



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

**HO-CHUNK NATION LEGISLATURE  
AUTHORIZATION TO PLACE PROPOSED  
AMENDMENTS TO THE  
*LEGISLATIVE ORGANIZATION ACT (2 HCC § 11) OUT FOR  
FORTY-FIVE DAY PUBLIC COMMENT***

### **RESOLUTION 04-19-11 E**

- 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 *Legislative Organization Act (2 HCC § 11)* by Legislative Resolution 2/13/01D; and
- WHEREAS,** since its enactment, the Legislature has amended the Legislative Organization Act ("Act") several times to accommodate the needs of the Legislature and the Ho-Chunk Nation in operating an effective government; and
- WHEREAS,** in 2010 the Legislature began a process of office reorganization and enhanced staffing in order to improve its effectiveness and service to the Nation and constituents, and such efforts to improve operations continue; and
- WHEREAS,** the Legislature, through its Administration Committee, has started the process of reviewing the Legislative Organization Act to consider any necessary amendments; and

#### **Executive Offices**

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**WHEREAS,** on April 7, 2011, at a duly called meeting of the Legislative Administration Committee, the Act and various amendments were proposed by the Legislative Chief of Staff for discussion; and

**WHEREAS,** the Administration Committee, on April 7, 2011, adopted a motion to refer the Act, and proposed amendments, to the full Legislature for approval to place out for forty-five day public comment under the existing provisions of the Act;

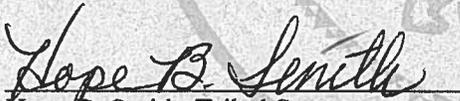
**WHEREAS,** The *Legislative Organization Act* controls the process for amendments to laws of the Nation; and

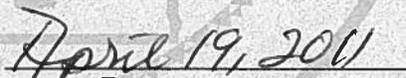
**WHEREAS,** Section 31, subparagraph d (1) (a) of the *Legislative Organization Act* provides that the Public Review period will typically be forty-five days.

**NOW THEREFORE, BE IT RESOLVED** that the Legislature, pursuant to its Constitutional authority places the proposed amendments to the *Legislative Organization Act* (2 HCC § 11) 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 10 constituting a quorum were present at a meeting duly called and convened and held that on the 19<sup>th</sup> day of April, 2011, adopted the foregoing resolution 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.

  
Hope B. Smith, Tribal Secretary

  
Date