A RESOLUTION OF THE TRIBAL COUNCIL OF THE DELAWARE TRIBE OF INDIANS TO REEIND RESOLUTION NO. 2013-10 AND TO AUTHORIZE THE DOMICILE TO ACCEPT ELECTRONIC SIGNATURES AND FORMS

RESOLUTION 2021-05

Authored by: Allan Barnes, Tribal Domicile Commissioner

WHEREAS, the Delaware Tribal Council is authorized by Article V of the Constitution and Bylaws of the Delaware Tribe of Indians to represent and act in all matters that concern the general welfare of the Tribe; and

WHEREAS, Resolution 2013-10, a resolution adopted on February 4, 2013, by the Tribal Council of the Delaware Tribe of Indians authorizing Delaware Tribal Financial Services Committee to accept electronic signatures and forms, is hereby rescinded in its entirety.

WHEREAS, The Delaware Tribal Council acknowledges the adoption of the Uniform Electronic Transactions Act (UETA) in most states and the passage of Electronic Signatures in Global and National Commerce Act (ESIGN) at the federal level in 2000 solidified the legal landscape for use of electronic records and electronic signatures in commerce. ESIGN and UETA establish that electronic records and signatures carry the same weight and legal effect as traditional paper documents and handwritten signatures, state: A document or signature cannot be denied legal effect or enforceability solely because it is in electronic form; and

WHEREAS, The Delaware Tribal Council also acknowledges contracts signed using enterprise-level electronic signature processes are completely secure court admissible audit trail of who signed and when required to successfully enforce and defend a contract; and

NOW THEREFORE BE IT RESOLVED, the Delaware Tribal Council of the Delaware Tribe of Indians does hereby authorize the domicile to accept electronic signatures and forms for the purpose of processing paperwork.

CERTIFICATION

I hereby certify that the foregoing was considered by the Delaware Tribal Council of the Delaware Tribe of Indians and adopted this 27th day of February 2021 with a vote of 14 yes, 0 no, and of 0 abstaining.

Chet Brooks, Chief

Attested by: