



*Bois Forte*  
T R I B A L   G O V E R N M E N T

**RESOLUTION NO. 1-2011**

**WHEREAS,** the Bois Forte Band of the Minnesota Chippewa Tribe is a federally-recognized Indian tribe organized under the Indian Reorganization Act of 1934; and

**WHEREAS,** the lawful governing body of the Band is the Bois Forte Reservation Tribal Council and it is authorized to adopt ordinances governing the conduct of persons within the territory of the Band; and

**WHEREAS,** the Tribal Council has previously recognized the need to address smoking in public buildings or areas either designated as "No Smoking" by posted notices or which have been designated as "No Smoking" by the owner or occupants; and

**WHEREAS,** the present "No Smoking" provision in the Bois Forte Tribal Code (Section 643.01) does not prohibit smoking within a specific distance of a public building; and

**WHEREAS,** the Tobacco Education & Policy Development Program of the Bois Forte Health Services Division has recommended that there be no smoking within fifty (50) feet of public buildings; and

**WHEREAS,** the Bois Forte Reservation Tribal Council finds that the health and general well-being of the people in the community will be promoted by such a policy; and

**WHEREAS,** nothing in this Resolution or in the Bois Forte Code, as amended, shall prevent the use of tobacco, tobacco products or tobacco-related devices by a person as part of or for recognized religious, spiritual, or cultural reasons.

**NOW THEREFORE BE IT RESOLVED** that Section 643.01 of the Bois Forte Tribal Code shall be amended so that it reads:

**643.01: Unlawful smoking.**


*Whoever intentionally smokes in or within fifty (50) feet of a public building, area, or common carrier in which "No Smoking" notices have been prominently posted, or when requested not to smoke by the person or persons in charge of such public building or area, or by the operator of such common carrier, is guilty of a petty misdemeanor and, upon conviction, shall be sentenced accordingly.*

Page 2

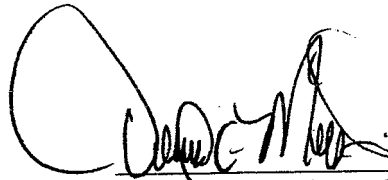
Resolution No. 1-2011

**Certification**

We do hereby certify that the foregoing resolution was duly presented and enacted upon by a vote of 4 for, 0 against, 0 abstaining, at a regular meeting of the Bois Forte Reservation Tribal Council, a quorum being present, held on July 7, 2010 at Nett Lake, Minnesota.



Kevin W. Leecy  
Chairman



David C. Morrison, Sr.  
Secretary-Treasurer