

Last Updated

3/28/17

# ACTIVE FILES LIST 2014-2017



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## ACTIVE FILES LIST: OUTSTANDING ITEMS

### **Administrative Rulemaking Law Amendments**

This is a request to revise the law to clarify timelines and to make additional revisions to update the law.

<b>LOC Sponsor:</b> Brandon Stevens	<b>Submitted by:</b> LRO	<b>Date Submitted:</b> 3/15/17
<b>Contacts:</b>		
<b>Drafter:</b> Clorissa Santiago	<b>Analyst:</b> Maureen Perkins	<b>Priority:</b> High

**3/15/17 LOC:** Motion by Jennifer Webster to place the Administrative Rulemaking Amendments on the Active Files List as a high priority and assign Brandon Stevens as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

### **Audit Law Amendments**

This item was deferred to the LOC by the OBC on May 8, 2013 and carried over into the current term by the LOC. The Audit Committee was requesting establishment of standard requirements for correcting high-risk findings, and that the BC clarify roles and responsibilities related to audit issue interpretations and resolutions, including: identifying the primary authority to determine whether audit issues are pursued or closed, identifying who can enforce the need for management action and establishing a process to achieve results so past audits can be resolved and closed. The Audit Committee presented additional proposed amendments to the OBC on July 23, 2014.

<b>LOC Sponsor:</b> Jennifer Webster	<b>Submitted by:</b> LOC	<b>Date Submitted:</b> 9/17/14
<b>Contacts:</b> Jim Skenandore, Loucinda Conway, David P. Jordan		
<b>Drafter:</b> Clorissa Santiago	<b>Analyst:</b> Maureen Perkins	<b>Priority:</b> High

**9/17/14 LOC:** Motion by Jennifer Webster to add the Audit Law Amendments to the Active Files List, with Jennifer Webster as sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**10/21/15 LOC:** Motion by Fawn Billie to defer the Audit Law Amendments for a legislative analysis and fiscal impact statement; seconded by David P. Jordan. Motion carried unanimously.

**7/25/16:** *Work Meeting held.* Meeting held for an update on the status of this item. Attendees include Jen Falck, Tani Thurner, Jo Anne House.

### **Business Committee Meetings Law**

This is a proposal for a new law to govern the conducting of Oneida Business Committee meetings; creating a more efficient process for conducting Tribal business.

<b>LOC Sponsor:</b> Brandon Stevens	<b>Submitted by:</b> LOC	<b>Date Submitted:</b> 9/2/15
<b>Contacts:</b> Chaz Wheelock, Ed Delgado		
<b>Drafter:</b> Clorissa Santiago	<b>Analyst:</b> Maureen Perkins	<b>Priority:</b> High

**9/2/15 LOC:** Motion by Jennifer Webster to add the Business Committee Meetings Law to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**11/4/15 LOC:** Motion by Fawn Billie to accept the memorandum for the Business Committee Meetings Law as FYI and defer to the sponsor to bring back when ready; seconded by Tehassi Hill. Motion carried unanimously.

**5/4/16 LOC:** Motion by Fawn Billie to make the Business Committee Meeting law a priority item on the Active Files List and to direct the sponsor to schedule a strategy meeting to discuss

possible solutions to mitigate tension and improve the communication process at Business Committee meetings; seconded by Jennifer Webster. Motion carried unanimously.

**9/21/16 LOC** Motion by Jennifer Webster to accept the Oneida Business Committee Meetings law and send to the Legislative Reference Office for legislative and fiscal analysis; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**10/19/16:** *Quarterly Sponsor Update Meeting.* Present: Brandon Stevens, Jennifer Falck, Clorissa Santiago, Maureen Perkins, and Tani Thurner. LRO Director will schedule a work meeting to decide on some policy issues.

**11/7/16:** *Work meeting held.* Present: Clorissa Santiago, Maureen Perkins, Tehassi Hill, Cathy Bachhuber, Fawn Billie, Brandon Stevens, Jo Anne House. In addition to working out draft details, the group decided to request that the Secretary change the Regular BC Meeting agenda, to improve efficiency.

**11/16/16 LOC:** Motion by Fawn Billie to approve the Oneida Business Committee Meetings Law public meeting packet with the noted change and direct the LRO to hold a public meeting on December 29, 2016; seconded by Tehassi Hill. Motion carried unanimously.

*(Under Administrative Updates – OBC Meeting Agenda Memo)* Motion by Jennifer Webster to approve the Business Committee Agenda - Order of Business Memo and forward to the Secretary's Office to consider as an agenda item for a OBC work meeting; seconded by David P. Jordan. Motion carried unanimously.

**3/1/17 LOC:** Motion by Tehassi Hill to accept the public meeting comments and defer this item to a work meeting; seconded by Fawn Billie. Motion carried unanimously.

### **Cemetery Law Amendments**

This request for amendments was brought to the LOC by the Oneida Law Office. Amendments were requested to correct the name of the Cemetery, which was changed by resolution of the Oneida Land Commission on May 11, 2015. Additional revisions may also be necessary to change who is responsible for the cemetery's maintenance.

**LOC Sponsor:** David P. Jordan

**Submitted by:** LOC

**Date Submitted:** 8/5/15

**Contacts:** Robert J. Collins, Carol Liggins, Debbie Danforth, Cheryl Skolaski, Bonnie Pigman, Susan White, Nancy Barton

**Drafter:** Kelly McAndrews

**Analyst:** Maureen Perkins

**Priority:** High

**7/8/15 OBC:** Motion by Lisa Summers to accept the Oneida Trust/Enrollment Committee recommendation to turn over the cemetery maintenance contract to the Department of Public Works. Motion fails for lack of support.

Motion by Brandon Stevens to defer the issue to determine the responsible area for cemetery maintenance to a special Business Committee work meeting and that an invitation be extended to all interested parties, including departments and families impacted, seconded by David Jordan. Motion carried unanimously.

**8/5/15 LOC:** Motion by David P. Jordan to add the Cemetery Law Amendments to the Active Files List with himself as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**8/12/15 OBC:** *Item on agenda as: "Action: Determine responsible area for cemetery maintenance." - Item sent to a Business Committee special meeting agenda at the adjournment of the meeting.*

**8/17/15 OBC:** Motion by David Jordan to defer this issue to the September 23, 2015, regular Business Committee meeting and direct the Tribal Secretary to schedule the special Business Committee work meeting and that an invitation be extended to all interested parties, including departments and families impacted, seconded by Jennifer Webster. Motion carried unanimously

**9/2/15:** *OBC work meeting.* Attendees include Brandon Stevens, Tehassi Hill, Fawn Billie, Jennifer Webster, Michelle Mays, Douglass McIntyre, various departments and family members of those buried in the cemetery.

**9/23/15 OBC:** Motion by Lisa Summers to place an indefinite land use moratorium on area designation # 18 ‘Where the Water Birds Nest’, identified in the Public Use of Land Law, and to defer the cemetery issues identified today to the Business Committee Officers for follow-up with a final action plan to be brought by the November 11, 2015, regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously.

Motion by Lisa Summers to direct the Chairwoman’s Office to send out communications, regarding the indefinite land use moratorium directive, to the Business Committee’s Direct Reports, appropriate Boards, Committees, and Commissions, and affected parties, including sweat lodge users and families impacted, seconded by David Jordan. Motion carried unanimously.

Amendment to the second motion by Melinda J. Danforth to inform users of the sweat lodge and families of the cemetery. Motion fails for lack of support.

**10/7/15 LOC:** Motion by Jennifer Webster to accept the memorandum update and defer the Cemetery Law Amendments back to the Legislative Operating Committee and bring back when ready. Noting that the Legislative Operating Committee is waiting on the four Oneida Business Committee Officers to make a decision regarding cemetery maintenance; seconded by David P. Jordan. Motion carried unanimously.

**11/10/15 OBC:** Motion by Tehassi Hill to accept and approve the recommendations provided in the Business Committee Officers’ memorandum dated November 5, 2015, seconded by Jennifer Webster. Motion carried unanimously.

Motion by Jennifer Webster to request the Trust and Enrollment Committee to send out updated communications to the families of the cemetery, seconded by David Jordan. Motion carried unanimously.

**12/9/15 OBC:** Motion by Lisa Summers to accept the update from the Director of Division of Land Management dated December 1, 2015, regarding the subject of surrounding properties for the Sacred Burial Grounds and to request the Environmental Resource Board Liaison follow-up with them on receiving their formal recommendations on the moratorium, seconded by Tehassi Hill. Motion carried unanimously.

**12/16/15 LOC:** Motion by Jennifer Webster to accept the Cemetery Law Amendments memorandum B and to include language which requires communication pertaining to the history of the land and possible issues that may result if encasements are not used; seconded by David P. Jordan. Motion carried unanimously.

**12/23/15 OBC:** Motion by Lisa Summers to accept the Cemetery Action Plan update dated December 3, 2015, and to request the Legislative Operating Committee revisit this item once the study is completed, seconded by Brandon Stevens. Motion carried unanimously.



**1/6/16 LOC:** Motion by Jennifer Webster to defer the draft Cemetery Law Amendments to the Legislative Reference Office for legislative analysis and to the Finance Department for a fiscal impact statement; seconded by David P. Jordan. Motion carried unanimously.

**2/17/16 LOC:** Motion by Jennifer Webster to accept the legislative analysis for the Cemetery Law Amendments and defer to the sponsor pending the results of the hydrogeology study; seconded by Fawn Billie. Motion carried unanimously.

**3/9/16 OBC:** Motion by Tehassi Hill to accept the presentation regarding the Oneida Sacred Burial Grounds per GTC Directive, seconded by Trish King. Motion carried unanimously.

Amendment to the main motion by Tehassi Hill to request an update at the first regular Business Committee meeting in June regarding potential locations of the cemetery, seconded by Trish King. Motion carried unanimously.

**5/4/16 LOC:** Motion by Fawn Billie to defer the Cemetery Law Amendments to the sponsor's office and bring back when ready; seconded by David P. Jordan. Motion carried unanimously.

**6/8/16 OBC:** Motion by Lisa Summers to accept the information in the memorandum from the Trust Department dated May 31, 2016, as information, noting there have been two (2) identified alternative sites for a cemetery should the need arise and to send this item to the next available Officers' meeting for continued follow-up with the overall cemetery work plan, seconded by Tehassi Hill. Motion carried unanimously.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maureen Perkins, Clorissa Santiago. Work meeting coming up with Trust Enrollments Committee. The group will decide who will administer the contract for management of the cemetery grounds.

**11/4/16:** *Work Meeting held.* Present: Fawn Billie, Susan White, Pat Pelky, Maureen Perkins, Kelly McAndrews, David Jordan, Bonnie Pigman, Tehassi Hill, Jenny Webster. Another work meeting will be scheduled after Thanksgiving- to look at an updated draft- reflecting this meeting.

**11/30/16:** *Work Meeting held.* Present: Pat Pelky, Bonnie Pigman, Susan White, Sheila Huff, Fawn Billie, Tehassi Hill, Jennifer Webster, David Jordan, Cathy Bachhuber, Maureen Perkins

**3/1/17 LOC:** Motion by Fawn Billie to approve the Public Meeting packet and forward the Cemetery Law amendments to a Public Meeting on March 30, 2017, with the noted change; seconded by Tehassi Hill. Motion carried unanimously.

*Note: The noted change is to change "Wednesday" to "Thursday" on the Public Meeting notice.*

### **Children's Code**

This item was carried over into the current term by the LOC. The proposal seeks to develop a Children's Code which would enable the Tribe to take jurisdiction of child welfare matters involving Tribal children. The proposal seeks establishment of a Child Welfare Office and the Oneida Child Protective Board, and would address child welfare proceedings including CHIPS; termination of parental rights; adoption; and foster home licensing.

**LOC Sponsor:** Fawn Billie

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Rich VanBoxtel, Lois Strong, Dale Powless, Jeannette Ninham, Beverly Anderson, Beverly A. Skenandore, Wes Martin, Carol Silva, Jennifer Berg-Hargrove, Michelle Gordon, Rae Skenandore, Evander W. Delgado, Candice Skenandore, Heather Lee, Melinda K. Danforth

**Drafter:** Clorissa Santiago

**Analyst:** Candice Skenandore

**Priority:** High

**9/17/14 LOC:** Motion by Fawn Billie to add the Children’s Code to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

*Note: Fawn Billie will be the sponsor for this item.*

**12/17/14 LOC:** Motion by Jennifer Webster to move forward with requesting a fiscal analysis; seconded by Tehassi Hill.

Seconded withdraws the second, motioner withdraws the motion; motion withdrawn.

Motion by Tehassi Hill to direct the Legislative Operating Committee Chair to work with the appropriate staff to develop a memorandum directing the Governmental Services Division Director to fulfill the Finance Department’s request for information regarding the Children’s Code in order to prepare the fiscal analysis; seconded by Fawn Billie. Motion carried unanimously.

**1/28/15 OBC:** Motion by Lisa Summers to direct the Law Office to create a policy statement and to request the Legislative Operating Committee consider the Children’s Code a priority, seconded by Tehassi Hill. Motion carried unanimously. [under F.2. Review Tribal Member Complaint Re: Child Protective Board]

**2/18/15:** *Work meeting held (with Social Services.) Attendees include: Brandon Stevens, Fawn Billie, Tehassi Hill, Jessica Wallenfang, Fawn Cottrell, Taniquelle Thurner, Danelle Wilson, Michelle Mays, Rae Skenandore, Kathleen Laplant, Jennifer Kruse, Roxann Pazdera, Candice Skenandore, Lynn Franzmeier*

**4/15/15 LOC:** Motion by Tehassi Hill to defer the Children’s Code for 60 days for the fiscal and administrative analysis; seconded by Fawn Billie. Motion carried unanimously.

**6/17/15 LOC:** Motion by David P. Jordan to grant the 30-day extension requests and to accept the memorandum as FYI; seconded by Fawn Billie. Motion carried unanimously.

**7/15/15 LOC:** Motion by Fawn Billie to continue developing the Children’s Code; seconded by David P. Jordan. Motion carried unanimously.

**1/20/16 LOC:** Motion by David P. Jordan to approve the Children’s Code memorandum and to forward it to the Oneida Business Committee; seconded by Tehassi Hill. Motion carried unanimously.

**1/27/16 OBC:** Motion by Lisa Summers to accept the update from the Legislative Operating Committee on the new Children’s Code timeline, seconded by Trish King. Motion carried unanimously.

**2/11/16:** *Work meeting held.* Attendees include Jennifer Berg-Hargrove, Heather Lee, Michelle Mays, Patricia Garvey, Douglass McIntyre, Maureen Perkins.

**10/7/16:** *Quarterly Sponsor Update Meeting Held.* Present: Fawn Billie, Cathy Bachhuber, Jennifer Falck, Maureen Perkins, Tani Thurner, Clorissa Santiago. Drafter (MG) was not present but updated the LRO Director before the mtg. She hopes to have a new draft in November or December 2016. Fawn will continue to update the Judiciary on this law, so they can begin to plan for a judge, admin. Staff, etc. if this is adopted.

**12/19/16:** *Work Meeting Held.* Present: Jennifer Webster, Brandon Stevens, Jennifer Berg-Hargrove, David Jordan, Tehassi Hill, Fawn Billie, Maureen Perkins, Clorissa Santiago, Michelle Gordon, Candice Skenandore, Danelle Wilson, Heather Lee

**1/23/17:** *Work Meeting w/ ICW.* Present: Jennifer Berg-Hargrove, Heather Lee, Jennifer Falck, Clorissa Santiago, Candice Skenandore, Cathy Bachhuber. Discussion surrounding

implementation needs. Next steps include discussion with sponsor on adding exception in jurisdiction with blended families, discussion with Law Office about expanding jurisdiction to allow non-Oneidas to utilize the Family Court when they live on the Reservation and have Oneida parents/siblings, and set up a work meeting with ICW to begin going through Code and identifying ICW's roles and responsibilities.

**1/23/17:** *Work Meeting w/ OFC.* Present: Hon. Marcus Zelenski, Patricia "Pixie" DeGrand, Jennifer Falck, Cathy Bachhuber, Clorissa Santiago, Candice Skenandore. Discussion surrounding implementation needs. Next steps include obtaining videoconferencing estimates, getting hearing numbers in Brown & Outagamie Counties that involve ICW and discussion with sponsor to determine if Children's Code should include court appointed counsel and juries as provided in State court.

**2/15/17 LOC:** Motion by Jennifer Webster to upgrade the Domestic Animals Ordinance Amendments, the Children's Code, Code of Ethics Amendments, and the Sanctions and Penalties Law from medium priority to high priority; seconded by Tehassi Hill. Motion carried unanimously.

**2/23/17:** *Work meeting w/ OFC.* Present: Hon. Marcus Zelenski, Pixie DeGrand, Rae Skenandore, Clorissa Santiago, Candice Skenandore.

*Work meeting w/ ICW.* Present: Jennifer Berg-Hargrove, Heather Lee, Rae Skenandore, Clorissa Santiago, Candice Skenandore.

**3/1/17 LOC:** Motion by Fawn Billie to forward the Children's Code to the Legislative Reference Office for a legislative analysis and a fiscal impact statement, to bring back the analyses or an update by the April 5<sup>th</sup> LOC meeting; seconded by Tehassi Hill. Motion carried unanimously.

**3/1/17:** *Work meeting w/ OFC.* Present: Hon. Marcus Zelenski, Pixie DeGrand, Raeann Skenandore, Rae Skenandore, Candice Skenandore, Clorissa Santiago

**3/3/17:** *Work meeting w/ ICW.* Present: Jennifer Berg-Hargrove, Heather Lee, Alebra Cornelius, Roxanne Pazdera, Jen Falck, Clorissa Santiago, Candice Skenandore, Rae Skenandore, Fawn Billie, Cathy Bachhuber

**3/17/17:** *Work meeting w/ OPD.* Present: Candice Skenandore, Clorissa Santiago, Eric Boulanger, Rich Vanboxtel, Cathy Bachhuber

### **Code of Ethics Amendments**

This item was carried over into the current term by the LOC. The proposal seeks to amend the current Code of Ethics to strengthen accountability of employees, elected officials and appointed officials.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Janice McLester, Tober Brzezinski, Paul Stenzel, Winnifred Thomas, RaeAnn Skenandore, Mike Debraska

**Drafter:** Tani Thurner

**Analyst:** Candice Skenandore

**Priority:** High

**9/17/14 LOC:** Motion by Tehassi Hill to add the Code of Ethics Law Amendments to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

*Note: Tehassi Hill will be the sponsor for this item.*

**8/21/15:** *Strategy meeting held.* Attendees include Tehassi Hill, Brandon Stevens, Fawn Billie, Leyne Orosco and Doug McIntyre.

**11/4/15 LOC:** Motion by Jennifer Webster to forward the draft of the Code of Ethics Amendments to the Legislative Reference Office for a legislative analysis; seconded by Fawn Billie. Motion carried unanimously.

**10/10/16:** *Quarterly Sponsor Update Meeting held.* Present: Tehassi Hill, Maureen Perkins, Tani Thurner, Clorissa Santiago, Krystal John. LRO Director will schedule a work meeting with the Sanctions & Penalties sponsor (BYS).

**11/10/16:** *Work Meeting held.* Present: Tehassi Hill, Tani Thurner, Clorissa Santiago, Brandon Stevens, Jennifer Falck. Group agreed that we need a work meeting to discuss; Sanctions & Penalties, Comprehensive Policy, Removal Law(s), and Code of Ethics.

**11/29/16:** *Work Meeting held.* Present: Fawn Billie, Brandon Stevens, Clorissa Santiago, Tehassi Hill, Tani Thurner, Jenny Webster, David Jordan, Jo Anne House, Candice Skenandore, Lisa Liggins, Jen Falck. Meeting was facilitated by Jessica Wallenfang. This was a facilitated meeting designed to discuss; Sanctions & Penalties, Removal, Code of Ethics, and Comprehensive Policy simultaneously. The group reviewed each law or draft for similarities, and discussed shared elements. The group asked that 1) the LRO complete that work, 2) then check with Jenny Webster as the sponsor of Comprehensive Policy, and 3) schedule another work meeting.

**2/15/17 LOC:** Motion by Jennifer Webster to upgrade the Domestic Animals Ordinance Amendments, the Children’s Code, Code of Ethics Amendments, and the Sanctions and Penalties Law from medium priority to high priority; seconded by Tehassi Hill. Motion carried unanimously.

**2/17/17:** *Work meeting held.* Attendees include Fawn Billie, Jennifer Falck, Leyene Orosco, Brandon Stevens, Tani Thurner, Jennifer Webster, Tehassi Hill, Candice Skenandore, Cathy Bachhuber

**Compliance and Enforcement Law**

This is a proposal for a new Tribal law that would establish a centralized entity responsible for overseeing compliance with Tribal law; and which would review existing legislation and present recommendations for new laws or amendments to existing laws to the Legislative Operating Committee, and which would track OBC and GTC directives and regularly report on the progress of those directives, so that responsible parties can be identified and held accountable.

**LOC Sponsor:** David P. Jordan

**Submitted by:** LOC

**Date Submitted:** 8/19/15

**Contacts:**

**Drafter:**

**Analyst:**

**Priority:** Low

**8/19/15 LOC:** Motion by David P. Jordan to add the Compliance and Enforcement Law to the Active Files List, noting that he will be the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**10/21/15 LOC:** Motion by David P. Jordan to accept the memorandum as FYI and defer the Compliance and Enforcement Law to the sponsor and bring back when ready; seconded by Fawn Billie. Motion carried unanimously.

**5/25/16 OBC:** Motion by Lisa Summers to request the Legislative Operating Committee to also process an amendment to the Marriage Law that identifies recourses for individuals who feel their rights have been violated under the law, what that process is, and what it looks like, seconded by Brandon Stevens. Motion carried unanimously.

*Note: From the discussion at this meeting, it was determined the recourse for individuals would be addressed in the Compliance and Enforcement Law.*

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maureen Perkins, Clorissa Santiago. No new updates.

### **Comprehensive Policy Governing Boards, Committees and Commissions Amendments**

This item was carried over into the current term by the LOC. Amendments were requested to: prohibit individuals from serving on multiple boards, committees and commissions at one time; set term limits; and prohibit Tribal employees from serving on tribal boards, committees and commissions.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Stephen Webster, Kathy M. Metoxen

**Drafter:** Tani Thurner

**Analyst:** Candice Skenandore

**Priority:** High

**8/13/14 OBC:** Motion by Melinda J. Danforth to accept the HRD manager's interpretation on BC members and political appointments leaving office which is dated Aug. 12 to the Business Committee as information and assign the LOC to work to create laws and policies around elected officials and political appointments, seconded by Brandon Stevens. Motion carried with one abstention (Tina Danforth).

**9/10/14 OBC:** Motion by Lisa Summers to direct the Tribal Secretary's Office to send formal correspondence to the Land Claims Commission requiring them to submit their reports by Friday and to request the LOC to bring back a recommendation on how to amend the Comprehensive Policy Governing Boards, Committees, and Commissions to include the withholding of stipends payments to Boards, Committees, and Commissions who do not provide their reports in a timely manner, seconded by Fawn Billie. Motion carried unanimously.

**9/17/14 LOC:** Motion by Jennifer Webster to add the Comprehensive Policy Governing Boards, Committees and Commissions Amendments to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Jennifer Webster will be the sponsor for this item.*

**4/22/15 OBC:** Motion by Lisa Summers to direct the Comprehensive Policy Governing Boards, Committees, and Commissions appointment process be sent back to the Legislative Operating Committee for amendments and to bring back a recommendation on clarifying the process, seconded by Fawn Billie. Motion carried unanimously.

**5/6/15 LOC:** Motion by Jennifer Webster to defer the Comprehensive Policy Governing Boards, Committees and Commission to a Legislative Operating Committee work meeting; seconded by David P. Jordan, motion carried unanimously.

**5/27/15 OBC:** Motion by Jennifer Webster to accept the report from the Secretary's Office as information and to request the LOC to make the necessary policy amendments to the Comprehensive Policy Governing Boards, Committees and Commissions to address this issue, seconded by Lisa Summers. Motion carried unanimously. (*under B.1. Vacancy Posting*)

**5/29/15 OBC:** Motion by Lisa Summers to send the issue of what to do with the entities that do not submit semi-annual reports to a Business Committee work meeting, seconded David Jordan. Motion carried unanimously.

**6/8/15:** *Work Meeting held.* Attendees: Danelle Wilson, Melanie Burkhart, Brandon Stevens, Rae Skenandore, David Jordan, Jacob Metoxen, Tehassi Hill, Fawn Billie, Jenny Webster, Kathy Metoxen, Candice Skenandore, Tani Thurner, Fawn Cottrell, Lynn Franzmeier, Daril Peters, Jordan Rasmussen

**8/19/15 LOC:** Motion by Jennifer Webster to defer the Comprehensive Policy Governing Boards, Committees and Commissions Amendments to the Legislative Reference Office for

legislative analysis and to the Finance Department for a fiscal impact statement; seconded by David P. Jordan. Motion carried unanimously.

**10/21/15 LOC:** Motion by Fawn Billie to defer the Comprehensive Policy Governing Boards, Committees and Commissions Amendments to the sponsor to address the concerns and considerations and to prepare for a December 3, 2015 public meeting; seconded by David P. Jordan. Motion carried unanimously.

**11/4/15 LOC:** Motion by Jennifer Webster to forward the draft of Comprehensive Policy Governing Boards, Committees and Commissions Amendments with the noted changes to a public meeting held on December 3, 2015; seconded by Tehassi Hill. Motion carried unanimously.

**12/16/15 LOC:** Motion by David P. Jordan to enter the Administrative Rulemaking Law and Comprehensive Policy Governing Boards, Committees and Commissions Amendments e-poll into the record; seconded by Jennifer Webster. Motion carried unanimously.

**12/23/15 LOC:** (*under Review update regarding Complaint # 2015-CC-08*)

Motion by Lisa Summers to accept as information and to defer this item to the Legislative Operating Committee for implementation. Motion failed for lack of support.

Motion by Trish King to accept the updates as information and to request the recommendation of the tribal e-mails for the Boards, Committees, and Commissions be included in the amendments to the Comprehensive Policy Governing Boards, Committees, and Commissions to the Legislative Operating Committee, seconded by Lisa Summers. Motion carried unanimously.

**1/7/16:** *Public Meeting held.*

**2/3/16 LOC:** Motion by David P. Jordan to accept the Public Meeting comments and defer consideration of the comments to a work meeting to be held on Friday February 5, 2016 at 10:00 am; seconded by Tehassi Hill. Motion carried unanimously.

**2/5/16:** *Work meeting held.*

**2/10/16 OBC:** Motion by Jennifer Webster to appoint Bradley Graham to the Oneida Personnel Commission, seconded by Melinda J. Danforth. Motion carried with one opposed and three abstentions.

*For the record: Councilman Brandon Stevens stated I abstained for family conflict of interest, but as well as just to further go on, we are amending the Comprehensive Policy to reflect how this process would change in the near future on what happens next in these instances which have come up and will come up if we don't address them.*

**3/2/16 LOC:** Motion by Jennifer Webster to accept the updated draft of the Comprehensive Policy Governing Boards, Committees and Commissions Amendments and to forward the draft to the Legislative Reference Office for an updated legislative analysis; seconded by Tehassi Hill. Motion carried unanimously.

*For the record: The changes to the Comprehensive Policy Governing Boards, Committees and Commissions Amendments are technical rather than substantive and do not require a second public meeting.*

**4/13/16 OBC:** Motion by Lisa Summers to adopt resolution 4-13-16-A Revising the Standard Oath for Elected and Appointed Positions, seconded by Fawn Billie. Motion carried unanimously

Motion by Lisa Summers to send the Comprehensive Policy Governing Boards, Committees and Commissions section 8-4(d) to the Legislative Operating Committee to bring back a recommendation on how to clarify reporting requirements for Boards, Committees, and Commissions, seconded by Fawn Billie. Motion carried unanimously. *(Motion under C.1. Accept Land Commission FY '16 1st quarter report)*

**9/20/16**

*Work meeting held-* Jenny Webster, Tani Thurner, Pat Garvey, Jen Falck attended. LRO Director will work with Finance Office to identify stipend types and amounts for boards, committees, and commission. Then work group will review that and meet again to discuss the discrepancies between what this draft says and what other bylaws say about stipends-

**11/14/16:**

*Work Meeting held.* Present: Brandon Stevens, Tani Thurner, David Jordan, Jenny Webster, Candice Skenandore, Pat Garvey, Cathy Bachhuber. Policy decisions were made and an updated draft and analysis are forthcoming.

**11/29/16:**

*Work Meeting held.* Present: Fawn Billie, Brandon Stevens, Clorissa Santiago, Tehassi Hill, Tani Thurner, Jenny Webster, David Jordan, Jo Anne House, Candice Skenandore, Lisa Liggins, Jen Falck. Meeting was facilitated by Jessica Wallenfang. This was a facilitated meeting designed to discuss; Sanctions & Penalties, Removal, Code of Ethics, and Comprehensive Policy simultaneously. The group reviewed each law or draft for similarities, and discussed shared elements. The group asked that 1) the LRO complete that work, 2) then check with Jenny Webster as the sponsor of Comprehensive Policy, and 3) schedule another work meeting.

**1/20/17:**

*Work Meeting Held.* Attendees: Brandon Stevens, Jennifer Webster, Jennifer Falck, Tani Thurner, Candice Skenandore. Next steps: schedule meeting with LOC to discuss accountability memo, Removal Law and Sanctions & Penalties.

**2/17/17:**

*Work meeting held.* Attendees include Fawn Billie, Jennifer Falck, Leyene Orosco, Brandon Stevens, Tani Thurner, Jennifer Webster, Tehassi Hill, Candice Skenandore, Cathy Bachhuber

### **Conflict of Interest Emergency Amendments**

This is a request to revise the Conflict of Interest Law.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Oneida Law Office

**Date Submitted:** 3/15/17

**Contacts:**

**Drafter:**

**Analyst:**

**Priority:** High

**3/15/17 LOC:** Motion by Jennifer Webster to add the Conflict of Interest Emergency Amendments to the Active Files List as a high priority and assign Brandon Stevens as the sponsor seconded by Fawn Billie. Motion carried unanimously.

### **Corporate Laws**

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Brandon Stevens

**Date Submitted:** 9-30-16

**Contacts:** Jessica Wallenfang

**Drafter:** Tani Thurner

**Analyst:** Candice Skenandore

**Priority:** High

**10/5/16 LOC:** Motion by David Jordan to add Corporate Laws to the Active Files List as a high priority; seconded by Fawn Billie. Motion carried unanimously. Brandon Stevens is appointed as the sponsor.

**11/18/16:** *Work Meeting held.* Present: David Jordan, Jenny Webster, Fawn Billie, Tani Thurner, Rhiannon Metoxen, Clorissa Santiago, Melinda Danforth, Tehassi Hill. LRO will work with the Economic Development Coordinator to develop a framework for a law. Future work meetings will include; LOC, CDPC, Tory Parr, JoAnne House, Larry Barton, James Petitjean, and Pete King.

**Criminal Code**

The Police Commission made a recommendation to the OBC to adopt a Criminal Code in an effort to exercise sovereignty, jurisdiction and curfew. The OBC forwarded the item to LOC to consider in November 2016.

<b>LOC Sponsor:</b> Brandon Stevens	<b>Submitted by:</b> OBC/ Police Commission	<b>Date Submitted:</b> 10/26/16
<b>Contacts:</b> Lisa Summers		
<b>Drafter:</b>	<b>Analyst:</b>	<b>Priority:</b> Low

**10/26/16 OBC:** Motion by Lisa Summers to send the recommendations provided in the report to create a tribal criminal code, tribal traffic code, tribal public peace laws to exercise the Nation’s sovereignty and jurisdiction, and curfew to the Legislative Operating Committee for consideration, seconded by Fawn Billie. Motion carried unanimously.

**12/7/16LOC:** Motion by Jennifer Webster to add Tribal Criminal Code to the Active Files list as a low priority with Brandon Stevens as the sponsor, add Tribal Traffic Code to the Active Files list as a low priority with Tehassi Hill as the sponsor, and add Tribal Public Peace Law to the Active Files list with Jennifer Webster and Fawn Billie as co-sponsors; seconded by Fawn Billie. Motion carried unanimously.

**1/4/17 LOC:** Motion by Tehassi Hill to accept the 60-day update; seconded by Jennifer Webster. Motion carried unanimously.

**3/15/17 LOC:** Motion by Fawn Billie to approve a 60-day extension to complete research for these items; seconded by Tehassi Hill. Motion carried unanimously.

**Domestic Animals (Tribal Regulation of) Amendments**

Amendments were requested to protect community members from disease, set minimum standards for treatment of animals, prohibit certain animals from being brought on the Reservation, regulate livestock, and establish consequences for damages caused by domestic animals.

<b>LOC Sponsor:</b> Tehassi Hill	<b>Submitted by:</b> Jeff Mears, Environmental Dept.	<b>Date Submitted:</b> 9/16/15
<b>Contacts:</b> Jeff Mears		
<b>Drafter:</b> Tani Thurner	<b>Analyst:</b>	<b>Priority:</b> High

**9/16/15 LOC:** Motion by Tehassi Hill to add the Domestic Animals Law Amendments to the Active Files List with Tehassi Hill as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**10/21/15 LOC:** Motion by David P. Jordan to defer the Domestic Animals Law Amendments for a legislative analysis and fiscal impact statement; seconded by Fawn Billie. Motion carried unanimously.

**2/15/17 LOC:** Motion by Jennifer Webster to upgrade the Domestic Animals Ordinance Amendments, the Children’s Code, Code of Ethics Amendments, and the Sanctions and Penalties Law from medium priority to high priority; seconded by Tehassi Hill. Motion carried unanimously.

**Drug & Alcohol Free Law for Elected & Appointed Officials**



**LOC Sponsor:** Jennifer Webster & Fawn Billie  
**Contacts:** Lisa Summers  
**Drafter:** Clorissa Santiago

**Submitted by:** LRO  
**Analyst:** Maureen Perkins

**Date Submitted:** 11/2/16  
**Priority:** High

**10/26/16 OBC:** Motion by Lisa Summers to request that a similar policy [similar to the Drug & Alcohol Free Workplace Law] for appointed and elected officials also be developed and provided by the LOC. Seconded by David Jordan. Motion carried unanimously.

**11/2/16 LOC:** Motion by Jennifer Webster to add the Drug and Alcohol Free Law for Elected & Appointed Officials to the active files list as a high priority with Fawn Billie and Jennifer Webster as co-sponsors; seconded by Fawn Billie. Motion carried unanimously.

**Drug & Alcohol Free Workplace Emergency Amendments**

**Expiration Date: April 26, 2017**

These emergency amendments were requested by the OLO to comply with OSHA regulations.

**LOC Sponsor:** Fawn Billie and Jennifer Webster

**Submitted by:** OLO

**Date Submitted:** 10-5-16

**Contacts:** Kelly McAndrews, Matt Denny, Josh Cottrell, Bob Keck, Geraldine Danforth, Pat Garvey

**Drafter:** Clorissa Santiago

**Analyst:** Maureen Perkins

**Priority:** High

**7/20/16 LOC:** Motion by David P. Jordan to adopt the agenda with the deletion of 3.1 Community Support Fund Amendments and 4.1 Drug and Alcohol Free Workplace Emergency Amendments and the addition of 5.1 Garnishment Amendments and 5.2 Membership Ordinance Emergency Amendments; seconded by Fawn Billie. Motion carried unanimously.

**10/20/16 LOC:** Motion by Fawn Billie to add Drug and Alcohol Free Workplace Policy Amendments to the active files list with Fawn Billie and Jennifer Webster as co-sponsors; Seconded by David P. Jordan. Motion Carried unanimously.

Motion by Fawn Billie to approve the emergency adoption packet and forward to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**10/26/16 OBC:** Motion by Brandon Stevens to adopt resolution 10-26-16-D Drug and Alcohol Free Workplace Policy Emergency Amendments, seconded by Jennifer Webster. Motion carried unanimously.

Motion by Lisa Summers to request that a similar policy for appointed and elected officials also be developed and provided by the LOC, seconded by Davis Jordan. Motion carried unanimously.

**12/2/16:** *Work Meeting held.* Present: Cathy Bachhuber, Bob Keck, Jenny Webster, Maureen Perkins, Geraldine Danforth, Mary Corneliusson, Clorissa Santiago, Fawn Billie. Drafting attorney will make changes to draft based on discussion and there will be another work meeting.

**1/5/17:** *Work Meeting held.* Present: Clorissa Santiago, Maureen Perkins, Jennifer Webster, Fawn Billie, Matthew Denny, Geraldine Danforth, Mary Corneliusson, Robert Keck. Drafting attorney will make changes to draft based on discussion.

