

Walker River Paiute Tribe

P.O. Box 220 • Schurz, Nevada 89427

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THE CONSTITUTION AND BYLAWS OF THE WALKER RIVER PAIUTE TRIBE BOARD OF EDUCATION

PREAMBLE

In order to insure and promote the best possible educational opportunities for all members of the Walker River Paiute Tribe, as well as all community members, the Walker River Paiute Tribal Council appoints members to the Board of Education, a sub-committee of the Tribal Council. Members shall conduct its activities according to the following Constitution and Bylaws of the Tribe's Board of Education.

Article I - Membership

Section 1 : The membership of the Board of Education of the Walker River Paiute Tribe shall be subject to the following qualifications:

- (a) Any parent or legal guardian of Indian children in school or whose children are eligible for programs the Walker River Paiute Tribe participates in, or is a resident of the local reservation.
- (b) In certain instances, where legislation for a particular program allows, non-reservation parents of Indian children may sit with Board of Education members on a "parent" committee to negotiate, contract, implement, monitor and evaluate education programs.
- (c) Any person living on the Walker River Paiute Reservation who has a sincere interest in upgrading and becoming involved in educational opportunities for all tribal and community members.

Article II - Composition

Section 1: The Walker River Paiute Tribe Board of Education shall consist of seven (7) members selected and approved by the Walker River Paiute Tribal Council.

Section 2: The Board of Education so organized shall elect from its own members a chairman, vice-chairman, secretary/treasurer and such other officers, advisors and committees as may be deemed necessary. Advisors and committee members need not be members of the Board of Education.

Section 3: In order to maintain continuity and expertise within the Board of Education, the seven (7) members shall serve staggered terms. Four (4) members will initially be appointed to three (3) year terms, the other three (3) members will serve two (2) year terms.

Section 4: In order to insure active participation on the Board of Education, each member shall be monetarily compensated for one (1) regular monthly meeting. The Tribal Council shall set the amount to be paid to individual members.

Section 5: A quorum shall consist of four (4) Board members in good standing.

Article III - Nomination and Election

Section 1: The Tribal Council of the Walker River Paiute Tribe shall appoint and approve all members to the Tribe's Board of Education.

Section 2: New Board of Education members, being appointed to fill expired terms will be so appointed at the regular Tribal Council meeting held in January of each year. Names for consideration need to be submitted to the Tribal Council by the first week in January.

Section 3: The Board of Education shall elect its officers at its first regular meeting in January. Officers shall be re-elected on an annual basis and can be re-elected during their term.

Article IV - Vacancies & Removal

Section 1: Members, failing to complete appointed terms, will be replaced as necessary by the Tribal Council. Appointees to incomplete terms will not be considered full appointees, but will complete the term of whomever he/she is replacing.

Section 2: Any Board of Education member who misses three (3) consecutive regular meetings, without a valid excuse, shall be removed from the Board.

Article V - Powers & Duties

Section 1: The Board of Education of the Walker River Paiute Tribe shall have the following powers and duties:

- (a) To direct the educational needs assessment of the Walker River Paiute Tribe and study pursue any programs, federal, state, local or private, that would further benefit the educational opportunities of the Walker River Paiute Tribe and community of Schurz.
- (b) To assist with the implementation, administration, monitoring and evaluation of educational programs for members of the Walker River Paiute Tribe and community members of Schurz.
- (c) To write and present resolutions regarding Board of Education decisions.
- (d) To set educational goals for the Walker River Paiute Tribe and community members.
- (e) To become actively involved in Board of Education activities, such as fundraisers, training, meetings, etc.
- (f) To attend local, state, regional and national education meetings and trainings as deemed necessary.
- (g) To continually stress education as a priority of the Walker River Paiute Tribe and be positive when discussing educational issues.
- (h) To provide direction, information and assistance to the Education Director, but NOT become involved in day-to-day administration.

Article VI - Duties of Officers

Section 1: The Chairman of the Board of Education shall have the following duties:

- (a) Preside at the regular and special meetings in accordance with Robert's Rules of Order unless this Constitution and Bylaws otherwise specifically directs.
- (b) Call special meetings when sufficient cause exists.
- (c) Be the official representative of the Board of Education whenever possible.

