

## TITLE XI. HEALTH AND EDUCATION

### Chapter 1. Health Commission

#### 11.101 SHORT TITLE AND PURPOSE

- A. Short Title.** This Statute may be cited as the “Health Commission Act.”
- B. Purpose.** The purpose of this Statute is to set up a Health Commission that will provide direction to Tribal Comprehensive Health Services based on community need.

(Source: WOS 1997004, April 20, 1997, Section I)

#### 11.102 CREATION OF THE HEALTH COMMISSION

- A. Creation of Commission.** The Tribal Council hereby creates the Health Commission, which shall consist of seven (7) LTBB Tribal members at least eighteen years of age appointed by the Tribal Council. Members of the Tribal Council may be appointed to the Commission. Appointees shall be either knowledgeable concerning health delivery systems or recipients of services provided through the Comprehensive Health Center.
- B. Term and compensation.** Members of the Health Commission shall be appointed to serve for three (3) year terms. Members may be reappointed for additional terms without limitation. Provided, to stagger terms, when the Tribal Council makes initial appointments, three people shall be appointed to two (2) year terms, and four people shall be appointed to three (3) year terms. All appointments thereafter shall be for three (3) year terms. The Commission shall appoint separate individuals from within the Commission to serve as Chairperson, Vice-Chairperson, Secretary and Treasurer for terms of (1) year. There shall be no limit on reappointment. The Tribal Council may determine and authorize compensation to be paid to members of the Commission based upon the Tribal Council's determination of the time required to be expended upon Commission duties and the qualifications of the appointed Commissioners.
- C. Oath of office.** Immediately upon appointment, the Tribal Chairman shall administer the oath of office to the members of the Health Commission which oath of office shall include a commitment to uphold the Constitution and laws of the Little Traverse Bay Bands of Odawa Indians and to perform faithfully and diligently the duties and responsibilities set forth in this Statute.
- D. Vacancies.** In the event a vacancy occurs in the Health Commission, by virtue of death, resignation or removal, the Tribal Council shall appoint a qualified Tribal member to fill the remaining term of office.
- E. Removal.** Commissioners may only be removed in accordance with the Tribal statute governing such removal.

(Source: WOS 1997004, April 20, 1997, Section II)

### 11.103 DUTIES OF THE HEALTH COMMISSION

The Health Commission shall have the following duties:

- A. Develop proposed policies for the delivery of health services and recommend such policies to the Tribal Council for review and approval.
- B. The Commission will be responsible for assisting the Health Department and/or Tribal Council in the preparation of the comprehensive health plan. The Commission will work jointly with the Tribal Health Director to assess health needs of the Indian Community and to prioritize services to assure the needs are fulfilled.
- C. Periodically review the health contract budgets and services.
- D. Receive notice of all Tribal Council and Tribal Administrative health related meetings where policies may be considered or adopted and attend such meetings whenever the Commission deems such attendance appropriate.
- E. The Commission will be notified of all job openings within Comprehensive Health Care, and the Commission may appoint one of its members to the interview and selection team.
- F. The Commission shall forward a copy of all of its minutes to the Tribal Council.
- G. Engage in further health related activities as directed by the Tribal Council.
- H. **Prohibited Activities:** The above duties do not include, and members of the Commission are prohibited from, all of the following:
  - 1. Acting in an administrative or supervisory capacity with respect to any Comprehensive Health Center personnel or program.
  - 2. Influencing application of established operating policies and procedures to cause benefit to any person, program, or agency that would otherwise not be so benefited.
  - 3. Participating in any action of the Health Commission which would constitute a conflict of interest under the Tribe's Personnel Policies and Procedures.

(Source: WOS 1997004, April 20, 1997, Section III)

### 11.104 STAFFING

The Tribal Council is authorized to assign administrative staff and staff with expertise in health delivery issues to assist the Commission.

(Source: WOS 1997004, April 20, 1997, Section IV)

### **11.105 MEETINGS, VOTING**

**A. Meetings.** The Health Commission may meet as often as they deem necessary but must meet at least once each quarter.

