CONSTITUTION AND BYLAWS OF THE KIOWA INDIAN TRIBE

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CONSTITUTION AND BYLAWS
OF THE
KIOWA INDIAN TRIBE OF OKLAHOMA

PREAMBLE

We, the members of the Kiowa Indian Tribe of Oklahoma, in order to promote better community relations with other Indian tribes and non-Indians; to safeguard and protect the rights, privileges and interests of all Kiowa Indians; to improve the social and economic, medical and other advantages for tribal members regardless of location or residence; to promote the common welfare and to bring the membership of the Kiowa Indian Tribe into a more closely knit and cooperative relationship; do hereby establish this organization and adopt the following constitution and bylaws. Any existing programs that tend to develop economic growth of the Kiowa Indian Tribe shall be continued.

ARTICLE I - DEFINITION OF TERMS

Section 1. The Kiowa Indian Tribe of Oklahoma. The name of this organization, composed of all persons who qualify for membership pursuant to Article II. The words "Kiowa Indian Tribe" as used in this document shall have the same meaning as "The Kiowa Indian Tribe of Oklahoma."

Section 2. Kiowa Indian Council (KIC). The governing body of the tribe, composed of all members at least eighteen (18) years of age or over, empowered to act on those matters outlined in Article V, Section 1. Such matters shall be presented and discussed at meetings of the KIC pursuant to Article XVI; however, decisions on the issues discussed shall be made only by a subsequent election as provided for in Article XVII, which shall be open to all qualified voters of the tribe. Voters may participate in the election either by presenting themselves at the polls or by absentee balloting.

Section 3. Kiowa Business Committee. An eight (8) member representative body empowered to act on those matters outlined in Article V, Section 2.

ARTICLE II - TRIBAL MEMBERSHIP
(Pursuant to Amendment V, effective June 5, 1982)

Section 1. The membership of the Kiowa Indian Tribe shall consist of the following persons, regardless of their residence:

a. Upon approval of this constitution and bylaws, all original Kiowa allottees of Kiowa Indian blood and/or Kiowa Captive blood will be entitled to be enrolled as members of the Kiowa Indian Tribe, provided, they are not disqualified for membership under Section 6 of this Article.

b. Descendants of persons identified in Section 1(a) of this Article are eligible for enrollment, provided, they file with the Kiowa Business Committee an application for enrollment and possess at least one-fourth (¼) degree Kiowa Indian and/or Kiowa Captive blood. Upon determination by the Kiowa Business Committee that the individual meets the requirements for membership he shall be enrolled as a member of the tribe.

Section 2. All persons identified in Section 1(a) of this Article shall be considered as possessing four-fourths (4/4) degree Kiowa Indian and/or Kiowa Captive blood for the purposes of computing eligibility of their descendants for membership under Section 1(b) of this Article.

Section 3. Persons whose parents are not recorded on official records as Kiowa Indians or Kiowa Captives must prove by other acceptable evidence that they possess the required degree of Kiowa Indian and/or Kiowa Captive blood. Changes in degree of Indian blood from that shown in the records may be made in accordance with procedures established by the Kiowa Tribal Business Committee, provided any change in blood degree shall be subject to the approval of the Commissioner of Indian Affairs or his authorized representative.

Section 4. Applications for membership must be supported by birth certificates of authenticated copies thereof and/or other records recognized by State or Federal Recorders, as required by the circumstances of each application. All evidence will be retained by the Kiowa Business Committee to support the record.

Section 5. Persons adopted by individual Kiowa tribal members shall not be eligible for membership unless they otherwise qualify for enrollment.

Section 6. Persons who are enrolled as a member of another tribe shall not be eligible for enrollment with the Kiowa Indian Tribe if they have, by virtue of such enrollment, received benefits in land or money. Persons who are enrolled as a member of another tribe and have not shared in tribal assets as specified above shall be eligible for membership in the Kiowa Indian Tribe only if they file with both tribes a formal relinquishment of membership in the other tribe.

Persons found to be enrolled with another Indian tribe shall be notified of their dual enrollment status by certified mail, return receipt requested. If they have not shared in tribal assets as defined above, they shall be given ninety (90) days from the date of receipt of the notice in which to elect the tribe with which they wish to retain their membership. In the event they do not notify the Kiowa Enrollment Committee as specified above, their name will be removed from the Kiowa membership roll.

Section 7. No person who possesses no Kiowa Indian and/or Kiowa Captive blood shall be enrolled as a member of the Kiowa Indian Tribe.

Section 8. The Kiowa Business Committee shall serve as the Enrollment Committee.

Section 9. The Kiowa Indian Council shall have the power to prescribe rules and regulations covering future membership, including adoptions and the loss of membership, subject to the approval of the Commissioner of Indian Affairs or his authorized representative.

Section 10. Notwithstanding the provisions of Article II, Section 6, involving the receipt of benefits in land or money, any person who meets the eligibility criteria of Article II, Section 1, who as a minor accepted material or monetary benefits by virtue of the minor being a member of another Indian tribe, shall have the option of relinquishing their membership in the other tribe and becoming a member of the Kiowa Indian Tribe not later than one year after the person attains the age of recognition by the Kiowa Indian Council, as prescribed in Article I, Section 2, provided further that any person eligible for membership in the Kiowa Indian
Tribe under this Section at the time of its ratification must take appropriate action to enroll as a member of the Kiowa Indian Tribe no later than ninety (90) days subsequent to the adoption of this Section. (6/82)

ARTICLE III - KIOWA BUSINESS COMMITTEE
(Pursuant to Amendment IV, effective June 5, 1982)

Section 1. Composition. There shall be a Kiowa Business Committee composed of four (4) officers and four (4) committee members. This committee shall be empowered by the Kiowa Indian Council during its specified term of office to represent the Kiowa Indian Tribe in all official matters pertaining to tribal business, in accordance with Article V, Section 2.

Section 2. The selection of chairman, vice-chairman, treasurer, secretary and the four committee members shall be determined by vote of the Kiowa Indian Council by secret ballot pursuant to an election ordinance enacted by the general election board.

Section 3. The term of office for each officer and committee member shall be for a period of two (2) years and until a successor is duly elected and installed in office. Each officer and committee member shall be eligible to serve two consecutive terms. At the completion of his second consecutive term of office, a committee member or officer shall not be eligible for re-election or appointment to fill a vacancy on the committee until a period of two (2) years has elapsed.

Section 4. Eligibility. All members of the Kiowa Indian Tribe who have reached the age of twenty-one (21) years shall be eligible to serve as members of the business committee, or subordinate offices by election or appointment, except those persons previously convicted in a court of competent jurisdiction for a felony involving dishonesty, a Kiowa member who is indebted delinquently to the Kiowa Tribe in excess of two (2) years or a Kiowa member who has been recalled from the Kiowa Business Committee because of misuse of tribal and/or program funds. (6/82)

Section 5. Tenure. The four (4) officers and four (4) members of the Kiowa Business Committee shall be elected for two-year terms. In the first election following the effective date of this constitution, the chairman, treasurer and two committee members shall be elected to hold office through June 30, 1972, and until a successor is duly elected and installed, and the vice-chairman, secretary and the remaining two (2) committee members shall be elected to hold office through June 30, 1971, and until a successor is duly elected and installed. Thereafter, there shall be an annual election on the first Saturday of June and terms of office shall be for two (2) years.

