



**MENOMINEE NATION  
MENOMINEE TRIBAL LEGISLATURE  
ORDINANCE NO. 24-17**

**Amendment to the Code of the Menominee Indian Tribe of Wisconsin  
Chapter 18  
Businesses**

**Final Approval:**

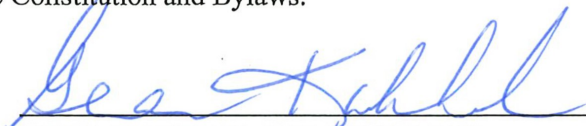
BE IT ORDAINED BY THE LEGISLATURE OF THE MENOMINEE INDIAN TRIBE OF WISCONSIN:

Tribal Ordinance 24-17 is hereby enacted. Tribal Ordinance 24-17 amends Article I, Establishment and Operation of Chapter 18, "Businesses" of the Code of the Menominee Indian Tribe of Wisconsin as attached hereto and incorporated herein as if fully reproduced here.


**CERTIFICATION**

We, the undersigned Officers of the Menominee Tribal Legislature, do hereby certify that the foregoing Ordinance 24-17 "Amendment to the Code of Menominee Indian Tribe of Wisconsin Chapter 18 "Businesses" was duly adopted at a regular meeting of the Tribal Legislature held April 4, 2024, at which a quorum was present, by a vote of 8 for, 0 opposed, 0 abstentions and 0 absent.

The undersigned also certify that the foregoing amendment to Code of the Menominee Indian Tribe of Wisconsin has been posted in accordance with the Menominee Constitution and Bylaws.

  
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GENA KAKKAK, CHAIRWOMAN  
MENOMINEE INDIAN TRIBE OF WISCONSIN

**DATE: APRIL 4, 2024**

  
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SPENCER GAUTHIER, SECRETARY  
MENOMINEE INDIAN TRIBE OF WISCONSIN

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1. Purpose. The purpose of this amendment is to clarify the definition of Special Purpose Legal Entities and their eligibility for leases of Tribal land.

2. Amendment to § 18-3. Section 18-3 is deleted in its entirety and replaced with the following:

**Authority of tribal businesses to create separate legal entities.**

Any tribal business chartered pursuant to Article XIII of the Constitution and Bylaws of the Menominee Indian Tribe of Wisconsin ("tribal business"), in addition to any powers granted to such tribal business in its charter, has the power to acquire, create, act through and control Special Purpose Legal Entities.

3. Amendment to § 18-5. Section 18-5 is deleted in its entirety and replaced with the following:

**Treatment of tribal businesses as members.**

Tribal businesses and Special Purpose Legal Entities shall be deemed members of the Menominee Indian Tribe for the purposes of Article X, Section 2(b), of the Constitution and Bylaws of the Menominee Indian Tribe of Wisconsin and eligible to lease tribal lands pursuant to that section as long as such tribal business or Special Purpose Legal Entity is ultimately either wholly owned or wholly controlled by enrolled members of the Menominee Indian Tribe of Wisconsin.

4. Creation of § 18-6. Section 18-6 is created to read:

**Treatment of non-member Special Purpose Legal Entity.**

Special Purpose Legal Entities that do not meet the requirements of § 18-5 to be treated as a member for the purposes of Article X, Section 2(b), of the Constitution and Bylaws of the Menominee Indian Tribe of Wisconsin shall be eligible to lease tribal lands pursuant to Chapter 138 of the Menominee Tribal Code if the Special Purpose Legal Entity is otherwise eligible for a lease of land pursuant to the Constitution and Bylaws of the Menominee Indian Tribe of Wisconsin, and the lease is part of an exchange of land pursuant to Article X, Section 1 of the Constitution which has been approved by a vote of the Tribe in accordance with Section 3 of Article VI of the Constitution.

5. Creation of § 18-7. Section 18-7 is created to read:

**§ 18-7 Special Purpose Legal Entity**

Special Purpose Legal Entity shall mean for the purposes of § 18-3 and § 18-5, a partnership, limited partnership, limited liability company, or corporation, organized under the laws of the Menominee Indian Tribe, the laws of the United States, or the laws of any state; and for the purposes of § 18-6, a Wisconsin County or Wisconsin School District.

6. Effect on Remaining Provisions of Chapter. The remaining provisions of Chapter 18 are unchanged.

7. Effective Date. This amendment shall be effective immediately upon final approval.