

## CHAPTER 9-2 DONATED PROPERTY

### 9-2-1 **Title**

This Chapter shall be known as the Colville Tribal Donated Personal Property Chapter.

### 9-2-2 **Purpose**

The Confederated Tribes of the Colville Reservation (Tribes), because of its status as a federally recognized Indian tribal government, is, through all of its arms, agencies, corporations, and instrumentalities of any kind or type, entitled to receive surplus or donated personal property from other governments, governmental and non-governmental agencies, and individuals. This Chapter is intended to govern the acceptance, control and use of such personal property.

### 9-2-3 **Definition and Scope**

Donated personal property shall mean and this Chapter shall be applicable to all personal property, including cash or securities of any type, provided as surplus, excess or donated, or donated in part, to any agency or instrumentality of the Tribes, including tribal corporations, by any government, governmental or non-governmental entity, or person. This Chapter shall apply to all employees of all arms, instrumentalities, or agencies of the Tribes.

### 9-2-4 **Donations, Who May Accept**

Any arm, instrumentality or agency of the Tribes may, through its executive director, superintendent, school superintendent, IHS service unit director, chief executive officer or other corporate senior manager, accept donations of personal property on behalf of the Tribes; provided, that any conditions which may be attached to the donation are found to be acceptable to the Tribes by the executive director of the Tribes.

### 9-2-5 **Recording and Registration**

All donated tangible personal property shall be registered and recorded with the Tribes through the tribal property system administered by the tribal purchasing program. All donated intangible personal property, including but not limited to cash and securities, shall be recorded in the tribal accounting system administered and approved by the financial officer of the Tribes. Bulk donations of food shall be used as provided by the regulations governing the Tribes' food distribution program.

### 9-2-6 **Use of Donated Personal Property**

Personal property donated to the Tribes may be used for any tribal governmental purpose which does not conflict with the federal or state statutory conditions, or other conditions, under which the donation was made.

### 9-2-7 **Disposal of Donated Personal Property**

Donated personal property which becomes surplus to the needs of the Tribes may be disposed of under the rules established by the tribal purchasing program for disposal of tangible property surplus to the needs of the Tribes. Revenues obtained from disposal of such surplus donated property shall be distributed to the tribal agency which had the majority of use of the donated property while it was included in the tribal inventory of property after any costs of disposal are reimbursed to the tribal purchasing program.

### 9-2-8 **Violations**

Any employee or contract employee of any tribal agency, arm or instrumentality, having responsibility for the obtaining, acceptance, or supervision of use of donated personal property, who shall be found to have failed to follow the provisions of this Chapter governing the registration, recording, use or disposal of donated personal property shall be terminated from employment.

(Emergency 6/5/92)  
(Chapter 9-2 Adopted 7/9/92, Resolution 1992-279)  
(Certified 7/2/92)