Ma'at American Aborigine Tribal Nation

Constitution

In the year Twenty Twenty-one on the Twenty-First day of March, marking a New Year in the Age of Aquarius

Background Statement

We, the true American Aborigine Indigenous People, hereby known as Ma'at American Aborigine Tribal Nation, do hereby sever our allegiance to the United States Corporation and its Union States of America who have also contracted with them. The reasons for this severance is because of their crimes against humanity, which are well documented in the pages of history, such as the African Diaspora and Maafa. For centuries the true American Aborigine Indigenous People and the world over, have been denied life, liberty, and the pursuit of happiness. The tactics and schemes used to enslave, denationalize, dehumanize, and to break our spirits, are well known, one of which was to shroud us with labels such as blacks, niggers/negroes, African American and colored. We, the American Aborigine Indigenous People have been stripped of everything that made us a people. We have been stripped of our names, roots, heritage, entitlement, nationality, language, and spirituality. We have been divided as a people and dispersed throughout the land, making it appear that we are a minority when we are truly the majority of the people on this planet.

We, the Ma'at American Aborigine Tribal Nation. now realize that we have never been treated like free people, nor have we received justice or the equal protection of laws, guaranteed by the Constitution of this land. For decades the true Aborigine Indigenous People have appealed to the United States courts, protested on the sidewalks, marched in the streets, demanded for justice in the courts, and cried out for freedom and equality in the media, and are still left wanting.

So we, the Ma'at American Aborigine Tribal Nation have no more confidence in the justice system that has continually denied us the most basic of human rights for centuries. We cannot and will not allow this to continue. Therefore, we, the Ma'at American Aborigine Tribal Nation, hereby declare our liberation and sever our allegiance from the United States and every other nation that continues to exercise usurped authority over our people, whether in America or the other side of the Amexem. From this day forward, we declare and exercise our sovereignty and freedom with our own constitution and government. We are the true heirs through right of blood to this land. We have documented evidence that gives us entitlement and hereditaments to this land, along with monetary compensation and other resources. (Reference our Proclamation, with Treaties and other documents.)

Preamble

We, the Ma'at American Aborigine Tribal Nation, have been denied Love, Truth, Peace, Freedom, and Justice for centuries. The European nations, as well as other nations, have benefited greatly from the subjugation, enslavement, and denationalization of the American Aborigine family, without any atonement for the sins of their fathers, nor the injuries and crimes perpetrated upon the American Aborigine family here in present day times. The American Aborigine woman and man, wrongfully labelled as Blacks, Negros, Colored People, African Americans etc. in the Dred Scott decision, stated that

we could never be a part of the United States Inc. The descendants of the American Aborigine were physically and psychologically broken, as their culture and way of life were taken away, and hidden from them, stripped of their Identity and flesh and blood status, and then classified as legal fictions such as corporations, that is, persons under the color of law via the so-called Emancipation Proclamation. The descendants of the American Aborigine were deceived and lied to about their birth rights and legacy, and under threat, duress, and coercion, were tricked into signing adhesion contracts unknowingly i.e., the birth certificate and social security card.

There was never a meeting of the minds between the descendants of the American Aborigine, and those of the United States. Our people were never given full disclosure of what being a citizen of the United States meant. Had the American Aborigine People knew that claiming to be citizens of the United States meant trading in their natural inalienable birth rights, for corporate privileges, the American Aborigine People would have rejected such claims long ago. Since all men and women are created equal, it is self-evident that American Aborigine People have been denied the basic rights to life, liberty, and the pursuit of happiness.

Therefore, based on the standards of contract law, any and all so-called contracts between the American Aborigine People and the United States, are hereby declared null and void, based on the fraudulent nature in which said contracts were executed, upon the American Aborigine People.

We, the Ma'at American Aborigine Tribal Nation, hereby proclaim our self-reliance and self-autonomy to govern ourselves in life and in world affairs. We hereby refute any and all presumptions that we are negroes, colored people, African Americans, or black people. We do acknowledge that as an outward description that our skin colors range from dark brown to copper to lighter shades due to European amalgamation with our people. However, our blood ties and lineage are testaments to who we are. We are American Aborigine People. We are not persons, citizens, residents or any title that equates with a corporate fictional status or second class citizen status. We are not subjects of any foreign nation, government, corporation, or otherwise.

