



## **HO-CHUNK NATION LEGISLATURE**

*Governing Body of the Ho-Chunk Nation*

### **HO-CHUNK NATION LEGISLATURE CHRISTMAS GRANT FOR HO-CHUNK NATION ELDERS, ADULTS AND YOUTH**

#### **RESOLUTION 10-21-14B**

**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(d) of the Constitution grants the Legislature the power to authorize expenditures by law and appropriate funds to the various Departments in an annual budget; 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(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 adopted the Ho-Chunk Nation Appropriations and Budget Process Act (2 HCC § 4) on June 22, 2000, and has amended the law at various points since then; and

#### **Executive Offices**

W9814 Airport Road P.O. Box 667 Black River Falls, WI 54615  
(715) 284-9343 Fax (715) 284-3172 (800) 294-9343

**WHEREAS,** the purpose of the Appropriations and Budget Process Act (“Budget Act”) is to provide the Nation’s government with policy and guidance in preparing budgets to ensure fiscal responsibility and integrity within the Nation; and

**WHEREAS,** Section 7 of the Budget Act addresses Fiscal Accounting and provides that “it shall be the duty of the Treasurer to: (a) identify and isolate any unused (unexpended) funds from the previous fiscal year into a special restricted use account, and (b) determine any unused (unexpended) funds remaining from any prior fiscal year; and

**WHEREAS,** under Section 7, the Nation’s Treasurer is required, within ninety (90) days following the fiscal year end, to submit an Unexpended Funds and Deficits Report to the Legislature which identifies unexpended funds and deficits noted within the Budget Act; and

**WHEREAS,** once the Treasurer submits an Unexpended Funds and Deficits Report, the Legislature is required to appropriate any funds identified under Section 7 of the Budget Act; and

**WHEREAS,** for Fiscal Year ending June 2014, the Nation’s Treasurer submitted an estimate of Unexpended Funds and Deficits to the Legislative Finance Committee and then the full Legislature authorized specific appropriations from the Unexpended Funds; and

**WHEREAS,** the Legislature appropriated Unexpended Funds to the General Fund of the Nation for Charitable Contributions, the Elder Assistance Fund, and the Youth Assistance Fund in specific amounts;

**WHEREAS,** the Legislature, in its discretion, has previously approved the use of tribal funds as gifts to tribal member children and adults prior to Christmas, based on the availability of funds; and

**WHEREAS,** the Nation’s Enrollment Department estimates that, as of September 27, 2014, there are 1,937 tribal member children (ages 0-17), 4,889 tribal member adults (ages 18-59), and 733 tribal member elders (ages 60 and over); and

**WHEREAS,** the Legislature finds it appropriate to authorize a Christmas grant for each of the specified groups of tribal members.

**NOW, THEREFORE, BE IT RESOLVED**, that the Legislature, pursuant to its Constitutional authority to authorize expenditures by law and appropriate funds, hereby makes the following appropriations as a Christmas grant:

- (1) A discretionary grant to tribal member children (ages 0-17 as of September 27, 2014) in the amount of \$100.00 each, to be paid out by the Nation's Treasury before November 27, 2014, appropriated from the Youth Assistance Fund in the total amount of \$193,700; and
- (2) A discretionary grant to tribal member adults (ages 18-59 as of September 27, 2014) in the amount of \$800 each, to be paid out by the Nation's Treasury before November 27, 2014, appropriated from the Charitable contribution fund in the total amount of \$733,000; and
- (3) A discretionary grant to tribal member elders (ages 60 and over as of September 27, 2014) in the amount of \$1,000 each, to be paid out by the Nation's Treasury before November 27, 2014, appropriated from the Elder Assistance Fund in the total amount of \$3,911,200.

#### **CERTIFICATION**

I, the undersigned, as Secretary of the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **13** members of whom **13** constituting a quorum were present at a meeting duly called and convened and held on the **21<sup>st</sup> day of October, 2014**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **10** members, **0** opposed, and **3** 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

10.21.14  
Date