# HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

**HO-CHUNK NATION LEGISLATURE**
**CONFIRMATION OF MICHAEL SALLAWAY AS**
**DISTRICT 2 ETHICS REVIEW BOARD MEMBER**

**RESOLUTION 12-21-10 F**

**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



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

**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 2 nominee for the Ethics Review Board, Michael Sallaway, meets the qualifications for membership on the Board under the Code of Ethics Act; and

**NOW THEREFORE, BE IT RESOLVED** that the Legislature, pursuant to its Constitutional authority and the Code of Ethics Act, hereby confirms Michael Sallaway as the District 2 member of the Ethics Review Board and hereby appoints him to the Board, subject to the terms and conditions of the Code of Ethics Act.

## CERTIFICATION

I, the undersigned, as Tribal Secretary of the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **13** members of whom **_8_** constituting a quorum were present at a meeting duly called and convened and held on the **21st** day of **December, 2010**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **_8_ members, _0_ opposed, and _0_ abstaining,** pursuant to the authority of Article V, Section 2 (a) through (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.

Hope B. Smith — December 21, 2010

Hope B. Smith, Tribal Secretary — Date