

LEG-338 sponsored by Councilor Jordan Shananaquet and Councilor Melissa Pamp as posted 05/09/24

**WAGANAKISING ODAWAK STATUTE 20~~14-XXX001~~
TRIBAL TREASURER RESPONSIBILITIES**

SECTION I. PURPOSE

This ~~statute is hereby~~ enacted to define the Tribal Council Treasurer's responsibilities ~~and reporting that are explicitly enumerated in the Constitution, consistent with~~ Article VII(c)-(3) of the Constitution of the Little Traverse Bay Bands of Odawa Indians. This Statute repeals and replaces WOS ~~2005-014, 2009-002 and 2010-003~~2014-001.

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SECTION II. DEFINITIONS

- A. ~~The~~ "Tribe" ~~shall~~ means the Little Traverse Bay Bands of Odawa Indians.
- B. "Treasurer" means the Tribal Council Treasurer.

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SECTION III. ~~CONSTITUTIONAL~~ DUTIES OF THE TREASURER

~~In addition to performing the duties enumerated by Article VII(c)(3) of the Constitution of the Little Traverse Bay Bands of Odawa Indians, the Treasurer shall:~~

~~The Treasurer shall Article VII(c)(3): "submit an annual report, prepared by the accounting department, to the Tribal Membership at its annual meeting. This report shall include all funds received by the Little Traverse Bay Bands of Odawa Indians or through Tribal enterprises. This report shall include all appropriations of the operating funds and Tribal enterprises by department showing how the funds were spent and to include profit and loss statements where applicable."~~

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- ~~1. Be required to acquire a surety bond in the amount necessary to cover funds that may be accessible to individual authorized signers.~~

SECTION IV. ~~REPORTING REQUIREMENTS~~

- A. ~~The Treasurer shall m~~Make available a quarterly report, prepared ~~in collaboration~~ by the ~~a~~accounting ~~O~~office and Office of Finance and Revenue, that contains the following information:

- 1. All funds received by the Tribal Government and all Tribal Enterprises;
- Waganakising Odawak Statute Tribal Treasurer Responsibilities Secretary ProctorShananaquet _____

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2. All appropriations from the General Fund to the Tribal Government and each ~~of the~~ Tribal Enterprise;
3. All actual funds that are spent by departments and programs within the Tribal Government and each of the Tribal Enterprises; ~~and~~;
4. A profit and loss statement for each of the Tribal Enterprises, including a statement of Earnings Before Interest, Taxes, Depreciation, and Amortization (EBITDA), equity and short- and long-term liabilities and liquid ratio and debt to EBITDA ratio.

~~B. This report shall be available to all Tribal Citizens upon request.~~
Perform a monthly review of the Tribe's outgoing expenditures and report any anomalies to Tribal Council.

~~C. Provide verbal budget updates to Tribal Council on a monthly basis.~~

~~SECTION V. OTHER DUTIES REQUIRED BY THE TRIBAL COUNCIL~~

~~This Statute hereby establishes the Tribal Council Appropriations and Finance Standing Committee~~

~~A. The Committee shall:~~

- ~~1. Consist of three Tribal Council Members assigned by motion, and majority vote at a regularly scheduled Tribal Council meeting and;~~
- ~~2. Be chaired by the Tribal Treasurer and;~~
- ~~3. Have authority to review all the Tribe's accounts including but not limited to Enterprises and Tribally owned corporations and;~~
- ~~4. All requests and responses for information shall be forwarded to all Tribal Council Members and;~~
- ~~5. All committee members shall be compensated in accordance with the Tribal Council's stipend policy for attendance at meetings that are scheduled in advance and advertised and;~~
- ~~6. The Committee shall report to the full Tribal Council through the Treasurer's report.~~

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~~B. The Treasurer shall:~~

~~Be signatory on all Tribal Council approved real estate transactions and contracts approved and authorized for signature;~~

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~~D.~~

~~Shall be an authorized signers~~ Sign for expenditures from the approved Tribal Council Budget.

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~~1. E. Perform other duties as assigned and approved by Tribal Council. and;~~

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~~2. Be assigned other duties as approved by Tribal Council.~~

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~~SECTION VI. AUTHORITY OF THE COMMITTEE~~

~~A. The Committee may hold public hearings and solicit Tribal Citizen in put on any and all matters within their authority and duties.~~

~~B. The Committee shall have the authority to request documents and information related to Appropriation and Finance from the Judiciary and Executive Departments, Programs and staff; including legal counsel and consultants.~~

SECTION ~~IV~~^{VII}. SAVINGS CLAUSE

—In the event that any phrase, provision, part, paragraph, subsection or section of this statute is found by a court of competent jurisdiction to violate the Constitution, laws or ordinances of the Little Traverse Bay Bands of Odawa Indians, such phrase, provision, part, paragraph, subsection or section shall be considered to stand alone and to be deleted from this statute, the entirety of the balance of the statute to remain in full and binding force and effect.

SECTION ~~VIII~~. 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.

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Waganakising Odawak Statute Tribal Treasurer Responsibilities Secretary ~~Proctor~~^{Shananaquet} _____

SECTION IX. OTHER RELATED STATUTES

See Waganakising Odawak Statute 2012-017, Tribal Secretary Responsibilities and Waganakising Odawak Statute # 2012-018 Succession Plan for Officers of Tribal Council, or as may be amended.

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 January 5, 2014 at which a quorum was present, by a vote of 9 in favor, 0 opposed, 0 abstentions, and 0 absent as recorded by this roll call:

	In-Favor	Opposed	Abstained	Absent
Bill A. Denemy	X			
John W. Keshiek III	X			
Beatrice A. Law	X			
Michael J. Naganashe	X			
Aaron Otto	X			
Winnay Wemigwase	X			
Marcella R. Reyes	X			
Julia A. Shananaquet	X			
Regina Gaseo Bentley	X			

Date: January 5, 2014

Legislative Leader Gaseo Bentley

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Date: January 5, 2014
Secretary Shananaquet

Received by the Executive Office on January 6, 2014 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: _____
Fred Kiogima, Tribal Chairperson

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