**1/18/17 LOC:** Motion by David P. Jordan to forward the Drug and Alcohol Free Workplace Policy Amendments to the Legislative Reference Office for a legislative analysis; seconded by Fawn Billie. Motion carried unanimously.

**1/19/17:** *Quarterly Sponsor Update Meeting.* Present: Jennifer Webster, Jennifer Falck, Clorissa Santiago, Candice Skenandore, Tani Thurner, Maureen Perkins.

**2/1/17 LOC:** Motion by Fawn Billie to approve the meeting packet including the fiscal impact statement when complete and forward the Drug and Alcohol Free Workplace Policy Amendments to a public meeting to be held on March 2, 2017; seconded by David P. Jordan. Motion carried unanimously.

### **Election Board Bylaws Amendments**

The Election Board requested amendments to their bylaws to reflect the Election Law and previous GTC action.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Raquel Hill

**Date Submitted:** 3/18/15

**Contacts:** Racquel Hill

**Analyst:**

**Priority:** Low

**Drafter:** Tani Thurner

**3/18/15 LOC:** Motion by Jennifer Webster to add the Election Board Bylaws Amendments to the Active Files List, and to defer this item to the Legislative Reference Office for processing and to bring back when ready; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**5/20/15 LOC:** Motion by Fawn Billie to accept the Election Board Bylaws Amendments memorandum; seconded by David P. Jordan. Motion carried unanimously.

**6/17/15 LOC:** Motion by David P. Jordan to defer the Election Board Bylaws Amendments to the sponsor to bring back a report in two weeks; seconded by Fawn Billie. Motion carried unanimously.

**7/1/15 LOC:** Motion by David P. Jordan to defer the Election Board Bylaws Amendments to the sponsor to bring back a report in two weeks; seconded by Tehassi Hill. Motion carried unanimously.

**8/5/15 LOC:** Motion by Fawn Billie to defer the Election Board Bylaws Amendments to the next Legislative Operating Committee meeting to allow the sponsor to work with the Board to resolve the remaining issues; seconded by David P. Jordan. Motion carried unanimously.

**8/19/15 LOC:** Motion by David P. Jordan to accept the sponsor's report and defer the Election Board Bylaws Amendments back to the sponsor until after the new Election Board officers are sworn in; seconded by Jennifer Webster. Motion carried unanimously.

**10/5/15:** *Work meeting held.* Attendees include: Brandon Stevens, Jennifer Webster, Tehassi Hill, David P. Jordan, Raquel Hill, Melinda K. Danforth, Krystal John and Tani Thurner.

**12/16/15 LOC:** Motion by David P. Jordan to defer the Election Board Bylaws Amendments to the Legislative Reference Office for an updated analysis; seconded by Tehassi Hill. Motion carried unanimously.

**10/19/16:** *Quarterly Sponsor Update Meeting.* Present: Brandon Stevens, Jennifer Falck, Clorissa Santiago, Maureen Perkins, and Tani Thurner. On hold.

### **Election Law Amendments**

This item was carried over into the current term by the LOC. Amendments were initially submitted to prohibit Tribal members from running for more than one seat per election or from serving on more than one board, committee or commission at a time, to add enforcement provisions, streamline the role of the Election Board, require a Milwaukee polling site, address election observers and clarify the referendum

process. Additional changes had been proposed but were removed based on the public meeting feedback and on GTC action, including proposed term limits and prohibiting Tribal employees from serving as elected or appointed officials.

Amendments to the Election Law have been adopted on an emergency basis in order to comply with the Oneida Tribal Constitutional Amendments recently passed by voters approved by the Secretary of the US Department of Interior. Specifically, the Constitutional amendments lowered the voting age to 18, but still require members to be at least 21 years old before they are eligible to serve on the OBC.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Emergency Enacted:** 6/28/15

**Emergency Expired:** 12/28/15)

**Contacts:** Racquel Hill, Vicki Cornelius (HRD), Connie Danforth (OHC), Melinda K. Danforth (HRD), Michele Doxtator (Retail), Barbara Erickson, Jon Frion, Lisa Liggins (Enrollment Dept), Teresa Schuman (HRD), Lori Elm

**Drafter:**

**Analyst:**

**Priority:**

**8/28/14 OBC:** Motion by Trish King to adopt resolution 8-28-2014-A Authorizing an Exception to Conducting the Special Election to Elect Judges for new Judiciary To Include Polling Places in Both Oneida and Milwaukee, seconded by Lisa Summers. Motion carried unanimously.

**9/17/14 LOC:** Motion by Tehassi Hill to add the Election Law Amendments to the Active Files List with Tehassi Hill as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

**6/28/15 OBC:** (*Emergency meeting*) Motion by Brandon Stevens to adopt resolution 6-28-15-A Emergency Amendments to the Election Law, seconded by Lisa Summers. Motion carried unanimously.

Motion by Lisa Summers to approve a procedural exception for the Oneida Election Board alternates definition to allow Oneida Election Board alternates to act as regular Oneida Election Board members at General Tribal Council meetings, seconded by David Jordan. Motion withdrawn.

Motion by Lisa Summers to appoint the nine recommended alternates to the Oneida Election Board; for their terms to be consistent with the Election Law for the 2015 Special Election including Jackie Zalim, Janet Lien, Kitty Melchert, Pat Moore, Kristen Cornelius, Catrina Bhatti, Gina Buenrostro, Tina Skenandore, Candace House, seconded by Tehassi Hill. Motion carried unanimously.

**7/15/15 LOC:** Motion by Jennifer Webster to approve the ratification of the e-poll for the Election Law Emergency Amendments; seconded by David P. Jordan. Motion carried unanimously.

**12/28/15:** *Emergency amendments expired.*

**4/20/16 LOC:** Motion by Fawn Billie to move the amendment lowering the voting age to 18 years old, to emergency status; seconded by Tehassi Hill. Motion carried unanimously.

*Note: All other changes will continue to be processed through the regular process for permanent amendments.*

Motion by Tehassi Hill to forward the Election Law Emergency Amendments packet to the Oneida Business Committee for emergency adoption; seconded by Fawn Billie. Motion carried unanimously.

**4/27/16 OBC:** Motion by Jennifer Webster to adopt resolution #4-27-16-B Election Law Emergency Amendments, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Brandon Stevens to approve the draft letter to the 18-20 year old Tribal Members notifying them of their ability to participate in elections and General Tribal Council meetings, seconded by Trish King. Motion carried unanimously.

**8/17/16 LOC:** Motion by David P. Jordan to direct the Legislative Reference Office to prepare a public meeting packet for the Election Law permanent amendments; seconded by Tehassi Hill. Motion carried unanimously.

**9/15/16:** Public Meeting Held.

**10/5/16 LOC:** Motion by David Jordan to prepare an adoption packet with changes and forward to the Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**10/10/16** *Quarterly work meeting held.* Present: Tehassi Hill, Maureen Perkins, Clorissa Santiago, Tani Thurner, Krystal John. Tehassi will have the LOC request an extension to the emergency amendments at the 10/12/16 BC meeting. Goal is to have these on the 10/26/16 BC agenda- so they can approve and put on GTC Annual meeting agenda in January 2017.

**10/12/16 BC:** Motion by Brandon Stevens to adopt resolution # 10-12-16-F Emergency Election Law Amendments Extension, seconded by Fawn Billie. Motion carried unanimously.

**10/20/16 LOC:** Motion by Tehassi Hill to approve the Election Law Amendments adoption packet and to forward to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**10/26/16 OBC:** Motion by Brandon Stevens to adopt resolution #10-26-16-B Election Law Permanent Amendments; and forward to the 2017 Annual GTC meeting agenda, seconded by Jennifer Webster. Motion carried unanimously.

**11/2/16 LOC:** Motion by Tehassi Hill to enter into the record the support of the Election Law Amendments Analysis e-poll conducted on October 20, 2016; seconded by Fawn Billie. Motion carried unanimously.

### **Employment Law**

This item was carried over into the current term by the LOC. The original proposal is for the development of an employment law to replace the current Personnel Policies and Procedures.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Geraldine Danforth, Matt Denny, Mike Debraska, David P. Jordan

**Drafter:** Krystal John

**Analyst:** Maureen Perkins

**Priority:** High

**9/17/14 LOC:** Motion by Jennifer Webster to add the Employment Law to the Active Files List, with Brandon Stevens as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**10/8/14 OBC:** Motion by Lisa Summers to accept the Legislative Operating Committee update with the following answers:

4) With regard to the Personnel Commission legislation, the Business Committee agrees that the Employment Law should continue forward and shall include consideration regarding how the Personnel Commission and/or their processes are incorporated into the Employment Law legislation; seconded by Trish King. Motion carried unanimously.

**5/6/15 LOC:** Motion by Jennifer Webster to defer the Employment Law to a Legislative Operating Committee work meeting; seconded by Fawn Billie. Motion carried unanimously.

- 6/15/15:** *Work meeting held.* Attendees include Brandon Stevens, David Jordan, Matthew Denny, Gina Buenrostro, Don White, Yvonne Jordan, Lynn Franzmeier, Candice Skenandore, Douglass McIntyre, Krystal John.
- 10/5/15:** *Work meeting held.* Attendees include Brandon Stevens, David Jordan, Jennifer Webster, Danelle Wilson, Rhiannon Metoxen, Nick Reynolds, Krystal John, and Candice Skenandore.
- 10/8/15 OBC:** *Work meeting held.* Attendees include Brandon Stevens, David Jordan, Jennifer Webster, Melinda Danforth, Trish King, Tehassi Hill, Jessica Wallenfang, Mitzi Kopetsky, Nathan King, Apache Danforth, Rhiannon Metoxen, Danelle Wilson, Leyne Orosco, and Krystal John.
- 10/21/15 LOC:** Motion by Fawn Billie to defer the Employment Law for a legislative analysis; seconded by David P. Jordan. Motion carried unanimously.
- 12/2/15 LOC:** Motion by Jennifer Webster to support exploring and due diligence, for looking at separating the Human Resource Department functions for Gaming; seconded by Fawn Billie. Motion carried unanimously.
- 1/20/16 LOC:** Motion by Jennifer Webster to accept the Letter to the Personnel Commission Chair as FYI; seconded by Tehassi Hill. Motion carried unanimously.
- 3/2/16 LOC:** Motion by Jennifer Webster to accept the legislative analysis for the Employment Law, approve the public meeting packet and set a public meeting date for March 31, 2016; seconded by Tehassi Hill. Motion carried unanimously.
- 3/22/16 LOC:** Motion by David P. Jordan to enter into the record the Employment Law e-poll results; seconded by Fawn Billie. Motion carried unanimously.
- For the record:* The Employment Law public meeting scheduled for 12:15pm on March 31, 2016 has not been cancelled.
- 3/31/16:** *Public Meeting held.*
- 5/4/16 LOC:** Motion by Jennifer Webster to accept the Employment law public meeting comments and defer the consideration of the comments to a work meeting to be held on Thursday, May 12, 2016 in the Business Committee Conference Room from 10:30 a.m. - 1:30 p.m.; seconded by David P. Jordan. Motion carried unanimously.
- 5/12/16:** *Work meeting held.*
- 5/18/16 LOC:** Motion by Jennifer Webster to accept the updated draft of the Employment law based on the public meeting comments; noting the revision to be made to section 300.11-4 changing the language from a fee waiver to a statement that prohibits the Judiciary from assessing court fees upon employees disputing employment matters; and deferring to the Legislative Reference Office for an updated legislative analysis; seconded by David P. Jordan. Motion carried unanimously.
- 6/1/16 LOC:** Motion by Jennifer Webster to accept the updated legislative analysis for the Employment Law and direct the sponsor and the drafting attorney to conduct an informational meeting for the Oneida Business Committee to solicit input and, provided there are no major changes, bring an adoption packet back once all input has been collected; seconded by David P. Jordan. Motion carried unanimously.

*Note: This meeting is scheduled for Friday June 3, 2016.*

**6/3/2016:** *Work meeting held.* Attendees include Lisa Summers, Melinda Danforth, Brandon Stevens, Tehassi Hill, Fawn Billie, Leyene Orosco, Dawn Moon Kopetsky, RC Metoxen, Krystal John,

**6/15/16 LOC:** Motion by Jennifer Webster to accept the fiscal impact statement for the Employment Law; seconded by David P. Jordan. Motion carried unanimously.

**8/10/16 OBC:** Motion by Lisa Summers to accept the updated written report; to direct this item be placed on the 2017 Annual General Tribal Council meeting agenda; and included in that item will be a request for General Tribal Council to schedule a special General Tribal Council meeting to specifically address this item, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Lisa Summers to request the team working on this item include in the communication plan that Employment Law and handbook be provided and distributed 30 (thirty) days prior to the 2017 Annual General Tribal Council meeting, seconded by Brandon Stevens. Motion carried unanimously.

**8/17/16 LOC:** Motion by David P. Jordan to accept the updated Employment Law draft and legislative analysis; seconded by Tehassi Hill. Motion carried unanimously.

*Note: The updated draft of the Employment Law incorporates feedback from the June 3 and June 15 Oneida Business Committee work meetings.*

**10/5/16LOC:** Motion by David P. Jordan to approve the Employment Law packet and forward to the Oneida Business Committee to be placed on the Annual General Tribal Council meeting agenda for January 2017; seconded by Fawn Billie. Motion carried unanimously.

**10/19/16:** *Quarterly Sponsor Update Meeting.* Present: Brandon Stevens, Jennifer Falck, Clorissa Santiago, Maureen Perkins, and Tani Thurner. Will go to OBC on 10/26/16- to be forwarded to the GTC in January 2017.

**10/20/16 LOC:** Motion by David P. Jordan to approve the Employment Law packet and forward to the Oneida Business Committee to be placed on the Annual General Tribal Council meeting agenda for January 2017; seconded by Fawn Billie. Motion carried unanimously.

**11/3/16:** *Work Meeting.* Present: RC Metoxen, Apache Danforth, Phil Wisneski, Jo Anne House, Krystal John, Lisa Summers. Group discussed communication efforts in an effort to prepare for upcoming GTC meetings- where the employment law may be on the agenda.

**01/4/17 LOC:** Motion by Fawn Billie to direct the LRO to conduct an e-poll of the adoption packet regarding the Employment Law in consideration of forwarding to the Oneida Business Committee; seconded by Tehassi Hill. Motion carried unanimously.

**1/18/17 LOC:** Motion by Fawn Billie to approve the Employment e-poll results and enter into the record; seconded by Jennifer Webster. Motion carried unanimously.

**2/1/17 LOC:** Motion by Tehassi Hill to accept the information regarding the Employment Law Postcard; seconded by David P. Jordan. Motion carried unanimously.

**3/8/17 OBC:** Motion by Brandon Stevens to approve the amendment to the proposed Employment Law to include the recommendation listed in the March 3, 2017, memo, "Rulemaking in the Employment Law", seconded by Tehassi Hill. Motion carried unanimously.

#### **Endowment Fund Amendments**

An amendment to identify that authorization in a resolution creating an endowment is the equivalent of authority delegated by law as identified in the Administrative Rulemaking law for the purposes of developing rules.

<b>LOC Sponsor:</b> David P. Jordan	<b>Submitted by:</b> Jo Anne House	<b>Date Submitted:</b> 12/21/2016
<b>Contacts:</b> Jo Anne House, Mike Debraska, Mitch Metoxen		
<b>Drafter:</b> Clorissa Santiago	<b>Analyst:</b> Maureen Perkins	<b>Priority:</b> High

**12/21/16 LOC:** Motion by David P. Jordan to add Endowment Fund Amendments to the Active Files list as a high priority with David P. Jordan as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**1/4/17 LOC:** Motion by David P. Jordan to forward the Endowment Fund Amendments to the LRO and the Finance Department for a legislative analysis and fiscal analysis to be completed by January 12, 2017; seconded by Tehassi Hill. Motion carried unanimously.

**1/18/17 LOC:** Motion by Fawn Billie to approve the public meeting packet and send the Endowments Amendments to a public meeting to be held on February 16, 2017 noting the fiscal impact statement will be added to the public meeting packet; seconded by Jennifer Webster. Motion carried unanimously.

**3/15/17 LOC:** Motion by Jennifer Webster to accept the public meeting comments and responses, and the updated draft with the new changes, and direct the Legislative Reference Office to prepare the adoption packet; seconded by David P. Jordan. Motion carried unanimously.

### **GTC Meetings Law**

This item was carried over into the current term by the LOC. This proposal is for a new law to govern the scheduling and conducting of GTC meetings, including: a standard agenda format and a code of conduct for those in attendance; outlining the duties of those preparing and assisting with GTC meetings, and establishing how petitions would be processed.

<b>LOC Sponsor:</b> Fawn Billie	<b>Submitted by:</b> LOC	<b>Date Submitted:</b> 9/17/14
<b>Contacts:</b> Cheryl Skolaski, Robert Baird, Brad Graham, Mike Debraska, Bonnie Pigman		
<b>Drafter:</b> Tani Thurner	<b>Analyst:</b> Candice Skenandore	<b>Priority:</b> High

**9/17/14 LOC:** Motion by Fawn Billie to add the following five items to the Active Files List: GTC Meetings Law; Petition: Directing a “Stall Mall” be Created; Petition: Publishing Names and Addresses of Petition Signers in GTC Mailouts; Petition: Real Estate Taxes for all Tribe Owned Property to be Paid by Tribe; Petition: Responding to Questions and Comments from the Floor at GTC; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Fawn Billie will be the sponsor for this item (GTC Meetings Law)*

**11/12/14 OBC:** Motion by Melinda J. Danforth to defer the GTC Petitions Process SOP to a Business Committee work meeting for discussion, seconded by Fawn Billie. Motion carried unanimously.

**4/3/15 LOC:** Motion by Jennifer Webster to forward the GTC Meetings Law to the Oneida Business Committee to put on the next GTC agenda; seconded by Tehassi Hill. Motion carried unanimously.

**4/22/15 OBC:** Deleted from the agenda at the adoption of the agenda since this item was already included in the July 6, 2015 GTC backup.

**7/6/15 GTC:** Motion by Madelyn Genskow that the General Tribal Council Meetings Law be remanded back to the Legislative Operating Committee for changes, including Public Meetings for comments, and that the mailing be provided to all voting members; seconded by Sherrole Benton. Motion carried by show of hands.

**8/5/15 LOC:** Motion by David P. Jordan to defer the GTC Meetings Law to a work meeting; seconded by Fawn Billie. Motion carried unanimously.

**9/1/15:** *Work meeting held.* Attendees include Brandon Stevens, Tehassi Hill, Fawn Billie, Jennifer Webster, David P. Jordan, Rhiannon Metoxen, Steve Webster, Cheryl Skolaski, Bradley Graham, Bill Graham, Krystal John, Candice Skenandore, Douglass McIntyre.

**11/18/15 LOC:** Motion by Fawn Billie to defer the GTC Meetings Law with the noted changes for a legislative analysis and fiscal impact statement; seconded by David P. Jordan. Motion carried unanimously.

*Noted changes include the following:*

- *Require the Tribal Secretary to provide a petition form with instructions;*
- *Require one subject matter per petition (does not limit the number of resolutions so long as they apply to the topic);*
- *Limit the number of resolutions that can be heard at a GTC meeting;*
- *Defer the discussion regarding denying a vote on matters deemed illegal or unconstitutional;*
- *Expand the 60-day timeframe under 11.5-5 (a);*
- *Add specific deadlines for each required analysis (legal, legislative & fiscal);*
- *If a petition is denied, notice must be provided to the petitioner and those that signed the petition stating the reason(s) why the petition was denied;*
- *Amend the list under 11.5-8 to be more common sense;*
- *Include when an alternate may be assigned for representing a petition;*
- *Identify the forums, media that can be used at GTC and specify who can utilize them for presentations;*
- *Remove the 2-minute time limit under 11.8-5 (c) and allow GTC, at the start of the GTC meeting, to determine if a time limit is necessary, and if so, identify the time limit;*
- *Require the OBC to adopt a GTC security plan; and*
- *Identify who is allowed to videotape*

**12/9/15 OBC:** Motion by Lisa Summers to request the Internal Security Department provide a Plan of Action related to Rules of Decorum and their enforcement and for the Plan of Action to be presented to the Business Committee on December 22, 2015, for input and feedback, seconded by Jennifer Webster. Motion carried unanimously.

**1/4/16 and 2/20/16 GTC:** Motion by Brad Graham to adopt the agenda with the deletion of item 4. Adopt the Rules of Decorum and Appoint Sergeant-at-Arms. Seconded by Mike Debraska. Motion carried by show of hands.

**4/27/16 OBC:** Motion by Jennifer Webster to approve the Tribal Secretary filing copyright and any other legal requests to remove General Tribal Council videos from YouTube channel, seconded by Tehassi Hill. Motion carried unanimously.

**7/25/16:** *Work Meeting held.* Meeting held for an update on the status of this item. Attendees include Jen Falck, Tani Thurner, Jo Anne House.

**10/7/16:** *Quarterly Sponsor Update Meeting held.* Present: Fawn Billie, Cathy Bachhuber, Jennifer Falck, Tani Thurner, Maureen Perkins, Clorissa Santiago. LRO Director will schedule a work meeting and invite the BC Secretary. The Trust Enrollment Dept (Bonnie Pigman) has concerns about combining the GTC stipend policy, the 10 day notice, and the GTC meetings law into one document- because it may become more challenging to make amendments.



**11/1/16** *Work meeting held.* Present: Brandon Stevens, Susan White, Jenny Webster, Maureen Perkins, Bonnie Pigman, Jo Anne House, Lisa Summers. Waiting for new draft based on this meeting.

### **Guardianship Law**

This item was carried over into the current term by the LOC. A Guardianship Law for minor children was requested since the Child Custody, Placement and Visitation Law permits a third party (i.e. a non-parent) to petition for custody of a minor child, but does not address third-party guardianships.

**LOC Sponsor:** Fawn Billie

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Debra Powless, Jennifer Berg-Hargrove

**Drafter:**

**Analyst:**

**Priority:** Low

**9/17/14 LOC:** Motion by Jennifer Webster to add the Guardianship Law to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

**10/7/16:** *Quarterly Sponsor Update Meeting held.* Present: Fawn Billie, Cathy Bachhuber, Jennifer Falck, Tani Thurner, Maureen Perkins, Clorissa Santiago. LRO Director will email Michelle Gordon to find out if she's working on this, and ask for an update.

*Note: Fawn Billie will be the sponsor for this item.*

### **Higher Education Scholarship**

The Higher Education Department (Higher Ed) proposed funding changes for Fall 2014-2015. The OBC requested a legislative analysis of the changes which were made to the Student Handbook. Following this action, the OBC directed the LOC to look at codifying the Rules established by Higher Ed, which currently govern how higher education funding is disbursed in accordance with GTC directives.

**LOC Sponsor:** Fawn Billie

**Submitted by:** OBC Directive

**Date Submitted:** 8/23/14

**Contacts:** Cheryl Vandenberg, Norbert Hill Jr., Paula Rippl, Mitch Metoxen, Mistylee Herzog, David Jordan, Nancy Barton Mike Debraska

**Drafter:**

**Analyst:**

**Priority:** High

**8/13/14 OBC:** Motion by Vince Delarosa request the BC to direct the proposed Higher Education changes be put on hold until 1) A legal review and legislative analysis are completed and 2) A notice of the amendments and the effects of the amendments are provided to the GTC at an Annual or Semi-Annual meeting, seconded by Brandon Stevens. Motion carried unanimously.

Motion by David Jordan to direct Higher Education and Governmental Division to send out a notification in the next Kalihwisaks and to include all the students that are within their database who are applying for financial assistance in that notification, saying that the new proposed changes are being put on hold, seconded by Vince Delarosa. Motion carried unanimously.

**10/1/14 LOC:** Motion by Fawn Billie to approve the memo and forward to the Oneida Business Committee for acceptance; seconded by Jennifer Webster. Motion carried unanimously.

**10/8/14 OBC:** Motion by Lisa Summers to send this issue back to LOC for a draft law or policy to come back to the Business Committee when ready, seconded by Trish King. Motion carried unanimously.

**10/15/14 LOC:** Motion by Jennifer Webster to add Higher Education to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Fawn Billie will be the sponsor for this item.*

- 12/17/14 LOC:** Motion by Jennifer Webster to accept the memorandum regarding the status of the Higher Education Law as FYI; seconded by Fawn Billie. Motion carried unanimously.
- 5/20/15:** *Work meeting held.* Attendees include: Pat Garvey, Candice Skenandore, Mitchell Metoxen, Fawn Billie, David P. Jordan, Leyne Orosco, Fawn Cottrell.
- 7/17/15:** *Work meeting held.* Attendees include: Fawn Billie, David Jordan, Tehassi Hill, Jennifer Webster, Cheryl Vandenberg, Paula Ripple, Don White, Mistylee Herzog, Mitchel Metoxen, Fawn Cottrell, Krystal John, Candice Skenandore.
- 7/24/15:** *Strategy meeting held.* Attendees include: David Jordan, Tehassi Hill, Jennifer Webster, Brandon Stevens, Krystal John, Candice Skenandore.
- 8/5/15 LOC:** Motion by David P. Jordan to direct the Legislative Reference office to makes the noted revisions and to defer the Oneida Higher Education Scholarship (Law), as revised, for a legislative analysis and a fiscal impact statement; seconded by Tehassi Hill. Motion carried unanimously.
- 9/16/15 LOC:** Motion by David P. Jordan to defer Oneida Higher Education Scholarship to the Legislative Reference Office to make the discussed changes and bring it back to the next LOC meeting; with a Public Meeting packet prepared for the LOC to review; seconded by Tehassi Hill. Motion carried unanimously.
- 10/7/15 LOC:** Motion by Jennifer Webster to forward the Oneida Higher Education Scholarship to a public meeting to be held on October 29, 2015 at 12:15 p.m.; seconded by David P. Jordan. Motion carried unanimously.
- 10/29/15:** *Public Meeting held.*
- 11/18/15 LOC:** Motion by David P. Jordan to accept the public meeting comments regarding the Oneida Higher Education Scholarship and defer to a LOC work meeting to be held on November 23, 2015; seconded by Tehassi Hill. Motion carried unanimously.
- 11/23/15:** *Work meeting held (to consider public meeting comments.)* Attendees include: Fawn Billie, Brandon Stevens, David P. Jordan, Jennifer Webster, Rita Lara, Mitchell Metoxen, Jessica Last, Cheryl Vandenberg, Don White, Mike Debraska, Nancy Barton, Sherry King, Paula Ripple, Norbert Hill, Nicolas Reynolds, Kathy L. Metoxen and Krystal John.
- 12/1/15:** *Work meeting held (to finish considering public meeting comments.)* Attendees include: Fawn Billie, Brandon Stevens, Jennifer Webster, Mitchell Metoxen, Jessica Last, Cheryl Vandenberg, Don White, Nancy Barton, Paula Ripple, Norbert Hill, Kathy L. Metoxen, Anita Barber and Krystal John.
- 1/6/16 LOC:** Motion by Fawn Billie to defer the Oneida Higher Education Scholarship to the next Legislative Operating Committee meeting to allow for an updated fiscal impact statement and for the Higher Education Student Handbook to be approved by the Director of Government Services; seconded by David Jordan. Motion carried unanimously.
- Amendment to the main motion by David P. Jordan to require the Chief Counsel to prepare a written legal opinion considering whether the Law conflicts with the General Tribal Council resolutions related to the Higher Education Scholarship; seconded by Jennifer Webster. Motion carried unanimously.
- 2/3/16 LOC:** Motion by David P. Jordan to send the Higher Education Scholarship draft to the Oneida Business Committee to consider forwarding to the next available General Tribal Council for adoption; seconded by Fawn Billie. Motion carried unanimously.

Motion by Fawn Billie to request the Higher Education Department to prepare a presentation to accompany the law to the General Tribal Council consideration; seconded by Tehassi Hill. Motion carried unanimously.

**3/9/16 OBC:** *Item deleted at adoption of the agenda.*

**3/22/16 LOC:** Motion by David P. Jordan to forward the Higher Education Scholarship draft to the Oneida Business Committee to consider forwarding to the next available General Tribal Council meeting for consideration of adoption, and including a redline of the resolution to include in the LOC packet for the record; seconded by Tehassi Hill. Motion carried unanimously.

**3/30/16 LOC:** Motion by Lisa Summers to defer this item to the next available working meeting for review, seconded by Jennifer Webster. Motion carried unanimously.

**10/7/16:** *Quarterly Sponsor Update Meeting held.* Present: Fawn Billie, Tani Thurner, Cathy Bachhuber, Maureen Perkins, Jennifer Falck, Clorissa Santiago. The LRO Director will attend the 11/15/16 BC work meeting- where this will be discussed. Then The LRO Director and the sponsor will decide on next steps.

### **Independent Contractor Policy Amendments**

This policy was added to the Active Files List because it may conflict with the Indian Preference Law.

**LOC Sponsor:** David Jordan

**Submitted by:** OBC

**Date Submitted:** 12/28/16

**Contacts:** Melinda Danforth, OBC

**Analyst:** Candice Skenandore

**Priority:** High

**10/12/16 OBC:** Motion by David Jordan to defer this item to the Legislative Operating Committee, Law Office, and Purchasing Department to develop policies and solutions; and for an update to be brought back within sixty (60) days, seconded by Jennifer Webster. Motion carried with one abstention.

**1/4/17 LOC:** Motion by Tehassi Hill to add the Independent Contractor Policy to the active files list with David P. Jordan as the sponsor; seconded by David P. Jordan. Motion carried unanimously.

**1/11/17 OBC:** Motion by David Jordan to accept the update regarding Departments of Public Works HVAC contracts; and to delete from the agenda, seconded by Trish King. Motion carried unanimously.

**2/1/17 LOC:** Motion by Fawn Billie to accept the draft Independent Contractor Policy amendments and forward for a legislative and fiscal analysis to be completed by February 23, 2017; seconded by Tehassi Hill. Motion carried unanimously.

**2/15/17 LOC:** Motion by Jennifer Webster to establish a high priority level for the Independent Contractor Policy Amendments; seconded by David P. Jordan. Motion carried unanimously.

**3/1/17 LOC:** Motion by Fawn Billie to approve the Public Meeting packet and forward the Independent Contractor Policy amendments to a Public Meeting on March 30, 2017, with a correction on the Public Meeting notice; seconded by Fawn Billie. Motion carried unanimously.

*Note: The noted change is to change "Wednesday" to "Thursday" on the Public Meeting notice.*

### **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 will govern how industrial hemp will be grown on the Reservation, if and when the appropriate federal permits are obtained.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** Tehassi Hill

**Date Submitted:** 3/18/15

**Contacts:** Bill Vervoot

**Drafter:**

**Analyst:**

**Priority:** low

**3/18/15 LOC:** Motion by Jennifer Webster to add the Industrial Hemp Law to the Active Files List with Tehassi Hill as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**5/6/15 LOC:** Motion by Jennifer Webster to request the Industrial Hemp legal opinion to be completed and brought back to the next Legislative Operating Committee meeting; seconded by Fawn Billie. Motion carried unanimously.

**5/20/15 LOC:** (Executive Session) Motion by David P. Jordan to accept the update and to forward the Industrial Hemp Law to the Oneida Business Committee to be discussed in executive session. Motion carried unanimously.

**5/27/15 OBC:** Motion by Melinda J. Danforth to accept as information, seconded by Tehassi Hill. Motion carried unanimously.

**10/10/16:** *Quarterly Sponsor Update held.* Present: Tehassi Hill, Maureen Perkins, Tani Thurner, Clorissa Santiago, Krystal John. No new updates.

### **Land Commission Bylaws Amendments**

Requested amendments would remove the hearing authority from the Land Commission and transfer it to the Judiciary.

**LOC Sponsor:** David P. Jordan

**Submitted by:** Land Commission

**Date Submitted:** 10/7/15

**Contacts:** Lori Elm, Rae Skenandore, Jay Rasmussen

**Drafter:**

**Analyst:**

**Priority:** Medium

**10/7/15 LOC:** Motion by David P. Jordan to add the Real Property Law Amendments, Probate Law, Mortgage Law, Landlord-Tenant Law and Land Commission Bylaws Amendments to the Active Files List with himself as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

**12/16/15 LOC:** Motion by David P. Jordan to accept the Land Commission Bylaws Amendments memorandum update and to defer this item back to the sponsor and to bring back when ready; seconded by Fawn Billie. Motion carried unanimously.

**1/6/16 LOC:** Motion by David P. Jordan to defer the Land Commission Bylaws Amendments to the Legislative Reference Office for a legislative analysis; seconded by Tehassi Hill. Motion carried unanimously.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maureen Perkins, Clorissa Santiago. No new updates.

**2/15/17 LOC:** Motion by David P. Jordan to upgrade the Land Commission Bylaws Amendments and the Rules of Civil Procedure Amendments from low priority to medium priority; seconded by Tehassi Hill. Motion carried unanimously.

### **Landlord-Tenant Law Emergency Amendments**

Emergency amendments are requested to allow Oneida Housing Authority's Rent-to-Own program to fit within the confines of the Law. Currently, the Law applies to rental agreements which are contracts where the tenant is granted the right to use or occupy the premises for a residential purpose for one year or less. Amendments will revise the definition of "rental agreement" to allow for longer than one year when the contract is on a rent-to-own basis.

**LOC Sponsor:** David P. Jordan  
**Contacts:** Krystal John  
**Drafter:** Krystal John

**Submitted by:** Land Commission  
**Analyst:** Maureen Perkins

**Date Submitted:** 12/21/2016  
**Emergency Expires:** 06/25/2017  
**Priority:** High

**12/21/16 LOC:** Motion by David P. Jordan to add the Landlord-Tenant Law Emergency Amendments to the Active Files list with David Jordan as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**1/18/17 LOC:** Motion by Jennifer Webster to approve the emergency amendments adoption packet and forward the Landlord-Tenant Emergency Amendments to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**1/25/17 OBC:** Motion by Brandon Stevens to adopt resolution # 01-25-17-C Landlord-Tenant Law Emergency Amendments, seconded by Melinda J. Danforth. Motion carried unanimously.

**2/1/17 LOC:** Motion by Jennifer Webster to direct the Finance Department to complete a fiscal impact statement by February 15, 2017 and to approve the public meeting packet, including the fiscal impact statement when completed, and forward the Landlord-Tenant law amendments to a public meeting to be held on March 2, 2017; seconded by Tehassi Hill. Motion carried unanimously.

**3/1/17 LOC:** Motion by Tehassi Hill to accept the February 22, 2017 e-poll which cancelled the March 2, 2017 Landlord-Tenant Public Meeting into the record; seconded by Fawn Billie. Motion carried unanimously.

### **Law Enforcement Ordinance Amendments – Conservation Officers**

This item was carried over into the current term by the LOC. The Oneida Police Department and the Law Office are recommending amendments to the Law Enforcement Ordinance to clarify that Conservation wardens are not sworn police officers, so there is no conflict when it comes to the issuance of fines.

**LOC Sponsor:** Tehassi Hill  
**Contacts:** Rich Vanboxtel, Terry Metoxen  
**Drafter:**

**Submitted by:** LOC  
**Analyst:**

**Date Submitted:** 9/17/14  
**Priority:** Low

**9/17/14 LOC:** Motion by Jennifer Webster to add Law Enforcement Ordinance Amendments – Conservation Officers to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Tehassi Hill will be the sponsor for this item.*

**10/10/16:** *Quarterly Sponsor Update Meeting held.* Present: Tehassi Hill, Maureen Perkins, Tani Thurner, Clorissa Santiago, Krystal John. No new updates.

### **Legal Resource Center Governing Documents**

This item is a directive from General Tribal Council.

**LOC Sponsor:** Brandon Stevens  
**Contacts:**

**Submitted by:** LOC

**Date Submitted:** 3/1/17

**Drafter:** Taniquelle Thurner

**Analyst:**

**Priority:**

**2/8/17 OBC:** Motion by Lisa Summers to accept the job descriptions as information, noting that the Business Committee will review and provide any recommendations back by February 14, 2017, seconded by Jennifer Webster. Motion carried unanimously

**3/1/17 LOC:** Motion by Tehassi Hill to add the Legal Resource Center Governing Documents to the Active Files List as high priority, and assign Brandon Stevens as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

### **Nonprofit Incorporation law**

This is a proposal to develop a law that would enable entities to incorporate as non-profit organizations under Tribal law instead of under state/federal law.

**LOC Sponsor:** David P. Jordan

**Submitted by:** Donald M. Miller

**Date Submitted:** 8/17/16

**Contacts:** Donald M. Miller (Grants Department)

**Drafter:**

**Analyst:**

**Priority:** Medium

**8/17/16 LOC:** Motion by David P. Jordan to add Nonprofit Incorporation Law to the active files list as medium priority, listing David P. Jordan as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maureen Perkins, Clorissa Santiago. No new updates.

### **Personnel Commission Bylaws Amendments**

The Personnel Commission has requested changes to the entity's bylaws in order to outline more specifically the qualifications for appointed commissioners.

