Saint Regis Mohawk Tribe



Chief Beverly Cook Chief Michael Conners Chief Donald Thompson, Jr. Sub-Chief Derrick King Sub-Chief Agnes Jacobs Sub-Chief Benjamin Herne

TRIBAL COUNCIL RESOLUTION 2025 - <u>19</u>

TO AMEND THE TOBACCO ORDINANCE-TO INCREASE TOBACCO STAMP FEES

WHEREAS, the Saint Regis Mohawk Tribal Council ("Tribal Council") is the duly recognized governing body of the Saint Regis Mohawk Tribe ("Tribe") and is responsible for the health, safety, education and welfare of all members of the Tribe; and

WHEREAS, Tribal Council is responsible for regulating businesses on the Saint Regis Mohawk Reservation ("Reservation"); and

WHEREAS, Reservation businesses enjoy an economic advantage by choosing to locate their business on our territory and these advantages include but are not limited to an exemption from State taxes and corporate taxes; and

WHEREAS, the right to claim these exemptions and use these benefits is a collective right of the Tribe; and

WHEREAS, Tribal Council has the authority to set fees on businesses and determine how to allocate fees, in order to serve the best interest of the community; and

WHEREAS, in TCR 2004-40, the Tribe enacted the Tobacco Ordinance ("Ordinance"), governing the manufacture, sale, and distribution of tobacco products within the jurisdiction of the Reservation; and

WHEREAS, Tribal Council increased the Tobacco Stamp Fees in the following Tribal Council Resolutions TCR 2010-03, TCR 2014-27, and TCR 2018-37; and

WHEREAS, Tribal Council now wishes to amend the Tobacco Ordinance, Section 5.j to increase the Tobacco Stamp Fees for "local" brands and for all other tobacco manufacturer cartons.

NOW, THERFORE, BE IT RESOLVED:

1. The Saint Regis Mohawk Tribal Council hereby sets the Tobacco Stamp Fees at the following:

a. The cigarette stamp fee for "local" compliant Tribal manufacturers' cartons shall be \$5.00 per carton:

i. \$4.13 per carton allocated to the Saint Regis Mohawk Tribe; and

- \$0.87 cents per carton allocated to the Akwesasne Convenience Store Association (ACSA) and or remittance to the Saint Regis Mohawk Tribe Tribal General Fund for non ACSA participating businesses
- b. The cigarette stamp fee for other Native American business tobacco manufacturers cartons shall be \$ 6.00 per carton:
 - i. \$5.13 per carton allocated to the Saint Regis Mohawk Tribe; and
 - \$0.87 cents per carton allocated to the Akwesasne Convenience Store Association (ACSA) and or remittance to the Saint Regis Mohawk Tribe Tribal General Fund for non ACSA participating businesses
- c. The cigarette stamp fee for Tier I Major Cigarettes distributed through the New York State allocation portal cartons shall be \$8.00 per carton:
 - i. \$7.13 per carton allocated to the Saint Regis Mohawk Tribe; and
 - \$0.87 cents per carton allocated to the Akwesasne Convenience Store Association (ACSA) or remittance to the Saint Regis Mohawk Tribe Tribal General Fund for non ACSA participating businesses
- d. The cigarette stamp fee on all "Rollies" shall be set at \$4.00 per bag and all allocated fees shall be remitted to the SRMT TGF.
- 2. The change to the Tobacco Stamp Fees is effective July 01, 2025;
- 3. This Resolution hereby supersedes all previous Tribal Council Resolutions that are inconsistent with this Resolution.

SAINT REGIS MOHAWK TRIBAL COUNCIL

Beverly Cook

Tribal Chief

Michael Conners

Tribal Chief

Donald Thompson, Jr. Tribal Chief

CERTIFICATION: This is to certify that the Saint Regis Mohawk Tribal Council pursuant to the authority vested therein duly passed the above resolution.

Summer Bero, Tribal Clerk

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