



KICKAPOO TRIBE in Kansas

824 111th Drive • Horton, KS 66439
Phone 785.486.2131 • Fax 785.486.2801

December 6, 2016

Dear Kickapoo Tribal Membership:

Attached are the unofficial results of the Kickapoo Tribe in Kansas' Secretarial Election to amend the Kickapoo Tribe in Kansas' Constitution held December 5, 2016. Consistent with Bureau of Indian Affairs regulations, members have three (3) days to contest these results. The Bureau of Indian Affairs will then certify the election within 45 days at which time the amendments will be approved.

If you have any questions for me, please feel free to contact me at 785-486-2131.

Respectfully,

Lester Randall
Tribal Chairman



United States Department of the Interior Bureau of Indian Affairs

RULES OF SECRETARIAL ELECTION

IN ACCORDANCE WITH TITLE 25 PART 81 OF THE CODE OF FEDERAL REGULATIONS

RULES TO GOVERN THE SECRETARIAL ELECTION TO VOTE ON WHETHER TO ADOPT OR REJECT PROPOSED AMENDMENTS TO THE CONSTITUTION OF THE KICKAPOO TRIBE IN KANSAS.

1. **ELECTION DATE:** December 5, 2016 (Absentee ballots must be received by 12:00 p.m. CST)
2. **POLLING PLACE:** NONE – ABSENTEE BALLOT VOTING ONLY
3. **ELIGIBLE VOTERS:** All enrolled members who are 18 years old or older on the day of the election and who have registered with the Secretary of the Interior will be permitted to vote to adopt or reject the proposed constitutional amendment.

YOU MUST BE REGISTERED WITH THE KICKAPOO TRIBE IN KANSAS SECRETARIAL ELECTION BOARD TO BE ENTITLED TO VOTE ON THE PROPOSED CONSTITUTIONAL AMENDMENT.

4. **REGISTRATION:** The "Voter Registration Form" must be completed and received by the Kickapoo Tribe in Kansas Secretarial Election Board by mail (self-addressed stamped envelope enclosed) to the Kickapoo Tribe in Kansas Secretarial Election Board, P.O. Box 1611, Anadarko, Oklahoma by **November 7, 2016**. If you do not receive the registration material or it has become lost, you may pick up the Voter Registration Packet from the:
 - Tribal Government Center at 824 111th Drive, Horton, KS – Tammy Wahwassuck.
 - Horton Agency, 908 1st Ave. East, Horton, KS 66439.

IMPORTANT: If you do not properly register with the Secretary of the Interior, you will not be allowed to participate in this election.

5. **REGISTRATION FORM:** Voters that sign the "Voter Registration Form" using an "X" or a thumb print must have two (2) individuals sign as witnesses.
6. **VOTERS LIST:** The registered voter list shall be in alphabetical order and shall be posted for review no later than November 15, 2016, at the following locations:

Tribal Government Center
824 111th Dr.
Horton, KS 66439

Trading Post
898 K-20 Hwy
Horton, KS 66439

Senior Citizens
885 112th Dr.
Horton, KS 66439

Housing Authority
888 112th Dr.
Horton, KS 66439

Kickapoo Tribal Court
822 K20 Hwy, Suite E
Horton, KS 66439

Kickapoo Nation Health Center
1117 Goldfinch Rd.
Horton, Kansas 66436

7. **ELIGIBILITY DISPUTES:** Any individual whose name does not appear on the official eligible voter list can claim the right to vote by presenting a written challenge to the Kickapoo Tribe in Kansas Secretarial Election Board. The right to vote of anyone whose name is on the list may also be challenged in writing to the Secretarial Election Board by

(**SEE REVERSE SIDE**)



United States Department of the Interior
BUREAU OF INDIAN AFFAIRS

OFFICIAL BALLOT

(Facsimile Signature)
CHAIRPERSON, SECRETARIAL ELECTION BOARD

SECRETARIAL ELECTION DECEMBER 5, 2016
KICKAPOO TRIBE IN KANSAS

Please MARK ONLY ONE BOX for each amendment

Should **AMENDMENT A**, be amended to:
Change the name of the Tribe from "The Kickapoo Tribe of Indians of the Kickapoo Reservation in Kansas" to "The Kickapoo Tribe in Kansas".

