

Oneida Tribe of Indians of Wisconsin

Post Office Box 365

Phone: 869-1260

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 na-
tion, the United States, was
made possible.

RESOLUTION # 8-7-87-B

- 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, Article VI of the Oneida Constitution requires that all Oneida tribal members shall have their individual rights protected, and
- WHEREAS, the Indian Civil Rights Act of 1968, 25 USC Section 1301-1303 requires that all Indian tribes exercising powers of self-government shall insure that individual rights are protected and that people have a right "to petition for a redress of grievances", and
- WHEREAS, Amendment VII of the Oneida Constitution provides for the appointment of "committees, delegates and officials deemed necessary for the proper conduct of tribal business or relations", and
- WHEREAS, the adoption of an Oneida Civil Rights and Appeals Commission, within an Oneida Tribal Judicial System, would fulfill the needs of the Oneida tribal government for the "separation of powers between the legislative, executive and judicial responsibilities in order to comply with the Indian Civil Rights Act of 1968 and more importantly, the Oneida Tribal Constitution, especially Amendment VIII, Article VI, "Bill of Rights", and
- WHEREAS, the adoption of such a tribal judicial system would result in the following:
1. That the legislative body of the Oneida Tribe, the Oneida Business Committee, would be free to

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

perform legislative duties rather than judicial duties, and

2. That judicial decisions would be made by an appointive body rather than by an elected body which would reduce the politicization of decisions, and
3. That the adoption of a system of commissions and boards would be consistent with the historical decision making forums of the Oneida Tribe which was composed of diverse entities, and

That a system of committees and boards would reduce a potential for unfair treatment to individuals, and

5. That the development of a consistent decision making body to hear appeals would improve the Oneida Tribe's ability to enforce its ordinances and protect its land, people and property independently and conscientiously through the implementation of a "separation of powers" system

WHEREAS, the means for implementing such a judicial institution is by the adoption of ordinances.

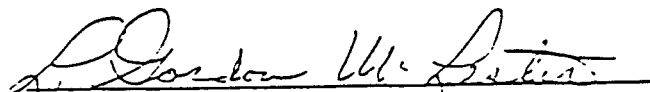
NOW THEREFORE BE IT RESOLVED that the Oneida Business Committee, on behalf of the Oneida General Tribal Council, does hereby adopt the attached Oneida Judicial System Ordinance and the Civil Rights and Protection Ordinance, and

BE IT FURTHER RESOLVED that in order to implement the above two ordinances, the following documents are also adopted:

1. Oneida Tribal Civil Procedure Code
2. The Oneida Civil Rights and Appeals Commission
3. The Oneida Tribal Code of Ethics for Business, Elected and Legislatively Appointed Committees

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is comprised of 9 members, of whom 3 members, constituting a quorum, were present at a meeting duly called, noticed and held on the 7 day of Aug, 1987; that the foregoing resolution was duly adopted at such meeting by a vote of 7 members for, and 0 members against, and 0 members not voting.


L. Gordon McLester, Secretary
Oneida Tribe of Indians of WI