We are the free inhabitants on the land of our foremothers and forefathers, and it was their contributions that made this country a modern marvel. Pursuant to the Universal Principles of jus soli and jus sanguinis, I, Self, Law, Am, Master, Love, Truth, Peace, Freedom, Justice, the Treaty of Peace and Friendship, the Comanche and Witchetaw Treaty, the United Nations Declaration on the rights of Indigenous Peoples, and the Universal Declaration of Human Rights, we, the American Aborigine People, hereby establish and ordain this tribal constitution, to form and perfect a nation of our own, that will secure and protect the divine birth rights of all our people, within the governments in which they live, in every nation of the earth (Alkebulan). All rights reserved nunc pro tunc ad infinitum.

We are hereby formed to:

- Promote the common good and well-being of the tribal nation;
- Protect and preserve our culture and traditions including our language, arts and crafts, and archeological sites;
- Protect our land, water and natural resources;
- Promote and protect the health and welfare of our people;
- Encourage and promote educational opportunities for members of the tribal nation; Foster economic development;
- Protect the individual rights of our members;

- Acquire additional lands for the benefit of the tribal nation;
- Promote self-government and ensure the political integrity of the tribal nation;
- > Preserve, secure and exercise all the inherent sovereign rights and powers of the Ma'at American Aborigine Tribal Nation.

ARTICLE I - TERRITORY AND JURISDICTION

Section 1. <u>Territory</u>. The territory of the Ma'at American Aborigine Tribal Nation includes all lands, water, property, airspace, surface rights, subsurface rights and other natural resources in which the Ma'at American Aborigine Tribal Nation now or in the future has any interest, which are currently occupied by and/or held in trust by the several Union States of America.

Section 2. <u>Jurisdiction</u>. Except as prohibited by federal law, Ma'at American Aborigine Tribal Nation shall have jurisdiction over all tribal members and over all persons, subjects, property and all activities occurring within its territory as defined by this Article. Nothing in this Article shall be construed to limit the ability of the Tribal Nation to exercise its jurisdiction, based upon its inherent sovereignty as the Ma'at American Aborigine Tribal Nation.

ARTICLE II - MEMBERSHIP

Section 1. Requirements. The membership of Ma'at American Aborigine Tribal Nation shall consist of:

- (a) All persons whose names appear with signatures on the Ma'at American Aborigine Tribal Nation Proclamation.
- (b) All persons who meet all of the following requirements:
- (1) born to a tribal member after March 21, 2021;
- (2) can show evidence of American Aborigine blood determined by evidence of melanin, verifiable and reliable DNA test, and lineage/genealogy; and
- (3) applies for membership in the Tribal Nation, in accordance with the applicable enrollment agreement; and
- (4) contributes and participates in whatever capacity he or she is able to benefit the tribal nation and its members.

Section 2. <u>Rights of Members</u>. All persons accepted as members under Section 1, above, shall have the same rights as tribal members in accordance with this constitution, <u>Provided</u>, That the Tribal Roundtable may give preference to inhabitants of the territory of the Tribal Nation for available land, housing, amenities and services.

Section 3. Loss of Membership.

- (a) All relinquishments of membership in the Tribal Nation shall be done in writing in accordance with the procedures established by an enrollment agreement. The Tribal Roundtable shall remove from the Tribal Nation's membership roll the name of any person who voluntarily relinquishes his or her membership in the Tribal Nation in accordance with such procedures.
- (b) Members can be dis-enrolled for failure to adhere to, comply with, and act in accordance with the MMFSIS (Ma'at Memorandum For Soul Inner Standing) Treaty containing the 7 Principles of Ma'at. A copy of the MMFSIS Treaty can be found in Appendix A.

