

Oneida Nation

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Oneida, WI 54155

BC Resolution # 01-11-17-C Oneida Nation Seal and Flag Law

- 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 Nation Seal and Flag Law (the "Law") recognizes the authority of the Oneida Nation to exercise the fundamental right of sovereignty and self-determination by setting forth the official governmental Seal and Flag for the Oneida Nation, its use and who shall be responsible for safekeeping and authorizing its use; and
- WHEREAS,** the Oneida Nation Seal is a unique symbol reserved for official government use which signifies the Nation's culture and sovereignty; and
- WHEREAS,** the Law sets forth which official government documents can use the seal, and provides the Oneida Nation brand logo for use on all other documents by all other Nation entities not authorized to use the seal; and
- WHEREAS,** the Law delegates rulemaking authority to the Oneida Nation Secretary to create rules that govern the placement, maintenance and authorized use of the seal; and
- WHEREAS,** the Oneida flag shall represent the jurisdiction and sovereignty of the Oneida Nation when flown; and
- WHEREAS,** the Law provides that all Oneida-owned buildings within the Reservation that currently possess flagpoles, stationary flagstaves or other means to display a flag and those entities and Oneida-owned buildings that later establish the means to display a flag shall adhere to this law; and
- WHEREAS,** the Law provides details on how to properly display the flag, including details regarding location, time and occasions for display, conduct during hoisting, lowering or passing of the Oneida flag, position of the flag, manner of display, display of respect, and display off the Reservation; and
- WHEREAS,** the Law provides that no disrespect shall be shown to the Oneida flag, the United States flag, or the flags of any other country, Indian Tribe, state or locality, and then provides further standards on how to respect the flag ; and
- WHEREAS,** the Law states that employees found violating this law may be subject to discipline in accordance with the Nation's laws, rules and policies governing employment; and

WHEREAS, a first public meeting on the proposed law was held on October 1, 2015, in accordance with the Legislative Procedures Act, and comments received were reviewed and accepted by the Legislative Operating Committee on November 4, 2015; and

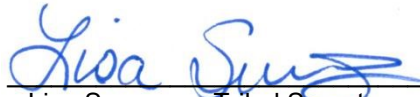
WHEREAS, a second public meeting on the proposed law was held on December 1, 2016, in accordance with the Legislative Procedures Act, and no written or oral comments were received by the Legislative Operating Committee during the public comment period ending on December 8, 2016; and

NOW THEREFORE BE IT RESOLVED, that the Oneida Nation Secretary shall create rules in accordance with these amendments and shall have the final rule(s) prepared within 60 calendar days.

NOW THEREFORE BE IT FURTHER RESOLVED, that the attached proposed Oneida Nation Seal and Flag Law is hereby adopted and shall become effective in 60 calendar days.

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; 8 members were present at a meeting duly called, noticed and held on the 11th day of January, 2017; that the forgoing resolution was duly adopted at such meeting by a vote of 6 members for, 0 members against, and 1 member not voting; and that said resolution has not been rescinded or amended in any way.



Lisa Summers, Tribal Secretary
Oneida Business Committee

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