

**Iowa Tribe of Kansas and Nebraska
Executive Committee
June 4, 2025**

- WHEREAS,** The Iowa Tribe Executive Committee being duly organized met in Regular Session this 4th day of June, 2025 and;
- WHEREAS,** The Iowa Tribe of Kansas and Nebraska (the "Iowa Tribe") being organized and empowered by its Constitution and Bylaws of Iowa of Kansas and Nebraska (the "Constitution"), approved November 6, 1978, and amended from time to time, and;
- WHEREAS,** The Iowa Tribe Executive Committee has authority to act for the Iowa Tribe under the present Constitutional authority as provided in Article V, Section 1-Enumerated Powers of the Constitution, and;
- WHEREAS,** The Executive Committee desires to amend and modify Section 4 of Chapter 31 of the Tribal Code by revising and modifying portions of the Tribal Code and repealing those portions of the Tribal Code that are modified by this resolution;

NOW THEREFORE BE IT RESOLVED, That the Iowa Tribe of Kansas and Nebraska hereby amends its Tribal Code by the adoption of this Resolution to modify portions of the Tribal Code and repeal those portions of the Tribal Code that are modified by this Resolution with the form and substance of such modifications and repealing to be identical to Attachment "1" to this resolution incorporated herein by this specific reference; and,

BE IT FURTHER RESOLVED, that The Iowa Tribe Executive Committee hereby directs the Chief of Police to ensure the policies and procedures of The Iowa Tribe Police are in compliance with Tribal Code which may include rescinding any conflicting policies for law enforcement in the department handbook; and

BE IT FURTHER RESOLVED, That the foregoing Resolution was duly adopted this date, and shall take effect and be in force from and after its adoption.

CERTIFICATION

The foregoing Resolution was duly adopted this date, June 4, 2025, in Regular Session of the Executive Committee, at which ___ members of the Executive Committee were present, constituting a quorum, by a vote ___ for, ___ against.

Timothy Rhodd, Chairman
Iowa Tribe Executive Committee

ATTEST:

Anthony Fee, Secretary
Iowa Tribe Executive Committee

Attachment 1

Section 4: Search and Seizure

- A. Search Warrants. A search warrant is an order directed to any Iowa Tribal or Federal law enforcement officer of the Reservation directing him/her to search a particular place for described persons or property and, if found, to seize them. Search warrants may only be issued by a Judge of the Court for the search and seizure of any premises, property, or persons subject to the jurisdiction of the Court.
- B. Issuance and Contents. A search warrant shall be issued only on an affidavit sworn to before the Court by a duly authorized Iowa Tribal or Federal law enforcement officer of the Reservation, establishing the grounds for issuing the warrant. If the Court is satisfied that grounds for issuance of the warrant exist, the Court shall issue a warrant identifying the property and naming or describing the person or place, or both, to be searched. All search warrants shall be signed by the Judge issuing them, and shall designate the place the return shall be made, which writ shall include a list of property seized.
- G. Service and Return. Warrants shall be served only by duly authorized law officers of the Reservation, and returned to the Court. The executing officer shall return the warrant to the Court within the time limit shown on the face of the warrant, which in no case shall be longer than twenty (20) days from the date of issuance. Warrants not returned within such time limits shall be void.
- H. Warrantless Searches. A law enforcement officer may conduct a search without a warrant only:
- A. Incident to a lawful arrest;
 - B. With the consent of the person to be searched;
 - C. When he/she has reasonable cause to believe that the person searched may be armed and dangerous;
 - D. When the search is of a vehicle capable of being moved and the officer has probable cause to believe that it contains property subject to seizure; or
 - E. In any other circumstances wherein federal law has held that the search in those circumstances would not be unreasonable.
- F. Unlawful Search and Seizure. A person aggrieved by an unlawful search and seizure may move the Court for the return of the property on the grounds that he/she is entitled to lawful possession of the property illegally seized. The judge may receive evidence on any issue of fact necessary to the decision of the motion. If the motion is granted, the property shall be returned and shall not be admissible at any hearing or trial unless it is subsequently seized in a lawful manner.