Section 4. <u>Reinstatement</u>. Any person who relinquishes his or her membership in the Tribal Nation, pursuant to Section 3(a), above, or who has been dis-enrolled from the Tribal Nation pursuant to Section 3(b), above, shall be reinstated as a member of the Tribal Nation by the Tribal Roundtable if the person meets all of the following requirements:

- (c) at least five (5) years have passed since the date of their relinquishment or disenrollment;
- (1) This five (5) year waiting period for reinstatement shall not apply to persons who were under the age of eighteen (18) at the time of their relinquishment or disenrollment.
- (2) This five (5) year waiting period for reinstatement shall not apply to any person whose relinquishment or disenrollment occurred prior to the adoption of this constitution.
- (a) applies for reinstatement as a member of the Tribal Nation, in accordance with the applicable enrollment agreement.

Section 5. <u>Appeal</u>. Any person whose application for enrollment or reinstatement is rejected or who has been dis-enrolled from the Tribal Nation, shall have the right to appeal to the Tribunal in accordance with the applicable enrollment agreement.

Section 6. <u>Membership Roll</u>. The Tribal Roundtable shall maintain a membership roll of all current and former tribal members.

Section 7. <u>Enrollment Agreement</u>. The Tribal Roundtable shall enact an enrollment agreement consistent with this constitution.

ARTICLE III - ORGANIZATION OF THE GOVERNMENT

The government of the Tribal Nation shall include a Tribal Roundtable, a Tribunal System and a Tribal Administration. The Tribal Roundtable shall operate in accordance with Articles IV and V. The Tribunal System shall operate in accordance with Article VI. The Tribal Administration shall work hand in hand with the Tribal Roundtable and shall operate in accordance with Article VII.

ARTICLE IV - THE TRIBAL ROUNDTABLE

Section 1. <u>The Tribal Roundtable</u>. The governing body of the Tribal Nation shall be known as the Tribal Roundtable which shall consist of at least seven (7) members as listed in this Article. All Tribal Roundtable Members shall be either enrolled members of the Tribal Nation or who are Trust Directors or who are members of sister tribes, who are selected by the eligible tribal members of the Tribal Nation in accordance with this constitution and the appointment agreement.

Section 2. <u>Chair and Vice Chair</u>. The Tribal Roundtable shall include the functions of Chair and Vice Chair who must reside within the territory of the Tribal Nation or within one hundred fifty (150) miles of the territory of the Tribal Nation, and who must be at least twenty-five (25) years of age.

Section 3. <u>Area Roundtable Members</u>. The Tribal Roundtable shall also include at least eight (8) Area Roundtable Members: two (2) persons who reside in the northern area; two (2) indigenous individuals who reside in the southern area; two (2) indigenous individuals who resident in the eastern area; and two (2) indigenous individuals who reside in the western area. Regardless of any other law, treaty or agreement which may define the Tribal Nation's territory, for the purpose of appointing (by consensus) Area Roundtable Members the Tribal Roundtable shall, in its sole authority, define the northern, southern, eastern, and western area boundaries by agreement. The Tribal Roundtable may include in

the defined areas any land that is within the territory of the Tribal Nation or within one hundred fifty (150) miles of the territory of the Tribal Nation. Although the Area Roundtable Members must reside in their respective areas as defined by the Tribal Roundtable pursuant to this Section, the Area Roundtable Members are to be appointed by all eligible tribal members as defined by Article VIII, Section 7. The Area Roundtable Members must be at least twenty-one (21) years of age.

Section 4. <u>At-large Roundtable Member</u>. The Tribal Roundtable shall also include one (1) At-large Roundtable Member who must reside within the territory of the Tribal Nation or within hundred fifty (150) miles of the territory of the Tribal Nation, and who must be at least twenty-one (21) years of age.

Section 5. <u>Terms of Services</u>. The terms of service for all Tribal Roundtable Members including the Chair and Vice Chair shall be four (4) years except as provided for in Article VIII, Section 3. There shall be no limitations on serving consecutive terms on the Tribal Roundtable. All Tribal Roundtable Members must continue to meet the area inhabitant requirements set forth above for their respective Tribal Roundtable seats during their term of service.

Section 6. <u>Functional Duties</u>. The duties of the Chair and Vice Chair shall be established by agreement enacted by the Tribal Roundtable.

