Amendment XVII

Section 3 of ARTICLE IV - NOMINATIONS AND ELECTIONS, shall be amended to read as follows:

ARTICLE IV - NOMINATIONS AND ELECTIONS

Section 3, Elections. Primary elections for all vacancies shall be held annually on November 24th. General elections for all vacancies shall be held annually on December 24th. The “Oath of Office” for newly elected council members shall be administered annually on December 25th.
I, Merle Zunigha, Acting Regional Director, Western Regional Office, Bureau of Indian Affairs, by virtue of the authority delegated to the Assistant Secretary–Indian Affairs by the Act of June 18, 1934 (48 Stat. 984), as amended, and delegated to me, do hereby approve the foregoing Amendment XVII to the Constitution and Bylaws of the Havasupai Tribe of Arizona; provided that nothing in this approval shall be construed as authorizing any action under the Constitution and Bylaws that would be contrary to Federal law.

Date: NOV 2 2005
Amendment to the Constitution and Bylaws of the Havasupai Tribe

Amendment XVIII

Section 2 of ARTICLE III – GOVERNING BODY, shall be amended to read as follows:

ARTICLE III – GOVERNING BODY

Section 2. Term of Office. The term of office for each council member including the Chairman and the Vice-Chairman shall be two (2) years, and such council member terms shall be staggered with four (4) council members elected one year and three council members elected the next year.
I, Merle Zunigha, Acting Regional Director, Western Regional Office, Bureau of Indian Affairs, by virtue of the authority delegated to the Assistant Secretary—Indian Affairs by the Act of June 18, 1934 (48 Stat. 984), as amended, and delegated to me, do hereby approve the foregoing Amendment XVIII to the Constitution and Bylaws of the Havasupai Tribe of Arizona; provided that nothing in this approval shall be construed as authorizing any action under the Constitution and Bylaws that would be contrary to Federal law.

Date: NOV 2 2005
Amendment XIX

Section 3 of ARTICLE III - GOVERNING BODY, shall be amended to read as follows:

ARTICLE III - GOVERNING BODY

Section 3. Voters Elect the Chairman, Vice-Chairman, and Council Members.

(a) The candidates who receive the two highest numbers of votes for each available position in the primary election shall be placed on the ballot in the general election. The candidates who receive the highest number of votes in the general election for each available position shall be declared the winners. A person shall hold no more than one position on the Tribal Council.

(b) In the case of a tie in any general election a runoff election shall be held on December 25th. All voters shall be entitled to vote in a runoff election, provided that no absentee voting shall be permitted in a runoff election.

(c) For the purposes of the first election following the effective date of this amendment, the positions of Chairman, Vice-Chairman, and two Council Members shall be declared vacant.
APPROVAL

I, Merle Zunigha, Acting Regional Director, Western Regional Office, Bureau of Indian Affairs, by virtue of the authority delegated to the Assistant Secretary-Indian Affairs by the Act of June 18, 1934 (48 Stat. 984), as amended, and delegated to me, do hereby approve the foregoing Amendment XIX to the Constitution and Bylaws of the Havasupai Tribe of Arizona; provided that nothing in this approval shall be construed as authorizing any action under the Constitution and Bylaws that would be contrary to Federal law.

[Signature]

Acting Regional Director, Western Regional Office
Bureau of Indian Affairs

Date: NOV 2, 2005
Amendment to the Constitution and Bylaws of the Havasupai Tribe

Amendment XXI

Section 1 of ARTICLE XI - SOVEREIGN IMMUNITY, shall be added as a new section, which reads as follows:

ARTICLE XI - SOVEREIGN IMMUNITY

Section 1. The Havasupai Tribe and its officers shall possess inherent sovereign immunity from suit except when expressly waived by the Council by law or when necessary to uphold rights or enforce obligations arising under this Constitution in suits for non-monetary equitable relief against officials or executive actions of the Tribe.
I, Merle Zunigha, Acting Regional Director, Western Regional Office, Bureau of Indian Affairs, by virtue of the authority delegated to the Assistant Secretary-Indian Affairs by the Act of June 18, 1934 (48 Stat. 984), as amended, and delegated to me, do hereby approve the foregoing Amendment XXI to the Constitution and Bylaws of the Havasupai Tribe of Arizona; provided that nothing in this approval shall be construed as authorizing any action under the Constitution and Bylaws that would be contrary to Federal law.

Date: NOV 2 2005
Amendment XXI

Section 1 of ARTICLE XI - SOVEREIGN IMMUNITY, shall be added as a new section, which reads as follows:

ARTICLE XI - SOVEREIGN IMMUNITY

Section 1. The Havasupai Tribe and its officers shall possess inherent sovereign immunity from suit except when expressly waived by the Council by law or when necessary to uphold rights or enforce obligations arising under this Constitution in suits for non-monetary equitable relief against officials or executive actions of the Tribe.
I, Merle Zunigha, Acting Regional Director, Western Regional Office, Bureau of Indian Affairs, by virtue of the authority delegated to the Assistant Secretary–Indian Affairs by the Act of June 18, 1934 (48 Stat. 984), as amended, and delegated to me, do hereby approve the foregoing Amendment XXI to the Constitution and Bylaws of the Havasupai Tribe of Arizona; provided that nothing in this approval shall be construed as authorizing any action under the Constitution and Bylaws that would be contrary to Federal law.

Date: NOV 2 2005

Acting Regional Director, Western Regional Office
Bureau of Indian Affairs
Amendment

to the
Constitution and Bylaws
of the
Havasupai Tribe

Amendment XXII

Section 1 of ARTICLE XIII - AMENDMENTS, shall be amended to add a new section, which reads as follows:

ARTICLE XIII - AMENDMENTS

Section 1. Amendments

(a) The Constitution may be amended by a majority of the voters who cast a ballot in a special election, provided that at least thirty percent (30%) of the voters entitled to vote shall cast a vote in the special election, but no amendment shall become effective until approved by operation law.

(b) A special election to amend the Constitution shall be held at the request of the Tribal Council or upon receipt of a petition signed by at least thirty percent (30%) of the voters of the Tribe.
I, Merle Zunigha, Acting Regional Director, Western Regional Office, Bureau of Indian Affairs, by virtue of the authority delegated to the Assistant Secretary—Indian Affairs by the Act of June 18, 1934 (48 Stat. 984), as amended, and delegated to me, do hereby approve the foregoing Amendment XXII to the Constitution and Bylaws of the Havasupai Tribe of Arizona; provided that nothing in this approval shall be construed as authorizing any action under the Constitution and Bylaws that would be contrary to Federal law.

[Signature]

Acting Regional Director, Western Regional Office
Bureau of Indian Affairs

Date: NOV 2 2005