

Ordinance Number 2.300. Amended by Resolution dated April 21, 1980; Resolution No. 81-13A, dated Nov. 18, 1980; Resolution No. 81-100 dated Sep. 3, 1981; Resolution No. 84-75, Feb. 18, 1984; Resolution No. 86-135, March 15, 1986; Resolution No. 90-136, May 19, 1990; Resolution No. 94261, Nov. 5, 1994; Resolution No. 95-025, Jan. 21, 1995; Constitutional Election, July 14, 1995; Resolution No. 96-107, April 20, 1996; Resolution No. 99-136, May 15, 1999. Resolution No. 2000-087, March 18, 2000. Resolution No. 2000-257, August 26, 2000; Resolution No. 2002-358, October 18, 2002; Resolution No. 2003-327, July 25, 2003; Resolution No. 2005-361, dated September 16, 2005; Resolution No. 2009-161, dated April 17, 2009; Resolution No. 2009-252, dated June 12, 2009; Resolution No. 2009-368, dated September 18, 2009; Resolution No. 2011-408, dated December 16, 2011; Resolution No. 2012-369, dated November 15, 2012; Resolution No. 2016-200, dated June 17, 2016

Original Date: February 19, 1980
Subject: Enrollment

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PART I GENERAL PROVISIONS

§ 2.300 AUTHORITY AND PURPOSE; POLICY

(a) Authority and Purpose. The purpose of this ordinance is to provide for the development and maintenance of the tribal membership roll of the Confederated Tribes of Siletz Indians of Oregon. Authority for this action is vested in the Tribal Council by Article I, Section 2, of the Constitution of the Confederated Tribes of Siletz Indians of Oregon adopted June 2, 1979, and approved by the Secretary of the Interior June 13, 1979. [Section 1 and 2 consolidated by amendment, Resolution No. 86-135, March 15, 1986].

Adopted 2/19/80

Amended: 4/21/80; 11/18/80; 9/3/81; 2/18/84
3/15/86; 5/19/90; 11/5/94; 1/21/95; 7/14/95; 4/20/96;
5/15/99; 3/18/00; 8/26/00; 10/18/02; 7/25/03;
9/16/05; 4/17/09; 6/12/09; 9/18/09; 12/16/11;
11/15/12; 06/17/16

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(b) Policy.

- (1) History. Because of the Siletz Tribe's history, in particular the historical relationship between the various tribes and bands and individual Indians who were confederated together as the Confederated Tribes of Siletz Indians and settled on the 1855 Siletz Coast Reservation, the calculation of members' blood quantum has not been uniform. The United States, acting through its officers, employees and agents, recorded the bloodlines of Siletz members, ancestors and families and often in confusing, contradictory and inaccurate fashion. At various times during the Siletz Tribe's history the federal government counted only "Siletz" blood in determining members' blood quantum; at other times the Federal Government included Indian blood from other Indian tribes and bands; and often the Federal Government deliberately or negligently omitted or ignored Indian blood in compiling census and other rolls of Siletz Indians that listed Indian blood quantum.
- (2) Tribal Council Public Policy. While the Tribal Council has a constitutional duty under Article I, Section 1(A) to correct blood quantum levels of Siletz members listed on the official Siletz Tribal Membership Roll "as necessary," and subject to the approval of the Secretary of the Interior, the Tribal Council also has a constitutional duty to protect Siletz tribal members and families who have been on Siletz tribal membership rolls or records for generations or who plan to enroll their children as members of the Tribe. Siletz families and members who have long participated in the Siletz community and culture also have a constitutional right to rely on previous membership and blood quantum determinations in making long-term family decisions that could be adversely affected by continuing membership or blood quantum changes or challenges.
- (3) Base Restoration Tribal Membership Roll. The Siletz Restoration Act, 25 U.S.C. §711b, required establishment of a new official Siletz Tribal Membership Roll, using the final membership roll dated July 12, 1956 and approved by the BIA pursuant to the Western Oregon Indians Termination Act, 25 U.S.C. §693, as the base roll and providing for changes or corrections to that Termination Act membership roll based on errors that might exist, including descendency, age and blood quantum. The Bureau of Indian Affairs had final approval authority over all corrections made, in finalizing the official Siletz Tribal Restoration Membership Roll. The official Siletz Restoration Act Tribal Membership Roll was finalized and certified by the Bureau of Indian Affairs after notice to Siletz members

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and other interested persons, and after an opportunity for a hearing and appeal of initial determinations.

- (4) Declaration of Official Tribal Membership Roll. The Siletz Tribal Council as a policy matter adopts the official Siletz Restoration Act Tribal Membership Roll¹ as the official, final determination of Siletz blood quantum for Siletz members, and declares that it is not necessary to engage in additional blood quantum corrections of that roll, *provided*, that an individual member of the Tribe may petition for a change in his or her blood quantum² as set out in §2.312 of this Enrollment Ordinance.

[Amended by Resolution No. 2016-200, dated June 17, 2016]

§ 2.301 MEMBERSHIP REQUIREMENTS

(a) The membership of the Confederated Tribes of Siletz Indians of Oregon shall be open to all persons who are not enrolled as members of another federally recognized Indian Tribe and:

¹ The Siletz Constitution refers to the “official tribal roll dated May 16, 1978,” Art. I, Section 1(A), but no official tribal membership roll with this date exists. The Tribe submitted what it certified as the final corrected membership roll to the BIA on that date, but that roll was not officially approved until after the BIA made additional corrections to the roll. A Siletz membership roll with an official certification of approval from Vincent Little, BIA Area Director, with a date of April 4, 1979, does exist, and this roll appears to the Tribal Council to be the final, official Siletz membership roll. That roll was published in the Federal Register on May 4, 1979 as the official Restoration Act Tribal Membership Roll of the Siletz Tribe. 44 Federal Register 26169. This final membership roll was modified by the BIA on June 11, 1979 by adding two additional names. See 44 Federal Register 36264 (June 21, 1979). The Tribal Council hereby officially adopts this final Restoration Act membership roll as the official Siletz Restoration Act Tribal Membership Roll referenced in the Siletz Constitution.

