#### TITLE 1 COURT RULES

(As redesignated July 1, 1989)

## ARTICLE 1 PRELIMINARY PROVISIONS

1-100	Authorization.	1-108	Juvenile jurisdiction.
1-101	Definitions.	1-109	Law to be applied.
1-102	Territorial jurisdiction.	1-110	Exclusive jurisdiction.
1-103	Criminal jurisdiction.	1-111	Constitutional authority.
1-104	Personal jurisdiction.	1-112	Name of Code.
1-105	Jurisdiction over property.	1-113	Prior inconsistent ordinances repealed.
1-106	General subject matter jurisdiction-	1-114	Amendment of Code.
	limitations.		
1-107	Civil jurisdiction.		

#### TITLE 1 ARTICLE 2

#### ESTABLISHMENT OF COURTS

Judges and other Court Personnel

1-201	Trial Court established.	1-226	Notice of orders or judgments.
1-202	Court of appeals. Appeal of right.	1-227	Books and records kept by the clerk and
1-203	Tribal Court judges.		entries therein.
1-204	Minimum qualifications of Judge of the	1-228	Stenographic report or transcript as
	Tribal Court.		evidence.
1-204.	1 Change in qualifications.	1-229	Judgment docket.
1-205	Manner of selection of Tribal Judges.	1-230	Execution docket.
1-206	Term of office.	1-231	Clerk may collect judgment and costs.
1-207	Compensation of judges.	1-232	Clerk to issue writs and orders.
1-208	Oath of office.	1-233	Clerk to file and preserve papers.
1-209	Duties and powers of judges.	1-234	Each case to be kept separate.
1-210	Disqualifications of judges.	1-235	Endorsements.
1-211	Removal of judges.	1-236	Entry on return of summons.
1-212	Decisions.	1-237	Material for record.
1-213	Records.	1-238	Memorializing record.
1-214	Files.	1-239	Clerk to keep Court records, books, and
1-215	Motion day.		papers, statistical and other information.
1-216	Court clerk establishment.	1-240	Applicable to all Courts within Tribe's
1-217	Clerk as department director.		jurisdiction.
1-218	Powers and duties.	1-241	Bonds.
1-219	Oath of clerks.	1-242	Probation and parole officers.
1-220	Seal.	1-243	Creation of prosecutor's office.
1-221	Certification of true copies.	1-244	Functions of the prosecutor(s).
1-222	Clerk to serve Tribal and all other Courts.	1-245	Creation of defender's office.
1-223	Courts always open.	1-246	Functions of the defender(s).
1-224	Trials and hearing—orders in chambers.		
1-225	Clerk's office and orders of the clerk.		

#### TITLE 1 ARTICLE 3

#### WINNEBAGO SUPREME COURT RULES OF APPELLATE PROCEDURE APPLICABILITY OF RULES

Rule 1	Scope of rules.	Rule 24	Proceedings in forma pauperis.
Rule 2	Suspension of rules.	Rule 25	Filing and service.
Rule 3	Appeal as of right—how taken.	Rule 26	Computation and extension of time.
Rule 4	Appeal as of right—when taken.	Rule 27	Motion.
Rule 5	Reserved for provisions relating to	Rule 28	Briefs.
	interlocutory appeals in civil actions.	Rule 29	Brief of an amicus curiae.
Rule 6	Reserved for provisions relating to	Rule 30	Appendix to the briefs.
	interlocutory appeals in criminal actions.	Rule 31	Filing and service of briefs.
Rule 7	Bond for costs on appeal in civil cases.	Rule 32	Form of briefs, the appendix, and
Rule 8	Stay or injunction pending appeal.		other papers.
Rule 9	Release in criminal cases.	Rule 33	Prehearing conference.
Rule 10	The record on appeal.	Rule 34	Oral argument.
Rule 11	Transmission of record.	Rule 35	Determination of causes by the
Rule 12	Docketing the appeal; filing the record.		court en banc.
Rule 13	Reserved.	Rule 36	Entry of judgment.
Rule 14	Reserved.	Rule 37	Interest on judgments.
Rule 15	Reserved.	Rule 38	Damages for delay.
Rule 16	Reserved.	Rule 39	Costs.
Rule 17	Reserved.	Rule 40	Petition for rehearing.
Rule 18	Reserved.	Rule 41	Issuance of mandate.
Rule 19	Reserved.	Rule 42	Voluntary dismissal
Rule 20	Reserved.	Rule 43	Substitution of parties.
Rule 21	Writs.	Rule 44	Cases involving constitutional or
Rule 22	Habeas corpus proceedings.		Indian civil rights act question where
Rule 23	Custody of prisoners in habeas corpus proceedings.		the Winnebago Tribe is not a party.
	proceedings.		

## TITLE 1 ARTICLE 4 COUNSELORS AND PROFESSIONAL ATTORNEYS

Lay counsel.	1-404	Disbarment and discipline.
Right to be represented by an attorney.	1-405	Standards of conduct and obligations for
Eligibility for admission.		attorneys and lay counsel.
Procedure for admission.	1-406	Oath of attorneys and lay counselors.
	Right to be represented by an attorney. Eligibility for admission.	Right to be represented by an attorney. 1-405 Eligibility for admission.

#### TITLE 1 ARTICLE 5 CONTEMPTS

1-500	Acts or failures to act which contribute	1-502	Criminal contempt.
	contempt of Court.	1-503	Contempt procedure.

1-501 Civil contempt.

#### TITLE 1 ARTICLE 6 SELECTION OF JURORS

1-600	Eligibility for jury selection.	1-603	Power to excuse jurors.
1-601	Jury lists.	1-604	Compensation to jurors.

1-602 Jury panel selection procedures.

#### TITLE 1 ARTICLE 7 JUDICIAL CONDUCT

1-700	Adoption of Code of Judicial Conduct.	1-705	Canon 5.
1-701	Canon 1.	1-706	Canon 6.
1-702	Canon 2.	1-707	Canon 7.
1-703	Canon 3.	1-708	Compliance with Code of Judicial Conduct.
1-704	Canon 4.		-

#### TITLE 1 ARTICLE 8 BONDS AND SURETIES

1-800	Justification of surety.	1-804	False valuation—penalty.
1-801	Qualifications of surety.	1-805	Action by Tribe or Tribal department—no
1-802	Real estate mortgage as bond.		bond required.
1-803	Valuation of real estate.	1-806	Appearance bond—enforcement.

#### TITLE 1 ARTICLE 9 MISCELLANEOUS

1-900	Deputy may perform official duties.	1-912	Repealed by TCR 93-85.
1-901	Affirmation.	1-913	Copies of laws.
1-902	Publication in "patent insides."	1-914	Cooperation by federal employees.
1-903	Action on official bond.	1-915	Effect of prior decisions of the Court.
1-904	May be several actions on same security.	1-916	Judicial review of legislative and executive
1-905	Immaterial errors to be disregarded.		actions.
1-906	Payments into Court for minors and	1-917	Action when no procedure provided.
	incompetents.	1-918	Adoption by reference not a waiver of
1-907	Conserving moneys obtained for minors		sovereign power of the Tribe.
	or incompetent persons.	1-919	Actions by or against Tribe or its officers.
1-908	Sharing of judicial officers.	1-920	Actions by or against Tribe or its officers
1-909	Sharing of other judicial personnel.		or employees.
1-910	Sharing of material resources.	1-921	Principles of construction.
1-911	Sharing of financial resources.		_
	-		

## TITLE 1 ARTICLE 10 OFFICE OF THE GENERAL COUNSEL

1-1000	Office established.	1-1003	Engagement of outside legal counsel.
1-1001	Duties.	1-1004	Title of Attorney General.
1-1002	Delegation of duties.		

#### TITLE 1 ARTICLE 11 TRADITIONAL WELLNESS COURT (Amended August 29, 2011)

1-1101	Construction.	1-1109	Powers and duties of Traditional Wellness
1-1102	Purpose.		Court Panel Members.
1-1103	Traditional Wellness Court established.	1-1110	Powers and duties of the Traditional
1-1104	Personal and subject matter jurisdiction.		Wellness Court Coordinator.
1-1105	Appointment of Wellness Court Panel	1-1111	Intake process.
	Members.	1-1112	Procedures.
1-1106	Referral process.	1-1113	Records and confidentiality.
1-1107	Reports to Tribal Court.	1-1114	Completion of Proceedings.
1-1108	Nature of cases to be decided by the	1-1115	Destruction of Records.
	Traditional Wellness Court.	1-1116	Appeals.

#### TITLE 1A WINNEBAGO RULES OF EVIDENCE

As amended March 1, 1993. (Redesignated February 24, 1994)

#### ARTICLE 1A GENERAL PROVISIONS

Rule 1A-101 Rule 1A-102 Rule 1A-103 Rule 1A-104	Scope. Purpose and construction. Rulings on evidence. Preliminary questions.	Rule 1A-105 Rule 1A-106	Limited admissibility. Remainder of or related writings or recorded statements.		
	ARTI	E 1A CLE 2 L NOTICE			
Rule 1A-201	Judicial notice of adjudicative facts.				
	TITLE 1A ARTICLE 3 PRESUMPTIONS				
Rule 1A-301	Presumptions in general in civil actions and proceedings.	Rule 1A-302	Applicability of state law in civil actions and proceedings.		
		E 1A CLE 4 ND ITS LIMIT	S		
Rule 1A-401	Definition of relevant evidence.	Rule 1A-406	Habit; routine practice.		
Rule 1A-402	Relevant evidence generally	Rule 1A-407	Subsequent remedial measures.		
11010 111 102	admissible; irrelevant evidence inadmissible.	Rule 1A-408	Compromise and offers to compromise.		
Rule 1A-403	Exclusion of relevant evidence on grounds of prejudice, confusion, or	Rule 1A-409	Payment of medical and similar		
	waste of time.	Rule 1A-410	expenses. Inadmissibility of pleas, offers of		
Rule 1A-404	Character evidence: not admissible		pleas, and related statements.		
	to prove conduct; exceptions; other	Rule 1A-411	Liability Insurance.		
	crimes.	Rule 1A-412	Sex offenses cases: relevance of		
Rule 1A-405	Methods of proving character.		victim's past behavior.		
TITLE 1A ARTICLE 5 [RESERVED]					

#### TITLE 1A ARTICLE 6 WITNESSES (Revised March 9, 2011)

Rule 1A-601	General rule of competency.	Rule 1A-610	Religious beliefs or opinions.
Rule 1A-602	Lack of personal knowledge.	Rule 1A-611	Mode and order of interrogation
Rule 1A-603	Oath or affirmation.		and presentation.
Rule 1A-604	Interpreters.	Rule 1A-612	Writing used to refresh memory.
Rule 1A-605	Competency of judge as witness.	Rule 1A-613	Prior statements of witnesses.
Rule 1A-606	Competency of juror as witness.	Rule 1A-614	Calling and interrogation of
Rule 1A-607	Who may impeach.		witnesses by Court.
Rule 1A-608	Evidence of character and	Rule 1A-615	Exclusion of witnesses.
	conduct of witness.	Rule 1A-616	Patient/Client -
Rule 1A-609	Impeachment by evidence of conviction of crime.		Physician/Counselor Privilege.

#### TITLE 1A ARTICLE 7 OPINION AND EXPERT TESTIMONY

Rule 1A-701	Opinion testimony by lay	Rule 1A-704	Opinion on ultimate issue.
	witnesses.	Rule 1A-705	Disclosure of facts or data
Rule 1A-702	Testimony by experts.		underlying expert opinion.
Rule 1A-703	Bases of opinion testimony by	Rule 1A-706	Court appointed experts.
	experts.		

#### TITLE 1A ARTICLE 8 HEARSAY

Rule 1A-801	Definitions.	Rule 1A-805	Hearsay within hearsay.
Rule 1A-802	Hearsay rule.	Rule 1A-806	Attacking and supporting
Rule 1A-803	Hearsay exceptions; availability of		credibility of declarant.
	declarant immaterial.		
Rule 1A-804	Hearsay exceptions; declarant		
	unavailable.		

#### TITLE 1A ARTICLE 9 AUTHENTICATION AND IDENTIFICATION

Rule 1A-901	Requirement of authentication or	Rule 1A-903	Subscribing witness' testimony
	identification.		unnecessary.
Rule 1A-902	Self-authentication.		

#### TITLE 1A ARTICLE 10

#### CONTENTS OF WRITINGS, RECORDINGS AND PHOTOGRAPHS

c
of

#### TITLE 1A ARTICLE 11 MISCELLANEOUS RULES

Rule 1A-1101 Applicability of rules. Rule 1A-1103 Title.

Rule 1A-1102 Amendments.

#### TITLE 1B RULES OF CRIMINAL PROCEDURE (Redesignated February 24, 1994)

### ARTICLE 1 SCOPE, PURPOSE, AND CONSTRUCTION

Rule 1B-101 Scope, purpose and construction.

#### TITLE 1B ARTICLE 2 PRELIMINARY PROVISIONS

Rule 1B-201	Prosecution of offenses.	Rule 1B-203.1	Time computations.
Rule 1B-202	Rights of defendant.	Rule 1B-204	Extradition.
Rule 1B-203	Limitation of prosecution.		

#### TITLE 1B ARTICLE 3 PROCEEDINGS BEFORE TRIAL

Rule 1B-301	The complaint.	Rule 1B-308	Bail.
Rule 1B-302	Arrest warrant or summons to	Rule 1B-309	Joinder.
	appear: contents; service.	Rule 1B-310	Pleas.
Rule 1B-302.1	Service of arrest warrants and	Rule 1B-310.1	Withdrawing guilty plea.
	summons.	Rule 1B-310.2	Plea Bargaining.
Rule 1B-302.2	Citation instead of arrest.	Rule 1B-311	Pleading and motions before trial:
Rule 1B-303	Search and seizure.		defenses and objections.
Rule 1B-304	Arrest.	Rule 1B-312	Joinder of offenses.
Rule 1B-304.1	Arrest in hot pursuit.	Rule 1B-313	Discovery and inspection.
Rule 1B-304.2	Limitations on arrest in the home.	Rule 1B-314	Subpoena.
Rule 1B-304.3	Notification of rights.	Rule 1B-315	Dismissal.
Rule 1B-304.4	Telephone calls.		
Rule 1B-305	Arraignment.		
Rule 1B-306	Pre-trial divers.		
Rule 1B-307	Commitments.		

#### TITLE 1B ARTICLE 4 TRIAL

Rule 1B-401	Trial by jury or by the Court.	Rule 1B-408	Motion for judgment of acquittal;
Rule 1B-402	Trial jurors.		directed verdict.
Rule 1B-403	Order of trial.	Rule 1B-409	Instructions.
Rule 1B-404	Trial by judicial panel.	Rule 1B-410	Verdict.
Rule 1B-405	Judge disability.	Rule 1B-411	Regulation of conduct in the
Rule 1B-406	Evidence.		Courtroom.
Rule 1B-407	Expert witnesses and interpreters.	Rule 1B-412	Harmless error and plain error.
			_

#### TITLE 1B ARTICLE 5 JUDGMENT

(As revised February 19, 2014)

Rule 1B-501	Judgment.	Rule 1B-505	Arrest of judgment.
Rule 1B-502	Sentence.	Rule 1B-506	Correction or reduction of
Rule 1B-503	General sentencing provisions.		sentence.
Rule 1B-504	New trial.	Rule 1B-507	Clerical mistakes.

#### TITLE 1B ARTICLE 6 APPEAL

Rule 1B-601 Right of appeal; how taken. Rule 1B-602 Stay of judgment and relief pending review.

#### TITLE 1B ARTICLE 7 MISCELLANEOUS PROVISIONS

(As revised February 19, 2014)

Rule 1B-701	Continuance.	Rule 1B-707	Bail schedule for Class III
Rule 1B-702	Disbursement of money and		offenses.
	valuables collected.	Rule 1B-708	Diversion and probation costs.
Rule 1B-703	Habeas corpus.	Rule 1B-709	Sex offenders.
Rule 1B-704	Disposition of seized property.	Rule 1B-710	Additional findings for sex
Rule 1B-705	Designation of offenses.		offenses.
Rule 1B-706	Maximum fines and sentences,		
	payment schedules; credit.		

#### TITLE 1C ARTICLE 1 TRIBAL CHILD SUPPORT GUIDELINES

Rule 1C-101	Guidelines Adopted.	Rule 1C-114	Split Custody.
Rule 1C-102	Table.	Rule 1C-115	Joint Physical Custody.
Rule 1C-103	Purpose.	Rule 1C-116	Alimony.
Rule 1C-104	Temporary and Permanent Support.	Rule 1C-117	Child-Care Expenses.
Rule 1C-105	Rebuttable Presumption.	Rule 1C-118	Child(ren)'s Health Insurance
Rule 1C-106	Total Monthly Income.		and Nonreimbursed Health
Rule 1C-107	Deductions.		Care Expenses.
Rule 1C-108	Monthly Support.	Rule 1C-119	Modification.
Rule 1C-109	Parent's Monthly Share.	Rule 1C-120	Basic Subsistence Limitation.
Rule 1C-110	More Than One Child.	Rule 1C-121	Limitation on Increase.
Rule 1C-111	Minimum Support.	Rule 1C-122	Limitation on Decrease.
Rule 1C-112	Non-Cash Support.	Rule 1C-123	Maintenance and Review of
Rule 1C-113	Visitation or Parenting Time		Guidelines.
	Adjustments.		

#### TITLE 1D BANISHMENT AND EXCLUSION CODE

Adopted June 16, 2010 Redesignated June 21, 2010 Repealed July 5, 2016 [TCR 10-110; 10-112; 16-106]

#### TITLE 2 CIVIL PROCEDURE

(As redesignated February 24, 1994)

#### ARTICLE 1 GENERAL PROVISIONS

2-101	Scope of this Act.	2-107	Declaratory judgment.
2-102	Jurisdiction in civil actions.	2-108	Court costs not charged to Tribe.
2-103	Title of this Act.	2-109	Effect of previous Court decisions.
2-104	Force of the Tribal common law	2-110	C.F.R. not applicable.
2-105	Definitions.	2-111	Laws applicable to civil action.
2-106	No effect upon sovereign immunity.	2-112	Court action when no procedure provided.

# TITLE 2 ARTICLE 2 COMMENCEMENT OF ACTION; PLEADINGS, MOTIONS AND ORDERS

2-201	Commencement of action.	2-213	Final dismissal on failure to amend.
2-202	One form of action.	2-214	Counterclaim and cross-claim.
2-203	"Claim" defined.	2-215	Counterclaim: effect of the statute of
2-204	Notice of pendency of action.		limitations.
2-205	Notice of pendency contingent upon	2-216	Counterclaims against assigned claims.
	service.	2-217	Third-party practice.
2-206	Special notice for actions pending in other	2-218	Amended and supplemental pleadings.
	Courts.	2-219	Pre-trial procedure; formulating issues.
2-207	Pleadings allowed; form of motions.	2-220	Lost pleadings.
2-208	General rules of pleading.	2-221	Tenders of money or property.
2-209	Pleading special matters.	2-222	Dismissal of actions.
2-210	Form of pleadings, motions, and briefs.		
2-211	Signing of pleadings.		
2-212	Defenses and objections—when and how		
	presentedby pleadings or motions		
	motion for judgment on the pleadings.		

