



## **HO-CHUNK NATION LEGISLATURE**

*Governing Body of the Ho-Chunk Nation*

### **HO-CHUNK NATION LEGISLATURE 638 CONTRACT AGREEMENT BETWEEN THE HO-CHUNK NATION AND THE UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF INDIAN AFFAIRS**

#### **RESOLUTION 12-20-11 D**

- 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(h) of the Constitution grants the Legislature the power to enact all laws prohibiting and regulating conduct, and imposing penalties upon all persons within the jurisdiction of the Nation; 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(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(p), of the Constitution grants the Legislature the power to enact laws to create and regulate a system of property including but not limited to use, title, deed, estate, inheritance, transfer, conveyance, and devise; and
- WHEREAS**, Congress passed the Indian Self Determination and Education Assistance Act which allows Indian Nations to acquire increased control over the management of federal programs that impact their members, resources, and governments; and

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**WHEREAS,** the Bureau of Indian Affairs (BIA) requested the Nation's assistance with lease arrearage collection issues; and

**WHEREAS,** the Legislature deems it a priority to increase the Nation's management responsibilities of its lands by assuming those duties from the BIA; and

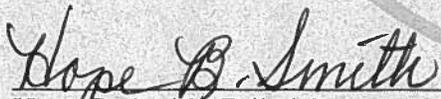
**WHEREAS,** the Legislature recognizes the immediate need to improve overall management of the Nation's lands by creating and implementing a Division of Land Management to uniformly manage all land operations including lease arrearage collection issues; and

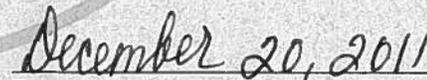
**NOW THEREFORE BE IT RESOLVED** this resolution supersedes Resolution 11-8-11f for technical corrections; and

**NOW THEREFORE BE IT RESOLVED** that the Ho-Chunk Nation Legislature hereby authorizes the submission of the Contract Application for Bureau Authorized Programs Pursuant to Public Law 93-638 which will assume designated land management duties and responsibilities regarding the Nation's lands from the BIA.

#### 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 12 constituting a quorum were present at a meeting duly called and convened and held on the 20<sup>th</sup> day of December, 2011, that the foregoing resolution was adopted at said meeting by an affirmative vote of **11 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