Section 7. Meetings of the Tribal Roundtable.

- (a) The Tribal Roundtable shall hold a regular meeting once a quarter..
- (b) The Chair or any three other members of the Tribal Roundtable may call special meetings of the Tribal Roundtable. Adequate notice of all special meetings shall be given to all members of the Tribal Roundtable.
- (c) At each regular or special meeting of the Tribal Roundtable a member shall volunteer to take minutes of the meeting, and a copy of the minutes shall be preserved by the Tribal Administration.

Section 8. <u>Quorum</u>. Four (4) or more members of the Tribal Roundtable shall constitute a quorum for any regular or special Tribal Roundtable meeting. A quorum is required at all meetings in order to conduct official business of the Tribal Roundtable. A quorum is required before a consensus can be reached. Proxy voting shall be prohibited.

Section 9. <u>Selection</u>. The Tribal Roundtable shall make decisions by a consensus of those present except as otherwise provided in this constitution as long as a quorum exists. All Tribal Roundtable Members, including the Chair and Vice Chair, shall have the right to select.

Section 10. <u>Code of Ethics</u>. The Tribal Roundtable shall have the power to adopt a Code of Ethics governing the conduct of tribal officials. The Code of Ethics must align with the 7 Principles of Ma'at and may include disciplinary procedures so long as the official in question is informed of the charges and given an opportunity to respond to those charges including the opportunity to present witnesses and other evidence in his or her defense.

ARTICLE V - POWERS OF THE TRIBAL ROUNDTABLE

The Tribal Roundtable shall have all powers vested in the Tribal Nation through its inherent sovereignty. It shall execute these powers in accordance with established customs of the Tribal Nation and subject to

the express limitations contained in this constitution or other applicable laws. These powers include but are not limited to the following:

- (a) To represent the Tribal Nation and act in all matters that concern the welfare of the Tribal Nation, and to make decisions not inconsistent with or contrary to this constitution;
- (b) To negotiate and enter into contracts with the federal, state, local and tribal governments, international governments, other indigenous countries, and with individuals, associations, corporations, enterprises or organizations;
- (c) To purchase or accept any land or property for the Tribal Nation;
- (d) To enact laws regulating the use, disposition and inheritance of all property within the territory of the Tribal Nation;
- (e) To prevent or veto the sale, disposition, lease or encumbrance of tribal lands, interests in land, tribal funds or other tribal assets;
- (f) To employ legal counsel in accordance with tribal laws;
- (g) To enact laws regulating the domestic relations of persons within the jurisdiction of the Tribal Nation;
- (h) To enact a law and order code governing the conduct of persons within the jurisdiction of the Tribal Nation in accordance with applicable laws;
- (i) To provide for the removal or exclusion of any non-member of the Tribal Nation whose presence may be injurious to members of the Tribal Nation, and to prescribe conditions upon which non-members may remain within the territory of the Tribal Nation;
- (j) To levy and collect taxes, duties, fees and assessments;
- (k) To appropriate and regulate the use of tribal funds in accordance with an annual budget approved by the Tribal Roundtable;
- (l) To regulate all business activities within the jurisdiction of the Tribal Nation, and to manage all tribal economic affairs and enterprises;
- (m) To regulate all matters and to take all actions necessary to preserve and safeguard the health, safety, welfare and political integrity of the Tribal Nation;
- (n) To appoint subordinate committees, commissions, boards, tribal officers and employees, and to set their compensation, tenure and duties;
- (o) To enact laws, ordinances and resolutions necessary or incidental to the exercise of its legislative powers;
- (p) To take any and all actions necessary and proper for the exercise of the foregoing powers and duties, including those powers and duties not enumerated above, and for all other powers and duties now or hereafter delegated to the Tribal Roundtable, or vested in the Tribal Nation by tribal law or through its inherent sovereignty.

ARTICLE VI - THE TRIBUNAL SYSTEM

Section 1. <u>Establishment</u>. The judicial power of the Tribal Nation shall be vested in the Tribunal System. The Tribunal System shall include a Tribunal and such other lower courts of special jurisdiction, including forums for traditional dispute resolution, as the Tribal Roundtable may establish by agreement. There shall also be a Court of Appeals which shall be the court of last resort for all cases filed within the Tribunal System.