Section 2: The Vice-Chairman of the Board of Education shall have the following duties:

- (a) Preside at the regular and special meetings in the absence of the Chairman.
- (b) Shall call special meetings when sufficient cause exists.
- (c) Shall be the first alternate, in the event that the Chairman is unable to attend to duties, such as being the official representative at meetings, etc.

Section 3: The Secretary/Treasurer of the Board of Education shall have the following duties:

- (a) Keep minutes of the regular and special meetings.
- (b) Keep a register of all members and the dates of their terms on the Board.
- (c) Keep track of all money raised and expended and report monthly to the Board on the bank account.
- (d) Deposit funds into a proper depository.
- (e) Present all bills to the Board for approval of payment.

Article VII - Order of Business

Section 1: The following shall be the order of business for any meeting:

- (a) Meeting called to order.
- (b) Roll call of Board members.
- (c) Reading of the minutes of the previous meeting or meetings, except in the case of a special meeting.
- (d) Secretary/Treasurers financial report and bills.
- (e) Officer's Reports
- (f) Education Directors Report
- (g) Old Business
- (h) New Business
- (i) Miscellaneous Announcements, etc.
- (j) Adjournment

Section 2: Robert's Rules of Order shall govern in all matters unless this Constitution and Bylaws directs otherwise.

Article VIII - Amendments

Section 1: All amendments to this Constitution and Bylaws must be proposed verbally or in writing at a regular meeting.

Section 2: Proposed amendments may be adopted by a majority vote of a quorum of the Board membership, and unless adopted by such a vote, shall be deemed lost.

Article IX - Miscellaneous

Section 1: All matters not specifically provided for in this Constitution and Bylaws shall be governed by the Walker River Paiute Tribal Council.

Article X - Meetings

Section 1: The annual meeting of the Board of Education shall be held in January of each year.

Section 2: The regular monthly meetings of the Board of Education shall be held on the last Tuesday of each month at 6:00 p.m. at the Learning Resource Center, or at such other place and time, that may be designated.

Section 3: Special meetings may be called by the Chairman or Vice-Chairman. The object of the special meeting shall be stated in the request and no other business, other than what is stated, will be discussed.

Section 4: Notice of all meetings shall be given to all Board members at least two (2) full days before the meeting. Notification may be written or oral.

CERTIFICATION

It is hereby certified that the foregoing Constitution and Bylaws for the Board of Education of the Walker River Paiute Tribal Council, composed of seven members, of whom 7 constituting a quorum were present at a meeting held on the 10th day of March, 1994 and that such Constitution and Bylaws was adopted, and will replace any previous documents, by the affirmative vote of 6 FOR, 0 AGAINST and 0 ABSENTIONS, pursuant to the authority contained in Article VI, Section I(e), of the Constitution and By-Laws of the Walker River Paiute Tribe of Nevada, approved on March 26, 1937.



Patricia E. Hicks, Chairperson
WALKER RIVER PAIUTE TRIBE

Walker River Paiute Tribe

RULES OF ORDER/PARLIAMENTARY PROCEDURE

I. PURPOSE

The purpose of this rules of order is to implement basic principles and procedures governing the conduct of tribal council, enterprise, committee and board meetings. These rules are referred to as parliamentary procedure and assist in maintaining order and ensure fairness in all decision making processes.

II. DEFINITIONS:

1. Agenda. Means the order of business, old or new, to be addressed at a given session or meeting.
2. Assembly. Means all persons attending at a meeting.
3. Majority Vote. Means more than half of the votes cast by persons legally entitled to vote.
4. Motion. Means a formal proposal for action.
5. Presiding Officer. Means the tribal officer in charge of conduction a tribal meeting.
6. Question. Means a subject or point of debate, or a proposition to be voted on in a meeting.
7. Special Meeting. Means a meeting in addition to be regularly scheduled meeting called to address specific issues.

