



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE AUTHORIZATION TO PLACE PROPOSED HEALING TO WELLNESS COURT CODE (4 HCC §15) OUT FOR FORTY-FIVE DAY PUBLIC COMMENT

RESOLUTION 06-18-13G

- 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(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 grants the Legislature the power to protect and foster Ho-Chunk religious freedom, culture, language, and traditions; 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 contribute to the social advancement of the members of the Ho-Chunk Nation; and
- WHEREAS,** Article V, Section 2(t) of the Constitution grants the Legislature the power to enact laws governing law enforcement on lands within the jurisdiction of the Nation; and
- WHEREAS,** Article V, Section 2(u) of the Constitution grants the Legislature the power to enact laws to regulate domestic relations of person within the jurisdiction of the Nation; and

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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 Legislative Organization Act (2 HCC § 11) by Legislative Resolution 2/13/01D; and

WHEREAS, the Legislative Organization Act 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; and

WHEREAS, the Ho-Chunk Judiciary and the Departments of Health, Social Service and Justice have been collaborating with the Jackson County and Judge Lister in a joint Healing to Wellness Court;

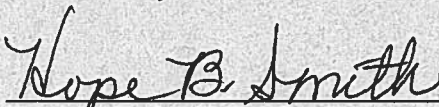
WHEREAS, the Ho-Chunk Judiciary and the Departments of Health, Social Service and Justice feel it is in the Nation's best interest to exercise the Nation's sovereignty and create its own Healing to Wellness Court; and

WHEREAS, the Legislative Counsel's Office, the Department of Justice and the Healing to Wellness Court staff have reviewed the draft code and recommend placing the attached Healing to Wellness Court Code out for forty-five day public comment;

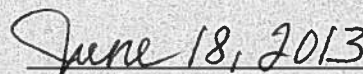
NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority, places the Healing to Wellness Court Code, out for forty-five day public comment, to run from the date the proposed Code is posted on the Nation's website.

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 **10** constituting a quorum were present at a meeting duly called and convened and held on the **18th day of June, 2013**, adopted the foregoing resolution at said meeting by an affirmative vote of **10 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.



Hope B. Smith, Tribal Secretary



Date