SHINGLE SPRINGS BAND OF MIWOK INDIANS

Shingle Springs, El Dorado County, California

ARTICLES OF ASSOCIATION

PREAMBLE

We, the members of the Shingle Springs Band of Miwok Indians ("Tribe") in order to form a better community government, exercise rights and responsibilities and promote the welfare of the people, do hereby adopt the following Articles of Association.

ARTICLE 1 – TERRITORY

The jurisdiction of this organization shall extend to the land now and hereafter comprised within the Shingle Springs Rancheria.

ARTICLE II - MEMBERSHIP

Section 1. The membership of the Shingle Springs Band of Miwok Indians shall consist of those persons who file applications for membership and are found qualified under one of the following categories:

a. Persons whose names appear on the 1916 Census Roll of the Indians at and near Verona in Sutter County, California; also 15 living in Sacramento; and

b. Persons who are lineal descendants of individuals eligible for membership under a., above, regardless of whether the ancestor through whom eligibility is claimed is living or dead.

Section 2. A person who has been allocated on another reservation or is officially enrolled with or is a recognized member of some other tribe or band shall not be enrolled. A "recognized member of another tribe or band" is a person whose name is listed on the census roll of another tribe or band, or has received a land use assignment on another reservation.

Section 3. The official membership roll shall be prepared in accordance with an ordinance adopted by the Shingle Springs Tribal Council.

ARTICLE III – GOVERNING BODY

Section 1. The governing body of the Shingle Springs Band of Miwok Indians shall be a council known as the Shingle Springs Tribal Council ("Tribal Council").

Section 2. The Tribal Council shall consist of seven (7) members elected during the annual general meeting of the Tribe. The Tribal Council shall elect from within its own membership a Chairperson and a Vice-Chairperson and from within or without its own membership a Secretary-Treasurer, and may employ or appoint such other employees, committees, etc.,

as deemed necessary. Members of the Tribal Council may also receive compensation for travel and other expenses as may be authorized by the Tribal Council.

Section 3. a. Any certified member of the Tribe who meets the following criteria: Is eighteen (18) years or older; has attended at least six (6) Tribal Council meetings within the past twelve (12) months; and, has demonstrated an active involvement in tribal affairs, is eligible to hold office.

b. Any person who has been convicted of a felony is ineligible to hold office.

c. No person may at the same time be both a member of the Tribal Council and a member of the Tribal Gaming Commission or Tribal Gaming Authority.

ARTICLE IV – ELECTION

Section 1. Any certified member of the Tribe eighteen (18) years of age or older shall have the right to vote.

Section 2. All elections of officers shall be by secret ballot.

Section 3. Within sixty (60) days after approval of this document by the Secretary of the Interior or his authorized representative, an election shall be called to elect the members of the Tribal Council. All nominations and elections, whether for officials or by way of referendum, shall be conducted in accordance with an ordinance or resolution adopted by the governing body which shall provide for the dates thereof, polling places, election committees and their duties, absentee balloting and other necessary requirements.

Section 4. At all elections held under this document, the members elected to available seats on the Council shall hold office for period of three (3) years and elections shall be held each year during the month of January. Members shall hold office until their successors are elected and installed.

ARTICLE V – VACANCIES AND REMOVAL

Section 1. If an officer shall die, resign, be recalled from his/her office or found guilty of a felony in any State or Federal court, the office shall be automatically vacated.

Section 2. Upon receipt of a petition signed by fifty percent (50%) of the certified voters requesting the recall of an officer, the Tribal Council shall, within thirty (30) days, call a special meeting. The accused official shall be given a written statement of all charges filed against him/her at least ten (10) days before such meeting at which he/she is to appear. In no case shall the accused preside at this meeting or shall the accused have a right to vote after the accused has had an opportunity to be heard by members of the Tribe, a secret ballot vote for or against removal shall be conducted. If the majority vote is for removal of the accused official, his/her office shall be automatically vacated.