III. OFFICERS AND DUTIES:

Presiding Officer's duties are as follows:

1. To open the session at the time at which the assembly is to meet by taking the Chair and calling the meeting to order to announce the business before the assembly to the order in which it is to be acted upon; to state and to put to vote all questions which are regularly moved, or necessarily arise in the course of the proceedings; to announce the results of all votes; keep order, be fair, impartial; and protect the rights of all persons present;
2. To restrain the members, when engages in debate, to the parameters established by these rules of order; to enforce on all occasions the observance of order and decorum among the members, deciding all questions of order; and to inform the assembly when necessary, the point of order or practice.
3. To authenticate by his/her signature when necessary, all acts, orders and proceedings of the assembly;
4. When a member has the floor, the chairman cannot interrupt him so long as he does not transgress any of the rules of the assembly or go beyond required time limits;

5. He is entitled to vote when the vote is by secret ballot and in all other cases to break or cause a tie.
6. To notify committees of appointments and business that should be addressed;
7. To take charge of all documents belonging to the organization when requested;
8. To sign official documents of the Tribe when requested and if authorized to do so.

VICE-CHAIRMAN:

In the absence of the Chairman, the Vice-Chairman shall preside and perform the duties of the Chairman. If a Vice-Chairman is not willing to perform the duties of the Chairman during the Chairman's absence or when the circumstances make it necessary to assume the chairmanship, the Vice-Chairman should resign from the office.

SECRETARY:

The duties of the Secretary are as follows:

1. To keep minutes of all meetings;
2. To take roll call and mark the absentees at all meetings;
3. To read minutes of previous meetings;
4. To read important correspondence or give a list of it;
5. To record the proceedings;
6. To record the names of the members who introduce and second a motion;
7. To sign official documents of the Tribe when requested and if authorized to do so;
8. To call a meeting to order in the absence of the Chairman, or a Vice-Chairman.

TREASURER: (Tribal Council Only)

The duties of the Treasurer are as follows:

1. To be accountable and be the custodian of all funds in possession of the tribe;
2. To keep bookkeeping records of such funds;
3. To verify disbursements of all funds as often as the Tribal Council may direct;
4. To give a financial report and statement of the finances as often as required.

IV. DUTIES AND RIGHTS OF COUNCIL, ENTERPRISES, COMMITTEE AND BOARD MEMBERS:

The duties and rights of the Council, Enterprises, Committee and Board members are as follows:

1. To obtain the floor before speaking;
2. To avoid speaking upon any matter until it is properly brought before the Council, Enterprise, Board, or Committee by motion or by the presiding officer;
3. To continue discussion on subject matter until resolved or put on pending status;
4. To yield the floor to calls for order by the presiding officer;
5. To abstain from voting on issues that effect the member or a close family relative;
6. To avoid disturbing or disrupting persons making presentations or reports to the Council, Enterprise, Committee or Board;
7. To offer any motion that is germane to the Council, enterprise, Committee or Board;
8. To explain or discuss the motion, or any matter properly before the meeting;
9. To hold the floor, when properly obtained, until through speaking.

V. DUTIES AND RIGHTS OF MEMBERS OF THE AUDIENCE:

The duties and rights of members of the audience are as follows:

1. To obtain the floor before speaking;
2. To Yield the Floor to calls for order by the presiding office;
3. To only address the question then pending, and to continue discussing this subject matter until resolved or put on pending status
4. To avoid disturbing in any way, speakers in the assembly;
5. To hold the floor when properly obtained, until through speaking, with the Chairman setting a time limit for each speaker.
6. The council, enterprise, committee or board may ask individuals to leave the meeting should they be disruptive, abusive and argumentative with either Council members, committee/board members or others in attendance at the meeting. (In accordance with the Walker River Paiute Tribal Law & Order Code, Title V, 5-90 and/or 5-90-010)

VI. AGENDA:

The agenda must be prepared, posted and distributed to the proper council, enterprise, committee, or board members at least five (5) days before the meeting so that each person can examine the issue and prepared questions in advance. In preparing an agenda the following sources may be consulted:

1. The previous agenda;
2. Minutes of the last meeting;
3. Correspondence with the Chairman;
4. Committee Chairman/Department heads;
5. Program Staff;
6. Council members;
7. Article V, Section 4 of the Bylaws

VII. ORDER OF BUSINESS:

The order of business is a listing of items or subjects that are regularly taken up at a meeting. The order of business is in the time sequence in which each should be considered.

