HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE
SELECTION OF TRIBAL SECRETARY
RESOLUTION 7-07-09 A

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(g) of the Constitution grants the Legislature the authority to set its own procedures, select its officers, and to enact laws governing attendance of its members, including penalties for absences; 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 *Legislative Organization Act* (2 HCC § 11) by Legislative Resolution 2/13/01D; and

WHEREAS, section 2 of the *Legislative Organization Act* provides that one of its purposes is "to establish procedures and rules to govern individual and collective actions of members of the Legislature and to establish uniformity in the proceedings of Legislative business, thereby increasing the efficiency of the Legislature."; and

WHEREAS, section 7 of the *Legislative Organization Act* provides:

a. The Legislature will select from among its members a Tribal Secretary to serve throughout such Legislator's term. Such selection will occur as early as possible after the Tribal Secretary position becomes vacant for any reason.

b. The Tribal Secretary shall be responsible for signing Legislative Meeting Minutes, signing Resolutions, and other duties as may be assigned by the Legislature through a Resolution.; and

WHEREAS, Resolution 12-21-05 B selected former District 1 Representative Elliott Garvin to be the Tribal Secretary; and

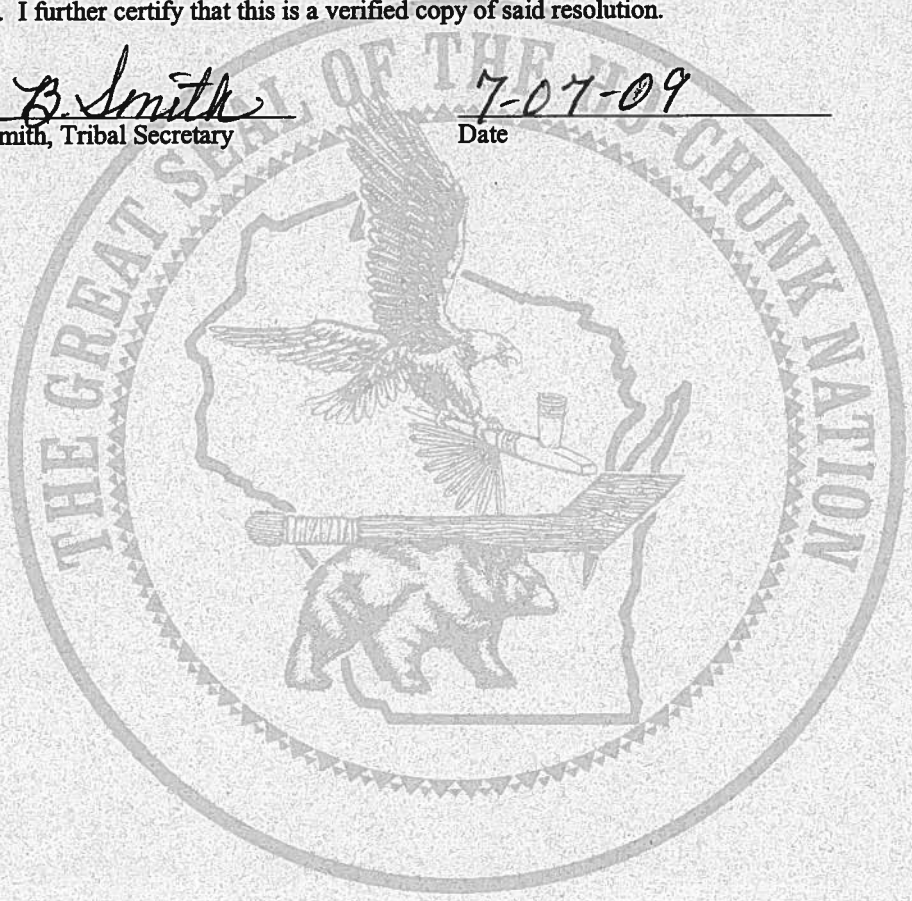
WHEREAS, former District 1 Representative Elliott Garvin's term ended as of July 2, 2009 and he did not seek re-election to the Legislature.

Executive Offices
W9814 Airport Road P.O. Box 667 Black River Falls, WI 54615
(715) 284-9343 Fax (715) 284-3172 (800) 294-9343

NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority, selects Representative Hope Smith to be the Tribal Secretary.

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 **7th day of July, 2009**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **12 members, 0 opposed, and 1 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 7-07-09

Hope B. Smith, Tribal Secretary Date