Section 3. Any office which was vacated shall be filled by the Tribal Council at its next meeting and such replacement shall service the unexpired term of office.

ARTICLE VI – POWERS OF THE TRIBAL COUNCIL

Section 1. The Tribal Council shall have powers and responsibilities hereinafter provided, subject to any limitations imposed upon such powers by the statutes of the United States or the State of California:

a. To consult, negotiate, contract or conclude agreements with federal, state and local governments on activities which may affect the Shingle Springs Band of Miwok Indians;

b. To employ legal counsel, the choice of counsel and fixing of fees to be subject to the approval of the United States Secretary of the Interior or his authorized representative;

c. To receive advice from and make recommendations to the United States Secretary of the Interior with regard to all appropriation estimates for all projects which are for the benefit of members of the Shingle Springs Band of Miwok Indians prior to the submission of such estimates to the Office of Management & Budget and Congress;

d. To manage, lease or otherwise operate all unassigned Tribal property and to control the use of and development on assigned Tribal lands. Toward this end the Tribal Council shall within one year of the effective date of these Articles of Association submit for ratification to a referendum vote of the Tribe a land assignment and land use ordinance;

e. To acquire property and to accept gifts;

f. To join and/or charter Tribal housing authorities;

g. To charter Tribal enterprises, corporations and associations;

h. To prescribe rules and regulations governing future membership, loss of membership and the adoption of members;

i. To administer Tribal assets and to manage all economic affairs and enterprises of the Tribe.

Section 2. Any rights and powers heretofore vested in the Shingle Springs Band of Miwok Indians, but not expressly referred to in this Article, shall not be lost by reason of their omission but may be exercised through the adoption of appropriate amendments and ordinances.

ARTICLE VII – DUTIES OF THE TRIBAL COUNCIL

Section 1. Newly elected officers shall assume their respective offices and duties immediately upon being elected.

Section 2. The Chairperson shall preside at all meetings of the Tribe and of the Tribal Council and shall execute on behalf of the Tribe all contracts, leases or other documents approved by the Tribal Council. He/she shall have general supervision of all other officers, employees and committees of the Tribe and ensure that their duties are properly performed. When the Tribal Council is not in session, he/she shall be the official representative of the Tribe.

Section 3. The Vice-Chairperson shall assist the Chairperson when called upon to do so. In the absence of the Chairperson, he/she shall preside, and when so presiding, shall have all the rights, privileges, duties and responsibilities of the Chairperson.

Section 4. The Secretary/Treasurer shall keep the minutes of all meetings and shall attest to the enactment of all resolutions and ordinances. The Secretary/Treasurer shall be a signatory for any bank account(s) established for the Shingle Springs Band of Miwok Indians.

ARTICLE VIII – MEETINGS

Section 1.

a. Regular meetings of the Tribal Council shall be held on each month in a place designated by the Tribal Council.

b. Special meetings of the Tribal Council may be called by the Chairperson and shall be called by him/her upon receipt of a petition signed by at least three (3) Council members, and when so called, the Tribal Council shall have power to transact business as in regular meetings.

c. A General meeting of the Tribe shall be held annually in January on or near the Shingle Springs Rancheria. Special meetings of the Tribe may be called by a majority vote of the Tribal Council or by the Chairperson and shall be called by the Chairperson upon receipt and certification by the Tribal Secretary of a valid petition stating the purpose of the meeting to be called and signed by at least thirty percent (30%) of the registered voters of the Shingle Springs Band of Miwok Indians. The Tribal Secretary shall mail, or cause to be mailed, to all members of the Tribe, written notice of the meeting and its purpose at least thirty (30) days prior to any general or special meeting of the Tribe.

Section 2. A quorum shall consist of any four (4) of seven (7) Tribal Council members. No business shall be transacted unless a quorum is present.

ARTICLE IX – BILL OF RIGHTS

Section 1. The protection guaranteed to persons by Title II of the Civil Rights Act of 1968 (82) Stat. 73), against action of a Tribe in the exercise of its powers of self-government shall apply to the Shingle Springs Band of Miwok Indians, its officers, and all persons within its jurisdiction.