A call for the order of the day is a request that the body conform to the usual order of business. It then becomes the duty of the presiding officer to announce, in the proper order, the business that is to come before the body. If a departure from the scheduled agenda has been permitted, it is in order for any member to call for the regular order or to raise the point of order that the proper order of business is not being followed. The following order of business is established for all meetings:

Call to order by presiding officer
Roll call
Reading the Minutes of the last meeting
Reports
New Business
Adjournment

VIII. MOTION:

The presiding officer cannot make a motion but may present items for the assembly to consider, and may request a motion to accept or reject.

1. Once a person has made a motion or after the chair has presented the issue any member accept the presiding officer, may present a delaying motion to table, extend debate, postpone to a certain time, refer to committee, amend, or to postpone indefinitely.
2. After the delaying motion has been settled, the motion may be seconded. The presiding officer shall request a second three times. *If* there is no second after the third request the motion shall die for a lack of a second.

3. After a second has been made, the presiding officer shall ask for further discussion or questions. The presiding officer shall determine the Limit for further discussion.
4. A motion may be withdrawn only by the following procedures:
 - a. Only the Maker of the motion can withdraw a motion after it has been presented for consideration.
 - b. After a second has been made, a motion cannot be withdrawn, but shall be acted upon by the Council, Enterprise, Committee, or Board, except by general consent.
 - c. If a motion has been properly withdrawn, no action shall be taken on the matter at hand unless another member of the Council, Enterprise, Committee, or Board sponsors a new motion.
5. Debate or discussion on any matter shall be limited to:

The period granted by the presiding officer after a question has been acknowledged and a motion has been made.

6. Decorum in Debate:

In debate a member must confine himself to the question before the Council, Enterprise, Committee or Board and avoid personalities. During debate and while the presiding officer is speaking, or the Council, Enterprise, Committee, or Board is engaged in voting, as member is permitted to disturb the process in any way.

IX. GENERAL CONSENSUS:

No motion is needed if the presiding officer determines that the entire Council, Enterprise, Committee, or Board is agreed on a certain course of action, in which case the presiding officer shall state that "By general consensus the Council, Enterprise, Committee, or Board has decided that..." determination of the Chair, but must be made into a motion to force a vote on the issue at hand. There is not "General Consensus" if even one member objects.

X. INTRODUCTION OF BUSINESS:

All business should be brought before the assembly to the Council, Enterprise, Committee, or Board presiding officer. Before any subject is open to debate it is necessary that the presiding officer present the matter himself or acknowledge another person in the assembly to present the issue.

XI. COMMITTEES/ENTERPRISES/BOARDS:

The Tribal Council shall make all appointments to committees, enterprises and boards. The Chairman of each shall be appointed by members of the committee, enterprise or board.

Other regulations are as follows:

1. The tribal council, committees, enterprises and boards shall comply with these Rules of Order;
2. All committee, enterprise, and board appointments shall be for a period of two years, except where appointment is filling a vacancy, in which case the new appointment shall fill the unexpired term of the original appointment.
3. All committees, enterprises, and boards shall present written and/or oral reports to the tribal council every month. Written reports shall be presented to the councilmen at least five days before the regular tribal council meeting.
4. If committee, enterprise, or board member fails to attend three consecutive meetings, the committee, enterprise, or board shall automatically declare the seat vacant and shall seek a new appointment.
5. Individuals may be appointed to sit on no more than two (2) committees, commissions or boards (Resolution WR-60-99).

XII. ADOPTION OF REPORTS:

When the Council has reviewed or heard oral reports, a motion should be made to "Adopt", "Accept", or "Agree To".