**LOC Sponsor:** Fawn Billie

**Submitted by:** Susan Daniels (PC Chair)

**Date Submitted:** 3/18/15

**Contacts:** Susan Daniels, Gina Buenrostro

**Drafter:**

**Analyst:**

**Priority:** Low

**3/18/15 LOC:** Motion by Fawn Billie to add the Personnel Commission Bylaws Amendments to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

*Note: Fawn Billie will be the sponsor for this item.*

**5/20/15 LOC:** Motion by Fawn Billie to accept the memorandum regarding the status of the Personnel Commission Bylaws Amendments and to defer the item back to the sponsor's office; seconded by David P. Jordan. Motion carried unanimously.

**7/14/15:** *Work meeting held* (during regular Personnel Commission monthly meeting.) Attendees include Douglass McIntyre, Tani Thurner, and the Personnel Commission.

**10/7/16:** *Quarterly Sponsor Update Meeting Held.* Present: Fawn Billie, Cathy Bachhuber, Tani Thurner, Maureen Perkins, Clorissa Santiago, Jennifer Falck. This item is on hold until the Comprehensive Policy Governing Boards, Committees, and Commissions is complete.

### **Public Peace Law**

The Police Commission made a recommendation to the OBC to adopt a Public Peace Law in an effort to exercise sovereignty, jurisdiction and curfew. The OBC forwarded the item to LOC to consider in November 2016.

**LOC Sponsor:** Fawn Billie/Jenny Webster

**Submitted by:** OBC/ Police Commission

**Date Submitted:** 10/26/16

**Contacts:** Lisa Summers

**Drafter:**

**Analyst:**

**Priority:** Low

**10/26/16 OBC:** Motion by Lisa Summers to send the recommendations provided in the report to create a tribal criminal code, tribal traffic code, tribal public peace laws to exercise the Nation's sovereignty and jurisdiction, and curfew to the Legislative Operating Committee for consideration, seconded by Fawn Billie. Motion carried unanimously.

**12/7/16 LOC:** Motion by Jennifer Webster to add Tribal Criminal Code to the Active Files list as a low priority with Brandon Stevens as the sponsor, add Tribal Traffic Code to the Active Files list as a low priority with Tehassi Hill as the sponsor, and add Tribal Public Peace Law to the Active Files list with Jennifer Webster and Fawn Billie as co-sponsors; seconded by Fawn Billie. Motion carried unanimously.

**1/4/17 LOC:** Motion by Tehassi Hill to accept the 60-day update; seconded by Jennifer Webster. Motion carried unanimously.

**3/15/17 LOC:** Motion by Fawn Billie to approve a 60-day extension to complete research for these items; seconded by Tehassi Hill. Motion carried unanimously.

### **Removal Law Amendments**

These amendments were requested to make the process for removing various elected officials somewhat less difficult – the amended law would give the OBC, instead of GTC, the final decision on whether to remove elected members of boards, committees and commissions; and would enable a board, committee or commission to formally request removal of a member without needing to go through the petition process. The OBC removal process would not be amended.

**LOC Sponsor:** Fawn Billie

**Submitted by:** Trust/Enrollment Department

**Date Submitted:** 12/17/14

**Contacts:** Michelle Mays, Carole Liggins, Susan White, Mike Debraska, Ed Delgado, Bradley Graham, Brian Doxtator, Nancy Barton, Bonnie Pigman, Debra Danforth

**Drafter:** Tani Thurner

**Analyst:** Candice Skenandore

**Priority:** High

**12/17/14 LOC:** Motion by Fawn Billie to add the Removal Law Amendments to the Active Files List with herself as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

**2/18/15 LOC:** Motion by Fawn Billie defer the Removal Law Amendments for a legislative analysis and a fiscal impact statement; seconded by Tehassi Hill. Motion carried unanimously.

**4/3/15 LOC:** Motion by Jennifer Webster to forward the Removal Law Amendments to an April 30th, 2015 Public Meeting; seconded by Tehassi Hill. Motion carried unanimously.

**4/30/15:** *Public Meeting held.*

**7/1/15 LOC:** Motion by David P. Jordan to defer the Removal Law Amendments to a work meeting; seconded by Tehassi Hill. Motion carried unanimously.

**7/1/15:** *Work meeting held.* Attendees include: Brandon Stevens, Tehassi Hill, David P. Jordan, Danelle Wilson, Leyne Orosco, Ed Delgado, Douglass McIntyre, Candice Skenandore, Taniquelle Thurner, Daril Peters, Jordyn Rassmussen.

**9/4/15:** *Strategy meeting held.* Attendees include: Brandon Stevens, Jennifer Webster, Fawn Billie, Douglass McIntyre.

**9/16/15 LOC:** Motion by David P. Jordan to defer the Removal Law Amendments to the Legislative Reference Office to bring back with a proposed date for a Public Meeting; seconded by Fawn Billie. Motion carried unanimously.

**10/7/15 LOC:** Motion by Jennifer Webster to forward the revised Removal Law Amendments to a public meeting to be held on October 29, 2015 at 12:15 p.m.; seconded by David P. Jordan. Motion carried unanimously.

**10/29/15:** *Public Meeting held.*

**11/18/15 LOC:** Motion by Tehassi Hill to accept the public meeting comments regarding the Removal Law Amendments and defer to a LOC work meeting to be held tentatively on December 4, 2015; seconded by Fawn Billie. Motion carried unanimously.

**12/4/15:** *Work meeting held.* Attendees include: Brandon Stevens, Tehassi Hill, Danelle Wilson, David P. Jordan, Fawn Billie, Jennifer Webster, Ed Delgado, Yvonne Metivier, Bonnie Pigman, Michelle Mays, Taniquelle Thurner, Douglass McIntyre.

**2/17/16 LOC:** Motion by Tehassi Hill to accept the Removal Law Amendments draft and forward to the Legislative Reference Office for an updated legislative analysis and to the Finance Department for a fiscal impact statement; seconded by Fawn Billie. Motion carried unanimously.

**10/3/16** *Work Meeting held.* Present: Tani Thurner, JoAnne House, Fawn Billie, Cathy Bachhuber. Fawn & Cathy had some questions about the amendments. The law is being split into two (2) laws; one for the removal of OBC members and one for members of other boards, committees, and commissions. We ran through all their questions and agreed to make changes. JoAnne will work on those changes, Tani will update the analysis. Then we will have another work meeting with sponsor to look at new drafts. It is likely another public meeting will be necessary.

**10/7/16:** *Quarterly Sponsor Update Meeting held.* Present: Fawn Billie, Cathy Bachhuber, Tani Thurner, Maureen Perkins, Clorissa Santiago, Jennifer Falck. Confirmed the plan to draft two laws instead of one; one for removal of BC members, one for removal of board/committee/commission members. After two drafts are completed, we will have another work meeting to review.

**11/29/16:** *Work Meeting held.* Present: Fawn Billie, Brandon Stevens, Clorissa Santiago, Tehassi Hill, Tani Thurner, Jenny Webster, David Jordan, Jo Anne House, Candice Skenandore, Lisa Liggins, Jen Falck. Meeting was facilitated by Jessica Wallenfang. This was a facilitated meeting designed to discuss; Sanctions & Penalties, Removal, Code of Ethics, and Comprehensive Policy simultaneously. The group reviewed each law or draft for similarities, and discussed shared elements. The group asked that 1) the LRO complete that work, 2) then check with Jenny Webster as the sponsor of Comprehensive Policy, and 3) schedule another work meeting.

**2/17/17:** *Work meeting held.* Attendees include Fawn Billie, Jennifer Falck, Leyene Orosco, Brandon Stevens, Tani Thurner, Jennifer Webster, Tehassi Hill, Candice Skenandore, Cathy Bachhuber

**Research Protection Act**

This is a new law that has been requested to develop a research board that would oversee research projects affecting Tribal members and/or Tribal land.

**LOC Sponsor:** Fawn Billie

**Submitted by:** Norbert Hill Jr.

**Date Submitted:** 10/7/15

**Contacts:** Norbert Hill Jr.



**Drafter:**

**Analyst:**

**Priority: Medium**

**10/7/15 LOC:** Motion by David P. Jordan to defer the Research Protection Act to the next Legislative Operating Committee meeting in order for the requestor to answer questions; seconded by Jennifer Webster. Motion carried unanimously.

**10/21/15 LOC:** Motion by David P. Jordan to add the Research Protection Act to the Active Files List with Fawn Billie as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**12/16/15 LOC:** Motion by Jennifer Webster to accept the status update as FYI and defer the Research Protection Act back to the sponsor to bring back when ready; seconded by David P. Jordan. Motion carried unanimously.

**6/1/16 LOC:** Motion by P. Jordan to accept the draft and defer the draft of the Research Protection Act to the Legislative Reference Office for a legislative analysis; seconded by Tehassi Hill. Motion carried unanimously.

**7/20/16:** *LOC work meeting held.* Due to the limited staff in the LRO, the short time remaining in this term, and the number of other priority items the LOC is working to complete by the end of the term, this item was deleted from the AFL.

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

**10/7/16:** *Quarterly Sponsor Update Meeting held.* Present: Fawn Billie, Cathy Bachhuber, Tani Thurner, Maureen Perkins, Clorissa Santiago. It was decided that after some items come off the AFL, we will revisit this item and schedule a work meeting with Norbert Hill- to discuss what he is looking for in the legislation.

### **Rules of Civil Procedure Amendments**

This is a request to amend the Rules of Civil Procedure to exempt tribal entities from paying a filing fee; and to modify the requirements of service for Tribal entities.

**LOC Sponsor:** David P. Jordan

**Submitted by:** LOC

**Date Submitted:** 7/15/15

**Contacts:** Rae Skenandore, Denise Beans, Gerald Hill, Marcus Zelenski, Layatalati Hill, John Powless

**Drafter:**

**Analyst:**

**Priority: Medium**

**7/15/15 LOC:** Motion by David P. Jordan to add the Rules of Civil Procedure Amendments to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: David P. Jordan will be the sponsor for this item.*

**9/16/15 LOC:** Motion by David P. Jordan to defer the Rules of Civil Procedure Amendments back to the Legislative Reference Office to continue working on this item, and to bring back a draft within 90 days; seconded by Fawn Billie. Motion carried unanimously.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maurenn Perkins, Clorissa Santiago. No new updates.

**2/15/17 LOC:** Motion by David P. Jordan to upgrade the Land Commission Bylaws Amendments and the Rules of Civil Procedure Amendments from low priority to medium priority; seconded by Tehassi Hill. Motion carried unanimously.

### **Sanctions and Penalties Law**

This item is a proposal for a consistent process that would provide for members of the Oneida Business Committee and other Boards, Committees and Commissions to face sanctions for misconduct. Currently, the only penalty that OBC members may be subject to, is removal from office – meaning that less serious misconduct would either go unpunished or would result in a penalty that might be considered too extreme for a particular violation.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Lisa Summers, OBC Secretary

**Date Submitted:** 10/15/14

**Contacts:** Lisa Summers

**Drafter:** Tani Thurner

**Analyst:** Candice Skenandore

**Priority:** High

**10/15/14 LOC:** Motion by Tehassi Hill to add the OBC Sanctions Policy to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**11/5/14 LOC:** Motion by Jennifer Webster to forward the BC Sanctions and Penalties to an LOC work meeting, with invitations to be sent to the rest of the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.

**1/15/15:** *Work meeting held.* Attendees include: Candice Skenandore, Danelle Wilson, Tani Thurner, Fawn Billie, Fawn Cottrell, Jennifer Webster, RC Metoxen, Brandon Stevens, Tehassi Hill, Jacob Metoxen, Melinda Danforth.

**10/19/16:** *Quarterly Sponsor Update Meeting.* Present: Brandon Stevens, Jennifer Falck, Clorissa Santiago, Maureen Perkins, and Tani Thurner. Tehassi wants to meet with LOC Chair to discuss how this item relates to the Code of Ethics. That meeting is scheduled for 11/10/16.

**11/10/16:** *Work Meeting held.* Present: Tehassi Hill, Tani Thurner, Clorissa Santiago, Brandon Stevens, Jennifer Falck. Group agreed that we need a work meeting to discuss; Sanctions & Penalties, Comprehensive Policy, Removal Law(s), and Code of Ethics.

**11/29/16:** *Work Meeting held.* Present: Fawn Billie, Brandon Stevens, Clorissa Santiago, Tehassi Hill, Tani Thurner, Jenny Webster, David Jordan, Jo Anne House, Candice Skenandore, Lisa Liggins, Jen Falck. Meeting was facilitated by Jessica Wallenfang. This was a facilitated meeting designed to discuss; Sanctions & Penalties, Removal, Code of Ethics, and Comprehensive Policy simultaneously. The group reviewed each law or draft for similarities, and discussed shared elements. The group asked that 1) the LRO complete that work, 2) then check with Jenny Webster as the sponsor of Comprehensive Policy, and 3) schedule another work meeting.

**2/15/17 LOC:** Motion by Jennifer Webster to upgrade the Domestic Animals Ordinance Amendments, the Children’s Code, Code of Ethics Amendments, and the Sanctions and Penalties Law from medium priority to high priority; seconded by Tehassi Hill. Motion carried unanimously.

**2/17/17:** *Work meeting held.* Attendees include Fawn Billie, Jennifer Falck, Leyene Orosco, Brandon Stevens, Tani Thurner, Jennifer Webster, Tehassi Hill, Candice Skenandore, Cathy Bachhuber

**Secured Transactions Law**

This is a new law that would establish a Tribal recording office, where security interests could be recorded. The Law would also set out various requirements relating to priority in security interests – i.e. identifying who would be first in line when a single piece of collateral is used as security for multiple lenders.

**LOC Sponsor:** David P. Jordan

**Submitted by:** LOC

**Date Submitted:** 8/19/15

**Contacts:**

**Drafter:**

**Analyst:**

**Priority:** Low

**8/19/15 LOC:** Motion by David P. Jordan to add the Tribal Secured Transactions Law to the Active Files List with himself as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**10/21/15 LOC:** Motion by David P. Jordan to defer the Secured Transactions Law to the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maureen Perkins, Clorissa Santiago. No new updates.

**Severance Law**

This is a new law which provides a process for offering severance agreements to Tribal employees when the financial conditions of the Tribe warrant a need to reduce the workforce.

**LOC Sponsor:** Fawn Billie

**Submitted by:** Trish King, Treasurer

**Date Submitted:** 10/21/15

**Contacts:** Trish King, Larry Barton, Ralinda Ninham Lambries, Rae Skenandore, Terry Cornelius, Mike Debraska

**Drafter:**

**Analyst:**

**Priority:** Low

**10/21/15 LOC:** Motion by David P. Jordan to add the Severance Law to the Active Files List and that this item be processed as an emergency; seconded by Fawn Billie. Motion carried unanimously.

*Note: Fawn Billie will be the sponsor for this item.*

**11/18/15 LOC:** Motion by Tehassi Hill to remove the emergency status of the Severance Law; seconded by David P. Jordan. Motion carried unanimously.

*Note: The sponsor will work with the Finance Department and Treasurer's Office and bring back this item in 60 days.*

**10/7/16:** *Quarterly Sponsor Update Meeting held.* Present: Fawn Billie, Cathy Bachhuber, Tani Thurner, Maureen Perkins, Clorissa Santiago. Discussion that this item may need to wait until the reorganization project is complete- which will reorganize the Nation's infrastructure. Sponsor will discuss this with LOC members- to explore whether or not this could come off the AFL, at least until the reorganization project is implemented.

**Tribal Environmental Response Law Amendments**

To review and update procedures for hearing bodies and establish rulemaking authority within the Law. Also make any necessary formatting changes that comply with the new drafting style.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** Victoria Flowers

**Date Submitted:** 1/18/2017

**Contacts:** Victoria Flowers, Jeff Mears,

**Drafter:**

**Analyst:**

**Priority:** Medium

**1/18/17 LOC:** Motion by David P. Jordan to add the Tribal Environmental Response to the active files list with Tehassi Hill as the sponsor noting a low priority level; seconded by Fawn Billie. Motion carried unanimously.

**2/15/17 LOC:** Motion by Tehassi Hill to upgrade the Tribal Environmental Response Amendments from low priority to medium priority; seconded by Jennifer Webster. Motion carried

unanimously.

**3/15/17 LOC:** Motion by Fawn Billie to accept the 60-day update; seconded by David P. Jordan. Motion carried unanimously.

### **Tribal Traffic Code**

The Police Commission made a recommendation to the OBC to adopt a traffic code in an effort to exercise sovereignty, jurisdiction and curfew. The OBC forwarded the item to LOC to consider in November 2016.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** OBC/ Police Commission

**Date Submitted:** 10/26/16

**Contacts:** Lisa Summers

**Drafter:**

**Analyst:**

**Priority:** Low

**10/26/16 OBC:** Motion by Lisa Summers to send the recommendations provided in the report to create a tribal criminal code, tribal traffic code, tribal public peace laws to exercise the Nation's sovereignty and jurisdiction, and curfew to the Legislative Operating Committee for consideration, seconded by Fawn Billie. Motion carried unanimously.

**12/7/16 LOC:** Motion by Jennifer Webster to add Tribal Criminal Code to the Active Files list as a low priority with Brandon Stevens as the sponsor, add Tribal Traffic Code to the Active Files list as a low priority with Tehassi Hill as the sponsor, and add Tribal Public Peace Law to the Active Files list with Jennifer Webster and Fawn Billie as co-sponsors; seconded by Fawn Billie. Motion carried unanimously.

**1/4/17 LOC:** Motion by Tehassi Hill to accept the 60-day update; seconded by Jennifer Webster. Motion carried unanimously.

**3/15/17 LOC:** Motion by Fawn Billie to approve a 60-day extension to complete research for these items; seconded by Tehassi Hill. Motion carried unanimously.

### **Trust/Enrollment Committee Bylaws Amendments**

A Tribal member requested changes to the entity's bylaws in order to remove particular language. The Trust/Enrollment Committee also wishes to update the entity's bylaws.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** Nancy Barton

**Date Submitted:** 12/15/15

**Contacts:** Susan White, Bonnie Pigman, Robert J. Collins, Nancy Barton

**Drafter:**

**Analyst:**

**Priority:** Low

**1/6/16 LOC:** Motion by Jennifer Webster to add the Trust/Enrollment Committee Bylaws Amendments to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Jennifer Webster will be the sponsor for this item.*

**3/2/16 LOC:** Motion by Jennifer Webster to accept the memorandum regarding the status of the Trust/Enrollment Committee By-Laws as FYI and defer item back to sponsor for further development; seconded by Tehassi Hill. Motion carried unanimously.

### **Vehicle Driver Certification and Fleet Management**

This item was originally submitted to the LOC on June 15, 2012 from Bob Keck, Risk Management Director. The item was carried over into the current term by the LOC. The proposal seeks the development of a new law, which would replace the current Vehicle Driver Certification and Fleet Management Policies; updating the requirements of both. The law would govern the use of Tribal vehicles, and the use of personal vehicles while on Tribal business, for Tribal employees, officials and volunteers.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** LOC

**Date Submitted:** 9/17/14



### **Workplace Violence Prevention**

This item was originally submitted to the LOC on December 18, 2012 and carried over into the current term by the LOC. The proposed Policy provides guidance to Tribal employees to maintain an environment at and within the Tribe's property and events that is free of violence and the threat of violence.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** HRD

**Date Submitted:** 9/17/14

**Contacts:** Kaylynn Gresham, Geraldine Danforth, Bob Fresen, Matthew J. Denny, Sr., James Bittorf, Maria C. John

**Drafter:** Clorissa Santiago

**Analyst:** Maureen Perkins

**Priority:** High

**9/17/14 LOC:** Motion by Fawn Billie to not add Workplace Violence Policy to the Active Files List, and to provide notice to the Oneida Business Committee. Motion withdrawn.

Motion by Tehassi Hill to add the Workplace Violence Policy to the Active Files List with Tehassi Hill as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

**11/23/15:** *Work meeting held.* Attendees include: Geraldine Danforth, Matthew J. Denny, Bob Keck, James Bittorf, Kaylynn Gresham, Robert Fresen, Eric Boulanger, Douglass McIntyre.

**1/22/16:** *Work meeting held.* Attendees include: Matthew J. Denny, James Bittorf, Kaylynn Gresham, Robert Fresen, Richard VanBoxtel, Jennifer Webster, Douglass McIntyre.

**3/2/16 LOC:** Motion by Jennifer Webster to accept the draft of the Workplace Violence Policy and forward to the Legislative Reference Office for a legislative analysis; seconded by Tehassi Hill. Motion carried unanimously.

**8/12/16:** *Work meeting held.* Tehassi Hill, Geraldine Danforth, Matt Denny, Jim Bittorf, Jen Falck. Group decided to ask Terry Hetzel to run the current draft through a "table top" exercise with other HRD staff. After that happens, Matt will contact Jen Falck to schedule another work meeting. At that meeting- we will learn what happened at the table top and decide on how to move forward.

**10/10/16:** *Quarterly Sponsor Update Meeting held.* Present: Tehassi Hill, Maureen Perkins, Tani Thurner, Clorissa Santiago, Krystal John.

## **ACTIVE FILES LIST: COMPLETED ITEMS**

### **Administrative Procedures Act Amendments**

With the adoption of the Judiciary Law, the APA was set to be repealed as of March 1, 2015. If repealed at that time, it would have left various Tribal hearing bodies without any rules to govern hearings. A revised APA was adopted on an emergency basis to address that issue and now the amendments are being prepared for permanent adoption.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** LRO

**Date Submitted:** 2/12/15

**Contacts:** David P. Jordan, Mike Debraska

- 2/18/15 LOC:** Motion by Tehassi Hill to approve the resolution and forward to the Oneida Business Committee for consideration of adoption; seconded by Fawn Billie. Motion carried unanimously.
- 2/25/15 OBC:** Motion by Tehassi Hill to adopt resolution titled Administrative Procedures Act Amendments Emergency Adoption, seconded by Trish King. Motion carried unanimously.
- 7/1/15 LOC:** *Note: Brandon Stevens will sponsor the Administrative Procedures Act Emergency Amendments.*
- 8/19/15 LOC:** Motion by Jennifer Webster to approve the resolution extending the Administrative Procedures Act Emergency Amendments and forward to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.
- 8/26/15 OBC:** Motion by Brandon Stevens to adopt resolution 8-26-15-C Administrative Procedures Act Amendments Emergency Adoption Extension, seconded by Jennifer Webster. Motion carried unanimously.
- 11/18/15 LOC:** Motion by David P. Jordan to defer the Administrative Procedures Act Amendments to the Finance Department for a fiscal impact statement and to forward the Administrative Procedures Act Amendments to a public meeting date of January 7, 2016; seconded by Fawn Billie. Motion carried unanimously.
- 12/2/15 LOC:** Motion by Fawn Billie to approve the public meeting packet and forward the Administrative Procedures Act Amendments to a public meeting to be held on January 7, 2016; seconded by Jennifer Webster. Motion carried unanimously.
- 1/7/16:** *Public Meeting held.*
- 2/3/16 LOC:** Motion by Tehassi Hill to direct the Legislative Reference Office to prepare an adoption packet for the Administrative Procedures Act Amendments to be forwarded to the Oneida Business Committee for consideration when ready; seconded by Fawn Billie. Motion carried unanimously.
- 2/7/16 LOC:** Motion by Tehassi Hill to forward the Administrative Procedures Act Amendments to the Oneida Business Committee for consideration; seconded by Jennifer Webster. Motion carried unanimously.
- 2/24/16 OBC:** Motion by Lisa Summers to adopt resolution 2-24-16-B Administrative Procedures Act Adoption, seconded by Trish King. Motion carried unanimously.

### **Administrative Procedures Act Repeal**

When GTC approved amendments to the APA and the adoption of the LPA on January 7, 2013, part of the APA was repealed. When the Judiciary was adopted by GTC on that same day, the intent was to repeal the rest of the APA when the Appeals Commission ceased to exist on March 1, 2015. However, portions of the APA, including the Purpose and Policy section, Adoption, Amendment, Repeal section, Definitions section and the Inspection of Agency Orders Decisions, and Opinions section were inadvertently left out of the repeal language. The intent of this item is to repeal the APA in its entirety, effective March 1, 2015.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** LRO

**Date Submitted:** 9/17/14

**9/17/14 LOC:** Motion by Tehassi Hill to approve forwarding the GTC Resolution to Repeal the Administrative Procedures Act to the Oneida Business Committee for consideration; seconded by Jennifer Webster. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**9/24/14 OBC:** Motion by Jenny Webster to approve GTC resolution titled Repeal of Administrative Procedures Act and forward to GTC for consideration, seconded by Tehassi Hill. Motion carried unanimously.

**10/1/14 LOC:** Motion by Tehassi Hill to accept the Administrative Procedures Act Background memo as FYI; seconded by Jennifer Webster. Motion carried unanimously.

### **Administrative Rulemaking Law**

This item was carried over into the current term by the LOC. Originally submitted to the LOC on April 13, 2012; the proposal seeks a consistent process for the adoption of administrative rules by Tribal agencies that have been granted rulemaking authority under other Tribal laws.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Candice Skenandore

**9/17/14 LOC:** Motion by Tehassi Hill to add the Rulemaking Law to the Active Files List with Tehassi Hill as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**8/19/15 LOC:** Motion by Fawn Billie to defer the Rulemaking Law, with the noted changes, to the Legislative Reference Office for legislative analysis and to the Finance Department for a fiscal impact statement; and to bring an update to the September 16, 2015 LOC meeting and to bring back the legislative analysis within 60 days; seconded by Tehassi Hill. Motion carried unanimously.

**9/16/15 LOC:** Motion by David P. Jordan to accept the memorandum regarding the status of the Administrative Rulemaking Law as FYI; seconded by Jennifer Webster. Motion carried unanimously.

**10/21/15 LOC:** Motion by Fawn Billie to accept the legislative analysis and defer the Administrative Rulemaking Law to the sponsor to go through the noted considerations, make any changes if necessary and prepare for December 3, 2015 public meeting; seconded by David P. Jordan. Motion carried unanimously.

**11/4/15 LOC:** Motion by Jennifer Webster to approve the public meeting packet for the Administrative Rulemaking Law and forward for to a public meeting date on December 3, 2015; seconded by Tehassi Hill. Motion carried unanimously.

**12/16/15 LOC:** Motion by David P. Jordan to enter the Administrative Rulemaking Law and Comprehensive Policy Governing Boards, Committees and Commissions Amendments e-poll into the record; seconded by Jennifer Webster. Motion carried unanimously.



**1/7/16:** *Public Meeting held.*

**2/3/16 LOC:** Motion by David P. Jordan to direct the Legislative Reference Office to make the noted changes to the Administrative Rulemaking Law and defer the remainder of the policy consideration to a meeting with the sponsor; to update the Legislative Analysis and to prepare an adoption packet for Oneida Business Committee consideration; seconded by Tehassi Hill. Motion carried unanimously.

**2/17/16 LOC:** Motion by Jennifer Webster to forward the Administrative Rulemaking Law to the Oneida Business Committee for consideration noting that any substantial changes in the Fiscal Impact Statement would be sent to an e-poll; seconded by Fawn Billie. Motion carried unanimously.

**2/24/16 OBC:** Motion by Lisa Summers to adopt resolution 2-24-16-C Administrative Rulemaking Law Adoption, seconded by Brandon Stevens. Motion carried unanimously.

**5/18/16 LOC:** Motion by Tehassi Hill to approve the formatting standards included in the memorandum and the attached Administrative Rulemaking rule template; seconded by Jennifer Webster. Motion carried unanimously.

**8/17/16 LOC:** Motion by Tehassi Hill to enter the e-poll results into the record; seconded by David P. Jordan. Motion carried unanimously.

*Note: The e-poll approved the updated format for rules and authorized retroactively using that format for Marriage law Rules 1 and 2.*

#### **Audit Committee Bylaws Amendments**

This item was deferred to the LOC by the OBC on April 27, 2011 and carried over into the current term by the LOC. Originally; the OBC deferred the Audit Committee Charter to the LOC for review of authority and review under the context as bylaws. The Audit Committee is a standing committee of the OBC currently operating under a charter adopted by the Audit Committee.

**LOC Sponsor:** Fawn Billie

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Loucinda Conway, David Jordan, Jim Skenandore

**9/17/14 LOC:** Motion by Fawn Billie to add the Audit Committee Bylaws to the Active Files List with Fawn Billie as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**6/3/15 LOC:** Motion by Jennifer Webster to forward the draft to the Audit Committee; seconded by David P. Jordan. Motion carried unanimously.

**6/11/15:** *Audit Committee Meeting:* Bylaws included on agenda.

**8/13/15:** *Audit Committee Meeting:* Bylaws draft approved at meeting.

**11/12/15:** *Audit Committee Meeting:* Bylaws draft approved at meeting.

**12/2/15 LOC:** Motion by Jennifer Webster to forward the Audit Committee Bylaws Amendments to the Legislative Reference Office for a legislative analysis; seconded by Fawn Billie. Motion carried unanimously.

**1/6/16 LOC:** Motion by Fawn Billie to accept the Audit Committee Bylaws Amendments legislative analysis and to forward the bylaws to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**1/13/16 OBC:** Motion by Fawn Billie to defer the approval of the Audit Committee Bylaws until ready to be brought back, seconded by Lisa Summers. Motion carried unanimously

**1/14/16:** *Audit Committee Meeting:* Bylaws draft approved at meeting.

**1/20/16 LOC:** Motion by Fawn Billie to accept the updated draft and legislative analysis for the Audit Committee Bylaws Amendments and to forward the bylaws to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**1/27/16 OBC:** Motion by Jennifer Webster to approve the Audit Committee Bylaws Amendments with the following change: [Delete “Director” and “or” from Line 70], seconded by Tehassi Hill. Motion carried unanimously.

### **Back Pay Amendments**

This request was submitted to clarify two conflicting provisions related to whether health insurance coverage continues during involuntary separation/terminations, and to require reinstated employees to reimburse CHS dollars used if an employee claims medical treatment from CHS prior to reinstatement.

**LOC Sponsor:** David P. Jordan      **Submitted by:** Melinda J Danforth/OBC Officers      **Date Submitted:** 6/11/15  
**Contacts:** Matthew Denny, Lorena Metoxen

**6/17/15 LOC:** Motion by David P. Jordan to add the Back Pay Policy Amendments to the Active Files List with himself as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**8/19/15 LOC:** Motion by Jennifer Webster to accept the memorandum regarding the status of the Back Pay Policy Amendments as FYI; seconded by Fawn Billie. Motion carried unanimously.

**10/21/15 LOC:** Motion by David P. Jordan to make the noted changes clarifying employment benefits and defer the Back Pay Policy Amendments for a legislative analysis and fiscal impact statement; seconded by Fawn Billie. Motion carried unanimously.

**3/22/16 LOC:** Motion by David P. Jordan to accept the legislative analysis of the Back Pay Law and prepare for a public meeting of May 5<sup>th</sup>, 2016; seconded by Tehassi Hill. Motion carried unanimously.

*For the record:* Brandon Stevens stated the LOC is changing back to using “shall” instead of “must” and the Back Pay Policy will be re-titled as the Back Pay Law based on the LOC direction of changing all policies into laws.

**4/6/16 LOC:** Motion by David P. Jordan to prepare the Back Pay Law Amendments for a public meeting scheduled May 5<sup>th</sup>, 2016; seconded by Jennifer Webster. Motion carried unanimously.

**5/5/16:** *Public Meeting held.*

**5/18/16 LOC:** Motion by David P. Jordan to accept the public meeting comments regarding the Back Pay Amendments, to request reports from the Accounting Department and the Oneida Law Office regarding their timeframes for processing back pay awards and to direct the Legislative Reference Office to bring options back to the LOC regarding the back pay formula; seconded by Tehassi Hill. Motion carried unanimously.

**7/20/16 LOC:** Motion by David P. Jordan to approve a change in policy changing the formula to use average hours instead of average earnings and approve alternative 2 from the LOC memo, adding a definition for “immediately prior”; seconded by Jennifer Webster. Motion carried unanimously.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maurenn Perkins, Clorissa Santiago. Item is ready, waiting for fiscal impact statement from Finance Dept. Hope to put it on 10/20/16 LOC agenda.

**10/20/16 LOC:** Motion by David Jordan to approve the Back Pay law adoption packet, including the financial impact statement, and to forward to the Oneida Business Committee for consideration; seconded by Tehassi Hill. Motion carried unanimously.

**10/26/16 OBC:** Motion by Brandon Stevens to adopt resolution #10-26-16A Back Pay Amendments with the following changes:[Revise “average hours worked “ instead of “earnings” in lines 203 and 208; revise “average hours worked” to “back pay” in line 207; and revise “Oneida Contract Health to “Purchased Referred Care” in lines 10 and 13], seconded by Jennifer Webster. Motion carried unanimously.

### **Budget Management and Control Law**

This item was deferred to the OBC by the GTC on May 23, 2011 and it was carried over into the current term by the LOC. The request was to develop a law to provide consistent requirements for the Tribal budget process, establish a procedural framework, and address oversight of Tribal expenditures.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Larry Barton, Ralinda Ninham-Lamberies, David Jordan

**Analyst:** Maureen Perkins

**Priority:** High

**9/17/14 LOC:** Motion by Tehassi Hill to add the Budget Management and Control Law to the Active Files List with Brandon Stevens as sponsor; seconded by Fawn Billie. Motion carried unanimously.

**12/9/15 OBC:** Motion by Lisa Summers to adopt resolution 12-9-15-A Guidance for Implementing Fiscal Year 2016 Budget and Developing Fiscal Year 2017 and Fiscal Year 2018 Budget, seconded by Jennifer Webster. Motion carried unanimously.

**8/2/16:** *Work meeting held.* Still in draft. Another work meeting scheduled for 8/15/16.

**8/15/16:** *Work Meeting held.* Still in draft.

**9/9/16:** *Work meeting held.* Still in draft.

**9/19/16:** *Work meeting held.* Krystal John, David P. Jordan, Chad Fuss, Ralinda Ninham, Trish King, Larry Barton, Denise Vigue, Clorissa Santiago, Wes Martin attended. Draft completed. Krystal John will clean up the draft and it will be put on the 10/5/16 LOC agenda, where a legislative analysis will be requested.

**10/3/16:** *Work meeting held.* Denice Vigue, Jenny Webster, David Jourdan, Wes Martin, Larry Barton, Ralinda Ninham, Jen Falck. Some changes were suggested. LRO Director will discuss those changes with the drafting attorney (KJ). Another work meeting will be scheduled.

**10/5/16 LOC:** Motion by Jennifer Webster to accept the Budget Management and Control Law draft and forward to the LRO for a legislative analysis; seconded by Tehassi Hill. Motion carried unanimously.

**10/19/16:** *Quarterly Sponsor Update Meeting.* Present: Brandon Stevens, Jennifer Falck, Clorissa Santiago, Maureen Perkins, and Tani Thurner. The analyst has received the draft and will begin analyzing soon.

**10/20/16 LOC:** Motion by Jennifer Webster to accept the Budget Management and Control Law draft and forward to the LRO for a legislative analysis; seconded by Tehassi Hill. Motion carried unanimously.

**11/16/16 LOC:** Motion by Tehassi Hill to approve the Budget Management and Control Law public meeting packet and direct the LRO to hold a public meeting on December 15, 2016; seconded by Fawn Billie. Motion carried unanimously.

**12/15/16:** *Public Meeting held.*

**1/4/17 LOC:** Motion by Jennifer Webster to accept the Budget Management and Control Law public comments; seconded by Tehassi Hill. Motion carried unanimously.

Motion by Fawn Billie to direct the LRO to put together an adoption packet with the noted changes; seconded by Tehassi Hill. Motion carried unanimously.

*Noted changes include: 1) replace “entity” with “fund unit”, 2) include physical infrastructure to the definition of capital improvement, 3) clarify that “capital expenditure” is non-physical and “capital improvements” is physical, 4) include a footnote after the definition for “Capital expenditure” which states that acquisition of existing buildings and land completed by the Oneida Land Commission are not included in the definition of capital expenditure, 5) fix the grammatical error in section 121.3(i), 6) include the language “or that have been modified” to section 121.6-1, and 7) include the following language to section 121.7-1 “until the project is complete. Once a capital improvement project is complete, any remaining unexpended funds shall be returned to the general fund to be re-allocated in accordance with the Oneida Business Committee’s priority list under 121.5-3 using the regular budget process under 121.5.”*

**2/1/17 LOC:** Motion by Tehassi Hill to accept the Budget Management and Control Law adoption packet, including the fiscal impact statement, and forward to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**2/8/17 OBC:** Motion by Brandon Stevens to adopt resolution # 02-08-17-C Adoption of the Budget Management and Control Law, seconded by Jennifer Webster. Motion carried unanimously.