ARTICLE IV - RECALL AND FILLING VACANCIES

Section 1. Grounds for Recall. Any elected or appointed official or any tribal employee charged by a fellow tribesman with (1) habitual neglect of duties; or (2) immorality or a felonious crime, or (3) habitual absence from regularly scheduled monthly meetings of the committee; or (4) presentation and/or discussion of any tribal matters to and/or with officials of the Bureau of Indian Affairs in Washington, D.C., without the instructed authority of the business committee, or (5) the violation of any part of this constitution shall be subject to recall. He shall have a public hearing before the business committee. A written statement of the charges shall be presented to the person so charged at least ten (10) days prior to the scheduled hearing. An affirmative vote of a majority of the members of the committee will determine if the matter is to be referred to the hearing board for its consideration and action pursuant to Article XIV, Section 3.

Any dispute pertaining to recall of an individual from any elected or appointed office or position shall be heard by the hearing board as to whether that individual shall be recalled from office or position by ballot vote of the Kiowa Indian Council.

Section 2. Filling Vacancies. Any vacancy on the business committee shall be filled within sixty (60) days by a duly held election called by the election board; provided, such vacancy shall not have been created within six (6) months of the next scheduled election and, if so, it shall be filled by an appointee selected by a majority vote of the remaining members of the business committee to serve until the next scheduled election. Any appointee must meet the same qualifications as a candidate for election to office.

Section 3. Should the Kiowa Business Committee be permanently unable to raise a quorum, the Commissioner of Indian Affairs or his authorized representative may call and supervise an election to bring the committee up to its full complement and prescribe the rules of procedure.

ARTICLE V - POWERS
(Pursuant to Amendment VI, effective June 2, 1984 and Amendment VII, effective June 1, 1985)

Section 1. Kiowa Indian Council. Authority to act concerning the following matters shall be vested in the Kiowa Indian Council (all members of the tribe eighteen (18) years of age or older) unless specifically delegated:

a. Approval of an annual budget.

b. Claims

c. Sale of tribal land.

d. Long term industrial, commercial or development leases.

e. Contracts with federal, state or local governments or private firms.

f. Legal counsel contracts.

g. Selection of tribal employees.

h. All other powers not vested in the business committee by Section 2 of this Article shall be retained by the Kiowa Indian Council.

i. Any of the above powers may be delegated to the business committee.

Section 2. The Kiowa Business Committee shall be empowered to take necessary action on the following:

a. Revocable permits, farm and grazing leases; oil, gas and mineral leases; easements and rights-of-way.
b. Appoint subordinate committees.

c. Promote arts and crafts and Kiowa Indian Culture.

d. Prepare annual budgets for submission to and approval of the Kiowa Indian Council.

e. Accept applications for tribal employment and submission to the Kiowa Indian Council for selection.

f. Determine term of employment and salary of tribal employees.

g. To promulgate and enforce ordinances and codes governing law and order to protect the peace, health, safety and general welfare, on land determined to be within tribal jurisdiction subject to the approval of the Assistant Secretary for Indian Affairs or his authorized representative, (6/84)

h. Develop, negotiate and approve economic, industrial and commercial enterprises and leases on land owned solely by the Kiowa Tribe as long as the terms of any such lease (including option) does not exceed fifty (50) years. (6/85)

i. The Kiowa Business Committee shall be authorized to promulgate and enforce codes and ordinances to levy and collect taxes within the area of the tribe's jurisdiction, except that no tax shall be levied or collected on the lease income of the Kiowa tribal members or on the value of individually-owned trust property. (6/85)

Section 3. Kiowa, Comanche and Apache Intertribal Land Use Committee. The chairman of the Kiowa Business Committee and business committee members designated by the business committee shall work in conjunction with representatives of the Kiowa Apache and Comanche Tribes to transact business regarding common property belonging to the three (3) tribes.

Section 4. Tribal Delegations.

a. When it is necessary for a delegation to represent the Kiowa Indian Tribe, the delegates are to be chosen by the business committee. Delegations shall be held to a minimum as requirements dictate.

b. When a delegation is authorized to go to Washington, D.C., by a duly adopted resolution of the business committee, said delegation shall act for the Kiowa Indian Tribe. No matter affecting official tribal affairs shall be discussed with Washington officials unless it shall have been previously approved as an agenda item by the business committee and included in the authorizing resolution. A full written report of the delegation's findings shall be given to the business committee at its next regular meeting and appropriately publicized for the information of tribal members after its return from Washington.

Section 5. Reserve Power Clause. Any right and power herebefore vested in the Kiowa Indian Tribe but not expressly referred to in this constitution shall not be abridged by this article, but may be exercised by the members of the Kiowa Indian Council through the adoption of appropriate amendments to this constitution and bylaws.

By this Article, all powers, NOT expressly vested in the business committee are reserved to the Kiowa Indian Council.

ARTICLE VI - ELECTIONS

Following approval by the Commissioner of Indian Affairs, this constitution and bylaws shall be submitted to a general election of the Kiowa Indian Tribe for ratification. The Superintendent of the Anadarko Agency shall supervise this election, assisted by the constitution committee.

Section 1. First Election of Business Committee. As soon as practical after the approval and ratification of this constitution and bylaws, the Superintendent of the Anadarko Agency shall call an election for business committee members. Such election shall be held under rules and regulations prescribed by the Superintendent of the Anadarko Agency.

Section 2. Filing for Office - First Election. In the first election for business committee members following the effective date of this constitution and bylaws, a person seeking election as a representative on the business committee must personally file written notice of his candidacy for a given position on the business committee with the Superintendent of the Anadarko Agency within such time limit as the Superintendent prescribes. Such notice shall be supported by a filing fee of $25.00 which will be deposited in a Kiowa election account. No person shall be eligible to file as a candidate unless he or she is qualified pursuant to Section 4 of Article III of this constitution. The intent of this section shall be incorporated into the regulations governing subsequent elections of tribal officials, except that written notices of candidacy shall be filed with the general election board rather than the Superintendent.

Section 3. Election Ordinance. Following the first election, elections shall be held pursuant to regulations prescribed by the general election board which shall be consistent with this constitution and bylaws.

Section 4. Secret Ballot. All voting in general elections and referenda shall be by secret ballot.

Section 5. Absentee Ballots shall be issued for all elections.

Section 6. Eligibility. Tribal members who are at least eighteen (18) years of age on election day regardless of their place of residence shall be eligible to vote.

ARTICLE VII - REFERENDUM

Section 1. Upon receipt of a valid petition signed by 400 qualified voters of the Kiowa Indian Tribe protesting any enactment of the business committee, the general election board shall call and hold a special referendum of the tribe to vote on whether the action of the committee shall be vetoed or upheld. No such petition may be filed later than sixty (60) days following the questioned enactment of the business committee. The majority of the votes cast in such referendum shall be conclusive and binding on the business committee provided at least four hundred (400) votes be cast. If the ordinance or resolution is rejected by
such vote, that enactment shall be null and void as of the date of the referendum and shall not be considered for a period of at least six (6) months. If the general election board fails to call and hold such a referendum within thirty (30) days, the Superintendent of the Anadarko Agency shall call and conduct it. The expense of such referendum shall be borne by the Kiowa Indian Tribe.

ARTICLE VIII - BILL OF RIGHTS
(Pursuant to Amendment III, effective June 5, 1982)

Section 1. All members of the tribe shall enjoy without hindrance freedom of worship, conscience, speech, press, assembly and association.

Section 2. This constitution and bylaws shall not in any way alter, abridge or otherwise jeopardize the rights and privileges of the members of the tribe as citizens of the State of Oklahoma or the United States.

Section 3. The individual property rights of any member of the Kiowa Indian Tribe shall not be altered, abridged or otherwise affected by the provisions of this constitution and bylaws.

Section 4. Tribal members shall have the right to review tribal records at a reasonable time established by the record holder within five (5) days of the request for the review. (6/82)

Section 5. The protections guaranteed to individual tribal members by Title II of the Civil Rights Act of 1968 (82 Stat. 77) against actions of a tribe in exercising its powers of self-government, shall apply to members of the Kiowa Indian Tribe.

ARTICLE IX - AMENDMENTS

Section 1. Proposal by Business Committee. This constitution and bylaws may be amended in an election authorized by the Commissioner of Indian Affairs and conducted by the general election board. Upon receipt of a resolution enacted by the business committee, the Commissioner of Indian Affairs shall, if he approves the proposed amendment, authorize the general election board to conduct an election to permit the qualified voters to either adopt or reject the proposal. Such amendment shall be effective if ratified by a majority of the eligible voters voting in an election in which at least six hundred (600) qualified voters participated in the election.

Section 2. Proposal by Petition. It shall be the duty of the business committee to forward to the Commissioner a request for an amendment election upon receipt of a petition signed by at least four hundred (400) qualified voters and found to be valid by the general election board. The provisions outlined in Section 1 of this Article shall govern the authorization and conduct of the election.

ARTICLE X - KIOWA TRIBAL EMPLOYEES

Section 1. Whenever it becomes necessary, the Kiowa Indian Tribe shall employ tribal employees. The employees shall be tribal members if at all possible. The selectees can be business committee members or non-committee members. Applicants will apply to the business committee, and the committee shall prepare a list for presentation to the KIC for a vote of approval as a tribal employee. The business committee shall give a thirty (30) day notice in which to receive applications. The funds for salary may be from allocated funds, i.e., tribal funds, State or Federal grants, or funds provided by any organization, foundations or other source. Any and all existing tribal employee(s) shall come under the jurisdiction of this constitution and bylaws. A work and expense report OP and BY the employee(s) shall be made to the business committee each quarter on dates specified by the business committee.

BYLAWS

ARTICLE XI - OATH OF OFFICE

Section 1. Each member of the business committee and each officer or subordinate officer elected or appointed shall take an oath of office and pledge himself to support and defend the Constitution and Bylaws of the Kiowa Indian Tribe of Oklahoma prior to assuming the duties of his office. The following form of oath shall be given:

I, ______________________________, do hereby solemnly affirm that I will support and defend the Constitution of the United States against all enemies and will carry out faithfully and impartially the duties of my office to the best of my ability and will promote and protect the best interests of the Kiowa Indian Tribe in accordance with the tribal constitution and bylaws.

The oath of office is to be administered by the chairman of the general election board.

ARTICLE XII - DUTIES OF OFFICERS

Section 1. Chairman. The chairman of the Kiowa Business Committee shall preside at all business committee meetings and meetings of the Kiowa Indian Council. He shall have general supervision over the affairs of the business committee and shall perform all duties pertaining to the office of chairman.

He shall be responsible to make a general report of tribal affairs to each meeting of the Kiowa Indian Council.

Section 2. Vice-Chairman. In the event of a temporary absence of the chairman of the Kiowa Business Committee, the vice-chairman shall perform the duties of the office of chairman. In the event of an extended absence or inability of the chairman to perform the duties of this office, and when the office is for either of these reasons declared by a majority vote of the committee to be vacant, the vice-chairman shall automatically succeed the chairman and inherit the designated duties and responsibilities of this position. Should the office of vice-chairman be vacated before the tenur of his elected term is expired, a new vice-chairman shall be elected at the next regularly scheduled meeting by the Kiowa Business Committee to serve until the next scheduled election.

Section 3. Secretary. The secretary of the Kiowa Business Committee shall correctly record the proceedings of all meetings of the business committee and the
Kiowa Council and shall forward copies of the minutes and resolutions of all meetings to the Superintendent of the Anadarko Agency. The secretary shall be responsible for the prompt and efficient handling of correspondence pertaining to the business of the committee. The secretary shall keep the order of business for the chairman, shall notify committee members of their appointments and shall have custody on behalf of the tribe of the records and papers of the committee.

The secretary shall keep a correct list of members of the committee, shall authenticate accounts of orders of the committee and in the absence of the chairman and vice-chairman shall call the meeting to order until a chairman pro tempore is selected. The secretary shall read the minutes of the previous meeting. At the expiration of the term of his office, all records, equipment, supplies and tribal papers in the possession of the secretary shall be turned over to his successor. The secretary shall issue notices of tribal meetings and make available by public announcement the anticipated agenda of such meetings. In the event of an extended absence or inability of the secretary, and when the office is for either of these reasons declared by a majority vote of the business committee to be vacant, the treasurer shall assume the designated duties of office of the secretary until such time as the election or appointment of a new secretary.

Section 4. Treasurer. The treasurer of the Kiowa Business Committee shall be responsible for each yearly budget allowance received by the Kiowa Business Committee and shall keep an accurate account of all receipts and disbursements from this budget allowance.

The treasurer shall make appropriate reports (of all accounts) to the business committee and present summary reports at meetings of the Kiowa Indian Council.

The accounts and records of the business committee shall be open at all times for inspection and audit by the Commissioner of Indian Affairs or his authorized representative. The books of the treasurer shall be subject to audit or inspection at the discretion of the business committee.

All budget funds entrusted to the care of the treasurer shall be kept in a special account in a bank authorized by the business committee and all disbursements therefrom shall be made by check with the checks to be countersigned by the Chairman of the Kiowa Business Committee.

The treasurer shall file a surety bond satisfactory to the business committee and the Commissioner of Indian Affairs or his authorized representative. The cost of all tribal surety bonds shall be paid from tribal funds.

