



HO-CHUNK NATION LEGISLATURE
Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
ACKNOWLEDGEMENT OF GENERAL COUNCIL
RESOLUTION 9-17-2016-01 AND LEGISLATIVE ACTION
REGARDING THE DISSOLUTION OF
THE GENERAL COUNCIL AGENCY**

RESOLUTION 10-18-16C

- WHEREAS,** on November 1, 1994, the United States Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation, formerly known as the Wisconsin Winnebago Tribe; and
- WHEREAS,** the Ho-Chunk Nation (“Nation”) is a federally recognized Indian Tribe, organized pursuant to the Indian Reorganization Act of 1934; and
- WHEREAS,** Article V, Section 2(a) of the Ho-Chunk Nation Constitution (“Constitution”) grants the Ho-Chunk Nation Legislature (“Legislature”) the power to make laws, including codes, ordinances, resolutions, and statutes; and
- WHEREAS,** Article V, Section 2(f) of the Constitution grants the Legislature the power to set the salaries, terms and conditions of employment for all governmental personnel; and
- WHEREAS,** Article V, Section 2(x) of the Constitution grants the Legislature the power to enact any other laws, ordinances, resolutions, and statutes necessary to exercise its Legislative powers delegated by the General Council pursuant to Article III including but not limited to the foregoing list of powers; and
- WHEREAS,** the Nation’s General Council met on September 17, 2016 at its Annual Meeting and adopted Resolution 9-17-2016-01 entitled “Dissolution of the General Council Agency (GCA)”; and
- WHEREAS,** General Council Resolution 9-17-2016-01 specifically dissolves the General Council Agency and transfers the budget and administrative duties to the Office of General Council, effective at the adjournment of the 2016 General Council Meeting; and
- WHEREAS,** General Council Resolution 9-17-2016-01 further notes that the Office of General Council will coordinate with tribal membership three months prior to the General Council meeting for all meeting specifications including venue, RFPs, etc.; and

WHEREAS, General Council Resolution 9-17-2016-01 also rescinded the bylaws that created the General Council Agency, as amended, effective at the adjournment of the 2016 General Council Meeting; and

WHEREAS, Article IV, Section 3(a) of the Constitution states that “[t]he General Council retains the power to set policy for the Nation. This policy shall be resolutions proposed and approved at Annual Meetings and Special Meetings, by a majority vote of the qualified voters of the Ho-Chunk Nation General Council. This policy shall be made into laws, including codes, ordinances, resolutions and statutes by the Legislative Branch of the Ho-Chunk Nation within forty-five (45) days after a majority vote of the qualified voters of the Ho-Chunk Nation General Council at Annual Meetings and Special Meetings.”; and

WHEREAS, in order to expeditiously assist with the transition from the General Council Agency to a structure that will include the Office of General Council, the Legislature adopted Resolution 10-4-16I and created a Legislative Workgroup to clarify the role of the Office of General Council and ensure a continued function to assist the General Council’s administrative functions; and

WHEREAS, the intent of the Legislative Workgroup is to ultimately bring further recommendations to the Legislature that will assist in implementing General Council Resolution 9-17-2016-01, including a draft establishment act that will give structure to the Office of General Council and address supervisory, management, and signature authority of the Office of General Council;

NOW THEREFORE, BE IT RESOLVED, that the Legislature, pursuant to its Constitutional authority, and in satisfaction of Article IV, Section 3(a) of the Constitution, hereby acknowledges General Council Resolution 9-17-2016-01, and takes the following action:

1. Affirms the action it took by Resolution 10-4-16I in creating a Legislative Workgroup to assist in the transition from the General Council Agency to the Office of General Council, consistent with General Council Resolution 9-17-2016-01;
2. Approves the transfer of the existing Fiscal Year 2016-17 budget of the General Council Agency to the Office of General Council, effective immediately, on the condition that the Office of the President and the Nation’s Treasury Department assist the Office of General Council and its staff in its budget management, until such time as a more formal legal structure is put in place for the Office;
3. Requests that the Nation’s Department of Justice coordinate with the Department of Treasury and Department of Administration to ensure that item number 4 within General Council Resolution 9/17/2016-01 is implemented.

CERTIFICATION

I, the undersigned, as Tribal Secretary of Ho-Chunk Nation, hereby certifies that the Legislature of the Ho-Chunk Nation, composed of 13 members of whom 10 constituting a quorum were present at a meeting duly called and convened and held that on the 18th day of October, 2016, that the foregoing resolution was adopted at said meeting by an affirmative vote of 9 members, 0 opposed, and 1 abstaining, pursuant to the Article V, Section 2(a) and (x) of the Constitution of the Ho-Chunk Nation approved by the Secretary of the Interior on November 1, 1994, and that the foregoing resolution has not been rescinded or amended in any way. I further certify that this is a verified copy of said resolution.

Kathleen Lone Tree - Whiterabbit
Kathleen Lone Tree-Whiterabbit, Tribal Secretary

10.18.16
Date

