

# 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 07-23-14-C

### Public Use of Tribal Land Law 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, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council, and
- WHEREAS,** the Oneida Business Committee adopted the Public Use of Tribal Land Law (Law) through resolution BC-05-15-14-D, effective sixty days after adoption, and
- WHEREAS,** the Land Access Map, required under the Law, has been adopted by the Environmental Resource Board and designates the Tribe's land as Limited Access, Oneida Community Access, Oneida Tribal Member Access, and Open, and
- WHEREAS,** the land designations prohibit certain individuals from accessing Tribal land if the land is designated as Limited Access, Oneida Community Access, or Oneida Tribal Member Access, and
- WHEREAS,** amendments to the Law would grant access to Tribal land to the following persons, regardless of the land designation: Tribal employees who are performing job duties; individuals required to access Tribal land in order to satisfy their grant or contractual obligations on behalf of the Tribe; emergency personnel providing or attempting to provide services; and persons with Environmental Resource Board approval, and
- WHEREAS,** the amendments would also enable authorized employees to escort individuals who are not otherwise authorized to access a parcel of land designated as Oneida Community Access, and
- WHEREAS,** the Legislative Procedures Act 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,** emergency amendments to the Public Use of Tribal Land Law are 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 following amendments to the Public Use of Tribal Land Law are hereby adopted on an emergency basis for six (6) months, and shall take effect immediately:

38.5-1(b) Oneida Community Access: Lands designated as "Oneida Community Access" shall be open to Tribal members, and their spouses and descendants; members of other federally recognized Indian tribes, bands or communities; authorized employees of the Tribe; and persons who are accompanied at all times by a Tribal member, ~~or the spouse or descendant of a Tribal member, or an authorized employee of the Tribe; or authorized employees of the Tribe.~~

...

38.5-2. Notwithstanding the restrictions of 38.5-1, nothing in this Law shall be construed as preventing the following persons from entering Tribal land, regardless of the land designation:

(a) Employees of the Tribe who are performing their job duties;

(b) Those persons who are performing grant or contractual obligations related to the Tribal land and on behalf of the Tribe;

(c) Emergency personnel who are providing, or attempting to provide, services; and

(d) Those persons who have been granted access to the land by the Environmental Resource Board.

38.5-~~23~~. ...

38.5-~~34~~. ...

38.5-~~45~~. ...

#### 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 23<sup>rd</sup> day of July, 2014; 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.

  
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."