All disbursements from tribal funds shall be made under authority of a properly executed resolution. In the event of an extended absence or inability of the treasurer to perform his duties, and when the office is for either of these reasons declared by a majority vote of the business committee to be vacant, the secretary of the Kiowa Business Committee when properly bonded shall assume the designated duties of the treasurer until a new treasurer has been elected or appointed.

ARTICLE XIII - GENERAL ELECTION BOARD
(Pursuant to Amendment VIII, effective June 1, 1985)

Section 1. There shall be a general election board composed of five (5) people appointed by the committee from outside its membership. No person shall be permitted to serve at the same time on both the general election board and the hearing board. The appointments of the members of the general election board shall run for a term of five (5) years and until their successors are installed in office. A temporary election board shall be appointed following the effective date of this constitution to serve until the regular January 1971 meeting of the business committee. The initial appointment of the five (5) members of the general election board shall be made by the business committee which shall specify the length of terms of office for each member of the general election board for a period of one, two, three, four and five years, respectively. Thereafter, during its regular January meeting of the business committee, an appointment shall be made to fill the vacancy occurring each year on the general election board during January.

Vacancies occurring in the membership of the general election board in accordance with Article IV, Section 1, of the constitution prior to the expiration of a member's appointment shall be filled by the committee for the duration of the unexpired term.

The general election board shall elect annually from its membership a chairman and secretary.

Section 2. Voting List. The board shall compile and maintain a list of persons entitled to vote which shall be posted at the election polling place at least ten (10) days prior to each election. A current voting list shall be furnished the committee before each election.

Section 3. The board shall determine any claim as to the right of any person listed or not listed to vote.

Section 4. Poll Officials. The members of the board shall appoint a judge, clerk and teller for each of the polling places. The duties of these officials shall be to see that only those persons on the approved list are permitted to vote, that names are checked off as ballots are cast and that the ballot of each voter is individually cast. These appointed members shall be responsible to the general election board. No candidate for office shall be a board member or a sub-appointee.

Section 5. Duties of Poll Officials. The judge, clerk and teller shall count and record the votes at each polling place as soon as the polls close and immediately notify the chairman of the election board of the results. All marked and unmarked ballots will be turned over to the chairman of the election board within eighteen (18) hours of the closing of the polls and the election chairman will issue a signed receipt for the ballots and have the ballots locked in the office of the Superintendent of the Anadarko Agency for two years before being destroyed.

Section 6. Authorities of the Election Board. The general election board shall have the authority to rule upon the eligibility of the candidates and the responsibility to ascertain that the election rules are being followed. A decision of the election board with regard to contest may be appealed to the hearing board. The
decision of the hearing board regarding an appeal from a decision of the general election board shall be final. (6/15)

ARTICLE XIV - HEARING BOARD
(Pursuant to Amendment II, effective June 6, 1981, and Amendment IX, effective June 1, 1985)

Section 1. Composition of Board and Tenure of Members. There shall be a hearing board composed of five (5) people, who shall be at least fifty (50) years of age, appointed by the Kiowa Business Committee from outside its membership. No person shall be permitted to serve at the same time on both the hearing board and the general election board. The initial appointment of the three (3) members of the hearing board shall be made by the business committee which will specify the length of terms of office for each member of the hearing board for a period of one, two and three years, respectively. Upon the effective date of this amendment (June 6, 1981), there shall be two additional members appointed by the business committee, the term for one year and the term of the other shall be for two years. Thereafter, the term of appointment for all five members shall be for a period of three (3) years. (6/81)

Section 2. Action of the hearing board shall be initiated by a request in writing from the Kiowa Business Committee or from a tribal member, provided that said tribal member has first presented his request to the Kiowa Business Committee. A hearing board recorder or secretary shall keep records of all proceedings. All decisions of the hearing board as to whether or not an issue shall be submitted to a vote of the Kiowa Indian Council shall be final.

Section 3. Recall Matters. It shall be the responsibility of the hearing board pursuant to Article IV, Section 1, of this constitution and bylaws to decide whether a proposal to recall a tribal official shall be denied or submitted to the general election board which shall conduct a recall election.

Section 4. Election Protest. The hearing board shall also consider appeals from decisions of the general election board rendered in conjunction with an election as provided in Article XIII, Section 6, of this constitution and bylaws. The decision of the hearing board regarding an appeal from a decision of the general election board shall be final. (6/85)

ARTICLE XV - MEETINGS OF THE BUSINESS COMMITTEE

Section 1. The regular meetings of the Kiowa Business Committee shall be held the first Saturday of each month, unless the first Saturday falls on a holiday. The said meeting shall then be held the following Saturday.

Section 2. Special meetings of the Kiowa Business Committee may be called by the chairman or upon request of the majority of the business committee.

Section 3. Per diem payments for attending regular and special meetings shall be authorized as follows:

a. A full day's per diem shall be paid for attendance at a meeting regardless of the length of the session or the absence of a quorum. The amount shall be the same as that authorized for a 24-hour period for employees of the Anadarko Agency of the Bureau of Indian Affairs.

b. In no event shall the attendance of more than one tribal meeting in a calendar day result in a person receiving more than the per diem rate for one 24-hour period.

c. Per diem payments for special meetings shall be limited to six (6) meetings per year.

Section 4. Quorum. No business of any nature shall be transacted unless a quorum is present. A quorum shall consist of five (5) members of the business committee. Decisions shall be reached by a majority vote of those present, provided that the chairman shall not vote except in the event of a tie.

Section 5. Conduct of Meetings.

a. All meetings shall be conducted in accordance with Robert's Rules of Order, unless otherwise specified in this constitution and bylaws.

b. Any person wishing to express his opinion during the course of a meeting shall first obtain the consent of the committee for the right to speak. He shall then be permitted to speak in either his native Indian tongue or in English.

ARTICLE XVI - MEETINGS OF THE KIOWA INDIAN COUNCIL
(Pursuant to Amendment I, effective June 3, 1978)

The purpose of the Kiowa Indian Council meetings shall be to give information and to discuss any matter pertaining to the Kiowa Indian Tribe.

Section 1. Calling of Meetings. A meeting of the Kiowa Indian Council shall be called by the Kiowa Business Committee whenever such a meeting is deemed necessary by the business committee; provided, however, that meetings of the Kiowa Indian Council shall be held on the first Saturday of April and on the first Saturday of October of each year. (6/78)

Section 2. Notice of all meetings of the Kiowa Indian Council shall be given through all appropriate means by the Secretary of the Kiowa Business Committee at least ten (10) days prior to the date of such meeting.

Section 3. Conduct of Meetings.

a. All meetings of the Kiowa Indian Council shall be conducted in accordance with Robert's Rules of Order, unless otherwise specified in this constitution and bylaws.

b. Any person wishing to express his opinion during the course of a meeting shall have the right to choose to speak in native Indian tongue or in English.

Section 4. The agenda for each meeting of the Kiowa Indian Council shall be
compiled by the Kiowa Business Committee. Following the completion of discussion on all agenda items other tribal business may be discussed.