# TITLE 2 ARTICLE 3 PROCESS, SUMMONS, FILING OF PLEADINGS AND OTHER PAPERS

2-301	Issuance of summons.	2-316	Service pursuant to Court order.
2-302	Form of summons.	2-317	Summons and complaint; person to be
2-303	Who may serve process personally.		served.
2-304	Service of process by mail.	2-317.1	Effect of service of some of several
2-305	Service by publication.		defendants.
2-306	Publication service upon parties and the	2-318	Service upon party not inhabitant of or
	unknown successors of named parties.		found within the territorial limits of the
2-307	Publication notice for recovery of money.		reservation.
2-308	Publication notice in quiet title actions.	2-319	Territorial limits of effective service.
2-309	Completion of publication service.	2-320	Return of service of process.
2-310	Entry of default on party served by	2-321	Alternative provisions for service in a
	publication.		foreign country.
2-311	Vacating default judgments where service	2-322	Subpoena.
	is by publication.	2-330	Summons; time limit for service.
2-312	Certain technical errors not grounds for	2-331	Service and filing of pleadings and other
	vacating judgment.		papers.
2-313	Meaning of "successors" for publication	2-340	Time.
	purposes.	2-341	General cases in which extraterritorial
2-314	Minimum contacts required for effective		service authorized.
	long arm service.	2-342	Legal newspaper.
2-315	Consent is effective substitute for service.		
	TIT	LE 2	
	ARTI	CLE 4	
	PAR	TIES	
2-401	Parties plaintiff and defendant: capacity.	2-406	Interpleader.
2-402	Joinder of claims, remedies, and actions.	2-407	Class actions.
2-403	Joinder of persons needed for just	2-408	Derivative actions by shareholders and
	adjudication.		members.
2-404	Permissive joinder of parties.	2-409	Intervention.
2-405	Misjoinder and non-joinder of parties.	2-410	Substitution of parties.
	3 1		

## TITLE 2 ARTICLE 5 DEPOSITIONS AND DISCOVERY

2-501 2-502 2-503 2-504	General provisions governing discovery. Depositions before action or pending appeal. Persons before whom depositions may be taken. Stipulations regarding discovery	2-508 2-509 2-510	Production of documents and things and entry upon land for inspection and other purposes.
2-505	procedure.  Depositions upon oral examination.  Depositions upon written questions.  Use of depositions in Court proceedings.	2-511 2-512	Requests for admission.
	ART	TLE 2 TICLE 6 NESSES	
2-601 2-602 2-603 2-604 2-605 2-606 2-607 2-608 2-609	Issue and service of subpoena for witnesses. Subpoenascontents. Subpoena for deposition. Subpoena for agency hearings. Witness may demand feesexception. Disobedience of subpoena. Attachment of witness. Punishment for contempt. Discharge when imprisonment illegal.	2-610 2-611 2-612 2-613 2-614 2-615	, ,
TITLE 2 ARTICLE 6, WITNESSES SUBPART A TESTIMONY UNDER PRIVILEGE AGAINST PROSECUTION			
2-650 2-651 2-652 2-653	Privilege for committee testimony. Procedure for claiming privilege. Oaths. Penalties.	2-654 2-655 2-656	Disgrace as ground for refusal to testify. Prosecution. Fees and mileage.

#### TITLE 2 ARTICLE 7 JURORS

2-701	Meeting for selection of jurors.	2-711	On-call system jurors.
2-702	Court clerk's jury selection roll.	2-712	Drawing trial jurors from panel.
2-703	Preparation of jury wheel.	2-713	Qualifications and exemptions of jurors.
2-704	Drawing general jury panel.	2-714	Substantial compliance.
2-705	Use of a jury panel.	2-715	Oath to jury.
2-706	Certifying and sealing lists.	2-721	Discharge of employee for jury service
2-707	Oath and delivery of envelopes.		penalty.
2-708	Sealing and retaining juror name cards.	2-722	Civil liabilitydamages.
2-709	Refilling wheel.		
2-710	Summoning jurors.		
1			
		TITLE 2	
	A	ARTICLE 8	
		TRIAL	
2 001	m:116:11	2 004	m: 11
2-801	Trial defined.	2-804	Trial by jury or by the Court.
2-802	Trial of issues.	2-805	Assignment of cases for trial.
2-803	Jury trial of right.	2-806	Consolidation; separate trials.
		TITLE 2	

#### TITLE 2 ARTICLE 8, TRIAL SUBPART A IMPANELING JURY

2-821	Summoning jury.	2-826	Challenges to jurors – filling vacancies.
2-822	Causes for challenging jurors.	2-827	Alternate method of selecting jury.
2-823	Examination of jurors.	2-828	Oath of jury.
2-824	Alternate jurors.	2-829	Juries of less than six-majority verdict.
2-825	Order of challenges.		

# TITLE 2 ARTICLE 8, TRIAL SUBPART B TRIAL PROCEDURES

Order of trial.		2-839	Admonition of jury on separation.
Taking of testimony.			Information after retirement.
Exceptions unnecessary.		2-841	When the jury may be discharged.
Instructions to jury objection.		2-842	Re-trial.
Uniform jury instructions.		2-843	Proof of official record.
Objections to instructionscopies	to	2-844	Determination of foreign law.
parties.		2-845	Appointment and duties of masters.
View by jury.			
Deliberation of the jury.			
	Taking of testimony. Exceptions unnecessary. Instructions to jury objection. Uniform jury instructions. Objections to instructionscopies parties. View by jury.	Taking of testimony. Exceptions unnecessary. Instructions to jury objection. Uniform jury instructions. Objections to instructionscopies to parties. View by jury.	Taking of testimony. 2-840 Exceptions unnecessary. 2-841 Instructions to jury objection. 2-842 Uniform jury instructions. 2-843 Objections to instructionscopies to 2-844 parties. 2-845 View by jury.

#### TITLE 2 ARTICLE 8, TRIAL SUBPART C VERDICT

2-851	Findings by the Court.	2-855	Special verdict and interrogatories.
2-852	Delivery of verdict.	2-856	Jury must assess amount of recovery.
2-853	Requisites of verdicts.	2-857	Motions for a directed verdict and for
2-854	General and special verdict.		judgment notwithstanding the verdict.

# TITLE 2 ARTICLE 8, TRIAL SUBPART D MISCELLANEOUS TRIAL PROVISIONS

	Provisions applicable to trials by Court. Trial docket.		Time of trial. Continuances.
2-873	Trial docket for bar.	2-877	Trial by judicial panel.
2-874	Order of trial of cases docketed.	2-878	Bifurcated jury trials.

## TITLE 2 ARTICLE 9 PROVISIONAL AND FINAL REMEDIES AND SPECIAL PROCEEDINGS

2-901	Seizure of person or property.	2-905	Securityproceedings against sureties.
2-902	Receivers appointed by Tribal Courts.	2-906	Execution.
2-903	Deposit in Court.		
2-904	Process in behalf of and against persons		
	not parties.		

# TITLE 2 ARTICLE 9, PROVISIONAL AND FINAL REMEDIES AND SPECIAL PROCEEDINGS SUBPART A INJUNCTIONS

2-911	Injunction defined.	2-919	Security.
2-912	Cause for injunction—temporary	2-920	Use of affidavits.
	restraining order.	2-921	Injunction by defendant.
2-913	Temporary restraining order; notice;	2-922	Injunction is equitable.
	hearing; duration.	2-923	Modification of preliminary injunction.
2-914	Temporary restraining orderService.	2-924	Modification of permanent injunction.
2-915	Preliminary injunction.	2-925	Injunctions tried to the Court.
2-916	Preliminary injunctioncriteria.	2-926	Enforcement of restraining orders and
2-917	Form and scope of injunction or restraining		injunctions.
	order.		
2-918	Employer and employee; interpleader;		
	constitutional cases.		

# TITLE 2 ARTICLE 9, PROVISIONAL AND FINAL REMEDIES AND SPECIAL PROCEEDINGS SUBPART B REPLEVIN

2-931	Order of deliveryprocedure.	2-939	Exception to sureties.
2-932	Penalty for damage of property subject to	2-940	Proceedings on failure to prosecute action.
	order of delivery.	2-941	Judgmentdamagesattorney fees.
2-933	Undertaking in replevin.	2-942	Officer may break into building.
2-934	Replevin bondvalue.	2-943	Compelling delivery by attachment.
2-935	Order of delivery.	2-944	Improper issue of order of delivery.
2-936	Order returnable.	2-945	Joinder of cause of action for debtstay of
2-937	Execution or order.		judgment.
2-938	Re-delivery on bond.		

#### TITLE 2

#### ARTICLE 9, PROVISIONAL AND FINAL REMEDIES AND SPECIAL PROCEEDINGS SUBPART C **ATTACHMENT**

<ul> <li>2-951 Grounds for attachment.</li> <li>2-952 Attachment affidavit.</li> <li>2-953 Attachment bonds.</li> <li>2-954 Order of attachment.</li> <li>2-955 When returnable.</li> </ul>	<ul> <li>2-956 Order of execution.</li> <li>2-957 Execution of attachment order.</li> <li>2-958 Service of order.</li> <li>2-959 Re-delivery on bond.</li> </ul>
---	--

#### TITLE 2

#### ARTICLE 9, PROVISIONAL AND FINAL REMEDIES AND SPECIAL PROCEEDINGS SUBPART D **GARNISHMENT**

(As adopted November 17, 2010)

2-961	Garnishment in aid of execution; when	2-964 Answer; interrogatories; response;
	issued; procedure; court order; continuing	objections; contempt; hearing.
	lien; when invalid.	2-965 Exemptions from garnishment.
2-962	Priority of garnishments and liens	

2-962 Priority of garnishments and liens.

2-963 Service upon garnishee; notice; hearing.

#### TITLE 2

#### ARTICLE 9, PROVISIONAL AND FINAL REMEDIES AND SPECIAL PROCEEDINGS SUBPART E PROVISIONS RELATING TO ATTACHMENT AND GARNISHMENT

(Reserved)

#### TITLE 2

#### ARTICLE 9, PROVISIONAL AND FINAL REMEDIES AND SPECIAL PROCEEDINGS SUBPART F **RECEIVERS**

2-992.1	Appointment of receiver.	2-992.6	Disposition of property litigated.
2-992.2	Persons ineligible.	2-992.7	Punishment for disobedience of Court.
2-992.3	Oath and bond.	2-992.8	Vacation of appointment by appellate
2-992.4	Powers of receiver.		Court.
2-992.5	Investment of funds.		

#### TITLE 2

## ARTICLE 9, PROVISIONAL AND FINAL REMEDIES AND SPECIAL PROCEEDINGS SUBPART G EMINENT DOMAIN

2-993.1	Who may exercise authority.	2-993.6	Appearance or answer.
2-993.2	What property may be condemned by	2-993.7	Amendment of pleadings.
	eminent domain.	2-993.8	Substitution of parties.
2-993.3	Condemnation of property.	2-993.9	Dismissal of action.
2-993.4	Complaint.	2-993.10	Deposit and its distribution.
2-993.5	Process in eminent domain.	2-993.11	Costs.

#### TITLE 2 ARTICLE 10 JUDGMENT

2-1001	Judgment; costs.	2-1013	Reserved.
2-1002	Default.	2-1014	Judgment against infant.
2-1003	Offer of judgment.	2-1015	Judgments as liens.
2-1004	Judgment for specific actsvesting title.	2-1016	Discharge of money judgment liens.
2-1005	Summary judgment.	2-1017	Additional case deposits.
2-1006	Declaratory judgment.	2-1018	Reversal by appellate Court.
2-1007	Entry of judgment.	2-1019	Interest on money judgments.
2-1008	New trials; amendments of judgments.	2-1020	Exempt property.
2-1009	Relief from judgment or order.	2-1020.1	Payment of judgments from individual
2-1010	Harmless error.		Indian moneys.
2-1011	Stay of proceedings to enforce a		
	judgment.		
2-1012	Disability of a judge.		

# TITLE 2 ARTICLE 10, JUDGMENT SUBPART A FOREIGN JUDGMENTS

2-1021	Definition.	2-1025	Stay of execution of foreign judgment.
2-1022	Filing and status of foreign judgments.	2-1026	Fees.
2-1023	Grounds for non-recognition.	2-1027	Optional procedure.
2-1024	Notice of filing.		

# TITLE 2 ARTICLE 10, JUDGMENT SUBPART B EXECUTION

2 1021		2 40 70	
2-1031	Executiondefined.	2-1050	Notice of sale of realty.
2-1032	Kinds of executions.	2-1051	Confirmation of sale.
2-1033	Property subject to levy.	2-1052	Police chief's deed.
2-1034	Property bound after seizure.	2-1053	Advance of printer's fees.
2-1035	Execution must be issued within five	2-1054	Demand for printing fees.
_ 1000	years.	2-1055	Place of sale.
2-1036	Priority among property.	2-1056	
2-1037	Priority among executions.	2-1057	Levy on realty under several executions.
2-1038	Levy by priority.	2-1058	Deed by successor of officer making
2-1039	Who makes levy.		sale.
2-1040	When levy void.	2-1059	Payment to defendant of overplus after
2-1041	Penalty for unlawful levy.		sale.
2-1042	Levy on property claimed by third	2-1060	Reversal of judgment after sale of
	person.		interest in land.
2-1043	Re-delivery to defendant.	2-1061	Execution of judgment in favor of Tribe.
2-1044	Notice of sale of chattels.	2-1062	Reappraisal where realty twice
2-1045	Further levy when property taken,		advertised for sale.
	insufficient.	2-1063	Return of execution.
2-1046	Filing and indexing of execution.	2-1064	Principal and surety.
2-1047	Waiver of appraisement.	2-1065	Hearing on assets.
2-1048	Return of appraisement.		
2-1049	When lien restricted.		

#### TITLE 2 ARTICLE 10, JUDGMENT SUBPART C CONTRIBUTION

2-1071 Joint debtors or sureties.

2-1072 Joint tort-feasor; contribution; indemnity; exemptions; covenant not to sue, etc.

# TITLE 2 ARTICLE 10, JUDGMENT SUBPART D COSTS

	Affidavit in forma pauperis.		Several actions on joint instruments.
2-1082	False swearing in such case.	2-1088	Clerk to tax costs.
2-1083	Costs where defendants disclaim.	2-1089	Cost of notice or other legal publication.
2-1084	Certain costs taxed at discretion of Court.	2-1090	Attorney fees taxable as costs.
2-1085	Costs to successful party as matter of	2-1091	Costs defined.
	course.	2-1092	Authority of Court to fix cost rates.
2-1086	Costs in other cases.		

#### TITLE 2 ARTICLE 11 LIMITATION OF ACTIONS

2-1101	Limitations applicable.	2-1106	Absence or flight of defendant.
	Limitation of real actions.		Limitation of new action after failure.
2-1103	Persons under disability in real property	2-1108	Extension of limitation.
	actions.	2-1109	Statutory bar absolute.
2-1104	Limitation of other actions.	2-1110	Law governing foreign claims.
2-1105	Persons under disability in actions other	2-1111	Limitation of building construction tort
	than real property actions.		claims.

#### TITLE 2 ARTICLE 12 FAMILY RELATIONS

2-1201	Recording of marriages and divorces.	2-1204	Determination of paternity and support.
2-1202	Tribal custom marriage and divorce.	2-1205	Determination of heirs.
2-1203	Tribal custom adoption.	2-1206	Approval of wills.

# TITLE 2 ARTICLE 12, FAMILY RELATIONS SUBPART A STATUTORY DIVORCE

2-1211	Grounds for divorce.	2-1223	Remarriage and cohabitation.
2-1212	Residence of plaintiff or defendant.	2-1224	Punishment for certain remarriage and
2-1213	Personal jurisdiction.		cohabitation.
2-1214	Custody of children, disposition of	2-1225	Remarriage within six months.
	property.	2-1226	Time when judgment final.
2-1215	Orders concerning property, children,	2-1227	Avoidance of marriage of incompetents.
	support and expenses.	2-1228	Alimony without divorce.
2-1216	Care and custody of children.	2-1229	Evidence.
2-1217	Preference of child.	2-1230	Setting aside of divorce decrees.
2-1218	Paternity determination.	2-1231	Termination of money payments.
2-1219	Interest on delinquent payments.	2-1232	Mailing of alimony and support
2-1220	Restoration of wife's maiden name.		payments.
2-1221	Disposition of property.	2-1233	Modification of decree.
2-1222	Effect of divorce.	2-1234	Effect on common law divorce.
		2-1235	Requirement of parenting education.

#### TITLE 2 ARTICLE 13 FORCIBLE ENTRY AND DETAINER

2-1301	Forcible entry and detention.	2-1309	Procedure where no jury available.
2-1302	Powers of Court.	2-1310	Attorney fee.
2-1303	Extent of jurisdiction.	2-1311	Writ of execution; form; new trial.
2-1304	Issuance and return of summons.	2-1312	Stay of execution.
2-1305	Service of summons.	2-1313	Forcible entry and detainer action on
2-1306	Constructive service of summons.		small claims docket.
2-1307	Answer or affidavit by defendant.	2-1314	Affidavit; form.
2-1308	Trial by Court.	2-1315	Summons; form.

#### TITLE 2 ARTICLE 14 HABEAS CORPUS

2-1402 2-1403 2-1404 2-1405 2-1406 2-1407 2-1408 2-1409 2-1410 2-1411	Persons who may prosecute writ. Application for writ. Writ granted. Direction and command of writ. Delivery to Tribal police chief. Service on party other than Tribal police chief. Service when person not found. Return and enforcement of writ. Manner of return. Proceedings in case of sickness or infirmity. Hearings and discharge. Limits on inquiry.	2-1413 2-1414 2-1415 2-1416 2-1417 2-1418 2-1420 2-1421 2-1422 2-1423 2-1424 2-1425	Writ upon temporary commitment. Writ may issue to admit to bail. Notice to interested persons. Powers of Court. Officers not liable for obeying orders. Issuance of warrant of attachment. Arrest of party causing restraint. Execution of warrant of attachment. Temporary orders. Issuance and service on Sunday. Issue of process. Protection of infants and insane persons. Security for costs not required.	
TITLE 2 ARTICLE 15 MANDAMUS				
2-1502 2-1503 2-1504 2-1505	Function of mandamus. Writ not issued where remedy at law. Forms and contents of writs. When peremptory writ of issues. Petition upon affidavit. Allowance and service of writ.	2-1507 2-1508 2-1509 2-1510 2-1511 2-1512	Answer. Failure to answer. Similarity to civil action. Recovery by plaintiff. Damages bar further actions. Penalty for refusal or neglect to perform.	
TITLE 2 ARTICLE 16 QUO WARRANTO				
	Quo Warranto; relief obtainable by civil action. Grounds for action. Persons who may bring action. Judgment is contest of office.	2-1605 2-1606 2-1607 2-1608	Judgment for plaintiff. Enforcement of judgment. Separate action for damages. Corporation.	

