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**KIOWA TRIBE RESOLUTION NO. \_\_\_\_\_**

**SUBJECT: THE KIC ADMINISTRATIVE SOVEREIGNTY AND FISCAL INTEGRITY  
ACT**

**WHEREAS**, the Kiowa Indian Council (KIC) is the Supreme Governing Body of the Kiowa Tribe under **Article V** of the 2017 Constitution; and

**WHEREAS, Article V, Section 3(a) and (b) grant the Council the power to establish its own rules of order and procedure, and set Policy for the Tribe, including the "terms and conditions" of the Coordinator; and**

**WHEREAS**, the KIC finds that Elected and Appointed Officials receiving high-level monthly compensation have no need for Tribal pay advances, and such practices create financial risks and enable potential embezzlement; and

**WHEREAS, the Kiowa Tribe is a Sovereign Nation, not a predatory payday loan company, and its Treasury shall not be utilized as a private credit line for the personal convenience of those holding office; and**

**WHEREAS**, the KIC finds that for the Supreme Governing Body to function properly, the Office of the Coordinator must possess the administrative freedom, explicit authority, and unfettered access to tribal resources necessary to perform its duties without interference or obstruction from other branches of government; and

**WHEREAS**, the KIC finds that **Article III** mandates a strict separation of powers, and that any official of the Legislative, Executive, or Judicial branches submitting business to the KIC floor creates a conflict of interest and an unauthorized expansion of their specific branch powers; and

**WHEREAS**, the KIC finds that the 2017 Constitution is a document of **enumerated powers**, and since **Article VII, Section 1** and **Article VIII, Section 1** strictly define the offices of the government, the "Office of Attorney General" is a constitutional "Ghost Office" that has not been legally created by the Legislature pursuant to **Article VI**.

**NOW THEREFORE BE IT RESOLVED, THE KIOWA INDIAN COUNCIL HEREBY ENACTS:**

**SECTION I: FISCAL INTEGRITY & BAN ON PAY ADVANCES**

1. **Strict Prohibition:** The Kiowa Tribe is strictly prohibited from issuing salary advances, "draws," or early payments to any Elected or Appointed Official.
2. **Explicit Enforcement:** The Finance and HR Departments are mandated to reject all such requests. The Coordinator is hereby vested with the explicit authority to audit payroll records and notify the Council of any violations of this ban.

## **SECTION II: OFFICE OF THE COORDINATOR (DIRECTOR/ADMINISTRATOR)**

1. **Restoration of 2018 Policy:** The KIC hereby re-certifies the **2018 Policies and Procedures** in their entirety, **specifically the Constitutional and Additional Duties found on the suppressed Pages 1, 2, and 3.**
2. **Vested Tenure & Compensation:** The Coordinator shall serve a fixed **two (2) year term**. The annual compensation is hereby set at **\$60,000** as a professional service fee to ensure full-time administrative and oversight duties are fulfilled.
3. **Explicit Unfettered Access:** The Coordinator is granted full, immediate, and unfettered access to all financial, legal, and operational records of all tribal branches. No official or employee shall obstruct or deny this access.
4. **Coordinator Accountability:** The Coordinator remains accountable to the KIC at all times and shall provide a written report at the Annual Meeting. The KIC retains the sole power to remove the Coordinator for cause by a majority vote.

## **SECTION III: BUDGETARY, PHYSICAL, & DIGITAL SOVEREIGNTY**

1. **Financial Independence:** The Coordinator is the **Sole Signatory** on a dedicated KIC Bank Account and has exclusive authority over the KIC-approved budget.
2. **Sovereign KIC Headquarters:** The Coordinator is authorized to establish a Sovereign KIC Headquarters under their exclusive administrative control.
3. **Digital Access:** The Coordinator shall hold all administrative credentials for the KIC portion of the tribal website and communication platforms.

## **SECTION IV: ELIGIBILITY FOR SUBMISSION OF BUSINESS**

1. **Separation of Powers:** Pursuant to **Article III**, any person holding an elected or appointed office within the Legislative (**Article VI**), Executive (**Article VII**), or Judicial (**Article VIII**) branches is prohibited from submitting Resolutions to the KIC Coordinator for consideration at the Annual or Special Meetings.
2. **Exclusivity:** The KIC meeting is reserved for the sovereign membership. Elected officials must use the Legislative process in **Article VI**. Any resolution submitted by a sitting official of another branch is procedurally void.

