

Oneida Tribe of Indians of Wisconsin

Post Office Box 365

Phone: (414) 869-2214

Oneida, WI 54155



UGWA DEMOLUM YATEHE
Because of the help of
this Oneida Chief in
cementing a friendship
between the six nations
and the colony of
Pennsylvania, a new
nation, the United States
was made possible.

Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.

RESOLUTION # 01-04-95-A

WHEREAS, the Oneida Tribe of Indians of Wisconsin is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States, and

WHEREAS, the Oneida General Tribal Council is the governing body of the oneida Tribe of Indians of Wisconsin, and

WHEREAS, the Oneida Business Committee has been delegated the authority of Article IV, Section 1 of the Oneida Tribal Constitution by the Oneida General Tribal Council, and

WHEREAS, the Oneida Tribe wishes to establish a Burial Endowment Fund Policy, the purpose of which is to provide financial assistance toward the funeral costs of the deceased tribal members, and

NOW THEREFORE BE IT RESOLVED that the Oneida Business Committee adopts the Burial Endowment Fund Policy presented by the Tribal Treasurer attached hereto, and

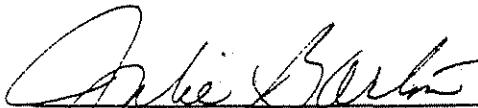
NOW THERE BE IT FINALLY RESOLVED that this resolution and policy will be effective retroactively to October 1, 1993.

NOW THEREFORE BE IT FINALLY RESOLVED, that Tribal members submitting requests for retroactive payments be allowed to receive the check for those verifiable funeral expenses. Retroactive requests shall be made on or before July 31, 1995 and the Tribal Enrollment Office is responsible for notifying Tribal members of this policy and fund in an appropriate manner.

TR-0010 BURIAL ENDOWMENT FUND
POLICY

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum. 7 members were present at a meeting duly called, noticed and held on the 4th day of January, 1995; that the foregoing resolution was duly adopted at such meeting by a vote of 6 members for; 0 members against; and 0 members not voting; and that said resolution has not been rescinded or amended in any way.



Julie Barton, Tribal Secretary
Oneida Business Committee

Statement of Effect
Resolution Adopting the Burial Fund Endowment Policy

Summary

This resolution adopts the Burial Endowment Fund Policy. This policy gives to Tribal members up to \$5000 to cover the cost of burial expenses.

Analysis

This policy allows Tribal members to offset the costs of the burial expenses by allowing up to \$5000 to be paid through this fund. The fund is made retroactive to October 1, 1993, when the first budget monies were made available.

Burial Expenses. The Tribal member must apply with the Tribal Enrollments Office by submitting a Death Certificate and an Invoice from the Funeral Home. Once Enrollments has verified the expenses, a check, not to exceed \$5000, is forwarded to the Funeral Home. This is available to any Tribal member, and for any child under the age of five who was eligible for enrollment, regardless of whether that child was enrolled. Unstated, but as a natural course of the policy, is the need for verification of enrollment of the deceased, and in the case of an unenrolled child five or under, the ability to be enrolled.

This simple procedure has no legal implications, nor is it found to have any illegal implications. However, the estate of the Tribal member or the survivor, will be responsible for including the payment in the taxable income of the estate or the survivor. Questions regarding the taxation status of this payment should be directed to the Tax preparer.

Conclusion

There are no legal bars to implementation of this fund and the policy. It may need to be clarified regarding the retroactive portion. It is my suggestion that the following 'resolved' be placed in the adopting Resolution to clarify the payment of retroactive funds.

"NOW THEREFORE BE IT FURTHER RESOLVED: that Tribal members submitting requests for retroactive payments be allowed to receive the check for those verifiable funeral expenses. Retroactive requests shall be made on or before July 31, 1995 and the Tribal Enrollment Office is responsible for notifying Tribal members of this policy and fund in an appropriate manner.

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BURIAL ENDOWMENT FUND POLICY

ARTICLE I. Purpose and Policy

1-1. **Purpose.** It is the purpose of this Burial Endowment Fund Policy to provide financial assistance towards the funeral costs of the deceased Tribal Member.

1-2. **Policy.** The Oneida Tribe is committed to providing services to the membership from birth to death. As a part of this commitment, we wish to assure a dignified approach to the Tribal Members final needs.

1-3. This policy will be reviewed annually by the Treasurer. Any amendments are to be approved by the Oneida Business Committee and posted for thirty (30) days prior to implementation.

1-4. This fund is established to provide an individual allotment, not to exceed \$5,000 per enrolled Tribal Member to defray the cost of funeral expenses.

Article II. Qualifications

2-1. To be eligible for assistance the deceased must be an enrolled member of the Oneida Tribe of Indians of Wisconsin, unless qualified for an exception as defined under Section 2-2.

2-2. Assistance will be provided for a child under five (5) years of age who would have been eligible for enrollment.

Article III. Procedures

3-1. The Oneida Enrollment Office is designated as the department to process all requests for assistance from the Burial Endowment Fund.

3-2. A Death Certificate and detailed invoice from the Funeral Home and/or Monument Company must be provided to the Enrollment Office.

3-3. Upon verification of documents, the Enrollment Office will be responsible for processing the appropriate paperwork for payment to be made to the Funeral Home and/or Monument Company.

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Burial Endowment Fund Policy Page 2

The Funeral Home and/or Monument Company Invoice are the only expense considered for payment out of this fund.

3-4. Any unexpended monies remaining after payment has been made to the Funeral Home and/or Monument Company will be returned to the Burial Endowment Fund.

APPROVED BY BC 

1-4-95