#### TITLE 2 ARTICLE 17 SMALL CLAIMS PROCEDURE

2-1701	Small claims.	2-1710	Trial by Court.
2-1702	Small claims affidavit.	2-1711	Payment of judgment.
2-1703	Preparation of affidavit.	2-1712	Appeals.
2-1704	Service of affidavit.	2-1713	Fees.
2-1705	Date for appearance.	2-1714	Costs.
2-1706	Transfer of actions.	2-1715	Judgments rendered under small claims
2-1707	Counterclaim or setoff.		procedure.
2-1708	Actions for amounts exceeding excess of	2-1716	Fee for docketing judgment.
	two thousand dollars.	2-1717	Other action in small claims Court.
2-1709	Attachment or garnishment, other matters.		

#### TITLE 3 CRIMINAL CODE

(As redesignated June 1, 1989)

#### ARTICLE 1 GENERAL PROVISIONS

3-101	Name and citation.	3-109	Limitation.
3-102	Effective date.	3-110	Separate trials.
3-103	Purpose and construction.	3-111	Lesser included offenses.
3-104	No affect on civil liability.	3-112	Double jeopardy.
3-105	Exclusiveness of offenses.	3-113	Burden and presumption of innocence.
3-106	Severability.	3-114	Negating defenses.
3-107	Terms, defined.	3-115	Presumptions of fact.
3-108	Prosecution for multiple offenses.		

#### TITLE 3 ARTICLE 2

#### PRINCIPLES OF CRIMINAL RESPONSIBILITY

Acts and omissions to act. Culpability; general requirements.	3-214 3-215	Public duty; execution. Use of force; self-protection.
Causal relationship between conduct and result.	3-216 3-217	Use of force; protection of others persons. Use of force; protection of property.
Ignorance or mistake of fact.	3-218	Use of force; law enforcement.
Liability for conduct of another.	3-219	Use of force by person with special
Corporation and unincorporated associations.		responsibility for care, discipline or safety of others.
Intoxication.	3-220	Mistake of law; reckless or negligent use
Duress.		of force.
Consent.	3-221	Justification in property crimes.
Entrapment.	3-222	Justification an affirmative defense; civil
Mental disease or defect.		remedies unaffected.
Justification; terms defined.		
Justification; choice of evils.		
	Culpability; general requirements. Causal relationship between conduct and result. Ignorance or mistake of fact. Liability for conduct of another. Corporation and unincorporated associations. Intoxication. Duress. Consent. Entrapment. Mental disease or defect. Justification; terms defined.	Culpability; general requirements. Causal relationship between conduct and result.  Ignorance or mistake of fact. Liability for conduct of another. Corporation and unincorporated associations. Intoxication. Duress. Consent. Entrapment. Mental disease or defect. Justification; terms defined.

## TITLE 3 ARTICLE 3 CRIMES AGAINST PROPERTY

	- 44		~
3-301	Building defined.	3-328	1
3-302	Arson, first degree; penalty.		instrument; penalty.
3-303	Arson, second degree; penalty.	3-329	Criminal possession of forgery devices;
3-304	Arson, third degree; penalty.		penalty.
3-305	Burning to defraud insurer; penalty.	3-330	Criminal simulation; penalty.
3-306	Burglary; penalty.	3-331	Criminal impersonation; penalty.
3-307	Possession of burglary tools; penalty.	3-332	Issuing a bad check; penalty.
3-308	Breaking and entering; penalty.	3-333	False statement or book entry; destruction
3-309	Theft; terms defined.		or secretion of records; penalty;
3-310	Consolidation of theft offenses.		organization defined.
3-311	Theft by unlawful taking or disposition.	3-334	Commercial bribery and breach of duty to
3-312	Theft by shoplifting; penalty.		act disinterestedly; penalty.
3-313	Theft by deception.	3-335	Fraudulent use of credit card; penalty.
3-314	Theft by extortion.	3-336	Deceptive business practices; penalty.
3-315	Theft of property lost, mislaid, delivered by	3-337	Defrauding creditors; penalty.
	mistake; penalty.	3-338	Securing execution of documents by
3-316	Theft of services; penalty.		deception; penalty.
3-317	Unauthorized use of a propelled vehicle;	3-339	Criminal usury; penalty.
	affirmative defense; penalty.	3-340	Unlawful dealing with property by a
3-318	Theft by receiving stolen property.		fiduciary; penalty.
3-319	Grading of theft offenses.	3-341	Making a false credit report; penalty.
3-320	Criminal mischief; penalty.	3-342	Computers; terms defined.
3-321	Criminal trespass; penalty.	3-343	Depriving or obtaining property or
3-322	Repealed.		services; penalty.
3-323	Criminal trespass, affirmative defenses.	3-344	Unlawful acts; harming or disrupting
3-324	Littering of public and private property;		operations; penalties.
	penalty.	3-345	Unlawful acts; obtaining confidential
3-325	Forgery; terms defined.		public information; penalties.
3-326	Forgery, first degree; penalty.	3-346	Unlawful acts; access without
3-327	Forgery, second degree; forgery penalties.	2 2 .0	authorization; exceeding
	6. J,		authorization; penalties.
			, permisses

#### TITLE 3 ARTICLE 4 CRIMES AGAINST THE PERSON

3-401	Compounding a criminal offense, defined; penalty.	3-414	False imprisonment in the second degree; penalty.
3-402	Homicide; terms defined.	3-415	Violation of custody; penalties.
3-403	Murder in the first degree; penalty.	3-416	Sexual assault; legislative intent.
3-404	Murder in the second degree; penalty.	3-417	Sexual assault; terms defined.
3-405	Manslaughter; penalty.	3-418	Sexual assault; first degree; penalty.
3-406	Motor vehicle homicide; penalty.	3-419	Sexual assault; second degree; penalty.
3-407	Assisting suicide, defined; penalty.	3-420	Sexual assault; in camera hearing.
3-408	Assault in the first degree; penalty.	3-421	Sexual assault; evidence of past sexual
3-409	Assault in the second degree; penalty.		behavior; when admissible; procedure.
3-409.5	5 Simple assault; penalty.	3-422	Sexual assault; evidence against another
3-410	Terroristic threats; penalty.		person; when admissible.
3-411	Restrain, abduct; defined.	3-423	Confined person; offenses against
3-412	Kidnapping; penalty.		another person; penalty; sentence.
3-413	False imprisonment in the first degree;	3-424	Robbery; penalty.
	penalty.		

#### TITLE 3 ARTICLE 5 INCHOATE CRIMES

3-501	Criminal attempt; conduct; penalty.	3-504	Accessory to crime; defined; penalty.
3-502	Conspiracy, defined; penalty.	3-505	Aiding consummation of crime; penalty.
3-503	Conspiracy; renunciation of criminal intent.	3-506	Prosecuting for aiding and abetting.

## TITLE 3 ARTICLE 6 CRIMES AGAINST PUBLIC JUSTICE

3-601	Obstructing government operations; penalty.	3-620	Bribery of a juror; penalty; juror receiving bribe; penalty.
3-602	Failure to report injury of violence;	3-621	Tampering with witnesses, informants, or
	physician or surgeon; emergency room or	2 (22	jurors; penalty.
2 (02	first aid station attendants; penalty.	3-622	Jury tampering; penalty.
3-603	Refusing to aid a peace officer; penalty.	3-623	Tampering with physical evidence;
3-604	Resisting arrest; penalty; affirmative	2 (24	penalty; physical evidence, defined.
2 605	defense.	3-624	Simulating legal process; penalty.
3-605	Consumption of liquor on public property, public roads, streets, alleys, forbidden;	3-625	Employee; penalized due to jury service; prohibited; penalty.
	penalty.	3-626	Impersonating a peace officer.
3-606	Obstructing a peace officer; penalty.	3-627	Impersonating a public servant.
3-607	False reporting; penalty.	3-628	Official misconduct; penalty.
3-608	Interfering with a fireman on official duty;	3-629	Oppression under color of office; penalty.
	penalty; fireman, defined.	3-630	Misusing public money.
3-609	Abuse of public record; penalty; public	3-631	Improper influence in official matters.
	record, defined.	3-632	Retaliation for past official action.
3-610	Escape; official detention, defined;	3-633	Improper gifts to public servants.
	knowingly permitting escape; penalty;	3-634	Special influence.
	defense to prosecution.	3-635	Doing business without a license.
3-611	Providing contraband; penalty.	3-636	Tampering with public property.
3-612	Loitering about jail; penalty.	3-637	Injuring public property.
3-613	Assault on an officer in the first degree;	3-638	Bail jumping.
	penalty.	3-639	Failure to obey a lawful order of the Court.
3-614	Assault on an officer in the second degree;	3-640	Repealed.
	penalty.	3-641	Neglecting to serve a warrant; penalty;
3-615	Repealed.		forfeiture of office.
3-616	Perjury; subornation of perjury; penalty.	3-642	Mutilating a flag; penalty; flag, defined.
3-617	Juror, testimony and official proceedings;	3-643	Illegal solicitation.
	defined.	3-644	Repealed.
3-618	Bribery; penalty.	3-645	Failure to appear; penalty.
3-619	Bribery of a witness; penalty; witness receiving bribe; penalty.	3-646	Sell or exchange of property for promise to vote prohibited.
	- · · · · · · · · · · · · · · · · · · ·		•

#### TITLE 3 ARTICLE 7

#### CRIMES AGAINST PUBLIC HEALTH, SAFETY AND WELFARE

(As revised May 21, 2014)

3-701	Bigamy; penalty; exception.	3-731	Debauching a minor; penalty.
3-702	Incestuous marriages; declared void.	3-732	Public indecency; penalty.
3-703	Incest; penalty.	3-733	Obscenity; penalty.
3-704	Child abuse; penalty.	3-734	Rioting; penalty.
3-705	[REPEALED]	3-735	Failure to disperse; penalty.
3-706	[REPEALED]	3-736	Deadly weapon, knife, firearms, other
	[REPEALED]		terms; defined.
3-707	[REPEALED]	3-737	Weapons offense; penalty.
3-708	[REPEALED]	3-738	Aggravated weapons offense; penalty.
3-708	Violations; penalty.	3-739	Using firearms to commit a crime;
3-709	Privileged communication; patient and		penalty.
	physician; husband and wife; not ground	3-740	Dangerous devices; penalty.
	for excluding evidence.	3-741	Fireworks offense; penalty.
3-710	Abandonment of spouse, child or	3-742	Inhaling or drinking certain compounds;
0 ,10	dependent stepchild; child, defined.	c ,	penalty.
3-711	Criminal nonsupport; penalty; exception.	3-743	Selling and offering for sale certain
3-712	Protective custody; penalty.	<i>c</i> , . <i>c</i>	compounds; use; knowledge of seller;
3-713	Failure to send child to school; truancy;		unlawful.
5 /15	penalties.	3-744	Act, exceptions.
3-714	Curfew; penalty.	3-745	[Reserved.]
3-715	Contributing to the delinquency of a child;	3-746	Abandoning, or concealing a dead human
3 713	definitions; procuring alcohol for a minor;	3 740	body; penalty.
	penalty.	3-747	Concealing the death of another person;
3-716	Minor in possession; penalty.	3 141	penalty.
3-717	Tobacco; minor in possession; sale to	3-748	Intimidation by phone call; penalty; prima
3 /1/	minors; smoking in tribal building	3 740	facie evidence.
	prohibited; penalties; exemption.	3-749	Interfering with a public service company;
3-718	Trafficking in children; penalty.	J-177	penalty.
3-719	Welfare offense; penalty.	3-750	Maintaining a nuisance; penalty;
3-720	Desecration; penalty.	3-730	abatement or removal.
3-720	Disrupting a public or religious assembly.	3-751	Disturbing the peace; penalty.
3-721	Violation of privacy; penalty.	3-752	Telecommunications violations; penalty.
3-723	Criminal defamation; penalty.	3-753	Animal, cruel mistreatment, cruel neglect,
3-723	Harassment; penalty.	3-133	and abandon; defined.
3-724	Disorderly conduct; penalty.	3-754	Cruelty to animals; penalty; authorized or
3-726	Prostitution; penalty; citation in lieu of	3-734	permitted conduct.
3-720	arrest.	3-755	Livestock offense; penalty.
3-727		3-756	
3-728	Pandering; penalty. Pandering; evidence.	3-757	Waters offense; penalty. Assault of a Human Embryo or Fetus;
3-728 3-729	Keeping a place of prostitution; penalty.	3-131	· ·
3-729 3-730		3-758	terms defined; limitations.
3-730	Prostitution cases; incrimination testimony; how treated.	3-130	Assault of a Human Embryo or Fetus in
	testimony, now treated.		the first degree; penalty.

# TITLE 3 ARTICLE 7 CRIMES AGAINST PUBLIC HEALTH, SAFETY AND WELFARE (continued)

3-759 3-760 the	Assault of a Human Embryo or Fetus in the second degree; penalty Assault of a Human Embryo or Fetus in third degree; penalty.	3-761 3-762	Indecent liberties; penalty.  Video Recording and Distribution of Criminal Assaults					
	TITL							
	ARTIC		CODG A CIT					
	CONTROLLED SU (As revised Octo							
	(As revised Octo	ober 10,	2013)					
3-801	Definitions.	3-815	Schedule V.					
3-802	Prohibition of sales, transport, import,	3-816	Seizure without warrant; forfeitures;					
	export or possession of drug paraphernalia		disposition; evidence; court costs and					
	or drug manufacturing equipment.		expenses.					
3-803	Narcotics revolving fund.	3-817	School property; distribution; dispensing					
3-804	Future controlled substances included.	2 010	or possession.					
3-805	Nomenclature in schedules.	3-818	Prohibited acts; penalties.					
3-806 3-807	Schedule I characteristics. Schedule II characteristics.	3-819	Prohibited acts; fraud, deceit. Certain substances causing intoxication;					
3-807	Schedule III characteristics.  Schedule III characteristics.	3-820	exemptions; penalties.					
3-809	Schedule IV characteristics.	3-821	Endeavor and conspiracy.					
3-810	Schedule V characteristics.	3-822	General penalty clause.					
3-811	Schedule I.	3-823	Additional penalties.					
3-812	Schedule II.	3-824	Severability.					
3-813	Schedule III.	3-825	Possession of a dangerous drug; penalty					
3-814	Schedule IV.	3-826	Dangerous drug offense; penalty					
	TITL ARTIC [Reser	CLE 9						
	TITLE 3 ARTICLE 10 [Reserved]							
	TITLE 3 ARTICLE 11 [Reserved]							

#### TITLE 3 ARTICLE 12 ADULT AND ELDERLY PROTECTIVE SERVICES ACT

3-1200	Citation.	3-1210	Willful release of confidential
3-1201	Legislative intent.		information.
3-1202	Definitions.	3-1211	Abuse of a vulnerable or elderly adult.
3-1203	Duty of healthcare providers to report	3-1212	Ex parte order authorized.
	abuse.	3-1213	Subpoena of Medical and Financial
3-1204	Duty of law enforcement to investigate.		Records.
3-1205	Immunity from liability.	3-1214	Procedures for prosecution.
3-1206	No access to records.	3-1215	Conditions of Release.
3-1207	Evidence exclusions void.	3-1216	Elder Protection Order and Time Limits.
3-1208	No abuse solely for reliance upon	3-1217	Violation of Protection Orders.
	spiritual healing.	3-1218	Severability.
3-1209	Willful failure to report.		

TITLE 3 ARTICLE 13 [REPEALED]

## TITLE 3 ARTICLE 14 WINNEBAGO TRIBAL POLICE FORCE

3-1400	Establishment officers.	of	a	force	of	police	3-1405 3-1406	No exemptions. Status of Tribal peace officers.
3-1401	Definitions.						3-1407	Weapons.
3-1402	Standards.						3-1408	Supplementary capacity.
3-1403	Training standar	ds.					3-1409	Supervision of Tribal peace officers.
3-1404	Training.							

#### TITLE 3 ARTICLE 15

#### CRIMINAL TRAFFIC OFFENSES

(As adopted September 24, 2003)

3-1500	Driving under influence of alcoholic liquor or drug; penalties; revocation of operator's license; applicable to violation of statutes or ordinances; probation; alcohol assessment; court; powers.	3-1508 3-1509 3-1510	License revocation; appeal.  Blood sample; results of chemical test; admissible in criminal prosecution; disclosure required.  Person under twenty-one years of age;
3-1501	Driving under influence of alcoholic	3-1310	prohibited acts; enforcement.
6 1001	liquor or drugs; implied consent to submit to chemical test; when test administered; refusal; penalty.	3-1511	Implied consent to submit to chemical test; when test administered; refusal; penalty.
3-1502	Driving under influence of alcoholic liquor or drugs; test; additional test; refusal to permit; effect; results of test;	3-1512	Impounded operator's license; sealing of record; when; operation of motor vehicle authorized.
	available upon request.	3-1513	Ignition interlock device; court order
3-1503	Driving under influence of alcoholic		authorized; issuance of restricted Class
	liquor or drugs; chemical test; consent of		O license; prohibited act; violation;
	person incapable of refusal not		penalty.
	withdrawn.	3-1514	Careless driving, defined; penalty.
3-1504	Driving under influence of alcoholic	3-1515	Reckless driving, defined; penalty.
	liquor or drugs; chemical test; violation	3-1516	Willful reckless driving, defined.
	of statute or ordinance; results;	3-1517	Willful reckless driving; first offense;
	competent evidence; permit; fee.		penalty.
3-1505	Driving under influence of alcohol;	3-1518	Reckless driving or willful reckless
	operator's license; confiscation and		driving; second offense; penalty.
	revocation; procedures; appeal.	3-1519	Reckless driving or willful reckless
3-1506	Driving under influence of alcohol; revocation of impounded operator's		driving; third and subsequent offenses; penalty.
	license; procedure; reinstatement; fee;		
	eligibility for employment driving		
	permit and ignition interlock device.		
3-1507	Operator's license revocation decision;		
	notice; contents.		

## TITLE 4 JUVENILE PROCEDURE (As redesignated July 1, 1989)

#### ARTICLE 1 GENERAL PROVISIONS

4-100 4-101	Citation. Purpose.	4-120	Rules of procedure. Expenditure of funds.
4-102	Definitions.	4-121	
4-103	Place of sitting.	4-122	,
4-104	Juvenile Court established.		Court petition; determination;
4-105	Jurisdiction.		considerations.
4-106	Court authority.	4-123	Juvenile charged in court other than
4-107	Indian child welfare transfers from Tribal		Juvenile Court; transfer to Juvenile
	Courts.		Court; procedure.
4-108	Child welfare transfers to tribal or state	4-124	Pre-transfer report.
	courts.	4-125	Orders for support.
4-109	Court support staff.	4-126	Prosecutor's duties.
4-110	Notice of legal rights.	4-127	Inspection of court records.
4-111	Basic rights.	4-128	Law enforcement records.
4-112	Warrants and custody orders.	4-129	Child and family services.
4-113	Full faith and credit.	4-130	Identity confidential.
4-114	Admissibility of evidence in other proceedings.	4-131	Exclusion of certain statement by alleged delinquent.
4-115	Expungement.	4-132	•
4-116	Contempt of court.	4-133	Required Findings by a Court for Removal.
4-117	Medical examination.	4-134	
4-118	Fingerprints.		Winnebago Kinship System.
. 110	i ingorprimo.	. 155	, inicougo itinismp bystein.

