



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE AUTHORIZATION TO PLACE PROPOSED AMENDMENTS TO THE *APPROPRIATION AND BUDGET PROCESS ACT (2 HCC § 4)* OUT FOR FORTY-FIVE DAY PUBLIC COMMENT

RESOLUTION 02-21-12 A

- 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(g) of the Constitution grants the Legislature the authority to set its own procedures, select its officers, and to enact laws governing attendance of its members, including penalties for absences; 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 Legislature enacted the *Appropriation and Budget Process Act* (2 HCC § 4) by Legislative Resolution 6/22/00F; and
- WHEREAS,** since its enactment, the Legislature has amended the *Appropriation and Budget Process Act* ("Act") several times to provide the Ho-Chunk Nation branches of government policy and guidance in preparing budgets to ensure fiscal responsibility and integrity within the Nation; and
- WHEREAS,** the Legislature, through its Finance Committee, has started the process of preparing FY 2013 budgets; and

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WHEREAS, there is a desire to amend the Act to create more detailed narratives of annual appropriations, direct funding for a specific purpose, and strengthen justifications for spending; and

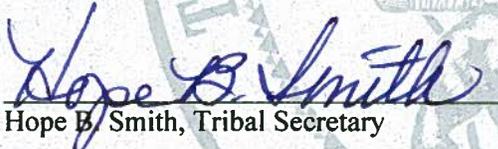
WHEREAS, The *Legislative Organization Act* controls the process for amendments to laws of the Nation; and

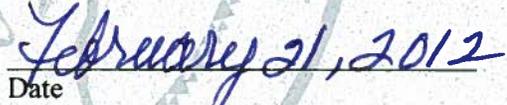
WHEREAS, Section 31, subparagraph d (1) (a) of the *Legislative Organization Act* provides that the Public Review period will typically be forty-five days.

NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority places the proposed amendments to the *Appropriations and Budget Process Act* (2 HCC § 4) out for forty-five day public comment, to run from the date the proposed amendments are posted on the Nation's website.

CERTIFICATION

I, the undersigned, as Tribal Secretary of Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **13 members** of whom **12** constituting a quorum were present at a meeting duly called and convened and held that on the **21st day of February, 2012**, adopted the foregoing resolution at said meeting by an affirmative vote of **10 members, 2 opposed, and 0 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.


Hope B. Smith, Tribal Secretary


Date