordinance 1-64).

**Ordinance No. 1-64 - Manner of Review Council Approved: September 29, 1964**

The resolution or ordinance to be reviewed shall be presented to the Superintendent of the Nevada Indian Agency within ten (10) days following enactment. The Superintendent shall within ten (10) days after its receipt approve or disapprove the legislation. If the Superintendent shall approve the resolution or ordinances, it shall thereupon become effective, but the Superintendent shall transmit a copy of the same, bearing his endorsement to the Secretary of the Interior, who may within ninety (90) days from the date of his receipt, rescind the legislation for any cause by notifying the Business Council. If the Superintendent shall refuse to approve any resolution or ordinance subject to review, within ten (10) days after its receipt by him, he shall advise the Business Council of his reasons therefore in writing. If these reasons are deemed by the Business Council to be insufficient it may, by a majority vote, refer the rejected legislation to the Secretary of Interior who may, within ninety (90) days from the date of its enactment, approval and reject the same in writing whereupon the said ordinance or resolution shall be in effect and rejected accordingly. (Council approved: September 29, 1964).

- (c) To manage, lease, contract, assign, or otherwise deal with tribal lands and tribal resources.
- (d) To enter into contracts with individuals, associates, partnerships, or corporations in behalf of the Tribe.
- (e) To adopt tribal budgets and administer any funds within the control of the Tribe; to make expenditures of tribal funds shall be authorized by resolution, duly enacted by the Business Council, and the amounts so expended shall be a matter of public record to the members of the Tribe at all reasonable times.

**Article VI Section 1 (f) - Ordinance No. 1-64 9/29/64**

(f) To promulgate ordinances to exclude from trust lands of the Reservation persons not legally entitled to reside thereon, which shall be subject to review of the Secretary of the Interior

**Article VI Section 1 (g) - Ordinance No. 1-64 9/29/64**

(g) To levy taxes on assess fees upon members of the Tribe, or to require the performance of community labor in lieu thereof, for the payment of expenses of the Tribe, or to finance any project or program for the benefit of the Tribe as a whole, which shall be subject to approval by the members of the Tribe and to levy taxes or license fees, subject to review by the Secretary of Interior, upon non-members doing business on the Reservation

- (h) To promulgate and enforce ordinances which shall be subject to review by the Secretary of Interior governing the conduct of members of the Tribe, and to provide for the maintenance of law and order and establishment of a tribal court.

**Article VI Section 1 (h) - Ordinance No. 1-64 9/29/64 Amendment #8 - 1/14/95**

(h) To promulgate and enforce ordinances governing the conduct of all people within the territorial boundaries of the Tribes, as provided by Federal Law; and to provide for the maintenance of law and order and establishment of a tribal court (BIA Approved: March 13, 1995).

**Article VI Section 1 (i) - Ordinance No. 1-64 9/29/64**

(i) To establish subordinate organizations for economic purposes and to delegate to such organizations, or to any subordinate boards or official of the Tribe, any of the foregoing powers, reserving the right to review any action taken by virtue of such delegated power.

**Section 2** The Business Council may exercise such future powers which may be delegated to the Council by the members of the Tribe or the Secretary of the Interior.



**Section 3** Any rights or powers heretofore vested in the Tribe, but not expressly referred to in this Constitution, shall not be abridged by this Article, but may be exercised by the members through the adoption of appropriate by-laws and constitutional amendments.

## **Article VII - Land**

**Section 1** In the assignment of Tribal lands, preference shall be given first, to heads of families who are entirely landless, and second, to heads of families whose assignments (or present allotments) consist of less than an economic unit. No member of the Tribe who has had the trust restrictions removed from his allotted land, or whose land may be alienated, except to the Tribe, shall be entitled to receive an assignment of tribal lands as a landless Indian.

**Section 2** If any member of the Tribe holding an assignment of tribal land shall, for a period of two years, fail to use the land so assigned or use such land for any unlawful purpose, his assignment may be canceled by the Business Council, after due notice and an opportunity to be heard, and such lands may be reassigned. Upon the death of any member holding an assignment, his heirs or other individuals designated by him by will or by written request, shall have preference in the reassignment of the land, provided such persons are members of the Tribe and are eligible to receive an assignment of the land.