## TITLE 4 ARTICLE 2 EMERGENCY CUSTODY

4-201	Taking a minor into custody.	4-210	Court ordered medical treatment.
4-202	Notification of parents.	4-211	Court ordered commitment for observation.
4-203	Notification of Court officers.	4-212	Search warrants for the protection of
4-204	Release of detained child.		children.
4-205	Special release rule for major offenses.	4-213	Preliminary inquiry: criteria for detention
4-206	Court ordered release.		or shelter care.
4-207	Extension of detention period.	4-214	Place of detention or shelter care.
4-208	Detention and shelter.	4-215	Standards for shelter care and detention
4-209	Emergency shelter in child's home.		facilities.

#### TITLE 4 ARTICLE 3 ADJUDICATION

4-301	Court intake.	4-309	Adjudicatory hearing.
4-302	Prosecutor's (presenting officer's) intake.	4-310	Mentally ill and developmentally disabled
4-303	Diversion by contract.		children.
4-304	Diversion contract inadmissible.	4-311	Consent decree.
4-305	Diversion by consent decree.	4-312	Dismissal of petition.
4-306	Limitations on diversions.	4-313	Sustaining petition
4-307	Guardian ad litem appointments.	4-314	Temporary orders.
4-308	Guardian ad litem duties.		

#### TITLE 4 ARTICLE 4 DISPOSITION

4-401	Pre-dispositional report.	4-411	Child-in-need-of-supervision; disposition.
4-402	Treatment plan.	4-412	Delinquent child; disposition.
4-403	Dispositional hearing.	4-413	Legal custody; guardianship.
4-404	Hearing purpose.	4-414	Probation for delinquents and children in
4-405	Hearing informal.		need of supervision.
4-406	Medical examination.	4-415	Violation of probation.
4-407	Continuance.	4-416	New hearing authorized.
4-408	Order of protection.	4-417	Continuing jurisdiction.
4-409	Placement preferences.	4-418	Permanency Hearings.
4-410	Neglected or dependent child or in-need-	4-419	Guardianships as Recommended by the
	of-care; disposition.		Department for permanence.

#### TITLE 4 ARTICLE 5 CHILD ABUSE

4-501	Legislative purpose.	4-508	Action upon receipt of report.
4-502	Definitions.	4-509	Child protection teams.
4-503	Persons required to report child abuse or	4-510	Immunity from liability.
	neglect.	4-511	Child abuse and child neglect diversion
4-504	Required report of postmortem		program.
	investigation.	4-512	Evidence not privileged.
4-505	Evidence of abuse.	4-513	Court proceedings; guardian ad litem.
4-506	Temporary protective custody.	4-514	Central registry.
4-507	Reporting procedures.	4-515	Confidentiality of records.

## TITLE 4 ARTICLE 6 TERMINATION OF PARENTAL RIGHTS

4-601 4-602 4-603 4-604 4-605 4-606 4-607	Motion for termination of parental rights. Appointment of counsel. No jury trial. Abandonment. Criteria for termination. Standard of proof. Voluntary termination of parental rights. Interpreter for relinquishment of parental rights and consent to adoption.	4-609 4-610 4-611 4-612 4-613	Review of child's disposition following termination of the parent-child legal relationship.  Expert testimony.  Effect of decree.  Appeals.  Traditional custodians' and grandparents' rights.
		LE 4	
		CLE 7 TIONS	
	ADOI	110113	
4-701	Jurisdiction over adoptions.	4-712	Petition.
4-702	Purpose of adoptions.	4-713	Investigation.
4-703	Types of adoptions.	4-714	Adoption hearing.
4-704	In-camera determination of enrollment	4-715	Report and final decree of adoption.
	eligibility.	4-716	Contents of adoption order.
4-705	Eligibility for statutory adoption.	4-717	Effect of final decree of statutory adoption.
4-706	Eligibility to adopt by statutory process.	4-718	Records and hearings confidential.
4-707	Consent to statutory adoption.	4-719	Certificates of adoption.
4-708	Voluntary relinquishment.	4-720	Foreign decree.
4-709	When consent of parents unnecessary.	4-721	Adoption of adults.
4-710	Notice of hearing for adoption without	4-722	Appeals.
	consent.	4-723	Customary Adoptions.
4-711	Consent of child.		
			_
	TIT	LE 4	
		CLE 8	
	DEVELOPING FOS	TER CA	ARE HOMES

#### xxxvi

4-806 Physical facilities.

4-807

Family composition.

4-808 Personal characteristics.

4-809 Foster parenting abilities.

4-801 Responsibility.

4-802 Licensing foster family homes.

4-803 Basic standard for foster families.

4-804 Basic requirements of foster families.

4-805 Funding for foster children's needs.

# TITLE 4 ARTICLE 9 INCOME WITHHOLDING FOR CHILD SUPPORT ACT (Repealed 2008) [TCR 08-79]

## TITLE 4 ARTICLE 10 RULES OF JUVENILE PROCEDURE

D 1 1	a	D 1 00	
Rule 1	Scope.	Rule 23	Termination of parental rights hearing.
Rule 2	Purpose and construction.	Rule 24	Record of proceedings.
Rule 3	Attorney or advocate of record.	Rule 25	Motions for a new trial or rehearing.
Rule 4	Notice.	Rule 26	Motions for arrest or modification of
Rule 5	Service of summons.		judgment.
Rule 6	Summons form.	Rule 27	Shelter and detention.
Rule 7	When summons unnecessary.	Rule 28	Disqualification or disability of judge.
Rule 8	Additional parties to be summoned.	Rule 29	Evidence.
Rule 9	Failure to appear.	Rule 30	Clerical mistakes.
Rule 10	Petition contents.	Rule 31	Explanation of rights at first appearance
Rule 11	Petition form.		(juvenile offenders); child-in-need-of
Rule 12	Adoption petition.		supervision.
Rule 13	Juvenile offender commencement of	Rule 32	Insanity at time of commission of
	action petition.		juvenile offense.
Rule 14	Responsive pleadings and motions.	Rule 33	Determination of competency or
Rule 15	Parties.		capacity to stand trial.
Rule 16	Discovery.	Rule 34	Fingerprinting or photographing of
Rule 17	Pre-trial conference.		minor.
Rule 18	Emergency orders.	Rule 35	Mental or physical examination.
Rule 19	Hearings.	Rule 36	Probation revocation hearing.
Rule 20	Adoption hearing.	Rule 37	Dispositional hearing.
Rule 21	Dependency and neglect and child-in-	Rule 38	Appeals.
	need-of-care dispositional hearing.	Rule 39	Stay pending appeal
Rule 22	Jury Trial.		2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
	•		

# TITLE 4 ARTICLE 11 GRANDPARENT RIGHTS (As adopted August 28, 2015)

4-1101	Purpose.	4-1107	Change of Grandchild's Domicile;
4-1102	Application.		Notice to Grandparent.
4-1103	Scope.	4-1108	Emergency Medical Care and
4-1104	Grandparent Notification.		Grandparent Medical Consent.
4-1105	Grandparent Input.	4-1109	Grandparent Medical Consent
4-1106	Grandparent Visitation.		Authorization Affidavit.

#### TITLE 5 TRIBAL GOVERNMENT

#### ARTICLE 1 ENROLLMENT

(As amended and restated August 22, 2012)

5-100	Definitions.	5-114	Individual folders; contents of
5-101	Tribal Enrollment Committee.		individual folder.
5-102	Determination of membership,	5-115	Access to records.
	enrollment.	5-116	Updating records.
5-103	Application for membership by	5-117	Determination of blood quantum.
	member of another tribe.	5-118	Blood quantum corrections;
5-104	Enrollment application; who must		administrative actions; persons found
	submit.		to be ineligible.
5-105	Filing of enrollment application.	5-119	Enrollment of persons without an
5-106	Enrollment application for minor,		enrolled parent.
	incompetent person, some United	5-120	Relinquishment of an adult.
	States Armed Forces members.	5-121	Prohibition on relinquishment of a
5-107	Enrollment application; information		minor.
	and supporting documentation	5-122	False information; fraudulent acts;
	requirements; burden of proof.		otherwise ineligible.
5-108	Actions required of the Enrollment	5-123	Disenrollment.
	Staff.	5-124	Amendment procedures.
5-109	Actions required of the TEC.	5-125	Tribal Member Identification;
5-110	Actions required of the Tribal Council.		Certification of Blood Quantum
5-111	Applicants determined ineligible by the	5-126	Use of Fingerprint Reader.
	TEC.	5-127	Claiming financial or other benefits on
5-112	Rejection of application by the Tribal		behalf of another tribal member.
	Council; membership appeals.	5-128	Indian Child Welfare Act ("ICWA")
5-113	Distribution of trust assets or other		cases.
	Financial Benefits; appeals.	5-129	Notices issued to last known address.

# TITLE 5 ARTICLE 2 ELECTIONS (As revised July 22, 2015)

5-201 Eligible voters.	5-215 Alternates or substitution.
5-202 Election board.	5-216 Placement on Primary Election Ballot.
5-203 Notice of election.	5-217 Absentee Ballots for Primary Election.
5-204 Qualification of candidates.	5-218 Primary Election.
5-205 Ballots.	5-219 Absentee ballots for Regular Election.
5-206 Absentee ballots.	5-220 Regular Election.
5-207 Conduct of elections.	5-221 Term of office.
5-208 Polling place.	5-222 Runoff election.
5-209 Conduct of election officials.	5-223 Certification and Oath of Office.
5-210 Stickers.	5-224 Election Code Amendments.
5-211 Campaigning.	5-225 Emergencies.
5-212 Alcohol.	5-226 Unexpired Seats on the Ballot.
5-213 Loitering.	5-227 Special Vote to Determine Qualified
5-214 Election tampering.	Individuals to Fill a Vacancy.

#### TITLE 5

#### ARTICLE 3

[Reserved]

## TITLE 5 ARTICLE 4 TRIBAL ELECTION PROCEDURES

5-401	Definitions. Repealed. Filing.	5-403 5-404	Fees. Petition in lieu of fees.	
-------	--------------------------------------	----------------	------------------------------------	--

#### TITLE 6 CIVIL TRAFFIC CODE (As amended August 27, 2003)

#### ARTICLE 1 GENERAL PROVISIONS

6-101 6-102 6-103 6-104	Purpose. Construction of Rules. References to the law of the State of Nebraska incorporated. Inappropriate references to be given a common sense meaning.	6-105 6-106 6-107 6-108	Violations; civil violation. Peace officers; duty to enforce rules and laws; powers.		
	TITLE 6 ARTICLE 2 PROCEDURES				
6-201 6-202	Enforcement; citation; complaint; contents; procedure. Civil penalty and costs; failure to pay; judgment; installments.	6-203	Person charged with traffic infraction; citation; conditions; penalty.		
	TITLE 6 ARTICLE 3 LICENSING, REGISTRATION AND VEHICLE REQUIREMENTS				
6-301 6-302 6-303 6-304	Motor vehicle registration. Operation of unregistered motor vehicle; penalty. Motor vehicle title. Violation of motor vehicle title requirements; penalty.	6-305 6-306	Operator's license. Violation of operator's license requirements; penalty.		

#### TITLE 6 ARTICLE 4 MOVING TRAFFIC

6-401	Obedience to traffic control devices; exceptions.	6-424	Driving upon sidewalk; prohibited; exception.
6-402	Traffic control signals; meaning; turns on	6-425	Basic rule; speed.
	red signal; when.	6-426	Speed; maximum limits; signs.
6-403	Pedestrian-control signals.	6-427	Special speed limitations; motor vehicle
6-404	Flashing signals; exception.		towing a mobile home; school buses; motor-
6-405	Driving on right half of roadway required;		driven cycle.
	exceptions.	6-428	Speed determination; use of speed
6-406	Vehicles proceeding in opposite direction;		measurement devices; requirements;
	passing.		apprehension of driver; when.
6-407	Overtaking and passing rules; vehicles	6-429	Minimum speed regulation; impeding traffic.
	proceeding in same direction.	6-430	Charging violations of speed regulation;
6-408	Overtaking and passing upon the		summons; burden of proof; elements of
	right; when permitted.		offense.
6-409	Limitations on overtaking and passing on the	6-431	Racing on highways; violation; penalty.
	left; precautions required; return to right side	6-432	Driving under influence of alcoholic liquor
	of highway.		or drug; penalties.
6-410	Limitations on overtaking, passing, or	6-433	Driving under influence of alcoholic liquor
	driving to the left of the center of roadway;		or drugs; implied consent to submit to
	when prohibited.		chemical test; when test administered;
6-411	No-passing zones; exception.		refusal; penalty.
6-412	One-way roadways and rotary traffic islands;	6-434	Driving under influence of alcoholic liquor
	jurisdiction; exception for emergency		or drugs; test; additional rest; refusal to
	vehicles.		permit; effect; results of test; available upon
6-413	Driving on roadways laned for traffic; rules;		request.
	traffic control devices.	6-435	Driving under influence of alcoholic liquor
6-414	Following vehicles; restrictions.		or drugs; chemical test; consent of person
6-415	Driving on divided highways; driving		incapable of refusal not withdrawn.
	on median prohibited; exceptions.	6-436	Driving under influence of alcoholic liquor
6-416	Driving on highway shoulders prohibited;		or drugs; chemical test; violation of statute
	exceptions.		or ordinance; results; competent evidence.
6-417	Controlled-access highway; entrances;	6-437	Blood sample; results of chemical test;
	exits.		admissible in civil proceeding; disclosure
6-418	Vehicles approaching or entering	- 400	required.
	intersection at same time; right-of-way;	6-438	Person under twenty-one years of age;
c 410	entering a highway or roadway.	c 120	prohibited acts; enforcement.
6-419	Vehicle turning left; yield right-of-way.	6-439	Implied consent to submit to chemical test;
6-420	Preferential right-of-way; stop and	c 110	when test administered; refusal; penalty.
c 401	yield signs.	6-440	Careless driving, defined; penalty.
6-421	Vehicle entering roadway from private road	6-441 6-442	Reckless driving, defined; penalty.
6 122	or driveway; yield right-of-way.		Willful reckless driving, defined. Willful reckless driving; penalty.
6-422	Moving a stopped, standing, or parked vehicle; yield right-of-way.	6-443	winitui reckiess driving; penany.
6-423	Operation of vehicles upon the approach of		
0-423	emergency vehicles.		
	emergency venicies.		

#### TITLE 6 ARTICLE 5 NON-MOVING TRAFFIC

6-501	Pedestrian obedience to traffic control devices and regulations.	6-508	Stopping, standing, or parking prohibited; exceptions.
6-502	Pedestrians' right-of-way in crosswalk; traffic control devices.	6-509	Parking regulations; signs; control by local authority.
6-503	Crossing at other than crosswalks; yield	6-510	Unattended motor vehicles; conditions.
	right-of-way.	6-511	Overloading front seat or obstructing driver;
6-504	Pedestrians on highways and roadways;		prohibited.
	sidewalks and shoulders.	6-512	Opening and closing vehicle doors;
6-505	Pedestrians soliciting rides or business;		restriction.
	prohibited acts.	6-513	Traveling on a downgrade; gears; position.
6-506	Stopping, parking, or standing upon	6-514	Following fire apparatus in response to an
	a roadway or bridge; limitations.		alarm; prohibited.
6-507	Persons authorized to remove vehicles; cost	6-515	Restrictions on driving over unprotected fire
	of removal; lien.		hose.

## TITLE 6 ARTICLE 6 HIGHWAYS, ROADS AND BRIDGES

	Removal of traffic hazards; determined by local authority; violation; penalty.  Depositing materials on roads or ditches;	6-605	Hunting, trapping, or molesting predatory animal on or from roadway; prohibited, exception; violation; penalty.
	penalties.	6-606	Advertising signs, displays, or devices;
6-603	Rubbish on highways or roads; prohibited; signs; enforcement; violation; penalties.		permitted signs enumerated.
6-604	Camping; permitted; where; violation; penalty.		

#### TITLE 6 ARTICLE 7 VEHICLE AND TRAFFIC SAFETY

6 701	Decay officers investigation of traffic	6 710	Interference with official traffic control
6-701	Peace officers; investigation of traffic accident; duty to report; Department of	6-719	Interference with official traffic control devices or railroad signs or signals;
	Roads; powers; duties.	6-720	Signs, markers, devices, or notices;
6-702	Motor vehicle; accident; duty to stop;	0-720	prohibited acts; penalty.
0-702	information to furnish; report; violation;	6-721	Motor vehicle; motorcycle; lights;
	penalty.	0 /21	requirements; prohibited acts.
6-703	Accident; operator's duty; penalty.	6-722	Lights; vehicle being driven.
6-704	Accidents; reports required of operators and	6-723	Headlights; construction; adjustment;
	owners; when; supplemental reports; reports		requirements.
	of peace officers open to public inspection;	6-724	Violations; penalty.
	limitation on use as evidence; violation;	6-725	Acetylene headlights; number;
	penalty.		construction; requirements.
6-705	Accidents; reports required of garages and	6-726	Headlights; glare; duty of operator;
	repair shops.		penalty.
6-706	Accidents; coroner; report to Nebraska	6-727	Spotlights; auxiliary driving lights; signal
<i>c</i> 707	Department of Roads.		lights; other devices; intensity and
6-707	Accident; death; driver; pedestrian sixteen	<i>c</i> 700	direction.
	years or older; coroner; examine body;	6-728	Parking lights; unlawful use.
	amount of alcohol or drugs; report to Department of Roads; public information.	6-729	Vehicle proceeding in forward motion; backup lights on; prohibited; violation;
6-708	Accident; driver or pedestrian sixteen years		penalty.
0-700	of age or older; person killed; submit to	6-730	Lights, red or green, in front of vehicle
	chemical test; results in writing to Director-	0 750	prohibited; exceptions.
	State Engineer; public information.	6-731	Lights; rotating or flashing; colored lights;
6-709	Accidents; body fluid; samples; test;		when permitted.
	report.	6-732	Flashing or rotating lights; emergency
6-710	Roadway; removal of dead or injured		vehicles; colors permitted.
	persons; peace officer.	6-733	Rotating or flashing amber light; when
6-711	Roadways, travel on; regulation by local		permitted.
	authorities; when authorized; signs.	6-734	Rotating or flashing red light or red and
6-712	Display of unauthorized signs, signals, or		blue lights; when permitted;
c 712	markings; public nuisance; removal.	C 725	application; permit; expiration.
6-713	Advertising devices adjacent to highway;	6-735	Rotating or flashing lights; violation;
6-714	when prohibited; public nuisance; removal. Required obedience to traffic laws; private	6-736	penalty. Clearance lights; requirements;
0-714	property used for public road by consent of	0-730	substitution; violations; penalty.
	owner; provisions uniform throughout the	6-737	Vehicles required to have clearance lights;
	Reservation.	0 757	flares; reflectors; when required as
6-715	Drivers to exercise due care with		equipment.
	pedestrian; audible signal.	6-738	Vehicles required to have clearance lights;
6-716	Obedience to peace officers; violation;		flares; reflectors; how and when displayed.
	penalty.	6-739	Vehicles; red flags; red emergency
6-717	Failing to observe a blind person; penalty.		reflectors; when required as equipment;
6-718	Persons riding animals or driving animal		how and when displayed.
	drawn vehicles; farm implements; duties.		

