

WAGANAKISING ODAWAK STATUE 2006-017

BURIAL PROGRAM

SECTION I PURPOSE

That the Little Traverse Bay Bands of Odawa Indians (LTBB) shall have a Burial Program for Tribal Citizens to provide assistance toward funeral, cremation, and burial expenses following the death of a Tribal Citizen to reduce the financial burden of the family of the deceased Tribal Citizen.

SECTION II ELIGIBILITY

A family member, legal guardian, or other person who has taken on the responsibility of paying for the funeral and burial cost of a deceased Tribal Citizen, who was either a citizen with LTBB at time of death, or less than one year of age and eligible for citizenship with LTBB, may request Burial Program assistance.

SECTION III IMPLEMENTATION

- A. LTBB shall maintain a separate Burial Program Account administered by the Executive Branch. Funds for the Burial Program will be appropriated annually in the budget process.
- B. Burial funds are only provided through direct payment, or reimbursement with receipts, as a result of funeral and burial costs. Therefore, this assistance is only available if receipts are provided to LTBB no later than six months after the death. The receipts will be paid in the order received or according to the preferences indicated by the person handling the affairs of the deceased.

SECTION IV IMPLEMENTING REGULATIONS

The Executive Branch of Government shall adopt regulations to implement this Statute.

SECTION V SAVINGS CLAUSE

In the event that any section, subsection, or phrase of this Statute is found by a court of competent jurisdiction to violate the Constitution or laws of the LTBB, such part shall be considered to stand alone and to be deleted from his Statute, the entirety of the balance of the Statute to remain in full and binding force and effect so long as the overall intent of the Statute remains intact.

SECTION VI

EFFECTIVE DATE

Effective upon the signature of the Executive, or 30 days from submission to the Executive branch, or if the Executive vetoes the legislation, then upon Tribal Council override of the veto.

CERTIFICATION

As the 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 September 10, 2006 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, and 1 absent as recorded by this roll call:

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

Date: 9/10/06 Beatrice A. Law
Beatrice A. Law, Legislative Leader

Date: 9/10/06 Melvin L. Kiogima
Melvin L. Kiogima, Secretary

Received by the Executive Office on 9-11-06 by Ellin Payton

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: 9-29-2006 Frank Ettawageshik
Frank Ettawageshik, Tribal Chairperson

