

**WAGANAKISING ODAWAK STATUTE # 2021- 009**  
**WAIVER OF FEES FOR MILITARY VETERANS STATUTE**

**SECTION I. PURPOSE**

The Waiver of Fees for Military Veterans Statute is hereby enacted to honor our Little Traverse Bay Bands of Odawa Indians Military Veterans in accordance with the Constitution, Article I, B. Directive Principles: “Promote with special care the health, educational and economic interests of all the people, especially our children and elders . . .”.

**SECTION II. GENERAL WELFARE EXCLUSION**

As stated by the requirements of the United States Internal Revenue Section 139E, the Waiver of Fees for Military Veterans meets the criteria of the United States Public Law 113-168, Tribal General Welfare Exclusion Act of 2014 and WOS 2017-002 General Welfare Statute.

**SECTION III. DEFINITIONS**

- A. **“Citizen”** shall mean an enrolled member of the Little Traverse Bay Bands of Odawa Indians.
  
- B. **“Executive”** shall means the Tribal Chairperson or his/her designee
  
- C. **“LTBB”** mean The Little Traverse Bay Bands of Odawa Indians.
  
- D. **“Military Veteran”** means a person who served in the active military, naval, or air service, and who was discharged or released therefrom under conditions other than dishonorable this includes United States Army, Navy, Marine Corps, Air Force, Coast Guard service, and members of the Reserves, Air or Army National Guard.
  
- E. **“Tribe”** or **“LTBB”** mean the Little Traverse Bay Bands of Odawa Indians.



#### **SECTION IV. WAIVER OF FEES**

- A.** The Executive has the authority to waive fees collected by the Executive Branch for Military Veterans.
- B.** These fees may include, by not limited to the following:
1. Hunting and fishing licenses
  2. Enrollment cards
  3. Notarial acts
- C.** When the Executive approves a fee to be waived, the Executive shall post a notice to the tribal website; and publish a list of fees waived annually in the tribal newspaper, or similar means of communication.

#### **SECTION V. REPORTING REQUIRED**

- A.** The Executive shall report to annually to Tribal Council:
1. The number of Military Veterans that received a waiver of fees.
  2. The total dollar amount of fees waived.
- B.** Tribal Council may request the Executive provide additional information, if necessary.

#### **SECTION VI. 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 VII. EFFECTIVE DATE**

Effective upon signature of the Executive or thirty (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 adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on June 10, 2021 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
Fred Harrington Jr.	<u>X</u>	_____	_____	_____
Fred Kiogima	<u>X</u>	_____	_____	_____
Tamara Kiogima	<u>X</u>	_____	_____	_____
Melissa Pamp	<u>X</u>	_____	_____	_____
Leroy Shomin	<u>X</u>	_____	_____	_____
Marty Van De Car	<u>X</u>	_____	_____	_____
Marcella R. Reyes	<u>X</u>	_____	_____	_____
Julie Shananaquet	_____	_____	_____	<u>X</u>
Emily Proctor	<u>X</u>	_____	_____	_____

Date: 6/10/2021 \_\_\_\_\_  
 Emily Proctor, Legislative Leader

Date: 6.10.2021 \_\_\_\_\_  
 Julie Shananaquet, Tribal Council Secretary

Received by the Executive Office on 6/21/2021 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: 7-7-2021 \_\_\_\_\_  
 Regina Gasco Bentley, Tribal Chairperson

Received from the Executive on 07.07.2021 by \_\_\_\_\_