



## **HO-CHUNK NATION LEGISLATURE**

*Governing Body of the Ho-Chunk Nation*

### **HO-CHUNK NATION LEGISLATURE ADOPTION OF ADULT-AT-RISK WELFARE CODE 4HCC§12**

#### **RESOLUTION 02-05-13D**

- WHEREAS,** on November 1, 1994, the Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation (“Constitution”), formerly known as the Wisconsin Winnebago Nation; 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(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 2(s) of the Constitution grants the Legislature the power to promote public health, education, charity and such other services as May 3, 2011 contribute to the social advancement of the members of the Ho-Chunk Nation; and
- WHEREAS,** the Legislature adopted the Legislative Organization Act (2 HCC §11) to govern the manner in which the Legislature adopts or amends the laws of the Nation; and
- WHEREAS,** the Legislature put the Adult-At-Risk Code out for 45 day Comment and such period ended on December 13, 2012; and

#### **Executive Offices**

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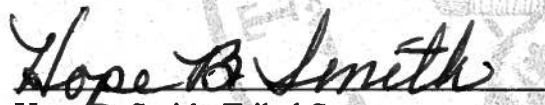
**WHEREAS,** comments were received and addressed within the body of the Adult-At-Risk Code and such comments do not change the purpose or focus of the Code from the original draft; and


**WHEREAS,** the Legislative procedure for drafting legislation has been met and the Adult-At-Risk Code is ready for passage.

**NOW THEREFORE BE IT RESOLVED,** the Ho-Chunk Nation Legislature adopts by this resolution the Adult-At-Risk Welfare Code as part of Title 4, Children, Family and Elder Welfare, of the Ho-Chunk Nation Code and shall be cited as 4HCC§12.

### CERTIFICATION

I, the undersigned, as Secretary for the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **13 members**, of whom **10** constituting a quorum were present at a meeting duly called and convened and held on the 5<sup>th</sup> day of February, 2013, that the foregoing resolution was adopted at said meeting by an affirmative vote of **8 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.

  
Hope B. Smith, Tribal Secretary

  
Date