#### TITLE 6 ARTICLE 7 VEHICLE AND TRAFFIC SAFETY

(continued)

	(contin	,	
6-740	Clearance lights, flares, and reflector	6-758	Child passenger; use restraint system or
	requirements; violations; penalty.		occupant protection system; when;
6-741	Removing flares or flags; penalty.		information and education program.6-759
6-742	Vehicles; slow moving; emblem required;		Child passenger restraint requirements;
	when used.		violations; penalty; defense.
6-743	Vehicles; slow moving; emblem; how	6-760	Violation of child passenger restraint
	equipped; penalty.		requirements; how construed.
6-744	Load projecting to rear; red flag or red light	6-761	Occupant protection system; use required;
	required.		when; exceptions.
6-745	Motor vehicles; brakes; requirements.	6-762	Enforcement of occupant protection system
6-746	Trailers; brake requirements; safety chains;		requirements; when.
	when required.	6-763	Occupant protection system; violation;
6-747	Trucks and buses; brake requirements;		penalty.
	violation; penalty.	6-764	Occupant protection system violation;
6-748	Hydraulic brake fluids; requirements;		evidence; when admissible.
	violation; penalty.	6-765	Limitations on backing vehicles.
6-749	Tires; requirements; cleats or projections	6-766	Obedience to signal indicating approach of
	prohibited; exceptions; permissive uses;		train; prohibited acts.
	special permits; exceptions.	6-767	Buses and school buses required to stop at all
6-750	Trucks; rearview mirror.		railroad grade crossings; exceptions.
6-751	Operator; view to rear required; outside	6-768	Grade crossings; certain carriers; required to
	mirrors authorized.		stop; exceptions.
6-752	Windshield and windows; nontransparent	6-769	School bus; safety requirements; use of stop
	material prohibited; windshield equipment;		signal arm; use of warning signal lights;
	requirements.		violations; penalty.
6-753	Safety glass, defined.	6-770	Splash aprons; requirements; violation;
6-754	Safety glass; requirements; vehicles built		penalty.
	after January 1, 1935; motorcycle	6-771	Towing; drawbars or other connections;
	windshield; requirements; violation;		length; red flag required, when.
	penalty.	6-772	Horn; requirements; prohibited acts.
6-755	Violation by common carrier; permit	6-773	Muffler or noise-suppressing system;
	revoked or suspended.		prevention of fumes and smoke;
6-756	Occupant protection systems.		requirements.
6-757	Occupant protection system; 1973 year	6-774	Television set; equipping motor vehicle with
	model and later motor vehicles;		screen visible to driver; penalty.
	requirements; violation; penalty.		

#### TITLE 6 ARTICLE 8 MISCELLANEOUS

6-801	Motor vehicle owner or operator; liability to guest passenger; limitation.	6-821	All-terrain vehicle; competitive events; exemptions.
6-802	Leased trucks, truck-tractors, and trailers; liability of owner for damages.	6-822 6-823	All-terrain vehicle; accident; report required. Snowmobiles; registration required.
6-803	Operating a motor vehicle or a vessel to avoid arrest; penalty.	6-824	Snowmobile operation; equipment; permission of landowner.
6-804	Winnebago Traffic Code; applicability to persons operating motorcycles.	6-825 6-826	Snowmobile contests; requirements. Snowmobiles; prohibited acts.
6-805 6-806	Restrictions on operating motorcycles.  Operating motorcycles on roadways laned	6-827	Snowmobile; operation; muffler, when required.
	for traffic; prohibited acts.	6-828	Operation by person under twelve years of
6-807	Moped; operation; license or permit; required.		age; operation by a person under sixteen; restrictions; snowmobile safety certificate.
6-808	Moped; operator; Winnebago Traffic Code; applicable.	6-829 6-830	Snowmobile owner; prohibited acts. Snowmobiles; carrying firearms; hunting;
6-809	Moped; restrictions on operation.	0-050	unlawful.
6-810	Operating mopeds on roadways laned for traffic; prohibited acts.	6-831	Snowmobile; confiscation; sale; proceeds; disposition.
6-811	Winnebago Traffic Code; applicability to persons operating bicycles.	6-832	Snowmobile operation; accident; requirements.
6-812	Riding of bicycles; prohibited acts.	6-833	Legislative intent.
6-813	Bicycles on roadways and bicycle paths; general rules; regulation by local authority.	6-834	Minibikes; operation; violations; penalty; unlawful acts.
6-814	Equipment on bicycles; lights; brakes.	6-835	Radar transmission device; definitions.
6-815	Bicycles; reflective device or material; retail sale; requirements; violation; penalty.	6-836	Radar transmission device; operation; possession; unlawful; violation; penalty.
6-816	All-terrain vehicle, defined.	6-837	Authorized devices.
6-817	All-terrain vehicle; operation.	6-838	Prohibited device; seizure; disposal.
6-818	All-terrain vehicle; lights required; when.	6-839	Abandoned motor vehicle, defined.
6-819	All-terrain vehicle; equipment required.	6-840	Abandoned motor vehicle; title; vest in local
6-820	Modification of all-terrain vehicle; prohibited.		authority; when.

#### TITLE 7 HEALTH, SAFETY, AND WELFARE

#### ARTICLE 1 MENTAL HEALTH COMMITMENT ACT (As revised October 16, 2013)

7-101	Definitions.	7-104	Hearing On The Petition.
7-102	Petition.	7-105	Disposition.
7-103	Counsel.	7-106	Emergency Protective Custody.

#### TITLE 7 ARTICLE 3 **ANIMALS**

(Revised March 9, 2011)

7-300	Definitions.	7-327	Nuisance animals.
7-301	Offices designated.	7-328	Dangerous animals.
7-302	Licensing of dogs and cats.	7-329	Determination of vicious animal,
7-303	Breeder of Kennel permits.	, 62,	dangerous animal, potentially dangerous
7-304	Rabies certification of vaccination		animal; notice to owner.
, 50.	required.	7-330	Vicious dogs.
7-305	Fee waiver.	7-331	Appeal procedure.
7-306	Display of tag.	7-332	Requirements for dangerous animals;
7-307	Transfer or change of ownership.		penalties.
7-308	Duplicate tag.	7-333	Animal fighting or attack training;
7-309	Removal of license tags.		penalty.
7-310	At large prohibited.	7-334	Keeping of innately wild animals.
7-311	Spay and Neuter.	7-335	Wildlife protection.
7-312	Impoundment and ticketing.	7-336	Keeping of exotic animals.
7-313	Disposition of animals.	7-337	Keeping of livestock.
7-314	General prohibitions and duties.	7-338	Keeping of animals for which no licensed,
7-315	Animal care; animal cruelty.		approved rabies vaccine is available.
7-316	Release or adoption of animals.	7-339	Kennel standards.
7-317	Release of unsterilized animals.	7-340	Harboring of strays.
7-318	Number of animals.	7-341	Trapping animals.
7-319	Non-indigenous birds.	7-342	Rabies reports; examination; quarantine.
7-320	Impoundment fees.	7-343	Civil liability of owner for damages
7-321	Redemption.		caused by the owner's dog, cat or other
7-322	Injured animals at large.		domesticated animal.
7-323	Confinement of animals.	7-344	Sovereign immunity of the Tribe.
7-324	Dog pens.	7-345	Penalties.
7-325	Conditions of pens and premises.		
7-326	Animal bites.		

#### TITLE 7 ARTICLE 4 OPEN BURNING

7-401 7-402 7-403	2 Open burning.	7-404 7-405	Trash containers. Penalty.
		TITLE 7 RTICLE 5 ETROLEUM	PRODUCTS
7-501 7-502		7-503	Penalty.
	Al	FITLE 7 RTICLE 6 N DUMPINC	3
7-601 7-602		7-603 7-604	Containment Dumping. Penalty.
	Al	TITLE 7 RTICLE 8 ORY EDUC	ATION
7-801	Compulsory education; attendance required.	7-806	Non-attendance; duty to report; investigation.
7-802		7-807	Excessive absenteeism; report.
7-803	1 2 , 1	7-808	Diversion team; process.
7-804	· · · · · · · · · · · · · · · · · · ·	7-809	Failure to comply with diversion process; continued violation; further action.
7-805	Entry or withdrawal of student; attendance reports.	7-810 7-811	School procedures. Effective date.

#### TITLE 7 ARTICLE 9 FOOD CODE

7-901	Food Code.	7-924	Surface Characteristics.
7-902	Food safety, illness prevention and	7-925	Handwashing Cleanser, Availability.
, , , 0, 2	honest presentation.	7-926	Mechanical.
7-903	Statement.	7-927	Maintaining Premises, Unnecessary Items
7-904	Statement of application and listing of	1 )21	and Litter.
, , , , ,	terms.	7-928	Prohibiting Animals.
7-905	Person in Charge.	7-929	Separation of poisonous or toxic materials.
7-906	Clean Condition.	7-930	Poisonous or toxic materials; Restriction.
7-907	Cleaning Procedure.	7-931	Conditions of Use.
7-908	When to Wash.	7-932	Rodent Bait Stations.
7-909	Clean Condition.	7-933	Public Health Protection.
7-910	Eating, Drinking, or Using Tobacco.	7-934	Preventing Health Hazards, Provisions for
7-911	Discharge from the Eyes, Nose or	7 73 1	Conditions Not Addressed.
, , , , ,	Mouth.	7-935	Modifications and Waivers.
7-912	Food.	7-936	Prerequisite for Operation.
7-913	Characteristics.	7-937	Form of Submission.
7-914	Nonfood-Contact Surfaces.	7-938	Qualifications and Responsibilities of
7-915	Equipment and Utensils.	, ,50	Applicants.
7-916	Food-Contact Surfaces.	7-939	Contents of Application.
7-917	Nonfood-Contact Surfaces.	7-940	Existing Establishments, Permit Renewal,
7-918	Approved System.	7 7 10	and Change of Ownership.
7-919	Outdoor Enclosure.	7-941	Denial of Application for Permit, Notice.
7-920	Receptacles.	7-942	Revocation.
7-921	Outside Receptacles.	7-943	Appeal.
7-922	Storing Refuse, Recyclables, and	7-944	Responsibilities of Permit Holder.
, ,	Returnables.	, ,	responsionates of Fernite Holder.
7-923	Areas, Enclosures, and Receptacles,		
. ,	Good Repair.		
	p		

#### TITLE 7 ARTICLE 10 CORONER

7-1000	Appointment of coroner; qualifications;	7-1007	Burial.
	vacancies.	7-1008	Bodies; effects; custody.
7-1001	Investigations and inquests.	7-1009	Certificates of death.
7-1002	Expenses.	7-1010	Expenses.
7-1003	Witnesses; fees.	7-1011	Fingerprinting of unidentified deceased
7-1004	Oath of witnesses.		person.
7-1005	Testimony; filing.	7-1012	Coroner removal of pituitary gland during
7-1006	Witness bound over; return.		autopsy.

# TITLE 7 ARTICLE 11 WINNEBAGO DRUG-FREE WORK PLACE (Revised June 13, 2012)

7-1101	Citation.	7-1110	Drug test results.
7-1102	Purpose.	7-1111	Alcohol test results.
7-1103	Definitions.	7-1112	Refusal to submit.
7-1104	Statement of policy on drugs.	7-1113	Positive test results.
7-1105	Statement of policy on alcohol.	7-1114	Release of test results.
7-1106	Zero tolerance policy.	7-1115	Laboratory facility.
7-1107	Education and training of employees.	7-1116	Applicants; generally.
7-1108	Drug and alcohol testing procedures;	7-1117	Prohibited acts; penalties.
	reasonable suspicion.	7-1118	Supervisor responsibility.
7-1109	Random drug and alcohol testing.	7-1119	Consent to jurisdiction.

#### TITLE 7 ARTICLE 12 WINNEBAGO WORKER'S COMPENSATION

7-1201 7-1202	Purpose. Effective Date.	7-1226 7-1227	Defenses to Liability Denied. Average Weekly Wage.
7-1202	Scope and Exclusive Remedy.	7-1227	Maximum and Minimum Weekly
7-1203	Sovereign Immunity.	7-1220	Benefits.
7-1205	Acknowledgment of Program	7-1229	Compensation; Schedule; Total
7 1203	and Notice to Covered Employees.	, 122)	Partial, and Temporary Disability;
7-1206	Definitions.		Injury to Specific Parts of the
7-1207	Notice of Injury to Employer & Filing		Body; Amounts and Duration of
	of Claim with Administrator.		Payments.
7-1208	Administrator.	7-1230	Exclusions from Coverage.
7-1209	Time Limit for Filing of Claim.	7-1231	Waiting Period for Benefits.
7-1210	Medical Treatment of Covered	7-1232	Injuries Causing Death.
	Employee.	7-1233	Computation of Payments of
7-1211	Independent Medical Examination.		Death Benefits.
7-1212	Effect of Refusal or Obstruction	7-1234	Death Benefit Compensation
	of Examination or Treatment.		Schedule.
7-1213	Access to Medical Records and	7-1235	Death of Covered Employee Ends
	Medical Reports.		Disability Payments.
7-1214	Aggravation of Pre-existing Injury.	7-1236	Burial Expenses.
7-1215	Disclosure of Pre-existing Disabilities.	7-1237	Waiting Time Penalty.
7-1216	False Statement or Representation in	7-1238	Worker's Compensation Appeals
	Employment Application.		Committee.
7-1217	Benefits Mistakenly Awarded by	7-1239	Procedures for Disputed Claims.
	Administrator.	7-1240	Hearing Request Procedures.
7-1218	Benefits Mistakenly Awarded by	7-1241	Experts.
	the Worker's Compensation Appeals	7-1242	Liability of Third Person to
<b>-</b> 1010	Committee.		Injured Covered Employee;
7-1219	Benefits Induced by Proven Fraud.	<b>=</b> 1010	Subrogation Powers.
7-1220	Right to Occupational Injury Benefits.	7-1243	Third Party Claim Procedures
7-1221	Employer's Liability to Medical,	7.1011	and Notice.
7 1000	Surgical and Hospital Services.	7-1244	Third Party Claims & Attorney
7-1222	Selection of Treating Physician by	7 1045	Fees.
7 1000	Administrator.	7-1245	Third Party Claims; Settlement
7-1223	Return to Work Form.	7 1046	Requirements.
7-1224	Waiver by Covered Employee Invalid. Other Benefits Not Factors.	7-1246	Awards.
7-1225	Other Denemis Not Factors.		

#### TITLE 7 ARTICLE 13

#### FLOOD DAMAGE PREVENTION CODE

(Revised November 4, 2011)

7-1301	Findings of Fact.	7-1312	Administration.
7-1302	Statement of purpose.	7-1313	Duties and responsibilities of the
7-1303	Methods of reducing flood losses.		Administrator.
7-1304	Definitions.	7-1314	Variance procedures.
7-1305	Land to which this Article applies.	7-1315	General standards for flood hazard
7-1306	Basis for establishing the area of special		reduction.
	flood hazard.	7-1316	Specific standards for flood hazard
7-1307	Penalties for non-compliance.		reduction.
7-1308	Abrogation of greater restrictions.	7-1317	Before regulatory floodway.
7-1309	Interpretation.	7-1318	Floodways.
7-1310	Warning and disclaimer of liability.	7-1319	Critical Facility.
7-1311	Establishment of development permits.		

#### TITLE 7 ARTICLE 14

#### WINNEBAGO POLLUTION CONTROL CODE

7-1400	Citation.	7-1409	Authority to issue penalty orders.
7-1401	Definitions.	7-1410	Amount of penalty; considerations.
7-1402	Pollution emissions and abatement.	7-1411	Corrective order.
7-1402.1	Abatement required.	7-1412	Definitions.
7-1403	Exemption.	7-1413	PCB: prohibited use.
7-1404	Use of notification.	7-1414	Definitions.
7-1405	Notification and approval of potential	7-1415	Exemptions.
	emission facility.	7-1416	Monitoring.
7-1406	Livestock feedlots.	7-1417	Contents labeled.
7-1407	Cause of action for abandonment of	7-1418	Environmental protection requirements.
	hazardous waste on property of another.		
7-1408	Livestock odor.		

## TITLE 7 ARTICLE 15 LANDLORD TENANT RELATIONS

7-1501	Applicability.	7-1507	Termination.
7-1502	Definitions.	7-1508	Rights and Obligations of Landlord.
7-1503	Rental Agreement.	7-1509	The Rights and Obligations of Tenant.
7-1504	Security Deposit.	7-1510	Landlord Remedies.
7-1505	Eviction for Possession of a Controlled	7-1511	Tenant Remedies.
	Substance.	7-1512	Notification.
7-1506	Utilities and Waste Disposal.	7-1513	Winnebago Tribal Housing Committee.

