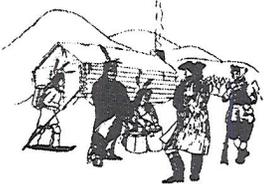


# Oneida Tribe of Indians of Wisconsin



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 06-08-11-D

### *Per Capita Ordinance Emergency 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,** the Per Capita Ordinance does not address what happens when 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; or authorize the Trust Committee to establish additional payment dates, as needed; and
- WHEREAS,** proposed amendments would address these situations and would clarify how prior 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,** 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,** the emergency adoption of amendments to the Per Capita Ordinance before the next scheduled per capita payment is necessary for the preservation of the public health, safety, or general welfare of the reservation population, and that observance of the regular APA adoption requirements for passage of laws would be contrary to public interest.

**NOW THEREFORE BE IT RESOLVED,** that the attached amendments to the Per Capita Ordinance are hereby adopted on an emergency basis:

### 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 8<sup>th</sup> day of May, 2011; that the foregoing resolution was duly adopted at such meeting by a vote of 7 members for; 0 members against; and 0 members not voting; and that said resolution has not been rescinded or amended in any way.

A handwritten signature in black ink that reads "Patricia Hoeft".

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."