### **Community Support Fund Amendments**

This item was brought forward to reconcile the Policy with language found in BC Resolution 12-11-13-D - clarifying that someone who receives assistance from the Fund program does not have to cost share if they are at or below the federal Poverty Guidelines. The Fund operators have requested additional changes.

**LOC Sponsor:** David P. Jordan

**Submitted by:** LOC

**Date Submitted:** 7/1/15

**Contacts:** Brad Graham, Michelle Mays, Marsha M. Skenandore, Trina A. Schuyler, Debra L. Powless, Nancy Barton, Mike Debraska

**Drafter:** Tani Thurner

**Analyst:** Candice Skenandore

**Priority:** High

**7/1/15 LOC:** Motion by David P. Jordan to add the Community Support Fund Policy Amendments to the Active Files List with himself as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**7/22/15 OBC:** Item deferred to the next regular Business Committee meeting. *No action taken; item moved to open session (XII.I.) at the adoption of the agenda.*

**8/12/15 OBC:** *Item sent to a Business Committee special meeting agenda at the adjournment of the meeting.*

**8/17/15 OBC:** Motion by Jennifer Webster to direct the requested changes to the Community Support Fund Policy to the Legislative Operating Committee and for proposed changes due back to the September 23, 2015 regular Business Committee meeting, seconded by David Jordan. Motion carried with one opposed [Tehassi Hill] and one abstention.[Brandon Stevens].

*For the record:* Brandon Stevens stated this item went on the LOC active files list on July 1st.

*For the record:* Tehassi Hill stated I oppose too because it is already on the LOC's agenda and Councilman David Jordan is already the sponsor. This is already being worked on so I don't believe it's necessary to add this to the LOC's agenda twice. It's already there.

**9/2/15 LOC:** Motion by Jennifer Webster to forward the current draft of the Community Support Fund (Policy) for the required analyses; seconded by Fawn Billie. Motion carried unanimously.

**9/16/15 LOC:** Motion by David P. Jordan to accept the update on the Community Support Fund Policy Amendments and forward to the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.

**9/23/15 OBC:** Motion by David Jordan to accept the update from the Legislative Operating Committee regarding the status of the Community Support Fund amendments, seconded by Brandon Stevens. Motion carried unanimously.

**10/7/15 LOC:** Motion by Jennifer Webster to forward the Community Support Fund Policy Amendments to a public meeting to be held on October 29, 2015 at 12:15 p.m.; seconded by David P. Jordan. Motion carried unanimously.

**10/29/15:** *Public Meeting held.*

**11/18/15 LOC:** Motion by David P. Jordan to accept the public meeting comments regarding the Community Support Fund Policy Amendments and defer to a LOC work meeting to be held tentatively on December 4, 2015; seconded by Fawn Billie. Motion carried unanimously.

**12/4/15:** *Work meeting held.* Attendees include David P. Jordan, Brandon Stevens, Jennifer Webster, Danelle Wilson, Rhiannon Metoxen, Nicolas Reynolds, Trina Schuyler, Nancy Barton, Bradley Graham, Bill Graham, Cathy Metoxen, Candice Skenandore, Tani Thurner, Maureen Perkins, Douglass McIntyre.

**1/15/16:** *Work Meeting Held.* Attendees include David P. Jordan, Jennifer Webster, Fawn Billie, Tehassi Hill, Trina Schuyler, Nancy Barton, Bradley Graham, Bill Graham, Leyne Orosco, Cathy Metoxen, Douglass McIntyre.

**2/3/16 LOC:** Motion by Fawn Billie to accept the draft of the Community Support Fund Policy Amendments, to forward to the Legislative Reference Office for an updated analysis and to the Finance Department for a fiscal impact statement; seconded by Tehassi Hill. Motion carried unanimously.

**7/6/16 LOC:** Motion by Tehassi Hill to adopt the agenda with the addition of the Membership Ordinance Emergency Amendments and the deletion of the Community Support Fund, deferring this item to the next LOC meeting; seconded by David P. Jordan. Motion carried unanimously.

**7/20/16 LOC:** Motion by David P. Jordan to adopt the agenda with the deletion of 3.1 Community Support Fund Amendments and 4.1 Drug and Alcohol Free Workplace Emergency Amendments and the addition of 5.1 Garnishment Amendments and 5.2 Membership Ordinance Emergency Amendments; seconded by Fawn Billie. Motion carried unanimously.

**8/2/16** *Work meeting held.* Present: David Jordan, Jennifer Falck, Trina Schuyler, Debra Powless, Nancy Barton.

**8/4/16** *Work meeting held.* Present: David Jordan, Jennifer Falck, Trina Schuyler, Debra Powless, Nancy Barton.

**9/21/16 LOC:** Motion by David Jordan to accept the draft and legislative analysis and to forward the Community Support Fund to a November 3, 2016 public meeting; seconded by Fawn Billie. Motion carried unanimously.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maurenn Perkins, Clorissa Santiago. Public meeting is scheduled for 11/3/16.

**11/3/16** *Public Meeting Held.*

**12/7/16 LOC:** Motion by David P. Jordan to approve the Community Support Fund Amendments public meeting memo and direct the LRO to prepare an updated analysis and an adoption packet incorporating the LOC's revisions for Oneida Business Committee adoption; seconded by Jennifer Webster. Motion carried unanimously.

**12/21/16 LOC:** Motion by David P. Jordan to make the appropriate changes to the Community Support Fund Amendments adoption packet and forward updated adoption packet to the LOC via e-poll for approval, and then forward the Community Support Fund adoption packet to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried, with Tehassi Hill abstaining.

**1/4/17 LOC:** Motion by Jennifer Webster to accept the December 21, 2016 Community Support Fund Amendments e-poll and enter the e-poll results into the record; seconded by Fawn Billie. Motion carried unanimously.

**1/11/17 OBC:**  

#### **Conflict of Interest Amendments**

An emergency amendment to the Conflict of Interest Policy in regards to the HUD Site Monitoring Review Finding #1.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Brandon Stevens

**Date Submitted:** 7-21-16

**Contacts:**

**Emergency:** Expires 2/10/17

**Drafter:** Clorissa Santiago

**Analyst:** Candice Skenandore

**Priority:** High

**7/13/16 OBC:** Motion by Lisa Summer (in regards to finding #1) to request the LOC to develop emergency amendments to the COI Policy to address mandatory recusal in the event of the certain conflicts within 45 days; and to request final amendments as possible, seconded by Brandon Stevens. Motion carried unanimously.

**8/3/16 LOC:** Motion by David P. Jordan to approve the Conflict of Interest Policy Emergency Amendments resolution and forward to the Oneida Business Committee for consideration; seconded Jennifer Webster. Motion carried unanimously.

**8/10/16 OBC:** Motion by Lisa Summers to adopt resolution # 08-10-16-M Conflict of Interest Policy Emergency Amendments, seconded by Tehassi Hill. Motion carried unanimously.

**8/17/16 LOC:** Motion by David P. Jordan to add the Conflict of Interest Policy Emergency Amendments to the active files list with Brandon Stevens as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**10/19/16:** *Quarterly Sponsor Update Meeting.* Present: Brandon Stevens, Jennifer Falck, Clorissa Santiago, Maureen Perkins, and Tani Thurner. Clorissa is working on draft.

**11/9/16 OBC:** Motion by Lisa Summers to defer the remaining items to the November 23, 2016, regular Business Committee unless there are items that the Tribal Secretary can identify that need immediate attention by the Business Committee at which time the Tribal Secretary will

ask for an E-Poll to be conducted to address those items, seconded by Tehassi Hill. Motion carried unanimously.

**11/17/16:** *Work Meeting Held.* Present: David Jordan, Fawn Billie, Tehassi Hill, Jenny Webster, Brandon Stevens, Troy Parr, Travis Wallenfang, Pat Garvey, Clorissa Santiago, Candice Skenandore, Jen Falck, JoAnne House. Place the item on the 12/7/16 LOC agenda- to approve a public meeting packet. Require the Development Division and Indian Preference Office to submit written comments during the public comment period.

**11/23/16 OBC:** Motion by Jennifer Webster to assign the Legislative Operating Committee to bring back a status report on the completion of tribal policy that would address finding # 2016-IHBG-4 for the December 14, 2016, regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.

**12/7/16LOC:** Motion by Jennifer Webster to approve the Conflict of Interest Amendments public meeting packet with the definition changes, and direct the LRO to hold a public meeting on January 3, 2017; seconded by Tehassi Hill. Motion carried unanimously.

**12/14/16 OBC:** Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously.

**12/28/16 OBC:** Meeting cancelled.

**1/11/17 OBC:** Motion by Lisa Summers to accept the Conflict of Interest memorandum update from the Legislative Operating Committee, seconded by David Jordan. Motion carried unanimously.

**2/1/17 LOC:** Motion by Fawn Billie to approve the Conflict of Interest Amendments adoption packet and forward to the Oneida Business Committee for consideration; seconded by Tehassi Hill. Motion carried unanimously.

Motion by David P. Jordan to approve the Conflict of Interest emergency amendments extension resolution and forward to the Oneida Business Committee for consideration, noting that if the Oneida Business Committee does not approve the Conflict of Interest Amendments the emergency amendments will need to be extended for another six months; seconded by Jennifer Webster. Motion carried unanimously.

**2/8/17 OBC:** Motion by Brandon Stevens to adopt resolution # 02-08-17-B Conflict of Interest Law Amendments, seconded by Melinda J. Danforth. Motion carried unanimously.

### **Eviction and Termination**

This is a new Law that will create a streamlined eviction process and identifies the rights and responsibilities of all parties involved and applies to leases held pursuant to the Leasing Law and the proposed Landlord-Tenant Law.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Brandon Stevens

**Date Submitted:** 1/6/16

**Contacts:** Scott Denny, Becky Webster, Rae Skenandore, Jay Rasmussen, Lori Elm, Diane Wilson, Corinne C. Robelia Zhuckkahos

**1/6/16 LOC:** Motion by Fawn Billie to add the Eviction Law to the Active Files List with Brandon Stevens as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**3/2/16 LOC:** Motion by Jennifer Webster to accept the Eviction Law status update memorandum and defer to the sponsor to bring this item back when ready; seconded by Tehassi Hill. Motion carried unanimously.

**5/4/16 LOC:** Motion by David P. Jordan to accept the draft of the Eviction and Termination law and defer to the Legislative Reference Office for a legislative analysis; seconded by Jennifer Webster. Motion carried unanimously.

**7/6/16 LOC:** Motion by Tehassi Hill to accept the legislative analysis for the Eviction and Termination law and to approve the public meeting packet which schedules a public meeting for August 4, 2016; seconded by David P. Jordan. Motion carried unanimously.

**8/4/16:** *Public meeting held.*

**8/17/16 LOC:** Motion by Tehassi Hill to accept the public meeting comments and make directed changes to the law; seconded by David P. Jordan. Motion carried unanimously.

*Note: Directed changes include accepting the recommendations in comment 2 of the memo and to insert "habitual" before "noise violations" in section 709.3-1(d).*

Motion by David P. Jordan to direct the Legislative Reference Office to prepare an adoption packet for the Eviction and Termination Law, seconded by Tehassi Hill. Motion carried unanimously.

**9/21/16 LOC:** Motion by David Jordan to approve the Eviction & Termination law adoption packet and forward to the Oneida Business Committee for consideration; seconded by Jennifer Webster. Motion carried unanimously.

**9/22/16:** *The LRO received an email on 9/22/16 from the Judiciary with some language concerns. Changes were made based on those concerns.*

**10/5/16 LOC:** Motion by David Jordan to approve the updated Eviction and Termination law adoption packet and forward to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**10/12/16 OBC:** OBC adopted the law.

### **Furlough Policy**

During the prior term, the OBC adopted a policy on an emergency basis that set out a process allowing tribal employees to be furloughed as a cost-containment measure. The emergency adoption/extension expired on October 15, 2014, however on October 8, 2014, the OBC directed the LOC to continue developing a permanent policy that allowed for furloughs.

**LOC Sponsor:** Fawn Billie

**Submitted by:** OBC Directive

**Date Submitted:** 10/15/14

**Contacts:** Geraldine Danforth, Matt Denny, David Jordan

**9/17/14 LOC:** Motion by Jennifer Webster to not add the Furlough Policy Emergency Adoption to the Active Files List and to provide the Oneida Business Committee a memo stating that it is the intent of the Legislative Operating Committee to let the emergency adoption expire; seconded by Tehassi Hill. Motion carried unanimously.

**10/8/14 OBC:** Motion by Lisa Summers to accept the Legislative Operating Committee update with the following answers:

3) With regard to the Furlough Policy, the Business Committee agrees that the LOC should move forward with the development of a permanent policy.

seconded by Trish King. Motion carried unanimously.

**10/15/14 LOC:** Motion by Jennifer Webster to add the Furlough Policy to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.



*Note: Fawn Billie will be the sponsor for this item.*

**12/3/14 LOC:** Motion by Jennifer Webster to direct that a fiscal impact statement and a legislative analysis be conducted on the Furlough Policy; seconded by Fawn Billie. Motion carried unanimously.

**1/15/15 LOC:** Motion by Jennifer Webster to approve the public meeting date of January 29, 2015 regarding the Furlough Policy; seconded by Tehassi Hill. Motion carried unanimously.

**1/21/15 LOC:** Motion by Jennifer Webster to ratify the Furlough Policy and Rules of Appellate Procedures Amendments Public Meeting Date E-poll; seconded by Tehassi Hill. Motion carried unanimously.

**2/5/15:** *Public Meeting held.*

**3/4/15 LOC:** Motion by Jennifer Webster to accept the Furlough Policy public meeting comments and defer those comments to an LOC work meeting to be held immediately following the completion of this LOC meeting, seconded by Fawn Billie. Motion carried unanimously.

**3/4/15:** *Work meeting held.* Attendees include: Brandon Stevens, Tani Thurner, Jennifer Webster, Jo Anne House, Tehassi Hill, Fawn Billie, Lynn Franzmeier, Candice Skenandore, Fawn Cottrell, Danelle Wilson, Rae Skenandore

**4/15/15 LOC:** Motion by Jennifer Webster to defer the Furlough Policy for two weeks for the noted considerations, minor changes, and a fiscal analysis; seconded by Fawn Billie. Motion carried unanimously.

**5/6/15 LOC:** Motion by Jennifer Webster to direct the Legislative Reference Office to make final changes to the Furlough Policy and bring back when ready; seconded by David P. Jordan. Motion carried unanimously.

**9/16/15 LOC:** Motion by David P. Jordan to defer the Furlough Policy back to the sponsor, to bring back with recommendations for the Standard Operating Procedure and the Policy; seconded by Fawn Billie. Motion carried unanimously.

**10/7/15 LOC:** Motion by Jennifer Webster to defer the Furlough Policy to a Legislative Operating Committee work meeting to be held within 30 days; seconded by David P. Jordan. Motion carried unanimously.

**10/26/15:** *Work meeting held.* Attendees include: Fawn Billie, David P. Jordan, Danelle Wilson, Rhiannon Metoxen, Nicolas Reynolds, Tani Thurner, Douglass McIntyre.

**11/4/15 LOC:** Motion by Jennifer Webster to forward the Furlough Policy to the Oneida Business Committee for consideration with the noted changes; seconded by Fawn Billie. Motion carried unanimously.

**11/10/15 OBC:** Motion by Brandon Stevens to adopt resolution 11-10-15-B Adoption of the Furlough Policy, seconded by Trish King. Motion carried unanimously.

### **Garnishment Law Amendments**

The Judiciary has requested amendments which would allow the Judiciary to include interest when a garnishment is ordered - some creditors have been requesting awards of interest on judgments, but the Judiciary has been denying those requests because the ordinance is silent on the issue.

**LOC Sponsor:** David P. Jordan  
**Contacts:** Layatalati Hill

**Submitted by:** LOC

**Date Submitted:** 8/5/15

**8/5/15 LOC:** Motion by David P. Jordan to add the Garnishment Ordinance Amendments to the Active Files List with himself as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**9/16/15 LOC:** Motion by David P. Jordan to defer Garnishment Ordinance Amendments to the sponsor's office to work with the Chief Financial Officer for recommendations, and bring back with the required analysis within 60 days; seconded by Tehassi Hill. Motion carried unanimously.

**12/2/15 LOC:** Motion by Jennifer Webster to accept the legislative analysis of the Garnishment Amendments with the directed change to the law, and prepare for a public meeting date of January 21, 2016; seconded by Fawn Billie. Motion carried with Fawn Billie abstaining.

*Note: the directed change requires Tribal departments to pay filing fees instead of being exempt.*

**12/16/15 LOC:** Motion by Jennifer Webster to approve the public meeting packet and to forward the Garnishment Amendments to a public meeting date of January 21, 2016; seconded by David P. Jordan. Motion carried unanimously.

**1/20/16 LOC:** Motion by David P. Jordan to approve the public meeting packet for the Garnishment Amendments and to approve the rescheduled public meeting date of February 18, 2016; seconded by Tehassi Hill. Motion carried unanimously.

**2/18/16:** *Public Meeting held.*

**3/2/16 LOC:** Motion by Tehassi Hill to accept the Garnishment Law Amendments public meeting comments; seconded by Jennifer Webster. Motion carried unanimously.

Motion by Jennifer Webster to defer the Garnishment Law Amendments public meeting comments to the sponsor to schedule a work meeting; seconded by Tehassi Hill. Motion carried unanimously.

**4/6/16:** *Work meeting held (to consider public comments). Attendees include: David P. Jordan, Tehassi Hill, Jennifer Webster, Maureen Perkins and Krystal John.*

**4/20/16 LOC:** Motion by Tehassi Hill to prepare the Garnishment Amendments for Public Meeting and to schedule a Public Meeting for June 3, 2016; seconded by Fawn Billie. Motion carried unanimously.

**5/4/16 LOC:** Motion by Jennifer Webster to approve the Garnishment Amendments public meeting packet and forward for a Public Meeting to be held on June 3, 2016; seconded by Fawn Billie. Motion carried unanimously.

**6/3/16:** *Public Meeting held.*

**7/6/16 LOC:** Motion by Tehassi Hill to accept the second public meeting comments regarding the Garnishment law amendments and include the term Oneida Entity; seconded by David P. Jordan. Motion carried unanimously.

*Note: Oneida Entity shall be defined as a department, board, committee, commission or chartered corporation of the Nation or the Judiciary.*

**7/20/16 LOC:** Motion by Jennifer Webster to accept the fiscal impact statement, approve the adoption packet for the Garnishment law Amendments and forward adoption packet to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**7/27/16 OBC:** Motion by Jennifer Webster to adopt resolution # 07-27-16-B Garnishment (Law) Amendments, seconded by Tehassi Hill. Motion carried unanimously.

### **Hunting, Fishing and Trapping Law Amendments**

Amendments were requested to update and streamline the Law and to remove various requirements from the Law, instead authorizing the Environmental Resources Board and the Conservation Department to establish those requirements instead through the Administrative Rulemaking process; in order to reduce the frequency with which future amendments will be made to the law.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** ERB-Laura Manthe

**Date Submitted:** 1/21/15

**Contacts:** Laura Manthe, Shad Webster, Terry Metoxen, Eugene Schubert

**Drafter:** Krystal John

**Analyst:** Tani Thurner

**Priority:** High

**1/21/15 LOC:** Motion by Tehassi Hill to add the Hunting, Fishing and Trapping Law Amendments to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Tehassi Hill will be the sponsor for this item.*

**3/18/15 LOC:** Motion by Jennifer Webster to defer the Hunting, Fishing and Trapping Law Amendments for a legislative analysis and fiscal impact statement; seconded by Fawn Billie. Motion carried unanimously.

**4/8/15:** *Work meeting held.* Attendees include Tani Thurner, Rebecca Webster, Terry J Metoxen, Jacy A. Rasmussen, Eugene Schubert.

**5/11/15:** *Work meeting held.* Attendees include Tani Thurner, Rebecca Webster, Terry J Metoxen, Eugene Schubert, Richard Baird (ERB Chair)

**6/17/15:** *Work meeting held.* Attendees include Tani Thurner, Rebecca Webster, Terry J Metoxen, Eugene Schubert.

**10/15/15:** *Work meeting held.* Attendees include Tehassi Hill, Krystal John, Laura Manthe, and Shad Webster.

**10/21/15 LOC:** Motion by David P. Jordan to defer the Hunting, Fishing and Trapping Law Amendments for a legislative analysis; seconded by Fawn Billie. Motion carried unanimously.

**8/2/16:** Update meeting held with sponsor, drafter, analyst, LRO director. Work meeting scheduled for 8/11/16.

**8/11/16:** *Work meeting held.* Drafting attorney will provide updated draft to LRO Director in a few days.

**10/10/16:** *Quarterly Update Meeting held.* Present: Tehassi Hill, Maureen Perkins, Tani Thurner, Clorissa Santiago, Krystal John. Draft is complete. Waiting for an updated analysis, which should be complete the week of 10/17/16.

**11/16/16 LOC:** Motion by David P. Jordan to approve the Hunting, Fishing, Trapping Law Amendments public meeting packet and direct the LRO to hold a public meeting on December 15, 2016; seconded by Tehassi Hill. Motion carried unanimously.

**12/15/16:** *Public Meeting held.*

**1/4/17 LOC:** Motion by Tehassi Hill to accept the Hunting, Fishing and Trapping Law Amendments public meeting comments; seconded by Fawn Billie. Motion carried unanimously.

Motion by Tehassi Hill to direct the LRO to develop an adoption packet with the noted changes; seconded by Jennifer Webster. Motion carried unanimously.

*Noted changes include: 1) create a list in rules pertaining to the designated hunter numbers, 2) remove hunting party size limits from law and create rule to address this issue, 3) remove supervision requirement for hunters age 15 – 17, and 4) revise 406.6-6 to delete subsections (a) & (b) and to include the following language “A disabled hunter permit authorizes a person to hunt from a stationary vehicle within fifty (50) feet of the center of the road as further detailed in the rules.”*

**1/18/17 LOC:** Motion by Fawn Billie to approve the adoption packet with the noted changes and forward the Hunting, Fishing and Trapping Law Amendments to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

*Noted changes include renumbering, only requiring supervision while hunting for minors ages fourteen (14) and younger, clarifying the circumstances when a disabled hunter is able to hunt from a vehicle and/or the center of the road, and that rules will determine the number of permittees a designated hunter is able to hunt on behalf of and the size of deer hunting parties.*

**1/25/17 OBC:** Motion by Jennifer Webster to adopt resolution # 01-25-17-D Hunting, Fishing, and Trapping Amendments, seconded by David Jordan. Motion carried unanimously.

#### **Investigative Leave Policy Amendments**

Amendments to the Investigative Leave Policy were requested to delete a section of the Policy which prohibits the use of investigative leave when a complaint is filed. While the original intent of the section was to prohibit the use of investigative leave when one employee files a complaint against another, as defined under the Personnel Policies and Procedures, a decision by the Oneida Appeals Commission has interpreted the Policy to apply anytime the term “complaint” is used in an investigation. This could prohibit a supervisor from taking action to protect the Tribe in cases of misappropriation if inappropriate activities are identified based on a complaint arising out of a disciplinary or complaint process. The amendments would also reduce the time period of the investigation from 30 days to 15 days.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** Chief Counsel

**Date Submitted:** 12/17/14

**Contacts:** Jo Anne House, Matt Denny, Geraldine Danforth, Barb Kolitsch, James Martin

**12/17/14 LOC:** Motion by Jennifer Webster to add the Investigative Leave Policy Amendments to the Active Files List with herself as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**2/18/15 LOC:** Motion by Tehassi Hill to defer the Investigative Leave Policy Amendments for a legislative analysis and a fiscal impact statement; seconded by Fawn Billie. Motion carried unanimously.

**4/3/15 LOC:** Motion by Jennifer Webster to make the changes as discussed and forward to an April 30th, 2015 Public Meeting; seconded by Tehassi Hill. Motion carried unanimously.

**4/30/15:** *Public Meeting held.*

**5/20/15 LOC:** Motion by David P. Jordan to defer the Investigative Leave Policy Amendments to the Legislative Reference Office to make the noted changes and to prepare this item for OBC consideration; seconded by Tehassi Hill. Motion carried unanimously.

**6/3/15 LOC:** Motion by Jennifer Webster to forward the Investigative Leave Policy Amendments to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**6/10/15 OBC:** Motion by Jennifer Webster to defer the resolution titled Investigative Leave Policy Amendments to the next Business Committee meeting, seconded by David Jordan. Motion carried unanimously.

**6/17/15 LOC:** Motion by David P. Jordan to approve the Resolution amending the Investigative Leave Policy and to forward the Investigative Leave Policy Amendments to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

*For the record:* Brandon stated I'll meet with LRO to work on the language.

**6/24/15 OBC:** Motion by Fawn Billie to adopt resolution 6-24-15-A Investigative Leave Policy Amendments, seconded by David Jordan. Motion carried unanimously.

### **Judiciary Law/Transition Plan Emergency Amendments**

Emergency amendments to the Judiciary Law were requested in order to reduce the number of Trial Court Judges by one and add an additional Family Court Judge in order to reduce the current case load in the Family Court. OBC Resolution #3-26-14-D directed the OBC to prepare amendments to be presented to GTC to allow the OBC 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.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**9/17/14 LOC:** Motion by Tehassi Hill to approve the resolution/transition plan, as corrected, for the adoption of emergency amendments to the Judiciary Law; and forward to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**9/24/14 OBC:** Motion by Jenny Webster to adopt resolution 9-24-14-P Extension of Emergency Amendments to the Judiciary Law/Transition Plan, seconded by Trish King. Motion carried unanimously.

**10/22/14 OBC:** Motion by Melinda J. Danforth to direct the Tribal Secretary to schedule a special Business Committee meeting so the Business Committee can formally address the amendment to GTC Resolution #1-7-13-B, which gave the Business Committee the authority to amend the transition plan, to allow for the court opening and the hearing of new cases for the new Judiciary to begin January 5, 2015 and also for the Business Committee to consider amending the effective dates of the civil rules of procedure, the appellate rules of procedure, and the rules of evidence to January 5, 2015, seconded by Trish King. Motion carried unanimously.

**10/28/14 Special OBC:** Motion by Melinda J. Danforth to adopt resolution 10-28-14-A Amendment to Resolution # GTC-1-7-13-B Regarding Case Acceptance by the Oneida Appeals Commission as Authorized by the General Tribal Council with one correction: 1) Under the first resolve, add “[the remainder of the resolution remains the same]” to the end of the resolve, seconded by Lisa Summers. Motion carried unanimously.

Motion by Melinda J. Danforth to adopt resolution 10-28-14-B Amending Implementation Date in Resolution # BC-4-25-14-A Which Adopted the Rules of Civil Procedure, seconded by Tehassi Hill. Motion carried unanimously.

Motion by Tehassi Hill to adopt resolution 10-28-14-C Amending Implementation Date in Resolution # BC-4-25-14-B Which Adopted the Rules of Appellate Procedure, seconded by Trish King. Motion carried unanimously.

Motion by Melinda J. Danforth to adopt resolution 10-28-14-D Amending Implementation Date in Resolution # BC-4-23-14-A Which Adopted the Rules of Evidence, seconded by Tehassi Hill. Motion carried unanimously.

For the Record: Tina Danforth stated based on these resolutions and the occurrences regarding these amendments to General Tribal Council resolution 1-7-13-B, I feel that this needs to be brought forward to General Tribal Council to make these changes around the implementation of the Judiciary, they are going forward, they were not regarding the transition to establish a Judiciary and that is my concern.

Motion by Melinda J. Danforth to direct the Judiciary Transition Team to provide a close out report to the General Tribal Council during the January 5, 2015, Annual Meeting including an introduction of all the new judges at the January 5, 2015, Annual General Tribal Council meeting, seconded by Tehassi Hill. Motion carried unanimously.

**2/9/15 GTC:** Motion by Sherrole Benton to accept the Judicial Transition Team – Closeout Report as and FYI update, seconded Jennifer Webster. Motion carried by show of hands.

#### **Landlord-Tenant Law**

This is a new law that would explain the roles and responsibilities of the Tribe as landlord, in residential leases lasting one year or less. This law is being developed in anticipation of the Land Commission's hearing authority being transferred to the Judiciary.

**LOC Sponsor:** David P. Jordan

**Submitted by:** Land Commission

**Date Submitted:** 10/7/15

**Contacts:** Lori Elm, Rae Skenandore, Jay Rasmussen, Scott Denny, Diane Wilson, Corinne C. Robelia Zhuckkahos, Becky Webster (rebecca.webster8@gmail.com)

**10/7/15 LOC:** Motion by David P. Jordan to add the Real Property Law Amendments, Probate Law, Mortgage Law, Landlord-Tenant Law and Land Commission Bylaws Amendments to the Active Files List with himself as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

**12/16/15 LOC:** Motion by Fawn Billie to accept the memorandum update as FYI and to defer the Landlord-Tenant Law back to the sponsor and to bring back when ready; seconded by Jennifer Webster. Motion carried unanimously.

**4/20/16 LOC:** Motion by Tehassi Hill to accept the draft Landlord-Tenant Law and forward it to the Legislative Reference Office for a legislative analysis; seconded by Fawn Billie. Motion carried unanimously.

**6/15/16 LOC:** Motion by David P. Jordan to accept the legislative analysis for Landlord-Tenant law and to approve the public meeting packet for a public meeting date on July 21, 2016; seconded by Fawn Billie. Motion carried unanimously.

**7/21/16:** *Public meeting held.*

**8/2/16** Update meeting held with sponsor, drafter, analyst, LRO Director

**8/17/16 LOC:** Motion by Tehassi Hill to accept the public meeting comments and make directed changes to the law, seconded by David P. Jordan. Motion carried unanimously.

*Note: Directed changes include accepting the recommendation in comment 1 of the memo and to delete 710.4-3(a) and (b).*

Motion by Tehassi Hill to direct the Legislative Reference Office to prepare an adoption packet for the Landlord-Tenant law; seconded by David P. Jordan. Motion carried unanimously.

**9/21/16 LOC:** Motion by Jennifer Webster to approve the Landlord-Tenant law adoption packet and forward to the Oneida Business Committee for consideration, noting the two changes; seconded by Tehassi Hill. Motion carried unanimously.

*Note: the two changes were 1) to correct a typo, and 2) to update the Purpose and Policy sections of the law.*

**9/22/16:** *The LRO received an email on 9/22/16 from the Judiciary with some language concerns. Changes were made based on those concerns.*

**10/5/16 LOC:** Motion by Fawn Billie to approve the updated Landlord-Tenant law adoption packet and forward to the Oneida Business Committee for consideration; seconded by David Jordan. Motion carried unanimously.

**10/12/16 BC:** BC adopted the law.

**10/13/16:** *Quarterly Sponsor Update Meeting held. Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maureen Perkins, Clorissa Santiago. Item complete.*

### **Leasing Law**

This item was carried over into the current term by the LOC. Until recently, for tribal trust lands, all surface leases were required to be individually approved by the Secretary of the US Department of the Interior. However, the federal HEARTH Act now enables tribes to approve individual surface leases for their own trust lands – provided that the tribe has adopted tribal leasing regulations that were approved by the Secretary of the Interior.

The LOC processed a new Leasing Law, and it was adopted by the OBC on May 13, 2015 and submitted for approval by the Secretary of the Interior. However, it was returned with required changes that would need to be made before the Secretary would approve the law.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Completed:**

**DOI Secretary Approved:**

**Contacts:** Raquel Hill, Tana Aguirre, Nathan King, Diane Wilson, Shelia Huff, Nicole Rommel, Michelle Hill, Pat Pelky, Becky Webster (rebecca.webster8@gmail.com), Dale Wheelock, Jeff Mears, Vicki Flowers, Corina Williams

**9/17/14 LOC:** Motion by Tehassi Hill to add the Leasing Law to the Active Files List with Tehassi Hill as sponsor; seconded by Fawn Billie. Motion carried unanimously.

**12/17/14 LOC:** Motion by Jennifer Webster to direct that a legislative analysis and a fiscal impact statement be completed on the Leasing Law; seconded by Tehassi Hill. Motion carried unanimously.

**2/4/15 LOC:** Motion by Tehassi Hill to send the Leasing Law back to the Legislative Reference Office to make the noted changes, update the analysis and bring back to the March 4, 2015 Legislative Operating Committee meeting; seconded by Fawn Billie. Motion carried unanimously.

**3/4/15 LOC:** Motion by Jennifer Webster to delete lines 209 through 225 and lines 231 through 245 from the legislative analysis and forward the Leasing Law to an April 2, 2015 public meeting; seconded by Fawn Billie. Motion carried unanimously.

*Noted for the record: the considerations highlighted in the legislative analysis have been addressed by the LOC.*

**4/2/15:** *Public Meeting held.*

**5/6/15 LOC:** Motion by David P. Jordan to forward the Leasing Law to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**5/13/15 OBC:** Motion by Brandon Stevens to adopt resolution 5-13-15-C Leasing Law, seconded by David Jordan. Motion carried unanimously.

Amendment to the main motion by Melinda J. Danforth to amend the resolution to include a resolve that states that this law shall take effect thirty (30) days after approval by the Secretary of the Interior, seconded by David Jordan. Motion carried unanimously.

**5/18/15:** Leasing Law was sent to the Department of Interior for consideration.

**10/15/15:** *Work meeting held.* Attendees include: Brandon Stevens, Victoria Flowers, Jeff Mears and Krystal John.

**11/4/15 LOC:** Motion by Jennifer Webster to defer the Leasing Law to the Legislative Reference Office for a legislative analysis and to the Finance Department for a financial analysis and direct the Legislative Reference Office to provide a draft to the Department of the Interior; seconded by Tehassi Hill. Motion carried unanimously.

**4/6/16 LOC:** Motion by David P. Jordan to accept the update and defer the Leasing Law Amendments back to the Legislative Reference Office with the noted changes to make section 65.6-5 more clear and remove “document” in section 65.8-1 and prepare for a public meeting to be held on May 19, 2016; seconded by Jennifer Webster. Motion carried unanimously.

Motion by David P. Jordan to have the legislative analysis updated based on the discussion at the meeting, be included in the public meeting packet; seconded by Jennifer Webster. Motion carried unanimously.

**4/20/16 LOC:** Motion by Fawn Billie to accept the Leasing Law Public Meeting packet and forward to a Public Meeting to be held on May 19, 2016; seconded by Tehassi Hill. Motion carried unanimously.

**5/4/16 LOC:** Motion by Jennifer Webster to accept the Leasing law public meeting packet with the updated draft and legislative analysis based on the latest comments received from the BIA and reaffirm the public meeting scheduled for the Leasing law on May 19, 2016 at 12:15 p.m.; seconded by Fawn Billie. Motion carried unanimously.

**5/19/16:** *Public Meeting held.*

**6/15/16 LOC:** Motion by Fawn Billie to accept the Leasing law public meeting comments; seconded by Tehassi Hill. Motion carried unanimously.

Motion by Jennifer Webster to direct an adoption packet for the Leasing law be prepared when feedback of the draft from the Bureau of Indian Affairs is received; seconded by David P. Jordan. Motion carried unanimously.

**8/2/16:** *Work meeting held.* Still waiting for the soft approval from BIA. Once rec'd- adoption packet will go to LOC.



- 10/5/16:** LOC Chair received an email from the BIA giving soft approval of the Leasing Law.
- 10/10/16:** *Quarterly Sponsor Update Meeting Held.* Present: Tehassi Hill, Maureen Perkins, Tani Thurner, Clorissa Santiago, Krystal John. Group agreed it would go onto the 10/20/16 LOC agenda for adoption packet approval and forward to the BC.
- 10/5/16 LOC:** Motion by Tehassi Hill to approve the Leasing Law Amendments adoption packet, with the addition of an Oneida translation to the title and forward to the Oneida Business Committee for consideration; and direct the Legislative Reference Office to prepare a submittal packet for BIA review upon adoption; seconded by Fawn Billie. Motion carried unanimously.
- 10/26/16 OBC:** Motion by Brandon Stevens to adopt resolution #10-26-16C Leasing Law Amendments, seconded by Fawn Billie. Motion carried unanimously.

### **Marriage Law Amendments (2015)**

Amendments to the Marriage Law were proposed after the U.S. Supreme Court denied certiorari to consider overruling the lower court's finding that Wisconsin's same-sex marriage ban is unconstitutional. Questions were raised since the Tribe's Marriage Law does not allow for same-sex marriage and would not recognize a marriage conducted legally in Wisconsin.

**LOC Sponsor:** Fawn Billie  
**Contacts:** Tonya Webster

**Submitted by:** Brandon Stevens

**Date Submitted:** 11/5/14  
**Completed:** 5/27/15

**11/5/14 LOC:** Motion by Fawn Billie to add the Marriage Law Amendments to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

*Note: Fawn Billie will be the sponsor*

**1/21/15 LOC:** Motion by Jennifer Webster to defer the Marriage Law Amendments for a legislative analysis and fiscal impact statement; seconded by Fawn Billie. Motion carried unanimously.