Section 2. <u>Jurisdiction</u>. The judicial power of the courts shall extend to all cases and controversies within the jurisdiction of the Tribal Nation, in law or equity, arising under this constitution, the laws or customs

of the Tribal Nation, or which are vested in the Tribunals by federal law or by virtue of the Tribal Nation's inherent sovereignty. Any case or controversy arising within the jurisdiction of the Tribal Nation shall be filed in the Tribunal or other appropriate forum established by the Tribal Roundtable before it is filed in any other court.

Section 3. <u>Appointment of Justices</u>. The Tribal Roundtable shall appoint justices to serve for a term of four (4) years. There shall be one justice for the Tribunal and either one or three justices for the Court of Appeals. No justice shall preside over a matter in the Court of Appeals if he or she presided over the same matter in the Tribunal.

Section 4. <u>Qualifications of Justices</u>. The qualifications for justices shall be established by agreement, <u>Provided</u>, that no additional requirements may be added during the tenure of a justice already in service, unless the additions or changes exempt the present justices during their term.

Section 5. <u>Compensation</u>. Justices shall receive for their services reasonable compensation that shall not be diminished during their term of service.

Section 6. Removal of Justices.

- (a) A justice shall be removed by the Tribal Roundtable for:
- (1) Final conviction of a felony by any tribunal while serving as justice.
- (A) The Tribal Roundtable may suspend a justice charged with a felony pending the outcome of the trial and any appeals, and an interim justice may be appointed for the period of the suspension.
- (b) A justice may be disciplined or removed by the Tribal Roundtable, by a select of at least five (5) members of the Tribal Roundtable, for:
- (1) Converting tribal property or monies for personal use;
- (2) Final conviction of three misdemeanors by any tribunal while serving as justice;
- (3) Unnecessary and repeated delays in hearing matters filed in the tribunal; or
- (4) Violation of the Judicial Code of Ethics.
- (c) A justice shall be given full and fair opportunity to reply to any and all charges for which he or she may be disciplined or removed. A justice who is disciplined or removed may appeal directly to the Tribunal of Appeals.

Section 7. <u>Tribunal Rules</u>. The duties and procedures of the Tribunal System, and all other tribunal matters not addressed in this article of the constitution, shall be established by the Tribal Roundtable by agreement. The agreement may also include a Judicial Code of Ethics governing the conduct of tribal justices.

ARTICLE VII - THE TRIBAL ADMINISTRATION

The Tribal Administration shall consist of the Chair and Vice Chair of the Tribal Roundtable, and other persons as deemed necessary by the Tribal Roundtable. The Tribal Administration shall oversee the administration of the Tribal Nation's business and shall supervise the day to day operations of the Tribal Nation. The Tribal Administration shall work hand in hand with the Tribal Roundtable.

ARTICLE VIII - APPOINTMENTS

Section 1. <u>General Appointments</u>. General appointments to select Tribal Roundtable Members shall be held in odd numbered years on the last Sunday of May beginning in 2022. Appointment of Tribal Roundtable Members shall be staggered so that no more than four Roundtable seats shall be up for appointment at any one time.

Section 2. <u>Special Appointments</u>. Special appointments shall be held when called for by the Tribal Roundtable, by this constitution, or by the tribal members, as provided for in this constitution or appropriate ordinances.

Section 3. The First Appointment. The first appointment of Tribal Roundtable Members under this constitution shall be held on the first Sunday of May 2021. The incumbent Chair and Vice Chair of the Tribal Roundtable as of the date of the adoption of this constitution shall remain in office until the general appointment to be held in May 2023. The incumbent Tribal Roundtable shall select an incumbent Area Roundtable Member from the northern area and an incumbent Area Roundtable Member from the southern area who shall both remain in office until the general appointment to be held in May 2023. The remaining three (3) seats on the Tribal Roundtable shall be declared vacant for purposes of the first appointment. These three (3) vacant seats shall include one (1) seat from the northern area, one (1) seat from the southern area, and one (1) seat at-large. The volunteers appointed by consensus for each vacant Roundtable seat in the first appointment in 2021 shall serve four year terms until the general appointment to be held in May 2023. The first appointment shall be held in accordance with all other applicable provisions of this constitution and applicable ordinances.

