WAGANAKISING ODAWAK STATUTE 2013-008
DEPARTMENT OF KIKAAJIK

SECTION I. PURPOSE

This Statute is hereby enacted to establish a Department to provide services to our Tribal Citizens that are fifty-five (55) years or older.

SECTION II. DEFINITIONS

A. "Cultural" means aspects of the Odawa history, spirituality, traditions, arts and crafts, 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 the Kikaajik Department.

D. "Kikaajik" means a Tribal Citizen who is fifty-five (55) years of age or will turn fifty-five (55) years of age by December 31st of the current year.

E. "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 Kikaajik within the Executive Branch of government.

SECTION IV. AUTHORITY AND DUTIES

A. The Department shall have the following duties:

1. Promote, design and implement Odawa cultural and Tribal social activities that meet the needs of all Kikaajik.

2. Strive to improve and enhance service by identifying available national, state and tribal resources to meet the needs of the Kikaajik.

3. Collaborate with other LTBB departments to provide service to the Kikaajik regardless of geographical location.

4. Provide services and programs that increase direct services to the Kikaajik.

5. Administer Kikaajik -based programs, grants and projects.

6. Constantly research different programs that would benefit each Kikaajik fairly.

7. Promote services that protect all Kikaajik and other persons who are fifty-five (55) years of age or older from exploitation, abuse and neglect.

SECTION V. STAFFING

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

B. 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

The Executive shall develop Regulations for this Statute in order to implement the intent of the Statute and shall forward such Regulations to the Tribal Council for approval in accordance with Administrative Procedures 2008-001, or as amended.

SECTION VII. ADMINISTRATIVE PROCEDURES REQUIRED

Administrative Procedures shall be developed by the Executive Branch and presented to Tribal Council for approval in accordance with the Administrative Procedures Act 2008-001, or as amended, in order to clarify the implementation of this statute by defining how the department will implement the daily activities of a statute such as applications procedures and forms for a Tribal program.

SECTION VIII. APPROPRIATIONS AUTHORIZED

The current appropriations for the Kikaajik program within the Executive budget shall be used to implement this statute along. The Executive may request 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 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 which ever comes first or if the Executive vetoes the legislation, then upon Tribal Council override of the veto.

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 June 23, 2013 at which a quorum was present, by a vote of 5 in favor, 2 opposed, 0 abstentions, and 2 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: 6-24-13 Legislative Leader Melvin L. Kiogima

Date: 6-24-13 Regina Gasco Bentley, Secretary

Received by the Executive Office on 6-25-13 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: 7-23-13 Dexter McNamara, Tribal Chairperson