## SECTION V: UNLAWFUL APPOINTMENTS & LEGAL COUNSEL

1. **Voiding of Unlawful Appointment:** The position of "Attorney General" (or "Chief Legal Officer") is null and void. Under **Article VII, Section 1 and 4**, and **Article VIII, Section 1**, no such office is authorized.
2. **Freeze of Funds:** All salary and professional fee disbursements for the unconfirmed Office of the Attorney General shall cease immediately.
3. **Audit of Unauthorized Pay:** The Coordinator is authorized to conduct a full audit of all legal fees and "Attorney General" expenses paid out in Fiscal Years 2024 and 2025.

## SECTION VI: ELECTION & VOTING INTEGRITY (ARTICLE XIV)

1. **Strict Construction of Quorum:** The "thirty percent (30%) of the voters" requirement in **Article XIV, Section 2** is defined as 30% of the voters who **actually cast a ballot**, not the total registered voter list.

## SECTION VII: SUPREMACY, IMMEDIATE EFFECT, & FINALITY

1. **Self-Executing Administrative Mandate:** This Resolution is an exercise of the Council's inherent power under **Article V, Section 3(a)** to establish its own "Rules of Order and Procedure" and define the "Terms and Conditions" of its Office.
2. **No Special Election Required:** Because this act governs the **internal administration** of the Kiowa Indian Council and its Coordinator, it is a procedural mandate of the Supreme Governing Body and is not subject to the subsequent election requirements of Section 3(b).
3. **Immediate Effect:** This Resolution goes into immediate effect upon a majority vote of the KIC at the Annual Meeting.
4. **Non-Interference:** Pursuant to **Article III**, no other branch may interfere with, veto, or "pre-clear" KIC business. Any obstruction is a constitutional violation.
5. **Mandatory Compliance:** All branches and subordinate entities are ordered to comply. Failure to do so constitutes a violation of the 2017 Constitution.

**CERTIFICATION** Passed and certified by the Kiowa Indian Council this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

# EXHIBIT A

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### ATTACHMENTS

A - Sample Resolution

**TERMS AND CONDITIONS FOR THE KIOWA INDIAN COUNCIL COORDINATOR**

The Coordinator position for the Office of the Kiowa Indian Council is established by the Kiowa Constitution, approved April 17, 2017.

Article V, Section 2 (a) established the Office of the Kiowa Indian Council. A part-time Coordinator shall be selected by the Council at the Annual Meeting of the Council or at a Special Meeting of the Council as needed.

Members interested in serving in the position of Coordinator shall submit an application to the Tribal Chairman at least sixty (60) days prior to the Annual Meeting of the Council. The Chairman shall publish all applications for the Coordinator at least thirty (30) days prior to the Annual Meeting of the Council

Article V, Section (b), states the Coordinator shall serve in accordance with terms and conditions established by the Council.



**1. Terms and Conditions:**

- a. The Coordinator shall be elected for a two year term.**
- b. A budget for the Office of the Kiowa Indian Council shall be written to include necessary salaries, expenses and other direct and indirect cost of the Office of the Council.**

**2. Constitutional Duties**

- a. Upon receipt of a valid petition, the Coordinator shall call a Special Meeting
- b. Accept proposed Resolutions at least 45 days before an Annual or Special Meeting of the Kiowa Indian Council.
- c. Publish all proposed Resolutions at least 30 days before a Kiowa Indian Council meeting.
- d. Prepare an agenda for the Annual Meeting or Special Meeting including a list of the proposed Resolutions.
- e. Accept agenda items for a Kiowa Indian Council meeting at least 45 days before a Council meeting.
- f. Publish and provide notice of the Annual Meeting and Special Meetings of the Kiowa Indian Council at least 15 days before such meeting.
- g. Notices of all meetings of the KIC and resolutions for consideration for approval shall be published on the Kiowa Tribal website and local papers.
- h. Accept copy of meeting decisions and minutes from the Secretary of the Council meeting.
- i. Accept petitions seeking to repeal an enacted law or Resolution at any time and the matter shall be placed on the agenda of the next Kiowa Indian Council meeting.

# EXHIBIT A

j. Submit all approved resolutions within ten (10) days of passage to the Election Commission and the Election Commission shall hold an election to the general membership for vote.

k. Compile all approved laws and Resolutions within ten days of passage into a code which shall be published.

### 3. Additional Duties

a. Become knowledgeable of the operation of all branches, directorates, offices and commissions of the Kiowa Tribe

b. Become aware of all tribal meetings and activities

c. At the request of a Kiowa Indian Council member, Coordinator shall attend tribal community meetings to inform and discuss the Constitutional powers of the Kiowa Indian Council and proposed resolutions

d. Attend conferences and educational sessions to educate Coordinator on subjects related to tribal and self governance, Kiowa Constitution and other closely related fields.

e. Abide by the Kiowa Indian Council's rules of order and procedures.