

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 05-09-12-B Adoption of Per Capita Law Amendments

- 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,** proposed amendments to the Per Capita Ordinance would address situations where an individual submits fraudulent proof of a diploma to claim trust account funds; prohibit individuals who are enrolled in more than one Tribe from claiming per capita; authorize the attachment of per capita payments to satisfy federal tax levies; and authorize the Trust Committee to establish additional payment dates, as needed, and
- WHEREAS,** proposed amendments to the Per Capita Ordinance would also clarify how unclaimed payments and un-cashed payments may be claimed and how they are distributed; outline how a Tribal member may refuse a per capita payment or trust account payment and direct where those funds are deposited; and prohibit a per capita payment to a Tribal member whose date of death occurs before the payment is distributed, and
- WHEREAS,** additional amendments would create a separate process for those individuals whose per capita payments will be attached to pay child support arrears: including equally dividing the per capita payment based on the number of court orders for child support, as opposed to the number of children support is ordered for; requiring the attachments be submitted to the Oneida Nation Child Support Agency; only requiring a one-time notice to a Tribal member that his or her per capita payment will be attached for child support arrears until they are satisfied; and create a separate deadline for voluntary federal income tax withholding for those individuals whose per capita will be attached to pay child support arrears, and
- WHEREAS,** other members would allow Tribal members to defer payment of their trust account funds; clarify that Tribal members are ineligible to claim prior or future per capita payments as of the date they relinquish their membership; and clarify that trust account funds for legally incompetent adults will be distributed to their guardians upon the legally incompetent adults relinquishment, and
- WHEREAS,** public hearings were held on November 10, 2011 and March 22 2012, in accordance with the Administrative Procedures Act, and

NOW THEREFORE BE IT RESOLVED, that the attached amendments to the Per Capita Ordinance are hereby adopted.

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; 5 members were present at a meeting duly called, noticed and held on the 9th day of May, 2012; that the forgoing resolution was duly adopted at such meeting by a vote of 3 members for; 0 members against; and 1 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 I, the Chair votes "only in the case of a tie."