

# Oneida Nation

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Oneida, WI 54155

## **BC Resolution # 02-12-20-A Citations Law**

- WHEREAS,** the Oneida Nation 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 Nation; and
- WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- WHEREAS,** the purpose of the Citations law (“the Law”) is to provide a process that governs all citations that fall under the jurisdiction of the Oneida Nation; and
- WHEREAS,** the Law provides how a citation action commences and who has the authority to issue a citation; and
- WHEREAS,** the Law describes what information is required to be included on a citation; and
- WHEREAS,** the Law sets forth requirements for how a citation shall be served on an individual and subsequently filed with the court; and
- WHEREAS,** the Law provides a process for an individual to enter into a stipulation agreement with an authorized attorney of the Nation to settle a citation; and
- WHEREAS,** the Law provides a process for how an individual can contest his or her citation in court; and
- WHEREAS,** the Law sets forth the various timelines and procedures for citation hearings; and
- WHEREAS,** the Law clarifies that this Law shall not apply to any law of the Nation which delegates hearing authority to a hearing body other than the Oneida Judiciary; and
- WHEREAS,** in accordance with the Legislative Procedures Act a legislative analysis and fiscal impact statement were developed for this Law; and
- WHEREAS,** a public meeting on the Law was held on November 22, 2019, in accordance with the Legislative Procedures Act, and the public comment period was held open until December 3, 2019; and
- WHEREAS,** the Legislative Operating Committee accepted, reviewed, and considered the public comments received on December 18, 2019; and

**NOW THEREFORE BE IT RESOLVED**, that the Citations law is hereby adopted and shall become effective on February 26, 2020.

**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; 7 members were present at a meeting duly called, noticed and held on the 12<sup>th</sup> day of January, 2020; that the forgoing resolution was duly adopted at such meeting by a vote of 5 members for, 0 members against, and 1 members not voting\*; and that said resolution has not been rescinded or amended in any way.

  
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Lisa Summers, Secretary  
Oneida Business Committee

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