



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

### HO-CHUNK NATION LEGISLATURE ADOPTION OF AMENDMENTS TO THE CHILD SUPPORT ENFORCEMENT CODE (4 HCC § 7)

#### RESOLUTION 10-08-13C

- 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, organized pursuant to the Indian Reorganization Act of 193, 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(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
- 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

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**WHEREAS,** Section 31, subparagraph d (1) (a) of the Legislative Organization Act provides that the Public Review period for consideration of proposed laws or amendments will typically be forty-five (45) days; and

**WHEREAS,** the Ho-Chunk Nation Legislature amended the Child Support Enforcement Code (4 HCC § 7) by Resolution 04-08-13A; and

**WHEREAS,** the Ho-Chunk Nation Child Support Enforcement Division has stated that the Child Support Enforcement Code needs to be amended in order to comply with federal requirements and to provide for the inclusion of the Recognition of Foreign Child Support Orders (4 HCC §2) within the Child Support Enforcement Code for clarification; and

**WHEREAS,** the Legislature passed resolution 08-06-13A to place the Ho-Chunk Child Support Enforcement Code Amendments out for 45-day comment; and

**WHEREAS,** no comments were received on the proposed Amendments to the Ho-Chunk Child Support Enforcement Code; and

**WHEREAS,** the legislative procedure for drafting legislation has been met and the Ho-Chunk Child Support Enforcement Code Amendments is ready for passage;

**NOW THEREFORE, BE IT RESOLVED** that the Legislature, pursuant to its Constitutional authority, hereby adopts the attached Amendments to the Ho-Chunk Child Support Enforcement Code (4 HCC § 7).

#### 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 8 constituting a quorum were present at a meeting duly called and convened and held that on the 8<sup>th</sup> day of October , 2013, adopted the foregoing resolution at said meeting by an affirmative vote of 8 members, 0 opposed, and 1 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

10.8.13  
Date