**3/4/15 LOC:** Motion by Jennifer Webster to forward the Marriage Law Amendments to an April 2, 2015 public meeting; seconded by Fawn Billie. Motion carried unanimously.

**4/2/15:** *Public Meeting held.*

**5/6/15 LOC:** Motion by Fawn Billie to direct the Legislative Reference Office to prepare the Marriage Law Amendments for Oneida Business Committee consideration; seconded by Jennifer Webster. Motion carried unanimously.

**5/20/15 LOC:** Motion by David P. Jordan to forward the Marriage Law Amendments to the OBC for consideration; seconded by Fawn Billie. Motion carried unanimously.

**5/27/15 OBC:** Motion by Brandon Stevens to adopt resolution 5-27-15-A Marriage Law Amendments, seconded by Lisa Summers. Motion carried unanimously.

### **Marriage Law Amendments (2016)**

This item is a proposal to amend the Marriage Law to provide for a way to waive the standard waiting period between applying for a license and solemnizing the marriage, provide for an administrative fee for amendments to an application after it has been submitted and to provide for a process to adopt a fee schedule.

**LOC Sponsor:** Fawn Billie

**Submitted by:** Licensing Department

**Date Submitted:** 11/4/15

**9/23/15 OBC:** Motion by Lisa Summers to request the Treasurer’s Office to follow-up on the implementation of the Marriage Law by October 1, 2015, seconded by Fawn Billie. Motion carried unanimously.

**10/28/15 OBC:** Motion by Lisa Summers to defer the resolution titled Adopting the Marriage License Fee Schedule back to the Sponsor to get the necessary corrections and updates to be brought back to the Business Committee as information prior to implementation, seconded by David Jordan. Motion carried unanimously

**11/4/15 LOC:** Motion by Jennifer Webster to add the Marriage Law Amendments to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Fawn Billie will be the sponsor for this item.*

**1/6/16 LOC:** Motion by Fawn Billie to accept the legislative analysis for the Marriage Law amendments, defer the amendments to the Finance Department for a fiscal impact statement and direct the Legislative Reference Office to prepare the amendments for a public meeting to be held on February 18, 2016; seconded by Jennifer Webster. Motion carried unanimously.

**1/20/16 LOC:** Motion by David P. Jordan to accept the Marriage Law Amendments public meeting packet and to forward to a public meeting to be held on February 18, 2016; seconded by Fawn Billie. Motion carried unanimously.

**2/17/16 LOC:** Motion by Fawn Billie to approve the public meeting packet for the Marriage Law Amendments and to forward to a public meeting date of March 17, 2016; seconded by Jennifer Webster. Motion carried unanimously.

**3/17/16:** *Public Meeting held.*

**4/6/16 LOC:** Motion by Jennifer Webster to defer the review of the Marriage Law Amendments - public comments to a work meeting to be scheduled; seconded by David P. Jordan. Motion carried unanimously.

**4/11/16:** *Work meeting held.* Attendees include: Fawn Billie, Jennifer Webster, Tehassi Hill, David P. Jordan and Doug McIntyre.

**4/20/16 LOC:** Motion by Tehassi Hill to forward the Marriage Law Amendments to the Legislative Reference Office for an updated legislative analysis; seconded by Fawn Billie. Motion carried unanimously.

**5/11/16 OBC:** Motion by Jennifer Webster to adopt resolution 5-11-16-B titled Adopting the Marriage License Fee Schedule, seconded by David Jordan. Motion carried unanimously.

Amendment to the main motion by Lisa Summers to direct the Marriage License Fee schedule be amended to read \$50 fee amount; and that the “Mistake Fee” be changed to “Amendment Fee”, seconded by Brandon Stevens. Motion carried with two opposed (David P. Jordan and Jennifer Webster).

**5/18/16 LOC:** Motion by David P. Jordan to accept the fiscal impact statement that was provided as a handout and to approve the adoption packet for the Marriage Law Amendments to be forwarded to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**5/25/16 OBC:** Motion by David Jordan to adopt resolution 5-25-16-A Adoption of Marriage Law Amendments, seconded by Brandon Stevens. Motion carried with one abstention. (Lisa Summers)

Motion by Lisa Summers to request the Legislative Operating Committee to also process an amendment to the Marriage Law that identifies recourses for individuals who feel their rights have been violated under the law, what that process is, and what it looks like, seconded by Brandon Stevens. Motion carried unanimously.

*Note: From the discussion at this meeting, it was determined the recourse for individuals would be addressed in the Compliance and Enforcement Law.*

### **Membership Ordinance Amendments**

This item was carried over into the current term by the LOC. Amendments to the Membership Ordinance were requested to include an individual's New York Oneida blood and Oneida of the Thames blood when determining blood quantum for membership in the Oneida Tribe of Indians of Wisconsin. However, the Trust/Enrollments Committee has requested that these amendments be put on hold while the Sustain Oneida initiative gathers information.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Debra Danforth, Carole Liggins, Michelle Mays, Cheryl Skolaski, Susan White, Doug McIntyre

**9/17/14 LOC:** Motion by Jennifer Webster to add the Membership Ordinance Amendments to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**2/11/15 OBC:** Motion by Lisa Summers to accept the Legislative Operating Committee priority list<sup>1</sup>, seconded by Trish King. Motion carried unanimously.

**3/28/15 GTC:** Motion by Jennifer Webster to accept the Legislative Operating Committee Update as information. Seconded by Sherrole Benton. Motion carried by show of hands

Amendment to the main motion by Doug Skenandore to leave out the Oneida of the Thames and New York blood quantum from our Membership Ordinance requirements. Seconded by Mike Debraska. Motion failed by show of hands

**6/15/15:** *Work Meeting Held.* Attendees include: Brandon Stevens, Tehassi Hill, Cheryl Skolaski, Jordyn Rasmussen, Krystal John, RC Metoxen, Bonnie Pigman, Norbert Hill, Candice Skenandore.

**7/20/16:** Item removed from the Active Files List following discussion from the Legislative Operating Committee. The item was originally added per a GTC petition, however that petition had been withdrawn.

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<sup>1</sup> The following were suggested priority items: Organizational Restructure Regulations (Trish King), Membership Ordinance (Lisa Summers), and Fit for Duty Regulations (Melinda J. Danforth). A "second tier" priority list was also suggested.

## **Mortgage and Foreclosure Law**

This is a proposed new law to explain how the Tribe deals with mortgages and foreclosures relating to Tribal land. This law is being developed because the Land Commission's hearing responsibilities are transferring to the Judiciary.

**LOC Sponsor:** David P. Jordan

**Submitted by:** Land Commission

**Date Submitted:** 10/7/15

**Contacts:** Lori Elm, Rae Skenandore, Jay Rasmussen, Diane Wilson, Nicole Rommel, Scott Denny, Becky Webster (rebecca.webster8@gmail.com), Jay Rasmussen

**10/7/15 LOC:** Motion by David P. Jordan to add the Real Property Law Amendments, Probate Law, Mortgage Law, Landlord-Tenant Law and Land Commission Bylaws Amendments to the Active Files List with himself as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

**12/16/15 LOC:** Motion by David P. Jordan to accept the memorandum update as FYI and to defer the Mortgage Law back to the sponsor and to bring back when ready; seconded by Fawn Billie. Motion carried unanimously.

**2/3/16 LOC:** Motion by David P. Jordan to forward the Mortgage and Foreclosure Law to the Legislative Reference Office for a legislative analysis and to the Finance Department for a fiscal impact statement; seconded by Tehassi Hill. Motion carried unanimously.

**5/18/16 LOC:** Motion by David P. Jordan to accept the legislative analysis of the Mortgage and Foreclosure law with revisions (adding section references and noting that the Mortgage and Foreclosure law conflicts with the current Real Property Law, and the Mortgage and Foreclosure law will govern upon adoption) and to defer to the Mortgage and Foreclosure law to the Legislative Reference Office to prepare a public meeting packet for a public meeting to be held on June 16, 2016; seconded by Tehassi Hill. Motion carried unanimously.

**6/1/16 LOC:** Motion by David P. Jordan to approve the public meeting packet for the Mortgage and Foreclosure law and forward to a public meeting to be held on June 30, 2016; seconded by Fawn Billie. Motion carried unanimously.

**6/30/16:** *Public meeting held.*

**7/20/16 LOC:** Motion by David P. Jordan to accept the Mortgage and Foreclosure public comments and direct the Legislative Reference Office to prepare an adoption packet; seconded by Jennifer Webster. Motion carried unanimously.

**8/3/16 LOC:** Motion by Jennifer Webster to approve the Mortgage and Foreclosure adoption packet and forward to the Oneida Business Committee for consideration; seconded by Tehassi Hill. Motion carried unanimously.

Motion by Tehassi Hill to forward the resolution titled "Defining Comprehensive Housing Division in the Mortgage and Foreclosure Law" to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**8/10/16 OBC:** Motion by Lisa Summers to adopt resolution # 08-10-16-K Mortgage & Foreclosure (Law), seconded by Tehassi Hill. Motion carried unanimously.

Motion by Lisa Summers to adopt resolution # 08-10-16-L Defining Comprehensive Housing Division in the Mortgage and Foreclosure Law, seconded by Tehassi Hill. Motion carried unanimously:

### **Motor Vehicle Registration Law Amendments**

Amendments to the Motor Vehicle Registration Law were proposed by the Licensing Department to remove the registration prices from the Law so they could be changed without amending the Law and to update the Law, which has not been updated since 1999.

**LOC Sponsor:** Tehassi Hill  
**Contacts:** Tonya Webster

**Submitted by:** Tonya Webster

**Date Submitted:** 11/5/14

**11/5/14 LOC:** Motion by Jennifer Webster to add the Motor Vehicle Law Amendments to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Tehassi Hill will be the sponsor*

**1/21/15 LOC:** Motion by Jennifer Webster to approve the public meeting date of February 19, 2015 regarding the Motor Vehicle Law Amendments; seconded by Fawn Billie. Motion carried unanimously.

**2/19/15:** *Public Meeting held.*

**3/18/15 LOC:** Motion by Jennifer Webster to defer the Motor Vehicle Law Amendments back to the Legislative Reference Office to make the noted changes and prepare the item for adoption; seconded by Tehassi Hill. Motion carried unanimously.

**4/3/15 LOC:** Motion by Tehassi Hill to forward the Motor Vehicle Law Amendments to the Oneida Business Committee for consideration; seconded by Jennifer Webster. Motion carried unanimously.

**4/22/15 OBC:** Motion by Brandon Stevens to adopt resolution 4-22-15-C Motor Vehicle Registration Law Amendments, seconded by Jennifer Webster. Motion carried unanimously.

Motion by Brandon Stevens to adopt resolution 4-22-15-D Motor Vehicle Registration Fee Schedule, seconded by Lisa Summers. Motion carried unanimously

### **Oneida Appeals Commission References Removal**

This is an action to amend the various Tribal laws and policies to replace references to the Oneida Appeals Commission with references to the Oneida Judiciary.

**LOC Sponsor:** none  
**Contacts:** Lynn Franzmeier

**Submitted by:** LRO

**Date Submitted:** 2/12/15

**2/18/15 LOC:** Motion by Tehassi Hill to approve the resolution and forward to the Oneida Business Committee for consideration of adoption; seconded by Fawn Billie. Motion carried unanimously.

**2/25/15 OBC:** Motion by Tehassi Hill to adopt resolution titled Adoption of Amendments to the following to remove references to the Oneida Appeals Commission pursuant to GTC Resolution 7-1-13-A: Attorney Contract Policy, Condominium Ordinance, Emergency Management and Homeland Security, Employee Protection Policy, Local Land Use Regulation Reimbursement Policy, Notary Act, Oneida Election Law, Oneida Food Service Code, Oneida Nation Law Enforcement Ordinance, Oneida Vendor Licensing, Real Property Law, Social Media Policy, Tattooing and Body Piercing Law and Tribal Environmental Response, seconded by Jennifer Webster. Motion carried unanimously.

### **ONGO Amendments**

After minor amendments were made to ONGO to replace references to the Oneida Appeals Commission with references to the Judiciary, the adopted amendments were submitted to National Indian Gaming Commission for approval. NIGC returned the proposed amendments with three additional amendments

that need to be made, and set a deadline of October 21, 2014 for compliance. Emergency amendments were made to the Law to ensure compliance with NIGC requirements. Additional feedback from NIGC resulted in additional permanent amendments being proposed.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Tamara Vanschyndel, OGC

**Date Submitted:** 9/15/14

**Contacts:** Tamara Vanschyndel, Bill Cornelius

**9/17/14 LOC:** Motion by Jennifer Webster to add the Amendments to the Oneida Nation Gaming Ordinance to the Active Files List on an emergency basis; seconded by Fawn Billie. Motion carried unanimously.

Motion by Fawn Billie to direct the Legislative Reference Office to bring back an analysis, resolution and statement of effect for the October 1, 2014 LOC meeting; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**10/1/14 LOC:** Motion by Tehassi Hill to approve the resolution with the change from seven years to three years, and to forward it to the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.

**10/8/14 OBC:** Motion by Tehassi Hill to adopt resolution 10-8-14-C Oneida Nation Gaming Ordinance Emergency Amendments, seconded by Fawn Billie. Motion carried unanimously.

**3/25/15:** *Oneida Gaming Commission requests a six-month extension so that all appropriate revisions can be made prior to permanent ONGO revisions are adopted by the LOC/OBC.*

**4/15/15 LOC:** Motion by Fawn Billie to forward the ONGO Emergency Amendments to the Oneida Business Committee for consideration; seconded by Tehassi Hill. Motion carried unanimously.

**4/22/15 OBC:** Motion by Brandon Stevens to adopt resolution 4-22-15-B ONGO Emergency Amendments Extension, seconded by Fawn Billie. Motion carried unanimously.

**5/20/15 LOC:** Motion by Fawn Billie to defer the ONGO Amendments to the Legislative Reference Office and direct that a legislative and fiscal analysis be developed once the draft is completed; seconded by Tehassi Hill. Motion carried unanimously.

**7/1/15 LOC:** Motion by David P. Jordan to forward the ONGO Amendments to Public Meeting date of July 30, 2015; seconded by Tehassi Hill. Motion carried unanimously.

**7/30/15:** *Public Meeting held.* Attendees include: Tehassi Hill, Jennifer Webster, Steve Hill, Tamara Van Schyndel, Matt Denny, Loucinda Conway, William Cornelius, Michele Doxtator, Rae Skenandore, Mark Powless, Sr., Lora Skenandore, Krystal John, Douglass McIntyre, Candice Skenandore, Tani Thurner, Cathy Bachhuber.

**8/19/15 LOC:** Motion by David P. Jordan to accept the public meeting comments regarding the ONGO Amendments and defer this item to a work meeting; seconded by Fawn Billie. Motion carried unanimously.

**8/24/15:** *Work meeting held.* Attendees include: David Jordan, Tehassi Hill, Brandon Stevens, Fawn Billie, Matthew W. Denny, John Powless Sr., Tamara Vanschyndel, Michele Doxtator, Loucinda K. Conway, Rhiannon Metoxen, Taniquelle Thurner, Krystal John, Douglass McIntyre.

**9/2/15 LOC:** Motion by Jennifer Webster to forward the ONGO amendments materials to the Oneida Business Committee to consider adoption with the noted revision to the adopting resolution; seconded by Tehassi Hill. Motion carried unanimously.

**9/9/15 OBC:** Motion by Brandon Stevens to adopt resolution titled 9-9-15-A Oneida Nation Gaming Ordinance Amendments, seconded by Tehassi Hill. Motion carried unanimously.

**12/22/15:** The National Indian Gaming Commission approved the permanent amendments to the Oneida Nation Gaming Ordinance adopted by the OBC on September 9, 2015.

### **Per Capita Law Amendments**

The Trust Department has requested several revisions, including changes that would modify the frequency of form requirements and in elder distributions, and incorporate fees for stop payments and closed bank accounts.

**LOC Sponsor:** David P. Jordan

**Submitted by:** Susan White (Trust Dept)

**Date Submitted:** 7/10/15

**Contacts:** Susan White, Bonnie Pigman, Lisa Kelly Skenandore, Cheryl Skolaski, Robert J. Collins

**Drafter:** Krystal John

**Analyst:** Maureen Perkins

**Priority:** High

**7/15/15 LOC:** Motion by Jennifer Webster to add the Per Capita Law Amendments to the Active Files List with David P. Jordan as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**9/16/15 LOC:** Motion by David P. Jordan to accept the update as FYI and defer the Per Capita Law Amendments to the Legislative Reference Office and to bring back in 30 days for an update; seconded by Fawn Billie. Motion carried unanimously.

**10/21/15 LOC:** Motion by David P. Jordan to accept the memorandum as FYI and to defer the Per Capita Law Amendments to the sponsor to continue to work with the Trust/Enrollment Committee and to bring a draft back on November 4, 2015; seconded by Fawn Billie. Motion carried unanimously.

**10/23/15:** *Work meeting held.* Attendees include: Cheryl Skolaski, David P. Jordan, Caroyl Long, Douglass McIntyre, Bonnie Pigman, Leyne Orosco, Lisa Kelly Skenandore, Candice Skenandore.

**10/26/15:** *Work meeting held.* Attendees include: Caroyl Long, Douglass McIntyre, Bonnie Pigman, Leyne Orosco, Lisa Kelly Skenandore, Candice Skenandore, Susan White, Krystal John.

**11/4/15 LOC:** Motion by Jennifer Webster to defer the Per Capita Law Amendments to the Legislative Reference Office for a legislative analysis and to the Finance Department for a fiscal impact statement; seconded by Fawn Billie. Motion carried unanimously.

**2/3/16 LOC:** Motion by Tehassi Hill to defer the Per Capita Law Amendments to a work meeting with the Trust/Enrollment Department, the Finance Department, Law Office and the sponsor and bring back to the LOC within the next 30 days; seconded by David P. Jordan. Motion carried unanimously.

**2/12/16:** *Work meeting held.* Krystal John, Bonnie Pigman, Susan White, Jim Bittorf, Maureen Perkins

**3/2/16 LOC:** Motion by Jennifer Webster to accept the Per Capita Law Amendments status update memorandum and defer to the sponsor to bring back an updated draft with an updated legislative analysis; seconded by Tehassi Hill. Motion carried unanimously.

**4/6/16 LOC:** Motion by Jennifer Webster to prepare the Per Capita Law Amendments for a public meeting to be held on May 19, 2016; seconded by David P. Jordan. Motion carried unanimously.

**4/20/16 LOC:** Motion by Tehassi Hill to enter the April 7, 2016 e-poll results for the Per Capita Law Amendments; seconded by Fawn Billie. Motion carried unanimously.

*Note: the April 7th 2016 e-poll directed the Legislative Reference Office to update the draft Per Capita Law Amendments and legislative analysis to include the revisions discussed in the memo.*

Motion by Tehassi Hill to approve the Per Capita Law Amendments Public Meeting packet, noting one update to be made to the legislative analysis, and deleting one definition from the draft law; seconded by Fawn Billie. Motion carried unanimously.

*Note: the update to the legislative analysis would identify one additional new duty of the Trust Enrollment Department: calculating the amount of attachments. The definition to be deleted is for “proof of education”, since there are duplicate definitions.*

**5/19/16:** *Public Meeting held.*

**6/1/16 LOC:** Motion by David P. Jordan to accept the results of the e-poll conducted on May 19, 2016 which approved the public meeting packet for an additional public meeting to be held for the Per Capita Law amendments on June 16, 2016 at 12:15 p.m.; seconded by Jennifer Webster. Motion carried unanimously.

*Note: This will be the second public meeting for Per Capita Law Amendments.*

**6/16/16:** *Public Meeting held.*

**7/6/16 LOC:** Motion by Tehassi Hill to accept the public meeting comments regarding the Per Capita law amendments from the May 19, 2016 and June 16, 2016 public meetings and direct desired changes; seconded by David P. Jordan. Motion carried unanimously.

*Note: Directed change: remove the word automatic from section 9.6-1(d)(1)(C)(i).*

**7/25/16:** *Work Meeting held.* Meeting held for an update on the status of this item. Attendees include Maureen Perkins, Jen Falck, Tani Thurner, Jo Anne House.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maureen Perkins, Clorissa Santiago. Waiting for new draft.

**10/24/16:** *Work Meeting held.* Present: David Jordan, Krystal John, Jennifer Falk, Jo Anne House, Maureen Perkins. Changes directed.

**11/2/16 LOC:** Motion by Fawn Billie to defer the Per Capita Law Amendments to the November 16, 2016 Legislative Operating Committee meeting; seconded by Jennifer Webster. Motion carried unanimously.

**11/16/16 LOC:** Motion by David P. Jordan to approve the Per Capita Law Amendments public meeting packet and direct the LRO to hold a public meeting on December 15, 2016; seconded by Jennifer Webster. Motion carried unanimously.

**12/15/16** *Public Meeting held.*

**1/4/17 LOC:** Motion by Tehassi Hill to accept the Per Capita Law Amendments public meeting comments; seconded by Jennifer Webster. Motion carried unanimously.

Motion by Fawn Billie to defer the Per Capita Law Amendments public meeting comments to a work meeting to commence directly after the conclusion of the January 4, 2017 LOC meeting; seconded by Jennifer Webster. Motion carried unanimously.



**01/04/17:** *Work meeting held.* Brandon Stevens, Tehassi Hill, Fawn Billie, Jennifer Webster, David P. Jordan, Mike Debraska, Susan White, Maureen Perkins, Jennifer Falck, Krystal John.

**1/18/17 LOC:** Motion by David P. Jordan to approve the adoption packet with the noted changes and forward the Per Capita Law Amendments to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

*Noted changes include adding definition for “rule”, clarifying that the Trust Enrollment Department is not managing the pooled accounts but identifying what funds are available to be released into the pooled account and to include GTC in section 123.2-2.*

**1/25/17 OBC:** Motion by David Jordan to adopt resolution entitled Per Capita Amendments, seconded by Brandon Stevens. Motion failed with Chairwoman Tina Danforth voting in opposition breaking the tie.

Motion by Lisa Summers for this item to be deferred to the February 14, 2017, Business Committee work meeting; and to be brought back to the February 22, 2017, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.

**2/15/17 LOC:** Motion by David P. Jordan to forward the revised Per Capita Law Amendments to the Oneida Business Committee for consideration with the addition of a redline from February 8, 2017 draft to current; seconded by Jennifer Webster. Motion carried unanimously.

**2/22/17 OBC:** Motion by Brandon Stevens to adopt resolution # 02-22-17-D Adoption of Per Capita Law Amendments with two noted changes [line 518 of draft law, change “guardian” to “interested party”; and line 519 of draft law, change “123.5-3(c)” to “123.5-3(b)”], seconded by David Jordan. Motion carried with one [Jennifer Webster] opposed.

**Personnel Policies and Procedures Regarding Job Duties and Work Assignments (Emergency Amendments)**

This proposal seeks to revise the current requirements relating to job duties for Tribal employees, enabling employees to be utilized to perform job duties outside of their regular assignments, with the intent that this be a short-term cost-saving measure.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** Trish King, OBC Treasurer

**Date Submitted:** 9/17/14

**Contacts:** Trish King, OBC Treasurer

**9/17/14 LOC:** Motion by Tehassi Hill to add Emergency Amendments to the Personnel Policies and Procedures regarding Job Duties and Work Assignments to the Active Files List, seconded by Jennifer Webster. Motion carried unanimously.

*Note: Tehassi Hill will be the sponsor for this item.*

Motion by Tehassi Hill to direct the Legislative Reference Office to provide a Statement of Effect and Legislative Analysis, by Monday (September 22, 2014), seconded by Fawn Billie. Motion carried unanimously.

**9/24/14 OBC:** Motion by Brandon Stevens to adopt resolution 9-24-14-Q Emergency Amendments to the Personnel Policies and Procedures Regarding Job Duties and Reassignments and to clarify that the effective date is October 1, 2014, seconded by Fawn Billie. Motion carried unanimously.

### **Pow-wow Committee Bylaws**

The Pow-wow Committee has requested additions to the Committee bylaws which address qualifications for serving on the committee. First preference would be given to any citizen who appears on the official roll of the Tribe, with second preference to any citizen who appears to any official federally recognized Native American rolls. The qualifications would also be revised so that Committee members must have experience coordinating events. Additional amendments require Committee members to follow the Tribe's Code of Ethics and add that failure to attend 3 consecutive meetings with unexcused absences, or 5 total unexcused absences within a term are grounds for removal.

**LOC Sponsor:** Fawn Billie  
**Contacts:** Rosa Laster

**Submitted by:** Rosa Laster

**Date Submitted:** 8/1/14

**10/1/14 LOC:** Motion by Jennifer Webster to add Pow-wow Committee Bylaws to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Fawn Billie will be the sponsor for this item.*

**12/17/14 LOC:** Motion by Jennifer Webster to send a memorandum to the Pow-wow Committee asking for clarification on the noted issues and approval of the amended Pow-wow Committee Bylaws; seconded by Fawn Billie. Motion carried unanimously.

**3/17/15:** Pow-wow Committee meeting: Tonya Webster made a motion to accept the changes to the Pow-wow Committee By-Laws, Edwin Wallenfang 2nd, No opposed, No Abstentions, Motion carries.

**4/3/15 LOC:** Motion by Jennifer Webster to approve the Pow-wow Committee Bylaws and forward to the Oneida Business Committee for consideration; seconded by Tehassi Hill. Motion carried unanimously.

**4/22/15 OBC:** Motion by Lisa Summers to approve the recommended changes to the Oneida Pow-wow Committee Bylaws with the exclusion of the provisions §1-4.(e)(1) and §1-4.(e)(2), seconded by Brandon Stevens. Motion carried with two opposed (Jennifer Webster and Fawn Billie)

### **Public Use of Tribal Land Amendments (2014)**

The Public Use of Tribal Land Law was initially adopted by the OBC on May 15, 2014, but emergency amendments were adopted on July 23, 2014 in order to allow Tribal employees who are not Tribal members, and non-Tribal contractors to access some land that the Law designated as restricted to Tribal members only.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Gene Schubert, Laura Manthe, Jeff Mears, Shad Webster

**7/23/14 OBC:** Motion by Paul Ninham to adopt resolution 7 -23-14-C Public Use of Tribal Land Law Emergency Amendments, seconded by David Jordan. Motion carried with one abstention.

**9/17/14 LOC:** Motion by Jennifer Webster to add the Public Use of Tribal Land Emergency Amendments to the Active Files List with Tehassi Hill as sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**10/15/14 LOC:** Motion by Tehassi Hill to forward the Public Use of Tribal Land Amendments to a November 6, 2014 public meeting; seconded by Fawn Billie. Motion carried unanimously.

**11/6/14:** *Public Meeting held.*

**12/3/14 LOC:** Motion by Jennifer Webster to forward the Public Use of Tribal Land Amendments to the Oneida Business Committee for consideration of adoption; seconded by Fawn Billie. Motion carried unanimously.

**12/10/14 OBC:** Motion by Jenny Webster to adopt resolution 12-10-14-A Public Use of Tribal Law Amendments, seconded by Tehassi Hill. Motion carried unanimously.

**Public Use of Tribal Land Amendments (2016)**

The Public Use of Tribal Land Law was initially adopted by the OBC on May 15, 2014, but emergency amendments were adopted on July 23, 2014 in order to allow Tribal employees who are not Tribal members, and non-Tribal contractors to access some land that the Law designated as restricted to Tribal members only.

**LOC Sponsor:** David P Jordan

**Submitted by:** LOC

**Date Submitted:** 7/1/15

**Contacts:** Gene Schubert, Laura Manthe, Jeff Mears, Shad Webster

**7/1/15 LOC:** Motion by David P. Jordan to add the Public Use of Tribal Land Amendments to the Active Files List with himself as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

Motion by Tehassi Hill to approve the resolution and forward the Public Use of Tribal Land Emergency Amendments to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**7/8/15 OBC:** Motion by Brandon Stevens to adopt resolution 7-8-15-B Public Use of Tribal Land Schedule of Citations, seconded by Tehassi Hill. Motion carried unanimously.

Motion by Brandon Stevens to amend the resolution to correct the date in the fourth “Whereas” from “May 15, 2015” to “May 15, 2014”, seconded by Fawn Billie. Motion carried unanimously.

Motion by Lisa Summers to request the Oneida Police Commission liaison, Secretary Lisa Summers, to follow up on the accusations made today, seconded by David Jordan. Motion carried unanimously.

Motion by Brandon Stevens to adopt resolution 7-8-15-C Public Use of Tribal Land Law Emergency Amendments, seconded by Lisa Summers. Motion carried unanimously.

**9/9/15 OBC:** Motion by Tehassi Hill to defer this item [ERB’s revisions/additions to Prohibitions under Public Use of Tribal Land Law] to the Legislative Reference office, seconded by Brandon Stevens. Motion carried unanimously.

**9/16/15 LOC:** Motion by David P. Jordan to accept the updated legislative analysis and defer the Public Use of Tribal Land Amendments for a fiscal analysis and to forward for an October 15, 2015 Public Meeting; seconded by Tehassi Hill. Motion carried unanimously.

**9/23/15 OBC:** Motion by Lisa Summers to accept the Environmental Resource Board’s updated prohibitions regarding violations of the Public Use of Tribal Land Law, seconded by Brandon Stevens. Motion carried with one opposed (Brandon Stevens)

*For the record:* Brandon Stevens stated I oppose the motion because there’s no substantive complaint here. It’s just “I don’t like it”. So, if there was more of something the Environmental Resource Board can really say that you don’t like about it and is it too much, you know those types of things? I would just like more in a complaint so the Environmental Resource Board doesn’t get...we (the Business Committee) received the complaint. I would like a little more to the complaint and that is why I oppose.

Motion by Lisa Summers to request the Environmental Resource Board's Liaison to notify the Environmental Resource Board about the community concerns regarding the citation schedule, seconded by Fawn Billie. Motion carried unanimously.

**10/7/15 LOC:** Motion by David P. Jordan to forward the Public Use of Tribal Land Amendments to a public meeting to be held on October 29, 2015 at 12:15 p.m.; seconded by Jennifer Webster. Motion carried unanimously.

*Note: Oct. 15, 2015 public meeting rescheduled due to insufficient notice to division directors & managers as required by the LPA.*

**10/29/15:** *Public Meeting held.*

**11/18/15 LOC:** Motion by Tehassi Hill to accept the public meeting comments regarding the Public Use of Tribal Land Amendments and defer to a LOC work meeting to be held on November 23, 2015; seconded by Fawn Billie. Motion carried unanimously.

*Note: LOC work meeting will be held on November 23, 2015 at 3:30 p.m. in the E.C.R.*

**11/23/15:** *Work meeting held (to consider public meeting comments).* Attendees include: Jennifer Webster, Fawn Billie, Brandon Stevens, Leyne Orosco, Cathy L. Metoxen, Krystal John.

**1/6/16 LOC:** Motion by David P. Jordan to forward to the Public Use of Tribal Land Amendments adoption packet to the Oneida Business Committee for consideration; seconded by Tehassi Hill. Motion carried unanimously.

**1/13/16 OBC:** Motion by Brandon Stevens to adopt resolution titled 1-13-16-C Public Use of Tribal Land Law Permanent Amendments, seconded by Tehassi Hill. Motion carried unanimously.

### **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.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** LRO

**Date Submitted:** 3/4/15

**3/4/15 LOC:** Motion by Tehassi Hill to add the Real Property Law Amendments to the Active Files List with himself as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

Motion by Tehassi Hill to forward the Real Property Law Amendments to an April 2, 2015 public meeting, seconded by Jennifer Webster. Motion carried unanimously.

**4/2/15:** *Public Meeting held.*

**5/6/15 LOC:** Motion by Jennifer Webster to forward the Real Property Law Amendments to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**5/13/15 OBC:** Motion by David Jordan to adopt resolution 5-13-15-B Real Property Law Amendments, seconded by Brandon Stevens. Motion carried unanimously.

### **Real Property Law Amendments**

These amendments would remove various current requirements (which would instead be established in separate laws, such as a probate law) and transfer Land Commission hearing responsibilities to the Judiciary.

**LOC Sponsor:** David P. Jordan

**Submitted by:** Land Commission

**Date Submitted:** 10/7/15

**Contacts:** Lori Elm, Rae Skenandore, Jay Rasmussen

**Drafter:** Krystal John

**Analyst:** Maureen Perkins

**Priority:** High

**10/7/15 LOC:** Motion by David P. Jordan to add the Real Property Law Amendments, Probate Law, Mortgage Law, Landlord-Tenant Law and Land Commission Bylaws Amendments to the Active Files List with himself as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

**12/11/15:** *Work meeting held.* Attendees include: David P. Jordan, Brandon Stevens, Rae Skenandore, Nicole Rommel, Rebecca Webster, Maureen Perkins and Krystal John.

**12/16/15 LOC:** Motion by Jennifer Webster to accept the memorandum update as FYI and to defer the Real Property Law Amendments back to the sponsor and to bring back when ready; seconded by Tehassi Hill. Motion carried unanimously.

**12/16/15:** *Work meeting held.* Attendees include: David P. Jordan, Rae Skenandore, Rebecca Webster, Krystal John, Maureen Perkins and Nicole Rommel.

**1/20/16 LOC:** Motion by David P. Jordan to defer the Real Property Law Amendments to the Legislative Reference Office for legislative analysis and to the Finance Department for a fiscal impact statement; seconded by Tehassi Hill. Motion carried unanimously.

**8/2/16:** Update meeting held.

**9/21/16 LOC:** Motion by Davis Jordan to accept the legislative analysis and the public meeting packet and direct the LOC to hold a public meeting on October 20, 2016; seconded by Fawn Billie. Motion carried unanimously.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maurenn Perkins, Clorissa Santiago. Public meeting will be on 10/20/16. Then a work meeting is scheduled for 10/27/16 with the Land Commission to discuss Realtor licensing.

**10/20/16:** *Public meeting held.*

**10/27/16:** *Work meeting held.*

**11/2/16LOC:** Motion by Fawn Billie to accept the public meeting comments for the Real Property Law Amendments, and make the changes recommended in the public comment review memo, and to change the wording in section 601.5 from “mechanism” to “method”; seconded by Jennifer Webster. Motion carried unanimously.

Motion by Fawn Billie to forward the Real Property Law Amendments to a public meeting to be held on December 1, 2016 and to authorize an e-poll for approval of the public meeting packet; seconded by Tehassi Hill. Motion carried unanimously.

**12/1/16:** *Public Meeting Held.*

**12/21/16 LOC:** Motion by David P. Jordan to defer the Real Property Law Amendments to the second LOC meeting in January; seconded by Fawn Billie. Motion carried unanimously.

~~Motion by David P. Jordan for the LOC to send a memorandum to the Organizational Development Specialist asking to add an agenda item to the joint meeting between the Oneida Business Committee, Oneida Land Commission and Oneida Land Claims Commission on January 6, 2017, regarding the proposed policy statement in the Real Property Law Amendments; seconded by Fawn Billie. Motion carried unanimously.~~

**1/4/17 LOC:** Motion by David P. Jordan to rescind the second motion regarding the Real Property Law Amendments made on December 21, 2016:

~~Motion by David P. Jordan for the LOC to send a memorandum to the Organizational Development Specialist asking to add an agenda item to the joint meeting between the~~

~~Oneida Business Committee, Oneida Land Commission and Oneida Land Claims Commission on January 6, 2017, regarding the proposed policy statement in the Real Property Law Amendments; seconded by Fawn Billie. Motion carried unanimously.~~

and approve the December 21, 2016 LOC meeting minutes with the noted change; seconded by Fawn Billie. Motion carried unanimously.

Motion by Tehassi Hill to direct the LRO to provide an updated comment response memo reflecting the acceptance of the response or comments; seconded by Fawn Billie. Motion carried unanimously.

**1/18/17 LOC:** Motion by Jennifer Webster to accept the Real Property Law Amendments public meeting comments; seconded by Fawn Billie. Motion carried unanimously.

Motion by Fawn Billie to accept the Real Property Law Amendments adoption packet pending the fiscal impact statement which shall be brought forth at the next LOC meeting; seconded by David P. Jordan. Motion carried unanimously.

**2/1/17 LOC:** Motion by David P. Jordan to accept the Real Property Law Amendments adoption packet and forward to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**2/8/17 OBC:** Motion by Lisa Summers to adopt resolution # 02-08-17-A Real Property Law Amendments, seconded by Tehassi Hill. Motion carried unanimously.

#### **Rules of Appellate Procedure Amendments**

A review of the Rules led to a request that the LOC make amendments to the Rules to improve the process. On July 30, 2014, the LOC accepted these items as FYI and requested the LRO to bring this proposal to the next LOC. This item was carried over into the current term by the LOC.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** LRO

**Date Submitted:** 9/17/14

**9/17/14 LOC:** Motion by Jennifer Webster to add the Rules of Appellate Procedure to the Active Files List with Jennifer Webster as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**10/15/14 LOC:** Motion by Fawn Billie to defer this item to the Legislative Reference Office for additional changes based on comments received from the Court yesterday; seconded by Tehassi Hill. Motion carried unanimously.

