



HO-CHUNK NATION LEGISLATURE
Governing Body of the Ho-Chunk Nation

45-Day Public Review

**HO-CHUNK NATION LEGISLATURE
AUTHORIZATION TO PLACE AMENDMENTS TO THE
FINANCE ORDINANCE (5 HCC § 5)
OUT FOR FORTY-FIVE DAY PUBLIC COMMENT**

RESOLUTION 03-20-24 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(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(d) of the Constitution grants the Legislature the power to authorize expenditures by law and appropriate funds to 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(l) of the Constitution grants the Legislature the power to enact laws to manage, lease, permit, or otherwise deal with the Nation's lands, interests in lands or other assets; 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 Ho-Chunk Nation Legislature passed the LEGISLATIVE ORGANIZATION ACT, 2 HCC § 11 (“LOA”), which has been updated and amended from time to time; and

WHEREAS, the LOA provides the procedures for enacting or amending a Ho-Chunk Nation law; and

WHEREAS, section 45, subparagraph d(1) of the LEGISLATIVE ORGANIZATION ACT (2 HCC § 11) provides that the Public review period of a law will typically be forty-five (45) day; and

WHEREAS, the Finance Ordinance (5 HCC § 5) was first adopted by the Wisconsin Winnebago Business Committee, then enacted by the Nation’s Legislature on April 15, 2003, and codified into the Nation’s Code as law, which was last amended on February 14, 2023; and

WHEREAS, the Legislature placed proposed amendments to the Trust and Investment Committee Establishment and Organization Act of 2011 (1 HCC § 16) out for forty-five (45) day comment through Resolution 01-03-24 A; and

WHEREAS, the Legislature received comments on the proposed amendments to the Trust and Investment Committee Establishment and Organization Act of 2011 (1 HCC § 16) recommending that the stipend rate for Trust and Investment Committee members be increased from the rate specified in the Section 27 of the Finance Ordinance due to the Committee members qualifications, duties and responsibilities; and

WHEREAS, the Legislature recognizes the high level of qualifications, responsibilities and duties for Trust and Investment Committee members and wishes to consider increasing the stipend rate for Committee members; and

WHEREAS, the Legislature finds it appropriate to place a proposed amendment to the Finance Ordinance regarding the stipend rate for Trust and Investment Committee members out for public comment pursuant to the procedures of the LOA;

NOW, THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority, and the Legislative Organization Act, hereby places the following proposed amendment to the Finance Ordinance (5 HCC § 5) out for forty-five (45) day public comment, to run from the date the proposed amendments are posted on the Nation’s website:

27. Stipend

b. Rate.

(1) The stipend rate for a regular monthly or quarterly one-day meeting shall be \$125, plus mileage.


(2) The daily stipend rate for a special meeting (a meeting other than regular monthly or quarterly meeting) or for additional days to a one-day regular meeting shall be \$50, plus mileage.

(3) Election Board members shall receive a \$200 stipend, plus mileage, for Election Days.

(4) Trust and Investment Committee members shall receive a \$250 stipend, plus mileage, for a regular monthly or quarterly one-day meeting.

CERTIFICATION

I, the undersigned, as Tribal Secretary of Ho-Chunk Nation, hereby certify 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 **20th day of March, 2024**, adopted the foregoing resolution at said meeting by an affirmative vote of **13 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.



Rep. Stephanie Begay, Tribal Secretary

03.20.24

Date