**B. Voting.** Actions of the Health Commission shall be decided by a majority vote of those present at the meeting. The Chair is entitled to vote on all matters before the Commission. A quorum shall consist of four (4) members including the Chair. Provided, an action may be ratified by non-attending members. If ratification is sought, all non-attending members shall be contacted personally, or by phone or fax, and all ratifications shall be reduced to writing and placed in the minutes and approved at the next regularly scheduled Commission meeting.

(Source: WOS 1997004, April 20, 1997, Section V)

### **11.106 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, 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 1997004, April 20, 1997, Section VI)

## **Chapter 2. Education Commission**

### **11.201 SHORT TITLE AND PURPOSE**

**A. Short Title.** This statute shall be entitled “The Waganakising Odawa Education Commission Act.” Hereafter the term “Commission” shall mean “The Waganakising Odawa Education Commission” unless otherwise stated.

**B. Purpose.** This Statute shall be liberally interpreted and construed to fulfill the following expressed purposes:

1. To provide for the organization of the Commission.
2. To provide for the delineation of the duties of the Commission.
3. To provide for compensation for Commission members.
4. To provide for clarification regarding LTBB staff participation in Commission structure.

(Source: WOS 2002-008, September 8, 2002, Section I)

## **11.202 DEFINITIONS**

As used in this Statute:

- A.** “**LTBB**” means the Little Traverse Bay Bands of Odawa Indians or the Waganakising Odawa.
- B.** “**HESP**” means the Higher Education Scholarship program.
- C.** “**DE**” means the Direct Employment program.
- D.** “**AVT**” means the Adult Vocational Training and Scholarship program.
- E.** “**Education Department**” means the Waganakising Odawa Education Department.

(Source: WOS 2002-008, September 8, 2002, Section I)

## **11.203 REPEAL OF PRIOR STATUTE**

The Waganakising Odawa Education Commission Act (Waganakising Odawa Statute 1999012) and all amendments thereto, are hereby repealed as of the effective date of this Statute.

(Source: WOS 2002-008, September 8, 2002, Section I)

## **11.204 CREATION OF THE COMMISSION**

### **A. Creation of the Commission.**

- 1.** The Tribal Council hereby creates the LTBB Indian Education Commission.
- 2.** The Commission shall be composed of not less than three (3) nor more than five (5) Little Traverse Bay Bands Tribal members who are at least eighteen(18) years of age, and are appointed by the Tribal Council.
- 3.** Interested candidates shall submit a letter of interest and a current resume in writing to the Tribal Council.

### **B. Terms and Compensation.**

- 1.** Members of the Education Commission shall serve for four (4) year staggered terms. Members may be reappointed for additional terms without limitation.
- 2.** The Education Commission shall appoint separate individuals from within the Commission to serve as chairperson, vice-chairperson, secretary and treasurer for the term of two (2) years. There shall be no limit on reappointment for offices.

**3.** Subject to the availability of funding, and a budget approved by the Tribal Council, members of the Education Commission may receive a stipend, mileage and expense reimbursement for attendance at properly called meetings in accordance with Tribal statutes, regulations and policies.

**C. Oath of Office.**

Within thirty (30) days of appointment, the Tribal Court shall administer the oath of office to the members of the Education Commission. The oath of office shall include a commitment to uphold the Constitution and laws of the Little Traverse Bay Bands of Odawa Indians, and to perform faithfully and diligently the duties and responsibilities set forth in this Statute.

**D. Vacancies.**

In the event of a vacancy in the Education Commission, by virtue of death, resignation, or removal, the Tribal Council shall appoint a qualified Tribal member to fill the remaining term of office.

**E. Removal.**

Commission members may be removed in accordance with the rules and procedures set forth in the Removal of Commissioners and Nepotism Statute (Waganakising Odawak Statute 2001-10). Cause for initiating such removal will include three consecutive unexcused absences from Commission meetings.

(Source: WOS 2002-008, September 8, 2002, Section II)

**11.205 DUTIES OF THE EDUCATION COMMISSION**

The Education Commission shall have the following duties:

**A.** Review data for the following:

- 1.** Higher Education Scholarship Program.
- 2.** Adult Vocational Training Scholarship Program.
- 3.** Direct Employment Program.
- 4.** All future Tribal education programs.

