



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE APPROVAL OF AMENDMENTS TO THE BY-LAWS OF THE COMMITTEE ON TRIBAL ENROLLMENT RESOLUTION 9-10-08 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, 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(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(r) of the Constitution grants the Legislature the power to protect and foster Ho-Chunk religious freedom, culture, language, and traditions; 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(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 passed the *Tribal Enrollment and Membership Code* (hereinafter "*Membership Code*") (2 HCC § 7), which was last amended by Resolution 10-16-07-L.
- WHEREAS,** Section five of the *Membership Code* creates a Committee on Tribal Enrollment; and
- WHEREAS,** Section five, subparagraph a. (4) of the *Membership Code* provides that "[t]he Committee on Tribal Enrollment will adopt By-Laws consistent with the Constitution and laws of the Nation in furtherance of its statutory duty. . . After the Committee consults with an Attorney from the Legislative Counsel's Office and Department of Justice, the Committee then shall submit the By-Laws to the Legislature for its approval."; and

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WHEREAS, the Committee on Tribal Enrollment has been considering Amendments to its By-Laws; and

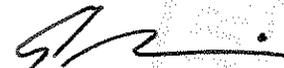
WHEREAS, the Committee on Tribal Enrollment sent the By-Laws to the Legislative Counsel's Office and Department of Justice for consultation regarding the By-Laws; and

WHEREAS, the Committee on Tribal Enrollment motioned for the Amendments of the By-Laws to be presented to the Legislature for the Legislature's approval.

NOW THEREFORE BE IT RESOLVED, that the Legislature, pursuant to its Constitutional authority, approves the Amendments of the By-Laws of the Committee on Tribal Enrollment.

CERTIFICATION

I, the undersigned, as Tribal Secretary for the Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **11 members**, of whom **8** constituting a quorum were present at a meeting duly called and convened and held on the **10th day of September, 2008**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **2 members, 0 opposed, and 6 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.



Elliott Garvin, Tribal Secretary

9-10-08

Date