YES, I vote to adopt the amendment. NO, I vote to reject the amendment.

Should **AMENDMENT B**, be amended to:
Remove the Secretary of the Interior from all Articles throughout the Constitution.

YES, I vote to adopt the amendment. NO, I vote to reject the amendment.

Should **AMENDMENT C**, be amended to remove Article II, Section (d)?
All children of one-fourth degree or more of Kickapoo Indian blood born on or after the effective date of Amendment No. 1 of a marriage between a member of the Kickapoo Tribe in Kansas and any other person; provided such child is admitted to membership by a majority vote of the tribal members in general council.

YES, I vote to adopt the amendment. NO, I vote to reject the amendment.

Should **AMENDMENT D**, be amended as follows:

Article III- Section 1 - Governing Body: The Governing body of the Kickapoo Tribe in Kansas shall be the Tribal Council which shall be composed of seven members elected by the General Council. The General Council shall be defined as all enrolled tribal members age twenty one (21) and older.

The Tribal Council shall consist of a Chairperson, Vice-Chairperson, Secretary, Treasurer and three additional members are identified as Council Member One, Council Member Two and Council Member Three.

Article III-Section 2 – The election of tribal council members shall be held on the second Saturday in September. The Chairperson, Treasurer and Council Member Two and Council Member Three will serve for three years following the first election. The Vice-Chairperson, Secretary and Council Member

One will serve for two years following the first election. Thereafter, Tribal Council members elected shall serve for three year terms or until their successors are elected and installed in office.

- (a) After approval of the revision(s), and beginning with the first election following approval of these revision(s), the Tribal Election Board shall give notice of the Tribal Council election and within ninety (90) days thereafter shall conduct an election for members of the first Tribal Council under these revision(s). The Tribal Election Board shall make the necessary regulations in conformity with these revision(s) for the first election. Any qualified member of the Kickapoo Tribe in Kansas who desires that his or her name be placed on the ballot as a candidate for the office of Chairperson, Vice-Chairperson, Secretary, Treasurer, or Council Member One, Two or Three shall file a declaration of candidacy with the Tribal Election Board for the first election under these revision(s) showing his or her name and the office for which he or she desires to become a candidate. Such declaration must be filed at least sixty (60) days prior to the election date.
- (b) Conduct of all elections after the first election under these revision(s) shall be pursuant to the provisions of this Constitution and the tribal election ordinance.
- (c) All ballots from the polling place will be counted following the closing of the polling place.

Article III, Section 3

At the first meeting following the election, the incoming Tribal Council will organize for business by appointing, from members of the Tribal Council or of the General Council, committees or boards as it may deem necessary. Eligibility for membership on such boards and committees shall be consistent with those requirements outlined in Article III, Section 5.

Article III, Section 5

- (a) A person must be an enrolled member of the Kickapoo Tribe in Kansas to qualify as a candidate for a position on the Tribal Council.
- (b) A person must be 25 years or older, and be available to fulfill the duties of office to qualify for the positions of Chairperson, Vice-Chairperson, Secretary, Treasurer, or Council Member One, Two, or Three, on the Tribal Council.
- (c) A person must be eligible to be bonded.
- (d) No individual may qualify for more than one position at any election.
- (e) If there are any positions on the Tribal Council which are vacant due to lack of candidates, those positions shall be considered vacant and filled in accordance with Article IV, Section 3.
- (f) Members of the Kickapoo Tribe in Kansas convicted of a felony are ineligible for candidacy.

YES, I vote to adopt the amendment.

NO, I vote to reject the amendment.

