HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE

CONFIRMATION OF LENORA SMITH AS DISTRICT 3 ETHICS REVIEW BOARD MEMBER

RESOLUTION 07-06-10 G

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(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(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(r) of the Constitution requires the Legislature to protect and foster Ho-Chunk religious freedom, culture, language, and traditions; 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, Article V, Section 3 of the Constitution provides that the Legislature shall adopt Codes governing Membership, Open Meetings, Elections, and Ethics, including conflicts of interest, nepotism, and the conduct of all elected and appointed officials and employees; and

WHEREAS, the Legislature adopted the Nation's Code of Ethics on January 12, 1999 through Resolution 1-12-99A and has since placed the Code out for public comment and amended the law to address inconsistencies, funding needs and Ethics Review Board membership; and

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WHEREAS, the Code of Ethics Act establishes an Ethics Review Board, consisting of 12 members, whose purpose is to hear and consider reports or complaints of alleged violations under the Code of Ethics Act; and

WHEREAS, under the Code of Ethics Act, members of the Ethics Review Board are subject to confirmation by the Legislature after nomination by each Ho-Chunk Nation District, and upon satisfactory completion of a background investigation; and

WHEREAS, the Legislature finds that the District 3 nominee for the Ethics Review Board, Lenora Smith, meets the qualifications for membership on the Board under the Code of Ethics Act;

NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority and the Code of Ethics Act, hereby confirms Lenora Smith as the District 3 member of the Ethics Review Board and hereby appoints her to the Board, subject to the terms and conditions of the Code of Ethics Act.

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 7 constituting a quorum were present at a meeting duly called and convened and held that on the 6th day of July, 2010, that the foregoing resolution was adopted at said meeting by an affirmative vote of 7 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 — July 6, 2010

Hope B. Smith, Tribal Secretary — Date