In addition, several appeals of blood quantum determinations made as part of the Restoration Act membership roll process were not completed by the BIA until after April 4, 1979, some as late as 1984. The Tribal Council declares that all such blood quantum corrections that are directly connected with finalization of the official Siletz Restoration Act Tribal Membership Roll are hereby incorporated into the official Restoration Act membership roll of May 4, 1979.

² A family member can apply for a change of another person’s blood quantum in the specific narrow circumstances as set out in this ordinance.

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- (1) Whose names validly appear on the official tribal roll dated May 4, 1979, as described in §2.300(b)(4), n.1. [Amended by Resolution No. 2016-200, dated June 17, 2016]; or,
- (2) Who possess one sixteenth or more degree Siletz blood quantum, and have filed an application for enrollment in accordance with the provisions of this ordinance. [amended by Constitutional Election, July 14, 1995]. "Siletz Blood" is defined by Article I, Section 1 of the Siletz Constitution as all Indian blood³ derived from a direct ancestor who was named on any roll or records⁴ of Siletz tribal members prepared by the Department of the Interior prior to June 13, 1979; [Moved within Ordinance by Resolution No. 96-107, dated April 20, 1996; amended by Resolution No. 2011-408, December 16, 2011; amended by Resolution No. 2016-200, dated June 17, 2016] and
- (3) Applicants for enrollment must be living from the time they make application until the time they are accepted by Tribal Council as members on the Tribal Roll. [Added by Resolution No. 96-107, dated April 20, 1996].

§ 2.302 ENROLLMENT COMMITTEE

(a) Establishment. The Tribal Council shall appoint an Enrollment Committee composed of at least three members, none of whom may be current members of the Tribal Council or employees of the Tribe's enrollment staff. The Enrollment Committee shall be a "Standing Committee" as defined by the Standing Committee Ordinance, *provided*, that as set out in §2.500 of the Standing Committee Ordinance, the provisions of the Standing Committee ordinance apply to the Enrollment Committee "only to the extent not inconsistent with the duties and responsibilities of the Enrollment Committee set out in the Enrollment Ordinance."

(b) Duties and Powers. The Enrollment Committee is generally responsible for all actions that may occur pursuant to this ordinance. The Enrollment Committee will review each completed application for enrollment and will recommend to the Tribal Council either acceptance or rejection of each application. The Enrollment Committee may serve as a review board for tribal enrollment applications as set forth in this ordinance, and will review and make a

³ "Indian blood" for purposes of the Siletz Constitution is defined by the Tribal Council as Indian blood from any federally-recognized Indian tribe, or from a tribe or band of Indians that is part of the Siletz tribal confederation, whether federally-recognized or not, as listed in §7.203 of the Siletz Geographic Areas of Tribal Interest Ordinance.

⁴ The Enrollment Committee, with the assistance of Enrollment staff, shall compile a list of all records and rolls that qualify as a "roll or record of Siletz tribal members prepared by the Department of the Interior prior to June 13, 1979." This list, as it may be amended from time to time, shall be approved by Resolution of the Tribal Council.

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recommendation to the Tribal Council on any petitions for disenrollment or modification of blood quantum. The Enrollment Committee shall exercise other duties as set out in this Ordinance. Timeframes for each of the Committee's duties are set out below.

[Amended by Resolution No. 2009-161, dated April 17, 2009; Amended by Resolution No. 2016-200, dated June 17, 2016].

(c) Posting; Notice.

- (1) In addition to specific requirements regarding posting set out elsewhere in this Ordinance, the Enrollment Committee, with the assistance of the Enrollment Staff, shall post notice of any proposed or final action under this Ordinance, including but not limited to applications for enrollment, petitions or other actions for disenrollment, removal from the membership roll because of death, name changes, and modifications of blood quantum. The Committee shall post its recommendation on any such action, including if appropriate blood quantum information and all persons from whom the applicant claims eligibility for enrollment or blood quantum change, on the bulletin boards in each of the Siletz Area Offices, on the member's page of the tribal website, and at other appropriate places designed to afford notice to the tribal members of the Committee's recommendation. The posting shall occur approximately every three months, and at least twenty (20) days before the regular Tribal Council meeting at which any recommendation will be voted on. The posting shall include notice of when the recommendation will be considered by the Tribal Council in the absence of any protest, and point out the rights of any person who may be affected or involved and of tribal members to protest the recommendation of the Enrollment Committee. [Added by Resolution No. 2012-369, Nov. 15, 2012; amended by Resolution No. 2016-200, dated June 17, 2016].
- (2) The Enrollment Committee, with the assistance of the Enrollment staff shall post notice of final enrollment actions taken by the Tribal Council under this Ordinance in the same manner it posts notice of proposed enrollment actions under subsection (1). In addition, Enrollment staff shall send notice by certified mail to each individual person who is the subject of any final action under this Ordinance or who may be adversely affected by such final action, within ten (10) days of the date of such action. Any appeal period provided for under this Ordinance shall run from a date three days after the date that such notice has been mailed out by the United States Post Office. Enrollment staff shall also send a copy of all final blood quantum change actions taken by the Tribal Council to the Administrator of the Siletz Tribal Court, so that the Tribal Court may issue any certification required under Section 2.312(f) of this Ordinance.

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[Amended by Resolution No. 2016-200, dated June 17, 2016]

§ 2.303 ENROLLMENT STAFF

(a) **Employment.** The Siletz Tribal Council shall authorize the hiring of such staff as it deems necessary to fulfill the functions identified in this ordinance. The enrollment staff shall be hired in accordance with Tribal personnel policies and shall be subject to all tribal management rules and regulations in the same manner as other tribal employees. [Amended by Resolution dated April 21, 1980 (no resolution number), amended by Resolution No. 86-135, dated March 15, 1986].

(b) **Duties and Powers.**

(1) **Enrollment Applications.** The enrollment staff shall review and evaluate all applications for membership, will assist tribal members as appropriate in the enrollment application process, and will work with an applicant to assemble a complete application, *provided*, that each person is responsible for his or her enrollment application. The enrollment staff shall prepare an initial recommendation to the Enrollment Committee for final recommendation of approval or rejection of each application. The enrollment staff shall have the authority, before an enrollment application is forwarded to the Enrollment Committee for further review and action, to require the applicant to furnish such evidence or proof as is necessary to make appropriate recommendations to the Enrollment Committee.