Section 5. Decisions on the issues discussed at the Kiowa Indian Council shall be made at a subsequent election held pursuant to the provisions of Article XVII of this constitution and bylaws.

ARTICLE XVII - VOTING ON ISSUES

Section 1. As required, following the meetings of the Kiowa Indian Council, the general election board shall conduct an election pursuant to its election ordinance to decide on issues presented to the Kiowa Indian Council.

ARTICLE XVIII - ADOPTION

Following approval by the Commissioner of Indian Affairs, this constitution and bylaws shall become effective when ratified by a majority vote of those voting in an election authorized by the Commissioner and conducted pursuant to regulations prescribed by the Superintendent of the Anadarko Agency.

APPROVAL

I, Acting Associate Commissioner of Indian Affairs, do hereby approve the foregoing Constitution and Bylaws of the Kiowa Indian Tribe of Oklahoma.

William J. Benham
Acting Associate Commissioner of Indian Affairs
Washington, D.C.
Date: March 13, 1970

Pursuant to an order approved March 13, 1970, by the Acting Associate Commissioner of Indian Affairs, the attached Constitution and Bylaws of the Kiowa Tribe of Oklahoma, was submitted for ratification to the eligible voters of the Kiowa Tribe and was on May 23, 1970, duly ratified by a vote of 494 for and 253 against in an election duly called for that purpose.

**BALLOT ISSUES PASSED**

Kiowa Tribe of Oklahoma

June 5, 1971

Shall the Kiowa Indian Council:

1. Authorize the Kiowa Business Committee to administer Home Improvement Program including contracting as necessary.

2. Authorize the Kiowa Business Committee to administer Community Health Representative Program including contracting as necessary.

3. Authorize the Kiowa Business Committee to select and administer tribal employees.

June 3, 1972

Shall the Kiowa Indian Council:

1. Approve all actions taken by the Kiowa Housing Authority since adoption of the Kiowa Tribal Constitution and Bylaws of May 23, 1970.

2. Authorize the Kiowa Business Committee to hire an attorney when needed to protect tribal interests in an amount not to exceed $2,400 per year.

3. Authorize the Kiowa Business Committee to reach agreement with the Comanche and Apache Tribes concerning withdrawals from KCA funds for each tribe’s budget.

June 2, 1973

Shall the Kiowa Indian Council:

1. Authorize $9.00 increase in per diem for Kiowa representatives on KCA Land Use Committee?

2. Authorize withdrawal and use of money ($12,181.44) on deposit in Kiowa IIM Unprogrammed Account for:
   c. burial insurance for aged.

3. Delegate authority to Kiowa Business Committee to administer tribe’s share of General Revenue Sharing Funds in accordance with requirements of Public Law 92-512?

4. Approve formation of tribal non-profit corporation to meet requirements for outside funding for tribal programs?

June 1, 1974

1. Shall an incumbent member of the Kiowa Business Committee or the Kiowa Housing Authority Committee be required to resign from the position he then holds prior to becoming a candidate for another position?

2. Shall a member of the Kiowa Hearing Board who is related to any party in a dispute coming before the Kiowa Hearing Board be disqualified from sitting on the Kiowa Hearing Board during the hearing of that dispute?
(For purposes of this provision the categories of prohibited kinship will be in effect: father, mother, father-in-law, mother-in-law, brother, sister, aunt, uncle, nephew, niece, grandfa ther, grandmother, granddaughter, grandson. Upon settlement of the dispute in question, the disqualified member will be automatically reinstated for the completion of his/her term, and will not be disqualified for concurrent disputes not involving kinship as defined above. When a member of the Kiowa Hearing Board is disqualified, the temporary vacancy will be filled by the Kiowa Business Committee.)

3. Shall the Kiowa Tribe appropriate $35,000 to be used to buy land from members of the Kiowa Tribe who wish to sell and delegate to the Kiowa Business Committee the authority to purchase such land? This land to be put into trust for the Kiowa tribal members.

4. Shall the Kiowa Tribe delegate to the Kiowa Business Committee the authority to hire an attorney on an as-needed basis so long as the fee paid does not exceed the amount of money approved in the budget for that purpose?

5. Shall the Kiowa Tribe appropriate $10,000 for the purpose of paying the expenses for members of the Kiowa Tribe to push for positive legislation?

June 7, 1975

2. Shall the Kiowa Indian Council appropriate $10,000 for the purpose of a burial fund for tribal members. Eligibility shall be for enrolled Kiowa members only and based on criteria dated January 5, 1974.

June 5, 1976

1. Is the Kiowa Indian Council in favor of approving a standby budget that will allow the administrative function of the tribe to operate at a minimal level in the event current program grants or contracts cease to provide administrative monies?

2. Shall the Kiowa Indian Council authorize the Kiowa Business Committee to research the feasibility of making a one-time-only payment to all Kiowas 65 years of age and over? Monies would not be derived from the current pending judgement funds but from present resources.

3. Shall the Kiowa Indian Council direct the Kiowa Business Committee to formulate an organizational business plan for the tribe that will produce an overall administrative organization manual that includes the following elements:
   a. personnel and travel policies
   b. budget and finance policies
   c. procurement procedures
   d. property and supply procedures
   e. record retention

Kiowa Tribal Operations

2. Shall the Kiowa Indian Council appropriate $10,000 for the purpose of a Burial Fund for Tribal Members. Eligibility shall be for enrolled tribal members or dependents.

3. Shall the Kiowa Indian Council appropriate $5,000 for consultant attorney fees on an as-needed basis for tribal development, future claims, etc?

4. Shall the Kiowa Indian Council set aside $100,000 to be invested and used as collateral for tribal members and a reasonable expectation of a return on the investment.

June 4, 1977

1. Shall the Kiowa Indian Council authorize the Kiowa Business Committee to issue out of the Kiowa portion of the KCA monies a one-time appreciation payment to every tribal member who shall reach the age of 62 within calendar year 1977. This issue authorizes the Kiowa Business Committee to amend this year's tribal budget and make this payment within sixty (60) days from the approval of this issue.

If voted yes, please check one of the following amounts:
   $1,500 per person

4. Shall the Kiowa Business Committee make annual reports on the budget of all tribal programs including the Kiowa portion of KCA funds and make copies available to tribal members on request.

5. Shall the Kiowa Indian Council give the Kiowa Business Committee authority to enter into grants and contracts with federal, state, and local governments or private firms that would have a direct benefit to the Kiowa people. The Kiowa Business Committee will establish procedures enabling the Kiowa Indian Council to review all proposals for funding before presentation to the granting agency.

6. Shall the Kiowa Indian Council authorize the Kiowa Business Committee to plan, develop and implement through contracts with the Indian Health Service a Tribal Health Maintenance Organization that will provide health programs and health assistance for the Kiowa Tribe, including personnel agreements and other contracts as necessary and no tribal monies will be involved.