Should **AMENDMENT E**, be amended as follows:

Article IV, Sections 1-4

Changes all references of Councilmen to Councilpersons.

Article IV, Section 3

Vacancies in the Tribal Council caused by removal, death or resignation shall be filled by election except when there is less than six (6) months remaining in the term, the Tribal Council by majority vote shall appoint a member a General Council who qualifies pursuant to Article III, Section 5. Such appointee shall service in the vacated position for the unexpired term.

Article IV, Section 4

Any Tribal Councilperson convicted of a felony, while in office, shall be ineligible to serve the remainder of his or her term in office. Upon receipt of evidence that a Tribal Councilperson has been convicted of a felony, the Tribal Council shall hold a hearing and the accused Councilperson shall be afforded an

opportunity to show cause why his or her position on the council should not be declared vacant. The only defense shall be that the Councilperson was, in fact, not convicted of a felony.

YES, I vote to adopt the amendment. NO, I vote to reject the amendment.

Should **AMENDMENT F**, be amended as follows:

Article V, Section 1

Enumerated Powers – The Tribal Council of the Kickapoo Tribe in Kansas shall exercise the following powers, subject to any limitations imposed by the statutes or the Constitution of the United States;

- (a) To negotiate with the Federal, State, and local governments;
- (b) To employ legal counsel;
- (c) To prevent the sale, disposition, lease or encumbrance of tribal lands, interests in lands;
- (d) To make and enforce ordinances, providing for the manner of making, holding and revoking assignments of tribal land or interests therein;
- (e) To provide for the levying of taxes and the appropriation of available tribal funds for public purposes of the Kickapoo Tribe in Kansas
- (f) To lease tribal land in accordance with law;
- (g) To regulate the procedure of the Council itself and other tribal agencies and of tribal meetings and elections;
- (h) To charter subordinate organizations for economic purposes and to delegate to such organizations, or to any subordinate boards, committees, or officials of the tribe, any of the foregoing powers, reserving the right to review any action taken by virtue of such delegated power;

To govern the conduct of Indians on the reservation; and to provide for the maintenance of law and order and the administration of justice by establishing appropriate courts on the reservation and defining their duties and powers. All codes and ordinances will be enacted by the Tribal Council.

Article V, Section 4 deleted.

YES, I vote to adopt the amendment. NO, I vote to reject the amendment.

BY-LAWS OF THE KICKAPOO TRIBE IN KANSAS

Should **AMENDMENT G** of the by-laws be amended as follows:

Article 1, Section 3.

Secretary of the Tribal Council – The Secretary shall conduct all tribal correspondence and shall keep and accurate record of all matters transacted at tribal council meetings. All records of the Secretary are subject to review by the General Council and can be copied during normal business hours.

YES, I vote to adopt the amendment. NO, I vote to reject the amendment.

Should **AMENDMENT H** be amended to remove:

Article III

YES, I vote to adopt the amendment. NO, I vote to reject the amendment.



United States Department of the Interior
Bureau of Indian Affairs
Southern Plains Regional Office
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CERTIFICATE OF RESULTS OF ELECTION
SECRETARIAL ELECTION
KICKAPOO TRIBE IN KANSAS

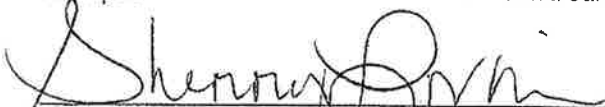
December 5, 2016

Amendment A

Under a Secretarial election authorized by Daniel Deerinwater, Regional Director, on December 5, 2016 the attached Amendments A-G to the Constitution and By-Laws of the Kickapoo Tribe in Kansas was submitted to the registered voters of the Kickapoo Tribe in Kansas and on December 5, 2016, duly and was adopted/rejected by a vote of 150 for and 23 against, with 3 cast ballots found spoiled in an election which at least thirty percent (30%) of the _____ registered voters cast their ballots in accordance with Article VII of the Constitution of the Kickapoo Tribe in Kansas and the Indian Reorganization Act of June 18, 1934, 48 Stat. 984, as amended.