[Amended by Resolution No. 86-135, dated March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].

(2) **Tribal Member Addresses.** The enrollment staff is responsible for acquiring and maintaining the correct residential address for all enrolled tribal members, for use for all official tribal purposes. Enrollment staff shall take all necessary and appropriate steps to maintain a correct current address for all tribal members, *provided*, that it is the responsibility of each tribal member to notify Enrollment staff of any changes to his or her residential address. Enrollment staff shall have the authority to accept or reject requests to change addresses by persons other than the person whose address is proposed to change, based on enrollment staff's review of whether the address change request is valid and legitimate. A decision to change or not change a tribal member's address shall be subject to appeal to the Enrollment Committee, whose decision shall be final.

[Amended by Resolution No. 2009-252, dated June 12, 2009].

(c) **Reports and Meetings.** The enrollment staff shall make a monthly report to the Tribal Council of its activities and the activities of the Enrollment Committee, and of the status

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of pending enrollment applications and other enrollment matters. The monthly report will be prepared, published and provided to Tribal Council and will include a statement which sets out the total current number of enrolled tribal members, the number of enrolled tribal members by counties residing in the Tribe's eleven county Service Area and the number of enrolled tribal members residing outside the Tribe's eleven county service area. The Enrollment Committee shall prepare minutes of its meetings and actions and provide a copy of those minutes to Tribal Council. The Enrollment Committee may keep confidential minutes of its deliberations and action in confidential or closed session. [Amended by Resolution No. 90-136, dated May 19, 1990. Amended by Resolution No. 2000-257, dated August 26, 2000; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2011-408, December 16, 2011; amended by Resolution No. 2016-200, dated June 17, 2016].

(d) Records. The enrollment staff and Enrollment Committee shall maintain appropriate records to support its recommendations and shall maintain the roll as accurately as possible. Tribal enrollment records and confidential Enrollment Committee minutes are confidential records under tribal and federal law and as such are subject to the requirements of applicable law except that Tribal enrollment records and confidential Enrollment Committee minutes are not subject to the provisions of the Tribal Public Records Ordinance, STC § 2.900 *et seq.* The records shall be open at all times to inspection by the Tribal Council and Enrollment Committee in the course of their duties. The records shall include originals or copies of any documentation received in support of and considered in support of applications, including addresses, dates of birth, official birth certificates, dates of death, death certificates, change of names, etc. Revealing information in the enrollment records by any person to someone other than members of the Tribal Council, Enrollment Committee or the enrollment staff or for other than official purposes shall be deemed grounds for expulsion or termination. It shall be the policy of the Tribe that enrollment records shall not be released to any person absent the consent of the person, parents or other family members who may be affected by such release, or if such release will violate any intergovernmental agreement entered into between the Siletz Tribe and any other government. [Amended by Resolution No. 86-135, dated March 15, 1986; Resolution No. 94-261, dated November 5, 1994; Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].

(e) Confidential information in the possession of enrollment staff or the Enrollment Committee may be disclosed to other tribal employees as necessary and appropriate for legitimate tribal purposes, and on a "need to know" basis. Such information shall be returned to enrollment staff or the Enrollment Committee as soon as it is no longer needed by the employee who has received and is using the information, and shall not be disclosed to third persons, including other tribal employees, for any other purpose. [Added by Resolution No. 95-025, dated January 21, 1995, Amended by Resolution No. 2009-161, dated April 17, 2009].

(f) Conflict of Interest. Members of the Enrollment Committee and enrollment staff shall not participate in review or deliberations or make a recommendation on any enrollment matter involving an immediate family member as defined by tribal law. A member of the Enrollment Committee will count towards the quorum requirements of that Committee even if

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that member cannot participate in a recommendation or decision because of a conflict of interest under this sub-section. [Added by Resolution No. 2009-161, dated April 17, 2009].

**PART II
APPLICATIONS FOR MEMBERSHIP**

§ 2.304 PROCEDURES FOR MEMBERSHIP APPLICATION

(a) Application Form. The Enrollment Committee shall develop an application form which shall be available in all tribal offices and must be used when making application for enrollment. The application form shall be entitled "Application for Enrollment" and shall contain space for the following information:

- (1) Name and address of applicant;
- (2) All names by which the applicant is or has been known;
- (3) Date of birth of the applicant;
- (4) The names of the parents of the applicant and all Siletz ancestor(s) through whom "Siletz blood" is traced, and, if known, the Siletz ancestral tribes and bands of Indians from whom the applicant is descended;
- (5) If the applicant is a minor or incompetent, the name, address and relationship of the person making the application on behalf of such minor or incompetent;
- (6) Certification by the applicant or person submitting the application on behalf of the applicant that the information is true.

[Amended by Resolution dated April 21, 1980 (no resolution No.); amended by Resolution No. 86-135, dated March 15, 1986, amended by Resolution No. 2009-161, dated April 17, 2009].

The Enrollment Committee may request additional information in the application form, as it determines appropriate. When the enrollment application form is distributed, a separate explanation sheet will be included that lists the types of documentation that are acceptable to prove eligibility for tribal enrollment. [Added by Resolution No. 2009-161, dated April 17, 2009].

(b) Who may apply; Required documents; Who may act on behalf of another person. Any person who believes he or she meets the requirements for membership in the Siletz Tribe as set forth herein may submit an application for enrollment to the enrollment staff. Applications for persons such as minor children and incompetents may be filed by a parent, next of kin,

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3/15/86; 5/19/90; 11/5/94; 1/21/95; 7/14/95; 4/20/96;
5/15/99; 3/18/00; 8/26/00; 10/18/02; 7/25/03;
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recognized guardian, a representative of the Siletz Tribal Indian Child Welfare program or other person responsible for their care. Wherever in this Ordinance it uses the term “person,” “applicant” or “tribal member,” that term includes another person acting on behalf of the person, applicant or tribal member as described in this subsection. At least one supporting document required to prove eligibility for enrollment other than the affidavit of the applicant shall accompany each application. [Amended by Resolution No. 86-135, dated March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990, amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].

