

Citizen Potawatomi Nation



Ordinance #08-04-R&G0801-T5

AN ORDINANCE ADOPTING THE CODE OF ETHICS FOR THE MEMBERS OF THE CITIZEN POTAWATOMI NATION LEGISLATURE.

**NOW THEREFORE BE IT ORDAINED BY THE LEGISLATURE OF THE
CITIZEN POTAWATOMI NATION that the following Legislative Code of
Ethics is hereby adopted:**

LEGISLATIVE CODE OF ETHICS

Section 1. Conduct

All members of the Legislature shall conduct themselves at all times so as to reflect credit upon the Legislature, shall obey all rules of the Legislature and shall conform the member's conduct to this Code of Ethics.

Section 2. Disclosure Statement

- (A) The Office of the Chairman shall accept disclosure statements filed by members of the Legislature pursuant to this Code of Ethics and shall maintain a file of all disclosure statements that are filed pursuant to this Code. Every member of the Legislature, who is required to file a financial disclosure statement, within the period prescribed by law, shall file with the Office of the Chairman, a disclosure statement as provided by this Code of Ethics. Each member required to file a financial disclosure statement, within the period and in the manner prescribed by this Code of Ethics, shall receive from the Office of the Chairman the form on which the statement shall be prepared.
- (B) In accordance with this Code of Ethics, every member of the Legislature shall disclose the source of any gift or gifts from legislative agent, defined as any individual or entity doing business or attempting to do business with the Citizen Potawatomi Nation, where the value of the gift or gifts aggregate per calendar year exceeds **fifty dollars**.

- (A) A member who has reason to believe that he or she has a substantial personal interest in legislation may request permission of the chair to abstain from voting on the legislation and may cite the member's reason for the request. The request shall be granted by the chair or Legislature.
- (B) No member of the Legislature shall knowingly vote on any legislation in which the member has a financial interest or a financial interest in the legislative agent or employer that is actively advocating on that legislation. Financial interest means an interest distinct from that of the general public, including, but not limited to, an interest held by an individual, the individual's spouse or dependent children which is:
 - (1) An ownership interest in a business;
 - (2) A creditor interest in an insolvent business;
 - (3) An employment or prospective employment for which negotiations have begun;
 - (4) An ownership interest in real or personal property;
 - (5) A loan or other debtor interest;
 - (6) A directorship or officership in a business;
 - (7) A business associate;
 - (8) A person who is hired under contract to perform certain services, and such position involves a substantial and material exercise of administrative discretion in the formulation of public policy.

Section 4. Compensation

- (A) Except as provided in this Code of Ethics, no person elected to the Legislature shall receive or agree to receive, directly or indirectly, compensation for any service rendered or to be rendered by the person personally in any case, proceeding, application or other matter that is before the Legislature.
- (B) No member of the Legislature shall knowingly accept from a legislative agent a gift of any amount in the form of cash or the equivalent of cash, or a gift or gifts of any other thing of value where the value of the gift or gifts aggregate per calendar year exceeds **two hundred dollars**.
- (C) Accepting campaign contribution, food or lodging, properly received and reported, shall not be a violation of this Code of Ethics.

Section 5. Confidential Information

No present or former member of the Legislature shall disclose or use for the member's personal profit, without appropriate authorization, any information acquired by the member in the course of the member's official duties that has been clearly designated to the member as confidential when such confidential designation is warranted because of the status of the proceedings or the circumstances under which the

information was received and preserving its confidentiality is necessary to the proper conduct of government business. No present or former member of the Legislature shall disclose or use, without appropriate authorization, any information acquired by the member in the course of the member's official duties that is confidential.

Section 6. Improper Influence

- (A) No member of the Legislature shall use or attempt to use or authorize the use of the authority or influence of the member's office to secure anything of value or the promise or offer of anything of value that is of such a character as to manifest a substantial and improper influence upon the member with respect to the member's duties.
- (B) No member of the Legislature of any legislative agency shall solicit or accept anything of value that is of such a character as to manifest a substantial and improper influence upon the member with respect to the member's duties.
- (C) No member of the Legislature shall solicit or receive funds from any legislative agent.
- (D) In the absence of bribery or another offense or a purpose to defraud, the receipt of campaign contributions on behalf of a member of, or candidate for, the Legislature does not violate this Code of Ethics if properly reported.

Section 7. Separation of Funds

- (A) No member of, or candidate for, the Legislature shall convert, receive or accept for personal or business use anything of value from the member's or candidate's campaign fund except legitimate and verifiable prior campaign expenses incurred by the member or candidate;
- (B) For purposes of this section, an expense is incurred whenever a member or candidate has either made payment or is obligated to make payment, as by the use of a credit card or other credit procedure, or by the use of goods or services received on account.

Section 8. Improper Inducement

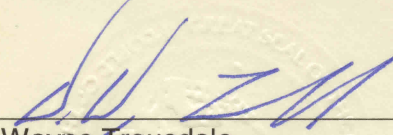
If any person attempts to induce a member or employee of or candidate for the Legislature or employee of any legislative agency to violate any provision of this Code of Ethics, the member, employee or candidate shall report the matter to the Chairman of the Citizen Potawatomi Nation and Tribal Attorney.

NOW, THEREFORE BE IT ENACTED BY THE LEGISLATURE OF THE CITIZEN POTAWATOMI NATION that the Code of Ethics for members of the Citizen Potawatomi Nation Legislature is **HEREBY APPROVED**.

EFFECTIVE DATE: This ordinance shall become effective upon adoption by the Legislature of the Citizen Potawatomi Nation.

CERTIFICATION

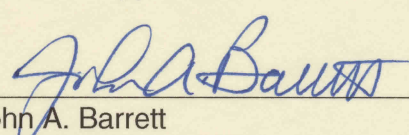
In his capacity as Secretary-Treasurer of the Citizen Potawatomi Nation, the undersigned hereby certifies that the above and foregoing ordinance is a true and correct copy of Ordinance #08-04-R&G0801-T5, as approved on the 26th of April, 2008 with 16 voting for, 0 opposed and 0 absent or abstaining.



D. Wayne Trousdale
Secretary-Treasurer

Approved

Disapproved



John A. Barrett
Tribal Chairman