**B.** The Education Commission shall assist the Education Department in the development and recommendation of all proposed plans and policies for Tribal Education programs that will provide for diverse educational opportunities for all LTBB members.

**C.** The Education Commission shall advise the Education Director in preparation of all proposals and documents that must be submitted to the Bureau of Indians Affairs or any other funding agency. The Education Commission shall review all proposals and documents prepared by the Education Director before submission to the Tribal Council.

**D.** The Education Commission shall advise in the development of all proposed rules and regulations for administering of Tribal Education Programs.

**E.** The Education Commission shall advise the Education Director in carrying out the program mandates and preparation of the annual Education Department budget.

**F.** The Education Commission shall hear appeals from Tribal members regarding education programs.

(Source: WOS 2002-008, September 8, 2002, Section III)

#### **11.206 MEETINGS AND OFFICIAL ACTION**

**A.** The Commission may meet as often as they deem necessary, but must meet at least once each quarter.

**B.** Actions of the Commission shall be decided by a majority vote of those present at the meeting. The Chairperson is entitled to vote on all matters before the Commission. A quorum shall consist of three (3) members including the Chairperson.

**C.** Phone polls may be conducted to vote on required business. If ratification is sought, all non-attending members shall be contacted personally, or by phone or fax. All ratification shall be reduced to writing and placed in the minutes and approved at the next regularly scheduled Commission meeting.

(Source: WOS 2002-008, September 8, 2002, Section IV)

#### **11.207 STAFF PARTICIPATION**

**A.** The Education Director, or his or her designee, shall attend all Commission meetings.

**B.** LTBB Education Department staff shall not serve on the Commission.

**C.** In accordance with the LTBB Commissions, Boards and Committees Statute, LTBB staff members may serve on the Commission and be compensated by stipend if the Commission is not directly related to their employment, does not interfere with their work, and does not regularly meet during scheduled work hours. If the Commission meets during scheduled working hours and the staff member wishes to attend, the staff member must utilize vacation time upon prior approval of the individual's supervisor.

(Source: WOS 2002-008, September 8, 2002, Section V)

### **11.208 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, ordinances or statutes 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 2002-008, September 8, 2002, Section VI)

### **11.209 EFFECTIVE DATE**

This Statute shall take effect immediately upon enactment [September 8, 2002].

(Source: WOS 2002-008, September 8, 2002, Section VII)

## **Chapter 3. Michelle Chingwa Education Assistance Act**

### **11.301 PURPOSE**

This Michelle Chingwa Education Assistance Act is hereby enacted to enable present and future generations of Waganakising Odawak to obtain post secondary educational opportunities. This statute repeals and replaces the Waganakising Odawak Statute (WOS) 2006-004 Michelle Chingwa Education Assistance Act enacted May 7, 2006.

(Source: WOS 2006-027, December 29, 2006, Section I)

### **11.302 DEFINITIONS**

The “**Tribe**” shall mean the Little Traverse Bay Bands of Odawa Indians.

(Source: WOS 2006-027, December 29, 2006, Section II)

### **11.303 APPLICATION**

- A.** The program shall be administered by the Education Department.
- B.** The program shall fund scholarships to Tribal Members attending accredited colleges and Universities and other programs approved by Tribal Resolution. Tribal Colleges are exempt from the accreditation requirement. Accreditation shall be from an entity or association recognized by the U.S. Department of Education.
- C.** Priority shall be given to students as identified by Tribal Resolution.

