

Ordinance 45-98

An ordinance amending Fringe Benefits for Appointed Officials of the Mille Lacs Band of Ojibwe and repealing 6 MLBSA §§1005-1006 of the Mille Lacs Band Statutes Annotated.

The District III Representative introduced the following Bill on the 23rd of September 1998.

Preamble

It is enacted by the Band Assembly of the Mille Lacs Band of Ojibwe for the purpose of amending the body of law governing fringe benefits for Appointed Officials of the Mille Lacs Band of Ojibwe. The Band Assembly determines that it is in the Band's best interest to provide regulations governing fringe benefits for Appointed Officials of the Mille Lacs Band of Ojibwe.

**Section 1. Purpose**

This Act is intended to amend the body of law governing fringe benefits for Appointed Officials of the Mille Lacs Band of Ojibwe. The purpose of this Act is to provide regulations governing fringe benefits that support and recognizes the services of Appointed Officials of the Mille Lacs Band of Ojibwe.

**Section 2. Repeal**

6 MLBSA §1005-1006 of the Mille Lacs Band Statutes Annotated is hereby repealed and replaced in its entirety.

**Section 3. Definitions**

- (a) Appointed Officials. For purposes of this Act, Appointed Officials of the Mille Lacs Band shall include but not be limited to; the Commissioner of Administration, the Assistant Commissioner of Administration, the Commissioner of Education, the Commissioner of Finance, the Commissioner of Health and Human Services, the Commissioner of Community Development, the Commissioner of Natural Resources, the Deputy Assistant, the Solicitor General, the District Court Judge or any other person designated as a Senior Executive Service employee.
- (b) Annual Leave. For purposes of this Act, annual leave shall include annual and personal leave days authorized by this amendment to Band statute.
- (c) Service. The amount of time an Appointed Official has been on the payroll of the Mille Lacs Band of Ojibwe as an Appointed Official.

**Section 4. Allowable Fringe Benefits**

- (a) Appointed Officials shall accrue annual and sick leave based upon the number of years of service completed. Such leave shall be available at the beginning of each fiscal year. Leave

for Appointed Officials who assume office prior to the beginning of a fiscal year shall be prorated based upon the number of full weeks that the Appointed Official will work during that fiscal year.

	0 - 4 Yrs.	5 - 8 Yrs.	9 - 12 Yrs.	13+ Yrs.
Annual Leave	272 hrs.	288 hrs.	336 hrs.	400 hrs.
Sick Leave	160 hrs.	160 hrs.	160 hrs.	160 hrs.

- (b) Appointed Officials may carryover up to 160 hours of annual leave and up to 160 hours of sick leave.
- (c) Appointed Officials may be paid at the salary rate appropriate for all or any portion of their unused annual leave that they may have accrued, whether accumulated as an official or an employee of the Band.
- (d) Should an Appointed Official resign or be removed from office that official may be paid for unused annual leave that has been carried over from the previous year. Appointed Officials may also be paid for annual leave for the current fiscal year prorated to the number of weeks in office.
- (e) Appointed Officials may choose to donate any portion of their sick leave beyond 120 hours to any band employee who has exhausted their own sick leave due to sickness or disability.
- (f) Appointed Officials shall notify the Office Management and Budget prior to the end of the fiscal year how they wish to utilize any unused leave. If an Official chooses to be paid for any of their unused annual leave, OMB shall make such payment within 10 working days of receiving notice.

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Introduced to the Band Assembly on this  
Twenty-third day of September in the year one  
Thousand nine hundred ninety eight.

Passed by the Band Assembly on this  
Twenty-third day of September in the year  
One thousand nine hundred ninety eight.

*Herb Weyaus*

Herb Weyaus, Speaker of the Assembly

APPROVED

Date: 9-25-98

*Marge Anderson*

Marge Anderson, Chief Executive

Date: \_\_\_\_\_

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Veto

FILED

Date: 9/25/98

*James Genia*

James Genia, Solicitor General

OFFICIAL SEAL OF THE BAND