ARTICLE X – AMENDMENTS

Section 1. These Articles of Association may be amended at an election conducted at the annual general meeting of the Tribe or at an election called for that purpose. Amendments shall be effective if approved by a majority vote of all registered voters of the Shingle Springs Band of Miwok Indians. Absentee ballots shall be available for elections to amend these Articles.

Section 2. Amendments to the Articles of Association may be proposed and an election for that purpose called, only: 1) by majority vote of the Tribal Council; or 2) by the membership through initiative process. Within thirty (30) days of 1) receiving notice from the Tribal Council that it has voted to call an election to consider amendment(s) to the Articles; or 2) receiving certification from the Tribal Secretary that he/she has received a valid petition to do so. The Election Committee shall establish an election date no more than sixty (60) days later. The Election Committee shall provide at least thirty (30) days notice by mail to all members of the Tribe of the date, time and location of the election and the full text of any proposed amendment(s).

Section 3. The Election Committee shall administer elections to consider amendments to the Articles of Association pursuant to the provisions of the Election Ordinance.

ARTICLE XI – REFERENDUM

Section 1. Upon vote of at least four (4) members of the Tribal Council or upon certification of the Tribal Secretary that he/she has received a valid referendum petition signed by at least one-third (1/3) of the registered voters of the Tribe, the Election Committee shall, within sixty (60) days, submit any resolution or ordinance enacted or proposed by the Tribal Council to a referendum election. By their vote in the referendum election, the registered voters of the Tribe may approve or disapprove the subject or ordinance.

Section 2. If at least 50 percent (50%) of the registered voters of the Tribe cast valid ballots in a referendum election, the decision of the majority of those casting valid ballots shall be binding. Any resolution or ordinance disapproved by referendum shall be of no force or effect. The Tribal Council may not reinstate a resolution or ordinance disapproved by the referendum except by vote of at least six (6) members of the Tribal Council.

Section 3. The Election Committee shall conduct referendum elections pursuant to the Election ordinance and shall mail a notice of referendum election and its purpose to all members of the Tribe at least thirty (30) days prior to any election.

ARTICLE XII – INITIATIVE

Section 1. Upon certification by the Tribal Secretary that he/she has received a valid initiative petition signed b y a majority of the registered voters of the Tribe, the Election Committee shall, within sixty (60) days, submit to the registered voters of the Tribe for their approval or disapproval in an initiative election any resolution, ordinance or amendment to the Articles of Association proposed by petition. By their vote in initiative election, the registered voters of the Tribe may approve or disapprove the subject, ordinance or amendment to these Articles.

Section 2. If at least fifty percent (50%) of the registered voters of the Tribe cast valid ballots in a referendum election and a majority of those casting valid ballots approves the proposed resolution or ordinance, it shall become an official enactment of the Tribe, with full force and effect of Tribal law. The Tribal Council may not amend or rescind a resolution or ordinance approved by initiative election except by a vote of at least six (6) members of the Tribal Council.

Section 3. The Election Committee shall conduct initiative elections pursuant to the Election Ordinance. Written notice of the initiative election and its purpose shall be mailed to all members of the Tribe at least thirty (30) days prior to the election.

CERTIFICATION

We the undersigned, duly-elected officials of the Shingle Springs Tribal Council, do hereby certify that the foregoing Articles of Association were amended by the members of the Shingle Springs Band of Miwok Indians at a duly-called General Meeting on January 18, 2014, by a vote of 73 *FOR to* 18 *AGAINST, and are hereby adopted:*

[signature]	1-23-14	Veronica L. Holmes	1-23-14
Chairperson	Date	Council Member	Date
[signature]	1-23-14	[signature]	1-23-14
Vice Chairperson	Date	Council Member	Date
Malissa Fayaba	1/23/2014		
Council Member	Date	Council Member	Date
[signature]	1-23-14	[signature]	1-23-14
Council Member	Date	Council Secretary	Date