



LEECH LAKE RESERVATION BUSINESS COMMITTEE

RESOLUTION NO. 2022-016

**RESOLUTION TO EXCLUDE OVER-WATER WATERFOWL HUNTING FROM
RESERVATION WATERBODIES OPEN FOR MANOOMIN HARVEST**

- WHEREAS,** The Leech Lake Band of Ojibwe ("Band") is a Federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, and operating under the Revised Constitution and Bylaws of the Minnesota Chippewa Tribe; and
- WHEREAS,** Pursuant to its inherent sovereign authority and its By-Laws, the Band's Reservation Business Committee ("RBC"), made up of duly elected representatives, is the governing body of the Band, having all the legislative powers and responsibilities of the tribal government; and
- WHEREAS,** The RBC is charged with the responsibility of protecting and advocating for the health and welfare of Leech Lake Band members within the exterior boundaries of the Leech Lake Indian Reservation; and
- WHEREAS,** The Band has the sole authority to regulate the harvest of Manoomin (wild rice) within the Leech Lake Reservation ("Reservation"), through a mutual agreement with the State of Minnesota, and the duty to provide for the safety of those exercising the treaty reserved right to harvest Manoomin; and
- WHEREAS,** The State of Minnesota created a new "experimental" early Teal hunting season, opening a statewide early over-water duck hunting season from September 4-8, 2021, during the peak of Manoomin harvesting on the Reservation; and
- WHEREAS,** The State of Minnesota Department of Natural Resources failed to engage the Leech Lake Band of Ojibwe in meaningful government-to-government consultation, which was required during the consideration of creating the "experimental" early Teal season by Executive Order 19-24, and the creation of a new statewide season should have triggered leadership level consultation; and
- WHEREAS,** The RBC closed over-water waterfowl hunting on waters with active Manoomin harvest in the general waterfowl hunting regulations promulgated for the 2021 Leech Lake Reservation Migratory Waterfowl Season to ensure the safety of Manoomin harvesters; and
- WHEREAS,** It is necessary to exercise the sovereign authority retained by the Band to protect the health, welfare, and safety of the Band and Band members by excluding all

over-water waterfowl hunting from Manoomin waters open for harvest through the action of the Band's Natural Resources Advisory Council.

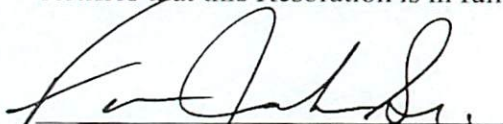
NOW THEREFORE BE IT RESOLVED, That the Leech Lake RBC, at a duly called meeting with a quorum present, does hereby exercise the inherent sovereign authority of the Leech Lake Band of Ojibwe to exclude all over-water waterfowl hunting on Reservation waters that are open for Manoomin harvest, in order to protect the health, welfare, and safety of Band members exercising the treaty protected right to harvest Manoomin on the Leech Lake Reservation; and

BE IT FURTHER RESOLVED, The RBC hereby directs the Leech Lake Public Safety Division and Department of Conservation Enforcement to take necessary and appropriate actions to prohibit over-water waterfowl hunting on waters open for Manoomin harvest within the Leech Lake Reservation; and,

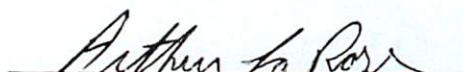
BE IT FINALLY RESOLVED, That this Resolution is effective immediately.

CERTIFICATION

WE DO HEREBY CERTIFY that the foregoing Resolution was duly presented and acted on by a vote of 2 for, 0 against and 0 silent at a Special Meeting of the Leech Lake Reservation Business Committee, a quorum being present, held on August 23, 2021 on a Virtual Meeting. Accordingly, this Resolution is duly adopted by the Reservation Business Committee for the Leech Lake Band of Ojibwe, and the Reservation Business Committee further certifies that this Resolution is in full force and has not been amended or rescinded in any way.



Faron Jackson, Sr., Chairman
Leech Lake Band of Ojibwe



Arthur LaRose, Secretary/Treasurer
Leech Lake Band of Ojibwe