8. Shall the Kiowa Indian Council approve the following programs that have not been previously approved by the Kiowa Indian Council. These tribal programs are currently in operation:
   1. Caddo County Youth Program
   2. CETA
   3. F.L. #3-638 Program
   4. Office of Native American Program

9. Shall the Kiowa Indian Council delegate to the Kiowa Business Committee the authority to terminate tribal employees and officials for just cause. (CETA positions issue.)

13. Shall the Kiowa Indian Council order the appointed hearing board member to act on any issue brought before them within ten (10) days.

14. Shall three (3) members of the tribe be appointed by the Kiowa Indian
Council to check quarterly the expenditures of all tribal funds and make reports to the Kiowa Indian Council.

16. Shall the Kiowa Indian Council direct the Kiowa Business Committee to send a resolution to the Bureau of Indian Affairs to change the date of the May Kiowa Indian Council meeting from the first Saturday in May to the first Saturday in April and that the Kiowa Election Board receive the issues within ten (10) days from the date of that meeting to enable them to have more time to have the ballots printed.

June 3, 1978

3. Shall the Kiowa Indian Council direct the Kiowa Business Committee to send a resolution to the Bureau of Indian Affairs for a Constitutional Amendment so that the June elections of the Kiowa Tribe will not include any issues but only the election to fill vacancies on the Kiowa Business Committee and consideration of the annual tribal budget. The November elections will include only those issues brought up at the two authorized Kiowa Indian Council meetings. IF APPROVED WILL BE RATIFIED AT A FUTURE ELECTION.

4. Shall the Kiowa Indian Council require the Kiowa Housing Authority to pay $2,500 as their share of the election costs.

CONSTITUTIONAL AMENDMENTS

I. Article XVI, Section 1, Meetings of the Kiowa Indian Council be amended to read: "...shall be held on the first Saturday of April..."

December 9, 1978

1. Shall the office of treasurer be individually bonded for $500.00. The cost of all tribal surety bonds shall be paid from tribal funds. IF APPROVED WILL BE RATIFIED AT A FUTURE ELECTION.

2. Shall the proposed membership rules and regulations be adopted? (These are administrative guidelines covering: Who must file applications for enrollment. When and where to file applications. What application must contain. Processing of applications, appeals, procedures, loss of membership, deceased members, computing degree of Kiowa Indian blood. Amendments. These guidelines do not change the membership eligibility criteria in the Constitution, and are adopted pursuant to Article II, Section 9, of the Constitution. Copies of guidelines available upon request.)

CONSTITUTIONAL AMENDMENTS

AMENDMENT II

Article XVI, Section 5, Meetings of the Kiowa Indian Council, shall be amended in its entirety to read as follows: "Section 5. The decision on the adoption or rejection of the annual tribal budget as discussed at the April meeting of the Kiowa Indian Council shall be made at the time of the election of officers on the first Saturday in June. Decisions on all other issues discussed at the April or October regular meetings of the Kiowa Indian Council shall be made at an election held subsequent to the October Kiowa Indian Council meeting. Decisions on issues discussed at special meetings of the Kiowa Indian Council shall be made at an election held subsequent to such meetings. All elections on issues shall be held pursuant to the provisions of Article XVII of this Constitution and By-laws." (This constitutional amendment was presented for ratification. Although it received majority approval, (179-70) it could not be ratified due to the small number of voters who turned out. The Kiowa Constitution requires 600 voters to participate for ratification.)

AMENDMENT III

Section 2(g) under Article V-Powers, will be amended to add the following: To promulgate and enforce ordinances and codes governing law and order to protect the peace, health, safety, and general welfare, on land determined to be within Tribal jurisdiction subject to the approval of the Assistant Secretary for Indian Affairs or his authorized representative. (This constitutional amendment was presented for ratification. Although it received majority approval, it could not be ratified due to the low voter turn-out. It was resubmitted and ratified at the June 1984 election.)

June 2, 1979

2. Allow every Kiowa, regardless of income level, to be eligible to receive burial assistance up to $1,000 per person from the Kiowa Burial Fund.

3. Shall the Guidelines for all 20 percent programs be developed in such a way to insure a fair and equal distribution of any benefits to be made to every Kiowa member.

4. Kiowa Tribe hereby declare its intention to cooperate with the Indian Health Service and other tribes in this area in the establishment of a fully equipped and staffed clinic in Anadarko, Oklahoma.

Twenty Percent (20%) Budget
Shall the Kiowa Indian Council authorize the following budget for fiscal year 1980 from the Kiowa 20 percent program from interest earned to date from investment.

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Education</td>
<td>$12,300</td>
</tr>
<tr>
<td>Land Acquisition</td>
<td>123,000</td>
</tr>
<tr>
<td>Nursing Home</td>
<td>100,000</td>
</tr>
<tr>
<td>Burial</td>
<td>25,000</td>
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<tr>
<td>Investment</td>
<td>26,000</td>
</tr>
<tr>
<td>Social Services</td>
<td>20,000</td>
</tr>
<tr>
<td>Legal Aid</td>
<td>10,000</td>
</tr>
</tbody>
</table>

June 7, 1980

1. Shall the current tribal operations budget for fiscal year 1979-1980 be reviewed and items adjusted to meet current operating needs as long as the budget does not exceed the approved budget amounts.

2. Shall the Kiowa Indian Council authorize the following budget for fiscal year 1981 from the Kiowa Twenty Percent (20%) Program from interest accounts funds earned to date from investments:
3. Shall the Kiowa Tribe of Oklahoma transfer the 20% Guaranteed Loan and Conventional Loan Program interests to the following programs:
   40% to the Land Acquisition Program
   60% to the Social Services Program
   earmarked for Health Insurance (specifically Medicare premiums for 65 years and over). (The Guaranteed Loan and Conventional Loan Programs were voted out in the June 3, 1979 election.)

4. Shall there be a priority needs system developed to set out the priority needs of the Kiowa Tribe.

5. Shall the Kiowa Indian News be operated as a free press for the Kiowa people.

November 1, 1980

PROTEST ISSUE: Shall the Kiowa tribal election of June 7, 1980, be voided according to the protest of Jim Tartsah and Grace Bointy (the "NO" votes allowed the June 7, 1980 vote to stand).

1. Shall the Tribal Government line item for Kiowa News for 1981 which was erroneously printed as $1,150 on the June 7 ballot be corrected to the proper figure of $11,500 and adjusting the total Tribal Government Budget accordingly.

2. Shall the Kiowa Hearing Board be composed of five (5) members. (To be ratified at future election.)

June 6, 1981

1. Any person convicted of a felony shall not serve in any administrative capacity in any tribal program(s).

2. Any person that has ever been recalled from the Kiowa Business Committee because of misuse of tribal and/or program funds shall not be eligible to serve in any tribal administrative position(s).

3. Shall expenditures from all tribal funds of each elected tribal official, by name, be made public at each semi-annual Kiowa Indian Council meeting.

