



# LEECH LAKE BAND OF OJIBWE

*Carri Jones, Chairwoman*

*Donald Finn, Secretary-Treasurer*

*Robbie Howe, District I Representative*

*Steve White, District II Representative*

*LeRoy Staples-Fairbanks III, District III Representative*

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## LEECH LAKE RESERVATION BUSINESS COMMITTEE

RESOLUTION NO. 2013-31

### RESOLUTION TO RATIFY LEECH LAKE BAND OF OJIBWE TRAFFIC REGULATION CODE TITLE 12E: USE OF HANDHELD PERSONAL COMMUNICATION DEVICES IN MOTOR VEHICLES

**WHEREAS,** The Leech Lake Band of Ojibwe ("Band") is a Federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, and operating under the Revised Constitution and Bylaws of the Minnesota Chippewa Tribe; and

**WHEREAS,** Pursuant to its inherent sovereign authority and its By-Laws, the Band's Reservation Business Committee ("RBC"), made up of duly elected representatives, is the governing body of the Band, having all the legislative powers and responsibilities of the tribal government; and

**WHEREAS,** The RBC is charged with the responsibility of protecting and advocating for the health and welfare of Leech Lake Band members within the exterior boundaries of the Leech Lake Indian Reservation; and

**WHEREAS,** The RBC intends to discourage distracted driving which increases the chance of potentially fatal accidents by holding distracted drivers accountable for their behavior; and

**NOW THEREFORE BE IT RESOLVED,** That Leech Lake RBC, at a duly called meeting with a quorum present, does hereby ratify and adopt Leech Lake Band of Ojibwe Traffic Regulation Code Title 12E; and

**BE IT FINALLY RESOLVED,** That this Resolution is effective immediately.

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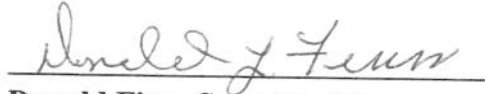
### CERTIFICATION

**WE DO HEREBY CERTIFY** that the foregoing Resolution was duly presented and acted on by a vote of 3 for, 0 against and 0 silent at a Special Meeting of the Leech Lake

Reservation Business Committee, a quorum being present, held on 8/16, 2012 at Cass Lake, Minnesota. Accordingly, this Resolution is duly adopted by the Reservation Business Committee for the Leech Lake Band of Ojibwe, and the Reservation Business Committee further certifies that this Resolution is in full force and has not been amended or rescinded in any way.



**Carri Jones, Chairwoman**  
**Leech Lake Tribal Council**



**Donald Finn, Secretary/Treasurer**  
**Leech Lake Tribal Council**



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## USE OF HANDHELD PERSONAL COMMUNICATION DEVICES IN MOTOR VEHICLES

ORDINANCE NO. 13-1 12 E

### BE IT ENACTED BY THE LEECH LAKE TRIBAL COUNCIL

#### Section 1. Title

This ordinance shall be known as the Use of Handheld Personal Communication Devices in Motor Vehicles.

#### Section 2. Findings

The Leech Lake Reservation Council finds and declares that:

- (1) Distracted driving, especially text messaging while driving, substantially increases the chance of potentially fatal vehicle accidents; and
- (2) Distracted drivers shall be held accountable for their behavior.

#### Section 3. Purpose

The purpose of this ordinance intends to discourage and penalize distracted driving in order to decrease vehicle accidents.

#### Section 4. Distracted Driving

It shall be unlawful for any person to operate a moving motor vehicle while using any handheld personal communication device to:

- A. Compose, read, send, or manually enter multiple letters or text
  1. Excludes accessing any name or number stored in the device or to any caller identification information.
- B. access a World Wide Web page, text message, email, or instant message.

Section 5. Exceptions

This section shall not apply to:

1. Any person who is lawfully parked or stopped;
2. An operator of an emergency assistant vehicle during official duties;
3. Any person using a handheld personal communication device to report an emergency, traffic accident, medical emergency, or to prevent a crime about to be committed;
4. Any person with reasonable belief that a person's life or safety is in immediate danger; or
5. Making a cellular phone call.

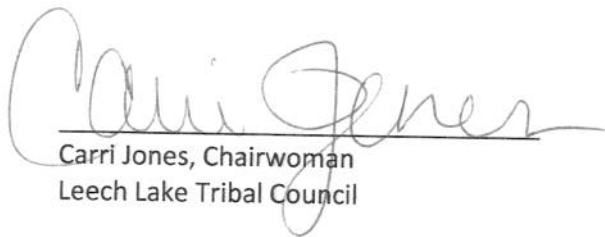
Section 6. Penalty

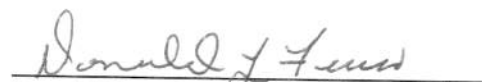
The first offense shall be \$25.00 with a \$10.00 increase for additional incidents. The fine shall be up to \$500.00 if violation of this ordinance results in accident.

Section 7. Effective Date

This ordinance shall become effective upon adoption by the Leech Lake Reservation Tribal Council.

WE DO HEREBY CERTIFY, that the foregoing Ordinance No.13-1 was duly presented and adopted by a vote of 3 for, 0 against and 0 silent, at a Special Meeting of the Leech Lake Tribal Council, a quorum being present, held on August 16, 2012 at Cass Lake, Minnesota.

  
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Carri Jones, Chairwoman  
Leech Lake Tribal Council

  
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Donald Finn, Secretary/Treasurer  
Leech Lake Tribal Council