### **Article VII Section 3 - Ordinance No. 1-64 9/29/64**

**Section 3** - Applications for assignments shall be filed with the Secretary of the Business Council and shall be in writing, setting forth the name of the person or persons applying for the land, the purpose for which it will be used, and as accurate a description of the land desired as the circumstances will permit. The Secretary of the Council shall furnish the Superintendent, Nevada Indian Agency, a complete record of all approved assignments on the Reservation. The Business Council shall draw up forms to be used for making assignments, which shall be subject to approval of the Secretary of the interior, or his duly authorized representatives.

## **Article VIII - Referendum**

Upon receipt of a petition signed by at least thirty (30) percent of the eligible voters, or upon the request of a majority of the members of the Business Council, any enacted or proposed ordinance or resolution of the Council shall be submitted to a popular referendum, and the vote of the majority of the eligible voters voting in such referendum shall be conclusive and binding on the Business Council; provided, that at least thirty (30) percent of the eligible voters shall vote in such election, and provided further, that all enacted ordinances and resolutions shall be in effect until rescinded by the Council, or by referendum of the Tribe.

## **Article IX - Amendments**

The Constitution and By-laws may be amended by a majority vote of the eligible voters of the Paiute Shoshone Tribe, voting at an election called for that purpose by the Business Council; provided that at least thirty (30) percent of those entitled to vote shall vote in such election and such amendment shall become effective upon approval by the Commissioner of Indian Affairs or his duly authorized representative.

### **Amendment #11 Article IX - January 14, 1995**

Upon receipt of a petition signed by at least thirty percent (30%) of the eligible voters, or upon the receipt of a majority of the entire Business Council members this Constitution and By-Laws may be amended by a majority vote of the eligible voters of the Fallon Paiute Shoshone Tribe, voting at an election called for that purpose by the Business Council; provided that at least thirty percent (30%) of those eligible to vote shall vote in such election and such amendment shall become effective upon approval by the Secretary of the Interior or his duly authorized representative. (BJA Approved: March 13, 1995)

# **By-Laws of the Paiute Shoshone Tribe of the Fallon Reservation and Colony**

## **Article 1 - Duties of Officers**

**Section 1 - Chairman** - The Chairman of the Business Council shall preside at all meetings of the Business Council. He shall perform all the duties of the Chairman and shall exercise any authority delegated to him by the Business Council.

**Section 2 - Vice-Chairman** - The Vice-Chairman of the Business Council shall assist the Chairman when called upon to do so. In the absence of the Chairman, he shall preside. When so presiding he shall have all the rights, privileges and duties, as well as the responsibilities of the chairman.

**Section 3 - Secretary/Treasurer** - The Secretary/Treasurer of the Business Council shall keep the minutes of all general tribal meetings and meetings of the Business Council. He shall certify the enactment of all ordinances and resolutions, and shall make proper distributions. He shall attend to the giving of all required notices, and shall receive on behalf of the Business Council, all petitions provided for in the Constitution. He shall have care and custody of all valuables for the Tribe, and shall deposit all funds in an approved depository. He shall disburse tribal funds as ordered by the Business Council, and shall maintain financial accounts, receipts and records, which shall be available for inspection by the members of the Tribe, and representatives of the commissioner of Indian Affairs. He shall make periodic financial reports to the Business Council. All financial records of the Tribe shall be audited at least once a year, and at such other times as may be directed by the Business Council or commissioner of Indian Affairs. The Secretary/Treasurer shall be bonded at the expense of the Tribe.

### **Amendment #14 Article 1 By-Laws Duties Of Officers Section 3 - January 10, 1998**

**Section 3 - Secretary** - The Secretary of the Fallon Business Council shall keep the minutes of all general tribal meetings and meetings of the Fallon Business Council. The Secretary shall certify the enactment of all ordinances, law and order codes, and resolutions, and shall make proper distribution. The Secretary shall attend to the giving of all required notices, and shall receive on behalf of the Fallon Business Council, all petitions provided for in the Constitution and shall attend to provide notices and information relating to meetings; notices, and decisions of the Fallon Business Council. The Secretary shall supervise over matters relating to enrollment, membership, and elections (BIA Approved: November 22, 1999).

### **Section 4 - New Section**

#### **Amendment #14 Article 1 By-Laws Duties of Officers Section 4- January 10, 1998**

**Section 4 - Treasurer** - The Treasurer of the Fallon Business Council shall have care and custody of all valuables for the Tribe, and shall deposit all funds in an approved depository. The Treasurer shall disburse tribal funds as ordered by the Fallon Business Council, and shall maintain financial accounts, receipts and records, which shall be available for inspection by the members of the Tribe, and the Bureau of Indian Affairs.

