



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE

ESTABLISHMENT OF A TRIBAL SUSTAINABLE ENERGY WORKGROUP

RESOLUTION 10-08-13 H

- WHEREAS,** on November 1, 1994, the United States Secretary of Interior approved a new Constitution of 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 1934; and
- WHEREAS,** Article V, Section 2 (a) of the Constitution of the Ho-Chunk Nation grants the Legislature the power to make laws, including codes, ordinances, resolutions, and statutes; and
- WHEREAS,** Article V, Section 2(l) of the Constitution authorizes the Legislature 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(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;
- 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 is a recipient of a monetary grant award through the Department of the Interior Division of Energy and Mineral Development, intended to assist in the development of tribal sustainable energy projects; and
- WHEREAS,** the Nation is a recipient of the Strategic Technical Assistance Response Team (START) award through the Department of Energy Office of Indian Energy to assist in the development of tribal energy projects; and
- WHEREAS,** the Legislature finds it appropriate for the Nation to consider the development of its own sustainable energy projects, so that it may assume greater sovereign control of energy production and consumption; and
- WHEREAS,** the Ho-Chunk Nation *Legislative Organization Act*, 2 HCC §11, ("LOA") provides in Section 10 that an internal Work Group or Task Force may be established in order to

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assist the Legislature by providing information necessary to carry out Legislative law-making and oversight functions; and

WHEREAS, the Nation's *Open Meetings Act*, 2 HCC §2, contemplates that a Work Group or Task Force will be used as a temporary, short-term ad hoc body established by a governmental entity for a focused effort on a specific issue; and

WHEREAS, the LOA does not restrict Legislator(s) participation in a Ho-Chunk government task force(s) as an ex officio member when appointed by the Legislature.

NOW, THEREFORE, BE IT RESOLVED, that the Legislature, pursuant to its authority under the Constitution and tribal law, and in furtherance of the interests stated above, hereby establishes the Tribal Sustainable Energy workgroup, consisting of: any interested Legislators or staff designated by Legislators; at least one representative from the Department of Business, the Department of Justice, Department of Health - Environmental Health, Department of Heritage Preservation – DNR, Office of the President, and any Executive Branch staff authorized to participate by the Office of the President; and

BE IT FURTHER RESOLVED that the workgroup shall report on their activity and progress to the Legislature; and

BE IT FURTHER RESOLVED, that the workgroup created herein shall not be considered a Public Body under the Nation's Open Meetings Act and shall be not be required to adhere to Quorum or meeting posting requirements; and

BE IT FURTHER RESOLVED, that the Sustainable Energy workgroup is authorized to begin meeting after adoption of this resolution.

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 **9** constituting a quorum were present at a meeting duly called and convened and held that on the **8th** day of October, 2013, adopted the foregoing resolution at said meeting by an affirmative vote of **8 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

10.8.13

Date