4. Shall the Kiowa Tribe have a Kiowa physician on any Kiowa health planning council or committee.

CONSTITUTIONAL AMENDMENTS

I. Shall the Kiowa Hearing Board be composed of five (5) members. (Ratified and made a part of ARTICLE XIV-Section 1.)

II. Tribal members shall have the right to review tribal records within five (5) days of the request to the Kiowa Business Committee. (To be ratified at future election).

III. Any person that has ever been recalled from the Kiowa Business Committee because of misuse of tribal and/or program funds shall not be eligible to serve again on the Kiowa Business Committee. (To be ratified at future election.)

November 7, 1981

2. Since the Kiowa Indian Council has voted on two separate occasions not to activate the two loan programs included in the plan for the use of the 20% program portion (of) the judgement funds, shall the K.I.C. authorize the transfer of the principal in those two program accounts as follows:

Social Services. . $47,052.97

(Based upon the June 1980 election, the accrued interest earned by these two accounts will be transferred as follows:

60% to Land Acquisition and 40% to Social Services.)

3. Shall the Kiowa Indian Council authorize the following 20% program budget for fiscal year ending September 30, 1982, from interest earned on Kiowa 20% Judgement Funds:

   Education $ 40,000
   Social Services 40,000
   Land Acquisition 400,000

June 5, 1982

1. Shall the office of Tribal Chairman be salaried.

CONSTITUTIONAL AMENDMENTS

I. Tribal members shall have the right to review tribal records at a reasonable time established by the record holder within five (5) days of the request for the review. (Included as Section 4 of Article VIII-Bill Of Rights)

II. All members of the Kiowa Indian Tribe who have reached the age of twenty-one (21) years shall be eligible to serve as members of the business committee, or subordinate offices by election or appointment, except those persons previously convicted in a court of competent jurisdiction for a felony involving dishonesty, a Kiowa member who is indebted delinquent to the Kiowa Tribe in excess of two (2) years or a Kiowa member who has been recalled from the Kiowa Business Committee because of misuse of tribal and/or program funds. (Included as Section 4 of ARTICLE III-Kiowa Business Committee.)

III. Notwithstanding the provisions of Article II, Section 6, involving the receipt of benefits in land, or money, any person who meets the
eligibility criteria of Article II, Section 1, who as a minor accepted material or monetary benefit by virtue of the minor being a member of another Indian tribe, shall have the option of relinquishing their membership in the other tribe and becoming a member of the Kiowa Indian Tribe not later than one year after the person attains the age of recognition by the Kiowa Indian Council, as prescribed in Article I, Section 2, provided further that any person eligible for membership in the Kiowa Indian Tribe under this section at the time of its ratification must take appropriate action to enroll as a member of the Kiowa Indian Tribe no later than ninety days subsequent to the adoption of this section.

November 5, 1982

1. Shall the Kiowa Tribal Chairman and Kiowa Business Committee work with the Comanche and Apache Tribes to divide the KCA monies in order to provide for a Kiowa per capita payment?

2. Shall the Kiowa Indian Council, in agreement with the Comanche and Apache Tribes, obtain $200,000 from the KCA Fund and that form this $200,000 that $120,000 be used to make a per capita payment to every Kiowa over the age of 60 at the end of calendar year 1982 and the remainder be used for tribal development and enterprises; any other use of the money will be approved first by the Kiowa Indian Council.

3. Shall the Kiowa Business Committee appoint a committee of five (5) persons, one from each registration area, to study the Kiowa Tribe Constitution for the purpose of recommending constitutional changes to the Kiowa people; that this committee report to the Kiowa Indian Council in October 1983, their recommendations for approval or rejection?

4. Shall the Kiowa Indian Council authorize drawdown of unallotted funds in amount of $13,796.62 and the accrued interest from investment and permit the Kiowa Business Committee to budget its use for the Kiowa Tribe.

5. Shall the Kiowa Indian Council authorize the Kiowa Business Committee to litigate (to contest in a lawsuit), if necessary, in order to retain land, air, and water rights for the Kiowa Tribe?

6. Shall the Kiowa Indian Council authorize the following budgets for fiscal year 1983 from the Kiowa Twenty Percent Program from interest earned to date from investments:

   - Education: $40,000
   - Land Acquisition: $106,000
   - Burial Assistance: $20,000
   - Social Services: $40,000

7. Shall the Kiowa Indian Council authorize use of money earned as interest from investments of Twenty Percent funds to start the following programs?
   - Multi-Purpose Center
   - Investment
   - Legal Aid

8. Shall the Kiowa Indian Council authorize use of tribal funds for tribal programs in view of severe reduction in Federal funding? (There are tribal funds at BIA from completed programs that are available if KIC gives approval for use.)

9. Shall the Kiowa Indian Council authorize Chairman's salary at: $16,500.

10. Shall the amount authorized as Chairman's salary be added to the Tribal Operations budget for the FY 1983?

June 4, 1983

1. Should the Kiowa Business Committee (KBC) contract to operate any future Federal programs of the Bureau of Indian Affairs (BIA) available under Public Law 93-638, Indian Self-Determination Act?

2. To keep health services available to the Kiowa people from the Public Health Service Hospital in Lawton, Oklahoma, should the Kiowa Tribe, in cooperation with the other six local tribes, contribute from tribal funds its proportionate share of the $100,000.00 needed to keep the hospital open. And that the Kiowa share be funded from the remaining portion from the $49,000?

3. Should all enrolled Kiowa tribal members making their homes outside the State of Oklahoma receive in sufficient time to vote prior to an established tribal election an absentee ballot without having to request it in advance?

4. Shall a Kiowa Indian Council (KIC) meeting be held for the purpose of submitting a financial report and at this time copies of a financial statement on all audited programs and KIC funds, prepared by a Certified Public Accountant (CPA), be presented to the KIC?

5. Shall the Kiowa Indian Council authorize the following budgets for Fiscal Year 1984 from the Kiowa Twenty Percent Program from interest earned to date from investments?

   - Education: $24,000
   - Social Services: $52,500
   - Land Acquisition: $157,500
   - Multi-Purpose Center: $42,000
   - Burial: $26,250
   - Investments: $30,000
   - Legal Aid: $31,474

CONSTITUTIONAL AMENDMENT
Should the Kiowa Business Committee meetings be changed to the second Saturday of each month. (To be ratified at a future election.)

November 5, 1983

1. Shall a complete audit be made of the (KCA) Red River oil monies and the interest accrued to the amount to cover period April 1942 to the present date?

2. Shall a per capita payment be made of the Kiowa share of the (KCA) Red
River oil monies and interest monies accrued from the (KCA) Red River oil monies.

3. Shall the Kiowa Tribe sell approximately 10 acres of Kiowa tribal land to the Kiowa Housing Authority to build homes for Kiowa families.

June 2, 1984

1. Shall the Chairman of the Election Board ascertain that poll workers assigned to each precinct and those assigned to count absentee ballots not be related to each other in the first or second degree?

2. Shall the KIC be required to give quarterly reports to Kiowa County that all Kiowa tribal assets including all revenues and interest accrued?

