



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

**HO-CHUNK NATION LEGISLATURE  
GRANTING AN EXTENSION TO THE VICE PRESIDENT  
TO SUBMIT THE 2009-2010 FISCAL YEAR  
BUDGET OF THE LEGISLATURE  
RESOLUTION 2-17-09 K**

- 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(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(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(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(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 enacted the *Appropriations and Budget Process Act* (2 HCC § 4), which was last amended on May 4, 2004; and
- WHEREAS,** the purpose of the *Appropriations and Budget Process Act* is to "provide[] the Ho-Chunk Nation branches of government policy and guidance in preparing budgets to ensure fiscal responsibility and integrity within the Nation."; and
- WHEREAS,** Section 5, subparagraph a. (4) of the *Appropriations and Budget Process Act* states that, "[t]he President, Vice President, or the Chief Trial Judge may request an extension of time beyond February 15 to submit a proposed annual fiscal year budget provided such request is submitted in writing to the Chairperson of the Finance Committee prior to February 1. An extension may be granted by the Legislature if it finds there is good cause to grant an extension. Any extension beyond February 15 shall be authorized by Legislative Resolution."

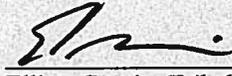
**NOW THEREFORE, BE IT RESOLVED** that the Legislature, pursuant to its Constitutional authority, finds good cause to grant an extension to the Vice President to submit the 2009-2010 fiscal year budget of the Legislature.

**Executive Offices**

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**CERTIFICATION**

I, the undersigned, as Tribal Secretary of Ho-Chunk Nation, hereby certifies that the Legislature of the Ho-Chunk Nation, composed of **11 members** of whom **9** constituting a quorum were present at a meeting duly called and convened and held that on the **17th day of February, 2009**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **9 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.

  
\_\_\_\_\_  
Elliott Garvin, Tribal Secretary

2-17-09  
\_\_\_\_\_  
Date