#### TITLE 7 ARTICLE 16 SEX OFFENDER REGISTRATION (Adopted May 25, 2011)

	` 1	•	,
7-1601	Citation.	7-1641	School.
7-1602	Purpose and Legislative Intent.	7-1642	Social Security Number.
7-1603	Effective Date.	7-1643	Temporary lodging.
7-1604	Construction of rules.	7-1644	Vehicle information.
7-1605	References to federal law incorporated.	7-1645	Frequency.
7-1606	Creation of Sex Offender Registry.	7-1646	Reduction of registration periods.
7-1607	Creation of public Sex Offender Registry	7-1647	Clean record.
	website.	7-1648	Requirements for in person appearances.
7-1608	Cooperative Agreement with the State of	7-1649	Where registration is required;
	Nebraska permitted.		jurisdiction of conviction.
7-1609	Definitions.	7-1650	Where registration is required;
7-1610	Covered offenses.		jurisdiction of incarceration.
7-1611	Tier 1 offenses; sex offenses.	7-1651	Where registration is required;
7-1612	Tier 1 offenses; offenses involving		jurisdiction of residence.
	minors.	7-1652	Where registration is required;
7-1613	Tier 1 offenses; certain tribal offenses.		jurisdiction of employment.
7-1614	Tier 1 offenses; certain federal offenses.	7-1653	Where registration is required;
7-1615	Tier 1 offenses; certain military offenses.		jurisdiction of school attendance.
7-1616	Tier 2 offenses; recidivism and felonies.	7-1654	Where registration is required;
7-1617	Tier 2 offenses; offenses involving		jurisdiction of where may be found.
	minors.	7-1655	Timing of registration; timeframe.
7-1618	Tier 2 offenses; certain tribal offenses.	7-1656	Timing of registration; duties of Chief
7-1619	Tier 2 offenses; certain federal offenses.		of Police.
7-1620	Tier 2 offenses; certain military offenses.	7-1657	Retroactive registration.
7-1621	Tier 3 offenses; recidivism and felonies.	7-1658	Timing of recapture.
7-1622	Tier 3 offenses; general offenses.	7-1659	Keeping registration current; jurisdiction
7-1623	Tier 3 offenses; certain tribal offenses.		of residency.
7-1624	Tier 3 offenses; certain federal offenses.	7-1660	Keeping registration current; jurisdiction
7-1625	Tier 3 offenses; certain military offenses.		of school attendance.
7-1626	Required information; general	7-1661	Keeping registration current; jurisdiction
	requirements.		of employment.
7-1627	Criminal history.	7-1662	Keeping registration current; duties of
7-1628	Date of Birth.		Chief of Police.
7-1629	DNA sample.	7-1663	Failure to appear for registration and
7-1630	Driver's licenses, identification cards,		absconding; failure to appear.
	passports, and immigration documents.	7-1664	Failure to appear for registration and
7-1631	Employment information.	- 4	absconding; absconded sex offenders.
7-1632	Finger and palm prints.	7-1665	Failure to appear for registration and
7-1633	Internet identifiers.		absconding; failure to register.
7-1634	Name.	7-1666	Website.
7-1635	Offense Information.	7-1667	Dru Sjodin National Sex Offender
7-1636	Phone numbers.	<b>=</b> 4.550	Public Website.
7-1637	Picture.	7-1668	Required website information.
7-1638	Physical description.	7-1669	Prohibited website information.
7-1639	Professional licensing information.	7-1670	Witness protection.
7-1640	Residence address.	7-1671	Law enforcement notification.

# TITLE 7 ARTICLE 16 SEX OFFENDER REGISTRATION (Adopted May 25, 2011)

(continued)

7-1672	Community notification.	7-1677	Hindrance of sex offender registration;
7-1673	No waiver of immunity.		criminal offense.
7-1674	Good faith.	7-1678	Hindrance of sex offender registration;
7-1675	Violation; criminal offense.		civil penalty.
7-1676	Violation; civil penalty.		

# TITLE 7 ARTICLE 17 SEX OFFENDER RESTRICTIONS (Adopted October 19, 2011)

7-1701 Purpose.
7-1702 Definitions.
7-1703 Residency restrictions; general.
7-1704 Residency restrictions; civil penalty.
7-1705 Residency restrictions; tribal property
7-1706 Measurement of distance.
7-1707 Renting to a sex offender.
7-1708 Exclusion zones.
7-1709 Exclusion zones; civil penalty.
7-1710 Effective date.

# TITLE 7 ARTICLE 18 WHISTLE BLOWER PROTECTION (Adopted October 5, 2015)

7-1801 Citation. 7-1809 Retaliation Prohibited. 7-1802 Purpose. 7-1810 Reporting that is not Protected. False Claims. 7-1803 Scope. 7-1811 7-1804 Authority. 7-1812 Cause of Action. Limited Waiver of Sovereign Immunity. 7-1805 Definitions. 7-1813 Employee's Duty to Report. 7-1806 7-1814 Limited Remedies. 7-1807 Reports of Criminal Activity. Exclusive Jurisdiction and Sovereign 7-1815 Reports of Mismanagement, Waste, 7-1808 Immunity. Abuse, or Dangers to Public Health or 7-1816 Effective Date. Safety.

# TITLE 7 ARTICLE 19 SETTLING PARTICIPANT BRAND LISTING ACT (Adopted December 22, 2015)

7-1901	Citation.	7-1904	Retaliation Prohibited.
7-1902	Purpose.	7-1905	Reporting that is not Protected.
7-1903	Scope.	7-1906	False Claims.

## TITLE 8 NATURAL RESOURCES (Revised November 6, 2009)

#### ARTICLE 1 WILDLIFE AND PARKS GENERAL PROVISIONS

8-101 8-102 8-103 8-104	Authority. Policy. Intent. Effective Date.	8-105 8-106	Winnebago Wildlife and Parks Commission. Name.
	AGREE	EMENTS	
8-107	Cooperative and reciprocal agreements.		
8-108	DEFIN Definitions, interpretations.	ITIONS	
	WILDLIFE AND PARKS CO	OMMISSI	ON REGULATIONS
8-109 8-110 8-111 8-112 8-113 8-114	Regulations and statutes: contents. Powers. Officers' duties. Search. Authority to enter private land. Seizure without warrant.	8-115 8-116 8-117 8-118 8-119	Forfeiture. Civil liability. Maximum penalties. Non-game species. Waiver provision.
	LICENSE IN	FORMA	ΓΙΟΝ
8-120 8-121 8-122 8-123 8-124 8-125	Residency. Application for a license. Validating licenses. License classes and fees. Special permits. Basic license requirements.	8-126 8-127 8-128 8-129 8-130	Number of licenses issued. Season limitations. Bag limits. Lost licenses. Revoked licenses.

#### WATERFOWL

8-131 8-132 8-133 8-134 8-135 8-136	Waterfowl regulations. Restrictions. Closed season. Shooting or hawking hours. Field possession limit. Wanton waste.	8-137 8-138 8-139 8-140 8-141	Tagging. Possession of live birds. Dressing. Shipment. [Reserved.]
	BIG GAME R	EGULAT	ΓΙΟΝS
8-142 8-143 8-144 8-145	Shooting hours. Firearms. Bow and arrow. Legal animals.	8-146 8-147 8-148 8-149	Non-licensees. Tagging and transportation. Hunter orange. Big game hunting.
	RESTR	ICTIONS	3
8-150 8-151 8-152 8-153 8-154 8-155 8-156 8-157 8-158	Restrictions. Flagging. Visible bait. Raw furs. Trap checking. Live furbearers. Fishing regulations. Trespass. Retrieval.	8-159 8-160 8-161 8-162 8-163 8-164 8-165 8-166	Harassment. Livestock and fences. Closed areas. Motor vehicles. Artificial light. Inspection. Threatened and endangered species. Bobcats.
	FIREARM	IS POLIC	CY
8-167 8-168 8-169 8-170 8-171 8-172 8-173	Definitions. Firearms policy. Administration of firearms. Firearms; record. Initial qualification requirements. Procedures when a firearm is used. Responsibility of the Senior Conservation Officer.	8-174 8-175 8-176 8-177 8-178	Responsibility of the Department of Wildlife and Parks Supervisor. Responsibility of the Chief Administrative Officer. Medical standards. Misconduct. Special permits.

# TITLE 8 ARTICLE 2 WATER MANAGEMENT (Restated November 6, 2009)

8-201	Purposes.	8-209	Committee member provisions.
8-202	Major actions.	8-210	Listing of current uses.
8-203	Definitions.	8-211	Water resource information.
8-204	Severability.	8-212	Public cooperation.
8-205	Composition of the committee.	8-213	Declarations of new water use.
8-206	Committee chairperson.	8-214	Inventory update.
8-207	Committee meetings.	8-215	Committee and administrator
8-208	Duties.		responsibilities.
	E	8-215	

# WINNEBAGO TRIBAL CODE TABLE OF CONTENTS TITLE 8 ARTICLE 3 HEMP

8-301 Authority	8-307 Hemp License applications contents
8-302 Policy and purpose	8-308 Lot Permits
8-303 Definitions	8-309 Reporting and record keeping
8-304 Hemp program	8-310 Testing
8-305 Hemp and Licensing Commission	8-311 Crop Destruction
8-306 Hemp License applications	8-312 Penalties

# WINNEBAGO TRIBAL CODE TABLE OF CONTENTS TITLE 8 ARTICLE 4 CULTURAL RESOURCE PROTECTION CODE

8-401 Authority.	8-407 Mitigation of Adverse Effects.
8-402 Intent and Purpose.	8-408 Tribal Monitors.
8-403 Definitions.	8-409 Enforcement.
8-404 Tribal Historic Preservation Officer.	8-410 Protection of Cultural Materials.
8-405 Cultural Resource Review Process.	8-411 Permits.
8-406 Determination of Adverse Effects.	8-412 Confidentiality and Disclosure.

#### TITLE 9 GAMING

(Amended and Restated as of February 22, 2013)

## ARTICLE 1 DEFINITIONS AND GENERAL PROVISIONS

9-101	Definitions.	9-105	Distribution limitation.
9-102	Gaming permitted.	9-106	Management authorized.
9-103	Tribe as sole owner.	9-107	Governing laws.
9-104	Application of gaming revenues.	9-108	Purpose.

## TITLE 9 ARTICLE 2 TRIBAL GAMING COMMISSION

9-201	Establishment and composition of	9-208	Powers and duties of the gaming
	commission.		commission.
9-202	Qualifications of commissioners.	9-209	Compensation and expenses.
9-203	Meetings.	9-210	Commission budget.
9-204	Resignation.	9-211	Commission records.
9-205	Removal.	9-212	Financial interest prohibited.
9-206	Commission office.	9-213	Rules.
9-207	Monthly reports.		

## TITLE 9 ARTICLE 3 LICENSING PROVISIONS

0.001	B 1 111	0.010	
9-301	Required licenses.	9-310	All information confidential.
9-302	Facility license.	9-311	Duration of licenses.
9-303	Operator's license.	9-312	License suspension; revocation.
9-304	Licensing of employees and key	9-313	Forms of licenses.
	employees.	9-314	License application fee.
9-305a	License for distributor and suppliers.	9-315	Background investigations.
9-305b	Machine licenses.	9-316	Eligibility determination.
9-305c	Vendor license.	9-317	Forwarding applications and reports to the
9-306	Provisional license.		national commission.
9-307	Notification to national commission.	9-318	Report to the national commission.
9-308	Certification of gaming devices; seizure of	9-319	Granting a gaming license.
	contraband authorized.	9-320	Application forms.
9-309	Access to premises and records.	9-321	Burden of proof.

#### TITLE 9 ARTICLE 4 CLASS II GAMING

9-401 Gaming regulated.	9-402 Games author	rized.
-------------------------	--------------------	--------

#### TITLE 9 ARTICLE 5 CLASS III GAMING

9-501	Gaming regulated.	9-507	Commission rules.
9-502	Games authorized.	9-508	Right of entry and inspection.
9-503	Gaming rules.	9-509	No credit.
9-504	Rules displayed.	9-510	Notification of violations.
9-505	Gaming devices.	9-511	Surveillance.
9-506	Security.		

## TITLE 9 ARTICLE 6 VIOLATIONS; PENALTIES

9-601	Role of Tribal prosecutor.	9-606	Civil penalties.
9-602	Tribal Court jurisdiction.	9-607	Consent to jurisdiction.
9-603	Prohibited acts.	9-608	Civil actions.
9-604	Criminal violations penalties.	9-609	Administrative hearings.
9-605	Civil violations.	9-610	Agent for service.

## TITLE 9 ARTICLE 7 MISCELLANEOUS PROVISIONS

9-701	Sovereignty not waived.	9-708	Repeal of prior law.
9-702	Audits.	9-709	Customer disputes.
9-703	Contracts subject to audit.	9-710	Customer rights regarding disputes.
9-704	Public safety.	9-711	Gaming commission action on customer
9-705	Unclaimed winnings.		disputes.
9-706	Saving clause.	9-712	Right to exclude or remove.
9-707	Short title.	9-713	Review and approval of gaming contracts.

#### TITLE 10 GENERAL REVENUE AND TAX CODE (As amended February 17, 2010)

#### TITLE 10 ARTICLE 1 TAXATION

10-101	Citation.	10-125	Evennt Preparty
10-101	Purpose.		Exempt Property. 0-150 Reserved.
10-102	Tax Commission.	10-120-10	
10-103	Composition of the Tax Commission.	10-151	Administrative Appeals. Limitations on Administrative Appeals.
10-104	Seal.	10-152	Exhaustion of Administrative Remedies.
		10-153	
10-106	General Powers of the Tax Commission.	10-134	Suits against the Tax Commission.
10-107	Rulemaking Authority. Forms.	10-155	Limitations on Suits against the Tax Commission.
10-108 10-109		10-156	
	Tax Stamps and Licenses. Records.		Refunds to Taxpayers. 0-180 Reserved.
10-110			
10-111	Bookkeeping.	10-181	Forgery of Stamps or other tax instruments.
10-112	Collection Account; Deposits.	10 102	
10-113	Tax Commission Employees and	10-182	Offenses.
10 114	Expenses.	10-183	General Penalties.
10-114	Nepotism.	10-184	Referrals for Federal Prosecution.
10-115-1		10-185	Interest.
10-120	Collection of Taxes.	10-186	Commencement of Actions.
10-121	Collection of Delinquent Taxes.	10-187	Taxes Erroneously paid.
10-122	Other Remedies.	10-188	Penalties.
10-123	Inventory of Seized Property.	10-189	Records.
10-124	Public Sale of Forfeited Property.		
		LE 10	
		ICLE 2	
	SALI	ES TAX	
10-200	Definitions.	10-203	Impact of tax.
10-201	Tax on sales of goods.	10-204	Payment of tax.
10-202	Exceptions.	10-205	Permit System.
-			
	TIT	LE 10	
	ART	ICLE 3	
	GASOL	INE TAX	
10-300	Definitions.	10-303	Impact of tax.
10-301	Tax on sales of gasoline.	10-304	Collection of tax.
10-302	Exceptions.	10-305	Payment of tax.
		10 202	y

#### TITLE 10 ARTICLE 4 CONSTRUCTION TAX

10-400	Definitions.	10-403	Payment Requirements.
10-401	Construction Tax.	10-404	Material Purchase Certificates.
10-402	Subcontractors.	10-405	State and Local Taxation.

#### TITLE 10 ARTICLE 5 BINGO TAX [Repealed January 1, 2016] [TCR 05-39, 16-39]

#### TITLE 10 ARTICLE 6 TOBACCO TAX

10-600	Definitions.	10-605	Wholesale Exceptions.
10-601	Sales of Tribal Cigarettes.	10-606	Impact of Tax.
10-602	Internet Sales of Tribal Cigarettes.	10-607	Tax Collection.
10-603	Other Tribal Tobacco Products.	10-608	Payment of Tax.
10-604	Compact Exceptions.	10-609	Effective Date.

#### TITLE 10 ARTICLE 7 HOTEL LODGING TAX (As adopted January 16, 2012)

10-700	Definitions.	10-705	Assessment and Determination of Tax.
10-701	Imposition of Tax; Exemptions.	10-706	Notices.
10-702	Records.	10-707	Licenses and Registration.
10-703	Returns.	10-708	Interest and Penalties.
10-704	Payment of Tax.		

#### TITLE 11 BUSINESS CORPORATION CODE

## ARTICLE 1.00 CITATION; DEFINITIONS

11-001	Citation.	11-011	Definitions.
		CLE 1.02 CATION	
11-021 11-041	Repeal of previous business corporation code. Reservation of right.	11-061 11-081	Corporations wholly owned by the Tribe. Sovereign immunity of the Tribe not waived.
	ARTIC INCORPORAT	LE 1.10 ION; AR	ΓICLES
11-101 11-105	Purposes. Incorporators.	11-133	Procedure for amendment before issuance of shares.
11-103	Articles.	11-135	Procedure for amendment after issuance
11-115	Corporate name.		of shares.
11-117	Reserved name.		Class or series voting on amendments.
11-121	Registered office; registered agent.		Articles of amendment.
11-123	Change of registered office or registered		Effect of amendment.
	agent; change of name of registered agent.		Filing articles. Effective date of articles.
11-131	Amendment of Articles.		Presumption; Certificate of Incorporation.
ARTICLE 1.16 POWERS			
11-161 11-163	Powers. Corporate seal.	11-165	Effect of lack of power; ultra vires.
	ARTIC ORGANIZAT	LE 1.17 ION; BYI	LAWS
11-171	Organization.	11-181	Bylaws.

#### ARTICLE 2 BOARD

11-201	Board.	11-225	Vacancies.
11-203	Number.	11-231	Board meetings.
11-205	Qualifications; election.	11-233	Absent directors.
11-207	Terms.	11-235	Quorum.
11-209	Acts not void or voidable.	11-237	Act of the board.
11-211	Compensation.	11-239	Action without meeting.
11-213	Classification of directors.	11-241	Committees.
11-215	Cumulative voting for directors.	11-251	Standard of conduct.
11-221	Resignation.	11-255	Director conflicts of interest.
11-223	Removal of directors.		

#### ARTICLE 3 OFFICERS

11-301	Officers required.	11-331	Contract rights.
11-305	Duties of required officers.	11-341	Resignation; removal; vacancies.
11-311	Other officers.	11-351	Delegation.
11-315	Multiple offices.	11-361	Standard of conduct.
11-321	Officers deemed elected.		

#### ARTICLE 4 SHARES; SHAREHOLDERS

11-401	Authorized shares.	11-435	Notice.
11-402	Share dividends, divisions, and		Electronic communications.
11-402	combinations.	11-437	Act of the shareholders.
11-403	Subscriptions for shares.	11-441	Action without a meeting.
11-405	Consideration for shares; value and	11-443	Quorum.
	payment; liability.	11-445	Voting rights.
11-413	Preemptive rights.	11-447	Voting of shares by organizations and
11-417	Share certificates; issuance and contents;		legal representatives.
	uncertificated shares.	11-449	Proxies.
11-419	Lost share certificates; replacement.	11-453	Voting trusts.
11-423	Fractional shares.	11-455	Shareholder voting agreements.
11-425	Liability of subscribers and shareholders	11-457	Shareholder control agreements.
	with respect to shares.	11-461	Books and records; inspection.
11-429	Restriction on transfer or registration of	11-463	Financial statements.
	securities.	11-467	Equitable remedies.
11-431	Regular meetings of shareholders.	11-471	Rights of dissenting shareholders.
11-433	Special meetings of shareholders.	11-473	Procedures for asserting dissenter's rights.

