

**NO ACTION TAKEN**

**HO-CHUNK NATION LEGISLATURE  
QUICK PASSAGE PROCEDURE TO APPROVE  
HO-CHUNK NATION BUILDING CODE**

**RESOLUTION 10-07-14I**

**WHEREAS,** on November 1, 1994, the 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 is a federally recognized Indian Tribe, organized pursuant to the Indian Reorganization Act of 1934; and

**WHEREAS,** the Legislature of the Ho-Chunk Nation (“Legislature”) is the duly constituted governing body of the Ho-Chunk Nation pursuant to the Constitution of the Nation; and

**WHEREAS,** Article V, Section 2(a) of the Ho-Chunk Nation Constitution (“Constitution”) authorizes the Legislature, to make laws, including codes, ordinances, resolutions, and statutes; 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 Ho-Chunk Nation; and

**WHEREAS,** Article V, Section 2(u) of the Constitution authorizes the Legislature to enact laws to regulate domestic relations of persons within the jurisdiction of the Nation; and

**WHEREAS,** the Legislature has approved the Community Reinvestment Projects; and

**WHEREAS,** the Ho-Chunk Nation must adopt a Building Code to proceed with the construction of the Community Reinvestment Projects; and

**WHEREAS,** without quick action, the Community Reinvestment Projects may not be able to move forward in a timely manner; and

**WHEREAS,** Section 30 of the *Legislative Organization Act* provides Quick Passage Procedures; and

**WHEREAS**, under certain limited circumstances, Section 30 provides “[t]he Legislature may vote to immediately pass Legislation”; and

**WHEREAS**, Section 30 of the *Legislative Organization Act* in relevant parts provides:

(2) For the Legislation to be considered for Quick Passage the Legislature must conclude:

(a) The Legislation must take effect immediately to address a situation that:

- 1) Adversely affects the health, safety, welfare, or economic well-being of the Nation;
- 2) Adversely affects a person or multiple people for which Legislative relief is deemed appropriate and necessary by the Legislature;
- 3) Is internal to the operation of the Government; or
- 4) Impacts negotiations with a sovereign entity; and

(b) Adherence to the Normal Legislation Process outlined in Section 31 would result in a delay that would adversely impact the Nation, a Member of the Nation, or Members of the Nation; and

**WHEREAS**, Section 30 of the *Legislative Organization Act* provides “[f]or the Legislation to immediately become the law of the Nation it will require an affirmative vote of more than two-thirds (2/3) of Legislators present at the Legislative Session.”

**WHEREAS**, without quick passage, the Community Reinvestment Projects may be temporarily delayed thus adversely affecting the construction timeframe.

**NOW THEREFORE, BE IT RESOLVED** that the Legislature concludes the amendments to the Ho-Chunk Nation Building Code should be adopted through the Quick Passage Procedure, since adherence to the Normal Legislation process of the *Legislative Organization Act* would result in a delay that could adversely impact the Nation; and

**BE IT FURTHER RESOLVED** that the Legislature, pursuant to its Constitutional Authority, using the Quick Passage procedures of the *Legislative Organization Act* (2 HCC § 11), adopts the amendments to *Ho-Chunk Nation Building Code*, at 8 HCC § 12, in its entirety.

## CERTIFICATION

I, the undersigned, as Tribal Secretary for the Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **13** members, of whom \_\_\_ constituting a quorum were present at a meeting duly called and convened and held on the **7<sup>th</sup> day of October, 2014**, that the foregoing resolution was adopted at said meeting by an affirmative vote of \_\_\_ members, \_\_\_ opposed, and \_\_\_ 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.

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

\_\_\_\_\_  
Date