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

HO-CHUNK NATION LEGISLATURE
ESTABLISHMENT AND CREATION OF
HO-CHUNK NATION PROJECT SAFEHOUSE
AS A 7871
RESOLUTION 10-05-10 J

WHEREAS, on November 1, 1994, the Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation, formerly known as the Wisconsin Winnebago Nation; and

WHEREAS, the Ho-Chunk Nation ("Nation") is a federally recognized Indian Tribe, pursuant to the Indian Reorganization Act of 1934; and

WHEREAS, the Legislature of the Ho-Chunk Nation ("Legislature") is the duly constituted governing body of the Ho-Chunk Nation pursuant to the Constitution of the Nation ("Constitution"); and

WHEREAS, Article V, Section 2 (a), empowers the Legislature to make laws, including codes, ordinances, resolutions and statutes; and

WHEREAS, Article V, Section 2 (d), empowers the Legislature authorize expenditures by law and appropriate funds to the various Departments in an annual budget; and

WHEREAS, Article V, Section 2 (q) empowers the Legislature to issue charters of incorporation, to charter corporations and other organizations for economic and other purposes, and to regulate their activities; and

WHEREAS, Article V, Section 2 (s), empowers the Legislature 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 (u), empowers the Legislature to enact laws to regulate the domestic relations of persons within the jurisdiction of the Ho-Chunk Nation; and

WHEREAS, in 1982, Congress passed the Indian Tribal Governmental Tax Status Act, codified as Internal Revenue Code Section 7871 which provides that an Indian Tribal Government is to be treated as a State and that such activities will be

Executive Offices
W9814 Airport Road P.O. Box 667 Black River Falls, WI 54615
(715) 284-9343 Fax (715) 284-3172 (800) 294-9343

considered essential government functions that is customarily performed by state and local governments, including the ability to receive tax-deductible charitable donations; and

WHEREAS, the Indian Tribal Governmental Tax Status Act of 1982 is recognized as an appropriate legal, political and economic means for Indian Nations to establish, regulate and control philanthropic activities within their communities; and

WHEREAS, the Legislature hereby establishes a restricted fund to be utilized on a continuous basis subject to the PROJECT SAFEHOUSE Board and Bylaws to carry out the goals and mission of the PROJECT SAFEHOUSE; and

NOW THEREFORE BE IT RESOLVED that the Ho-Chunk Nation Legislature hereby Establishes and approves the Charter of Incorporation of PROJECT SAFEHOUSE and Bylaws, which has already been under grant operation for one year and now requires a 7871 status in order to receive charitable donations which will be tax deductible for the benefactors and support program grants in order to operate, and

BE IT FURTHER RESOLVED THAT the Ho-Chunk Treasury Department is delegated as the entity to assist with the 7871 restricted fund processing and regulation in compliance with tribal law.

CERTIFICATION

I, the undersigned, as Tribal Secretary of the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of 13 members of whom **11** constituting a quorum were present at a meeting duly called and convened and held on the **5th** day of **October, 2010**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **11 members, 0 opposed, and 0 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 — October 5, 2010

Hope B. Smith, Tribal Secretary — Date