## ARTICLE 5 LOANS; OBLIGATIONS; DISTRIBUTIONS

LOANS; OBLIGATIONS; DISTRIBUTIONS				
11-501 11-505 11-521 11-551 11-553	Loans; guarantees; suretyship. Advances. Indemnification. Distributions. Powers to acquire shares.		Liability of shareholders for illegal distributions. Liability of directors for illegal distributions.	
	ADT			
		ICLE 6	PD ANGEED	
	MERGER, EXCH (As revised N			
	(As revised in	riaicii 30,	2013)	
11-600	Definitions	11-631	Abandonment.	
11-601	Merger, exchange, transfer.		Effective date of merger or exchange;	
11-611	Plan of merger or exchange.	11 011	effect.	
11-613	Plan approval.	11-651	Merger or exchange with foreign	
11-615	Articles of merger or exchange;		corporation.	
	certificate.	11-661	Transfer of assets; when permitted.	
11-621	Merger of subsidiary.			
		ICLE 7	,	
	DISSU	LUTION		
11-701	Methods of dissolution.	11 755	Qualifications of raccivers powers	
11-701	Voluntary dissolution by incorporators.	11-757	Qualifications of receivers; powers.  Action by Tribal Council.	
11-711	Voluntary dissolution by shareholders.	11-757		
11-721	Filing notice of intent to dissolve; effect.	11-737	I ming claims in proceedings to dissorve.	
11-727	Dissolution procedure for corporations	11-761	Discontinuance of dissolution	
11 /2/	that give notice to creditors and	11 /01	proceedings.	
	claimants.	11-763	<u>-</u>	
11-729	Dissolution procedure for corporations		Filing decree.	
	that do not give notice.	11-771		
11-731	Revocation of dissolution proceedings.		due certain shareholders.	
11-734	Effective date of dissolution; certificate.	11-781	, I	
11-741	Supervised voluntary dissolution.	11-783	Right to sue or defend after dissolution.	
11-751	Judicial intervention; equitable	11-791	Omitted assets.	
	remedies or dissolution.			
11-753	Procedure in involuntary or supervised			
	voluntary dissolution.			
		CLE 8.01 ENSION		
11-801	Extension after duration expired.	11-805	Effect of extension.	

## ARTICLE 8.21 CORPORATE REGISTRATION

11-821 Winnebago Tribal corporate registration.

## ARTICLE 9 ACTIONS AGAINST CORPORATIONS

11-901 Service of process on corporation. 11-917 Court action; remedies and penalties.

## ARTICLE 10 CORPORATIONS WHOLLY OWNED BY THE TRIBE

11-1001	Scope.	11-1022	Liability of Tribe as shareholder.
11-1002	Application.	11-1023	Shareholder meetings.
11-1003	Special powers, privileges and	11-1030	Assets, distribution of income.
	immunities of corporations wholly	11-1091	Voluntary dissolution by incorporators.
	owned by the Tribe.		
11-1010	Board.		
11-1021	Shares in corporations wholly		
	owned by the Tribe; shareholders;		
	voting.		

## ARTICLE 11 EFFECTIVE DATE AND AUTHORITY

11-1101	Severability; effect of invalidity of part	11-1113	Authority.
	of this Code.	11-1117	No impairment of contracts.
11-1111	Effective date.		

#### ARTICLE 12 CONVERSION

(As adopted March 30, 2015)

11-1201	Definitions.	11-1207	Conversion of Business Entity into a
11-1202	Conversion.		Domestic Corporation.
11-1203	Conversion of Domestic Corporation	11-1208	Plan of Conversion for Business Entity
	into Another Business Entity.		into a Domestic Corporation.
11-1204	Plan of Conversion for Domestic	11-1209	Effect of Conversion of Business Entity
	Corporation into Another Business		into Domestic Corporation.
	Entity.	11-1210	Articles of Entity Conversion.
11-1205	Filing of Certificate of Conversion for	11-1211	Surrender of Charter Upon Conversion.
	Domestic Corporation Converting into	11-1212	Articles Not Exclusive.
	Another Business Entity.		
11-1206	Effect of Conversion of Domestic		
	Corporation into Another Business		
	Entity.		

#### ARTICLE 13 DOMESTICATION

(As adopted March 30, 2015)

11-1301	Domestication.	11-1305	Effect of Domestication.
11-1301	Action on a Plan of Domestication.	11-1306	Abandonment of Domestication.
11-1303	Articles of Domestication.	11-1307	Article not exclusive.
11-1304	Surrender of Charter Upon Domestication.		

## TITLE 11A BUSINESS REGULATION AND ECONOMIC DEVELOPMENT

#### ARTICLE 2

## WINNEBAGO INDUSTRIAL DEVELOPMENT FINANCING SERVICE ACT (As redesignated March 9, 1994)

11A-201 11A-202	Citation and special definition. Establishment and purpose of the	11A-215	Guaranty of deposits-exemption from taxation.
11A-202	Winnebago Industrial Development	11A-216	Interest rates; time deposits;
114 202	Financing Service.	114 217	limitations; charges.
11A-203	Tribal credit officer to operate service,	11A-217	Deposits may be made in any bank.
	business of Industrial Development	11A-218	Financing service may make loans.
	Financing Service.	11A-219	Loans to treasury account authorized.
11A-204	Federal Deposit Insurance Corporation	11A-220	Investments in government sponsored
	Act.		stocks.
11A-205	Pledge of assets generally.	11A-221	Fund transfers to Tribal departments;
11A-206	Indemnification for defending suits.		how credited.
11A-207	Property acquisition.	11A-222	Warrants against transferred funds.
11A-208	Engagement of officers and employees.	11A-223	Assignment patents and sales of land
11A-209	Removal and discharge of appointees.		acquired through foreclosure.
11A-210	Capital of Industrial Development	11A-224	Name in which business conducted;
	Financing Service.		execution of industrial instruments.
11A-211	Tribal funds to be deposited in the	11A-225	Civil actions against financing service.
	Winnebago Industrial Development	11A-226	Surety not required for financing
	Financing Service.		service in civil actions.
11A-212	Non-liability of officers and sureties	11A-227	No execution of financing service
1111 212	after deposit.	1111 227	property.
11A-213	Deposits may be received from any	11A-228	Audit of financing service accounts and
	source.		records.
11A-214	Deposits to credit of other financing	11A-229	Indian Financing Act authorization.
	services.		

## UTILIZATION OF FINANCING SERVICE IN INDUSTRIAL DEVELOPMENT

11A-230	Declaration and finding of public	11A-237	Powers.
	purpose.	11A-238	Default by mortgagors.
11A-231	Financing service advisory board.	11A-239	Mortgage insurance fund.
11A-232	Authority of board; capital pool	11A-240	Insurance of mortgages.
	created.	11A-241	Mortgage insurance premiums.
11A-233	Minimum standards for loans from	11A-242	Expenses.
	capital pool.	11A-243	Mortgages eligible for investment.
11A-234	Mortgage program administration.	11A-244	Limitation; credit of financing service
11A-235	Purpose.		and Tribe not pledged.
11A-236	Definitions.		-

#### TITLE 11A ARTICLE 3

#### WINNEBAGO ECONOMIC DEVELOPMENT ACT OF 1989

(As redesignated March 9, 1994) GENERAL PROVISIONS

11A-301 11A-302	Citation. Declaration of need and legislative findings.	11A-303 11A-304	Purposes. Definitions.
	BOARD OF	TRUSTEE	ES
11A-305	Economic development authority	11A-310	Officers.
	created.	11A-311	Removal of board members.
11A-306	Board created; number.	11A-312	Compensation to be paid.
11A-307	Appointment of board members.	11A-313	Quorum.
11A-308	Qualifications of board members.	11A-314	Duties of officers.
11A-309	Term of office.	11A-315	Meetings.
	POWERS OF TH	HE AUTHC	PRITY
11A-316	Period of existence.	11A-319	Securing financial assistance.
11A-317	Power to sue and be sued.	11A-320	Certain property laws do not apply.
11A-318	General powers.		Total property and the appropriate
	ODLIG	AFIONG	
	OBLIGA	ATIONS	
11A-321	Authority to issue obligations.	11A-325	Manner of issuance and sales.
11A-322	No personal liability on obligations.	11A-326	Obligations are negotiable.
11A-323	No Tribal liability on obligations.	11A-327	Security for obligations.
11A-324	Obligations are tax exempt.	11A-328	Actions to be filed for record.
	MISCELLANEO	US PROVI	SIONS
11A-329	Reports.	11A-335	Personal policies to be enacted.
11A-330	Acquisition of interests prohibited.	11A-336	Judicial notice.
11A-331	Compliance with federal law.	11A-337	Special certificate of incorporation.
11A-332	Fidelity bonds.	11A-338	Separability of provisions.
11A-333	Property of authority as public	11A-339	Records and audit.
11A-334	property.	11A-340 11A-341	Authorization of appropriations.
11A-334	No execution on authority property.	11A-341	Rules, regulations and procedures.

#### MANAGEMENT OF TRIBAL ENTERPRISES

11A-342	General management provisions.	11A-344	Chartering of independent Tribal
11A-343	Achieving independent status as		enterprises.
	a Tribal enterprise.		

#### TITLE 11B

#### LIMITED LIABILITY COMPANY CODE

(As adopted January 13, 2010) ARTICLE 1

#### **GENERAL PROVISIONS**

11B-101 11B-102 11B-103 11B-104 11B-105 11B-106 11B-107	Short Title. Purposes; Sovereign Immunity. Scope. Applicable law. Definitions. Name. Registered Office and Registered Agent.	11B-108 11B-109 11B-110 11B-111 11B-112 11B-113 11B-114	Tribe as an Owner. Nature of business. Execution of Documents. Filing. Certificate of Status. Execution by Judicial Act. Interstate application.		
	ARTI OPERATING AGREEMENT	CLE 2 ' AND DEA	ALING WITH LLC		
11B-202 11B-203 11B-204	Articles of Organization. Agency Power of Owners and Managers. Admission of Owners and Managers. Knowledge of or Notice to Owner or Manager.	11B-205 11B-206 11B-207	Liability of Owners to Third Parties. Parties to Action Authority to Sue.		
	ARTICLE 3 OWNERS AND MANAGERS				
11B-301	Management.	11B-305	Records and Information.		
11B-302 11B-303	Duties. Limitation of Liability and	11B-306 11B-307	Admission of Owners. Dissociation.		
11B-304	Indemnification. Voting.	110-307	Dissociation.		
		CLE 4 ANCE			
11B-401 11B-402	Contributions. Liability for Contribution.	11B-403	Allocation of Profits and Losses.		

## ARTICLE 5 NON-LIQUIDATING DISTRIBUTIONS

11B-501	Interim Distributions.	11B-505	Distribution in Kind.
11B-502	Allocation of Distributions.	11B-506	Right to Distribution.
11B-503	Distribution Upon Partial Redemption.	11B-507	Limitations of Distributions.
11B-504	Distribution Upon Dissociation.	11B-508	Liability for Wrongful Distribution.

## $\begin{tabular}{ll} ARTICLE~6\\ OWNERSHIP~AND~TRANSFER~OF~PROPERTY\\ \end{tabular}$

11B-601	Ownership of LLC Property.	11B-605	Rights of Judgment Creditor.
11B-602	Transfer of Property.	11B-606	Right of Assignee to Become an Owner.
11B-603	Nature of Interest.	11B-607	Powers of Legal Representative.
11B-604	Assignment of LLC Interest.		

## ARTICLE 7 DISSOLUTION

11B-701	Dissolution.	11B-705	Articles	of Dissolu	tion.	
11B-702	Judicial Dissolution.	11B-706	Known	Claims	Against	Dissolved
11B-703	Winding Up.		LLC.			
11B-704	Distribution of Assets.	11B-707	Unknow	n or Conti	ngent Clai	ms.

## ARTICLE 8 MERGER, CONVERSION, AND DOMESTICATION (As revised March 30, 2015)

11B-801	Definitions.	11B-813	Conversion of Business Entity into a
11B-802	Merger.		Domestic LLC.
11B-803	Approval of Merger.	11B-814	Plan of Conversion Business Entity
11B-804	Plan of Merger.		into a Domestic LLC.
11B-805	Articles of Merger.	11B-815	Effect of Conversion of Business
11B-806	Effects of Merger.		Entity in Domestic LLC.
11B-807	Right to Object.	11B-816	Domestication.
11B-808	Conversion.	11B-817	Action on Plan of Domestication by
11B-809	Conversions of Domestic LLC into		Domesticating LLC.
	Another Business Entity.	11B-818	Filings Required for Domestication;
11B-810	Plan of Conversion for Domestic LLC		Effective Date.
	into Another Business Entity.	11B-819	Effect of Domestication.
11B-811	Filing of Certificate of Conversion for	11B-820	Restrictions on Approval of Mergers,
	Domestic LLC.		Conversions, and Domestications.
11B-812	Effect of Conversion of Domestic	11B-821	Article Not Exclusive.
	LLC into Another Business Entity.		

## ARTICLE 9 LIMITED LIABILITY COMPANIES WHOLLY-OWNED BY THE TRIBE

## SUBPART 1 GENERAL PROVISIONS FOR TRIBALLY-OWNED LLC'S

11B-911 11B-912 11B-913 11B-914	Tribally-Owned Companies. Tribally-Owned Subsidiary Companies. Privileges and Immunities. Ownership.	11B-915 11B-916 11B-917	Owners. Purpose of Tribally-Owned LLC's.		
	SUBPART 2 SPECIAL FORMATION REQUIREMENTS FOR TRIBALLY-OWNED LLC'S				
11B-921	Formation.	11B-922	Additional Requirements for the Articles of Organization.		
	SUBP. MANAGEMENT OF TRI		WNED LLC'S		
11B-931	Management.				
	SUBPART 4 DECISIONS AND VOTING FOR TRIBALLY-OWNED LLC'S				
11B-941	Voting.				
SUBPART 5 DISTRIBUTIONS FOR TRIBALLY-OWNED LLC'S					
11B-951	Distributions of Income.				
	SUBP. ADDITIONAL REPO	ART 6 ORTS AND	O AUDITS		
11B-961	Audit.	11B-962	Financial, Business, and Planning Information.		
	SUBP. ACTIONS AGAINST TR		OWNED LLC'S		
11B-971 11B-972	Court Actions By a Tribe Authorized. Tribal Approval Required.	11B-973	Relief Available.		

## TITLE 12 FAMILY RELATIONS

#### ARTICLE 1

[Reserved]

# TITLE 12 ARTICLE 2 DOMESTIC AND FAMILY VIOLENCE ACT (As amended and approved December 7, 2005)

12-201	Purpose and Findings.	12-223	Continuing Duty to Inform Court of Other
12-202	Definitions.		Proceedings; Effect of Other Proceedings;
12-203	Domestic or Family Violence; Crime		Delay of Relief Prohibited; Omission of
	Involving Domestic or Family Violence;		Petitioner's Address.
	Penalties; Mandatory Intervention.	12-224	Emergency Order for Protection;
12-204	Possession of a Firearm.		Available Relief; Availability of Judge or
12-205	Duties of Law Enforcement to Victim;		Court Officer.
	Required Notice.	12-225	Order for Protection; Modification of
12-206	Determination of predominant		Orders; Relief Available Ex Parte; Relief
	aggressor; required report.		Available After Hearing; Duties of the
12-207	Authority of Law Enforcement to Seize		Court; Duration of Order.
	Weapons.	12-226	Required Hearings; Duty When Order for
12-208	Conditions of Release.		Protection Denied.
12-209	Mandatory Arrest for Violation of	12-227	Effect of Action by Petitioner or
	Conditions of Release.		Respondent on Order.
12-210	Written procedures for Prosecution.	12-228	Denial of Relief Prohibited.
12-211	Duty of Prosecutor to Notify Victim.	12-229	Mutual Orders for Protection.
12-212	Record of Dismissal.	12-230	Mandatory Arrest for Certain Violations
12-213	Dismissal Prohibited Due to Civil		of Orders for Protection.
	Compromise.	12-231	Violation of Certain Orders for Protection
12-214	Rights of Victims; Duty of Prosecutor to	12-232	Court-ordered and Court-referred
	Inform.		Mediation Prohibited.
12-215	Spousal Privileges Inapplicable.	12-233	Court Costs and Fees.
12-216	Advocate-Victim Privilege.	12-234	Court-referred Assistance to Victims of
12-217	Residential Confinement; Visitation in		Domestic and Family Violence.
	Home of Victim Prohibited.	12-235	Registration and Enforcement of Foreign
12-218	Diversion prohibited.		Orders for Protection; Duties of Court
12-219	Required Policies and Procedures.		Clerk.
12-220	Eligible Petitioners for Protection Orders.	12-236	Mandatory Training.
12-221	Uniform Documents for Petitions and		•
	Orders; Required Statements; Duties of		
	Clerk.		
12-222	Jurisdiction; venue; residency not		
	required to petition.		

# TITLE 12 ARTICLE 3 WINNEBAGO CHILD SUPPORT ENFORCEMENT IV-D PROGRAM ACT; ESTABLISHMENT AND DUTIES

12-301	Act, How Cited.	12-304	Authority and Responsibility of the
12-302	Purpose.		WTN-CSE.
12-303	Definitions.	12-305	Program Participation and Funding.

#### TITLE 12 ARTICLE 4 WINNEBAGO PARENTAGE ACT

12-401	Act, How Cited.	12-431	Costs of Genetic Testing.
12-402	Purpose of Act.	12-432	Additional Genetic Testing.
12-403	Definitions.	12-433	Genetic Testing When Specimens Not
12-404	Subject Matter Jurisdiction.		Available.
12-405	Personal Jurisdiction.	12-434	Deceased Individual.
12-406	Protection of Participants.	12-435	Identical Brothers.
12-407	Authorized Release of Case Records and	12-436	Confidentiality of Genetic Testing.
	Other Information.	12-437	Proceeding to Adjudicate the Parentage
12-408	Publication of Proceedings.		of a Child – Authorization.
12-409	Penalty for Unauthorized Disclosure.	12-438	Standing to Maintain Proceeding.
12-410	Notice.	12-439	Parties to Proceeding.
12-411	Establishment of Parent-Child	12-440	No Limitation – Child Having No
	Relationship.		Presumed, Acknowledged, or
12-412	No Discrimination Based on Marital		Adjudicated Father.
	Status.	12-441	Limitation – Child Having Presumed
12-413	Consequences of Establishment of		Father.
	Parentage.	12-442	Authority to Deny Motion for Genetic
12-414	Presumption of Paternity.		Testing.
12-415	Tribal Acknowledgement and Denial of	12-443	Limitation – Child Having
	Paternity – Duties of the WTN-CSEP.		Acknowledged or Adjudicated Father.
12-416	Tribal Acknowledgment of Paternity –	12-444	Joinder of Proceedings.
	Execution.	12-445	Proceeding Before Birth.
12-417	Tribal Denial of Paternity by a Presumed	12-446	Child as Party – Representation.
	Father.	12-447	Admissibility of Results of Genetic
12-418	Rules for Tribal Acknowledgment and		Testing – Expenses.
	Denial of Paternity.	12-448	Consequences of Declining Genetic
12-419	Effect of Tribal Acknowledgment or		Testing.
	Denial of Paternity.	12-449	Admission of Paternity Authorized.
12-420	No Filing Fee.	12-450	Temporary Order.
12-421	Proceeding for Rescission.	12-451	Rules of Adjudication of Paternity.
12-422	Challenge <u>After</u> Expiration of Period for	12-452	Jury Prohibited.
	Rescission.	12-453	Closed Hearings.
12-423	Procedure for Rescission or Challenge.	12-454	Order on Default.
12-424	Full Faith and Credit.	12-455	Dismissal for Want of Prosecution.
12-425	Release of Information – Tribal	12-456	Order Adjudicating Parentage.
10 10 -	Acknowledgment or Denial of Paternity.	12-457	Binding Effect of Determination of
12-426	Scope of Genetic Testing.	10 150	Parentage.
12-427	Order for Genetic Testing.	12-458	Liability for Collection of Support.
12-428	Requirements for Genetic Testing.	12-459	Application of the Winnebago Parentage
12-429	Report of Genetic Testing.		Act.
12-430	Genetic Testing Results – Rebuttal.		

