



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATIVE AUTHORIZATION TO PLACE PROPOSED RE-DRAFT TO THE *WEAPONS CODE* OUT FOR FORTY-FIVE DAY PUBLIC COMMENT

RESOLUTION 10-18-11A

- WHEREAS**, on November 1, 1994, the Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation ("Constitution"), formerly known as the Wisconsin Winnebago Nation; 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(b) of the Constitution grants the Legislature the power to establish Executive Departments, and to delegate legislative powers to the Executive branch to be administered by such Departments, in accordance with the law; any Department established by the Legislature shall be administered by the Executive; the Legislature reserves the power to review any action taken by virtue of such delegated power; 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(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 adopted the Legislative Organization Act (2 HCC §11) to govern the manner in which the Legislature adopts or amends the laws of the Nation; and
- WHEREAS**, Section 31, subparagraph d(1)(a) of the Legislative Organization Act provides that the Public Review period for consideration of proposed laws or amendments will typically be forty-five (45) days; and

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WHEREAS, the Weapons Code was presented to the Ho-Chunk Nation Legislative Meeting on October 04, 2011; and

NOW THEREFORE BE IT RESOLVED, that the Legislature hereby approves for a forty-five (45) day comment period, to include publication on the Nation's website and discussion at area meetings.

BE IT FURTHER RESOLVED, that the Office of Legislative Counsel shall post the draft Ho-Chunk Nation Weapons Code on the Nation's website and the forty-five (45) day comment period shall begin on the day of posting on the webpage.

CERTIFICATION

I, the undersigned, as Secretary for the Ho-Chunk Nation Legislature, 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 on the **18th day of October, 2011**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **9 members, 0 opposed, and 1 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

Hope B. Smith, Tribal Secretary

October 18, 2011

Date