

# Oneida Nation

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Oneida, WI 54155

## **BC Resolution # 09-25-19-B Updated Statement of Effect Requirement for Resolutions**

- WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; 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 Business Committee adopted resolution BC-08-16-95-A to set forth the requirement that all resolutions proposed for adoption by the Oneida Business Committee or the Oneida General Tribal Council be accompanied by a statement of effect processed through the Legislative Operating Committee; and
- WHEREAS,** resolution BC-08-16-95-A provided that resolutions for grant applications, Indian Health Service resolutions, or resolutions for the purchase of land or placement of land into trust status would be exempt from the requirement of a statement of effect; and
- WHEREAS,** the Oneida Business Committee determined resolution BC-08-16-95-A needed to be amended to update the list of exemptions to reflect present circumstances and include the role of the Legislative Reference Office in the process; and
- WHEREAS,** the Oneida Business Committee adopted resolution BC-06-01-05-C to amend resolution BC-08-16-95-A and provide that the nominations of individuals to serve on a particular entity and resolutions in support of a cause or individual would also be exempt from the statement of effect requirement; and
- WHEREAS,** resolution BC-06-01-05-C also provided that the Legislative Reference Office, and not the Legislative Operating Committee, would process the statement of effect for all resolutions proposed for adoption by the Oneida Business Committee or General Tribal Council that did not meet an exemption for a statement of effect; and
- WHEREAS,** a statement of effect explains the impact adopting a resolution would have on the laws and policies of the Nation; and
- WHEREAS,** it is necessary to update the list of exemptions to the statement of effect requirement to reflect present circumstances; and

**NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee hereby amends resolution BC-06-01-05-C to provide that all resolutions proposed for adoption by the Oneida Business Committee or the Oneida General Tribal Council shall be accompanied by a statement of effect developed by the

Legislative Reference Office, unless the resolution meets one of the following exemptions to the requirement for a statement of effect:

- Resolutions for grant applications;
- Self-governance contract or compact resolutions;
- Resolutions for the purchase of land or placement of land into trust status;
- Nominations of individuals to serve on a particular entity;
- Resolutions in support of a cause or individual;
- Resolutions regarding the pardoning or forgiveness of any member of the Nation; and
- Resolutions which approve a contract or agreement accompanied by a legal review.

**BE IT FINALLY RESOLVED**, that the Oneida Business Committee may direct that a statement of effect be drafted notwithstanding the exemptions stated in the previous resolve.

#### **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; 9 members were present at a meeting duly called, noticed and held on the 25<sup>th</sup> day of September, 2019; that the forgoing resolution was duly adopted at such meeting by a vote of 8 members for, 0 members against, and 0 members not voting\*; and that said resolution has not been rescinded or amended in any way.

  
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Lisa Summers, Secretary  
Oneida Business Committee

\*According to the By-Laws, Article I, Section 1, the Chair votes "only in the case of a tie."