

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 03-26-14-D

Adoption of Emergency Amendments to the Judiciary Law/Transition Plan

- 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, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council, and
- WHEREAS,** on January 7, 2013 the General Tribal Council passed GTC Resolution 01-07-13-B adopting the Judiciary Law which created a new Judiciary and directed that a Family Court be immediately created, and
- WHEREAS,** in accordance with Resolve #3 of resolution #GTC-01-07-13-B, the Oneida Business Committee determines that four (4) judges for the Trial are Court are unnecessary at this time and that three judges can adequately manage the estimated case load, thereby making the election of all four (4) judges fiscally irresponsible, and
- WHEREAS,** the Oneida Business Committee, have received the six (6) month status report from the Family court regarding an escalating case load regarding child support matters, and
- WHEREAS,** the Oneida Business Committee believes that delaying the posting for election of the number of Trial Court Judges by one and adding an additional Family Court Judge would better serve the Judiciary and Tribal membership in the future, and
- WHEREAS,** resolution # GTC 01-07-13-B at the last Resolve gave the authority to the Oneida Business Committee to make modifications and additions to the transition plan as it deemed necessary to implement the Judiciary, and
- WHEREAS,** the Oneida Business Committee believes that amending the Judiciary transition plan to delay the posting of one (1) Judge at the Trial Court rises to the level of an emergency because elections are scheduled in July and notice of the caucus scheduled in early April, and
- WHEREAS,** the Oneida Business Committee determined that the General Tribal Council can elect to fill the fourth judicial position at a Special Election in 2015 when this issue is presented to that body for action at the July 2014 semi-annual meeting, and
- WHEREAS,** the Legislative Procedures Act authorizes the Oneida Business Committee to enact legislation on an emergency basis, and
- WHEREAS,** emergency adoption of this amendment is necessary for the preservation of the public health, safety, or general welfare of the reservation population, and observance of the adoption requirements under the Legislative Procedures Act for passage of laws and policies would be contrary to public interest.

NOW THEREFORE BE IT RESOLVED, that the Oneida Business Committee amends, on an emergency basis under the

Legislative Procedures Act, the election of two (2) Trial Court Judges for a three (3) year term and reduces that number to a single position for election in the 2014 General Election.

NOW THEREFORE BE IT FURTHER RESOLVED, that the intent of this action is to make funding available for an additional Family Court Judge to be engaged in FY2015.

NOW THEREFORE BE IT FINALLY RESOLVED, that the Oneida Business Committee shall prepare amendments to be presented to the General Tribal Council which shall allow the Oneida Business Committee to set, by resolution, the number of judicial officers in the Trial and Appellate branches of the Judiciary in order to best meet the case load while best managing limited tribal funds.

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 26th day of March, 2014; that the forgoing resolution was duly adopted at such meeting by a vote of 3 members for, 2 members against, and 0 members not voting; and that said resolution has not been rescinded or amended in any way.



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."