4. Shall the Kiowa Indian Council delegate to the Kiowa Business Committee the authority to establish collateral, not to include tribal lands, for the purpose of security economic loans?

5. Shall the Kiowa Indian Council authorize the Kiowa Business Committee to formulate, adopt and modify as needed the 5 year Social and Economic Plan and set priorities to complete goals and objectives as feasible, also to promulgate and enforce codes/ordinances as necessary?

7. Shall the Kiowa Indian Council authorize the Kiowa Business Committee to research the possibility of setting up a minor trust fund in the amount of $400.00 each, for those enrolled Kiwas born after the last per capita payment, payable on their 18th (eighteenth) birthday?

8. Shall the Kiowa Indian Council delegate to the Kiowa Business Committee to submit the FY 88 tribal government budget on a line item basis for approval?

9. Shall the Kiowa Indian Council authorize the Kiowa Business Committee to establish a Tribal Development/Social Services Source Fund in the amount of $75,000 (if funds can be obtained or become available from tribal assets)?

10. Shall the KIC approve budgets for 20% activities for Fiscal Year beginning October 1, 1984, through September 30, 1985?

   Education ........................................... $ 24,000
   Land Acquisition ................................ 100,000
   Multi-Purpose Center ............................. 70,000
   Burial Fund ..................................... 30,000
   Investments .................................. 30,000
   Social Services ................................ 45,000
   Legal Aid ...................................... 31,181

   TOTAL ............................................. $330,181

CONSTITUTIONAL AMENDMENT

Section 2(p) under Article V-POWERS, will be amended to add the following: To promulgate and enforce ordinances and codes governing law and order to protect the peace, health, safety, and general welfare, on land determined to be within Tribal jurisdiction subject to the approval of the

Assistant Secretary for Indian Affairs or his authorized representative.

November 3, 1984

2. Shall the Kiowa Tribe establish a Senior Citizen Center in Anadarko for Kiowa elders, subject to funding availability?

3. Shall the Kiowa Tribe adopt a housing and building code for the purpose of construction, renovation, remodeling, rehabilitation and repair of new and existing construction to assure that standard housing conditions are met?

5. Shall all members of the Kiowa Indian Council and presiding elected officers follow the Robert's Rules of Order in conducting the two (2) annual KIC meetings, to follow an agenda as stated in Article XV, Section 5, and Article XVI, Sections 3 and 4, of the Tribe’s Constitution and Bylaws?

6. Shall the Kiowa Business Committee mail each registered voter an itemized statement of all monies spent by the Kiowa Business Committee in FY 83, to be sent by December 1, 1984.

January 15, 1985 - Special Election

Shall the KIC approve a water park proposal on 7.0 acres of KCA land at Lawton?

June 1, 1985

1. Shall each deceased Kiowa enrolled member automatically receive $1500 for their burial?

2. Shall the Kiowa Indian Council approve budgets for 20% activities for Fiscal Year beginning October 1, 1985, through September 30, 1986? (No principal from the 20% Funds will be drawn down.)

   Education ........................................... $ 25,000
   Land Acquisition ................................ 100,000
   Burial Fund ..................................... 30,000
   Investment Fund ................................. 45,000
   Social Services ................................ 45,000
   Legal Aid ...................................... 30,000

CONSTITUTIONAL AMENDMENT

I. Amend Section 6 of Article XIII-GENERAL ELECTION BOARD to read: “Section 6. Authorities of the Election Board. The General Election Board shall have the authority to rule upon the eligibility of the candidates and the responsibility to ascertain that the election rules are being followed. A decision of the election board with regard to contest may be appealed to the hearing board. The decision of the hearing board regarding an appeal from a decision of the general election board shall be final.”

II. Amend Section 4 of Article XIV-HEARING BOARD to read: “Section 4. Election Protest. The hearing board shall consider appeals from decisions of the general election board rendered in conjunction with an election as provided in Article XIII, Section 6 of this Consti-
tution and by-laws. The decision of the hearing board regarding an appeal from a decision of the general election board shall be final."

III. Amend Section 2 of Article V-POWERS by adding the following two subparts:

h. Develop, negotiate and approve economic, industrial and commercial enterprises and leases on land owned solely by the Kiowa Tribe as long as the term of any such lease (including option) does not exceed fifty (50) years.

i. The Kiowa Business Committee shall be authorized to promulgate and enforce codes and ordinances to levy and collect taxes within the area of the tribe’s jurisdiction, except that no tax shall be levied or collected on the lease income of the Kiowa tribal members or on the value of individually owned trust property.

November 9, 1985

A protest was filed against the Issues portion of the election and was referred to the Kiowa Hearing Board who ruled that all issues on the November 9 ballot were invalid due to the failure to follow provisions set by the Kiowa Constitution.

June 7, 1986

1. Shall the Kiowa Indian Council (KIC) approve and authorize a request to appropriate $150,000 of Kiowa, Comanche and Apache (KCA) joint-owned funds for an emergency burial fund to supplement the 20% Burial Program. Burial Funds will be requested through the appropriate channels and the Bureau of Indian Affairs on or after June 15, 1986.

2. Shall the KIC approve and authorize a request to appropriate $100,000 from KCA joint-owned funds for the purpose of serving as the initial investment for a Kiowa Minor’s Trust Fund to be invested by the BIA for enrolled Kiowas born on or after June 9, 1976. This fund will be requested through the appropriate process and the BIA on or after June 15, 1986.

4. Shall the KIC approve and authorize a request to appropriate $27,150 of the KCA joint-owned funds for the purpose of providing the 25% match as required by Gramm-Rudman reduction legislation so the Kiowa Tribe will be able to continue its USDA Food Distribution Program at its present service level. This fund will be requested through the appropriate process and the BIA on or after June 15, 1986.

8. Shall the KIC authorize the following budgets for Fiscal Year 1987 to be appropriated from Kiowa 20% interest fund according to the Kiowa 20% Plan. The authorized amount will be requested from the BIA on or after October 1, 1986.

- Education........................................................................ $25,000
- Burial Program.................................................................... 30,000
- Investments......................................................................... 35,000
- Social Services.................................................................. 40,000
- Legal Aid........................................................................... 20,000

10. Shall the KBC withdraw from KCA Funds a one time Christmas payment of $200 each for every enrolled Kiowa member who was 65 years old before September 30, 1985.

11. Shall the KIC authorize reduction of burial allowance for enrolled Kiowa member to an amount up to $1,000 to stay within the approved 20% guidelines.

12. Shall the KIC direct the KBC to reduce favoritism shown to relatives by disqualifying that KBC member from acting in the hiring of or in any type of personnel action of a tribal employee who is an "immediate" family member. Immediate family shall include the following: Mother, Father, Son, Daughter, Brother, Sister, Husband, Wife. Effective upon issue certification.

16. Shall the KIC direct the KBC to take immediate action to lobby Congress to extend the Kiowa Trust period and report to the Kiowa people within 60 days of the June 7, 1986 ballot.