



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE PROHIBITION ON ALCOHOL CONSUMPTION, POSSESSION OR USE OF CONTROLLED SUBSTANCES AND GANG ACTIVITY ON HO-CHUNK LANDS DURING LABOR DAY POW-WOW

RESOLUTION 08-06-13I

- 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(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(o) of the Constitution grants the Legislature the power to enact laws to regulate and zone any lands within the jurisdiction of the Ho-Chunk Nation; 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

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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

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, pursuant to the above authorities, deems it appropriate to protect the interests of the Nation and tribal membership by setting a standard for public alcohol consumption, possession and use of controlled substances and gang activity on lands of the Nation;

NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority, declares a prohibition on public outdoor alcohol consumption, unless consumed as a patron at a facility with a liquor license, possession or use of controlled substances and gang activity during the Nation's Labor Day Pow-wow on all Ho-Chunk Nation lands in Jackson County, Wisconsin from Friday, August 30, 2013 to Tuesday, September 3, 2013 (10:00 a.m.);

BE IT FURTHER RESOLVED that any violation of this prohibition shall serve as the basis for the removal of any person(s) from the Nation's lands as described above, effective only for the above-stated period of time.

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 **12** constituting a quorum were present at a meeting duly called and convened and held on the **6th day of August, 2013**, adopted the foregoing resolution at said meeting by an affirmative vote of **12 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.

Kathleen LoneTree-Whiterabbit
Kathleen LoneTree-Whiterabbit, Tribal Secretary

8.6.13
Date