



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE ESTABLISHMENT OF SPECIAL REVENUE RESTRICTED ACCOUNT FOR HO-CHUNK NATION BUSINESS DEVELOPMENT INITIATIVES

RESOLUTION 06-03-14D

- 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 the various Departments in an annual budget; 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 Nation's Appropriations and Budget Process Act allows the Legislature to establish restricted accounts for projects undertaken by the Nation, the funds for which are to be maintained separately from the Nation's General Fund; and

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WHEREAS, the Nation's Appropriations and Budget Process Act permits the creation and establishment of special restricted use accounts in the Nation's Treasury Department; and

WHEREAS, the Nation's Finance Manual, in Section 7a, provides for the creation and use of Special Revenue Funds to account for the proceeds of specific resources (other than expendable trust or major capital projects) that are legally restricted to expenditures for specified purposes; and

WHEREAS, the Legislature continually discusses and considers the importance of expanding the Nation's economic base and diversification in order to maintain and improve the economy of the Nation, the health and welfare of the tribal membership, and the operation of the Nation's programs; and

WHEREAS, as the Nation assesses challenges to its market and economy, it also will seek opportunities to expand and develop commercially, whether through partnership, joint participation, or as an individual tribal sovereign entity; and

WHEREAS, the Legislative Finance Committee met on May 29, 2014 to consider the appropriation of surplus Unexpended Funds for Fiscal Year 2013 (as determined by the Nation's Treasurer), and the Committee appropriated \$2,500,000.00 for the purpose of business development initiatives of the Nation; and

WHEREAS, the Legislature finds it necessary to establish a Special Revenue restricted account for the Nation's potential use for business development initiatives (as described herein), and to authorize the Treasury Department to place the \$2,500,000.00 into said account.

NOW THEREFORE, BE IT RESOLVED that the Legislature establishes a Special Revenue restricted account in the Nation's Treasury Department to fund business development initiatives as approved by the Legislature separately, and that the Treasury Department shall place the \$2,500,000.00 appropriated by the Finance Committee into said account.

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 3rd day of June, 2014, adopted the foregoing resolution at said meeting by an affirmative vote of 12 members, 1 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.

Kathleen Lone Tree-Whiterabbit
Kathleen Lone Tree-Whiterabbit, Tribal Secretary

6.3.14
Date