(c) Processing of Applications. The enrollment staff shall process each application and assemble a complete application package for review by the Enrollment Committee. Enrollment staff will forward the completed application package within fifteen (15) days of the next scheduled regular Enrollment Committee meeting to the Enrollment Committee along with a summary of the information contained therein and an opinion on whether the applicant meets the criteria for enrollment after receiving all necessary supporting documents. The enrollment staff’s transmittal of an application packet to the Enrollment Committee will also include information regarding which Siletz ancestral tribes and/or bands of Indians the applicant is descended from. In the event the staff needs further information necessary to compile a complete application packet, it shall inform the applicant in writing, with a request for the information needed. The applicant shall have until the following quarterly deadline for processing enrollment applications or 30 days following the date of the letter of notification of an incomplete application, whichever is later, to provide the requested information. If the requested information is not received by the stated deadline, the staff shall return the application to the applicant by certified mail, and shall take no further action. At any time, the applicant may submit an updated application with supporting documentation, and application processing will restart. The applicant has the responsibility of proving his or her application with written documentation. [Amended by Resolution No. 81-100, Sep. 3, 1981; amended by Resolution No. 86-135, dated March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 96-107, dated April 20, 1996; amended by Resolution No. 2009-161, April 17, 2009; amended by Resolution No. 2011-408, December 16, 2011; amended by Resolution No. 2016-200, dated June 17, 2016].

(1) Supporting Documentation: The Enrollment Committee may consider the following types of documentation in making its recommendation for enrollment. The enrollment staff will ensure that documentation submitted by an applicant in support of an enrollment application comes within the following categories:

(A) The current official Tribal roll and/or any roll or records of Siletz tribal members prepared by the Department of the Interior prior to June 13, 1979, as compiled by the Enrollment Committee and approved by the Tribal Council as set forth in §2.301(a)(2), n. 4. [Amended by Resolution No. 2016-200, dated June 17, 2016]

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- (B) Copies of official certified Birth Certificates from any jurisdiction.
 - (C) Bible records, which could include information recorded on the pages of a family Bible.
 - (D) Certified results of scientific methods to establish maternity and paternity.
 - (E) Certified copies of court documents (any court of competent jurisdiction).
 - (F) Sworn statements/Affidavits of Tribal members, which can be used in conjunction with other evidence.
- (2) The Enrollment Committee is free to grant whatever weight it deems appropriate to each item of evidence before making its recommendation.
 - (3) If a tribal member has requested a blood quantum change pursuant to §2.312 of this ordinance and the enrollment staff's or Enrollment Committee's recommendation to approve or reject a pending enrollment application may be affected by such requested blood quantum change, the Enrollment Committee shall postpone consideration of the enrollment application until the blood quantum change request has been finalized pursuant to this ordinance and the Siletz Constitution, at which time the Enrollment Committee shall proceed to consider the postponed enrollment application.

[Added by Resolution No. 96-107, dated April 20, 1996; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].

(d) Action by the Enrollment Committee.

- (1) Upon receipt of a completed application packet from enrollment staff, the Enrollment Committee shall have a committee meeting quarterly within ninety (90) days of receipt of the application packet to review the information included therein, as well as the enrollment staff's summary and opinion, and develop a recommendation on the completed application packet of any applicant. The Committee may set a regular time to meet each quarter, *provided*, that the Committee shall meet in time so that the Tribal Council may vote on appropriate enrollment applications at the Council meeting before the blackout period set out in § 2.304(h) starts. As part of its review process, the Committee may take any or all of the following actions:

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(A) If the Committee determines that the application package is not complete or does not contain sufficient reliable information to make a recommendation on tribal enrollment of an applicant, the Committee may return the application to enrollment staff with directions to obtain specific additional information. Any such request shall include a time limit for return of the application packet to the Enrollment Committee for further review and action;

(B) If the Committee determines that the application and supporting documentation does not contain sufficient reliable information for it to be certain whether an applicant meets the criteria for tribal enrollment, the Committee may, consistent with the requirements of §2.307(b), request that the applicant (and other persons necessary to establish a match) submit to paternity or DNA testing to establish eligibility for tribal enrollment. A time limit shall be established to obtain any such testing; [Amended by Resolution No. 2012-369, dated November 15, 2012].

(C) If the Committee makes an initial determination that an applicant does not qualify for tribal enrollment, the enrollment staff shall notify the applicant in writing by certified mail of the initial determination and give the applicant the opportunity to submit any additional information the applicant thinks may aid in review of his or her application. The Committee shall have the authority, in its discretion, on its own motion or upon the applicant's request, to hold a hearing pursuant to §2.313 to decide whether an applicant meets the criteria for tribal enrollment. In the event the Committee decides to hold a hearing, notice of the scheduled hearing will be posted, and interested persons shall be given notice by certified mail the opportunity to appear at the hearing and submit documents or evidence in favor or in opposition to the application for enrollment. A time limit shall be established for submission of additional information and/or a date to hold a hearing. The hearing shall be a closed hearing except at the option of the applicant for enrollment. The burden of proof shall be on the applicant opposing the Enrollment Committee's initial recommendation. If an interested person challenges the eligibility of an applicant for enrollment, the burden of proof shall be on the party opposing the application. The Committee shall

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issue its final recommendation on enrollment within thirty (30) days after the conclusion of any hearing; and
[Amended by Resolution No. 2016-200, dated June 17, 2016]

(D) Any other action the Committee determines necessary in carrying out its duties to review and process enrollment applications under this Ordinance, *provided*, that any other action taken by the Committee shall include a time limit within which such action will be taken or completed.

[Amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].

(e) Enrollment Committee Recommendation, Posting, Right to Protest and Tribal Council Action.

