



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE UNEXPENDED FUNDS APPROPRIATION FOR THE DEPARTMENT OF HOUSING TO PURCHASE GENERATORS

RESOLUTION 10-21-140

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(d) of the Constitution grants the Legislature to authorize expenditures by law and appropriate funds to the various Departments in an annual budget; 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 forgoing list of powers; and

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WHEREAS, the Legislature is authorized within the HCN Appropriations and Budget Process Act, § 7a(3), to appropriate funds identified by the Treasurer as Unexpended Funds from the previous fiscal year budget of the Nation; and

WHEREAS, the manner in which the Legislature appropriates such Unexpended Funds is discretionary and guided by the Legislature's general considerations of the needs and interests of the Nation under tribal law and the Constitution; and

WHEREAS, the Department of Housing wishes to purchase generators.

NOW THEREFORE, BE IT RESOLVED the Legislature, pursuant to its authority under the Constitution and the laws of the Nation, hereby authorizes and appropriates a portion of the previous Fiscal Year's Unexpended Funds as a discretionary payment for a true budget increase to 01.5000.0648.5208 in the amount of \$7,733.98 for the Department of Housing to purchase generators.

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 12 constituting a quorum were present at a meeting duly called and convened and held on the **21st day of October, 2014**, that the foregoing resolution was adopted at said meeting by an affirmative vote of 11 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

10.21.14
Date