



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE RESOLUTION DECLARING HO-CHUNK LANDS AS NUCLEAR-FREE ZONES

RESOLUTION 1-4-11 F

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(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(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, pursuant to Article I, Section 1 of the Constitution, the Territory of the Ho-Chunk Nation includes all lands held by the Nation or the People, or by the United States for the benefit of the Nation or the People, as well as any additional lands acquired by the Nation or the United States for the benefit of the Nation or the People; and

WHEREAS, Article I, Section 2 of the Constitution extends the jurisdiction of the Ho-Chunk Nation to all territory set forth in Section 1 of Article I, based upon the inherent sovereign authority of the Nation and the People; and

WHEREAS, in the United States there are 104 nuclear power plants which have produced 30,000 metric tons of nuclear waste; and

WHEREAS, the lands of sovereign Native American nations have been and continue to be singled out to house volatile and extremely dangerous nuclear waste; and

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WHEREAS, the lands of sovereign Native American nations have been encroached upon to extract uranium; seventy percent of the world's uranium used in nuclear power plants originates from Native communities/lands, and

WHEREAS, being indigenous to the earth and sky, we Native people are inherent stewards of the land and its waters; and

WHEREAS, the Legislature finds that any effort to keep nuclear waste on the lands and territory of the Nation, or to extract uranium from the same, would be a detriment to the health and welfare of the Nation, its People, lands and inherent sovereignty.

NOW THEREFORE, BE IT RESOLVED, that the Legislative body of the Ho-Chunk Nation hereby declares all Ho-Chunk lands to be Nuclear Free Zones.

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 9 constituting a quorum were present at a meeting duly called and convened and held on the 4th day of **January, 2011**, that the foregoing resolution was adopted at said meeting by an affirmative vote of 9 members, 0 opposed, and 0 abstaining, pursuant to the authority of 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 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, Tribal Secretary


Date