Section 4. <u>Appointment Roundtable</u>. The Tribal Roundtable shall appoint an Appointment Roundtable to conduct all appointments including all special appointments. The Appointment Roundtable shall consist of one (1) tribal member from the northern area, one (1) tribal member from the eastern area, one (1) tribal member from the southern area, one (1) tribal member age 55 or older, one (1) tribal member between the ages of 35 and 54, and one (1) tribal member between the ages of 18 and 34, <u>Provided</u>, that all members of the Appointment Roundtable shall be at least 18 years of age, and <u>Provided</u>, further that an Appointment Roundtable member shall not be eligible to run for a seat or be appointed for a seat on the Tribal Roundtable. All Appointment Roundtable Members shall serve for a specific term of service as established by the appointment agreement. The Appointment Roundtable may appoint clerks, poll workers and others to assist the Appointment Roundtable with conducting the appointment.

Section 5. <u>Volunteers</u>. For all appointments of Tribal Roundtable Members, the Appointment Roundtable shall conduct a volunteer meeting of eligible tribal members who can volunteer tribal members or themselves as candidates for Tribal Roundtable seats. The Appointment Roundtable may schedule the volunteer meeting before the day scheduled for the appointment, or on the day of the appointment, <u>Provided</u>, that the Appointment Roundtable mail to all eligible tribal members advance notice of both the date of the volunteer meeting and the date of the appointment at least thirty (30) days prior to the volunteer meeting. At the volunteer meeting, all eligible tribal members, as defined in Section 7 of this Article, may submit volunteers for any vacant seat. A person may not be volunteered as a candidate for more than one seat.

Section 6. <u>Qualifications for Tribal Roundtable</u>. Persons volunteered to sit on the Tribal Roundtable seats must be either enrolled tribal members, Trust Directors, or tribal members of sister tribes, who meet the age requirements set forth in Article IV on or before the date of the appointment, and they must meet

the area inhabitant requirements set forth in Article IV for at least one year prior to the date of the appointment. No person may run for a Tribal Roundtable seat who has served twelve (12) or more consecutive months in any federal, state or tribal jail or prison.

Section 7. <u>Eligible Tribal members</u>. All tribal members who are eighteen (18) years or older and who reside within the territory of the Tribal Nation or within one hundred fifty (150) miles of the territory of the Tribal Nation, are Trust Directors, or members of sister tribes, shall be eligible to select.

Section 8. <u>Selections</u>. All selections at regular and special appointments shall be done by secret written selection.

Section 9. <u>Absentee Selections</u>. Absentee selection shall not be permitted.

Section 10. <u>Appointment Results</u>. The Appointment Roundtable shall certify the results of an appointment within three (3) days after the appointment day. The volunteer selected by consensus for each available seat shall said to be appointed for that seat.

Section 11. <u>Tie Selections</u>. Should there be a tie in consensus selections between two or more volunteers, both volunteers shall serve in that function and work together and serve as a backup to each other.

Section 12. Service Agreement. The service agreement for each newly elected Tribal Roundtable Member shall be administered by the Appointment Roundtable within thirty (30) days after the Appointment Roundtable appoints a seat. Each incumbent Tribal Roundtable Member shall remain in office until the service agreement is administered to the newly elected Tribal Roundtable Member for his or her seat. Upon expiration of the incumbent's term of service, he or she shall transfer all tribal records within his or her control to the newly elected Tribal Roundtable Member.

Section 13. <u>Appointment Agreement</u>. The Tribal Roundtable shall enact an appointment agreement consistent with this constitution which covers all necessary procedures for all appointments.

ARTICLE IX - REMOVAL, RECALL AND VACANCY

Section 1. Removal.

