

**SOUTHERN UTE INDIAN TRIBE
ORDINANCE NO. 2000-01 - ENROLLMENT CODE**

BE IT ENACTED BY THE COUNCIL OF THE SOUTHERN UTE INDIAN TRIBE AT A REGULAR COUNCIL MEETING ASSEMBLED ON THE 17TH, DAY OF AUGUST, 2000, AND NOTWITHSTANDING ANY PRIOR ORDINANCE OR RESOLUTION TO THE CONTRARY, AND IN ACCORDANCE WITH ARTICLE II OF THE CONSTITUTION OF THE SOUTHERN UTE INDIAN TRIBE OF THE SOUTHERN UTE INDIAN RESERVATION HERETOFORE APPROVED BY THE SECRETARY OF THE INTERIOR:

- Section 1.** Any person born after September 30, 1975, to be eligible for membership in the Southern Ute Indian Tribe of the Southern Ute Indian Reservation shall possess not less than 1/4 degree Southern Ute Indian blood, shall never have been included on the membership roll of any other Indian tribe, and shall be the child of at least one enrolled member of the Southern Ute Indian Tribe.
- Section 2.** Any person born between the dates of July 14, 1965, and October 1, 1975, to be eligible for membership in the Southern Ute Indian Tribe of the Southern Ute Indian Reservation shall possess not less than 1/4 degree Southern Ute Indian blood, shall never have been included on the membership roll of any other Indian tribe, and shall be the child of at least one enrolled member of the Southern Ute Indian Tribe.
- Section 3.** No persons, not already enrolled in the membership of the Southern Ute Indian Tribe, shall be eligible for the membership in the Southern Ute Indian Tribe unless they meet the requirements of either Section 1 or Section 2 herein.
- Section 4.** In those cases in which a child's parents are an enrolled member of the Southern Ute Indian Tribe and a non-member, only the Southern Ute blood of the enrolled Southern Ute parent may be considered in determining the child's Southern Ute blood quantum.
- Section 5.** No person who has been enrolled in another Indian tribe shall be eligible for enrollment in the Southern Ute Indian Tribe.
- Section 6.** The Department of Tribal Information Services shall receive, consider, and recommend action with respect to applications for enrollment. To determine whether the applicant should be enrolled as a member of the Tribe, the Department of Tribal Information Services shall conduct investigations of Tribal status, degree of Southern Ute Indian blood, and other relevant information concerning the applicant. After the necessary investigation is completed, the Department of Tribal Information Services shall furnish to the Tribal Council all data gathered and shall make a recommendation for final action on the application.

Section 7. In all cases where the enrollment application lists the father as a Southern Ute tribal member, DNA testing shall be required to establish conclusive proof of paternity. The Director of the Department of Tribal Information Services shall have the authority to arrange for such DNA testing and to receive the results. The DNA test results shall become a part of the enrollment application and shall be submitted to Tribal Council with recommendation of the Department of Tribal Information Services.

Section 8. The application for enrollment shall be submitted on forms approved by the Tribal Council. The application for a minor child shall be executed under oath by at least one Southern Ute natural parent of the minor child. An application of any person having reached the age of majority shall be executed by the applicant under oath.

In the event that a person otherwise eligible for enrollment herein is unable to obtain the signature of at least one Southern Ute natural parent on the application for enrollment, the application may be signed by the next immediate Southern Ute relative of the applicant. In such event, the application shall contain a brief explanation of the reason for the absence of the signature of a Southern Ute natural parent. After review and recommendation of the Department of Tribal Information Services, the application may be deemed sufficient by the Tribal Council.

Section 9. The decision of the Southern Ute Indian Tribal Council in granting or denying enrollment shall be final and shall not be subject to appeal or review.

Section 10. Any resolutions or ordinances, particularly, but not by way of limitation, Ordinance No. 30, Ordinance No. 30-A, the Enrollment Ordinance dated September 11, 1985, and Ordinance No. 91-01, of the Southern Ute Indian Tribe of the Southern Ute Indian Reservation in conflict with any provisions of this Ordinance are hereby repealed.

ORDINANCE NO. 2000-01

Enrollment Code

History and Amendments¹

Adoption Ordinance No. 30 adopted by Tribal Council on June 25, 1976, approved by the Bureau of Indian Affairs and effective on September 2, 1976.

Adoption Ordinance No. 30 repealed by Adoption Ordinance No. 30-A. Adoption Ordinance No. 30-A adopted by Tribal Council on May 13, 1981, approved by the Bureau of Indian Affairs and effective on May 13, 1981.

The Enrollment Ordinance dated September 11, 1985 repealed by Tribal Resolution No. 91-1. Ordinance 91-01 adopted by Tribal Resolution No. 91-1 on January 15, 1991, approved by Bureau of Indian Affairs and effective on January 22, 1991.

Ordinance No. 91-1 repealed by Ordinance No. 2000-01. Ordinance No. 2000-01 adopted by Tribal Council on August 17, 2000, approved by the Bureau of Indian Affairs and effective on August 21, 2000.

Resolution No. 2021-151 repealed and replaced Ordinance No. 2000-01 – Enrollment Code - with a reformatted Ordinance No. 2000-01 for online publication that contained only minor technical corrections, no substantive revisions, that the Bureau of Indian Affairs concurred it did not need to formally approve (April 25, 2023).

Resolution No. 2023-079 authorized on-line publication of the 2021-151 reformatted Ordinance No. 2000-01 – Enrollment Code and provided an effective date of May 25, 2023.

¹ This page does not constitute an official part of any code. Information contained on this page is solely for informational and historical purposes and is from sources deemed reliable.