



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
PLACING PROPOSED AMENDMENTS TO THE
OPEN MEETINGS ACT (2 HCC § 2) OUT FOR A
FORTY-FIVE DAY PUBLIC COMMENT
RESOLUTION 10 -21-08 H**

- 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(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(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 *Open Meetings Act* (2 HCC § 2) by Legislative Resolution 6/22/04B; and
- WHEREAS,** Legislators have proposed Amendments to the *Open Meetings Act* and referred the proposed Amendments to the Administration Committee; and
- WHEREAS,** the Administration Committee requested an opinion from the Attorney General on the Proposed Amendments; and
- WHEREAS,** the Attorney General opinion concluded the Legislature could pass the proposed Amendments.
- WHEREAS,** the *Legislative Organization Act* (2 HCC § 13) controls the process for Amendments to laws of the Nation; and
- WHEREAS,** Section 31, subparagraph d (1) (a) of the *Legislative Organization Act* provides that the Public Review period will typically be forty-five days.

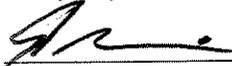
NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority places the proposed Amendments to the *Open Meetings Act* (2 HCC § 2) out for forty-five day public comment.

Executive Offices

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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 **21st day of October, 2008**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **6 members, 0 opposed, and 2 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

10-21-08

Date