**12/17/14 LOC:** Motion by Jennifer Webster to ratify the Rules of Appellate Procedure Amendments E-poll results from December 12, 2014, and direct the Legislative Reference Office to prepare the Rules of Appellate Procedure Amendments for public meeting; seconded by Tehassi Hill. Motion carried unanimously.

**12/19/14 OBC:** Motion by Brandon Stevens to adopt resolution 12-19-14-A Rules of Appellate Procedure Emergency Amendments, seconded by Jenny Webster. Motion carried unanimously.

**1/15/15 LOC:** Motion by Tehassi Hill to approve the public meeting date of January 29, 2015 regarding the Rules of Appellate Procedure Amendments; seconded by Fawn Billie. Motion carried unanimously.

**1/21/15 LOC:** Motion by Jennifer Webster to ratify the Furlough Policy and Rules of Appellate Procedures Amendments Public Meeting Date E-poll; seconded by Tehassi Hill. Motion carried unanimously.

**2/5/15:** *Public Meeting held.*

**3/4/15 LOC:** Motion by Fawn Billie to forward the Rules of Appellate Procedure Amendments to the Oneida Business Committee for consideration; seconded by Tehassi Hill. Motion carried unanimously.

**3/25/15 OBC:** Motion by Brandon Stevens to adopt resolution 3-25-15-C Rules of the Appellate Procedure Amendments, seconded by Fawn Billie. Motion carried unanimously.

**Oneida Seal and Flag Law (formerly Flag Policy)**

The OBC requested that the LOC develop a flag code policy. The Oneida Nation Veterans Affairs Committee (ONVAC) received complaints from non-Tribal members about how the Tribal Flag is displayed. ONVAC's concerns are that there are no standard protocols for displaying a flag, or for those with flag responsibilities, and that no one is identified as having authority to lower a flag to half-staff.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** OBC

**Date Submitted:** 4/22/15

**Contacts:** John Breuninger, Kerry Metoxen (Veterans Services), Chris Cornelius, Carol Silva, Loretta Metoxen, Gerald Cornelius

**Drafter:** Clorissa Santiago

**Analyst:** Maureen Perkins

**Priority:** High

**4/22/15 OBC:** Motion by Jennifer Webster to request the Legislative Operating Committee to develop a flag code policy and consider adding it to the Active Files List, seconded by Lisa Summers. Motion carried unanimously.

**5/6/15 LOC:** Motion by Jennifer Webster to add the Tribal Flag Code to the Active Files List with herself as the sponsor and defer the Tribal Flag Code to a Legislative Operating Committee work meeting; seconded by Fawn Billie. Motion carried unanimously.

**6/8/15:** *Work meeting held.* Attendees include: John Breuninger, Kerry Metoxen, Lynn Franzmeier, Candice Skenandore, Brandon Stevens, Tehassi Hill, Jenny Webster, Fawn Billie, Danelle Wilson, David Jordan, Apache Danforth, RC Metoxen.

**6/30/15:** *Work meeting held.* Attendees include: John Breuninger, Douglass McIntyre, Candice Skenandore.

**7/1/15 LOC:** Motion by David P. Jordan to accept the memorandum regarding the Flag Code update as FYI; seconded by Tehassi Hill. Motion carried unanimously.

**7/24/15:** *Work meeting held.* Attendees include: Jennifer Webster, David P. Jordan, Candice Skenandore, Douglass McIntyre.

**8/5/15 LOC:** Motion by Tehassi Hill to defer the Oneida Flag Policy for a legislative analysis and a fiscal impact statement and bring back in two weeks; seconded by David P. Jordan. Motion carried unanimously.

**8/19/15 LOC:** Motion by David P. Jordan to accept the legislative analysis, extend the financial impact statement, and direct the Legislative Reference Office to bring the Oneida Flag Code back to the next LOC meeting, to set a date for a Public Meeting, and to make the changes from "Oneida Nation" back to "Oneida Indian Tribe of Wisconsin"; seconded by Fawn Billie. Motion carried unanimously.

**9/2/15 LOC:** Motion by Jennifer Webster to forward the current draft and analysis of the Oneida Flag Policy for a public meeting to be held on October 1, 2015; seconded by Fawn Billie. Motion carried unanimously.

**10/1/15:** *Public Meeting held.*

**11/4/15 LOC:** Motion by Jennifer Webster to accept the public meeting comments regarding the Oneida Flag Policy and defer to a LOC work meeting to be held on November 6, 2015; seconded by Tehassi Hill. Motion carried unanimously.

**11/6/15:** *Work meeting held.* Attendees include: John Breuninger, Kerry Metoxen, Douglass McIntyre, Candice Skenandore, Jennifer Webster, David P. Jordan.

**1/6/16 LOC:** Motion by David P. Jordan to accept the updated legislative analysis for the Oneida Flag Policy; seconded by Jennifer Webster. Motion carried unanimously.

**6/1/16 LOC:** Motion by Jennifer Webster to incorporate provisions for the Tribal seal into the current draft of the Flag Law and to bring back a draft to the June 15, 2016 LOC meeting so that the LOC can determine whether to hold a second public meeting; seconded by Fawn Billie. Motion carried unanimously.

**6/8/16 OBC:** Motion by Lisa Summers to accept the branding update and seal color #2597, and that the final adjustments to the bear face shading be completed through Intergovernmental Affairs & Communications, seconded by Fawn Billie. Motion carried unanimously.

**6/15/16 LOC:** Motion by Tehassi Hill to defer the Oneida Seal and Flag Law to the Legislative Reference Office for an updated legislative analysis and to prepare for a second public meeting; seconded by Jennifer Webster. Motion carried unanimously.

**8/2/16:** Update meeting held. Attorney will review draft and return to analyst.

**11/2/16 LOC:** Motion by Jennifer Webster to approve the Oneida Nation Seal & Flag law public meeting packet, and to direct the Legislative Reference Office to hold a second public meeting on December 1, 2016; seconded by Tehassi Hill. Motion carried unanimously.

Motion by Tehassi Hill to accept the legislative analysis for the Oneida Nation Seal and Flag law; seconded by Jennifer Webster. Motion carried unanimously.

**12/21/16 LOC:** Motion by Fawn Billie to defer the Oneida Seal and Flag Law to the next LOC meeting on January 4, 2017; seconded by David P. Jordan. Motion carried unanimously.

**1/4/17 LOC:** Motion by Jennifer Webster to make the noted change and to forward the Oneida Nation Seal and Flag Law to the Oneida Business Committee for consideration noting that the legislative analysis shall be updated; seconded by David P. Jordan. Motion carried unanimously.

*Noted change include: 1) revised the definition of Oneida-owned building to mean a building wholly owned and/or operated by the Nation within the boundaries of the Reservation and to such other lands as may be here after added thereto within or without said boundary lines under the law of the United States except as otherwise provided by law.*

**1/11/17 OBC:**

**3/8/17 OBC:** Motion by Jennifer Webster to adopt resolution # 03-08-17-C Oneida Nation Seal and Flag Rules Extension, seconded by Fawn Billie. Motion carried unanimously.

#### **Tobacco Ordinance amendments**

A Tribal member requested changes to the Tobacco Ordinance in order to enable 16 and 17 year olds to be eligible for employment in Oneida businesses that sell tobacco.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** Dawn Moon- Kopetsky

**Date Submitted:** 7/22/16

**Contacts:** Lori Skenandore, Mike Debraska, Michelle Doxtator, Kathy King

**Drafter:** Clorissa Santiago

**Analyst:** Maureen Perkins

**Priority:** Medium



**8/17/16 LOC:** Motion by Tehassi Hill to add Tobacco Ordinance Amendments to the active files list as medium priority, listing Tehassi Hill as the sponsor; seconded by David P. Jordan. Motion carried unanimously.

**10/10/16:** *Quarterly Sponsor Update meeting.* Present: Tehassi Hill, Maureen Perkins, Tani Thurner, Clorissa Santiago, Krystal John. Item was assigned to Clorissa Santiago as Drafter and Maureen Perkins as Analyst.

**11/3/16** *Work Meeting held.* Present: Tehassi Hill, Kathy King, Maureen Perkins, Geraldine Danforth, Bob Keck, Jen Falck, Clorissa Santiago, JoAnne House. Michelle Doxtator will complete a memo and provide it to the LRO to update an analysis and the Drafter will update a draft. Should be on the 11/16/16 LOC agenda.

**11/16/16 LOC:** Motion by Jennifer Webster to approve the Tobacco Law Amendments public meeting packet and direct the LRO to hold a public meeting on December 15, 2016; seconded by Tehassi Hill. Motion carried unanimously.

**1/4/17 LOC:** Motion by Tehassi Hill to accept the Tobacco Law Amendments public meeting comments; seconded by Jennifer Webster. Motion carried unanimously.

Motion by Tehassi Hill to request an updated legislative analysis and fiscal analysis be brought back by January 12, 2017 and to direct the LRO to put together an adoption packet with the noted changes; seconded by Jennifer Webster. Motion carried unanimously.

*Noted changes include: 1) alphabetize the definitions, 2) remove the definition of manager, 3) on line 77 tobacco outlet changed to Oneida retail location, 4) on line 89 removed Oneida Nation, 5) on line 97 added "or her" and 6) on line 105 removed Oneida Nation.*

**1/18/17 LOC:** Motion by Jennifer Webster to approve the adoption packet and to forward the Tobacco Ordinance Amendments to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**1/25/17 OBC:** Motion by David Jordan to adopt resolution # 01-25-17-B Tobacco Amendments, seconded by Lisa Summers. Motion carried with one opposed:

*For the record: Secretary Lisa Summers stated I also struggled with this. I'm going to support it, but for the record I need to state the reasons why I'm supporting it. I agree with a lot of what the Vice-Chairwoman has stated here. However, we know from a strategic perspective there are things coming down the road that we need to be prepared for and this allows us at least one more tool in order to get there. I think the other thing that is important to note is that Indian preference still applies in the hiring process. So that regardless of this change, Indian preference still happens so meaning Oneidas will be selected first in that process. I think that's something important to note and believe I have that accurate, correct? Okay. I just need to also include that and put that out there for my own purposes. Thank you.*

*For the record: Chairwoman Tina Danforth stated I think it needs to be noted that Indian preference still applies regardless of these amendments and that we are to encourage tribal members to be employed which includes the 16 year olds.*

## Vendor Licensing Law Amendments

A request was made to amend the law after SEOTS staff ran into issues while trying to obtain a new vendor. Additional changes are made to update the law and to remove various administrative requirements; and to clearly identify the Licensing Department's administrative rulemaking authority.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** OBC Officers

**Date Submitted:** 11/18/15

**Contacts:** Debra Powless, Mark W. Powless, Mike Debraska, Tonya Webster, Nicolas Reynolds

**11/18/15 LOC:** Motion by Fawn Billie to add the Vendor Licensing Law Amendments to the active files list with either Jennifer Webster or Brandon Stevens as the sponsor; seconded by David P. Jordan. Motion carried unanimously.

*Note: The sponsor of this item will be determined at the next LOC meeting.*

**12/2/15 LOC:** Motion by Jennifer Webster to identify Jennifer Webster as the sponsor for the Vendor Licensing Law; seconded by Fawn Billie. Motion carried unanimously.

**1/4/16:** *Work meeting held.* Attendees include: Jennifer Webster, Brandon Stevens, Tehassi Hill, David P. Jordan, Fawn Billie, Nicolas Reynolds, Mark Powless, Tonya Webster, Douglass McIntyre.

**1/20/16 LOC:** Motion by David P. Jordan to defer the draft of the Vendor Licensing Law Amendments to the Legislative Reference Office for legislative analysis and to the Finance Department for a fiscal impact statement; seconded by Fawn Billie. Motion carried unanimously.

**2/8/16 LOC:** *Work meeting held.* Attendees include: Jennifer Webster, Tehassi Hill, Fawn Billie, Patrick Stensloff, Tonya Webster, Douglass McIntyre.

**3/28/16:** *Work meeting held.* Attendees include: Jennifer Webster, Brandon Stevens, Tehassi Hill, David P. Jordan, Lisa Summers, Nicolas Reynolds, Tonya Webster, Douglass McIntyre, Tani Thurner.

**6/15/16 LOC:** Motion by David P. Jordan to accept the legislative analysis for Vendor Licensing Law Amendments and to approve the public meeting packet for a public meeting date on July 21, 2016; seconded by Fawn Billie. Motion carried unanimously.

**7/21/16:** *Public meeting held.*

**8/17/16 LOC:** Motion by Tehassi Hill to accept the public meeting comments and defer them to a work meeting; seconded by David P. Jordan. Motion carried unanimously.

**9/19/16** *Work Meeting held.* Jenny Webster, Pat Garvey, Clorissa Santiago, Tony Webster, Jen Falck attended. PG will make final changes to draft. When sponsor approves of draft, LRO will update the analysis. May be on the 10/5 LOC agenda- asking to send it for BC adoption.

**10/5/16 LOC:** Motion by Fawn Billie to approve the adoption packet and forward to the Business Committee for consideration upon receiving the fiscal impact statement; seconded by David Jordan. Motion carried unanimously.

\*\*\* Need OBC motion that adopts the amendments, 10-12-16-E

## **Items Denied/Removed by the Legislative Operating Committee**

### **Administrative Hearing Court (Formerly “Tribal Hearing Bodies”)**

This item was originally submitted to the LOC on November 15, 2013 under the title “Tribal Hearing Bodies” and was carried over into the current term by the LOC. This was originally a request for the LRO to conduct research on Tribal Boards, Committees and Commissions to find out which are also hearing bodies and where the hearing body authority comes from. After that research was completed, it was proposed that an Administrative Court be developed which would assume the hearing body authority of each of those entities; so that all disputed administrative matters would be heard in the same forum.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:**

**9/17/14 LOC:** Motion by Jennifer Webster to add Tribal Hearing Bodies to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Jennifer Webster will be the sponsor for this item.*

**10/15/14 LOC:** Motion by Jennifer Webster to accept the verbal update on the Personnel Commission Legislation; seconded by Fawn Billie. Motion carried unanimously.

**6/3/15 LOC:** Motion by Jennifer Webster for the Legislative Operating Committee to send a memorandum to the Oneida Business Committee, to be on their agenda, for the recommendation from the Legislative Operating Committee requesting authority to develop legislation for an administrative court, also drafting a letter to be sent to elected and appointed boards, committees and commissions requesting full cooperation in submitting the data that is asked for; seconded by Fawn Billie. Motion carried unanimously.

**6/10/15 OBC:** Motion by David Jordan to approve the creation of an administrative court and endorse a letter of co-operation to be created that directs the Tribe's boards, committees and commissions to assist the LOC in the creation of the administrative court, seconded by Fawn Billie. Motion carried unanimously.

Motion by Lisa Summers that the LOC create an action plan to be brought back to the Business Committee in 60 days, seconded by Melinda J. Danforth. Motion carried unanimously.

**6/17/15 LOC:** Motion by David P. Jordan to forward the Tribal Hearings Bodies/Administrative Court to an LOC work meeting(s) to discuss the 60-day action plan; seconded by Fawn Billie. Motion carried unanimously.

**7/27/15:** *Work meeting held.* Attendees include: Brandon Stevens, Tehassi Hill, David P. Jordan, Jennifer Webster, Rhiannon Metoxen, Candice Skenandore, Taniquelle Thurner, Krystal John, Douglass McIntyre.

**8/5/15 LOC:** Motion by Tehassi Hill to accept the Tribal Hearing Bodies/Administrative Court Action Plan and forward it to the Oneida Business Committee for its consideration; seconded by David P. Jordan. Motion carried unanimously.

Motion by Fawn Billie to direct the Oneida Child Protective Board, the Oneida Election Board, the Oneida Environmental Resource Board, the Oneida Land Commission, the Oneida Personnel Commission, the Oneida License Commission and the Oneida Trust/Enrollment Committee to retrieve their financial expenses for the last three (3) years (including, but not limited to, the amount of stipends received, training costs and other expenses) and turn the information over to the Oneida Business Committee to help in

evaluating which entities should retain their hearing body authority; seconded by Tehassi Hill. Motion carried unanimously.

**8/12/15 OBC:** Motion by Jennifer Webster to accept the action plan for the Tribal Hearing Bodies/Administrative Court and to direct the Oneida Child Protective Board, the Oneida Election Board, the Oneida Environmental Resource Board, the Oneida Land Commission, the Oneida Personnel Commission, the Oneida License Commission and the Oneida Trust/Enrollment Committee to retrieve their financial expenses for the last three (3) years (including, but not limited to, the amount of stipends received, training costs and other expenses) and turn the information over to OBC to help in evaluating which entities should retain their hearing body authority, seconded by David Jordan. Motion carried unanimously.

Amendment to the main motion by Lisa Summers that the information be provided by Friday, September 4, 2015, seconded by Fawn Billie. Motion carried unanimously.

**9/9/15 OBC:** Motion by Lisa Summers to accept verbal update regarding the Tribal Hearing Bodies/Administrative Courts, seconded by Jennifer Webster. Motion carried unanimously.

**9/16/15 LOC:** Motion by David P. Jordan to accept the update on Tribal Hearing Bodies as information, and forward to the Oneida Business Committee with an updated chart; seconded by Tehassi Hill. Motion carried unanimously.

**9/23/15 OBC:** Motion by Melinda J. Danforth to accept the update from the Legislative Reference Office regarding the status of the Tribal Hearing Bodies/Administrative Courts and to direct the Personnel Commission Liaison to request from the Personnel Commission their number of hearings from the last three (3) years to the Legislative Operating Committee, no later than September 30, 2015, seconded by Lisa Summers. Motion carried unanimously.

Amendment to the main motion by Lisa Summers that the Business Committee suspend Personnel Commission stipends if the requested information is not provided by the September 30, 2015 deadline, seconded by Brandon Stevens. Motion carried unanimously.

**12/2/15 LOC:** Motion by Jennifer Webster to defer the Administrative Court to the Legislative Reference Office for a legislative analysis and to the Finance Office for a fiscal impact statement; seconded by Fawn Billie. Motion carried unanimously.

**3/2/16 LOC:** Motion by Jennifer Webster to defer discussion of the Administrative Hearing Court to a work meeting; seconded by Tehassi Hill. Motion carried unanimously.

**7/20/16:** *LOC work meeting held. This item was removed from the Active Files List because it was determined that a separate court did not need to be created; instead the LOC will process Rules of Administrative Procedure to govern hearing bodies.*

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Administrative Hearing Court was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

**Agriculture Law**

This is a proposal for the Tribe to consider legislation that would enable the Tribe to identify agricultural products that can be grown on the Reservation in order to exercise the Tribe's sovereignty and pursue economic diversification.

**LOC Sponsor:** Tehassi Hill  
**Contacts:** Bill Ver Voort

**Submitted by:** Bill Ver Voort

**Date Submitted:** 8/26/14

**10/1/14 LOC:** Motion by Tehassi Hill to add Agriculture Law to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Tehassi Hill will be the sponsor for this item.*

**12/3/14 LOC:** Motion by Jennifer Webster to accept the Agriculture Law memorandum as FYI; seconded by Fawn Billie. Motion carried unanimously.

**7/20/16:** *LOC work meeting held.* Due to the limited staff in the LRO, the short time remaining in this term, and the number of other priority items the LOC is working to complete by the end of the term, this item was deleted from the AFL.

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Agriculture Law was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

**Capping Damages and Awards from the Judicial System**

This item was deferred to the LOC by the OBC on March 12, 2014 and it was carried over into the current term by the LOC. This is a proposal for a law to cap the damages and awards that can be rendered by the Judicial System.

**LOC Sponsor:** Jennifer Webster  
**Contacts:** David P. Jordan

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**9/17/14 LOC:** Motion by Jennifer Webster to add Capping Damages and Awards from the Judicial System to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Jennifer Webster will be the sponsor for this item.*

**7/20/16:** *LOC work meeting held.* Due to the limited staff in the LRO, the short time remaining in this term, and the number of other priority items the LOC is working to complete by the end of the term, this item was deleted from the AFL.

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Capping Damages and Awards from the Judicial System was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

### **Employee Advocacy Law**

This item was carried over into the current term by the LOC. The Employee Advocacy Law would formally codify the rules and requirements for Tribal employees who wish to serve as an advocate for other Tribal employees who are challenging disciplinary action.

**LOC Sponsor:** Jennifer Webster  
**Contacts:** Matt Denny

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**9/17/14 LOC:** Motion by Jennifer Webster to add the Employee Advocacy Law to the Active Files List, with Jennifer Webster as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**7/20/16:** *LOC work meeting held.* Due to the limited staff in the LRO, the short time remaining in this term, and the number of other priority items the LOC is working to complete by the end of the term, this item was deleted from the AFL.

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Employee Advocacy Law was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

### **Environmental, Health and Safety Law**

This is a new Law that will enable the Environmental, Health and Safety Department (EHSD) to protect land, water, air people and safety on the Reservation; and to protect the Reservation, promote public health and safety, and do business on the Reservation. In addition, the law would delegate rulemaking authority to EHSD.

**LOC Sponsor:** Tehassi Hill  
**Contacts:** Jeff Mears, Victoria Flowers, Jennifer Falck

**Submitted by:** Environmental Department

**Date Submitted:** 12/17/14

**12/17/14 LOC:** Motion by Tehassi Hill to add the Environmental, Health and Safety Law to the Active Files List with himself as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**2/18/15 LOC:** Motion by Tehassi Hill to defer the Environmental, Health and Safety Law to the sponsor's office for further review and re-drafting; seconded by Fawn Billie. Motion carried unanimously.

**7/20/16:** *LOC work meeting held.* Due to the limited staff in the LRO, the short time remaining in this term, and the number of other priority items the LOC is working to complete by the end of the term, this item was deleted from the AFL.

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Environmental, Health and Safety Law was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

**Family Court Law Amendments: Bench Warrants**

This item was carried over into the current term by the LOC. This is a proposal to add provisions to the Family Court law to expressly authorize the Family Court to issue bench warrants.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Lisa Schwartz, Jean Webster, Robert Collins

**9/17/14 LOC:** Motion by Jennifer Webster to add the Family Court Amendments: Bench Warrants to the Active Files List, and send a memo to the responsible departments, asking for their information for implementation, seconded by Fawn Billie. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**7/20/16:** *LOC work meeting held.* Due to the limited staff in the LRO, the short time remaining in this term, and the number of other priority items the LOC is working to complete by the end of the term, this item was deleted from the AFL.

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Family Court Law Amendments: Bench Warrants was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

### **Fitness for Duty**

This item was carried over into the current term by the LOC. Employees who are not fit for duty may present a health and/or safety hazard to themselves, to other employees, to the Tribe and to the general public. Since no policy exists currently, supervisors either do nothing and let the issues continue; force an employee on a leave of absence, adversely modify job duties, and/or terminate the employee.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** Matt Denny, Geraldine Danforth, Marianne Close, Mary Cornelissen, Bob Keck, Kristi Giltner, Kelly McAndrews

**Drafter:**

**Analyst:**

**Priority:** Medium

**9/17/14 LOC:** Motion by Jennifer Webster to add the Fitness for Duty Policy to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Jennifer Webster will be the sponsor for this item.*

**2/11/15 OBC:** Motion by Lisa Summers to accept the Legislative Operating Committee priority list<sup>2</sup>, seconded by Trish King. Motion carried unanimously.

**8/5/15:** *Work meeting held.* Attendees include Leyne Orosco, Robert Keck, Mary Cornelissen, Kristi Giltner, Kelly McAndrews, Michelle Mays, Rae Skenandore, Candice Skenandore, Douglass McIntyre.

**1/26/16:** *Work meeting held.* Attendees include Matthew Denny, Eric Bollinger, Robert Keck, Mary Cornelissen, Kristi Giltner, Kelly McAndrews, Rae Skenandore, Maureen Perkins, Douglass McIntyre.

**2/17/16 LOC:** Motion by Jennifer Webster to forward the Fitness for Duty Policy to the Legislative Reference Office for a legislative analysis and to the Finance Department for a fiscal impact statement; seconded by Tehassi Hill. Motion carried unanimously.

**4/20/16 LOC:** Motion by Fawn Billie to approve the Fitness for Duty Public Meeting packet and to forward to a May 19, 2016 Public Meeting; seconded by Tehassi Hill. Motion carried unanimously.

**5/19/16:** *Public Meeting held.*

**7/6/16 LOC:** Motion by Tehassi Hill to accept the Fitness for Duty law public meeting comments and defer review of the comments to a work meeting; seconded by David P. Jordan. Motion carried unanimously.

**2/15/17 LOC:** Motion by David P. Jordan to remove Fitness for Duty from the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

### **Legislative Procedures Act Amendments**

Amendments have been requested to ensure the LPA is consistent with the Legislative Reference Office's Standard Operating Procedures for drafting legislation, and to establish requirements related to how tribal policies are created and amended.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** LOC

**Date Submitted:** 9/16/15

**Contacts:** Mike Debraska

<sup>2</sup> The following were suggested priority items: Organizational Restructure Regulations (Trish King), Membership Ordinance (Lisa Summers), and Fit for Duty Regulations (Melinda J. Danforth). A "second tier" priority list was also suggested.



Drafter:	Analyst:	Priority:
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**9/16/15 LOC:** Motion by David P. Jordan to add the Legislative Procedures Act Amendments to the Active Files List with Brandon Stevens as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

Motion by David P. Jordan to request a legal opinion from Chief Counsel regarding the impact of the new Legislative Reference Office SOPs on existing laws; seconded by Tehassi Hill. Motion carried unanimously.

**11/18/15 LOC:** Motion by David P. Jordan to accept the memorandum regarding the status of the Legislative Procedures Act Amendments; seconded by Tehassi Hill. Motion carried unanimously.

**3/2/16 LOC:** Motion by Jennifer Webster to defer this issue to a staff meeting with the Legislative Reference Office; seconded by Tehassi Hill. Motion carried unanimously.

**3/22/16 LOC:** *For the record:* Brandon Stevens stated the LOC is changing back to using “shall” instead of “must” and the Back Pay Policy will be re-titled as the Back Pay Law based on the LOC direction of changing all policies into laws.

**7/20/16:** *LOC work meeting held. This item was removed from the Active Files List because it was determined that no changes needed to be made; the LRO drafting standards will not change.*

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Legislative Procedures Act Amendments was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

**Membership Ordinance (Emergency Amendments)**

The Membership Ordinance only allows for an Oneida parent to relinquish a child's membership if it is for the sole purpose of enrolling that child in another Tribe [see 10.4-1(d)(3)(B)(ii)]. Cases have recently arisen where the Oneida father named by voluntary paternity is not the biological father as proven by genetic testing. The Membership Ordinance does not allow for these children to have their membership relinquished from the Oneida rolls despite the fact that the child no longer qualifies for enrollment with the Nation. Amend the Membership Ordinance on an emergency basis to allow for Oneida enrolled men who enroll their children under fraud, misrepresentation or mistake to relinquish the enrollment for these children when genetic testing proves the child is not Oneida and therefore not eligible for enrollment with the Nation.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Michelle Mays

**Date Submitted:** 7/6/16

**Contacts:** Debra Danforth, Carole Liggins, Michelle Mays, Cheryl Skolaski, Susan White, Doug McIntyre

**7/6/16 LOC:** Motion by David P. Jordan to add the Membership Ordinance Emergency Amendments to the Active Files List and direct the Legislative Reference Office to schedule a work

meeting with the Oneida Business Committee within two weeks and to bring this item back to the next LOC meeting; seconded by Tehassi Hill. Motion carried unanimously.

**7/20/16 LOC:** Motion by Jennifer Webster to remove the emergency status of the Membership Ordinance Emergency Amendments, accept the update memo and forward to the Oneida Business Committee as FYI; seconded by Fawn Billie. Motion carried unanimously.

**7/27/16 OBC:** Motion by Tehassi Hill to accept the memo regarding Membership Ordinance Emergency Amendments update as information, seconded by Jennifer Webster. Motion carried unanimously.

*(Note: it was determined that it was not necessary to amend the Ordinance; instead the matter will be addressed through rules promulgated by the Trust department)*

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Membership Ordinance was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

#### **Per Capita Law Emergency Amendments**

This is a request from Finance to amend the Per Capita Law by changing two dates of when a to allow garnishment of the annual per capita distributions.

**Submitted by:** Rae Skenandore

**Date Submitted:** 7/15/15

**Date Completed:** 7/15/15

**7/15/15 LOC:** Motion by Fawn Billie to deny the Per Capita Emergency Amendments; seconded by David P. Jordan. Motion carried unanimously.

#### **Probate Law**

This is a proposal for a new law that would explain the process for administering the estate of a deceased person, including resolving all claims and distributing the deceased person's property. This law is being developed in accordance with amendments to the Real Property Law, and would also transfer hearing authority from the Land Commission to the Judiciary.

**LOC Sponsor:** David P. Jordan

**Submitted by:** Land Commission

**Date Submitted:** 10/7/15

**Contacts:** Lori Elm, Rae Skenandore, Jay Rasmussen

**Drafter:** Krystal John

**Analyst:** Maureen Perkins

**Priority:**

**10/7/15 LOC:** Motion by David P. Jordan to add the Real Property Law Amendments, Probate Law, Mortgage Law, Landlord-Tenant Law and Land Commission Bylaws Amendments to the Active Files List with himself as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

**12/16/15 LOC:** Motion by David P. Jordan to accept the memorandum update and to defer the Probate Law to the sponsor's office and bring back when ready; seconded by Jennifer Webster. Motion carried unanimously.

**10/13/16:** *Quarterly Sponsor Update Meeting held.* Present: David Jordan, Krystal John, Leyne Orosco, Tani Thurner, Maurenn Perkins, Clorissa Santiago. No new updates.

**2/1/17 LOC:** Motion by Tehassi Hill to remove the Probate Law from the Legislative Operating Committee's active files list; seconded by David P. Jordan. Motion carried unanimously.

### **Rules of Administrative Procedure**

This is a request to create Rules of Administrative Procedure to govern Judiciary hearings that involve actions and decisions made by entities of the Nation.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** LOC

**Date Submitted:** 5/4/16

**Contacts:** Hon. Denice Beans, Hon. Gerald Hill, Hon. Layatalati Hill, Hon. John Powless, Hon. Marcus Zelenski

**Drafter:** Tani Thurner

**Analyst:** Candice Skenandore

**Priority:** High

**5/4/16 LOC:** Motion by Fawn Billie to add the Rules of Administrative Procedure to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**7/6/16 LOC:** Motion by Tehassi Hill accept the memorandum as FYI and defer the Rules of Administrative Procedure back to the sponsor to bring back when ready; seconded by David P. Jordan. Motion carried unanimously.

**8/12/16:** *Work meeting held.* Attorney will update draft then contact LRO Director to schedule work meeting.

**10/19/16:** *Quarterly Sponsor Update Meeting.* Present: Brandon Stevens, Jennifer Falck, Clorissa Santiago, Maureen Perkins, and Tani Thurner. LRO Director will schedule work meeting with Judiciary and Personnel Commission to develop a work calendar.

**11/29/16:** *Meeting with Personnel Commission & Judiciary held.* Present: Gary Smith, Pearl Webster, Sharon Alvarez, Yvonne Jourdan, Gina Buenostro, Bridget M. Cornelius, Eric Krawczyk, Carol L. Smith, Tomas Escamea, Denice Beans, John E. Powless III, Layatalati Hill, Fawn Billie, Jenny Webster, Tehassi Hill, Raeann Skenandore, David Jordan, Jen Falck, Tani Thurner, Maureen Perkins, Clorissa Santiago, Candice Skenandore, Jen Falck. Discussion focused on questions about the current draft the Employment Law and on how to move forward in transition- using the Rules of Administrative procedure. Group discussed using the same transition that was used to move from Appeals Commission to Judiciary.

**2/3/17:** *Work meeting held.* Attendees include: Brandon Stevens, Jennifer Falck, Tani Thurner, Candice Skenandore, Hon. Denice Beans, Hon. John Powless, Hon. Jerry Hill, Kristina Danforth, Jean Webster.

**2/15/17 LOC:** Motion by David P. Jordan to accept the memorandum and remove the Rules of Administrative Procedures from the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

### **Tribally-Owned Business Organization Code**

Originally submitted by the Oneida Law Office on December 30, 2013, this item was carried over into the current term by the LOC. The Tribe has several Tribally-owned business entities, and the proposal seeks the adoption of a Tribal Corporations Code to govern how entities could be incorporated under jurisdiction of the Oneida Tribe; instead of under the laws of a state.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** LOC

**Date Submitted:** 9/17/14

**Contacts:** David Jordan

**9/17/14 LOC:** Motion by Jennifer Webster to add the Tribally-Owned Business Organization Code to the Active Files List with Jennifer Webster as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

**7/20/16:** *LOC work meeting held. Due to the limited staff in the LRO, the short time remaining in this term, and the number of other priority items the LOC is working to complete by the end of the term, this item was deleted from the AFL.*

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Tribally-Owned Business Organization Code was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

### **Violence Against Women Act (VAWA)**

This is a request to review 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.

**LOC Sponsor:** Jennifer Webster  
**Contacts:** Brandon Stevens

**Submitted by:** LOC

**Date Submitted:** 3/18/15

**3/18/15 LOC:** Motion by Tehassi Hill to add the Violence Against Women Act to the Active Files List; second by Fawn Billie. Motion carried unanimously.

*Note: Jennifer Webster will be the sponsor for this item. .*

**5/20/15 LOC:** Motion by Fawn Billie to accept the Violence Against Women Act (VAWA) memorandum as FYI; seconded by Tehassi Hill. Motion carried unanimously.

**2/17/16 LOC:** Motion by Jennifer Webster to accept the memorandum on the Violence Against Women Act; to leave the Violence Against Women Act on the Active Files List and to direct the Legislative Reference Office to research alternative options that could be implemented; seconded by Tehassi Hill. Motion carried unanimously.

**7/20/16:** *LOC work meeting held. The LOC decided to remove this item from the Active Files List.*

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

*\*Violence Against Women Act was included in memo approved by LOC to remove from Active Files List.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously.

## Administrative Action Taken by the Legislative Operating Committee: Outstanding Items

### **Code Reorganization Project**

This is a proposal to re-organize and re-number the Oneida Code of Laws.

**LOC Sponsor:**

**Submitted by:** LRO

**Date Submitted:**

**Contacts:**

**12/28/15:** *Work meeting held.*

**1/6/16 LOC:** Motion by Tehassi Hill to forward the Oneida Code Reorganization adoption packet, which includes the memorandum, the resolution and the statement of effect, to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**1/13/16 OBC:** Motion by Lisa Summers to adopt resolution titled 1-13-16-B Oneida Code of Laws Reorganization, seconded by Fawn Billie. Motion carried unanimously.

**4/20/16 LOC:** Motion by Tehassi Hill to accept the titles as presented and to direct the Legislative Reference Office to continue with the conversion table; seconded by Fawn Billie. Motion carried unanimously.

**5/18/16 LOC:** Motion by Tehassi Hill to approve the formatting standards included in the memorandum and the attached Administrative Rulemaking rule template; seconded by Jennifer Webster. Motion carried unanimously.

**6/15/16 LOC:** Motion by David P. Jordan to defer the Oneida Code of Laws Reorganization to the Legislative Reference Office for directed changes and to schedule an Oneida Business Committee work meeting; seconded by Jennifer Webster. Motion carried unanimously.

**1/18/17 LOC:** Motion by Jennifer Webster to approve the updated Code of Laws Reorganization Project table; seconded by Fawn Billie. Motion carried unanimously.

**2/15/17 LOC:** Motion by Jennifer Webster to accept the update 2/1/17e regarding the Code of Laws Reorganization Project as information; seconded by David P. Jordan. Motion carried unanimously.

**3/8/17 OBC:** Motion by Brandon Stevens to approve the Oneida Code of Law reorganization; and to approve a thirty (30) day deadline to update forms, brochures, citations, etc. to reflect the updated Oneida Nation Code of Laws, seconded by Tehassi Hill. Motion carried unanimously.

### **Petition: Barton – Emergency Food Pantry**

This Petition concerns the establishment and operation of an emergency food pantry containing specific requirements. Additionally, the Petition provides for specific supplies and funding from other Tribal entities.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Nancy Barton

**Date Submitted:** 11/4/15

**Contacts:** Nancy Barton

**10/28/15 OBC:** Motion by David Jordan to accept the verified petition submitted by Nancy Barton: To open an Emergency Food Pantry; to send the verified petition to the Law, Finance, Legislative Reference, and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed; to direct the Law, Finance, and Legislative Reference Offices to submit the analyses to the Tribal Secretary's Office within sixty (60) days, and that a progress report be submitted in forty-five (45) days; and to direct the

Direct Report Offices to submit the appropriate administrative analyses to the Tribal Secretary's Office within thirty (30) days, seconded by Fawn Billie. Motion carried unanimously.

