

Chapter 13. Tribal Treasurer Responsibility

6.1301 PURPOSE

This Statute is hereby enacted to define the Tribal Council Treasurer's responsibilities and reporting that are explicitly enumerated in the Constitution, Article VII (3). This Statute repeals and replaces WOS 2005-014, 2009-002 and 2010-003.

(Source: WOS 2014-001, January 23, 2014, Section I)

6.1302 DEFINITIONS

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

(Source: WOS 2014-001, January 23, 2014, Section II)

6.1303 CONSTITUTIONAL DUTIES OF THE TREASURER

The Treasurer shall Article VIIC (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."*

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

(Source: WOS 2014-001, January 23, 2014, Section III)

6.1304 REPORTING REQUIREMENTS

- A.** The Treasurer shall make available a quarterly report, prepared by the accounting office that contains the following information;

1. All funds received by the Tribal Government and all Tribal Enterprises;
 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 department and programs within the Tribal Government and each of the Tribal Enterprises.
 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.

(Source: WOS 2014-001, January 23, 2014, Section IV)

6.1305 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.

(Source: WOS 2014-001, January 23, 2014, Section V)

B. The Treasurer shall:

1. Be signatory on all real-estate transactions and;

2. Shall be an authorized signers for expenditures from the approved Tribal Council Budget and;

3. Be assigned other duties as approved by Tribal Council.

(Source: WOS 2014-001, January 23, 2014, Section V)

6.1306 AUTHORITY OF THE COMMITTEE

A. The Committee may hold public hearings and solicit Tribal Citizen input 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.

(Source: WOS 2014-001, January 23, 2014, Section VI)

6.1307 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.

(Source: WOS 2014-001, January 23, 2014, Section VII)

6.1308 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.

(Source: WOS 2014-001, January 23, 2014, Section VIII)