

WAGANAKISING ODAWAK STATUTE 2014-____
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 as an accrediting agency (They are listed on the Department’s website).

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

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);
 - d. Have applied for other available financial aid and scholarships (i.e. the Pell Grant).

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 that can prove their scholarship will reduce other financial aid shall become the sole recipient of their scholarship check for the duration of that school year.
- C.** The regulations shall define the appeal process. Appeals authorized by this statute shall be heard by the Education Commission until another body is appointed by statute, regulation, or appropriate resolution.

- D.** The regulations shall require the following minimum reports to Tribal Council:
- a.** Three summary reports for each semester's scholarships in March, July, and October and a year-end summary each January for all the previous year's scholarships.
 - b.** Each report shall contain at a minimum:
 - i.** Number of students in each class of scholarships
 - ii.** Number of semester credits in each class of scholarships
 - iii.** Total dollar amount of scholarships for each period and the year
 - iv.** Drop rates
 - v.** Present scholarship rates and predicted rates needed to meet budget for the next cycle
 - vi.** Graduations and type of degrees received
- E.** Publication required: the Executive shall publish the scholarship limits and levels for the next scholarship cycle in November, April, and June of each year.

SECTION VI. APPROPRIATIONS AUTHORIZED

This Education Assistance Act shall be funded by the Enterprise Fund General Welfare line item of the Enterprise fund with a minimum budget of \$1,000,000.00 per LTBOI fiscal year.

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 whichever 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 August 21 2014 at which a quorum was present, by a vote of 7 in favor, 0 opposed, 0 abstentions, and 2 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Bill A. Denemy	X	_____	_____	_____
John W. Keshick III	X	_____	_____	_____
Beatrice A. Law	X	_____	_____	_____
Michael Naganashe	X	_____	_____	_____
Aaron Otto	X	_____	_____	_____
Winnay Wemigwase	_____	_____	_____	X
Julie Shananaquet	X	_____	_____	_____
Marcella Reyes	X	_____	_____	_____
Regina Gasco Bentley	_____	_____	_____	X

Date: 08/21/14

Regina G. Bentley

 Regina Gasco Bentley, Legislative Leader

Date: 08/21/14

Julie Shananaquet

 Julie Shananaquet, Tribal Secretary

Received by the Executive Office on 08/21/14 by *Lisa Flynn*

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: _____

 Fred Kiogima, Tribal Chairperson