Andrea Phillips, Chairperson
Kickapoo Tribe in Kansas Secretarial Election Board


Carla Cavin, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board


Sherry Lovin, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board


Bernadette Thomas, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board


Tammy Wahwassuck, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board


Tina Wahwassuck, Board Member
Kickapoo in Kansas Secretarial Election Board


PJ McKinney, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

Date: December 5, 2016



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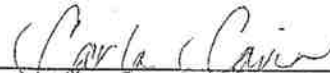
December 5, 2016

Amendment B

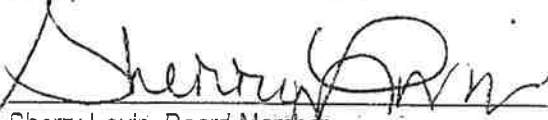
Under a Secretarial election authorized by Daniel Deerinwater, Regional Director, on December 5, 2016 the attached Amendments A-G to the Constitution and By-Laws of the Kickapoo Tribe in Kansas was submitted to the registered voters of the Kickapoo Tribe in Kansas and on December 5, 2016, duly and was adopted/rejected by a vote of 104 for and 68 against, with 4 cast ballots found spoiled in an election which at least thirty percent (30%) of the _____ registered voters cast their ballots in accordance with Article VII of the Constitution of the Kickapoo Tribe in Kansas and the Indian Reorganization Act of June 18, 1934, 48 Stat. 984, as amended.



Andrea Phillips, Chairperson
Kickapoo Tribe in Kansas Secretarial Election Board



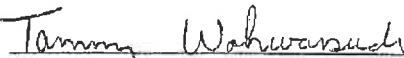
Carla Cavin, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board



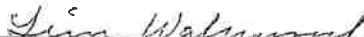
Sherry Lovin, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board




Bernadette Thomas, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board



Tammy Wahwassuck, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board



Tina Wahwassuck, Board Member
Kickapoo in Kansas Secretarial Election Board



PJ McKinney, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

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Amendment C

Under a Secretarial election authorized by Daniel Deerinwater, Regional Director, on December 5, 2016 the attached Amendments A-G to the Constitution and By-Laws of the Kickapoo Tribe in Kansas was submitted to the registered voters of the Kickapoo Tribe in Kansas and on December 5, 2016, duly and was adopted/rejected by a vote of 97 for and 75 against, with 4 cast ballots found spoiled in an election which at least thirty percent (30%) of the _____ registered voters cast their ballots in accordance with Article VII of the Constitution of the Kickapoo Tribe in Kansas and the Indian Reorganization Act of June 18, 1934, 48 Stat. 984, as amended.

Andrea Phillips, Chairperson
Kickapoo Tribe in Kansas Secretarial Election Board

Carla Cavin, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

Sherry Lovin, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

Bernadette Thomas, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

Tammy Wahwassuck, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

Tina Wahwassuck, Board Member
Kickapoo in Kansas Secretarial Election Board

PJ McKinney, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

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Amendment D

Under a Secretarial election authorized by Daniel Deerinwater, Regional Director, on December 5, 2016 the attached Amendments A-G to the Constitution and By-Laws of the Kickapoo Tribe in Kansas was submitted to the registered voters of the Kickapoo Tribe in Kansas and on December 5, 2016, duly and was adopted/rejected by a vote of 138 for and 31 against, with 6 cast ballots found spoiled in an election which at least thirty percent (30%) of the _____ registered voters cast their ballots in accordance with Article VII of the Constitution of the Kickapoo Tribe in Kansas and the Indian Reorganization Act of June 18, 1934, 48 Stat. 984, as amended.