**11/4/15 LOC:** Motion by Jennifer Webster to add the Petition: Food Pantry to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**12/16/15 LOC:** Motion by Jennifer Webster to accept the Petition: Food Pantry update and to forward the memorandum to the Oneida Business Committee; seconded by Tehassi Hill. Motion carried unanimously.

**12/23/15 OBC:** Motion by Jennifer Webster to accept the progress report as information and to defer the legal and financial analyses to the February 24, 2016, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.

**1/6/16 LOC:** Motion by Jennifer Webster to forward the Petition: Food Pantry Statement of Effect to the Oneida Business Committee; seconded by David P. Jordan. Motion carried unanimously.

**1/13/16 OBC:** Motion by Lisa Summers to accept the legislative analysis, seconded by David Jordan. Motion carried unanimously.

**2/24/16 OBC:** Motion by Lisa Summers to accept the verbal update from Chief Counsel and Chief Finance Officer on the status of the analyses and the item be deferred for sixty (60) days, seconded by Brandon Stevens. Motion carried unanimously.

**3/9/16 OBC:** Motion by David Jordan to accept the legal analysis noting the financial analysis is due at the May 11, 2016, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.

**5/11/16 OBC:** Motion by Lisa Summers to table this item until later on the agenda so that we have time to read the statement over the lunch hour and we will take it up this afternoon, seconded by Jennifer Webster. Motion carried unanimously.

Motion by Tehassi Hill to take this item from the table, seconded by Trish King. Motion carried unanimously.

Motion by David Jordan to accept the financial analysis regarding Petitioner Nancy Barton: To open an Emergency Food Pantry, seconded by Jennifer Webster. Motion carried unanimously.

**6/8/16 OBC:** Motion by Lisa Summers to approve scheduling Petitioner Nancy Barton: To open an emergency food pantry to the August 10, 2016, special General Tribal Council meeting agenda, seconded by David Jordan. Motion carried unanimously.

**8/12/16 GTC:** *Item not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda and to adjourn.*

**Petition: Benton- Change Pre-employment Drug Testing for Marijuana**

This Petition requests that the pre-employment drug testing for marijuana be less sensitive

**LOC Sponsor:**

**Submitted by:** Sherrole Benton

**Date Submitted:** 1/11/17

**Contacts:** Nancy Barton

**1/11/17 OBC:** Motion by Lisa Summers to accept the verified petition from Sherrole Benton regarding a request to change pre-employment drug testing for marijuana use; to send the verified

petition to the Law, Finance, Legislative Reference, and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed; and to direct the Law, Finance, and Legislative Reference Offices to submit their analyses to the Tribal Secretary's Office within sixty (60) days, and that a progress report be submitted in forty-five (45) days, seconded by Fawn Billie. Motion carried unanimously.

Motion by Lisa Summers to direct the Direct Report Offices to submit the appropriate administrative analyses to the Tribal Secretary's Office within thirty (30) days, seconded by Tehassi Hill. Motion carried unanimously.

**2/1/17 LOC:** Motion by Fawn Billie to add the Petition: Benton-Change Pre-employment Drug Testing to the active files list with Fawn Billie as the sponsor; seconded by David P. Jordan. Motion carried unanimously.

**3/1/17 LOC:** Motion by Tehassi Hill to approve the 45-day update and forward it to the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.\

**3/8/17 OBC:** Motion by Brandon Stevens to accept the progress report regarding the legislative analysis, seconded by Tehassi Hill. Motion carried unanimously.

Motion by Jennifer Webster to accept the progress report regarding the legal analysis, seconded by Fawn Billie. Motion carried unanimously.

Motion by Jennifer Webster to accept the progress report regarding the financial analysis, seconded by Brandon Stevens. Motion carried unanimously

**3/15/17 LOC:** Motion by Jennifer Webster to approve the statement of effect and to forward to the Oneida Business Committee; seconded by Tehassi Hill. Motion carried unanimously.

**Petition: Child Care Department Consumer Complaint Policy**

This item was originally submitted to the LOC on May 29, 2012, and was carried over into the current term by the LOC. A petition was submitted to mandate the OBC review, amend and implement a new complaint process for Oneida Child Care. The intent of the petition is to provide the minimum requirements of the new process which include mandatory administrative leave during investigations; investigation timelines, providing explanation of results, and quarterly reporting of all complaints to the Childcare Division Director and OBC.

**LOC Sponsor:** Jennifer Webster

**Submitted by:** Connie VandeHei et.al.

**Date Submitted:** 9/17/14

**Contacts:** Wanda Diemel, Nikki Johnson, Wanita Decorah, Jessica Wallenfang, Dorothy Skenandore, Norbert Hill, Rae Skenandore, Pat Garvey, Loucinda Conway, Donald White, Chenoa Webster, Susan House, Robert Keck, Jacob Metoxen, Michelle Mays, Dianne-Lynn Heim McLester, Stephen Webster

**Drafter:**

**Analyst:**

**Priority:** High

**9/17/14 LOC:** Motion by Jennifer Webster to add the Child Care Department Consumer Complaint Policy to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Jennifer Webster will be the sponsor for this item.*

**11/18/14:** *Work meeting held.* Attendees include: Candice Skenandore, Chenoa Webster, Michelle Mays, Dorothy A. Skenandore, Jenny Webster, Rae Skenandore, Donna Christensen, Jacob Metoxen, Bob Keck and Norbert Hill.

**11/24/14:** *Work meeting held.* Attendees include: Candice Skenandore, Michelle Mays and Stephen Webster.

**12/5/14:** *Work meeting held.* Attendees include: Candice Skenandore, Michelle Mays, Jennifer Webster, Dorothy Skenandore and Diane Heim-McLester



- 12/12/14:** *Work meeting held.* Attendees include: Richard Cluckey, Stephen Webster and Candice Skenandore
- 2/23/15:** *Work meeting held.* Attendees include: Norbert Hill, Dorothy Skenandore, Jennifer Webster, Bob Keck, Donna Christensen, Jessica Wallenfang, Rae Skenandore, Susan House, Chenoa Webster, Jacob Metoxen
- 3/18/15 LOC:** Motion by Fawn Billie to defer the Child Care Department Consumer Complaint Policy for a legislative analysis and fiscal impact statement; seconded by Tehassi Hill. Motion carried unanimously.
- 6/3/15 LOC:** Motion by Tehassi Hill to defer back to the Legislative Reference Office for redrafting; seconded by David P. Jordan. Motion carried unanimously.
- 7/15/15/ LOC:** Motion by Jennifer Webster to defer the Petition: Child Care Department Consumer Complaint Policy back to the Legislative Reference Office to make changes; seconded by David P. Jordan. Motion carried unanimously.
- 2/13/17:** *Work meeting held.* Attendees include: David P. Jordan, Jennifer Webster, Brandon Stevens, Clorissa Santiago, Candice Skenandore, Liz Somers, Tom Wilbur
- 2/15/17 LOC:** Motion by Jennifer Webster to establish a high priority level for the Petition: Child Care Department Consumer Complaint Policy; seconded by Tehassi Hill. Motion carried unanimously.

**Petition: Danforth - Constitution Amendments in Regards to Membership**

A petition submitted by Michelle Danforth to change the Oneida Constitution and Bylaws in regards to membership.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Michelle Danforth

**Date Submitted:** 8/13/14

**Contacts:** Michelle Danforth, Elaine Cornelius-Skenandore, Troy Parr

- 8/13/14 OBC:** Motion by Vince DelaRosa to accept the petition and send it on for the appropriate analyses to be completed and to come back to the Business Committee in 30 days, seconded by Melinda J. Danforth. Motion carried unanimously.
- 9/24/14 OBC:** Motion by Fawn Billie to defer Michelle Danforth's Petition to change the Oneida Constitution and By-Laws in regards to membership to the next regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.
- 10/1/14 LOC:** Motion by Tehassi Hill to forward the memo to the Oneida Business Committee regarding amending the Constitution and Bylaws; seconded by Fawn Billie. Motion carried unanimously.
- 10/8/14 OBC:** Motion by Trish King to defer Michelle Danforth's Petition to change the Oneida Constitution and By-Laws in regards to membership to the next regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.
- Motion by Trish King to direct the Tribal Secretary to work with the petitioner on how the information will be presented to GTC, seconded by Tehassi Hill. Motion carried unanimously.
- 10/22/14 OBC:** Motion by Melinda J. Danforth to accept the legislative, fiscal and legal analyses as provided for this petition and direct the Tribal Secretary to provide an update at the next Business Committee meeting on the update of the conversation with the petitioner, seconded by Tehassi Hill. Motion carried unanimously.

**11/12/14 OBC:** Motion by Melinda J. Danforth to accept the update as information and to direct the Tribal Secretary to provide a final recommendation on this item at the December 10, 2014, Business Committee meeting, seconded by Jenny Webster. Motion carried unanimously.

**12/10/14 OBC:** Motion by Jenny Webster to accept the update as information and direct the Tribal Secretary to bring back the final recommendation when it is ready, seconded by Tehassi Hill. Motion carried unanimously.

**6/15/15:** *Work meeting held.* Attendees include: Brandon Stevens, Tehassi Hill, Cheryl Skolaski, Jordyn Rasmussen, Krystal John, RC Metoxen, Bonnie Pigman, Norbert Hill, Candice Skenandore.

**7/15/15 LOC:** *Item was deleted from the agenda.*

**8/5/15 LOC:** Motion by David P. Jordan to forward the status update memorandum and the research memorandum regarding Petition: Constitution Amendments in regards to Membership to the Oneida Business Committee and request that the Tribal Secretary provide a final recommendation at the September 9, 2015 OBC meeting and that the Tribal Secretary consider the attached research memorandum in making the said recommendation; also assigning Brandon Stevens as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

**8/12/15 OBC:** *Item sent to a Business Committee special meeting agenda at the adjournment of the meeting.*

**8/17/15 OBC:** Motion by Brandon Stevens to request the Tribal Secretary provide a recommendation on how to proceed at the September 23, 2015, regular Business Committee meeting and that the Tribal Secretary considers the research memorandum dated August 5, 2015, seconded by Jennifer Webster. Motion carried unanimously.

**9/23/15 OBC:** Motion by Brandon Stevens to accept the update as information and to direct the Tribal Secretary to bring back a recommendation on how to proceed at the October 28, 2015, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.

**10/28/15 OBC:** Motion by Lisa Summers to add the petition, To change the Oneida Constitution and By-Laws in regards to membership, to the March 19, 2016, special General Tribal Council meeting agenda, seconded by Fawn Billie. Motion carried with one abstention (David Jordan)

**Petition: Debraska - Health Care Board**

This petition seeks to have a health care board created and overseen by GTC, which reports only to GTC; to oversee the Oneida Health Care Center and the Anna John Residential Community Care Center; and to change the Contract Health Services delivery area, and to have enrolled Oneida members receive medical care first, with their bills paid first within 45 days of receipt by the Tribe, regardless of where care was received within the state.

**LOC Sponsor:** Jennifer Webster  
**Contacts:** Mike Debraska

**Submitted by:** Mike Debraska

**Date Submitted:** 3/9/16

**3/9/16 OBC:** Motion by David Jordan to accept the verified petition submitted by Michael Debraska regarding establishing a Health Care Board; to send the verified petition to the Law, Finance, Legislative Reference, and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed; to direct the Law, Finance, and Legislative Reference Offices to submit the analyses to the Tribal Secretary's Office within sixty (60) days, and that a progress report be submitted in forty-five (45) days; and

to direct the Direct Report Offices to submit the appropriate administrative analyses to the Tribal Secretary's Office within thirty (30) days, seconded by Brandon Stevens. Motion carried unanimously.

**3/22/16 LOC:** Motion by David P. Jordan to add the Petition: Debraska Health Care Board to the active files list; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Jennifer Webster will be the sponsor for this item.*

**4/20/16 LOC:** Motion by Tehassi Hill to accept the 45 day update for Petition: Debraska – Health Board and forward to the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.

**4/27/16 OBC:** Motion by Melinda J. Danforth to accept the legislative progress report regarding Petitioner Michael Debraska: Special GTC meeting to establish a Health Care Board, seconded by Jennifer Webster. Motion carried unanimously.

**5/4/16 LOC:** Motion by Jennifer Webster to accept the statement of effect for Petition: Debraska – Health Board and forward to the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.

**5/11/16 OBC:** Motion by Jennifer Webster to defer the legal analysis to the next regular business Committee meeting, seconded by David Jordan. Motion carried unanimously.

**5/25/16 OBC:** Motion by Lisa Summers to accept the legislative analysis regarding Petitioner Michael Debraska: Special GTC meeting to establish a Health Care Board, seconded by David Jordan. Motion carried unanimously.

Motion by Lisa Summers to accept the legal analysis regarding Petitioner Michael Debraska: Special GTC meeting to establish a Health Care Board, seconded by David Jordan. Motion carried unanimously.

Motion by David Jordan to defer the financial analysis regarding Petitioner Michael Debraska: Special GTC meeting to establish a Health Care Board for thirty (30) days, seconded by Jennifer Webster. Motion carried unanimously.

**Petition: Debraska - Per Capita Distribution**

This petition requests a per capita distribution of \$5,000 for those over 62 years of age and \$3,000 for enrolled members under the age of 62, that this distribution date be set by GTC, that GTC determine any necessary lay-offs, restructuring, reduction or eliminations and that the petition be heard at the same meeting as the Metivier per capita petition.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Mike Debraska

**Date Submitted:** 5/11/16

**Contacts:** Mike Debraska

**5/11/16 OBC:** Motion by David Jordan to accept the verified petition from Michael Debraska regarding Per Capita Distribution; to send the verified petition to the Law, Finance, Legislative Reference, and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed; to direct the Law, Finance, and Legislative Reference Offices to submit the analyses to the Tribal Secretary's Office within sixty (60) days, and that a progress report be submitted in forty-five (45) days; and to direct the Direct Report Offices to submit the appropriate administrative analyses to the Tribal Secretary's Office within thirty (30) day, seconded by Lisa Summers. Motion carried unanimously.

**5/25/16 OBC:** Motion by Lisa Summers to accept the financial analysis regarding Petitioner Michael Debraska: Special GTC meeting for Per Capita Distribution \$3,000/\$5,000, seconded by David Jordan. Motion carried unanimously.

**6/1/16 LOC:** Motion by David P. Jordan to add Petition: Debraska Per Capita Distribution to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for this item.*

**7/6/16 LOC:** Motion by David P. Jordan to accept the statement of effect update memorandum and to forward it to the Oneida Business Committee; seconded by Tehassi Hill. Motion carried unanimously.

**7/13/16 OBC:** (1) Motion by Lisa Summers to accept the legislative progress report, seconded by David Jordan. Motion carried unanimously. (2) Motion by Lisa Summers to accept the legal progress report, seconded by Fawn Billie. Motion carried unanimously.

**7/20/16 LOC:** Motion by Fawn Billie to accept the statement of effect for Petition-Debraska Per Capita Distribution and forward to the Oneida Business Committee; seconded by David P. Jordan. Motion carried unanimously.

**7/27/16 OBC:** (1) Motion by Tehassi Hill to defer the legislative analysis regarding Petitioner Michael Debraska: Special GTC meeting regarding Per Capita Distribution \$3,000/\$5,000, back to the Legislative Reference Office for specifics on laws and policies affected, seconded by Jennifer Webster. Motion carried unanimously.

(2) Motion by Jennifer Webster to defer the legal analysis regarding Petitioner Michael Debraska: Special GTC meeting regarding Per Capita Distribution \$3,000/\$5,000, to the August 10, 2016, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.

**8/3/16 LOC:** Motion by Jennifer Webster to accept the updated statement of effect for Petition-Debraska Per Capita Distribution and forward to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**8/10/16 OBC:** Motion by Lisa Summers to accept the legislative analysis regarding Petitioner Michael Debraska: Special GTC meeting regarding Per Capita Distribution \$3,000/\$5,000, seconded by Brandon Stevens. Motion carried unanimously.  
Motion by Lisa Summers to accept the legal analysis regarding Petitioner Michael Debraska: Special GTC meeting regarding Per Capita Distribution \$3,000/\$5,000, seconded by Brandon Stevens. Motion carried unanimously.

**Petition: Delgado-Panel of Educators & Retention of Kindergarten Students**

This petition seeks to implement the payment of incentive stipends for Oneida Nation elections, starting in 2017.

LOC Sponsor: Fawn Billie

Submitted by: OBC

Date Submitted: 10/26/2016

**10/26/16 OBC:** Motion by Lisa Summers to accept the verified petition submitted by Edward Delgado regarding Oneida panel of educators and retention of kindergarten students; and to request appropriate analyses, seconded by Fawn Billie. Motion carried unanimously.

Motion by Lisa Summers to send the verified petition to the Law, Finance, Legislative Reference, and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed, seconded by Fawn Billie. Motion carried unanimously.

Motion by Lisa Summers to direct the Law, Finance, and Legislative Reference Offices to submit their analyses within sixty (60) days; and that a progress report be submitted within forty-five (45) days, seconded by David Jordan. Motion carried unanimously.

Motion by Lisa Summers to direct the Direct Reports Offices to submit the appropriate administrative analysis to the Tribal Secretary's Office within thirty (30) days, seconded by Jennifer Webster. Motion carried unanimously.

**12/21/16 LOC:** Motion by David P. Jordan to add Petition: Delgado-Panel of Educators and Retention of Kindergarteners to the Active Files list with Fawn Billie as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

Motion by Fawn Billie to approve the 45 Day Progress Report and forward to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**01/04/17LOC:** Motion by Jennifer Webster to forward the legislative analysis regarding the Petition: Delgado- Panel of Educators & Retention of Kindergarten Students to Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**1/11/17 OBC:** Motion by Trish King to accept the legislative analysis progress report from December 14, 2016, seconded by Lisa Summers. Motion carried unanimously.

Motion by Lisa Summers to accept the legislative analysis, seconded by Fawn Billie. Motion carried unanimously.

Motion by Lisa Summers to accept the legal analysis progress report from December 14, 2016, as information, seconded by Fawn Billie. Motion carried unanimously.

Motion by Lisa Summers to accept the verbal update regarding the legal analysis for January 13, 2017, noting that the complete analysis will be provided at the January 25, 2017, regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Lisa Summers to accept the financial analysis progress report from December 14, 2016, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Lisa Summers to accept the update regarding the financial analysis, seconded by Fawn Billie. Motion carried unanimously.

**1/25/17 OBC:** Motion by Lisa Summers to accept the legal analysis as information which was handout dated January 23, 2017, from Chief Counsel, seconded by Tehassi Hill. Motion carried unanimously.

**Petition: Genskow and Metivier: Incentive stipends for Oneida Nation Elections**

This petition is seeking to provide all voting age members a \$100 stipend if they vote in an election, to require a special edition of the tribal newspaper for candidates, and to stop people from using their cell phones during a required debate; starting in 2017.

**LOC Sponsor: Brandon Stevens**

**Submitted by: Madelyn Genskow & Yvonne Metivier**

**Date Submitted: 8/29/16**

**8/29/16 OBC:** Motion by Lisa Summers to accept the verified petition submitted by Madelyn Genskow and Yvonne Metivier regarding incentive stipends for Oneida Nation elections starting 2017, seconded by Jennifer Webster. Motion carried unanimously:

Motion by Lisa Summers to send the verified petition to the Law, Finance, and Legislative Reference, and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed, seconded by Fawn Billie. Motion carried unanimously.

Motion by Lisa Summers to direct the Law, Finance, and Legislative Reference Offices to submit their analyses to the Tribal Secretary's Office within sixty (60) days; and that a progress report be submitted in forty-five (45) days, seconded by Jennifer Webster. Motion carried unanimously.

Motion by Lisa Summers to direct the Direct Report Offices to submit appropriate administrative analyses regarding the petition to be submitted to the Tribal Secretary's Office within thirty (30) days, seconded by Jennifer Webster. Motion carried unanimously.

**10/5/16 LOC:** Motion by David P. Jordan to add Genskow/Metivier petition to the active files list with Brandon Stevens as the sponsor; seconded by Jennifer Webster. Motion carried unanimously. Tehassi Hill will be the sponsor.

**10/20/16 LOC:** Motion by David P. Jordan to add Genskow/Metivier petition to the active files list with Brandon Stevens as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

Motion by Fawn Billie to approve the statement of effect and forward to the Oneida Business Committee for consideration; seconded by Jennifer Webster. Motion carried unanimously.

**10/26/16 OBC:** Motion by Brandon Stevens to accept the updated legislative analysis, seconded by Lisa Summers. Motion carried unanimously.

**Petition: Genskow - 3 Resolutions (OBC Accountability, Repeal Judiciary, Open Records Law)**

This petition seeks to adopt three attached resolutions which would:

- 1) Require the first item on the agenda of GTC Annual and Semi-Annual meetings be that each individual OBC member must verbally report to GTC if they know of any GTC directives that are not being carried out.
- 2) the GTC will regain its authority as the supreme power of the Tribe, that Resolutions 1-7-13-A and 1-7-13-B be repealed immediately; and that GTC resolution 11-15-08-C be restored, "which will provide full disclosure to the Oneida people regarding how their money is spent" regarding all contracts.
- 3) Requiring Treasurer reports to include an independently audited financial statement of all receipts/debits in possession of the Treasurer, that no agent of the Tribe shall enter into any agreement with any corporation that prohibits full disclosure of all transactions - and that such an agreement is not binding to the Tribe.

**LOC Sponsor:** David P. Jordan

**Submitted by:** Madelyn Genskow

**Date Submitted:** 4/22/15

**4/22/15 OBC:** Motion by Jennifer Webster to accept the verified petition submitted by Madelyn Genskow; to send the verified petition to the Law, Finance, Legislative Reference and Direct Report offices for the legal, financial, legislative and administrative analyses to be completed; to direct the Law, Finance, and Legislative Reference offices to submit the analyses to the Tribal Secretary's office within 60 days, and that a progress report is submitted in 45 days; to direct the Direct Report offices to submit the appropriate administrative analyses to the Tribal Secretary's office within 30 days, seconded by Lisa Summers. Motion carried unanimously.

- 5/6/15 LOC:** Motion by Jennifer Webster to add the Petition: Genskow- OBC Accountability, Repeal Judiciary & Open Records Law to the Active Files List with David P. Jordan as the sponsor; seconded by Fawn Billie. Motion carried unanimously.
- 6/3/15 LOC:** Motion by Jennifer Webster to forward the memorandum to the next Oneida Business Committee agenda; seconded by David P. Jordan. Motion carried unanimously.
- 6/10/15 OBC:** Motion by Tehassi Hill to accept the status report from the LOC as information<sup>1</sup>, seconded by Jennifer Webster. Motion carried unanimously.
- <sup>1</sup>The status update indicates that the analyses will be brought back to the Oneida Business Committee on June 17, 2015. This is an error; the correct date is June 24, 2015.*
- 6/17/15 LOC:** Motion by David P. Jordan to forward the Petition: Genskow- OBC Accountability, Repeal Judiciary & Open Records Law to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.
- 6/24/15 OBC:** Motion by David Jordan to accept the legislative analyses for resolutions 1-3 of the petition and to provide an additional 60 days for the Law and Finance Offices to submit the appropriate analyses, seconded by Tehassi Hill. Motion carried unanimously.
- 9/9/15 OBC:** Motion by Jennifer Webster to accept the update from Chief Counsel and to provide an additional 60 days for the legal analyses of resolution 1) Oneida Business Committee Accountability, resolution 2) Repeal Judiciary Law, and resolution 3) Open Records and Open Meetings Law, seconded by Lisa Summers. Motion carried unanimously.
- 10/14/15 OBC:** Motion by Lisa Summers to accept the legal analysis of resolution 1) Oneida Business Committee Accountability and to note the remaining legal analyses are not due until the November 25, 2015, regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously.
- 10/28/15 OBC:** Motion by Lisa Summers to accept the legal analysis for resolution 2, noting it was not actually due until the November 25, 2015, regular Business Committee meeting, seconded by Trish King. Motion carried unanimously.
- 11/10/15 OBC:** Motion by Tehassi Hill to deny the request by Madelyn Genskow to only place the petition, “Special GTC meeting to address three (3) resolutions”, on the March 19, 2016, special General Tribal Council meeting agenda, seconded by Brandon Stevens. Motion carried unanimously.
- 11/25/15 OBC:** Motion by David Jordan to accept the legal analysis for resolution 3) Open Records and Open Meetings Law, seconded by Lisa Summers. Motion carried unanimously.
- Motion by Lisa Summers to request the Finance Office to submit the appropriate fiscal analyses for these resolutions within sixty (60) days, seconded by Fawn Billie. Motion carried unanimously.
- 2/10/16 OBC:** Motion by David Jordan to accept the financial analyses for resolution 1) Oneida Business Committee Accountability, resolution 2) Repeal Judiciary Law, and resolution 3) Open Records and Open Meetings Law, seconded by Jennifer Webster. Motion carried unanimously.
- 2/24/16 OBC:** Motion by Lisa Summers to schedule Petitioner Madelyn Genskow: three resolutions to a Special General Tribal Council meeting on Monday, June 13, 2016, at 6:00 p.m., seconded by Fawn Billie. Motion carried unanimously.
- 6/13/16 GTC:** 1) Business Committee Accountability - *Item deferred to a special GTC meeting within 60 (sixty) days at the adoption of the agenda.*

2) Repeal Judiciary Law - *Item deferred to a special GTC meeting within 60 (sixty) days at the adoption of the agenda.*

3) Open Records and Open Meetings Law - *Item deferred to a special GTC meeting within 60 (sixty) days at the adoption of the agenda.*

**8/12/16 GTC:** *Items not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda and to adjourn.*

**Petition: Genskow - 6 Resolutions (GTC meetings, Fee to Trust Applications, Elder Services Program, Recording OBC Sub-committee meetings, Chain of Command System, Allocation of Unclaimed Per Cap Payment Funds)**

**LOC Sponsor:** Jennifer Webster

**Submitted by:** Madelyn Genskow

**Date Submitted:** 2/25/15

**2/25/15 OBC:** Motion by Tehassi Hill to accept the verified petitions from Petitioner Madelyn Genskow: Request Special GTC meeting to address 6 resolutions seconded by Jennifer Webster. Motion carried unanimously.

Motion by Tehassi Hill to send the verified petitions to the Law, Finance, Legislative Reference and Direct Report offices for the legal, financial, legislative, and administrative analyses to be completed, seconded by Fawn Billie. Motion carried unanimously.

Motion by Jenny Webster to direct Law Office, Finance, and Legislative Reference Offices to submit the analyses to the Tribal Secretary's office within 60 days and that a progress report be submitted in 45 days, seconded by Lisa Summers. Motion carried unanimously.

Motion by Lisa Summers to direct our Direct Report offices to submit appropriate administrative analyses to the Tribal Secretary's office within 30 days, seconded by Fawn Billie. Motion carried unanimously.

**4/3/15 LOC:** Motion by Jennifer Webster to add the Petition: Genskow-Request Special GTC Meeting to Address 6 Resolutions to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Jennifer Webster will be the sponsor for this item.*

Motion by Tehassi Hill to forward the Statements of Effect to the Oneida Business Committee for consideration; seconded by Jennifer Webster. Motion carried unanimously.

**4/22/15 OBC:** Motion by Lisa Summers to accept the legislative analyses for Resolutions 1-6 and provide an additional 60 days for the Law and Finance offices to complete their portions of the analyses, seconded by Jennifer Webster. Motion carried unanimously.

**5/13/15 OBC:** Motion by David Jordan to accept the legal analysis for resolution 2 [regarding Fee to Trust] seconded by Trish King. Motion carried unanimously.

**6/24/15 OBC:** Motion by David Jordan to accept the legal analysis for resolution 1 of the petition, regarding GTC meetings, and note that the remaining analyses are due back at the July 8, 2015 regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.

**7/8/15 OBC:** Motion by David Jordan to defer to the next Business Committee meeting. Motion withdrawn.



Motion by David Jordan to defer the remaining legal and financial analyses to the second regular Business Committee meeting in August 2015, seconded by Brandon Stevens. Motion carried unanimously.

**8/26/15 OBC:** Motion by Brandon Stevens to accept the legal analyses for resolution 3) In Progress Elder Services Means Testing, resolution 4) In Research Record Subcommittee Meetings, and resolution 6) Unclaimed Per Capita Payments, seconded by Lisa Summers. Motion carried unanimously.

Motion by Lisa Summers to defer the legal analysis for resolution 5) Governmental Services Chain of Command to be completed by the September 9, 2015 Business Committee meeting and to defer the to the September 23, 2015 Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.

**9/9/15 OBC:** Motion by Jennifer Webster to accept legal the analysis of resolution 5) Governmental Services Chain of Command, seconded by Lisa Summers. Motion carried unanimously.

**9/23/15 OBC:** Motion by Melinda J. Danforth to accept the update on this item and to place this petition and six (6) resolutions on the March 19, 2016 Special General Tribal Council meeting agenda, and to request the fiscal analyses on all six (6) resolutions be submitted to the Tribal Secretary's Office in a timely manner, seconded by Lisa Summers. Motion carried unanimously.

**10/14/15 OBC:** Motion by Lisa Summers to accept the financial analyses for resolution 1) Completed Scheduling General Tribal Council Meetings with the following change [correction in the Chief Financial Officer's memorandum with either the elimination of "TO: Tina Danforth, Treasurer" or replacement of "TO: Patricia King, Treasurer"] and resolution 2) Fee to Trust Process, seconded by David Jordan. Motion carried unanimously

**11/25/15 OBC:** Motion by David Jordan to accept the financial analysis for resolution 3, seconded by Lisa Summers. Motion carried unanimously.

Motion by Lisa Summers to request the remaining financial analyses come back in sixty (60) days, seconded by Jennifer Webster. Motion carried unanimously.

**1/27/16 OBC:** Motion by Lisa Summers to accept the financial analysis for resolution 4) Record Subcommittee Meetings, seconded by Tehassi Hill. Motion carried unanimously.

**2/10/16 OBC:** Motion by David Jordan to accept the financial analyses for resolution 5) Governmental Services Chain of Command and resolution 6) Unclaimed Per Capita Payments, seconded by Brandon Stevens. Motion carried unanimously.

**4/11/16 GTC:** **1) Scheduling GTC Meetings** - Item deleted at the adoption of the agenda.  
**2) Fee to Trust Process** - Motion by Sherrole Benton that we take no action as this resolution will appear on the June 13, 2016, Special General Tribal Council meeting agenda. Seconded by Wes Martin. Motion carried by show of hands  
**3) Elder Service Means Testing** - Item deleted at the adoption of the agenda.  
**4) Record BC subcommittee meetings** - Motion by Ed Delgado that the Business Committee direct the Legislative Operating Committee to come up with a way to provide a record of the Officers' meetings and subcommittee meetings. Seconded by Brandon Stevens. Motion carried by show of hands  
**5) Governmental Services chain of command** - Item deleted at adoption of the agenda.  
**6) Unclaimed Per Capita Payments** - Motion by Madelyn Genskow that unclaimed per capita funds will be put into a fund to provide more sewer and water home sites for Oneida Tribal members on trust land, effective Fiscal Year 2017. Seconded by Anthony Franco. Motion carried by hand count: 624 support; 605 opposed; 36 abstained.

**6/13/16 GTC:** Item: Review and consider one (1) resolution regarding Fee-to-Trust Process: Item deferred to a special GTC meeting within 60 (sixty) days at the adoption of the agenda.

**8/12/16 GTC:** Petitioner Madelyn Genskow: Review and consider one (1) resolution regarding Fee-to-Trust Process. *Item not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda and to adjourn.*

## **Administrative Action Taken by the Legislative Operating Committee: Completed Items**

### **Election Law - Campaign Financing**

This is a request from the Law Office, seeking a legislative analysis (research) regarding campaign financing.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** Jo Anne House, Oneida Law Office

**Priority Level:** low

**Date Submitted:** 8/15/16

**Contacts:** Jo Anne House, Oneida Law Office

**8/17/16 LOC:** Motion by Tehassi Hill to add Election Law-Campaign Financing to the active files list as a low priority, listing Tehassi Hill as the sponsor; seconded by David P. Jordan. Motion carried unanimously.

**10/20/16 LOC:** Motion by Jennifer Webster to accept the Election Law-Campaign Finance memo as information; seconded by Fawn Billie. Motion carried unanimously.

### **Personnel Commission Complaint**

**Submitted by:** OBC

**Date Submitted:** 2/25/15

**2/25/15 OBC:** Motion by Lisa Summers to accept the complaint re: Oneida Personnel Commission and defer the complaint to the Legislative Operating Committee and Law Office for additional follow-up to be brought back to the March 25, 2015 Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.

**3/18/15 LOC:** EXECUTIVE SESSION- Motion by Tehassi Hill to accept the Personnel Commission Complaint discussion as FYI; seconded by Jennifer Webster. Motion carried unanimously.

**3/25/15 OBC:** EXECUTIVE SESSION: Motion by Melinda J. Danforth to accept the report and note that this item is being addressed through the Legislative Operating Committee process as previously directed by the Business Committee, seconded by Jennifer Webster. Motion carried unanimously.

### **Petition: Dallas - Real Estate Taxes for all Tribe Owned Property to be Paid by Tribe**

This item was submitted to the LOC on March 7, 2013, and carried over into the current term by the LOC.

A petition was submitted requesting that:

(1) no GTC member be required to pay any real estate and/or property taxes for any real estate and /or property owned by the Tribe, effective immediately; and

(2) Any GTC member who has ever been required to pay any real estate and/or property taxes on property owned by the Tribe and still having money owed on any mortgage held with the Tribe shall have any monies paid in the past

toward real estate and/or property taxes for real estate and/or property owned by the Tribe reimbursed and put towards their principle and/or interest owed, by October 15, 2013; and

(3) Any GTC members who have their mortgage satisfied in full through reimbursement of any and all previously paid real estate and/or property taxes paid for any real estate and/or property owned by the Tribe, shall have the remainder of the monies reimbursed to them by October 15, 2013; and

(4) Any GTC members who were ever required to pay any real estate and/or property taxes for any real estate and/or property owned by the Tribe and have satisfied their mortgage shall have any and all monies paid in the past toward taxes on said real estate and/or property reimbursed to them in full by October 15, 2013.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Linda Dallas

**Date Submitted:** 9/17/14

**Contacts:** Linda Dallas

**9/17/14 LOC:** Motion by Fawn Billie to add the following five items to the Active Files List: GTC Meetings Law; Petition: Directing a “Stall Mall” be Created; Petition: Publishing Names and Addresses of Petition Signers in GTC Mailouts; Petition: Real Estate Taxes for all Tribe Owned Property to be Paid by Tribe; Petition: Responding to Questions and Comments from the Floor at GTC; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for these petitions.*

**11/15/14 GTC:** Motion by Jenny Webster to deny the petition and to direct the Oneida Business Committee to continue to work with BIA to address the backlog on the fee-to-trust applications for land owned by the Tribe, seconded by Pat Cornelius. Motion carried by a hand count.

**Petition: Dodge et. al. - Hold a GTC Meeting to Address Tribal Election Issues**

This petition requests a GTC vote on “whether: (1) Tribal elections include the SEOTS polling site, including the inaugural Judiciary Election as was GTC's intent by voting to include the Judiciary in the 2014 General Election; (2) to nullify any Judiciary Election that excludes the SEOTS polling site that may have occurred before the requested meeting is held; (3) a new Judiciary Caucus be held & that due notices be made in Kalihwisaks & prominent places 10 days prior to that Caucus & the inaugural Judiciary Election; (4) to address other Tribal election issues.

**LOC Sponsor:** Tehassi Hill

**Submitted by:** Leah Sue Dodge, et. al.

**Date Submitted:** 9/10/14

**Contacts:** Leah Sue Dodge, Michael T. Debraska, Franklin L. Cornelius, Bradley Graham

**9/10/14 OBC:** Motion by Melinda J. Danforth to accept the verified petition submitted by: Leah Sue Dodge, Michael T. Debraska, Franklin L. Cornelius and Bradley Graham, seconded by Lisa Summers. Motion carried unanimously.

Motion by Melinda J. Danforth to send the verified petition to Law, Finance, and Legislative Reference offices for the Legal, Financial and Legislative analyses to be completed, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Melinda J. Danforth to direct the Law, Finance and Legislative Reference offices submit the requested analyses to the Tribal Secretary's office within 45 days, and that a progress report be submitted in 30 days, seconded by Lisa Summers. Motion carried unanimously.

**9/17/14 LOC:** Motion by Tehassi Hill to add the Petition: Hold a GTC Meeting to Address Tribal Election Issues to the Active Files List, seconded by Fawn Billie. Motion carried unanimously.

