

WAGANAKISING ODAWAK STATUTE #2016-003
FINANCIAL DISCLOSURE BY TRIBAL OFFICIALS

SECTION I. PURPOSE

This Statute is hereby enacted to establish a standard requirement for financial disclosure from elected and appointed officials in accordance with the Tribal Constitution, Article XV. B that states: *“The Tribal Council shall enact a statute requiring financial disclosure statements of candidates, and elected or appointed governmental officials.”*

SECTION II. DEFINITIONS

- A. The “Tribe” means the Little Traverse Bay Bands of Odawa Indians.

- B. “Elected Official” means any Tribal Chair, Vice Chair and Tribal Councilors.

- C. “Immediate Family” means husband, wife, son, daughter, step-son, step-daughter, father, step-father, father-in-law, mother, step-mother, mother-in-law, brother, step-brother, brother-in-law, sister, step-sister, sister-in-law, child, step-child, son-in-law, daughter-in-law or a person whose relationship with the Tribal Citizen is similar to that of persons who are related by blood or marriage.

- D. “Judiciary Official” means any Judge or Justice of the Tribal Court.

- E. “Personal Financial Interest” shall mean a financial interest for the official or any immediate family members.

- E. “Tribal Citizen” means an enrolled member of the Little Traverse Bay Bands of Odawa Indians.

SECTION III. ELECTED OFFICIALS

A. No elected official shall be sworn into office until the following information is submitted to the Legislative Office:

1. A list of all current employers;
2. A list of all positions currently held on boards, commissions, or committees,
3. A description of any financial interest in a business, company, corporation, stock or bond, but not retirement funds, mutual funds or any type of financial instrument in which the owner does not have control over the purchase and sale of the instrument's holdings;
4. Location of all real-estate holdings.

B. Any changes to the submitted information shall be reported to the Legislative Office within 30 days of the change or event.

SECTION IV. JUDICIARY OFFICIALS

A. No Judiciary official shall be sworn into office until the following information is submitted to the Judiciary Office:

1. A list of all current employers;
2. A list of all positions currently held on boards, commissions, or committees;
3. A description of any financial interest in a business, company, corporation, stock or bond, but not retirement funds, mutual funds or any type of financial instrument in which the owner does not have control over the purchase and sale of the instrument's holdings;
4. Location of all real-estate holdings.

C. Any changes to the submitted information shall be reported to the Judiciary Office within

30 days of the change or event.

SECTION V. EXECUTIVE COMMISSIONS, BOARDS AND COMMITTEES

Annually, all Executive Commission, Boards and Committees members shall sign a statement verifying that any of the following is not in conflict with their appointment:

1. Employment;
2. Positions on boards, commissions, or committees;
3. Financial interest in a business, company, corporation, stock or bond, but not retirement funds, mutual funds or any type of financial instrument in which the owner does not have control over the purchase and sale of the instrument's holdings;

SECTION VI. PUBLIC RECORD

The information shall be available to Tribal Citizens in accordance with Disclosure of Public Document Statute, or as amended.

SECTION VII. SEVERABILITY

If any section, subsection, paragraph, sentence, phrase or portion of this Statute is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION VIII. EFFECTIVE DATE

Effective upon signature of the Executive or 30 days from Tribal Council approval or Tribal Council override of Executive veto which ever comes first.



CERTIFICATION

As the Tribal Council Treasurer and Tribal Council Secretary, we certify that this Statute was duly adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on June 8, 2016 at which a quorum was present, by a vote of 7 in favor, 0 opposed, 0 abstentions, and 1 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Frank Bernard	X			
David Harrington	X			
Beatrice A. Law	X			
Dexter McNamara	X			
Michael J. Naganashe				X
Julia A. Shananaquet	X			
Marcella R. Reyes	X			
Aaron Otto	X			

Date: 6-9-2016 Marcella R. Reyes
 Marcella R. Reyes, Treasurer

Date: 6-9-2016 AJ
 Aaron W. Otto, Secretary

Received by the Executive Office on 6-10-16 by JL-LK

Pursuant to Article VII, Section D, Subsection 1 of the Little Traverse Bay Bands of Odawa Indians Constitution adopted on February 1, 2005, the Executive concurs with this action of the Tribal Council.

Date: 6-30-16 Regina Gasco Bentley
 Regina Gasco Bentley, Tribal Chairperson