

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS

7500 Odawa Circle
Harbor Springs, MI 49740

TRIBAL RESOLUTION # 061106-22

Providing for Amendment of Revenue Allocation Plan

WHEREAS the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance;

WHEREAS the Little Traverse Bay Bands of Odawa Indians (“LTBB” or “Tribe”) is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);

WHEREAS the Little Traverse Bay Bands of Odawa Indians (the “Tribe”) conducts class III gaming as authorized by the Indian Gaming Regulatory Act of 1988 (“IGRA”);

WHEREAS IGRA does not allow “net revenues” (as defined in IGRA) of tribal gaming to be used for any purpose other than:

- (1) to fund tribal government operations or programs;
- (2) to provide for the general welfare of the Indian tribe and its members;
- (3) to promote tribal economic development;
- (4) to donate to charitable organizations; or
- (5) to help fund operations of local government agencies;

provided that those net revenues may be used to make per capita payments to members of an Indian Tribe if the Indian tribe has prepared a plan to allocate revenues as provided above and the plan is approved on behalf of the Secretary of the Interior (the “Secretary”);

WHEREAS by Resolution # 100503-01, as amended by Resolution # 110203-01, the Tribal Council of the Tribe approved a Revenue Allocation Plan for the Tribe, which was approved by the Secretary in accordance with IGRA, by Resolution 062704-

07 the Tribal Council kept that Plan in place for subsequent years, which was approved on behalf of the Secretary, and by Resolution 100905-06 Tribal Council amended the definition of “Distributable Net Revenues” in the Plan, which amendment was also approved on behalf of the Secretary;

WHEREAS the Tribe seeks to further promote the interests of its minors;

THEREFORE BE IT RESOLVED that subject to approval on behalf of the Secretary, the Revenue Allocation Plan is amended by replacing Section VII with the following new Section VII:

SECTION VII. ATTACHMENT

The funds distributed to Tribal members under this Plan shall not be subject to attachment to satisfy any lien, judgment or any other debt, except for enforcement of child support orders entered in the LTBB Tribal Court. Such orders include those entered in original LTBB Tribal Court actions and orders entered by the Tribal Court granting full faith and credit to support orders from other jurisdictions after filing in, and review by, the LTBB Tribal Court.

FURTHER RESOLVED that the Tribe shall request approval of this Amendment on behalf of the Secretary, and shall use the Tribe’s best efforts to obtain that approval;

FINALLY RESOLVED that the Tribal Chairman is authorized and directed to promptly submit this Amendment to the proper federal officials to obtain the Secretary’s approval, and to take all action reasonable and necessary to obtain that approval.

CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Resolution 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 June 11, 2006 at which a quorum was present, by a vote of 6 in favor, 0 opposed, 0 abstentions, 3 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Regina Gasco Bentley	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Fred Harrington, Jr.	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Dexter McNamara	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Mary Roberts	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Rita Shananaquet	<u> </u>	<u> </u>	<u> </u>	<u> X </u>
Alice Yellowbank	<u> </u>	<u> </u>	<u> </u>	<u> X </u>
Shirley Oldman	<u> </u>	<u> </u>	<u> </u>	<u> X </u>
Melvin L. Kiogima	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Beatrice A. Law	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

Date: _____

Beatrice A. Law, Legislative Leader

Date: _____

Melvin L. Kiogima, Secretary

Received by the Executive Office on _____ 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: _____

Frank Ettawageshik, Tribal Chairperson