Andrea Phillips, Chairperson
Kickapoo Tribe in Kansas Secretarial Election Board

Carla Cavin, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

Sherry Lovin, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

Bernadette Thomas, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

Tammy Wahwassuck, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

Tina Wahwassuck, Board Member
Kickapoo in Kansas Secretarial Election Board

PJ McKinney, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

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December 5, 2016

Amendment E

Under a Secretarial election authorized by Daniel Deerinwater, Regional Director, on December 5, 2016 the attached Amendments A-G to the Constitution and By-Laws of the Kickapoo Tribe in Kansas was submitted to the registered voters of the Kickapoo Tribe in Kansas and on December 5, 2016, duly and was adopted/rejected by a vote of 141 for and 27 against, with 11 cast ballots found spoiled in an election which at least thirty percent (30%) of the _____ registered voters cast their ballots in accordance with Article VII of the Constitution of the Kickapoo Tribe in Kansas and the Indian Reorganization Act of June 18, 1934, 48 Stat. 984, as amended.

Andrea Phillips

Andrea Phillips, Chairperson
 Kickapoo Tribe in Kansas Secretarial Election Board

Carla Gavin

Carla Gavin, Board Member
 Kickapoo Tribe in Kansas Secretarial Election Board

Sherry Lovin

Sherry Lovin, Board Member
 Kickapoo Tribe in Kansas Secretarial Election Board

Bernadette Thomas

Bernadette Thomas, Board Member
 Kickapoo Tribe in Kansas Secretarial Election Board

Tammy Wahwassuck

Tammy Wahwassuck, Board Member
 Kickapoo Tribe in Kansas Secretarial Election Board

Tina Wahwassuck

Tina Wahwassuck, Board Member
 Kickapoo in Kansas Secretarial Election Board

PJ McKinney

PJ McKinney, Board Member
 Kickapoo Tribe in Kansas Secretarial Election Board

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Amendment F

Under a Secretarial election authorized by Daniel Deerinwater, Regional Director, on December 5, 2016 the attached Amendments A-G to the Constitution and By-Laws of the Kickapoo Tribe in Kansas was submitted to the registered voters of the Kickapoo Tribe in Kansas and on December 5, 2016, duly and was adopted/rejected by a vote of 128 for and 41 against, with 5 cast ballots found spoiled in an election which at least thirty percent (30%) of the _____ registered voters cast their ballots in accordance with Article VII of the Constitution of the Kickapoo Tribe in Kansas and the Indian Reorganization Act of June 18, 1934, 48 Stat. 984, as amended.

Andrea Phillips, Chairperson
Kickapoo Tribe in Kansas Secretarial Election Board

Carla Gavin, Board Member
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Amendment G

Under a Secretarial election authorized by Daniel Deerinwater, Regional Director, on December 5, 2016 the attached Amendments A-G to the Constitution and By-Laws of the Kickapoo Tribe in Kansas was submitted to the registered voters of the Kickapoo Tribe in Kansas and on December 5, 2016, duly and was adopted/rejected by a vote of 144 for and 25 against, with 5 cast ballots found spoiled in an election which at least thirty percent (30%) of the _____ registered voters cast their ballots in accordance with Article VII of the Constitution of the Kickapoo Tribe in Kansas and the Indian Reorganization Act of June 18, 1934, 48 Stat. 984, as amended.

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Kickapoo Tribe in Kansas Secretarial Election Board

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Amendment H

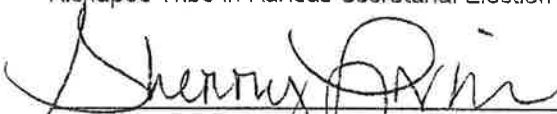
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Andrea Phillips, Chairperson
Kickapoo Tribe in Kansas Secretarial Election Board



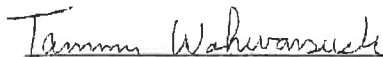
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Tina Wahwassuck, Board Member
Kickapoo in Kansas Secretarial Election Board



PJ McKinney, Board Member
Kickapoo Tribe in Kansas Secretarial Election Board

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