- D.** Scholarships shall be administered in the following manner:
- 1.** The scholarships shall be provided as prioritized and then on a first come first serve basis with no deadlines.
  - 2.** The scholarships shall be calculated on a semester equivalent per credit hour basis with three classifications:
    - a.** Junior or community colleges;
    - b.** Four year colleges or four year degree programs; and
    - c.** Graduate level courses.
  - 3.** The limitations and level of each scholarship classification shall be set by Tribal Resolution.
- E.** Appeals authorized by this statute shall be heard by the Education Commission.
- F.** To be eligible for this scholarship the student must:
- 1.** Be an enrolled member of the Tribe;
  - 2.** Be enrolled in the educational institution for which the scholarship is being applied;
  - 3.** Maintain a 2.0 overall GPA (subject to appeal); and
  - 4.** Have applied for other available financial aid (i.e. the Michigan Indian Tuition Waiver, Pell Scholarship, and Bureau of Indian Affairs (BIA) Scholarship).

(Source: WOS 2006-027, December 29, 2006, Section III)

### **11.304 RESTRICTIONS**

- A.** If a student withdraws their next scholarship shall be reduced by that equivalent amount. If a student fails to complete credits for which scholarship funds were awarded, the student's subsequent awards[s] shall be reduced by that equivalent amount, which is subject to appeal. Failure to complete may be defined as but not limited to: withdrawal, suspension, expulsion, or an incomplete that is not successfully completed with a passing grade in the allotted time. Award reductions may be appealed to the Education Commission. Section III applies.
- B.** Courses that are required by an employer and reimbursed or paid for by that employer shall not be eligible for full award but shall be restricted to that amount of actual costs of tuition and fees not covered by the employer subject to appeal.

- C. Courses that are offered for free shall not be eligible for awards.
- D. The following courses are not eligible for this scholarship:
  - 1. Courses being retaken when the student already has a passing grade in the same course, unless the student provides documentation that a higher grade is required for graduation;
  - 2. Courses taken for audit; and
  - 3. Non-credit courses, except development Reading, Math, or English courses, that leads directly into credit courses.
- E. Scholarships shall be limited to:
  - 1. Eighteen semester equivalent credits of any combination of junior colleges and four year college credits;
  - 2. Twelve semester equivalent credits of graduate courses and eighteen semester equivalent credits of any combination of graduate and undergraduate courses.

(Source: WOS 2006-027, December 29, 2006, Section IV)

### **11.305 REGULATIONS REQUIRED**

The Executive shall develop regulations for this statute however the implementation of the statute shall not be delayed by approval of regulations. The regulations shall define the recipient of the scholarship checks.

(Source: WOS 2006-027, December 29, 2006, Section V)

### **11.306 PROCEDURES REQUIRED**

None.

(Source: WOS 2006-027, December 29, 2006, Section VI)

### **11.307 APPROPRIATIONS AUTHORIZED**

The Michelle Chingwa Education Assistance Act shall be funded by the Enterprise Fund General Welfare line item with a minimum budget of one million dollars (\$1,000,000.00) per Little Traverse Bay Bands of Odawa Indians fiscal year.

(Source: WOS 2006-027, December 29, 2006, Section VII)

### **11.308 EXECUTIVE AUTHORITY**

The Tribal Executive is hereby mandated to implement this Act and to enforce all approved Tribal Codes of Regulation and to implement all required Administrative Procedures.

(Source: WOS 2006-027, December 29, 2006, Section VIII)

### **11.309 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 2006-027, December 29, 2006, Section IX)

### **11.310 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 2006-027, December 29, 2006, Section X)

## **Chapter 4. Welfare of Adults**

### **11.401 PURPOSE**

Purpose of the Welfare of Adults statute is to protect the welfare of Adult Tribal Members that have been victims of abusive situations, abandonment, medical incapacitation, declared incompetent by a court of competent jurisdiction, or have been declared by a court of competent jurisdiction to be unable to take care of their own personal, medical, or financial matters.

(Source: WOS 2005-07, July 26, 2005, Section I)

### **11.402 DEFINITIONS**

- A.** “**Adult**” means any enrolled or eligible member of the Little Traverse Bay Bands of Odawa Indians not declared a child under the jurisdiction of the Tribe’s Indian Child Welfare Laws.
- B.** “**Guardian**” means a person assigned by a court of competent jurisdiction to exercise the duty and authority to provide care and control of a person under the Tribal Court’s jurisdiction.
- C.** “**Tribe**” means the Little Traverse Bay Bands of Odawa Indians.

