

MEMORANDUM OF UNDERSTANDING

Between:

And:

MICHIGAN DEPARTMENT OF STATE
7064 Crowner Drive
Lansing, Michigan 48918
Telephone: 517-322-5195
Fax: 517-322-5897

Little Traverse Bay Band of Odawa Indians
1150 Bayview Road
PO Box 246 Petoskey, Michigan 49770-0246
Telephone: 231-439-3828
Fax: 231-439-3885

FOR USE of TRIBAL IDENTIFICATION CARDS AS SECONDARY DOCUMENTATION FOR THE DEPARTMENT OF STATE RECORDS

I. PURPOSE

- 1.01 This Memorandum of Understanding (MoU) describes the relationship between the Michigan Department of State (MDOS) and the Little Traverse Bay Band of Odawa Indians (LTBB).
- 1.02 In particular, the relationship concerns the use of LTBB tribal identification cards, issued to certified members of the Tribe, as a secondary source of MDOS identification for an original driver license or personal identification card.

II. AGREEMENT

- 2.01 LTTB agrees to provide MDOS with samples of all previously issued tribal identification cards as well as a sample of a currently issued identification card bearing sample photo and signature. Said sample will be incorporated into the Department's Identity Document manual and available for reference by MDOS staff. If said sample card includes authorized tribal government signatures, then LTTB agrees to furnish MDOS with a list of the original tribal government signatures appearing on the card and notify MDOS of any changes as to the persons authorized to sign tribal identification cards. LTTB agrees to disclose any specific identifiers and/or security features associated with these identification cards. Current tribal identification cards need not be recalled; however, effective the date of this Agreement all subsequently issued cards will carry the member's full name, including any middle name.
- 2.02 LTBB agrees to notify MDOS of any changes to the method of capturing information on their tribal identification cards or their current enrollment process. Should the Tribe adopt specific security features, MDOS will be notified of such features. Further, the LTBB agrees to allow MDOS the right to verify any questionable identification cards presented to MDOS. Such verification will occur by direct telephone communication with _____, the Tribal representative. At the time of verification, said representative will also notify MDOS if tribal member is deceased, or of any aliases

associated with the tribal member. Birth names used solely for the purpose of establishing the tribal lineage of adopted tribal members are not required to be disclosed. Said representative will be responsible to notify MDOS of any changes to the identification card, the enrollment process or security features associated with the tribal card.

- 2.03 MDOS agrees to accept the LTBB tribal identification cards as part of a secondary source of identification for an original driver license or personal identification card.

III. RELATIONSHIP

- 3.01 This MoU does not in any way make LTBB an agent or independent contractor of the MDOS. Nor does this MoU in any way impact on the sovereignty of the LTBB issuance of tribal identification cards.

IV. EXCLUSIVITY

- 4.01 The LTBB does not have any right to access MDOS databases nor does MDOS have any right of access to LTBB databases.
- 4.02 This MoU applies to the LTBB tribe exclusively. Said Tribe has been able to establish a verifiable identification process in issuing tribal identification cards. MDOS has a legitimate interest in assuring valid supporting identification when issuing an original license or personal identification card and has reviewed the Tribal process and found it to be valid and reliable.

V. NOTICE

- 5.01 Any notice, permitted or required by this MoU, must comply with both the following:
- (a) Be in writing.
 - (b) Be transmitted to the address or facsimile number identified in the caption of this MoU.
- 5.02 Depending upon the method of transmission, a notice will be deemed to be received as follows:
- (a) If by personal delivery, on the date it is actually delivered.

- (b) If by fax, on the date it is transmitted.
- (c) If by express, registered, or certified mail, on the date the receipt is signed.
- (d) If by first class mail, on the fifth business day after it is mailed.

VI. CHANGE OF ADDRESS, TELEPHONE AND FAX NUMBERS

- 6.01 The MDOS and the LTBB must immediately notify each other of any business address, telephone number, or fax number change.
- 6.02 The changes described in paragraph 6.01 will be effective when the other party receives them.

VII. AMENDMENTS

- 7.01 The LTBB understand that the MDOS may need to amend this MoU to reflect changes in the law, the services or information provided, or for other reasons the MDOS determines to be appropriate.
- 7.02 The MDOS will notify the LTBB of any amendments.

VIII. CANCELLATION

- 8.01 The parties may cancel this MoU as to that User for any reason.
- 8.02 The canceling party must give the other party notice of the cancellation not less than 30 calendar days before its effective date.

