

Chapter 11. Financial Disclosure of Tribal Officials

Codification Note: This Statute Repeals and Replaces WOS 2006-023 previously located at 6.1801 in this code.

14.1101 PURPOSE

This Statute is hereby enacted to establish a standard requirement for financial disclosure from elected and appointed officials in accordance with the Tribal Constitution, Article XV. B that states: “*The Tribal Council shall enact a statute requiring financial disclosure statements of candidates, and elected or appointed governmental officials.*”

(Source: WOS 2016-003, June 30, 2016, Section I)

14.1102 DEFINITIONS

- A. The “Tribe” means the Little Traverse Bay Bands of Odawa Indians.
- B. “Elected Official” means any Tribal Chair, Vice Chair and Tribal Councilors.
- C. “Immediate Family” means husband, wife, son, daughter, step-son, step-daughter, father, step-father, father-in-law, mother, step-mother, mother-in-law, brother, step-brother, brother-in-law, sister, step-sister, sister-in-law, child, step-child, son-in-law, daughter-in-law or a person whose relationship with the Tribal Citizen is similar to that of persons who are related by blood or marriage.
- D. “Judiciary Official” means any Judge or Justice of the Tribal Court.
- E. “Personal Financial Interest” shall mean a financial interest for the official or any immediate family members.
- E. “Tribal Citizen” means an enrolled member of the Little Traverse Bay Bands of Odawa Indians.

(Source: WOS 2016-003, June 30, 2016, Section II)

14.1103 ELECTED OFFICIALS

A. No elected official shall be sworn into office until the following information is submitted to the Legislative Office:

- 1.** A list of all current employers;
- 2.** A list of all positions currently held on boards, commissions, or committees,
- 3.** A description of any financial interest in a business, company, corporation, stock or bond, but not retirement funds, mutual funds or any type of financial instrument in which the owner does not have control over the purchase and sale of the instrument's holdings;
- 4.** Location of all real-estate holdings.

B. Any changes to the submitted information shall be reported to the Legislative Office within 30 days of the change or event.

(Source: WOS 2016-003, June 30, 2016, Section III)

14.1104 JUDICIARY OFFICIALS

A. No Judiciary official shall be sworn into office until the following information is submitted to the Judiciary Office:

- 1.** A list of all current employers;
- 2.** A list of all positions currently held on boards, commissions, or committees;
- 3.** A description of any financial interest in a business, company, corporation, stock or bond, but not retirement funds, mutual funds or any type of financial instrument in which the owner does not have control over the purchase and sale of the instrument's holdings;
- 4.** Location of all real-estate holdings.

C. Any changes to the submitted information shall be reported to the Judiciary Office within 30 days of the change or event.

(Source: WOS 2016-003, June 30, 2016, Section IV)

14.1105 EXECUTIVE COMMISSIONS, BOARDS AND COMMITTEES

Annually, all Executive Commission, Boards and Committees members shall sign a statement verifying that any of the following is not in conflict with their appointment:

1. Employment;
2. Positions on boards, commissions, or committees;
3. Financial interest in a business, company, corporation, stock or bond, but not retirement funds, mutual funds or any type of financial instrument in which the owner does not have control over the purchase and sale of the instrument's holdings;

(Source: WOS 2016-003, June 30, 2016, Section V)

14.1106 PUBLIC RECORD

The information shall be available to Tribal Citizens in accordance with Disclosure of Public Document Statute, or as amended.

(Source: WOS 2016-003, June 30, 2016, Section VI)

14.1107 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.

(Source: WOS 2016-003, June 30, 2016, Section VII)

14.1108 EFFECTIVE DATE

Effective upon signature of the Executive or 30 days from Tribal Council approval or Tribal Council override of Executive veto whichever comes first.

(Source: WOS 2016-003, June 30, 2016, Section VIII)