# TITLE 12 FAMILY RELATIONS ARTICLE 5 WINNEBAGO CHILD SUPPORT ACT (As revised May 21, 2014)

#### PRELIMINARY PROVISIONS

PRELIMINARY PROVISIONS			
12-501 12-502	Act, How Cited. Findings.	12-507	Authorized Release of Case Records and Other Information.
12-503	Purpose.	12-508	Penalty for Unauthorized Disclosure.
12-504	Definitions.	12-509	
12-505	Jurisdiction.		Enforcement of Child Support
12-506	Protection of Participants —		Obligations.
	Confidentiality of Case Records.	12-510	Notice.
	ESTABLISHMENT & MODIFIC	CATION	OF CHILD SUPPORT
12-511	Duty to Support Children.	12-518	Periodic Review of Child Support Orders.
12-512	Liability of Stepparent For Support.	12-519	Notice of Periodic Review of Child
12-513	Termination of Parental Rights – Duty of		Support Orders.
	Support.	12-520	Obligor's Duties Upon Review – Failure
12-514	Support For Children After Majority –		to Provide Information.
	Retroactive Application.		Notice of Review Determination.
12-515	Support by Tribe – Liability of Parent's	12-522	Motion for Amendment of Child Support
10.516	Estate.		Order – How Made – Presumption When
12-516	Allowance to Parent for Support of	10 502	Obligor's Income Unknown.
12-517	Child.  Duration of Child Support Obligations.	12-523	Request For Review – Notice of Right to Request Review.
12-317	Duration of Child Support Congations.		Request Review.
TR	IBAL TANF & ASSIGNMENT OF CHILD	SUPPOR	T PAYMENTS TO THE WTN-CSEP
12-524	Recipients of Tribal TANF - Assignment	12-528	Cooperation with Winnebago Tribe of
	of Support Payments.	Nebrask	a Child Support Enforcement Program
12-525	Families-First Distribution of Child	(WTN-C	
	Support Arrearages.		Non-Cooperation with the WTN-CSEP.
12-526	Existing Assignments.	12-530	Assignment of Rights; Judgment.
12-527	Effect of Assignment.		
LO	OCATION OF A MISSING OBLIGOR, AS	SETS, Al	ND OBLIGEE BY THE WTN-CSEP
12-531	Location Activities of the WTN-CSEP.		
	PAYMENTS, COLLECTIONS, D	ISTRIBU	JTION, AND ARREARS
12-532	Mandatory Payment of Child Support	12-535	Arrears.
	Obligations to the WTN-CSEP.	12-536	Child Support Order – Required Interest
12-533	Collections and Distribution – General		Statement on Arrears.
	Rule, Current Receipt of Tribal TANF,	12-537	Interest Waived on Arrearages.
	Former Receipt of Tribal TANF.	12-538	Offsets of Child Support.
12-534	Overpayments.	12-539	Agreements to Waive Child Support.

#### CIVIL REMEDIES FOR ENFORCEMENT OF CHILD SUPPORT ORDERS

12-540 12-541 12-542	Income Withholding Order. Immediate Income Withholding. Subsequent Income Withholding Order –	12-549	Income Withholding - Duties and Liabilities of Income Payer under Income Withholding Order.
12 3 12	Provision of Notice of Impact of Income Withholding Law to Obligors.	12-550	•
12-543	Requests by Obligee for Income Withholding – Approval – Procedures	12-551	Amendment – Termination of Income Withholding Order.
12-544	and Standards.  Procedure – Notice to Obligor.	12-552	Interstate Income Withholding – Initiation by the Winnebago Tribe of Nebraska to
12-545 12-546	Hearing Upon Obligor's Request.  Mandatory Federal Income Withholding	12-553	Another Jurisdiction. Child Support Exempt from Process.
12-547	Form – Effect of Income Withholding Order.	12-554 12-555	Driver's License and Occupational
	Voluntary Income Withholding for Child Support – Limitations.	12-556	
12-548	Service of Income Withholding Order on Income Payer.		Child Support.
	INTERGOVERNMENTAL AFFORDING FULL		
12-557	Full Faith and Credit of Foreign Child Support Orders.		
	REGISTRATION OF FOREIGN CHILD S	SUPPORT	ORDER FOR ENFORCEMENT
12-558	Registration of Foreign Child Support Order for Enforcement.	12-561 12-562	Notice of Registration of Order. Procedure to Contest Validity or
12-559 12-560	Effect of Registration for Enforcement. Choice of Law.	12-563	Enforcement of Registered Order. Burden on Party Contesting the
		LIDDODT	Registration or Enforcement.
	REGISTRATION OF FOREIGN CHILD S	UPPORT	ORDERS FOR MODIFICATION
12-564	Registration Child Support Order for Modification.		Effect of Accepting a Transferred Case. Notice of Acceptance of Transferred Case.
12-565	Modification of Child Support Order of Another Tribe or State.		Procedure to Contest the Acceptance of a Transferred Case.
12-566	Application of the Winnebago Child Support Act.	12-571	Burden on Party Contesting the Transfer of a Case.
12-567	Transferring of a Foreign Child Support or Custody Case.		

# TITLE 13 TRIBAL EMPLOYMENT RIGHTS ORDINANCE (TERO)

Adopted September 19, 2005 Amended November 8, 2005 Repealed August 24, 2009 [TCR 05-140; 06-14; 09-114]

#### TITLE 14 ARTICLE 1 PROBATE

	1 KO	<i>J</i> / 1 1 L	
14-101	Jurisdiction.	14-133	Revocation by divorce; no revocation by
14-102	General definitions.		other changes of circumstances.
14-103	Evidence as to death or status.	14-134	Revival of revoked will.
14-104	Records.	14-135	Incorporation by reference.
14-105	Oaths.		Events of independent significance.
14-106	Notices.	14-137	
14-107	Renunciation of inheritance.		by one hundred hours.
14-108	Effect of divorce, annulment or decree of	14-138	Simultaneous death.
	separation.	14-139	Rules of construction and intention.
14-109	Effect of fraud and evasion.	14-140	Construction that will passes all property;
14-110	Disqualification of a willful slayer.		after-acquired property.
14-111	Petition for appointment of administrator	14-141	Anti-lapse; deceased devisee; class gifts.
	or executor.	14-142	Failure of testamentary provision.
14-112	Priorities of appointment.	14-143	Exercise of power of appointment.
14-113	Duties of administrator or executor.	14-144	Non-exoneration.
14-114	Oath and letters of appointment.	14-145	Construction of generic terms to accord
14-115	Notice to creditors.		with relationship as defined for intestate
14-116	Priority of payment of demands against		successions.
	the estate.	14-146	Ademption by satisfaction.
14-117	Distribution of property if no taker.		Petition for letters testamentary.
14-118	Restrictions on interests.		Qualification of executor.
14-119	Status of heirs.		Appointment of executor.
14-120	Debts owed to the decedent.		Duties of executor; bond.
14-121	Reopening of estates.		Creditors.
14-122	Rule of interpretation.	14-152	Accounting.
14-123	Construction.		Distribution; closing estate.
14-124	Severability.	14-154	Distribution; order in which assets
14-125	Citation.		appropriated; abatement.
14-126	Who may make a will.		Property discovered after estate closed.
14-127	Execution.	14-156	Personal representative's and attorney's
14-128	Holographic will.		fees.
14-129	Self-proved will.		Homestead allowance.
14-130	Who may witness.		Exempt property.
14-131	Choice of law as to execution.		Family allowance.
14-132	Revocation by writing or by act a will or	14-160	· · · · · · · · · · · · · · · · · · ·
	any part thereof is revoked.	14-161	Applicable law.

#### TITLE 15 UTILITIES

(As adopted by Resolution #07-53, March 6, 2007)

#### ARTICLE 1 LEGISLATIVE FINDINGS AND PURPOSE

15-101 15-102	Sovereign Power to Regulate. Critical Need for Utility Regulation on	15-106	Illegality of State Tax Collection by Utilities.
	Reservation.	15-107	Benefits Provided by Tribal
15-103	Demonstrably Serious Impacts of Utility		Government to Utilities.
	Activities upon Economic Security,	15-108	Purpose.
	Health and Welfare of the Winnebago	15-109	Scope of Services to be Regulated.
	Tribe of Nebraska and Winnebago Tribal	15-110	Territory, Persons and Property
	Members.		Affected.
15-104	State Jurisdiction and Regulation Not	15-111	Explicit and implicit Intention for State
	Applicable within Winnebago		Law Preemption.
	Reservation.		
15-105	Finding of Consensual Relations		
	between Utilities Operating Within		
	Reservation and the Tribe, Tribal		
	Members and Non-Members of Tribe.		

#### TITLE 15 ARTICLE 2 GENERAL PROVISIONS

15-201	Title and Date.	15-203	Definition of Terms.
15-202	Sovereign Immunity.		

# $\begin{array}{c} \text{TITLE 15} \\ \text{ARTICLE 3} \\ \text{WINNEBAGO TRIBAL UTILITY BOARD; REGULATORY} \end{array}$

15-301	Creation of Winnebago Tribal Utility	15-311	Quorum
	Board.	15-312	Majority Vote.
15-302	Number and Selection of Board	15-313	General Procedures of the Board.
	Members.	15-314	Tribal Utility Account Established.
15-303	Terms of Office.	15-315	Jurisdiction of Board.
15-304	Board Qualifications.	15-316	Powers and Duties of Board With
15-305	Initial Appointment of the Utility Board.		Respect to Utilities.
15-306	Vacancies.	15-317	Annual Reports by Utilities.
15-307	Resignations.	15-318	Production of Records.
15-308	Removals.	15-319	Investigation.
15-309	Officers of the Board and Duties of	15-320	Hearings; Examiner.
	Officers.	15-321	Rules of the Board.
15-310	Compensation.	15-322	Board Employees and Expenses.
			_

#### TITLE 15 ARTICLE 4 PUBLIC UTILITIES: RESPONSIBILITIES, DUTIES, REQUIREMENTS

15-401 15-402	Duty to Provide Adequate Service. Unauthorized Utilities Facilities Prohibited.	15-403 15-404	Duty to Produce Information on Reservation Easements. Disconnection or Discontinuation of Service.		
	ART	LE 15 ICLE 5			
	ELECTRIC UTILITY SERVICE	ON WINNE	EBAGO RESERVATION		
15-501	Assigned Service Areas; Nonexclusive Franchise Requirement.	15-505	Energy Conservation & Energy Efficiency.		
15-502	Franchise Service Rights; Term of	15-506	Lower Income Programs.		
	Franchise.	15-507	Environmental Obligations.		
15-503	Interconnection Standards and	15-508	Ownership of Wires and Facilities.		
15.504	Obligations.	15-109	Valuation of Electric Utility Property.		
15-504	Net Metering.		[Reserved]		
	TITLE 15 ARTICLE 6 TELECOMMUNICATIONS SERVICE [Reserved]  TITLE 15 ARTICLE 7 WATER SERVICE [Reserved]				
TITLE 15 ARTICLE 8 WASTEWATER SERVICE [Reserved]					
TITLE 15 ARTICLE 9 GAS UTILITIES [Reserved]					

TITLE 15
ARTICLE 10
HEATING UTILITIES
[Reserved]

TITLE 15
ARTICLE 11
OTHER UTILITIES
[Reserved]

TITLE 15 ARTICLE 12 TRIBAL UTILITY BOARD – ENTERPRISE [Reserved]

#### TITLE 16 CIVIL TRESPASS

#### ARTICLE 1 CIVIL TRESPASS STATUTE

16-100	Citation.	16-109	Review by the Chief Administrative
16-101	Purpose.		Officer.
16-102	Definitions.	16-110	Actions by hearing officer.
16-103	Applicability.	16-111	Enforcement after appeal.
16-104	Notice of trespass.	16-112	Actions in the Tribal Court.
16-105	Enforcement.	16-113	Severability.
16-106	Enforcement by United States.	16-114	Effective date.
16-107	Civil penalties.	16-115	Amendment.
16-108	Interest on penalties.		
	•		

# TITLE 17 INTERESTS IN REAL PROPERTY ARTICLE 1 PART A GENERAL PROVISIONS

17-201	Applicability of Article and purpose.	17-205	Priority.
17-202	Tribal court jurisdiction.	17-206	Tribal notice.
17-203	Definitions.	17-207	Service of process and procedures.
17-204	Recording.		

# TITLE 17 ARTICLE 1 PART B EVICTION PROCEDURES

17-208 Unlawful detainer.

#### TITLE 17 ARTICLE 1 PART C

#### FORECLOSURE OF INTERESTS IN REAL PROPERTY

17-216	Filing of petitions.	17-229	Application of proceeds to discharge
17-217	Cure of default by subordinate lienholder or		of debt and ownership surplus.
	other lienholder.	17-230	Disposition of unclaimed surplus.
17-218	Judgment in favor of the secretary for default	17-231	Cure period.
	of leasehold mortgage.	17-232	Stay of proceedings upon payment by
17-219	Sale of premises ordered by Tribal Court.		defendant of sums due.
17-220	Limitation on power of Tribal Court.	17-233	Sale of premises in parcels.
17-221	Suspension of activity on debt.	17-234	Order of sale upon default in
17-222	Inclusion of co-debtor in action.		payment of installments.
17-223	Complainants; disclosure obligations.	17-235	Sale of entire property.
17-224	Effect of prior judgment.	17-236	Disposition of proceeds of sale of
17-225	Sale of premises by police or Tribal Court		entire property.
	officer.	17-237	Actions to be taken upon satisfaction
17-226	Publication and posting notice of sale.		or payment.
17-227	Content of notice.	17-238	Fee lands not affected.
17-228	Transfer of property to purchaser.	17-239	Fee land foreclosures.

#### TITLE 18 GUARDIANSHIP AND CONSERVATORSHIP

(As adopted March 9, 2011)

# TITLE 18 ARTICLE 1 PRELIMINARY PROVISIONS

Citation.	18-107	Severability.
Declaration of policy.	18-108	Construction.
Authority.	18-109	Applicability of Rules of Civil Procedure.
Jurisdiction.	18-110	Penalties.
Civil action.	18-111	Effective Date.
Definitions.		
	Declaration of policy. Authority. Jurisdiction. Civil action.	Declaration of policy.18-108Authority.18-109Jurisdiction.18-110Civil action.18-111

# TITLE 18 ARTICLE 2

## PROCEDURES AND PROVISIONS APPLICABLE TO GUARDIANSHIPS AND CONSERVATORSHIPS

18-201	Pleadings.	18-216	Letters of guardian or conservator issued.
18-202	Reports.	18-217	Oath – acceptance of appointment.
18-203	Combining Petitions.	18-218	Effect of appointment – ward.
18-204	Same person as guardian and	18-219	Legal effect of appointment.
	conservator.	18-220	Compensation of guardian or conservator.
18-205	Service.	18-221	Self-dealing by guardian or conservator.
18-206	Waiver of notice.	18-222	Liability of guardians and conservators.
18-207	Proof of Service.	18-223	Tort liability of guardians or conservators.
18-208	Notice – commencement of action.	18-224	Cause for termination; general.
18-209	Notice of hearing or trial.	18-225	Cause for termination; restoration of
18-210	Hearing procedure.		capacity.
18-211	Burden of persuasion; General	18-226	Cause for termination; resignation or
	provisions.		removal proceedings.
18-212	Representation.	18-227	Appointment of successor guardian or
18-213	Preference for appointment of guardian		conservator.
	and/or conservator; minor.	18-228	Powers of successor guardian or
18-214	Preference for appointment of guardian		conservator.
	and/or conservator; adult.	18-229	Limit on application to terminate.
18-215	Affidavit of guardian and/or conservator.		••

#### TITLE 18 ARTICLE 3 GUARDIANSHIP

18-301 18-302	Natural guardians; parental preference. Petition for Appointment of Guardian.	18-312 18-313	Bond. Reporting requirements – guardian.
18-303	Notification of Guardianship Powers.		Guardian's compensation.
18-304	Powers and duties of Guardian; general.	18-315	Property delivered – penalty.
18-305	Powers and duties of Guardian; subject	18-316	Testamentary appointment of guardian for
	to approval of the Court.		incapacitated person.
18-306	Powers and duties of Guardian; other.	18-317	Termination of guardianship for
18-307	Powers and duties of guardian of a minor.		incapacitated person; liability for prior acts; obligation to account.
18-308	Qualification of guardian.	18-318	Testamentary appointment of guardian of
18-309	Appointment of guardian based on		minor.
	incompetency.	18-319	Objection by minor of fourteen or older to
18-310	Appointment of guardian based on minority.		testamentary appointment.
18-311	Appointment of temporary guardian.		

#### TITLE 18 ARTICLE 4 CONSERVATORSHIP

18-401	Petition for appointment of	18-424	Filing of claim required.
	conservatorship.	18-425	1 21 3
18-402	Permissible court orders.	18-426	Allowance by conservator.
18-403	Notification of conservatorship powers.		Execution and levy prohibited.
18-404	Appointment of conservator.	18-428	Claims of conservators.
18-405	Appointment of temporary and/or limited	18-429	Claims not filed.
	conservator.	18-430	Liens not affected by failure to claim.
18-406	Duties of conservator.	18-431	Pending actions.
18-407	Powers of conservator without further	18-432	General denial of claims.
	Court order.	18-433	Disallowance of claim by conservator.
18-408	Powers of conservator subject to the	18-434	Notice of disallowance and request for
	approval of the Court.		hearing.
18-409	Powers of ward.	18-435	Notice of disallowance; proof of service.
18-410	Qualification of conservator.	18-436	Notice of disallowance; claims barred
18-411	Bond.		after twenty days.
18-412	Amount of bond.	18-437	Request for hearing by claimant.
18-413	Bond – approval by Clerk.	18-438	Applicability of Rules of Civil Procedure
18-414	Review by Clerk when inventory is filed.		to hearing on claim.
18-415	Bond changed.	18-439	Payment of claims in insolvent
18-416	Obligees of bond – joint and several		conservatorships.
	liability.	18-440	Conservator may make gifts.
18-417	Order for delivery.	18-441	Assets exhausted.
18-418	Inventory – reporting requirements.	18-442	Accounting to ward upon termination –
18-419	Title to ward's property.		notice.
18-420	Conservator's right to possession.	18-443	Delivery of assets.
18-421	Presumption of fraud.	18-444	Discharge of conservator and release of
18-422	Claims against ward, conservatorship, or		bond.
	conservator in that capacity.	18-445	Removal of conservator by Court.
18-423	Forms and verification of claims filed		Property delivered – penalty.
	with Clerk.		