

TITLE 69
FOR-PROFIT LAND ENTERPRISE CODE
HOOPA TRIBAL CODE

ORDINANCE OF THE HOOPA VALLEY TRIBE
HOOPA VALLEY INDIAN RESERVATION
HOOPA, CALIFORNIA

ORDINANCE NO: 04-07

DATE APPROVED: JUNE 25, 2007

SUBJECT: ENACTING THE HOOPA FOR-PROFIT LAND ENTERPRISE CODE OF THE HOOPA VALLEY TRIBE.

WHEREAS: The Hoopa Valley Tribe did on June 20, 1972, adopt a Constitution and Bylaws which was approved by the Commissioner of Indian Affairs on August 18, 1972, ratified by Act of Congress on October 31, 1988, and amended on June 19, 1990 and, by tribal law, the sovereign authority of the Tribe over the matter described herein is delegated to the Hoopa Valley Tribal Council, acting by law, and

WHEREAS: The Tribal Council is charged with the responsibilities to govern all lands within the Tribe's; and

WHEREAS: The Tribal Council has determined that fractionated ownership of land and assets is detrimental to the interest of the Tribe, its members and the Reservation; and

WHEREAS: Failure to proactively address fractionated ownerships issues by the Tribe will invite unnecessary federal intervention over such land in a manner that will be harmful for the Tribe, tribal members and the Reservation as a whole; and

NOW THEREFORE BE IT RESOLVED: That the Hoopa Valley Tribal Council enacts the following Ordinance as part of the Hoopa Tribal Code.

69.0 Short Title.

This Code shall be the Hoopa For-Profit Land Enterprise Code.

69.1 Purposes.

The purposes of this code are to establish mechanisms for owners of fractioned undivided interests in lands or other property connected to land to form for-profit land enterprises to:

- a) engage in the management of their asset in a manner that reflects the owners' interests;
- b) assist in establishing a managing board of directors to represent the owners;
- c) allow participation, including through meetings, voting, deliberations, and other means, in the business and affairs of the enterprise;
- d) collect and distribute funds and other resources associated with the asset and enterprise;