

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 06 / 24 / 15

2. General Information:

Session: Open Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Accept the LOC quarterly report.

3. Supporting Materials

Report Resolution Contract

Other:

1.

3.

2.

4.

Business Committee signature required

4. Budget Information

Budgeted - Tribal Contribution

Budgeted - Grant Funded

Unbudgeted

5. Submission

Authorized Sponsor / Liaison:

Primary Requestor:

Your Name, Title / Dept. or Tribal Member

Additional Requestor:

Name, Title / Dept.

Additional Requestor:

Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

Per the quarterly reporting schedule developed by the Tribal Secretary's Office, the LOC is submitting a quarterly report to the OBC.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

Oneida Tribe of Indians of Wisconsin

Legislative Reference Office

P.O. Box 365

Oneida, WI 54155

(920) 869-4376

(800) 236-2214

<http://oneida-nsn.gov/LOC>



Committee Members

Brandon Stevens, Chairperson

Tehassi Hill, Vice Chairperson

Fawn Billie, Councilmember

David P. Jordan, Councilmember

Jennifer Webster, Councilmember

Quarterly Report Legislative Operating Committee January-March 2015

1. Purpose and Mission

The purpose and mission of the Legislative Operating Committee (LOC) is to enhance the policymaking capability of the Oneida Business Committee (OBC) and the General Tribal Council (GTC) by drafting laws and policies and reviewing past and current laws, policies and regulations of the Oneida Tribe.

A legislative analysis is completed for proposed laws, policies, regulations, bylaws and amendments. Public meetings are facilitated by the LOC in accordance with the Legislative Procedures Act (LPA). A Resolution and Statement of Effect are prepared for all legislation that is presented for final adoption which is submitted to the OBC and/or GTC for approval.

2. Members

The LOC is comprised of the five council members of the OBC: Brandon Stevens (Chair), Tehassi Hill (Vice-Chair), Jennifer Webster, Fawn Billie, and David P. Jordan.

3. Contact Information

The LOC office is located on the second floor in the Norbert Hill Center. For more information, please contact the Legislative Reference Office (LRO) at (920) 869-4376 or e-mail LOC@oneidanation.org.

4. Meetings

The LOC meets on the first and third Wednesday of every month. The LOC meetings are held in the Norbert Hill Center-2nd Floor, Business Committee Conference Room and begin at 9:00 a.m.

5. Prioritization

The LOC continuously reviews the proposals on our Active Files List (AFL). Priorities will be identified based on GTC Directive, OBC Directive and by LOC agreement/consensus.

6. Summary

During this reporting period (January, February, and March 2015), the LOC added six legislative items to the Active Files List and completed three legislative items, bringing the total number of legislative items on the Active Files List to 41. The LOC also completed processing legislative analyses for three GTC petitions, and held four public meetings.

Items Added to the Active Files List

Of the six legislative items added to the Active Files List during this reporting period, two are proposals for new Tribal laws, two are proposals to amend existing Tribal laws, and two are proposals to process amendments to the bylaws for a Tribal board, committee or commission.

Proposals for new Tribal laws:

- **Violence Against Women Act (VAWA).** This is a proposal to look at how the Tribe can exercise jurisdiction over non-Indians in domestic abuse cases on the Reservation being that the State of Wisconsin is a PL 280 state. (Added to the AFL on 3/18/15)
- **Industrial Hemp Law.** The 2013 Farm Bill authorizes institutions of higher education or State departments of agriculture, in states where it is legal to grow hemp, to grow hemp for research or agriculture pilot programs. Because the State of Wisconsin does not have hemp legislation, this new Law is being proposed that would govern how industrial hemp will be grown on the Reservation, pending the appropriate federal permits are obtained. (Added to the AFL on 3/18/15)

Proposals to amend existing Tribal laws:

- **Hunting, Fishing, Trapping Law amendments.** Amendments were requested to update and streamline the Law and to separate policy making and management decisions from the Law, in order to avoid yearly/bi-yearly updates. (Added to the AFL on 1/21/15)
- **Real Property Law Amendments.** Amendments to the leasing section of the Real Property Law are being proposed in order to be consistent with the proposed Leasing Law. (Added to the AFL on 3/4/15)

Proposals to process amendments to bylaws:

- **Personnel Commission Bylaws Amendments** – The Personnel Commission has requested amendments to its bylaws in order to outline more specifically the qualifications for appointed commissioners. (Added to the AFL on 3/18/15)
- **Election Board Bylaws Amendments** - The Election Board has requested amendments be made to their Bylaws per the current Election Law and previous GTC action. (Added to the AFL on 3/18/15)

Completed Items

Completed Legislative Items. The following legislative items were completed during this reporting period and removed from the Active Files List:

- **Administrative Procedures Act Emergency Amendments.** Emergency amendments to the Judiciary Law were requested because the APA was set to be repealed as of March 1, 2015; however if it is repealed at that time, it would leave various Tribal hearing bodies without any rules to govern hearings. On February 25, 2015, the OBC adopted those emergency amendments.
- **Rules of Appellate Procedure Amendments.** On March 25, 2015, the OBC adopted amendments to the Judiciary's Rules of Appellate Procedure.
- **Oneida Appeals Commission References Removal.** On February 25, 2015, the OBC adopted amendments to several Tribal laws to remove references to the Oneida Appeals Commission pursuant to GTC Resolution # 07-01-13-A:
 - ✓ Attorney Contract Policy
 - ✓ Condominium Ordinance
 - ✓ Emergency Management and Homeland Security
 - ✓ Employee Protection Policy
 - ✓ Local Land Use Regulation Reimbursement Policy
 - ✓ Notary Act

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|----------------------------|-----------------------------------|
| ✓ Oneida Election Law | ✓ Real Property Law |
| ✓ Oneida Food Service Code | ✓ Social Media Policy |
| ✓ Oneida Nation Law | ✓ Tattooing and Body Piercing Law |
| Enforcement Ordinance | ✓ Tribal Environmental Response |
| ✓ Oneida Vendor Licensing | |

Completed Administrative Items. The following items were completed during the quarter:

- **Petition: Budget Cuts, Swimming Lessons, GTC Directives & Home Repairs for Elders.** This is a petition submitted by Madelyn Genskow, seeking GTC action on four separate items. The OBC accepted the legislative analysis for this item on February 11, 2015.
- **Petition: Judiciary Support System.** This is a petition submitted by Gina D. Powless seeking to have the Tribe “Create a support system of paralegals, advocates, and attorneys to assist and advocate for Oneida Enrolled Tribal members that are engaged in any case with the Oneida Judiciary.” The OBC accepted the legislative analysis for this item on February 11, 2015.
- **Petition: Raise Employee Salaries 99 Cents.** This is a petition submitted by Yvonne Metivier that seeks to have GTC direct OBC raise employee salaries by 99 cents hourly, for all employees earning less than \$65,000 annually; with no layoffs. The OBC accepted the legislative analysis for this item on February 11, 2015.

Public Meetings

The LOC held four Public Meetings this quarter – on February 5, 2015, Public Meetings were held for the proposed Furlough Policy and for the Rules of Appellate Procedure amendments. On February 19, 2015, public meetings were held for the proposed amendments to the Motor Vehicle Registration Ordinance and for the proposed Vehicle Driver Fleet Management law, which would update and combine the current Vehicle Driver Certification and Fleet Management policies.

Person responsible for this report and contact information: Brandon Stevens, Legislative Operating Committee Chair. Phone: (920) 869-4378.