



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

**HO-CHUNK NATION LEGISLATURE  
477 PROGRAM REIMBURSEMENT AND REINSTATEMENT  
OF TRAINING FUNDS ENFORCEMENT OF PAYBACK  
AGREEMENT(S) WITH 477 PROGRAM CLIENTS  
RESOLUTION 8-18-09 D**

- WHEREAS,** on November 1, 1994, the United States Secretary of 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 (i) of the Constitution grants the Legislature the power to negotiate and enter into treaties, compacts, contracts, and agreements with other governments, organizations, or individuals; and
- WHEREAS,** Article V, Section 2 (s) of the Constitution grants the Legislature the power to promote public health, education, charity and such other services as may contribute to the social advancement of the members of the Ho-Chunk Nation; 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; and
- WHEREAS,** the Legislature approved the 477 Federal Programs Employment and Related Services Demonstration Project Three Year Plan (July 1, 2008-June 30, 2011); and
- WHEREAS,** it is in the best interest of the Nation that 477 Federal Programs participants be required to attend and complete all trainings & workshops. Failure to do so will violate the participant's payback agreement, which is enforced through claims against per-capita distributions as in accordance with *HO-CHUNK NATION CODE (HCC), TITLE 2 – GOVERNMENT CODE, SECTION 8 – CLAIMS AGAINST PER CAPITA ORDINANCE, ENACTED BY LEGISLATURE: JUNE 9, 2004, CITE AS: 2 HCC § 8,* and/or payroll deduction in accordance with *HO-CHUNK NATION CODE (HCC), TITLE 5 – BUSINESS AND FINANCE CODE, SECTION 5 – FINANCE MANUAL, ENACTED BY LEGISLATURE: APRIL 15, 2003, LAST AMENDED AND RESTATED: MAY 18, 2005, CITE AS: 5 HCC § 5, Section 13, b,5,a.1.* For any class or training in which the 477 Program does not receive a 100% refund; the participant must pay the balance per the payback agreement, unless there are documented extenuating circumstances. Documented extenuating circumstances are severe and/or critical health problems of self or immediate family. Immediate family members are as defined in the Ho Chunk Nation Employment Rights Act.

**NOW THEREFORE, BE IT RESOLVED,** that the Ho-Chunk Nation Legislature hereby approves the attached 477 Federal Programs Employment and Related Services Demonstration Project Classroom/Training Guidelines [CRT], relating to client payback for training and classroom funds.

**Executive Offices**

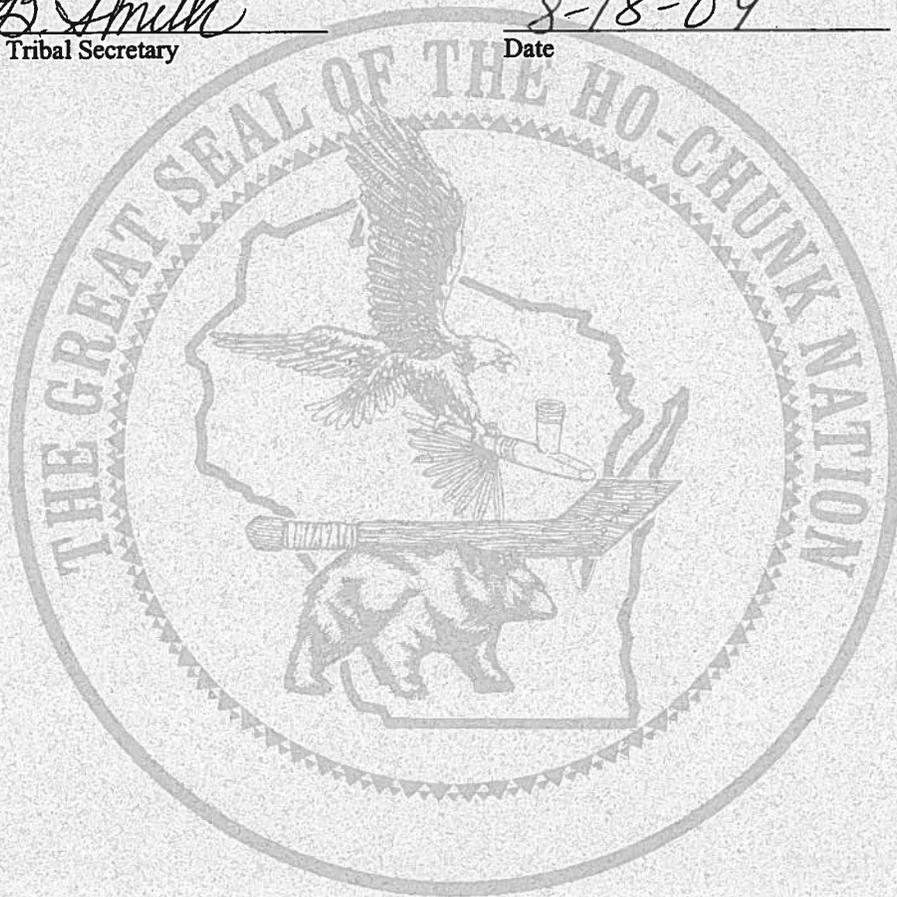
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**CERTIFICATION**

I, the undersigned, as Tribal Secretary for the 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 on the 18<sup>th</sup> day of August, 2009, that the foregoing resolution was adopted at said meeting by an affirmative vote of 11 members, 0 opposed, and 1 abstaining, pursuant to the authority of 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 said 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  
Hope B Smith, Tribal Secretary

8-18-09  
Date



## Attachment

**HO-CHUNK NATION LEGISLATURE**  
**477 Program Reimbursement and Reinstatement**  
**of Training Funds**  
**Enforcement of Payback Agreement(s) with 477 Program Clients**

### 477 FEDERAL PROGRAM DIVISION GUIDELINES

Approved June 24, 2009

#### Classroom/ Training Guidelines

1. The 477 Program will pay for tuition and books for participants attending technical colleges (Non- Profit) for five credits or less. Participants that take over 5 credits will not be funded (accelerated classes are exempt) (No trade schools will be funded).
2. Participants attending specialized training &/or workshops are limited to \$1,500.00 per individual per program year.
3. Participants attending specialized training &/or workshops are required to submit a formal request in writing to attend with their goals & objectives listed (what they plan to do with the training).
4. Specialized training will only be approved for the least costly locations and/or options, unless subject area mandates otherwise.
5. Participants must sign a payback agreement for each class, course, workshop or training before it will be funded.
6. Participants are required to attend all classes and receive a passing grade; documentation of grades must be in file before another course will be funded.
7. Participants are required to attend & complete all trainings & workshops. Failure to do so will constitute their payback agreement is enforced via per-capita and/or payroll deduction, (unless there are documented extenuating circumstances).
8. All drop/add policies of the Institution chosen will be in effect. For any class or training in which the 477 Program does not receive a 100% refund; the participant must pay the balance per the payback agreement, (unless there are documented extenuating circumstances).
9. Participants that drop a class or training must submit the drop/add form or invoice & all cash received as a refund.
10. Participants that don't complete training, or fail to pass a technical college course will not be funded for further training or course work until they have reconciled the funding &/or begun and in process of completing the payment of all funds not refunded (unless there are documented extenuating circumstances).
11. CRT participants that terminate before the training or course work is completed must reconcile when the time frame for the course or training expires; failure to comply will activate payback agreement.