

KIOWA TRIBE
KIOWA INDIAN COUNCIL MEETING
DATE _____
RED BUFFALO HALL, CARNEGIE, OK
RESOLUTION NUMBER: _____

DATE RECEIVED: 2/18/2026 **Date Posted:** 3/5/2026 **DATE APPROVED:**
SUBJECT: TO GRANT LIMITED WAIVER OF SOVEREIGN
IMMUNITY REGARDING INVESTMENT ACCOUNTS

WHEREAS: the Kiowa Tribe is a sovereign nation since time immemorial and is federally recognized as a Tribal Government by the United States; and,

WHEREAS: The Kiowa Tribe is organized under the Constitution approved by tribal membership on April 17, 2017, and approved by the Secretary of the Interior, U.S. Bureau of Indian Affairs on May 5, 2017; and,

WHEREAS: Article V, section 3(b) of the Constitution grants the Kiowa Indian Council the power to set policy for the Tribe, and shall have all other powers and duties specifically provided by the Constitution

WHEREAS: We, the members of the Kiowa Indian Council of the Kiowa Tribe, under the authority granted to the Kiowa Indian Council by the Constitution of the Kiowa Tribe, in order to preserve for ourselves and our children the inherent sovereign rights of our Indian nations, governed under the laws of the Kiowa Constitution, to preserve Kiowa cultural values, and promote the health, safety and welfare of the Kiowa people, do hereby establish and submit the following resolution; and

WHEREAS: The Charter of the Kiowa Casino Operations Authority (herein KCOA) requires the Treasurer of the Kiowa Tribe to invest the net revenues from the operation of the Casino with a Financial Institution approved by the Treasurer of the Kiowa Tribe; and

WHEREAS: The Treasurer of the Kiowa Tribe and the Chairman of the Kiowa Tribe are in the process of engaging financial institutions which are approved to invest the net revenues; and

WHEREAS: Each financial institution which is engaged to provide investment services shall require a contract under which they perform their work; and

Sponsor: Michael Primus II

Co-sponsors: Kyle Ataddlety, Timothy Satepauhoodle, Cole Kickingbird DeLaune, Tiya Rosario, Ben Wolf, Warren Queton.

WHEREAS: The Kiowa Legislature, by Law has authorized the Chairman to enter into such agreements with financial institutions which are approved to perform investment services for the Tribe; and

WHEREAS: The Kiowa Constitution at Article X, Section 1 provides that the Kiowa Indian Council may waive sovereign immunity for any amount of funds if the waiver is specific, for a limited scope and duration, in writing, and in accordance with the requirements of Article V of the Kiowa Constitution, which provides for the processes by which the Kiowa Indian Council takes action, among other things; and

WHEREAS: There are substantial funds which require investment and if investment is managed professionally could provide a substantial fund for the Kiowa Tribe in the future; and

WHEREAS: The financial institutions which are approved to provide investment services to the Kiowa Tribe will require a limited waiver of sovereign immunity to allow them to correct mistakes; and

WHEREAS: The Kiowa Council therefore shall provide a limited waiver of immunity as provided herein.

NOW THEREFORE BE IT RESOLVED, that the Kiowa Indian Council hereby authorizes the Chairman to negotiate a contract between the Tribe and any financial institution providing financial services to the Tribe which may contain a limited waiver of the Tribe's immunity consistent with the following language:

The immunity of the Kiowa Tribe is waived only for the limited purpose of permitting the financial institution to correct any mistake it or its agents, employees or assigns may make concerning the investment of funds on behalf of the Kiowa Tribe, and for no other purposes. This waiver shall be limited for a duration of fifty (50) years.

BE IT FURTHER RESOLVED, that this resolution shall be the policy of the Kiowa Tribe until it is withdrawn or modified by subsequent resolution.

2026 KIOWA INDIAN COUNCIL MEETING OF THE KIOWA TRIBE

Chairperson

ATTEST:

Secretary, Kiowa Indian Council
KIOWA INDIAN COUNCIL, RESOLUTION NO. _____:

CERTIFICATION

The foregoing resolution was duly voted upon by the 2026 Annual Kiowa Indian Council of the Kiowa Tribe; was present at the duly called Annual Kiowa Indian Council Meeting held on the __ day of _____, 20__, and that the foregoing resolution was adopted by the affirmative vote:

For: _____ Opposed: _____ Abstention: _____

Secretary, Kiowa Indian Council

Sponsor: Michael Primus II

Co-sponsors: Kyle Ataddlety, Timothy Satepauhoodle, Cole Kickingbird DeLaune, Tiya Rosario, Ben Wolf, Warren Queton.