

**Little River Band of Ottawa Indians
Tribal Council**

2608 Government Center Drive
Manistee, MI 49660
(231) 723-8288

Resolution #18-0613-186

Resolution in Support of Collecting Indian Child Welfare Act-Related Data in the Adoption and Foster Care Analysis Reporting System in accordance with the Final Rule Published on December 14, 2016

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinaábek* (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribe adopted amendments to the Constitution on July 11, 2016 which became effective upon approval by the Assistant Secretary-Indian Affairs on August 24, 2016; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) of the Constitution to provide for the public health, peace, morals and education and general welfare of the Little River Band and its members; and

WHEREAS, on December 14, 2016, the Department of Health and Human Services (DHHS) issued regulations (Final Rule) that require collection of data relating to Indian Child Welfare Act (ICWA) compliance through the Adoption and Foster Care Analysis Reporting System (AFCARS); and


WHEREAS, on March 1, 2018 DHHS published the attached proposal that may negatively affect the December 14, 2016 ICWA data collection requirements set to take effect October 1, 2019; and

WHEREAS, Tribal Council is committed to the welfare, care, and protection of Indian children and families and the exercise of the Tribe's rights and responsibilities under ICWA.


NOW THEREFORE IT IS RESOLVED that the Tribal Council hereby submits this resolution in support of collecting Indian Child Welfare Act-related data in the Adoption and Foster Care Analysis Reporting System in accordance with the Final Rule published on December 14, 2016.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 0 AGAINST, 0 ABSTAINING, and 2 ABSENT, at a Regular Open Session of the Little River Band of Ottawa Indians Tribal Council held on June 13, 2018 at the Little River Band's Government Center in Manistee, Michigan, with a quorum being present for such vote.



Sandra Lewis, Tribal Council Recorder



Joseph Riley II, Tribal Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema
Unified Legal Department