

Chapter 13. Waiver of Fees for Military Veterans Statute

11.1301 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 . . .”.

(Source: WOS 2021-009, July 7, 2021, Section I)

11.1302 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.

(Source: WOS 2021-009, July 7, 2021, Section II)

11.1303 DEFINITIONS

- A. **“Citizen”** shall mean an enrolled member of the Little Traverse Bay Bands of Odawa Indians.
- B. **“Executive”** shall mean the Tribal Chairperson or his/her designee
- C. **“LTBB”** means 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”** means the Little Traverse Bay Bands of Odawa Indians.

(Source: WOS 2021-009, July 7, 2021, Section III)

11.1304 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.

(Source: WOS 2021-009, July 7, 2021, Section IV)

11.1305 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.

(Source: WOS 2021-009, July 7, 2021, Section V)

11.1306 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 2021-009, July 7, 2021, Section VI)

11.1307 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.

(Source: WOS 2021-009, July 7, 2021, Section VII)