The Treasurer shall make periodic financial reports to the Fallon Business Council. All financial records of the Tribe shall be audited at least once each year, and at such other times as may be directed by the Fallon Business Council or the Bureau of Indian Affairs. The Treasurer shall be bonded at the expense of the Tribe. (BIA Approved: November 22, 1999).

**Section 5 - Appointive Officers and Committees.** The duties of all committees and officers appointed by the Business Council, shall be clearly defined by Resolutions of the Business Council at the time of their appointment. Such committees and officers shall report from time to time, as required, to the Business Council, and their activities and decisions shall be subject to approval of the Council.

**Amendment #14 Article I By-Laws Section 5- January 10, 1998**

**Section 5 - Appointive Officers and Committees.** The duties of all committees and officers appointed by the Business Council, shall be clearly defined by Resolutions of the Business Council at the time of their appointment. Such committees and officers shall report from time to time, as required, to the Business Council, and their activities and decisions shall be subject to approval of the Council (BIA Approved: November 22, 1999).

**Article II - Time and Place Of Meetings**

**Section 1 - Business Council meetings.** Regular meetings of the Business Council shall be held at the Reservation on the second Tuesday of each month, the time and place to be designated by the Council. Special meetings may be called by the Chairman, and shall be called by him upon receipt of written notices signed by a majority of the business Council, and when so called, shall have the power to transact business as in regular meetings.

**Amendment #9 - Article II Section 1 - January 30, 1995**

Business Council meetings, Regular meeting of the Business Council shall be held on the Reservation on the second and fourth Tuesday of each month, the time and place to be designated by the Council. Special meetings may be called by the Chairman, and shall be called by him upon receipt of written notice signed by a majority of the Business Council, and when so called, shall have the power to transact business as in regular meetings (BIA Approved: March 13, 1995).

**Section 2 Quorum-** A quorum shall consist of three (3) members of the Business Council, and no business shall be transacted unless a quorum is present.

**Amendment #5 - Article II Section 2 - September 27, 1983-**A quorum shall consist of four (4) members of the Business Council, and no business shall be transacted unless a quorum is present. (BIA Approved: September 27, 1983).

**Amendment #19 - Article II Section 2 - January 17, 2002**

A quorum shall consist of five (5) members of the Business Council and no such business shall be transacted unless a quorum is present. (BIA Approved: June 3, 2002)

**Section 3 - General Tribal Meetings.** There shall be at least one general tribal meeting each year, to be held during the month of December. It shall be the duty of the Chairman of the Business Council to make a report at such meeting, on the activities of the Business Council throughout the year, and to outline proposed plans for the succeeding year. Special general tribal meetings may be called by the Chairman, and shall be called by him upon receipt of a petition signed by thirty (30) percent of the eligible voters. The time and place of such meetings shall be determined by the Business Council.

**Section 4 - Order of Business -** The following order of business is established for all meetings:

- (a) Call to Order by the Chairman
- (b) Roll Call
- (c) Reading of Minutes of previous meeting
- (d) Report of Committees
- (e) Report of Treasurer
- (f) Reading of Communications
- (g) Unfinished Business
- (h) New Business
- (i) Adjournment

### **Article III - Approval**

This Constitution shall become effective upon approval by a majority vote of the eligible voters of the Paiute Shoshone Tribe voting at an election called for that purpose by the Business Council and upon approval by the Commissioners of Indian Affairs, or his duly authorized representative.

### **Certification of Adoption**

We, the undersigned, duly elected officers of the Fallon Business Council, hereby certify that the foregoing Constitution and By-Laws of the Fallon Reservation and Colony, was submitted for adoption to the qualified voters of the Fallon Reservation and Colony, and was on December 18, 1963, duly adopted by a vote of 40 for and 22 against, in an election over 45 percent of those entitled to vote cast their ballots.

/s/ Dell Steve, Chairman  
Fallon Business Council

/s/ Jensen Dyer, Secretary  
Fallon Business Council

### **Approval**

I, JAMES E. OFFICER, Associated Commissioner of Indian Affairs, United States Department of the Interior, do hereby approve the Constitution and By-Laws of the Paiute Shoshone Tribe of the Fallon Reservation and Colony as ratified by the Tribe at a meeting held on December 18, 1963.

/s/ JAMES E. OFFICER  
Associate Commissioner of Indian Affairs

Date: June 12, 1964  
Washington D.C.