



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE

ESTABLISHMENT OF RESTRICTED ACCOUNT FOR THE LOCAL ASSISTANCE AND TRIBAL CONSISTANCY FUND

RESOLUTION 11-08-22 F

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 1934; 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(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(i) of the Constitution empowers the Legislature to negotiate and enter into treaties, compacts, contracts, and agreements with other governments, organizations, or individuals; and

WHEREAS, Article V, Section 2(r) of the Constitution grants the legislature the power to enact laws 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

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WHEREAS, the Nation's APPROPRIATIONS AND BUDGET PROCESS ACT permits the creation and establishment of special restricted use accounts in the Nation's Treasury Department; and

WHEREAS, the United States Congress enacted the American Rescue Plan Act (ARPA) which President Biden signed into law on March 11, 2021, in response to the economic crisis that has resulted from the COVID-19 pandemic, which includes funding for tribal governments; and

WHEREAS, the ARPA added Section 605 of the Social Security Act which provides for a total of \$2 billion over fiscal years 2022 and 2023 for payment to eligible Tribal governments; and

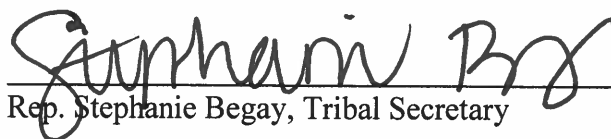
WHEREAS, the Legislature applied for and has been awarded the Local Assistance and Tribal Consistency Fund with the U.S. Department of Treasury; and

WHEREAS, the Legislature wishes to establish a restricted account for the Local Assistance and Tribal Consistency Fund;

NOW THEREFORE BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority, hereby establishes the Local Assistance and Tribal Consistency Fund Restricted Account, authorizes the Department of Treasury to open a Morgan Stanley Account in which to transfer the Local Assistance and Tribal Consistency Funds to and to transfer the Local Assistance and Tribal Consistency Funds to said account immediately.

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 **12** constituting a quorum were present at a meeting duly called and convened and held on the **8th day of November, 2022**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **12 members, 0 opposed, and 0 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.


Rep. Stephanie Begay, Tribal Secretary

11.08.22
Date