



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

### HO-CHUNK NATION LEGISLATURE KIJIRE NAGU HEALING CENTER DELEGATION OF AUTHORITY TO EXECUTIVE BRANCH

#### RESOLUTION 02-08-12B

- 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, pursuant to the Indian Reorganization Act of 1934; and
- WHEREAS,** Article V, Section 2(a) of the Ho-Chunk Nation Constitution ("Constitution") gives the Ho-Chunk Nation Legislature ("Legislature") the power to make laws, including codes, ordinances, resolutions, and statutes; and
- WHEREAS,** Article V, Section 2(d) of the Constitution grants the Legislature to authorize expenditures by law and appropriate funds to the various Departments in an annual budget; and
- WHEREAS,** Article V, Section 2(e) of the Constitution grants the Legislature the power to raise revenue, including the power to levy and collect taxes and license fees; 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(k) of the Constitution grants the Legislature the power to acquire or purchase lands for the benefit of the Nation and its members; and
- WHEREAS,** Article V, Section 2(l) of the Constitution grants the Legislature the power to enact laws to manage, lease, permit, or otherwise deal with the Nation's lands, interests in lands or other assets; and
- WHEREAS,** Article V, Section 2(q) of the Constitution grants the Legislature the power to issue charters of incorporation, to charter corporations and other organizations for economic or other purposes, and to regulate their activities; and
- WHEREAS,** Article V, Section 2(r) of the Constitution grants the Legislature the power to protect and foster Ho-Chunk religious freedom, culture, language, and traditions; 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

#### Executive Offices

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

- WHEREAS,** Article V, Section 2(t) of the Constitution grants the Legislature the power to enact laws governing law enforcement on lands within the jurisdiction of the 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 delegated by the General Council pursuant to Article III including but not limited to the foregoing list of powers; and
- WHEREAS,** the preamble of the Constitution of the Ho-Chunk Nation establishes the Nation's inherent sovereign right to "advance the general welfare, safeguard our interests, sustain our culture, promote our traditions and perpetuate our existence"; and
- WHEREAS,** the Ho-Chunk Nation Legislature adopted various resolutions to financially support the development of Kijire Nagu Healing Center (otherwise known as the Healing Center for Addiction) for the purpose of "securing our future generations' health and well-being," including Resolution 11-17-09M, Resolution 5-06-11B, and Resolution 6-21-11E; and
- WHEREAS,** the Ho-Chunk Nation Legislature further committed to financially support the completion of the Center and has adopted Resolution #5-03-11C, enacting the Tax Code (5 HCC §10); and
- WHEREAS,** Section 14 of the Tax Code specifically addresses funding for the Healing Center and allows up to twenty-five (25%) of the Ho-Chunk Nation tax revenues to be allocated into a special revenue account for the Healing Center for Addiction; and
- WHEREAS,** the Legislature has continued to organize and assist, in various degrees, meetings of the Healing Center working group, and support its efforts; and
- WHEREAS,** the Legislature worked with the stakeholders of the working group to issue Requests for Proposal (RFPs) related to planning and development of the Healing Center for Addiction; and
- WHEREAS,** the Legislature finds that Healing Center working group has needs for budgetary, planning and development assistance that may be better met by the Executive Branch;
- WHEREAS,** though the Legislature and Executive Branch will continue to work together to continually plan and review for the development of the Healing Center, it has been determined that the effort to continue the planning and development of the Healing Center for Addiction project will be better assisted through Executive Branch coordination;

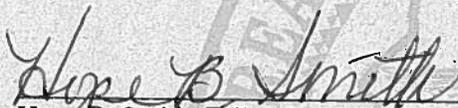
**NOW THEREFORE BE IT RESOLVED,** that the Legislature authorizes the Executive Branch to assist the Healing Center for Addiction working group to move forward with developing a proposed Fiscal Year 2012-13 budget for a Healing Center for Addiction, subject to Legislative review and approval; and

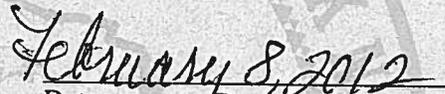
**BE IT FURTHER RESOLVED**, that the Legislature authorizes the Executive Branch to assist the Healing Center for Addiction working group in its review and selection of RFP bid responses, and in the continued organization and development of plans and priorities to further the Healing Center for Addiction project; and

**BE IT FURTHER RESOLVED**, that the Legislature authorizes the Executive Branch to utilize revenues collected from the Nation's Tax Code that have been placed in the special revenue account described in Section 14a of the Tax Code, where such funds are used for the planning and development of the Kijire Nagu Healing Center project.

### 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 **9** constituting a quorum were present at a meeting duly called and convened and held that on the **8<sup>th</sup> day of February, 2012**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **6 members, 2 opposed, and 1 abstaining**, pursuant to the Article V, Section 2(a) through (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

