



Waganakising Odawak

Little Traverse Bay Bands of Odawa Indians

Dexter McNamara, Tribal Chairman

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Executive Veto of the Education Department statute, Gijigowi Anishinaabemowin Language Department statute, and Department of the Repatriation, Archives, and Records statute as passed by Council on March 18, 2012.

I am Vetoing WOS - Education Department, WOS Gijigowi Anishnaabemowin Language Department, and WOS Department of Repatriation, Archives and Records. Currently there is no measurement of Cultural Proficiency. The Executive would like the Statutes to remove the language for Cultural Proficiency and change it to Cultural Awareness.----- Cultural Awareness, communicating from a range of cultures is a Integral part of a job; How do we build Cultural Awareness? We discover when we have a need; Cultural Awareness are stages of development; and Cultural Awareness is the ability to look outside of ourselves and be aware of Cultural Values.

Also each Statute requires a Department Director and has Tribal Council realized the amount of funding it would take to provide Three (3) Directors and realize we could be providing more services to Tribal Citizens. A couple of other issues is that the Education Department is tasked with infusing spiritually into programs and activities. I believe that all Odawak people may have different teachings of spiritually as I read it under the Preamble of our Constitution to respect the individuality of all our members and their Spiritual beliefs and practices.

and; all Three (3) Statutes that Council has rescinded and replaces " Gijigowi Bibskaabiimi " under the word " Staffing" has **IF APPROPRIATE**; what does this mean?

Prepared and signed April 18, 2012


Dexter McNamara, Tribal Chairman

**WAGANAKISING ODAWAK STATUTE
EDUCATION DEPARTMENT**

SECTION I. PURPOSE

This Statute is hereby enacted to establish an Education Department. This statute rescinds and replaces “Gijigowi Bibskaabiimi” WOS 2010-008.

SECTION II. DEFINITIONS

- A. **“Cultural”** means aspects of the Odawa history, spirituality, traditions, arts, values and mannerisms.
- B. **“Cultural Proficiency”** means the knowledge, skills, and attitudes/beliefs that enable a person to work well with, respond effectively to, and be supportive of the Odawa Citizens.
- C. **“Department”** means Education Department.
- D. **“Tribe”** means the Little Traverse Bay Bands of Odawa Indians.

SECTION III. CREATION OF THE DEPARTMENT

- A. Pursuant to Article VII (D) (22) of the Tribal Constitution the Tribal Council shall have the power to: “Approve the creation or dissolution of Executive divisions or departments to promote and protect the peace, health, safety, education, and general welfare, including but not limited to cultural and natural resources, of the Little Traverse Bay Bands of Odawa Indians and its members”.
- B. The Tribal Council hereby approves the creation of the Education Department within the Executive Branch of government, and shall be overseen by the Education Department Director.

SECTION IV. AUTHORITY AND DUTIES

A. The Department shall have the following duties:

1. Promote, design and implement cultural training programs for each facet of our Tribal community and Tribal government.
2. Strive to improve and enhance the understanding of Tribal culture within our community and in the greater community.
3. Collaborate with other LTBB departments to infuse culture and spirituality into their programs and activities.
4. Assist with annual community events that incorporate Odawa traditions and culture.
5. Provide services and programs that increase accessibility to two kinds of "traditional" education in tandem: formal, mainstream schooling and culturally-based, spiritual teachings.
6. Administer education-based programs, grants and projects that assist our people to reach their personal and educational goals with an awareness of the unique needs of our Tribal Citizens.
7. Utilize the cultural knowledge of our ancestors and our elders to pursue and provide programs, activities, initiatives and grant-supported projects for our youth that work to instill pride in our children in being Odawa.
8. Establish more interactive resources for Tribal Citizens that utilize the most current and feasible technologies.
9. Administer all BIA education-related programs and funding received by the Tribe.

10. Establish appropriate programs such as Head Start, Kindergarten through Twelfth grade, Adult Education, and General Educational Development (GED) programs, Adult Vocational Training (AVT), Higher Education, Educational Grants and Cultural Learning Programs and any other applicable learning opportunities.

11. Establish an educational center that enables Tribal Citizens and the greater community members to access historical information and data.

12. Establish and maintain a cultural library.

SECTION V. STAFFING

A. If appropriate, the Department shall begin operations with currently employed LTBB staff as designated by the Executive.

B. All research, academic, and work products produced by the Department shall belong to the Tribe and be considered public documents.

C. Credits may be given for program and/or individual contributions to materials produced by the Department.

D. Copies may be used in educational promotion purposes; all copies shall include all original credits.

E. Copy for profit shall be prohibited.

F. Only persons who possess cultural proficiency shall be eligible for hire in this Department with the exception of hiring persons that provide technical expertise outside of the Odawa culture or Anishinaabemowin.

SECTION VI. REGULATIONS REQUIRED

Education Department

Any regulations shall be developed by the Executive Branch and presented to Tribal Council for approval in accordance with the Administrative Procedures Act.

SECTION VII. APPROPRIATIONS AUTHORIZED

The Tribe has established Educational programs within the Gijigowi Bibskaabiimi Department. Upon the enactment of this Statute, the Educational program funds will be moved under the Education Department with the current appropriations for the Educational programs within the Gijigowi Bibskaabiimi Department along with any additional supplemental funds necessary to meet the obligations of this Statute; and the Executive shall present Tribal Council with future annual budgets necessary to implement this statute.

SECTION VIII. REPEAL

Any Statute, Resolution or Regulation, or portion therein, that is in conflict with this Statute is repealed upon the effective date of this Statute.

SECTION IX. 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 X. EFFECTIVE DATE

Effective upon signature of the Executive or 30 days from Tribal Council approval whichever comes first or if the Executive vetoes the legislation, then upon Tribal Council override of the veto AND the passage of Waganakising Odawak Statute Department of the Repatriation, Archives and Records and Waganakising Odawak Statute Gijigowi Anishinaabemowin Language Department.

Education Department

CERTIFICATION

As the Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Statute was duly passed by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on March 18, 2012 at which a quorum was present, by a vote of 7 in favor, 2 opposed, 0 abstentions, and 0 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Belinda Bardwell	X			
Bill A. Denemy	X			
Kevin Gasco	X			
John Keshick	X			
Aaron Otto		X		
Winnay Wemigwase	X			
John Bott	X			
Regina Gasco Bentley	X			
Melvin L. Kiogima		X		

Date: 3/18/12 _____
 Legislative Leader Melvin L. Kiogima

Date: 3-18-12 _____
 Regina Gasco Bentley, Secretary

Received by the Executive Office on 3-19-12 by _____

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 in this action of the Tribal Council.

Date: 4-18-12 _____
 Dexter McNamara, Tribal Chairperson

VETO