IX. EFFECTIVE DATE AND LENGTH

- 9.01 This MoU becomes effective when the MDOS representative signs it.
- 9.02 This MoU remains in effect until it is canceled or terminated.



**Little Traverse Bay Bands of Odawa Indians
Enrollment Office**

7500 Odawa Circle
Harbor Springs, Michigan 49740

(231) 242-1520 • (231) 242-1521
FAX (231) 242-1526



April 5, 2005

Michigan Department of State
Program Procedures Section
Attn: Susan Westerlund
7064 Crouner Dr
Lansing, MI 48918

Dear Ms. Westerlund:

I am sending you an updated membership card in accordance to our Memorandum of Understanding section II Agreement 2.02, you'll notice that we have added a magnetic stripe on the back side of the card along with an expiration date.

If you have any questions, please feel free to call me.

Sincerely,

Pauline Boulton
Enrollment Officer

Enclosure

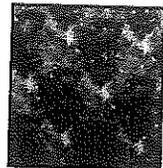
Little Traverse Bay Bands of Odawa Indians
Tribal Identification Card

Sample Middle Name Card

Address Line One
City, MI Zip C-ode

Enrollment #	Date of Enrollment	Date of Birth
6000	04/06/2005	04/06/2005

Signature





**Little Traverse Bay Bands of Odawa Indians
Enrollment Office**

7500 Odawa Circle
Harbor Springs, Michigan 49740

(231) 242-1520 • (231) 242-1521
FAX (231) 242-1526



July 16, 2008

Michigan Department of State
Program Procedures Section
Attn: Susan Westerlund
7064 Crouner Dr.
Lansing, MI 48918

Dear Ms. Westerlund:

I am sending you an updated membership card in accordance to our Memorandum of Understanding section II Agreement 2.02. I emailed you scanned copies of the card today.

If you have any questions, please feel free to call me.

Sincerely,

Pauline Boulton
Enrollment Officer

Attachment: LTBB Tribal Identification Cards

<p>Little Traverse Bay Bands of Odawa Indians Official Tribal Identification Card Jane No Middle Doe Citizen Name</p> <p>GENDER: Female D.O.B.: 01/01/2000 ENROLL NO.: 0000</p> <p>Mailing Address No Address Available No City MI, 0000</p> <p> Citizen Signature</p> <p>ISSUE DATE 07/15/2013</p>	<p>Little Traverse Bay Bands of Odawa Indians Official Tribal Identification Card Jane No Middle Name Doe Sr. Citizen Name</p> <p>GENDER: Female D.O.B.: 01/01/2000 ENROLL NO.: 0000</p> <p>Mailing Address No Address Available No City MI, 49770</p> <p> Citizen Signature</p> <p>ISSUE DATE 07/15/2013</p>
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Pauline Boulton

From: Ueberroth, Grace [UeberrothG@michigan.gov]
Sent: Wednesday, June 17, 2009 2:35 PM
To: Pauline Boulton
Subject: RE: Tribal Identification Cards

Hi Pauline,

Yes, I just received approval on Friday to change our identification requirements to allow the acceptance of a "photo tribal ID card from a federally-recognized tribe."

We were given approval by the Department of Homeland Security to accept the photo tribal IDs as an identity document for our Enhanced Driver's Licenses (where the identity document list is much shorter) and extended that to our standard license.

I'm sorry you didn't hear about it from us first. We had intended to send a letter through the Governor's office and with all the excitement generated from the Enhanced Driver's Licenses we haven't had an opportunity.

We will get that letter out! I'll also check with our legal staff whether we need to do anything about our current memorandum of understanding.

Please email back if you have any questions or concerns.

Sincerely,

Grace Ueberroth

-----Original Message-----

From: Pauline Boulton [mailto:PBoulton@LTBBODAWA-NSN.GOV]
Sent: Wednesday, June 17, 2009 2:02 PM
To: Ueberroth, Grace
Subject: Tribal Identification Cards

Grace,

The 12 federally recognized tribes (MI) had a training yesterday and during the training I was told that the secretary of state accepts the Tribal identification cards as secondary proof of identification when applying for a MI driver's license. Is this true?

Thanks

Pauline Boulton
Enrollment Officer
Little Traverse Bay Bands of Odawa Indians
Phone (231) 242-1520
Fax (231) 242-1526