XIII. VOTING:

Whenever the nature of a question permits no modification or debate, the presiding officer shall immediately puts it to a vote, if the question is debatable, and when the presiding officer thinks the debate has been brought to a close, he shall inquire if the council is ready to vote, and if no one objects he shall put the question to vote. Voting can be done by "Yeas and Nays" (roll call), a raising of hands, division of the house (standing vote), ballot (secret vote), or general consent (no objection). A member has the right to change is vote up to the time the vote is announced, unless the vote is by ballot.

XIV. PER DIEM PAYMENTS FOR MEETINGS:

If the Tribal Council is a full-time employee of the Tribal receiving a regular salary, then no per diem payments shall be made to him/her for attending a meeting. All other members shall be paid at the following rates subject to funding availability:

1. Councilmen, except the Tribal Chairman, shall be paid \$100.00 for all meetings. The Secretary of the Council shall receive \$125.00 per meeting.
2. For job interviews all Council members, except the Tribal Chairman, if not under employment status with the tribe shall be paid \$25.00. If the interviews last over two hours then \$50.00 shall be paid.
3. Committee, enterprise, and board members shall be paid \$50.00 for one Regular Meeting per month. The presiding secretary shall receive \$60.00 per month for each monthly regular meeting. Payments for Special Meetings or job interviews shall not be made unless prior approval is given from the Tribal Chairman.

XV. GENERAL RULES:

1. No motion is open for discussion until it has been stated by the presiding officer. Agenda items may be discussed, however, before a motion is made, in order to achieve unanimous consent for a motion.
2. The maker of a motion cannot modify it or withdraw it after it has been seconded and stated by the presiding officer: except by general consent.
3. Only one reconsideration of a question is permitted unless each member consents.
4. Debate ends if a member moves for the main question to be considered. If carried, by vote or general consent, debate ends and the presiding officer shall put the main question up to vote.

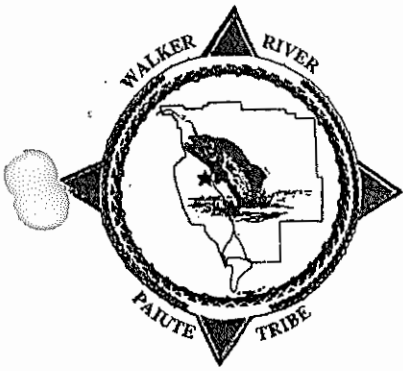
XVI. REMOVAL FROM OFFICE

1. Any enterprise, committee, or board member may be removed from office for failure to attend three consecutive Regular Meetings.
2. If a member of an enterprise, committee, or board shall die, resign, be removed or recalled from office, permanently leave the Reservation, or shall be found guilty of a felony or misdemeanor involving dishonesty in a Tribal, or Federal Court, the Tribal Council shall declare the position vacant and appoint to fill the unexpired term.
3. The tribal Council may, by affirmative vote of four (4) members, expel any enterprise, committee, or board member for neglect of duty or gross misconduct. Before any vote for expulsion is taken in the matter, such member shall be given opportunity to answer any or all charges at a designated tribal council meeting and the decision of the Tribal Council shall be final.

XVII. QUORUM

A quorum shall be at least four (4) Council members or more than half of the members in each enterprise committee, or board. If no quorum is present and there appears to be no hope of getting one soon, the presiding officer can call the meeting to order to satisfy the bylaw requirement that the meeting be held and then announce that there is no quorum and adjourn the meeting.

When the presiding officer has called the meeting to order after finding that a quorum is present, the continued presence of a quorum is presumed unless the presiding officer or a member notices that a quorum is no long present. If the presiding officer notices the absence of a quorum, it is his duty to declare the fact, at least before taking any vote or stating the question on any new motion. A point of order shall be declared by the presiding officer and state that there is no longer a quorum present and any business transacted would now be null and void.