**D.** “**Tribal Member**” means any enrolled or eligible member of the Little Traverse Bay Bands of Odawa Indians.

(Source: WOS 2005-07, July 26, 2005, Section II)

#### **11.403 AUTHORITY GRANTED**

**A.** The Tribal Court may take the following actions upon petition by an interested party: determine competency, appoint guardianships, grant power of attorney, order foster care, order financial guardianship and/or order medical care. Active court cases under this Statute shall require review on an annual basis and shall include input provided by family members and an assessment of cultural appropriateness.

**B.** The Tribal Administration shall have the authority to advocate for and act on behalf of Adult Tribal Members that have been victims of abusive situations, abandonment, medical incapacitation, declared incompetent by a court of competent jurisdiction, or have been declared by a court of competent jurisdiction to be unable to take care of their own personal, medical, or financial matters. These actions can include but are not limited to foster care advocacy, or petitioning for court actions.

**C.** Any other interested party may petition the Tribal Court for any action authorized by this statute.

**D.** The Tribal Administration shall develop procedures for implementing this statute.

(Source: WOS 2005-07, July 26, 2005, Section III)

#### **11.404 JURISDICTION**

There may be various jurisdictions covering each case and it shall be left to the Tribal Administration to determine which jurisdiction to work in and when it is appropriate to request transfer of jurisdiction to the Tribal Court.

(Source: WOS 2005-07, July 26, 2005, Section IV)

#### **11.405 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 section, subsection, paragraph, sentence, phrase or portion of this Statute shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

(Source: WOS 2005-07, July 26, 2005, Section V)

#### **11.406 EFFECTIVE DATE**

This Statute takes effect thirty days from adoption.

(Source: WOS 2005-07, July 26, 2005, Section VI)

### **Chapter 5. Burial Program**

#### **11.501 PURPOSE**

That the Little Traverse Bay Bands of Odawa Indians (LTBB) shall have a Burial Program for Tribal Citizens to provide assistance toward funeral, cremation, and burial expenses following the death of a Tribal Citizen to reduce the financial burden of the family of the deceased Tribal Citizen.

(Source: WOS 2006-017, September 29, 2006, Section I)

#### **11.502 ELIGIBILITY**

A family member, legal guardian, or other person who has taken on the responsibility of paying for the funeral and burial cost of a deceased Tribal Citizen, who was either a citizen with LTBB at time of death, or less than one year of age and eligible for citizenship with LTBB, may request Burial Program assistance.

(Source: WOS 2006-017, September 29, 2006, Section II)

#### **11.503 IMPLEMENTATION**

- A.** LTBB shall maintain a separate Burial Program Account administered by the Executive Branch. Funds for the Burial Program will be appropriated annually in the budget process.
- B.** Burial funds are only provided through direct payment, or reimbursement with receipts, as a result of funeral and burial costs. Therefore, this assistance is only available if receipts are provided to LTBB no later than six months after the death. The receipts will be paid in the order received or according to the preferences indicated by the person handling the affairs of the deceased.

(Source: WOS 2006-017, September 29, 2006, Section III)

#### **11.504 IMPLEMENTING REGULATIONS**

The Executive Branch of Government shall adopt regulations to implement this Statute.

(Source: WOS 2006-017, September 29, 2006, Section IV)

#### **11.505 SAVINGS CLAUSE**

In the event that any section, subsection, or phrase of this Statute is found by a court of competent jurisdiction to violate the Constitution or laws of the LTBB, such part shall be considered to stand alone and to be deleted from his Statute, the entirety of the balance of the Statute to remain in full and binding force and effect so long as the overall intent of the Statute remains intact.

(Source: WOS 2006-017, September 29, 2006, Section V)

### **11.506 EFFECTIVE DATE**

Effective upon the signature of the Executive, or 30 days from submission to the Executive branch, or if the Executive vetoes the legislation, then upon Tribal Council override of the veto.

(Source: WOS 2006-017, September 29, 2006, Section VI)

## **Chapter 6. Food Safety Act**

### **11.601 PURPOSE**

This Statute is hereby enacted to establish a satisfactory level of food service safety within the Tribe's jurisdiction with the intent of promoting Tribal entrepreneurs.

