



## BIG PINE PAIUTE TRIBE OF THE OWENS VALLEY

### Revised Indian Gaming Revenue Sharing Distribution Fund Policy

This Policy shall establish guidelines to insure fair and consistent understanding and process for the Indian Gaming Revenue Sharing Trust Fund (IGRSTF) distribution to the Big Pine Tribal members. This policy shall govern the IGRSTF process.

It is the sole responsibility of the individual Tribal Member to submit all required documentation/proof within the established deadline date.

#### **Section 1. Eligibility Status:**

- (a) Must be an enrolled member of the Big Pine Paiute Tribe and 18 years of age thirty (30) days prior to approval of gaming revenue list.
- (b) The Tribal Member must maintain residence on the Big Pine Reservation thirty (30) days prior to the approval of the gaming revenue list.
- (c) If a Tribal Member resides of the reservation (7 mile radius or township), the Tribal Member must show proof they are displaced and seeking housing on the reservation. It is the individual's responsibility to request an extension of residency for an additional year; the request will be reviewed and approved by Tribal Council. All residency issues will be evaluated on a case by case basis by the Tribal Council.
- (d) The enrolled Tribal Member must be a registered voter of the Big Pine Paiute Tribe thirty (30) days prior to approval of the gaming revenue list.
- (e) An Enrolled Tribal Member who turns eighteen (18) years of age and maintains thirty (30) days residency on the Big Pine Reservation and has submitted an Voter Registration form thirty (30) days prior to the approval of the Gaming Revenue list will be included pending Tribal Council approval.

#### **Section 2. Military or Armed Services:**

- (a) An enrolled Tribal Member serving in the United States Armed Services must provide proof of enlistment to be eligible for the Gaming Revenue Distribution.

### **Section 3. College or Trade School:**

- (a) A Tribal Member enrolled and attending an accredited College or University carrying six (6) units or more; disabled students will be reviewed on a case-by-case basis.
- (b) A Tribal Member enrolled in an accredited Trade School, Technical School or Certificate Program;
- (c) The Student must provide proof of enrollment. (Letter from the registrar office, submittal of registration, or class schedule) Students that perform required continued residency for completion must submit the same.
- (d) The Student must provide proof of completion or current status to date, i.e., semester/class grades included with school verification.
- (e) Is a Student graduates from College, University or Trade School within thirty (30) days prior to the approval of the IGRSTF list, they will receive the IGRSTF as an incentive for completion. Students on season break must provide proof; Internships are allowed with employer's verification.
- (f) The Student is not required to have thirty (30) day residency on the Big Pine Reservation, but they must be an enrolled Tribal Member.

### **Section 4. Incarceration:**

- (a) An enrolled Tribal Member who is incarcerated or in jail/prison for thirty (30) days prior to the distribution list being approved, or who has active warrants, will not be eligible for the IGRSTF distribution.
- (b) If an enrolled Tribal Member is incarcerated thirty (30) days, they will lose their residency, and will not receive their IGRSTF, and will be required to re-register by submitting a Voters Registration form.

### **Section 5. Alcohol, Substance Abuse Rehabilitation:**

- (a) An enrolled Tribal Member that has been ordered by the Court or Probation will not be entitled to receive the IGRSTF.
- (b) An enrolled Tribal Member that self-commits into a rehabilitation facility within the thirty (30) days prior to approval of the gaming revenue list shall be eligible to receive the IGRSTF. This shall

include enrolled Tribal Members that participate in out-patient residency, or sober living facilities and eligibility will be evaluated on a case by case basis.

(c) The enrolled Tribal Member shall provide written documentation from an authorized agent, i.e., Counselor, Social Worker, and submit proof to the Tribal Council.

#### **Section 6. Deceased Tribal Member:**

(a) If an enrolled Tribal Member passes away prior to the distribution, the deceased person's IGRSTF allocation will be paid to the mortuary for funeral expenses if any balance remains. This payment may not be made directly to a family member(s).

#### **Section 7. Appeal Process:**

(a) If status is changed from eligible to ineligible a letter will be sent informing the Tribal Member of the reason why and how to appeal the decision.

(b) All distribution appeals shall be heard by the Big Pine Tribal Council at the next regularly scheduled meeting. The appeal must be in writing and submitted to the Big Pine Tribal Office no later than ten (10) days after the distribution. The Tribal Member may be present or call in their case and evidence to the Big Pine Tribal Council.

(c) If false information is submitted and proven or verified by Tribal Council, this may be grounds for denial of IGRSTF to the person appealing and/or person's who submitted the false information on behalf of the person appealing.

(d) The Big Pine Tribal Council shall make a determination if the Tribal Member should or should not receive the distribution. The Big Pine Tribal Council shall forward a written response to the decision of the Tribal Member within ten (10) business days following the appeal.

(e) All decisions of the Tribal Council are final with no further appeal.

#### **Section 8. Other:**

(a) The Bad Debt Policy currently in place allows the Big Pine Paiute Tribe to deduct any and all debts owed on behalf of the Tribe, this includes the IGRSTF distribution or other funds received through the Big Pine Tribe.

(b) This IGRSTF policy may be amended by recommendation from the Tribal Council to the General Council. This will include General Council review and comment at the next regular scheduled General Council meeting.

**-CERTIFICATION-**


We the undersigned, duly elected members of the Big Pine Tribal Council do hereby certify that the foregoing Policy was adopted by the members of the Big Pine General Council at a duly called General Council Meeting on the 11<sup>th</sup> day of February, 2009, by a vote of 00 "for" 0 against, and that such Policy has not been rescinded or amended in any way.

/p.p./ Cheryl Levine  
Cheryl Levine, BPTC Secretary


February 11, 2009  
Date

**-CERTIFICATION-**

We the undersigned, duly elected members of the Big Pine Tribal Council do hereby certify that the foregoing Policy was amended and adopted by the members of the Big Pine General Council at a duly called General Council Meeting on the 28th day of September 2015, by a vote of 8 – Ayes, 3 – Nays and 0 – Abstentions.

  
Shannon Romero, Chairperson  
Big Pine Paiute Tribe of the Owens Valley

July 26, 2016  
Date

  
Roberta Hunter, Secretary  
Big Pine Paiute Tribe of the Owens Valley

July 6, 2016  
Date





**BIG PINE PAIUTE TRIBE OF THE OWENS VALLEY**  
*Big Pine Paiute Indian Reservation*

***IGRSTF Distribution Appeal Form***

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

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone No.: \_\_\_\_\_

Gaming Revenue Distribution Appeal Statement: \_\_\_\_\_

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**Attach Documentation:**      **School Documentation, Residency Documentation, Documentation of returning to this area if you were gone more than 30 days, etc.**

*Revised April 2013*