Walker River Paiute Tribe

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RESOLUTION BY THE GOVERNING BODY OF THE WALKER RIVER PAIUTE TRIBE

RESOLUTION NO. WR- 82-99

BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE WALKER RIVER PAIUTE TRIBE THAT:

WHEREAS, the governing body of the Walker River Paiute Tribe is organized under the provisions of the Indian Reorganization Act of June 18, 1934, (48 Stat. 984) as amended, to exercise certain rights of home rule and be responsible for the promotion of the economic and social welfare of its members; and,

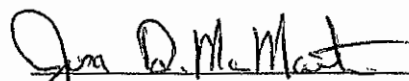
WHEREAS, the Walker River Paiute Tribal Council approved the Constitution and Bylaws of the Walker River Paiute Tribe Board of Education on March 10, 1994; and

WHEREAS, the Board of Education has had a difficult time in filling vacant positions to meet the seven member requirement, and the Board has agreed by committee poll to reduce the required number of committee members.

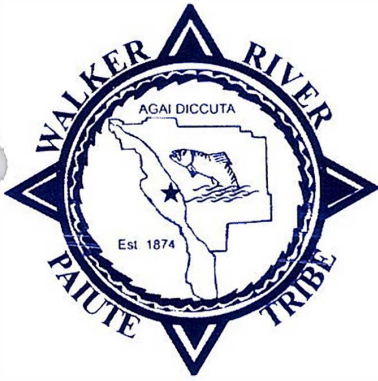
NOW THEREFORE BE IT RESOLVED that the foregoing resolution of the Walker River Paiute Tribe changes Article II - Composition, Section 1, from seven members to five members in the Constitution and By laws of the Walker River Paiute Tribe Board of Education..

CERTIFICATION

IT IS HEREBY CERTIFIED that the foregoing resolution of the Walker River Paiute Tribe, composed of seven members, of whom 6 constituting a quorum were present at a meeting held on the 23 of Nov. 1999, and that the foregoing resolution was adopted by the affirmative vote of 4 FOR, 0 AGAINST, and 0 ABSTENTIONS, pursuant to the authority contained in Article VI, Section I (e), of the Constitution and Bylaws of the Walker River Paiute Tribe, approved on March 26, 1937.



Jon McMasters, Secretary
WALKER RIVER PAIUTE TRIBE



Walker River Paiute Tribe

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**RESOLUTION OF THE GOVERNING BODY
OF THE
WALKER RIVER PAIUTE TRIBE
RESOLUTION NO. WR-43-2023**

BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE WALKER RIVER PAIUTE TRIBE THAT:

WHEREAS, the governing body of the Walker River Paiute Tribe of Nevada is organized under the provisions of the Indian Reorganization Act of June 18, 1934, (48 Stat. 984) as amended, to exercise certain rights of home rule and be responsible for the promotion of the economic and social welfare of its members; and

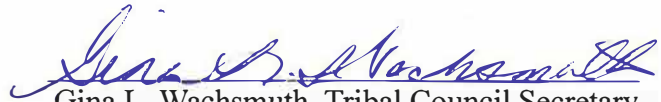
WHEREAS, the Walker River Paiute Tribe has the desire to promote higher education for the benefits for all tribal members through the Walker River Tribal higher Education Grants Program,

WHEREAS, the Walker River Paiute Tribe Board of Education has revised and submitted for approval the Higher Education Grant Policy, Agai Diccuta Scholarship, AVT Grant Policy and the Enrichment Grant Program.

NOW THEREFOR BE IT RESOLVED, that the Walker Rive Paiute Tribal Council hereby approves the updated Higher Education Grant Program Policies.

CERTIFICATION

It is hereby certified that the foregoing Resolution of the Walker River Paiute Tribal Council, composed of seven members, of whom 6, constituting a quorum, were present at a meeting held on the 23rd day of May, 2023, and that the foregoing resolution was adopted by the affirmative vote of 5-FOR, 0-Against, and 0-ABSTENTIONS, pursuant to the authority contained in Article VI, Section I(e), of the Constitution and Bylaws of the Walker River Paiute Tribe of Nevada, approved on March 26, 1937.


Gina L. Wachsmuth, Tribal Council Secretary
WALKER RIVER PAIUTE TRIBE