



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE SUPPORT FOR TRIBAL HEALING TO WELLNESS COURT PLANNING INITIATIVE

RESOLUTION 02-08-11 J

- 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(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 the power to authorize expenditures by law and appropriate funds to the various Departments in an annual budget; 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(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,** 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 Ho-Chunk Nation was recently approached by Wisconsin Circuit Court Judge Thomas Lister, of Jackson County, to discuss the potential of collaborating on the formation of a tribal healing to wellness court, in order to jointly assist the Ho-Chunk Nation and its members, as well as the Jackson County Court; and

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- WHEREAS,** officials of the Nation, including Representative Greg Blackdeer, Attorney General Sheila Corbine, Chief Trial Court Judge Todd Matha and Legislative Counsel Michael Murphy, have met with Judge Lister to identify issues and planning that would need to be addressed if the Ho-Chunk Nation were to consider a healing to wellness court; and
- WHEREAS,** Judge Lister notified the Nation of a planning and training meeting that will be offered by the National Drug Court Institute and Bureau of Justice Assistance, and will occur on April 4-8, 2011 in Walker, Minnesota, the goal of which is to discuss planning and development for tribes to either implement a healing to wellness court within their own jurisdiction or take steps to refine their existing tribal court to address such needs for their tribal members; and
- WHEREAS,** in order to receive assistance from the Tribal Healing to Wellness Court Planning Initiative at the event in Walker, Minnesota, an Application and/or Letter of Commitment must be submitted by the participating Judge; and
- WHEREAS,** the Nation has an interest in considering the opportunity to develop a healing to wellness court initiative as an aspect of the Ho-Chunk Nation Judiciary, and in order to further such interest the Legislature deems it appropriate to support the attendance of the Nation's officials and employees at the Tribal Healing to Wellness Court Planning Initiative in Walker, Minnesota; and
- WHEREAS,** the Legislature supports the Ho-Chunk Nation Judiciary and Executive Branch to the extent it must complete and submit an Application or Letter of Commitment in order to attend this event or receive training assistance; and
- WHEREAS,** if the Nation continues in this direction, the Legislature shall consider and adopt such laws or ordinances as are necessary to grant the Nation's Judiciary appropriate jurisdiction under Article VII, Section 5 of the Constitution, as well as adopt laws that take into consideration Ho-Chunk culture and tradition;

NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority, authorizes the Nation's Judiciary to complete and submit an Application or Letter of Commitment in order to attend the Tribal Healing to Wellness Court Planning Initiative in Walker, Minnesota; and

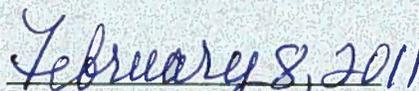
BE IT FURTHER RESOLVED that to the extent that officials and employees of the Legislature or Executive Branch are necessary to attend the Tribal Healing to Wellness Court Planning Initiative, they are so authorized, as long as they receive necessary supervisory approval; and

BE IT FURTHER RESOLVED that the Nation is also authorized to prepare any necessary grant applications for such tribal court planning initiatives, subject to final Legislative approval.

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 13 constituting a quorum were present at a meeting duly called and convened and held that on the 8th day of February, 2011, that the foregoing resolution was adopted at said meeting by an affirmative vote of 13 members, 0 opposed, and 0 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