

ORDINANCE OF THE OGLALA SIOUX TRIBAL COUNCIL
OF THE OGLALA SIOUX TRIBE
(AN UNINCORPORATED TRIBE)
(08-____)

ORDINANCE OF THE OGLALA SIOUX TRIBAL COUNCIL AMENDING PART 9 OF CHAPTER 44 OF THE LAW AND ORDER CODE TO INCLUDE CHANGES TO THE OGLALA SIOUX TRIBE SECURED TRANSACTIONS ACT TO IMPLEMENT THE MEMORANDUM OF UNDERSTANDING BETWEEN THE OGLALA SIOUX TRIBE AND THE SOUTH DAKOTA SECRETARY OF STATE CONCERNING UCC FILINGS.

WHEREAS: THE OGLALA SIOUX TRIBE DID ADOPT ORDINANCE NO. 07-25 ON JULY 30, 2007 APPROVING AND ADOPTING THE OGLALA SIOUX TRIBE SECURED TRANSACTIONS ACT, CODIFIED AT PART 9 OF CHAPTER 44 OF THE LAW AND ORDER CODE.

WHEREAS: SUBPART 5 OF SUCH SECURED TRANSACTIONS ACT CONTEMPLATES A CENTRAL FILING OFFICE UNDER A MEMORANDUM OF UNDERSTANDING WITH THE SOUTH DAKOTA SECRETARY OF STATE TO IMPLEMENT ELECTRONIC UCC FILINGS UNDER THE SECURED TRANSACTIONS ACT.

WHEREAS: THE OGLALA SIOUX TRIBE HAS PASSED A RESOLUTION APPROVING SUCH MEMORANDUM OF UNDERSTANDING.

WHEREAS: IT IS PROPOSED THAT THE SECURED TRANSACTIONS ACT BE AMENDED TO INCLUDE IMPLEMENTING CHANGES REQUIRED UNDER THE MEMORANDUM OF UNDERSTANDING.

NOW, THEREFORE BE IT ORDAINED, THAT THE IMPLEMENTING AMENDMENTS TO THE SECURED TRANSACTIONS ACT SHOWN IN THE ATTACHED EXHIBIT A - IMPLEMENTING AMENDMENTS TO UCC, ARE HEREBY APPROVED AND ADOPTED IN ALL RESPECTS AND THAT THE SECURED TRANSACTIONS ACT IS HEREBY AMENDED TO INCLUDE THE AMENDMENTS SHOWN ON EXHIBIT A.

C-E-R-T-I-F-I-C-A-T-I-O-N

I, AS UNDERSIGNED RECORDING SECRETARY OF THE OGLALA SIOUX TRIBAL COUNCIL, HEREBY CERTIFY THAT THIS ORDINANCE WAS ADOPTED BY A VOTE OF: __ FOR; __ AGAINST; __ ABSTAIN; __ NOT VOTING. DURING A REGULAR SESSION HELD ON THE ___ DAY OF_____, 2008.

(SIGNATURE)

RECORDING SECRETARY
OGLALA SIOUX TRIBE

A-T-T-E-S-T

(SIGNATURE)

VICE-PRESIDENT
OGLALA SIOUX TRIBE.

RESOLUTION OF THE OGLALA SIOUX TRIBAL COUNCIL
OF THE OGLALA SIOUX TRIBE
(AN UNINCORPORATED TRIBE)
(08-____)

RESOLUTION OF THE OGLALA SIOUX TRIBAL COUNCIL TO APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE SOUTH DAKOTA SECRETARY OF STATE IN THE FORM ATTACHED AS EXHIBIT A (“MOU”).

WHEREAS: THE OGLALA SIOUX TRIBE DID ADOPT ORDINANCE NO. 07-25 ON JULY 30, 2007 APPROVING AND ADOPTING THE OGLALA SIOUX TRIBE SECURED TRANSACTIONS ACT, CODIFIED AT PART 9 OF CHAPTER 44 OF THE LAW AND ORDER CODE.

WHEREAS: SUBPART 5 OF SUCH SECURED TRANSACTIONS ACT CONTEMPLATES A CENTRAL FILING OFFICE UNDER A MEMORANDUM OF UNDERSTANDING WITH THE SOUTH DAKOTA SECRETARY OF STATE TO IMPLEMENT ELECTRONIC UCC FILINGS UNDER THE SECURED TRANSACTIONS ACT.

WHEREAS: IT IS PROPOSED THAT THE OGLALA SIOUX TRIBE ENTER INTO SUCH MEMORANDUM OF UNDERSTANDING IN THE FORM OF THE ATTACHED MOU.

NOW, THEREFORE BE IT RESOLVED, THAT THE OGLALA SIOUX TRIBE ENTER INTO THE PROPOSED MOU SUBSTANTIALLY IN THE FORM ATTACHED HERETO AS EXHIBIT A.

BE IT FURTHER RESOLVED, THAT THE PRESIDENT OF THE OGLALA SIOUX TRIBE SHALL BE AUTHORIZED, AND HEREBY IS DIRECTED TO FORTHWITH, EXECUTE AND DELIVER THE MOU TO THE SOUTH DAKOTA SECRETARY OF STATE ON BEHALF OF THE OGLALA SIOUX TRIBE AS A BINDING ACT OF THE OGLALA SIOUX TRIBE.

BE IT FURTHER RESOLVED, THAT THE PRESIDENT OF THE OGLALA SIOUX TRIBE SHALL BE AUTHORIZED, AND HEREBY IS DIRECTED TO ADMINISTER THE MOU ON BEHALF OF THE OGLALA SIOUX TRIBE AS A BINDING ACT OF THE OGLALA SIOUX TRIBE.

C-E-R-T-I-F-I-C-A-T-I-O-N

I, AS UNDERSIGNED RECORDING SECRETARY OF THE OGLALA SIOUX TRIBAL COUNCIL, HEREBY CERTIFY THAT THIS RESOLUTION WAS ADOPTED BY A VOTE OF: __ FOR; __ AGAINST; __ ABSTAIN; __ NOT VOTING. DURING A REGULAR SESSION HELD ON THE ___ DAY OF _____, 2008.

(SIGNATURE)

RECORDING SECRETARY
OGLALA SIOUX TRIBE

A-T-T-E-S-T

(SIGNATURE)

VICE-PRESIDENT
OGLALA SIOUX TRIBE.