(1) After the Enrollment Committee has completed its review of an application, it shall, within thirty (30) days, prepare a written recommendation for the Tribal Council. The recommendation will include a list of all persons from whom the applicant claims eligibility for enrollment, the applicant's Siletz blood quantum, and a list of the tribes and/or bands of Indians from whom the applicant is descended. The Enrollment staff shall mail one copy of the Enrollment Committee's recommendation by certified mail to the applicant. It shall post its recommendation, including blood quantum and all persons from whom the applicant claims eligibility for enrollment and the applicant's birth year, on the bulletin boards in each of the Siletz Area Offices, on the member's page of the tribal website, and at other appropriate places designed to afford notice to the tribal members of the recommendation. The posting shall occur approximately every three months, and at least twenty (20) days before the regular Tribal Council meeting at which the recommendation will be voted on. The posting shall include notice of when the application will be considered by the Tribal Council in the absence of any protest, and point out the rights of the applicant and of tribal members to protest the recommendation of the Enrollment Committee. [Amended by Resolution No. 81-100, Sep. 5, 1981; amended by Resolution No. 86-135, March 15, 1986, Amended by Resolution No. 2009-161, dated April 17, 2009; Amended by Resolution No. 2009-368, dated September 18, 2009].

(2) If the Enrollment Committee's recommendation is for approval of the application, any member of the Confederated Tribes of Siletz Indians of Oregon who believes that the Enrollment Committee's recommendation is in error, within fifteen (15) days of posting, may file a signed protest with the Enrollment Committee, stating his or her reasons for believing that the

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applicant is not entitled to enrollment. [Amended by Resolution No. 86-135, March 15, 1986; Amended by Resolution No. 2009-161, dated April 17, 2009].

- (3) If the Enrollment Committee's recommendation is for rejection of the application, the applicant or a family member or relative may, within fifteen (15) days from the posting of the notice, file a protest with the Enrollment Committee, stating the reasons he or she believes the application should be approved; *provided*, that the applicant may always choose to submit additional information to the Enrollment Staff instead pursuant to §2.304(c). [Amended by Resolution No. 86-135, March 15, 1986; Amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].
- (4) If any protest is filed, the Enrollment Committee shall reconsider the application at its next regular Committee meeting in light of the information submitted with the protest and shall post its final recommendation in its next posting after that meeting takes place. The Enrollment Committee in its sole discretion may decide whether to accept additional documentation during such reconsideration or to hold a hearing on the protest pursuant to §2.313. [Amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 90-136, May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].
- (5) Where no protest is filed, the Tribal Council shall act upon the Enrollment Committee's recommendation at its regular monthly meeting following the expiration of twenty (20) days after posting the recommendation. If a protest is filed, the Tribal Council shall act upon the Enrollment Committee's recommendation at its regular monthly meeting following the expiration of twenty (20) days from the date of posting the final recommendation described in subsection (4) above.
[Amended by Resolution No. 85-135, March 15, 1986; amended by Resolution No. 2002-358, October 18, 2002; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].
- (6) When the Tribal Council approves an application for enrollment, the applicant shall be notified by certified mail, shall be posted as required by Section 2.302(c), and the Enrollment Committee and enrollment staff shall enter the name of the applicant on the official tribal membership roll. If the Tribal Council decides to reject an application for enrollment, the applicant shall be so notified by certified mail and advised of his or her right to appeal in accordance with Section 2.315 of this ordinance or to request reconsideration of the decision in accordance with Section 2.314 of this ordinance. Such Tribal Council decisions shall be enacted in the

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form of resolution. If the Tribal Council rejects the recommendation of the Enrollment Committee either as to approval or rejection for enrollment, Enrollment staff shall post the Council's action in a manner consistent with §2.302(c) and in the tribal newsletter, so as to notify the tribal membership of the Council's action, and shall notify the applicant and any interested parties by certified mail of the Council's action. Any appeal period for tribal members who do not receive notice directly by mail of Tribal Council action approving or rejecting an enrollment application shall commence ten (10) days after notice of such action pursuant to this section was received. [Amended by Resolution No. 86-135, March 15, 1986; Amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].

- (f) **Burden of Proof.** The applicant has the responsibility of proving his or her eligibility for enrollment.
- (g) **Consent to Jurisdiction.** Any person submitting an application for enrollment in the Siletz Tribe for his or herself, submitting an application on behalf of another person, or submitting information, documentation or a statement of support or opposition for any application for enrollment expressly consents to the jurisdiction of the Siletz Tribal Court for any matter or appeal arising out of or under this Ordinance. [Added by Resolution No. 2012-369, Nov. 15, 2012].
- (h) **Black-out Period.** The Tribal Council shall not take any action on an enrollment application, name change, loss of enrollment, or removal from the roll request each year between December 1st of each year and the conclusion of election day the following calendar year on the first Saturday of February.
[Added by Resolution No. 2016-200, dated June 17, 2016]

§ 2.305 **EMERGENCY ELIGIBILITY DETERMINATIONS** [Added by Resolution No. 81-13A, Nov. 18, 1980, as Subsection (6) of § 2.304; amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 2003-327, July 25, 2003].

(a) In any case where the Tribal Council determines that it is in the best interests of the Tribe to intervene in pending state court proceedings involving the custody of a child who is not enrolled in the Tribe - but may be eligible for enrollment - the emergency procedures set forth in subsection (b) shall be followed. The blackout period set out in § 2.304(h) shall not apply to such determinations. [Amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009].

(b) The Enrollment staff and Enrollment Committee shall determine whether the child is eligible for enrollment as soon as possible. If the child is otherwise eligible for

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enrollment, as set forth in Section 2.301, but the parent or parents have not enrolled the child, the Enrollment staff or Indian Child Welfare advocate shall file an enrollment application on behalf of said child and, if the application otherwise meets the criteria established by this ordinance, all time limitations and posting requirements of this ordinance shall be waived. The Tribal Council shall act on an emergency enrollment request at its next regular or special Tribal Council meeting. Any emergency enrollment approval by the Tribal Council pursuant to this subsection shall result in temporary enrollment of the child in question, and permanent enrollment shall occur and continue only pursuant to the regular procedure for membership set out in this Ordinance. The permanent enrollment determination by the Tribal Council shall constitute the final enrollment action with regard to said child, and said child shall be subject to all of the provisions of this Ordinance in reviewing, processing, and deciding whether he or she shall become permanently enrolled with the Tribe. [Amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2003-327, July 25, 2003; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].