(Source: WOS 2006-010, June 28, 2006, Section I)

### **11.602 DEFINITIONS**

- A.** “**Tribe**” shall mean the Little Traverse Bay Bands of Odawa Indians.
- B.** “**Enterprise**” shall mean any legal form of business recognized by the Tribe or established by Tribal law.
- C.** “**Food Service Facility**” an establishment where food is served or sold for immediate consumption such as a deli, takeout, or restaurant.
- D.** “**Food Preparation Facility**” shall mean an establishment where food is prepared for off site sales such as a cannery or fish packing plant.
- E.** “**Food Sales Facility**” shall mean an establishment where food is sold for consumption off site such as a grocery store, fish store, or vegetable stand.

(Source: WOS 2006-010, June 28, 2006, Section II)

### **11.603 APPLICATION**

- A.** The Tribe shall have the authority to regulate food service, food sales, and food

preparation facilities owned or operated by the Tribe or the Tribe's enterprises.

**B.** The Tribe shall have the authority to regulate food service, food sales, and food preparation facilities owned or operated by Tribal Member enterprises that are legal business enterprises under the Tribe's business codes and that are within the Tribe's jurisdiction.

**C.** The Tribe shall have the authority to regulate food service, food sales, and food preparation facilities of temporary nature at community activities such as jingtamak and feasts.

**D.** The Tribe shall have the authority to establish fees that do not exceed \$100 per annum for permanent or \$25 per temporary permits. Fees for Head Start, schools, and non profit corporations shall not exceed \$25 per annum or \$10 per temporary permit.

**E.** The Tribe shall have the authority to inspect facilities that are licensed by this statute and facilities that are with in Tribal jurisdiction and licensed by other jurisdictions such as portable kitchens at jingtamak. Inspections of facilities that are licensed under the other laws shall be in accordance with those laws or the Tribe's which ever best serve the Tribe. Facilities that are open to the public shall be inspected during open hours while all other inspections shall require reasonable notice.

(Source: WOS 2006-010, June 28, 2006, Section III)

#### **11.604 RESTRICTIONS**

**A.** All inspection violations shall require reasonable suggested solutions on the same form as inspection violations are written.

**B.** Regulation of entrepreneurial businesses in Tribal homes shall not exceed the requirements necessary to prevent significant health risks.

**C.** Potlucks and traditional feasts shall not be regulated.

(Source: WOS 2006-010, June 28, 2006, Section IV)

#### **11.605 REGULATIONS REQUIRED**

**A.** The Tribal Executive shall adopt regulations to implement this statute.

**B.** The regulations concerning home businesses and temporary permits shall be those minimally required for food safety and shall ensure those regulations are available in pamphlet format to promote a food safety environment in these entrepreneurial facilities. The pamphlets should include temperatures and time requirements and warnings or reasons for the regulations.

**C.** All fines and penalties other than license revocation shall not exceed \$50 and should only be used after warnings are issued.

(Source: WOS 2006-010, June 28, 2006, Section V)

#### **11.606 PROCEDURES REQUIRED**

A. None.

(Source: WOS 2006-010, June 28, 2006, Section VI)

#### **11.607 APPROPRIATIONS AUTHORIZED**

A. The Executive shall present Tribal Council with modifications to the present and future annual Budgets to include appropriations necessary to implement this statute.

(Source: WOS 2006-010, June 28, 2006, Section VII)

#### **11.608 EXECUTIVE AUTHORITY**

A. The Tribal Executive is hereby mandated to implement this Act and to enforce all approved Tribal Codes of Regulation.

(Source: WOS 2006-010, June 28, 2006, Section VIII)

#### **11.609 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 2006-010, June 28, 2006, Section IX)

#### **11.610 EFFECTIVE DATE**

Effective upon the signature of the Executive, or 30 days from submission to the Executive branch, or if the Executive vetoes the legislation, then upon Tribal Council override of the veto.

(Source: WOS 2006-010, June 28, 2006, Section X)