TITLE 1 – GENERAL PROVISIONS

CHAPTER 1-18 BURIAL BENEFIT FUND

1-18-1 Purpose

The purpose of this Code is to set requirements for the use of the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians' (Tribes) Burial Benefit. The Tribes recognize the special financial burden families suffer at the time of a family member's death and desires to provide some assistance to families with the costs of funerals.

1-18-2 Definitions

For the purposes of this Code, the following definitions shall apply:

(a) "Burial Benefit" or "benefit" shall mean the benefit established by the Tribal Council to assist with the costs incurred for funeral services and burial of Tribal members and their non-member legal minor children or nonmember spouses.

(b) "Burial Fund" or "fund" shall mean the fund established by the Tribal Council from which burial benefits are paid and will be established and budgeted annually.

(c) "Parent" shall mean natural parent, adoptive parent, but does not include persons whose parental rights have been legally terminated, nor does it include the unwed father whose paternity has not been acknowledged or established.

(d) "Tribes" or “CTCLUSI” shall mean the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians.

(e) "Enrollment Department" shall be the Tribal Government Department who processes and verifies information submitted by Tribal Families for this benefit.

(f) “Next of Kin or Legal Representative” shall mean any person named as the legal representative, executor, or who is Next of Kin to the deceased to make application.

1-18-3 Eligibility for Tribal Burial Benefit

For the purposes of this Code, the following shall be eligible for the benefit:

(a) Any deceased enrolled member of the Tribes;

(b) Any deceased legal spouse of an enrolled member of the Tribes residing in the same household of the enrolled member at the time of death; and

1-18-3 Application for Tribal Burial Benefit

(a) Any legal spouse, parent, legal representative, or Next of Kin may apply for assistance of this benefit for a person who is eligible to receive the benefit.

(b) To establish family status of non-members, the applicant or other individual shall provide the same evidence as is required under the Enrollment Ordinance, provided, however, that in the case of a spouse, a marriage certificate must be provided.

(c) To obtain payment for burial benefits, an application must be submitted to the Enrollment Department within sixty (60) days of the date of death and all required documentation submitted within ninety (90) days of the date of death. Required documentation may include, but is not limited to, invoice for burial costs, birth records, marriage certificate, and death certificate.

(d) The Tribes will pay burial benefits in an amount established by Tribal Council resolution directly to the funeral service provider chosen by the applicant. The amount of the benefit shall be paid out of the Tribal Burial Fund.

(e) Arrangements will be made by a family representative of the deceased. Invoices from the provider will be submitted to Enrollment Department for payment.

1-8-4 Effective Date

This Ordinance No. 104 shall take effect on August 13, 2023.

APPENDIX A

LEGISLATIVE HISTORY AND EDITORIAL CHANGES

BURIAL BENEFIT FUND

LEGISLATIVE HISTORY AND EDITORIAL CHANGES

The Tribal Council of the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians enacted Chapter 1-18 "Burial Benefit Fund" by Resolution No. 23-098, in a Regular Tribal Council meeting on August 13, 2023 for Second Reading and Final Approval establishing also Ordinance No. 104. Vote was 7 (for), 0 (against) and 0 (abstaining).

The Tribal Council of the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians approved the proposed Chapter 1-18 "Burial Benefit Fund" by Resolution No.23-029, in a Regular Tribal Council meeting on March 12, 2023 for First Reading and a 28-day comment period. Vote was 6 (for), 0 (against) and 0 (abstaining).