**PART III
ELIGIBILITY STANDARDS**

§ 2.306 ADOPTION

(a) The Siletz Constitution, Article I, Section 3, provides for the adoption of members. Persons adopted by members of the Siletz Tribe or by the Tribe are not eligible for enrollment unless they independently meet the requirements of this ordinance. An honorary membership roster for such persons may be established by resolution by the Tribal Council. Honorary membership does not afford any benefits or eligibility for services. [Amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2016-200, dated June 17, 2016].

(b) A person who has been previously adopted, and who believes they may be of Siletz descendance, may apply to the enrollment staff to be enrolled in the Confederated Tribes of Siletz Indians of Oregon. The Enrollment staff and Enrollment Committee shall determine whether the person qualifies for membership, and shall certify the person to the Tribal Council for approval if appropriate. Records obtained or used in support of such determination shall not be released to the applicant except as provided for in Section 2.303(d) of this ordinance. [Amended by Resolution No. 2009-161, dated April 17, 2009].

§ 2.307 PATERNITY AND MATERNITY; DNA TESTING

(a) The Enrollment Committee or the Tribal Council may inquire into the paternity or maternity of an applicant or of anyone through whom an applicant claims eligibility for enrollment in the Tribe, where a reasonable basis exists to question the Siletz ancestry of the applicant. When Paternity or maternity is not established through an official birth certificate or

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when the descendent through whom the applicant is attempting to enroll does not appear on the birth certificate, then it is the responsibility of the applicant or their guardian to establish his or her Siletz descendency through a paternity order from a court of competent jurisdiction or through a DNA or paternity test, or as outlined in the Domestic Relations Code, prior to processing of the enrollment application. [Amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 2000-087, March 18, 2000; amended by Resolution No. 2009-161, dated April 17, 2009].

(b) In any matter arising under this Ordinance where the documentation that has been submitted or developed and which is authorized under this Ordinance is insufficient to establish the truth or falsity of the matter for which it is submitted, the Enrollment Committee or Enrollment staff may request that the Tribal Council order that any person associated with an application for enrollment, disenrollment, or blood quantum change submit to a DNA test from a provider approved by the Enrollment staff, at that person's own expense, for purposes of resolving the matter. Relatives who share alleged blood association with such person may have to voluntarily consent to a DNA test to properly establish a blood connection. The Tribal Council, upon request by the Enrollment Committee or Enrollment staff, or on its own initiative, shall have sole and exclusive authority to order or request a DNA test pursuant to this Ordinance. The Enrollment staff and Committee shall give appropriate weight to the results of any such DNA test(s). [Added by Resolution No. 2012-369, Nov. 15, 2012].

§ 2.308 ENROLLMENT IN ANOTHER TRIBE

(a) Persons who are enrolled in or members of another federally recognized Indian tribe, band, Pueblo or Alaska Native Corporation pursuant to 43 U.S.C. § 1601 et seq., shall not be eligible for enrollment in the Siletz Tribe. [Added by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990].

(b) For purposes of this Ordinance, enrollment or membership in another tribe or Alaska Native Corporation does not include participation in a judgment fund or other entitlement where eligibility is based solely on descendency and "enrollment" is only for purposes of participation in the distribution of the fund or entitlement. [Added by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009].

(c) Persons who are already enrolled in the Siletz Tribe and are later found to be enrolled in another federally recognized Indian tribe, with the exception of the circumstances outlined in subsection (b) of this Section, will be given thirty (30) days to relinquish membership from either tribe. If, after thirty (30) days, the relinquishment process in the other tribe has not been initiated, the staff shall begin Loss of Membership proceedings outlined in Section 2.310 of this Ordinance. [Added by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].

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PART IV
LOSS OF MEMBERSHIP

§ 2.309 **RELINQUISHMENT OF MEMBERSHIP**

(a) Any adult member of the Siletz Tribe over the age of eighteen may relinquish membership in the Tribe by written notice to the Tribal Council. Upon receipt of notice and verification by the Tribal enrollment staff and the Enrollment Committee, the Tribal Council, by resolution, shall direct the removal of that person's name from the roll. [Amended by Resolution No. 86-135, dated March 15, 1986; amended and added as subsection by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009].

(b) Membership of person under the age of eighteen who is enrolled as a member of the Siletz Tribe may be relinquished only for purposes of enrolling in another Indian Tribe. If the parent(s) or legal custodian(s) of a Siletz minor desire to enroll such child in another Indian Tribe, they shall submit a request for relinquishment in writing to the Tribe. The request shall be reviewed by the tribal Enrollment Committee and Indian Child Welfare staff, who shall submit a written recommendation on the proposed relinquishment to the Tribal Council. The Tribal Council shall decide whether to accept or reject the relinquishment request for said minor child, and the Council's decision will be final for the Tribe. [Added by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016].

§ 2.310 **LOSS OF MEMBERSHIP**

(a) Grounds. The Enrollment Committee shall recommend to the Tribal Council removal from the tribal roll of any person who becomes ineligible for membership because of enrollment in another federally recognized Tribe or whose application, after approval is found to contain certain false information that is material to the eligibility for enrollment of that person, or who is already enrolled in another federally recognized Indian tribe as outlined in Section 2.308 of this Ordinance.

[Amended by Resolution No. 86-135, dated March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2011-408, December 16, 2011; amended by Resolution No. 2016-200, dated June 17, 2016].

(b) Loss of Membership Based on Blood Quantum Change. In any case where loss of membership is proposed on the basis that an applicant, member or ancestor's Siletz blood quantum is incorrect, the Enrollment Committee will postpone action under this section until blood quantum correction action has been completed pursuant to §2.312.

[Amended by Resolution No. 2016-200, dated June 17, 2016]

(c) Right to Hearing. In any case where the Enrollment Committee proposes to recommend removal from the Siletz membership roll, the Committee shall notify the person by

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certified mail of its intended action. The person who is being proposed for removal shall have the right to a hearing before the Enrollment Committee in accordance with §2.313.

[Amended by Resolution No. 2016-200, dated June 17, 2016]

(d) Tribal Council. The Tribal Council shall, by resolution, order removal from the roll of any person it finds to be ineligible for membership because of enrollment in another federally-recognized Tribe, for filing a false application, or for any other reason under this Ordinance or under the Siletz Constitution. Any removal of tribal enrollment under this Section may be prospective or retroactive, as the Tribal Council decides in each case based on the evidence presented to it. [Amended by Resolution No. 86-135, dated March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009].