- (a) The Tribal Roundtable shall remove a Roundtable Member for:
- (1) Final conviction of a felony by any tribal, federal or state court while serving on the Tribal Roundtable.
- (A) The Tribal Roundtable may suspend a Roundtable Member charged with a felony pending the outcome of the trial and any appeals.
- (b) The Tribal Roundtable may discipline or remove a Roundtable Member, by a select of at least five (5) members of the Tribal Roundtable, for:
- (1) Converting tribal property or monies for personal use;
- (2) Failing to attend four (4) regular or special meetings consecutively without good cause;

- (3) Final conviction of three misdemeanors by any tribal, federal or state court while serving on the Tribal Roundtable; or
- (4) Violation of the Code of Ethics.
- (c) In all proceedings under Section 1(a) or 1(b) above, the Tribal Roundtable Member in question shall be afforded full due process rights including a written statement of the charges, the right to respond to those charges and the right to present witnesses and other evidence in his or her defense. The decision of the Tribal Roundtable shall be final and shall be appealable to the Tribunal only if a claim is made that the tribal constitution has been violated or due process rights not afforded. A Roundtable Member removed from service must wait at least five (5) years from the official date of removal to be eligible for appointment again.

Section 2. Recall.

- (a) Any adult tribal member may initiate recall proceedings against any Tribal Roundtable Member by filing a written request with the Appointment Roundtable, <u>Provided</u>, that a recall proceeding may not be initiated against any Tribal Roundtable Member whose term expires within six (6) months.
- (b) After receipt of the written request, the Appointment Roundtable shall issue official petition forms to the tribal member who initiated the recall. The tribal member shall have sixty (60) days to collect the signatures from thirty percent (30%) of the eligible tribal members of the Tribal Nation.
- (c) Individual petitions shall be circulated for each Tribal Roundtable Member who is subject to recall. A maximum of three (3) Tribal Roundtable Members may be recalled at a time.
- (d) The Appointment Roundtable shall verify the signatures on a recall petition within ten (10) days of receipt of the petition. If the tribal member seeking recall has collected the required number of signatures in the allotted time, then the Appointment Roundtable shall hold a recall meeting within sixty (60) days of the receipt of the petition. Notice of the recall meeting shall be mailed to eligible tribal members at least thirty (30) days prior to the recall meeting. The person initiating the recall and the person subject to recall shall be given a reasonable opportunity to speak and present evidence at the recall meeting.
- (e) A majority select by secret written selection of the eligible tribal members attending the recall meeting shall determine the success or failure of the recall petition(s), <u>Provided</u>, that at least thirty (30%) of the eligible tribal members actually make their selection at the recall meeting.
- (f) The recall meeting shall be held in accordance with the provisions of an appointment agreement which shall include a section on recall procedures.

Section 3. Vacancies.

- (a) If a Tribal Roundtable Member should die, resign, or be removed or recalled from service, the Tribal Roundtable shall declare the position vacant. The Tribal Roundtable shall fill a vacancy by special appointment unless less than six (6) months remain in the term, in which case the Tribal Roundtable shall leave the function vacant. The person who fills a vacant function shall only serve out the term of the person whom he or she is replacing.
- (b) All resignations from the Tribal Roundtable shall be done in writing.

ARTICLE X - LAND

The Tribal Roundtable shall have the authority to establish land policies, adopt a land use agreement and to otherwise regulate land within the territory of the Tribal Nation in accordance with applicable law.

ARTICLE XI - INITIATIVE AND REFERENDUM

Section 1. <u>Initiative</u>. The Tribal Roundtable shall submit any proposed agreement or resolution, except those regarding land, housing or the adoption of tribal members under Article II, Section 2, to popular initiative upon petition of at least thirty percent (30%) of the eligible tribal members of the Tribal Nation, or upon the request of the majority of the members of the Tribal Roundtable. The initiative appointment shall be held within sixty (60) days after receipt of the qualifying number of petition signatures or the Tribal Roundtable request. The selection of the majority of the eligible tribal members in such initiative shall decide whether the proposed agreement or resolution shall thereafter be in effect, <u>Provided</u>, that at least thirty percent (30%) of the eligible tribal members shall make a selection in such initiative.

