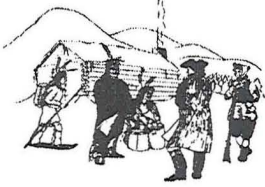


# Oneida Tribe of Indians of Wisconsin



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 05-25-11-A *Pardon and Forgiveness Law Adoption*

- 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 adopted the Oneida Pardon Ordinance in 2002 and it has not been permanently amended since that time; and
- WHEREAS,** the Oneida Pardon Ordinance creates a Pardon Committee which requires Tribal employees and an Oneida Business Committee member serve on the Pardon Committee; and
- WHEREAS,** the composition of the Pardon Committee is no longer as efficient as it once was as pardon hearings have to be canceled because it is difficult to obtain the required number of employees to attend the hearings; and
- WHEREAS,** individuals who have committed non-criminal acts are currently unable to obtain Tribal employment; Tribally issued occupational licenses, certifications or permits; housing through the Tribe; and other Tribal benefits; and
- WHEREAS,** a temporary change in the Pardon Committee membership was made on an emergency basis by the Oneida Business Committee, effective through September 29, 2011; and
- WHEREAS,** a permanent change in the membership of the Pardon Committee and changing the Pardon Committee to a Pardon *and Forgiveness* Committee will allow the Pardon Committee to consistently process more pardon applications and allow the Tribe to grant forgiveness to Tribal members and non-members who have committed who have not been convicted of a crime; and

Tribe to grant forgiveness to Tribal members and non-members who have committed who have not been convicted of a crime; and

**WHEREAS,** continuing to grant pardons to Tribal members and allowing Tribal members and non-Tribal members to obtain forgiveness for non-criminal actions will give these individuals an opportunity to obtain employment, licensure, housing and other benefits from the Tribe they may currently be ineligible for based on a prior conviction or act; and

**WHEREAS,** a public hearing on the Pardon and Forgiveness law was held on February 24, 2011, in accordance with the Administrative Procedures Act.

**NOW THEREFORE BE IT RESOLVED,** that the attached Pardon and Forgiveness law, which repeals the current Oneida Pardon Ordinance, is hereby adopted and shall become effective September 30, 2011.

**NOW THEREFORE BE IT FURTHER RESOLVED,** that pardons granted before the effective date of the Pardon and Forgiveness law shall not be affected by this Resolution.

**NOW THEREFORE BE IT FINALLY RESOLVED,** that each Tribal entity that uses criteria to determine an individual's eligibility for Tribal employment; Tribally issued occupational licenses, certifications or permits; Tribal housing; or Tribal benefits; shall, before the effective date of this law, update any applicable policies and procedures and present them for approval to their respective Executive Manager or the Oneida Business Committee, if they are not under an Executive Manager, to ensure the policies and procedures are consistent with the Pardon and Forgiveness law. "Tribal entity" includes, but is not limited to a Tribal division, department, board, committee or commission.

#### **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 25<sup>th</sup> day of May, 2011; that the foregoing resolution was duly adopted at such meeting by a vote of 5 members for; 0 members against; and 1 member not voting; and that said resolution has not been rescinded or amended in any way.



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Patricia Hoeft, Tribal Secretary  
Oneida Business Committee