§ 2.311 DECEASED MEMBERS; NAME CHANGES

(a) Deceased members. The death of a person on the tribal membership roll shall be noted with supporting written evidence, and that name shall be removed from the roll by the enrollment staff and Enrollment Committee upon a resolution of the Tribal Council directing such action. The Enrollment Committee and enrollment staff shall maintain a roll of deceased tribal members, known as the Honored Ancestors roll, which may be published from time-to-time as determined by the Tribal Council.

[Amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016]

(b) Name changes. The change of name of a person on the tribal membership roll shall be noted with supporting written evidence, including a copy of a name change order issued pursuant to §8.700 et seq. of the Siletz Tribal Code or by another court of competent jurisdiction, and that name shall be changed in tribal records by the enrollment staff and Enrollment Committee upon a resolution of the Tribal Council directing such action.

[Amended by Resolution No. Resolution No. 2016-200, dated June 17, 2016]

§ 2.312 SILETZ BLOOD DEGREE CORRECTIONS

(a) Initiation of Blood Quantum Change Request. Corrections of Siletz blood degrees on the Tribal roll shall only be initiated by an individual tribal member submitting such request in writing to enrollment staff on a form approved by the Tribal Council. The Enrollment Staff will assemble a review packet containing the birth certificate on file, a family tree constructed from the Enrollment Department database system, and any other pertinent records on file within the Enrollment Department for review by the Enrollment Committee. The Enrollment Committee shall make a recommendation to the Tribal Council with supporting reasons and evidence. Each individual tribal member, or an adult acting on behalf of a minor or incompetent tribal member, shall initiate his or her own request for a Siletz blood degree correction.

[Amended by Resolution No. Resolution No. 2016-200, dated June 17, 2016]

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(b) Review by Enrollment Department and Enrollment Committee. Upon receipt of a request for blood quantum correction, Enrollment Staff will review that request and determine whether any other Tribal member might be adversely affected – in terms of their own Siletz blood quantum – by such request. The Enrollment Staff shall provide notice by certified mail to any such Tribal member of the pending blood quantum correction request and their right to participate in the review of such request, to request a hearing before the Enrollment Committee, or to appeal any adverse action taken by the Tribal Council on such request to the Tribal Court. This right of notice and participation applies to any ancestor, living relative or descendant of the person requesting a blood degree correction whose blood quantum may be adversely affected by such request.

[Amended by Resolution No. Resolution No. 2016-200, dated June 17, 2016]

(c) Right to Hearing. Persons who are subject to a blood quantum correction as set forth in this section, and other tribal members who may be adversely affected by any proposed change or who may disagree with the Enrollment Committee’s recommendation to change Siletz blood quantum for an individual tribal member, shall have the right to a hearing as set forth in Section 2.313 of this ordinance, before the Enrollment Committee. Following such hearing, the Enrollment Committee shall make a recommendation on the requested blood quantum correction to the Tribal Council. Any action taken on a blood quantum correction request, shall be made by Tribal Council Resolution.

[Amended by Resolution No. Resolution No. 2016-200, dated June 17, 2016]

(d) Tribal Council Action. The Tribal Council shall vote on whether to accept or reject the Enrollment Committee’s recommendation for a blood quantum correction and, if approved, shall forward its decision to the Siletz Tribal Court for consideration of any appeals that may be filed with regard to such action pursuant to §2.315.

[Amended by Resolution No. Resolution No. 2016-200, dated June 17, 2016]

(e) Notification of Tribal Council Decision. Notice of the Tribal Council’s action shall be sent via certified mail to the person requesting the blood quantum correction, and to any other Tribal member who may be adversely affected by such action, and shall be posted pursuant to §2.302(c). [Amended by Resolution No. Resolution No. 2016-200, dated June 17, 2016]

(f) Tribal Court Review and Certification. Upon expiration of the time for appeal of a Tribal Council action under this Section as provided for by §2.315 of this Ordinance and by Siletz Tribal Court Rules and Procedures Ordinance, §3.009(a), or upon resolution of any appeal of such action that has been timely filed, the Administrator of the Tribal Court shall certify in writing to the Tribal Council either that the appeal period has expired or any appeal that was filed has been decided by the Court.

[Amended by Resolution No. Resolution No. 2016-200, dated June 17, 2016]

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(g) Review and Approval by the Bureau of Indian Affairs. Once the Tribal Court's written certification under subsection (f) has been received by the Tribal Council, the Tribal Council shall pass a Resolution substantially in the form of the Resolution attached to this Ordinance as Exhibit A and incorporated herein by reference and, if required by Article I, Section 1(A) of the Siletz Constitution, shall forward the Resolution to the Bureau of Indian Affairs, Northwest Regional Office, Regional Director, for approval of the Tribal Council's blood quantum correction. Upon receipt by the Tribal Council of the BIA's Certificate of Approval of the Tribal Council's action, the Tribal Council shall direct the Enrollment Staff and Enrollment Committee to make the necessary corrections as to Siletz blood quantum on the official Siletz Tribal Membership Roll.

[Amended by Resolution No. Resolution No. 2016-200, dated June 17, 2016]

(h) Action under this Section is subject to the blackout period set out in § 2.304(h).

