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**WAGANAKISING ODAWAK STATUTE 2018-\_\_**  
**MICHELLE CHINGWA EDUCATION ASSISTANCE ACT**

**SECTION I. PURPOSE**

This Michelle Chingwa Education Assistance Act is hereby enacted to enable present and future generations of Waganakising Odawak to obtain post-secondary educational opportunities and repeals and replaces the original and amended Michelle Chingwa Education Assistance Act including WOS 2007-005.

**SECTION II. DEFINITIONS**

**A. “Accredited”** shall apply to those post-secondary institutions of higher education that are accredited by an agency, organization or state agency recognized by the United States Department of Education or the accrediting agency for colleges and universities that accredits colleges and universities in the country where the school attended resides.

**B. “Citizen”** shall mean, for the purpose of this statute, a Member of the Little Traverse Bay Bands of Odawa Indians.

**C.** The “Tribe” or “LTBB” shall mean the Little Traverse Bay Bands of Odawa Indians.

**SECTION III. APPLICATION**

**A.** The program shall be administered by the Education Department.

**B.** The program shall fund scholarships to Tribal Citizens -attending:

**a.** Accredited post-secondary institutions of higher education, colleges and universities;

**b.** Tribally controlled colleges that are seeking accreditation;

**c.** Other colleges or programs approved by Tribal Resolution.

**C.** Scholarships shall be administered in the following manner:

**a.** Deadlines are established as follows:

**i.** Fall, October 1

**ii.** Winter, February 15

**iii.** Summer, June 15



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3. Scholarship levels for Class 1, shall cover actual expenses plus smaller amount to cover other student expenses (i.e. \$25 per credit hour to cover travel, meals, etc).
4. Scholarship levels for Class 2, 3, & 4 respectively shall follow a general ratio of 2/3/4 (i.e. Class 2, \$200, Class 3, \$300, Class 4, \$400) and should be raised or lowered to accommodate the budget but an attempt should be made to keep the levels as consistent as possible to help students plan from semester to semester.
5. Scholarship levels for Class 5 shall be limited to a small per credit hour amount to cover miscellaneous expenses (i.e. \$15 per credit to cover books, computer disks, etc.).
6. Students enrolled in multiple classes of scholarship shall be awarded the appropriate level for each course.

D. To be eligible for this scholarship the student must:

- a. Be an enrolled Citizen of the Tribe;
- b. Be enrolled in the educational institution for which the scholarship is being applied;
- c.        Maintain a 2.0 overall GPA (subject to appeal);
- ~~e.d.        And have filed a Free Application for Federal Student Aid.~~
- ~~d.e.        Have applied for other available financial aid and scholarships (i.e. the Pell Grant).~~

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#### SECTION IV. RESTRICTIONS

- A. If a student withdraws from a course, their next scholarship shall be reduced by that equivalent amount subject to appeal.
- B. Students will not be funded for a course more than twice unless the student can prove they need to take the class over to complete a degree requirement but shall be limited to three times.

#### SECTION V. REGULATIONS REQUIRED

- A. The Executive shall develop regulations for this statute; however, the implementation of the statute shall not be delayed by approval of regulations.
- B. The regulations shall define the recipient of the scholarship checks, except that students

1 that can prove their scholarship will reduce other financial aid shall become the sole  
2 recipient of their scholarship check for the duration of that school year. Students attending  
3 Canadian Foreign institutions will receive direct disbursement of funds.  
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5 C. The regulations shall define the appeal process. Appeals authorized by this statute shall be  
6 heard by the Education Appeals Board.  
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8 D. The regulations shall require the following minimum reports to Tribal Council:  
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10 a. Three summary reports for each semester's scholarships in March, July, and  
11 October and a year-end summary each January for all the previous year's  
12 scholarships.  
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14 b. Each report shall contain at a minimum:

15 i. Number of students in each class of scholarships

16 ii. Number of semester credits in each class of scholarships

17 iii. Total dollar amount of scholarships for each period and the year  
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20 ~~iv. Drop rates~~  
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22 v. Present scholarship rates and predicted rates needed to meet budget for the  
23 next cycle  
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25 vi. Graduations and type of degrees received  
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28 E. Publication required: The Executive shall publish the scholarship limits and levels for the  
29 next scholarship cycle in November, April, and June of each year.  
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### 32 SECTION VI. APPROPRIATIONS AUTHORIZED 33

34 This Education Assistance Act shall be funded by the Enterprise Fund General Welfare  
35 line item of the Enterprise fund with a minimum budget of \$1,000,000.00 per LTBB fiscal year.  
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### 38 SECTION VII. SEVERABILITY 39

40 If any section, subsection, paragraph, sentence, phrase or portion of this Statute is, for any reason,  
41 held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a  
42 separate, distinct and independent provision and such holding shall not affect the validity of the remaining  
43 portions thereof.  
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### 46 SECTION VIII. EFFECTIVE DATE 47 48

