

Oneida Tribe of Indians of Wisconsin



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



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.

BC Resolution 03-23-11-D

Extension of Emergency Amendments to the Oneida Pardon Ordinance to Change the Composition of the Pardon Screening Committee

- 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 of America; 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 of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- WHEREAS,** the Oneida Business Committee approved the current Oneida Pardon Ordinance by Resolution BC-7-31-02-A, which created a Pardon Screening Committee consisting of three delegates from the Oneida Police Department, one delegate from Social Services and one delegate from the Oneida Business Committee; and
- WHEREAS,** it has become difficult to conduct pardon hearings because the workload of the Pardon Committee has increased over time, making it difficult for those members who are delegates of the Oneida Police Department to attend hearings without disrupting their demanding police work schedules; and
- WHEREAS,** a change in membership will allow the Pardon Committee to continue functioning until a revised Pardon Ordinance can be adopted on a permanent basis; and
- WHEREAS,** the Administrative Procedures Act (APA) authorizes the Oneida Business Committee to enact legislation on an emergency basis, to be in effect for a period of six (6) months, renewable for an additional six (6) months; and
- WHEREAS,** Resolution BC-09-29-10-A, Temporary Membership Change of the Pardon Screening Committee, amended the Oneida Pardon Ordinance on an emergency basis for six (6) months; and
- WHEREAS,** a public hearing on permanent amendments to the Oneida Pardon Ordinance was held on February 24, 2011; and

WHEREAS, extension of the emergency amendments to the Oneida Pardon Ordinance addressing the composition of the Pardon Screening Committee is necessary for the preservation of the public health, safety, or general welfare of the reservation population, and observance of the regular APA adoption requirements for passage of laws would be contrary to public interest.

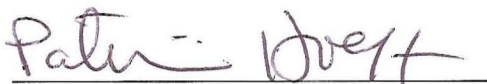
NOW THEREFORE BE IT RESOLVED, that the following emergency amendments to the Oneida Pardon Ordinance are hereby extended for an additional six (6) months upon expiration of Resolution BC-09-29-10-A:

5.4-4. *Membership.* The Pardon Screening Committee shall be composed of Tribal members approved by the Oneida Business Committee as soon as is practicable after the commencement of a new term of the Oneida Business Committee. Member terms on the Pardon Screening Committee shall run concurrently with the term of office of the Oneida Business Committee. The membership shall be as follows:

- (a) ~~three~~one delegates from the Oneida Police Department;
- (b) one delegate from Social Services; and
- (c) ~~one~~three delegates from the Oneida Business Committee

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. 6 members were present at a meeting duly called, noticed and held on the 23rd day of March 2011; that the foregoing resolution was duly adopted at such meeting by a vote of 5 members for; 0 members against; and 0 members not voting; and that said resolution has not been rescinded or amended in any way.



Patricia Hoeft, Tribal Secretary
Oneida Business Committee

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