[Amended by Resolution No. 84-75, Feb. 18, 1984; amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2011-408, December 16, 2011; amended by Resolution No. 2016-200, dated June 17, 2016]

§2.313 HEARINGS BEFORE THE ENROLLMENT COMMITTEE

In any case where this Ordinance provides for a hearing before further Enrollment Committee or Tribal Council action may occur, a person who is the subject of the hearing, a Tribal member protesting an enrollment action, or a Tribal member who may be affected by an enrollment action shall be given notice in writing by certified mail by the Enrollment Staff of their right to a hearing, or that the Enrollment Committee has decided in its discretion to hold a hearing. At the hearing those persons shall have the right to hear the evidence against him or her, to confront witnesses, to be represented by counsel at his or her own expense, and to present evidence to the Enrollment Committee. Any such hearing shall be held within thirty (30) days after the enrollee's receipt of notice from Enrollment Staff. The hearing shall be a closed hearing, except at the option of the person who is the subject of the hearing, *provided*, that interested parties may appear as witnesses at the hearing in order to testify and present evidence in favor or opposition to a proposed enrollment-related action. The burden of proof in any hearing shall be as set out elsewhere in this ordinance for any specific proposed action. Upon conclusion of the hearing, within ten (10) business days, the Enrollment Committee will make a recommendation on its proposed action to the Tribal Council. The Tribal Council shall act on the Committee's final recommendation at its next regular Council meeting, subject to the blackout period set out in § 2.304(h) above. [Amended by Resolution No. 86-135, dated March 15, 1986; amended by Resolution No. 90-136, dated May 19, 1990; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016]

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§2.314 RECONSIDERATION OF APPLICATIONS

At its discretion, the Enrollment Committee may reopen old applications when new and substantial evidence is submitted to support an applicant's position in favor of tribal enrollment or an interested or potentially adversely affected person's position in opposition to eligibility for tribal enrollment, and when the Enrollment Committee determines that justice requires such reconsideration. The Enrollment Committee may hold a hearing as provided in Section 2.313(b) of this ordinance with notice to and participation by all interested or potentially adversely affected parties, on any matter under this subsection. Hearings held by the Enrollment Committee shall be closed hearings unless the applicant requests the hearing to be a public hearing. Regardless of whether the hearing is closed or open, parties entitled to notice of the hearing shall be permitted to attend the hearing. At the conclusion of the hearing or other review, within ten (10) business days, the Enrollment Committee shall transmit its recommendation regarding reconsideration of tribal enrollment to the Tribal Council. The Tribal Council shall act on any such recommendation at its next regular Council meeting, subject to the blackout period in Section 2.304(h). Unless the Council determines otherwise, membership granted after reconsideration under this Section shall be prospective and not retroactive. Any rescission of tribal enrollment under this subsection may be prospective or retroactive, as the Tribal Council decides based on the evidence presented to it. [Amended by Resolution No. 86-135, March 15, 1986; original subsection (d) deleted by same Resolution; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2011-408, December 16, 2011; amended by Resolution No. 2016-200, dated June 17, 2016]

**PART V
APPEALS**

§ 2.315 APPEAL PROCEDURE [Moved within Ordinance by Resolution No. 86-135, March 15, 1986].

(a) Definition. An appeal is a written request to the Tribal Court for judicial review of a rejection or approval of any person's application for enrollment under Section 2.304 of this ordinance, or a removal or denial of removal of any person from the Tribal Roll under Section 2.310 of this ordinance, or a modification or denial of modification of a member's blood quantum by the Tribal Council under Section 2.312 of this ordinance. [Amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 2009-161, dated April 17, 2009].

(b) Standing. Any person whose application for enrollment has been rejected, any person whose blood quantum has been adjusted, any person who has been removed from the roll, and any tribal member or extended family member who disagrees with the enrollment of any person, the adjustment of blood quantum of any person, or the denial of removal of any person from the tribal roll, may appeal. [Amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 2009-161, dated April 17, 2009].

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(c) **Filing.** The appeal shall be filed pursuant to the Tribal Court Rules of Procedure adopted by the Tribal Council for review of Tribal Council action, STC §3.009(a). Failure to file the appeal within the deadline set forth in Tribal Court Rules of Procedure shall not bar an appellant from the remedy set forth in subsection §2.314. All appeals shall be supported by the record of the hearing before the Enrollment Committee, and the record of any proceedings before the Tribal Council. Decisions of the Court shall be final except as provided for in Section 2.314. [Amended by Resolution No. 86-135, March 15, 1986; amended by Resolution No. 2009-161, dated April 17, 2009; amended by Resolution No. 2016-200, dated June 17, 2016]

(d) **Burden of Proof.** The party filing an appeal pursuant to the provisions of this ordinance shall have the burden of proof in any such appeal. [Added by Resolution No. 2009-161, dated April 17, 2009].

(e) Any documents or records submitted or reviewed in any appeal or hearing held pursuant to the provisions of this Ordinance shall not be made public and will be reviewed “in camera” by the reviewing body. Persons filing protests pursuant to the provisions of this Ordinance to an enrollment application are not entitled to review the applicant’s enrollment file and will not be provided copies of the applicant’s enrollment file by the Enrollment Committee, enrollment staff or Tribal Council. [Added by Resolution No. 2009-161, dated April 17, 2009].

Part VI
General Provisions

§ 2.316 SEVERABILITY CLAUSE

If any provisions of this ordinance, or its application to any person or legal entity or circumstance, is held invalid by a court of competent jurisdiction, the remainder of the ordinance, or the application of the provision to other persons or legal entities or circumstances, shall not be affected. [Added by Resolution No. 2009-161, dated April 17, 2009].

§ 2.317 APPENDIX

The Tribal Council may by motion attach examples of forms, or of how the blood quantum provisions of the Siletz Constitution and this Ordinance work in specific situations, or on any other issue, to this Ordinance in an Appendix. These examples may be added to, removed, or replaced by motion of the Council from time-to-time without having to amend this Ordinance.

[Added by Resolution No. 2011-408, dated December 16, 2011]

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§ 2.318 **PUBLICATION**

All additions, deletions and corrections of the Tribal roll shall be published on an annual basis by the Enrollment Committee. An alphabetized list shall be kept in the tribal office at Siletz, with copies in each area office and shall be available for inspection upon the reasonable request of any tribal member.

[Amended by Resolution No. 86-135, dated March 15, 1986; amended by Resolution No. 86-136, dated March 15, 1986; amended by Resolution No. 2009-161, dated April 17, 2009].

Adopted 2/19/80

Amended: 4/21/80; 11/18/80; 9/3/81; 2/18/84
3/15/86; 5/19/90; 11/5/94; 1/21/95; 7/14/95; 4/20/96;
5/15/99; 3/18/00; 8/26/00; 10/18/02; 7/25/03;
9/16/05; 4/17/09; 6/12/09; 9/18/09; 12/16/11;
11/15/12; 06/17/16