

Oneida Tribe of Indians of Wisconsin

BUSINESS COMMITTEE



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.

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BC RESOLUTION # 2-23-05-F

Emergency Adoption of Amendments to the Oneida Burial Ordinance

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 General Tribal Council; and

WHEREAS, the Oneida Burial Ordinance was adopted by passage of BC resolutions 9-2-88-A and 5-19-89-E to govern the burial of the Oneida Indians on the Oneida Indian Reservation; and

WHEREAS, under the Ordinance, the Oneida Tribal Cemetery Board is authorized to provide for improving, safeguarding and beautifying the cemetery as the final resting places for Oneida Indians by adopting such rules and regulations as necessary, which shall be approved by the Oneida Business Committee; and

WHEREAS, the Oneida Tribal Cemetery Board has submitted amendments to the Ordinance and recommends that the amendments be adopted on an emergency basis; and

WHEREAS, the Administrative Procedure Act authorizes the Oneida Business Committee to enact legislation on an emergency basis, to be in effect for a period of six months, renewable for an additional six months; and

WHEREAS, the Oneida Business Committee finds that being able to accommodate Tribal members under the amendments to the Oneida Burial Ordinance constitutes an emergency situation which requires the immediate passage of the amendments to the Oneida Burial Ordinance; and

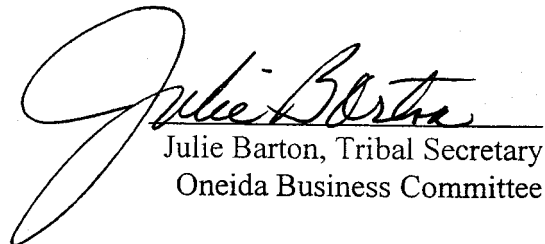
WHEREAS, emergency adoption of amendments to the Oneida Burial Ordinance is necessary for the preservation of the public health, safety, or general welfare of the reservation population, and that observance of the regular APA adoption requirements for passage of laws would be contrary to public interest.

NOW THEREFORE BE IT RESOLVED, that the attached amendments to the Oneida Burial Ordinance are hereby adopted on an emergency basis.

BE IT FINALLY RESOLVED, that the amendments to the Oneida Burial Ordinance shall be effective immediately and remain in effect for six (6) months unless extended by the Oneida Business Committee for an additional six (6) months.

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. 9 members were present at a meeting duly called, noticed and held on the 23rd day of February, 2005; that the foregoing resolution was duly adopted at such meeting by a vote of 8 members for; 0 members against; and 0 members not voting; and that said resolution has not been rescinded or amended in any way.


Julie Barton, Tribal Secretary
Oneida Business Committee

Chapter 75
Oneida Burial Ordinance
Tsi> Lotiya>tata Olihwa=ke
the matters concerning when they bury the body

75.1-1 Oneida Tribal Cemetery
75.2-1 Non-Oneidas
75.3-1 Oneida Tribal Cemetery Board

75.4-1 Cemetery Maintenance
75.5-1 Amendments

This ordinance shall govern the burial of the Oneida Indians on the Oneida Indian Reservation.

Policy. It is the policy of the Oneida Tribe that all Oneida members regardless of place or residence or place of death may be buried in the Oneida Tribal Cemetery or Traditional Cemetery.

75.1-1. Oneida Tribal Cemetery. The Oneida Land Committee shall designate a plot of land of not less than 40 acres: 20 acres to be used for the Oneida Tribal Cemetery; 20 acres to be used for the Traditional Cemetery. This plot shall be located in an area that is compatible with tribal, state and local zoning requirements.

75.2-1. Non-Oneidas. Non-Oneida spouses of the Oneida Tribal members or their children may be buried at the same Cemetery.

(a) Where an Oneida Indian is buried in the Oneida Tribal Cemetery or Traditional Cemetery, such as Indian's non-Oneida spouse or their children may be buried in the same cemetery.

75.3-1. Oneida Tribal Cemetery Board. There shall be created an Oneida Tribal Cemetery Board whose members shall be appointed by the Oneida Business Committee whose members shall be appointed by the Oneida Business Committee as other boards are pointed and for such terms and regulations as the Business Committee deem appropriate.

(a) There shall be six(6) members who shall make up the Oneida Tribal Cemetery Board. Three(3) members shall represent the Traditional People, and three(3) shall be chosen at large to represent the Oneida Community.

(b) Duties and Responsibilities.

(1) The Oneida Tribal Cemetery shall meet whenever a burial is requested by the kin or other interested party for a deceased Oneida Indian or other person permitted to be buried pursuant to this Ordinance.

(2) The Board or its delegate shall be responsible to maintain vital statistics of the deceased and to report such information as may be required by the Oneida Tribe.

(3) The Board or its delegate shall control the cemetery and beautify the same, and may establish regulations respecting it.

(c) Plotting.

(1) The Board shall cause to be surveyed and plotted by a land surveyor such portions of the lands, as may from time to time be required for burial, into lots, drives and walks. Said recorded map shall be kept and maintained in the Oneida Land Office. No such plot or map shall be recorded unless laid out and plotted to the satisfaction of the Oneida Tribal Cemetery Board.

(d) Conveyance.

(1) After the map is so recorded, the Oneida Tribal Cemetery Board may sell and convey plotted lots, expressly restricting the use to burials and upon such other terms, conditions and restrictions as the Oneida Tribal Cemetery Board directs.

(e) Use of Proceeds.

(1) The proceeds of sales shall be used for the care and improvement of the cemetery and avenues leading thereto, and operating expenses.

75.4-1. Cemetery Maintenance. The Board is hereby authorized to provide for improving, safeguarding and beautifying the cemetery as the final resting places for Oneida Indians by adopting such rules and regulations as necessary, which shall be approved by the Oneida Business Committee.

75.5-1. Amendments. This ordinance may be amended or revoked by the Oneida Business Committee or General Tribal Council upon the recommendation of the Oneida Tribal Cemetery Board.

Adopted - BC-9-2-88-A

Adopted - BC-5-19-89-E