





## CHARACTER INVESTIGATION CONSENT & NOTICE

### 25 USCS 3207. Character Investigation.

1. By Secretary of the Interior and Secretary of Health and Human Services. The Secretary of the Interior and Secretary of Health and Human Services shall:
  - a. Compile a list of all authorized positions within their respective departments, the duties and responsibilities of which involve regular contact with, or control over children.
  - b. Conduct an investigation of the character of each individual who is employed, or is being considered for employment, by the respective Secretary in a position listed pursuant to paragraph (1); and,
  - c. Prescribe by regulations minimum standard of character that each of such individuals must meet to be appointed to such positions.
2. Criminal Records. The minimum standards of character that are to be prescribed under this section shall ensure that none of the individuals appointed to positions described in subsection (a) have been found guilty of, or entered a pleas of nolo contendere or guilty to, any offense under Federal, State or Tribal law involving crimes of violence, sexual assault, molestation, exploitation, contact of prostitution or crimes against persons.
3. Investigations by Indian Tribes and Tribal Organizations. Each Indian Tribe or Tribal Organization that receives funds under the Indian Self-Determination and Education Assistance Act or the Tribally Controlled Schools Act of 1938 (25 USCS Section 2501 et seq.) shall:
  - a. Conduct an investigation of the character of each individual who is employed, or is being considered for employment, buy such Tribe or Tribal Organization in a position that involves regular contact with, or control over, Indian children; and,
  - b. Employ individuals in those positions if the individual meets standards of character, no less stringent than those prescribed under subsection (a), as the Indian Tribal Organization shall establish.

I have read and understand the foregoing statue.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date



## CHARACTER INVESTIGATION CONSENT & NOTICE

*Read each statement and initial each to signify your understanding and consent.*

I understand that the position that I am applying for involves regular contact with, or control over Indian children. (Initial:           )

I have no pending or anticipated civil or criminal actions against me. (Initial:           )

I hereby agree to be photographed and fingerprinted. (Initial:           )

I hereby swear under oath that I will abide by all applicable tribal and federal laws, regulations and policies. (Initial:           )

I have read and I understand and approve of the following Privacy Act notice:

*In compliance with the Privacy Act of 1974, the following information is provided. Solicitation of the information on this form is authorized by 25 USC 3201 et seq. Indian Child Protection and Family Violence Prevention Act.\* The purpose of this requested information is to determine the eligibility of individuals to be employed in a childcare related position. The information will be used by the Tribe and staff who have need for the information in the performance of their official duties. The information may be direct to appropriate Federal, Tribal, State, local or foreign law enforcement and regulatory agencies when relevant to civil, criminal or regulatory investigations or prosecutions or when pursuant to a requirement by a tribe or agency in connection with the hiring or firing of an employee, the issuance or revocations of a child care license or investigations of activities while associated with a tribe or child care operation. Failure to consent to the disclosures indicated in this notice will result in a Tribe's being unable to hire you in a child care position. (Initial:           )*

The disclosure of your Social Security Number (SSN) is voluntary. However, failure to supply a SSN may result in errors in processing your application.

I have read and I understand and approve of the following False Statement notice:

A false statement on any part of this application may be grounds for not hiring you, or for firing you after you being work. (Initial:           )

I hereby give permission for the Grand Traverse Band of Ottawa and Chippewa Indians or its designee to request any documents or other information required to completely investigate my background, including my criminal record, civil and criminal judgments and credit history. (Initial:           )

I hereby swear that all of the information contained herein is true and correct to the best of my knowledge, information and belief and that that I have withheld nothing. (Initial:           )

Printed Name

Signature

Date



**Public Act 68 of 1993 and/or  
Public Act 83 of 1995**

Pursuant to Public Act 68 of 1993 and/or Public Act 83 of 1995,

I \_\_\_\_\_, Represent that (check one):

- ☐ 1. I have not been convicted of, or pled guilty or nolo contendere (no contest) to any crime(s) and/or misdemeanor(s).
- ☐ 2. I have been convicted of, or pled guilty or nolo contendere (no contest) to any crime(s) and/or misdemeanor(s). List in box below or use separate sheet to explain nature of conviction, date and court:

a.

b.

c.

I understand and agree that pursuant to Public Act 68 of 1993 and/or Public Act 83 of 1995:

1. The Grand Traverse Band of Ottawa and Chippewa Indians (employer) must request a criminal history check on me from the Central Records Division of the Michigan Department of State Police and/or Bureau of Investigation (FBI);
2. Until the report is received and reviewed by the Grand Traverse Band, if the Grand Traverse Band employs me, that employment is conditional and I am regarded as a conditional employee; and,
3. If the report received for the Michigan Department of State Police or the FBI is not the same as my representation(s) above respecting either the absence of any conviction(s) or any crime(s) of which I have been convicted, my employment is voidable at the option of the Grand Traverse Band of Ottawa and Chippewa Indians. If the Grand Traverse Band discontinues my employment (and my attendant contractual statutory and/or common law rights) shall be considered terminated and the Grand Traverse Band of Ottawa and Chippewa Indians, its Tribal Council, administrators, employees and agents shall not be liable for the termination of employment.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date