Section 2. <u>Referendum</u>. The Tribal Roundtable shall submit any enacted agreement, resolution or other official action of the Tribal Roundtable, except those regarding land, housing or the adoption of tribal members under Article II, Section 2, to popular referendum upon petition of at least thirty percent (30%) of the eligible tribal members of the Tribal Nation or upon the request of the consensus of the members of the Tribal Roundtable. The referendum appointment shall be held within sixty (60) days after the receipt of the qualifying number of petition signatures or the Tribal Roundtable request. The selection of the majority of the eligible tribal members in such referendum shall decide whether the enacted agreement, resolution or other official action shall thereafter be in effect, <u>Provided</u>, that at least thirty percent (30%) of the eligible tribal members shall make a selection in such referendum.

Section 3. <u>Procedures</u>. Initiative and referendum appointments shall be conducted by the Appointment Roundtable and shall be held in accordance with the provisions of an appointment agreement which shall include a section on initiative and referendum procedures.

ARTICLE XII - BYLAWS AND RESOLUTIONS

Section 1. <u>Resolutions</u>. All final decisions on matters of temporary interest where a formal expression is needed shall be embodied in a resolution, noted in the minutes, and shall be available for inspection by members of the Tribal Nation during normal business hours.

Section 2. <u>Bylaws</u>. All final decisions on matters of permanent interest shall be embodied in ordinances. Such enactments shall be available for inspection by members of the Tribal Nation during normal business hours.

ARTICLE XIII - SOVEREIGN IMMUNITY

The Tribal Nation shall be immune from suit except to the extent that the Tribal Roundtable expressly waives the Tribal Nation's sovereign immunity, or as provided by this constitution.

ARTICLE XIV - BILL OF RIGHTS

The Tribal Nation, in exercising its powers of self-government shall not:

- (a) make or enforce any law prohibiting the free exercise of religion, or abridging the freedom of speech, or of the press, or the right of the people peaceably to assemble and to petition for redress of grievances;
- (b) violate the right of the people to be secure in their persons, houses, papers, and effects against unreasonable searches and seizures, nor issue warrants, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched and person or thing to be seized;
- (c) subject any person for the same offense to be twice put in jeopardy;
- (d) compel any person in any criminal case to be a witness against himself;
- (e) take any private property for a public use without just compensation;
- (f) deny to any person in a criminal proceeding the right to a speedy and public trial, to be informed of the nature and cause of the accusation, to be confronted with the witnesses against him, to have compulsory process for obtaining witnesses in his favor, and at his own expense to have the assistance of counsel for his defense and to have these rights explained at the time of arrest;
- (g) require excessive bail, impose excessive fines, or inflict cruel and unusual punishments;
- (h) deny to any person within its jurisdiction the equal protection of its laws or deprive any person of liberty or property without due process of law;
- (i) pass any bill of attainder or ex post facto law; or
- (j) deny to any person accused of an offense punishable by imprisonment the right, upon request, to a trial by jury of not less than six persons.

ARTICLE XV - GENERAL MEETINGS

The Tribal Roundtable shall call at least one (1) general meeting per year of all the eligible tribal members of the Tribal Nation to identify and discuss important tribal matters.

ARTICLE XVI - AMENDMENTS

This constitution may not be amended by tribal members of the Tribal Nation, except by consensus approval of the Tribunal Roundtable. At least thirty percent (30%) of those tribal members entitled to make a selection must send a petition in writing to the Tribunal Roundtable.

ARTICLE XVII - SAVINGS CLAUSE

All enactments of the Tribal Nation adopted before the effective date of this constitution shall continue in full force and effect to the extent that they are consistent with this constitution.

ARTICLE XVIII - ADOPTION OF CONSTITUTION

This constitution, when adopted by a consensus during a selection of the enrolled tribal members of the Tribal Nation, at a special appointment authorized by the Tribunal Roundtable, shall be effective from the date of such approval. It is therefore signed into Law by the Ma'at American Aborigine Tribal Nation this **21**st day of **March** in the Year **Twenty Twenty-One**.

Signatures