*Note: Tehassi Hill will be the sponsor for this item.*

**10/1/14 LOC:** Motion by Fawn Billie to forward the memo regarding the petition to the Oneida Business Committee as an update; seconded by Tehassi Hill. Motion carried unanimously.

**10/8/14 OBC:** Motion by Trish King to accept the Legislative Analysis progress report as FYI, seconded by Tehassi Hill. Motion carried unanimously.

**10/15/14 LOC:** Motion by Jennifer Webster to forward the legislative analysis to the Oneida Business Committee for consideration; seconded by Tehassi Hill. Motion carried unanimously.

**10/22/14 OBC:** Motion by Jenny Webster to accept the update as FYI, seconded by Tehassi Hill. Motion carried unanimously.

**11/12/14 OBC:** Motion by Brandon Stevens to accept the legislative analysis of the petition, seconded by Tehassi Hill. Motion carried unanimously.

Motion by Melinda J. Danforth to defer the GTC Petitions Process SOP to a Business Committee work meeting for discussion, seconded by Fawn Billie. Motion carried unanimously

**11/26/14 OBC:** Motion by Jenny Webster to accept legal analysis and to defer the financial analysis to the next regular Business Committee meeting scheduled for December 10, 2014, seconded by Fawn Billie. Motion carried unanimously.

**12/10/14 OBC:** Motion by Lisa Summers to accept the financial analysis, to defer this item to the first Business Committee work meeting in January, and to direct the Tribal Secretary to determine the next available GTC meeting date where the petition can be considered, seconded by Tehassi Hill. Motion carried unanimously.

**3/28/15 GTC:** Motion by Leah Dodge to include the Milwaukee polling site in all tribal elections. Seconded by Mike Debraska. Motion carried by a hand count: 926 support, 58 opposed, 60 abstained.

Motion by Jennifer Webster to deny the other four items in the petition (listed on page 73 of the meeting packet). Seconded by Sherrole Benton. Motion carried by show of hands.

**Petition: Genskow - 4 Resolutions (Budget Cuts, Swimming Lessons, GTC Directives & Home Repairs for Elders)**

A petition was submitted with four resolutions attached, containing various directions, including:

1. OBC may not simply make across the board percentage cuts; the OBC and upper management may not make budget cuts that affect the health, safety and education of the Oneida people without the expressed approval of GTC.
2. Affordable swimming lessons will be provided at the Oneida Fitness Center.
3. Boards, Committees and Commissions must carry out directives given by GTC unless it conflicts with federal or state law.
4. The OBC and management may not refuse to help with home repair assistance to Oneida elders who live on the Reservation even if their home is old and management feels it is not worth it; if they do so they must provide free homes for low income Oneida elders on the Reservation.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Madelyn Genskow

**Date Submitted:** 12/10/14

**12/10/14 OBC:** (under “request Saturday meeting to address 5 resolutions”) Motion by Lisa Summers to accept the verified petition submitted by Madelyn Genskow, to send the petition to the Law, Finance and Legislative Reference offices to begin work on the appropriate analyses, and that a progress report be submitted in 30 days, seconded by Jenny Webster. Motion carried unanimously.

**1/21/15 LOC:** Motion by Jennifer Webster to add the Petition: Budget Cuts, Swimming Lessons, GTC Directives & Home Repair for Elders to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

Motion by Tehassi Hill to forward the memorandum updating the Oneida Business Committee on the progress regarding Petition: Budget Cuts, Swimming Lessons, GTC Directives & Home Repairs for Elders analysis; seconded by Fawn Billie. Motion carried unanimously.

**1/28/15 OBC:** Motion by Tehassi Hill to accept the status update from the Legislative Reference Office, seconded by Jennifer Webster. Motion carried unanimously.

**2/4/15 LOC:** Motion by Tehassi Hill to forward the four Statements of Effect to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

**2/11/15 OBC** Motion by Lisa Summers to accept the legislative analysis and provide an additional sixty (60) days for the Law and Finance offices to submit the appropriate analyses, seconded by Tehassi Hill. Motion carried unanimously.

**3/25/15 OBC:** Motion by Melinda J. Danforth to accept the legal opinion for the budget development portion of the petition, seconded by Jennifer Webster. Motion carried unanimously.

Motion by Jennifer Webster to accept the legal opinion for the swimming lessons portion of the petition, seconded by Tehassi Hill. Motion carried unanimously.

**4/22/15 OBC:** Motion by Lisa Summers to accept the legal analyses for resolution #3, regarding Boards, Committees, and Commissions and resolution #4 regarding Elder Home Repair and to allow an additional 30 days for the Finance office to complete their analyses, seconded by Fawn Billie. Motion carried unanimously.

**6/10/15 OBC:** Motion by Jennifer Webster to accept the financial analysis for resolution 1, regarding Budget Development, seconded by Lisa Summers. Motion carried unanimously.

Motion by Jennifer Webster to provide an additional 15 days for Finance to complete and submit the remaining three (3) analyses, seconded by Lisa Summers. Motion carried unanimously.

**7/8/15 OBC:** Motion by Trish King to defer the remaining financial analyses to the July 22, 2015, regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously.

*For the record:* Lisa Summers stated I wanted to express my concern with the statements made by the petitioner because I believe they are unfounded at this point. We've been making it a priority to ensure that the Business Committee and the community are fully aware of the progress of each petition that comes forward. We do so by making sure that it's on the Business Committee agenda as the due dates come forward. I need to express my support of the statements made by the Chief Financial Officer. There are several petitions that are pending at this time. There is limited staff to go forward and analyze these petitions. They are working through them to best of their ability, as expeditiously as possible. I think it's really unfortunate that there is an accusation out there which is unfounded. We are continuing to work with all of the areas, whether it's the Operations, the Legislative Operating Committee, the Law Office or Finance, to make sure that the best, most accurate information associated with each one of the requests that come before General Tribal Council is completed as thoroughly and timely as possible. We also do, as a Committee, have a responsibility to make sure that all pertinent information to each topic being requested is researched accurately to ensure that General Tribal Council has as much

information as they possibly can to make a good decision on behalf of the Nation. One of the things that we are also doing to try to ensure the transparency of the progress of each petition is taking a dashboard and transferring it into the website so that members, as they want to see the progress of the petitions, can go on there and see the analyses as they are completed. That's something we have been working on and should be going live in the next four weeks. Tribal members, at their leisure, can go ahead and take a look at that information that'll be posted there on a regular basis. Thank you.

**7/22/15 OBC:** Motion by David Jordan to accept the financial analysis for resolution 2, regarding Swimming Lessons, and resolution 4, regarding Elder Home Repair, seconded by Trish King. Motion carried unanimously.

Motion by Melinda J. Danforth to defer this item to the Secretary's Office to determine which General Tribal Council meeting agenda this item should fall on and this be brought back to the August 12, 2015 regular Business Committee meeting and to direct the final financial analyses regarding Boards, Committee, and Commissions be brought back to the August 12, 2015 regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.

**8/12/15 OBC:** *Item sent to an OBC special meeting agenda at the adjournment of the meeting.*

**8/17/15 OBC:** Motion by Trish King to accept the financial analyses for resolution 3) Boards, Committees, and Commissions to Carry Out General Tribal Council Directives, to request the Tribal Secretary work with the petitioner to schedule a General Tribal Council meeting, and to request the Tribal Secretary to send the petitioner the analyses for all four (4) resolutions, seconded by Jennifer Webster. Motion carried unanimously.

**9/23/15 OBC:** Motion by David Jordan to accept the update as information, to schedule a General Tribal Council meeting on March 19, 2016, and to place the petition and four (4) resolutions on the March 19, 2016 Special General Tribal Council meeting agenda, seconded by Lisa Summers. Motion carried unanimously.

**4/11/16 GTC:** **1) Budget Cuts** - Motion by Dylan Benton to direct the Treasurer and Oneida Business Committee to continue improving our budgeting actions and making those processes more open to input from the membership. Seconded by Francis Huntington. Motion carried by show of hands.

**2) Swimming Lessons** - Item deleted at the adoption of the agenda.

**3) BCC's to carry out GTC Directives** - Motion by Janice Decorah to deny the resolution (page 56); that all General Tribal Council directives be maintained by Tribal Secretary's Office; and that updates of General Tribal Council directives are to be given, in written form, at the Annual GTC meeting. Seconded by Ed Delgado. Motion failed by hand count: 132 support; 665 opposed; 91 abstained

Amendment to the main motion by Corina Williams to withhold stipends and wages from all Boards, Committees, and Commissions, including the Business Committee and Corporate Boards, who do not comply with General Tribal Council directives until that directive has been completed. Seconded by Robert Steffes. Motion carried by hand count: 972 support; 123 opposed; 84 abstained

Motion by Tehassi Hill to accept resolution on page 56 as information only; and for the Tribal Secretary to provide a written report at the Annual General Tribal Council meeting regarding General Tribal Council directives. Seconded by Sandy Schuyler. Motion carried by show of hands.

**4) Elder Home Repair - Item deleted at the adoption of the agenda.**

**Petition: Genskow - Publishing Names and Addresses of Petition Signers in GTC Mailouts**

This item was originally submitted to the LOC on July 10, 2013 and was carried over into the current term by the LOC. The petition and attached resolution seek to prohibit the publication in GTC mail outs of names and home addresses of people who sign petitions.

**LOC Sponsor:** Brandon Stevens  
**Contacts:** Madelyn Genskow

**Submitted by:** Madelyn Genskow

**Date Submitted:** 9/17/14

**9/17/14 LOC:** Motion by Fawn Billie to add the following five items to the Active Files List: GTC Meetings Law; Petition: Directing a “Stall Mall” be Created; Petition: Publishing Names and Addresses of Petition Signers in GTC Mailouts; Petition: Real Estate Taxes for all Tribe Owned Property to be Paid by Tribe; Petition: Responding to Questions and Comments from the Floor at GTC; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for these petitions.*

**11/15/14 GTC:** Motion by Madelyn Genskow to adopt the resolution on page 31 of the meeting packet, seconded by Corinne Robelia-Zhuckkahosee. Motion carried by a hand count.

Amendment to the Main Motion by Jacob McLester to include the names only on the petitions that are included in mailings and posted on the restricted area of the website currently known as the Member’s Only area, seconded by Iris Metoxen. Motion failed by a hand count.

Amendment to the Main Motion by Dena Crawford to use only the enrollment number on petitions included in GTC meeting materials, seconded by Corinne Robelia-Zhuckkahosee. Motion carried by a hand count.

**Petition: Genskow - Responding to Questions and Comments from the Floor at GTC**

This item was submitted to the LOC on July 10, 2013, and carried over into the current term by the LOC. This is a GTC petition requesting that presenters who submitted petitions may respond to questions from the floor at GTC meetings.

**LOC Sponsor:** Brandon Stevens  
**Contacts:** Madelyn Genskow

**Submitted by:** Madelyn Genskow

**Date Submitted:** 9/17/14

**9/17/14 LOC:** Motion by Fawn Billie to add the following five items to the Active Files List: GTC Meetings Law; Petition: Directing a “Stall Mall” be Created; Petition: Publishing Names and Addresses of Petition Signers in GTC Mailouts; Petition: Real Estate Taxes for all Tribe Owned Property to be Paid by Tribe; Petition: Responding to Questions and Comments from the Floor at GTC; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for these petitions.*

**11/15/14 GTC:** Motion by Madelyn Genskow to adopt the resolution on page 43 of the meeting packet, seconded by Jenny Webster. Motion carried by a hand count.

**Petition: Metivier - Directing a “Stall Mall” be Created**

This item was originally submitted to the LOC on December 18, 2013, and was carried over into the current term by the LOC. The petition requests that the OBC create a “stall mall” for Oneida Tribal members, small businesses and vendors, at the former grocery store on Water Circle in Oneida.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Yvonne Metivier

**Date Submitted:** 9/17/14

**9/17/14 LOC:** Motion by Fawn Billie to add the following five items to the Active Files List: GTC Meetings Law; Petition: Directing a “Stall Mall” be Created; Petition: Publishing Names and Addresses of Petition Signers in GTC Mailouts; Petition: Real Estate Taxes for all Tribe Owned Property to be Paid by Tribe; Petition: Responding to Questions and Comments from the Floor at GTC; seconded by Tehassi Hill. Motion carried unanimously.

*Note: Brandon Stevens will be the sponsor for these petitions.*

**10/24/14 OBC:** Motion by Lisa Summers to approve the [Special GTC Meeting packet for 11/15/14] packet with the understanding that there will be an e-poll sent out on the stall mall petition response by the Business Committee; all other responses are approved as drafted, seconded by Fawn Billie. Motion carried unanimously.

**11/15/14 GTC:** Motion by Yvonne Metivier to develop a stall mall at the Water Circle property to be developed by September 1, 2015, seconded by Louis Clark. Motion failed by a hand count.

Follow-up motion: Motion by Lisa Summers to direct the Business Committee to include this discussion and concept in the Vision Oneida process, seconded by Tehassi Hill. Chairwoman Tina Danforth ruled the motion out of order.

**Petition: Metivier - Per Capita FY17 through FY21**

Petition for a per capita payment of \$2,000 for Fiscal Years 2017, 2018, 2019, 2020 and 2021.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** Yvonne Metivier

**Date Submitted:** 2/9/16

**Contacts:** Yvonne Metivier

**3/9/16 OBC:** Motion by Motion by David Jordan to accept the verified petition from Yvonne Metivier regarding per capita FY '17 through FY '21; to send the verified petition to the Law, Finance, Legislative Reference, and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed; to direct the Law, Finance, and Legislative Reference Offices to submit the analyses to the Tribal Secretary’s Office within sixty (60) days, and that a progress report be submitted in forty-five (45) days; and to direct the Direct Report Offices to submit the appropriate administrative analyses to the Tribal Secretary’s Office within thirty (30) days, seconded by Trish King. Motion carried unanimously.

**3/22/16 LOC:** Motion by David P. Jordan to enter into the record the e-poll results for the Petition: Metivier Per Capita FY17 through FY21, with Brandon Stevens as the default sponsor; seconded by Fawn Billie. Motion carried unanimously.

**3/30/16 OBC:** Motion by Lisa Summers to enter the E-poll results into the record for approval of accepting the legislative, legal, and financial analyses regarding Petitioner Yvonne Metivier: FY '17- FY '21 Per Capita Payment Proposal and adding the petition to the May 23, 2016, Special General Tribal Council meeting agenda, seconded by Melinda J. Danforth. Motion carried unanimously.

**4/13/16 OBC:** Motion by Lisa Summers to enter the E-poll results into the record for the approval to move the John Powless and Yvonne Metivier petitions, both regarding per capita



payments, to the June 13, 2016, Special General Tribal Council meeting and cancel the May 23, 2016, Special General Tribal Council meeting date that was approved for these two items, seconded by Jennifer Webster. Motion carried unanimously.

**6/13/16 GTC:** Motion by Yvonne Metivier to direct the OBC to pay \$2,000 Per Capita beginning Fiscal Year 2017 through 2021. Seconded by Scharlene Kasee. Motion carried by hand count: 1068 support; 200 opposed; 35 abstained.

Amendment to the main motion by Nancy Skenandore to revise the Per Capita payment amount to \$1,300 instead of \$2,000. Seconded by Don Charnon. Motion carried by hand count: 791 support; 702 opposed; 32 abstained

Amendment to the main motion by Debra Schnell to revise the Per Capita payment plan to be in effect for the next three (3) fiscal years instead of the next five (5) fiscal years. Seconded by Linn Cornelius. Motion failed by hand count: 642 support; 829 opposed; 52 abstained

Amendment to the main motion by David P. Jordan to go with the OBC's plan to pay off the debt. Seconded by Chris Cornelius. Motion carried by hand count: 697 support; 612 opposed; 87 abstained.

**8/29/16 OBC:** Motion by Melinda J. Danforth to take this item from the table, seconded by David Jordan. Motion carried unanimously.

Motion by Lisa Summers to adopt resolution titled Implementing Per Capita Plan for Fiscal Year 2017 to Fiscal Year 2021 Adopted by General Tribal Council on June 13, 2016, seconded by Brandon Stevens. Motion ruled out of order by Chairwoman Tina Danforth.

Motion by David Jordan to request an external third party attorney's office to provide an opinion regarding the per capita actions taken by the General Tribal Council during a special meeting on June 13, 2016, seconded by Lisa Summers. Motion carried with three opposed. (Tehassi Hill, Brandon Stevens, Jennifer Webster)

Amendment to the main motion by Melinda J. Danforth to request the Finance Office be the person to administer and request the legal opinion, seconded by Lisa Summers. Motion carried with one opposed (Jennifer Webster) and one abstention (Brandon Stevens).

Motion by Lisa Summers to place this item on the next Business Committee work meeting agenda for further discussion on possible ways to continue to approach the concerns that were addressed here today, seconded by Jennifer Webster. Motion carried unanimously

**Petition: Metivier - Raise Employee Salaries 99 Cents**

This petition sought to direct OBC to raise salaries for employees earning less than \$65,000/year, by 99 cents an hour; and no layoffs.

**LOC Sponsor:**

**Submitted by:** Yvonne Metivier

**Date Submitted:** 12/10/14

**12/10/14 OBC:** Motion by Lisa Summers to accept the verified petition submitted by Yvonne Metivier, to send the petition to the Law, Finance and Legislative Reference offices to begin work on the appropriate analyses, and that a progress report be submitted in 30 days, seconded by Jenny Webster. Motion carried unanimously.

**1/21/15 LOC:** Motion by Tehassi Hill to add the Petition: Raise Employee Salaries 99 Cents to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

Motion by Fawn Billie to forward the Petition: Raise Employee Salaries 99 Cents analysis to the Oneida Business Committee for consideration; seconded by Jennifer Webster. Motion carried unanimously.

**1/28/15 OBC:** Motion by Tehassi Hill to accept the legal and legislative analyses and the status update from Finance, seconded by Fawn Billie. Motion carried unanimously.

**2/11/15 OBC:** Motion by Melinda J. Danforth to accept the financial analysis and forward to the Tribal Secretary's office to schedule a General Tribal Council meeting, seconded by Tehassi Hill. Motion carried unanimously.

**3/28/15 GTC:** *Item not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda.*

**6/1/15 GTC:** Motion by Yvonne Metivier to direct the OBC to raise employee salaries hourly by \$0.99 for those employees making under \$65,000, with no layoffs, and effective October 1, 2015. Seconded by Stacy Grignon. Motion carried by show of hands

Amendment to the main motion by Frank Cornelius to direct the Business Committee to raise all employee salaries \$0.99/hour effective October 1, 2015; and to include casino dealers, and the Boards, Committee and Commissions; and with no layoffs. Seconded by Wesley Orosco. Motion failed by show of hands

Amendment to the main motion by Doug Skenandore that everyone making \$75,000 and above take a reduction of 5%. Vice-Chairwoman Melinda J. Danforth ruled the motion out of order

Amendment to the main motion by Racquel Hill that the capped casino dealers be included in the \$0.99 raise. Seconded by Madelyn Genskow. Motion carried by show of hands.

**9/21/15 and 11/14/15 GTC (Budget):** Motion by Madelyn Genskow to deny the request to reallocate the \$0.99 wage increase. Seconded by Doug Skenandore. Motion carried by show of hands

Amendment to the main motion by Doug Skenandore that if there are any cuts to the budget that they start with the Treasurer's Office and work their way down. Seconded by Nancy Barton. Motion failed by show of hands

**Petition: Powless - Dialysis Center Development**

This item was submitted to the LOC on May 14, 2014, and carried over into the current term by the LOC. The petition requests that GTC approve the development and construction of an Oneida dialysis center.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** John Powless Jr.

**Date Submitted:** 9/17/14

**9/17/14 LOC:** Motion by Tehassi Hill to add the Petition: Develop a Dialysis Center to the Active Files List with Brandon Stevens as sponsor; seconded by Fawn Billie. Motion carried unanimously.

**10/22/14 OBC:** Motion by Tehassi Hill to accept the fiscal and corrected legal analysis, seconded by Lisa Summers. Motion carried unanimously.

Motion by Melinda J. Danforth to direct the Tribal Secretary to determine an available GTC meeting date where the petition can be addressed and to bring this information back to the next regular Business Committee meeting, seconded by Lisa Summers. Motion carried unanimously.

Motion by Melinda J. Danforth to place this issue on the next Business Committee work meeting agenda for the Business Committee to develop a position on this issue and request that the Oneida Health Center be invited to attend to provide information relative to this proposal, seconded by Brandon Stevens. Motion carried unanimously.

**11/12/14 OBC:** Motion by Melinda J. Danforth to add the completed John Powless, Jr. petition titled “Develop and Construct an Oneida Dialysis Center” to the July 2015 Semi-Annual General Tribal Council meeting agenda, and if there is a special General Tribal Council meeting called before the July 2015 Semi-Annual General Tribal Council meeting that this petition be placed on that agenda, seconded by Jenny Webster. Motion carried unanimously.

**3/28/15 GTC:** *Item not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda.*

**6/1/15 GTC:** Motion by Jennifer Webster to deny the petition and direct the Business Committee to address the transportation concerns and to continue monitoring access to health care in the event action is needed. Seconded by Sandra Schuyler. Motion carried by show of hands

Amendment to the main motion by Kerry Cornelius to direct the Business Committee to complete a study to compare the cost of building and running a dialysis center to the cost of paying Green Bay dialysis centers; and for the study to include travel expenses; and for this to be completed in 6 months. Seconded by Madelyn Genskow. Motion carried by show of hands

Amendment to the main motion by Debbie Danforth to have a team developed, including the Ombudsman, to look at and analyze the quality of care at any of the centers where our community members go for service and provide that information to the dialysis centers; and that this be completed in 60 days. Seconded by Nancy Skenandore. Motion carried by show of hands

Motion by Lisa Summers to direct the Business Committee to bring back a recommendation on a concept for a future dialysis program and that the recommendation to be brought for consideration by GTC at the Annual GTC meeting in January 2016. Seconded by Corinne Robelia-Zhuckkahosee. Motion carried by show of hands.

**Petition: Powless Jr. - Per Capita Payments**

Petition for a per capita payment of \$3,000 for everyone over 18 years of age and \$5,000 for those over 62 years of age. Per capita payment to go directly to the tribal member and is exempt from child support payments. Per capita to be paid out by December 1, 2015.

**LOC Sponsor:** Brandon Stevens

**Submitted by:** John E. Powless Jr.

**Date Submitted:** 6/24/15

**Contacts:** John Powless

**6/24/15 OBC:** Motion by David Jordan to acknowledge receipt of the verified petition submitted by John E. Powless, Jr.; to send the verified petition to the Law, Finance, Legislative Reference and Direct Report Offices for the legal, financial, legislative and administrative analyses to

be completed; to direct the Law, Finance and Legislative Reference Offices to submit the analyses to the Tribal Secretary's office within 60 days, and that a progress report be submitted in 45 days; and to direct the Direct Report Offices to submit the appropriate administrative analyses to the Tribal Secretary's office within 30 days, seconded by Tehassi Hill. Motion carried unanimously.

**7/1/15 LOC:** Motion by Tehassi Hill to add the Petition: Powless Per Capita Payments to the Active Files List with Brandon Stevens as the sponsor; seconded by David P. Jordan. Motion carried unanimously.

**8/5/15 LOC:** Motion by David P. Jordan to accept the statement of effect pertaining to Petition: Powless-Per Capita Payments and to forward it to the Oneida Business Committee for its consideration; seconded by Fawn Billie. Motion carried unanimously.

**8/12/15 OBC:** *Item sent to a Business Committee special meeting agenda at the adjournment of the meeting.*

**8/17/15 OBC:** Motion by David Jordan to accept the legislative analysis for the regarding per capita payments submitted by petitioner John E. Powless Jr., seconded by Trish King. Motion carried unanimously.

**9/9/15 OBC:** Motion by Jennifer Webster to provide an additional 60 days for the Law and Finance Offices to submit the appropriate analyses, seconded by Lisa Summers. Motion carried unanimously.

**12/23/15 OBC:** Motion by Lisa Summers to defer the legal and financial analyses to the January 27, 2016, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.

**1/13/16 OBC:** Motion by David Jordan to accept the legal analysis and to note the financial analysis is due by the January 27, 2016, regular Business Committee meeting, seconded by Lisa Summers. Motion carried unanimously.

**1/27/16 OBC:** Motion by Jennifer Webster to defer the financial analysis for two (2) weeks, seconded by Lisa Summers. Motion carried unanimously

**2/24/16 OBC:** Motion by Lisa Summers to accept the financial analysis and to schedule Petitioner John E. Powless Jr.: Per capita payments to a Special General Tribal Council meeting on Monday, June 13, 2016, at 6:00 p.m., seconded by Fawn Billie. Motion withdrawn.

Motion by Brandon Stevens to schedule Petitioner John E. Powless Jr.: Per capita payments to a Special General Tribal Council meeting on Monday, May 23, 2016, at 6:00 p.m., seconded by Fawn Billie. Motion carried with one opposed [Lisa Summers]

*For the record: Secretary Lisa Summers stated the reasons for my opposition are as stated earlier. It's more of the logistics and coordination.*

*For the record: Councilman Brandon Stevens stated this is why the General Tribal Council Meetings Law is important and how we really process the petitions in a manner that's reflective of what the General Tribal Council wants, in the order and fashion that they want it as well. Right now, we have some outstanding ones that might jump in front of the other. There's not a finite process right now and General Tribal Council Meetings Law would help that.*

Motion by Lisa Summers to accept the financial analysis, seconded by Trish King. Motion carried unanimously.

**4/13/16 OBC:** Motion by Lisa Summers to enter the E-poll results into the record for the approval to move the John Powless and Yvonne Metivier petitions, both regarding per capita payments, to the June 13, 2016, Special General Tribal Council meeting and cancel the May 23, 2016, Special General Tribal Council meeting date that was approved for these two items, seconded by Jennifer Webster. Motion carried unanimously.

**4/27/16 OBC:** Motion by Melinda J. Danforth to accept as information the request from John Powless Jr. to withdraw petition regarding Per Capita Distribution, seconded by Jennifer Webster. Motion carried unanimously.

**6/13/16 GTC:** Motion by Yvonne Metivier to direct the OBC to pay \$2,000 Per Capita beginning Fiscal Year 2017 through 2021. Seconded by Scharlene Kasee. Motion carried by hand count: 1068 support; 200 opposed; 35 abstained

Amendment to the main motion by Nancy Skenandore to revise the Per Capita payment amount to \$1,300 instead of \$2,000. Seconded by Don Charnon. Motion carried by hand count: 791 support; 702 opposed; 32 abstained

Amendment to the main motion by Debra Schnell to revise the Per Capita payment plan to be in effect for the next three (3) fiscal years instead of the next five (5) fiscal years. Seconded by Linn Cornelius. Motion failed by hand count: 642 support; 829 opposed; 52 abstained

Amendment to the main motion by David P. Jordan to go with the OBC's plan to pay off the debt. Seconded by Chris Cornelius. Motion carried by hand count: 697 support; 612 opposed; 87 abstained

**Petition: Powless - Judiciary Support System**

This is a request that 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."

**LOC Sponsor:** Tehassi Hill

**Submitted by:** Gina D. Powless

**Date Submitted:** 10/15/14

**Contacts:** Gina D. Powless

**10/8/14 OBC:** Motion by Lisa Summers to accept the verified petition submitted by: Gina Powless to 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 Oneida Judiciary, seconded by Tehassi Hill. Motion carried unanimously

Motion by Lisa Summers to send the verified petition to the Law, Finance and Legislative Reference Offices for the Legal, Financial and legislative analyses to be completed, seconded by Trish King. Motion carried unanimously.

Motion by Lisa Summers to direct the Law, Finance and Legislative Reference Offices submit the requested analyses to the Tribal Secretary's office within 45 days, and that a progress report be submitted in 30 days, seconded by Fawn Billie. Motion carried unanimously.

**10/15/14 LOC:** Motion by Tehassi Hill to add this item to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

*Note: Tehassi Hill will be the sponsor for this item.*

**11/5/14 LOC:** Motion by Jennifer Webster to accept the Petition: Judiciary Support System progress report as FYI and forward the report to the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.

**11/12/14 OBC:** *This item was not included on the agenda as the Secretary's Office determined the 30 days had not yet been met, so an update was not due at the 11/12/14 OBC.*

**11/19/14 LOC:** Motion by Tehassi Hill to accept the legislative analysis of the Petition: Judiciary Support System and forward to the Business Committee for consideration with the clarification; seconded by Fawn Billie. Motion carried unanimously.

**11/26/14 OBC:** Motion by Jenny Webster to accept legislative analysis and to accept financial analysis status report as FYI, seconded by Lisa Summers. Motion carried unanimously.

**12/10/14 OBC:** Motion by Tehassi Hill to accept the update as FYI, seconded by Fawn Billie. Motion carried unanimously.

**1/14/15 OBC:** Motion by Jennifer Webster to accept the legal analysis; seconded by Fawn Billie. Motion carried unanimously.

**2/11/15 OBC:** Motion by Tehassi Hill to accept the financial analysis and forward to the Tribal Secretary's office to schedule a General Tribal Council meeting, seconded by Jennifer Webster. Motion carried unanimously.

**3/28/15 GTC:** *Item not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda.*

**6/1/15 GTC:** Motion by Gina Powless to establish a fully funded and staffed Office of Public Defender by FY-2016, to be composed of Oneida Tribal members, Lay Advocates, Employee Relations Representatives, Paralegals, Equal Employment Opportunity Officers and Staff Attorney, who have previously worked on cases before the Oneida Appeals Commission and Oneida Judiciary. Seconded by Judy Cornelius. *Item tabled, no action taken on this motion.*

Motion by Madelyn Genskow to table this item. Seconded by Scharlene Kasee. Motion carried by show of hands.

**6/13/16 GTC:** Motion by Gina Buenrostro to take item 4.A. from the table. Seconded by Jennifer Webster. Motion carried by show of hands

Motion by Gina Buenrostro to defer item 4.A. to the August 10, 2016, special GTC meeting after the judiciary law item on the agenda. Seconded by David P. Jordan. Motion carried by show of hands

**8/12/16 GTC:** *Items not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda and to adjourn.*

**Petition: Cornelius - 4 Resolutions (Investigate 7 Gens, 7 Gens Return Money, Freedom of Press, Impose Tax on OBC)**

This petition seeks a special GTC meeting for Frank Cornelius, to report on Seven Generations and present four Resolutions (not attached), these Resolutions include: 1. Full Forensic Investigation on Seven Generations 2. Have Seven Generations return the money to the Tribe 3. Direct the Kalihwisaks to print any article as freedom of the press, and 4. Impose a "tax" on the BC for not dissolving Seven Generations.

**LOC Sponsor:** David Jordan

**Submitted by:** OBC

**Date Submitted:** 5/13/15

**5/13/15 OBC:** Motion by Trish King to acknowledge receipt of the petition submitted by Frank Cornelius, seconded by Fawn Billie. Motion carried unanimously.

Motion by Trish King to send the verified petition to the Law, Finance, Legislative Reference and Direct Report Offices for legal, financial, legislative and administrative analyses to be completed; to direct the Law, Finance and Legislative Offices to submit the analyses to the Tribal Secretary within 60 days and a that a progress report is submitted in 45 days, seconded by David Jordan.

Motion by David Jordan to direct the Direct Report Offices to submit the appropriate administrative analyses to the Tribal Secretary within 30 days, seconded by Trish King. Motion carried unanimously.

**5/20/15 LOC:** Motion by Fawn Billie to accept the Petition: Cornelius- Special GTC meeting to address 4 Resolutions and to add to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

*Note: David P. Jordan will be the sponsor*

Motion by Fawn Billie to forward a memorandum to the OBC addressing concerns that the Resolutions are not attached to petition; seconded by Tehassi Hill. Motion carried unanimously.

**5/27/15 OBC:** Motion by David Jordan to direct the Tribal Secretary to reach out to Petitioner Frank Cornelius to request the four (4) resolutions mentioned in the petition be submitted in thirty (30) days, seconded by Lisa Summers. Motion carried unanimously.

**6/24/15 OBC:** Motion by Fawn Billie to defer this item to the next regular Business Committee meeting and direct the Tribal Secretary to work with the petitioner to find a solution to the concerns, seconded by Tehassi Hill. Motion carried unanimously.

**7/8/15 OBC:** Motion by Tehassi Hill to accept the update as information and defer this item to the July 22, 2015, regular Business Committee meeting as agreed upon by the Business Committee members and the petitioner, seconded by David Jordan. Motion carried unanimously.

**7/22/15 OBC:** Motion by Brandon Stevens to table this item to the next regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously.

**8/5/15 LOC:** Motion by David P. Jordan to accept the status update memorandum regarding the Petition: Cornelius- 4 Resolutions (Investigate 7 Gens, 7 Gens Returns Money, Freedom of Press, Impose Tax on OBC) as FYI and forward to the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.

**8/12/15 OBC:** Motion by Lisa Summers to adjourn at 2:06 p.m. and to direct the Tribal Secretary to coordinate Business Committee special meeting date for the remainder of this agenda, seconded by Brandon Stevens. Motion carried unanimously. *Item sent to a Business Committee special meeting agenda at the adjournment of the meeting.*

**8/17/15 OBC:** Motion by Lisa Summers to take this item from the table, seconded by David Jordan. Motion carried unanimously.

Motion by Jennifer Webster to forward the four resolutions to the Legislative, Law, Finance offices for the appropriate analyses and for those analyses to be due at the September 9, 2015 regular Business Committee meeting, seconded by Lisa Summers. Motion carried unanimously.

Motion by Lisa Summers to request the Law Office provide a legal opinion about what occurs when a petition is submitted which does not have all the appropriate documentation that would go with the petition, seconded by Tehassi Hill. Motion carried with one abstention.

- 8/19/15 LOC:** Motion by David P. Jordan to accept the four statements of effect regarding the Petition: Cornelius 4 Resolutions (Investigate 7 Gens, 7 Gens Return Money, Freedom of Press, Impose Tax on OBC) with the noted changes and forward them to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.
- 8/26/15 OBC:** Motion by David Jordan to accept the legislative analyses for resolutions 1-4, seconded by Jennifer Webster. Motion carried unanimously
- 9/9/15 OBC:** Motion by Jennifer Webster to accept update from Chief Counsel regarding legal analyses of resolutions 1-4, seconded by Brandon Stevens. Motion carried unanimously.
- Amendment to the main motion by Melinda J. Danforth to provide a new due date of November 25, 2015 for the legal and financial analyses of resolutions 1-4, seconded by Lisa Summers. Motion carried unanimously.
- 11/25/15 OBC:** Motion by Lisa Summers to defer the fiscal analyses to the December 9, 2015, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried with one abstention.
- 12/9/15 OBC:** Motion by Lisa Summers to accept the fiscal analyses of the four (4) resolutions of the Cornelius petition, seconded by Brandon Stevens. Motion carried unanimously.
- Motion by Lisa Summers to defer the legal analyses of the four (4) resolutions to the December 23, 2015, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.
- 12/23/15 OBC:** Motion by Jennifer Webster to accept the legal update as information, seconded by Lisa Summers. Motion carried unanimously.
- 1/27/16 OBC:** Motion by Lisa Summers to approve this item for the July 4, 2016, Semi-Annual General Tribal Council meeting, seconded by Jennifer Webster. Motion carried unanimously.
- 3/9/16 OBC:** Motion by Jennifer Webster to accept the updated legal opinion regarding F. Cornelius petition and move to open session, seconded by Brandon Stevens. Motion carried unanimously.
- Motion by David Jordan to accept the legal opinion and to direct the Tribal Secretary to begin scheduling a General Tribal Council meeting, seconded by Jennifer Webster. Motion carried unanimously.
- 3/30/16 OBC:** Motion by Melinda J. Danforth to table this item for the Tribal Secretary to get in contact with Petitioner Frank Cornelius to try to get this issue resolved by the end of the meeting, seconded by David Jordan. Motion carried unanimously.
- Motion by Lisa Summers to approve scheduling Petitioner Frank Cornelius: To address four resolutions to a Special General Tribal Council on Sunday, August 28, 2016, seconded by Tehassi Hill. Motion carried unanimously.
- 5/11/16 OBC:** Motion by Lisa Summers to cancel the Special General Tribal Council meeting of August 28, 2016, seconded by Jennifer Webster. Motion carried unanimously.
- Motion by Lisa Summers to schedule a Special General Tribal Council meeting on August 10, 2016 and to add the Frank Cornelius petition to that agenda, seconded by Fawn Billie. Motion carried unanimously.
- 6/22/16 OBC:** Motion by Fawn Billie to approve the request from Petitioner Frank Cornelius to be first on the August 10, 2016, special General Tribal Council meeting agenda, seconded by Tehassi Hill. Motion carried unanimously.



**6/22/16 GTC:** Motion by Frank Cornelius to table this item. Seconded by Linda Dallas. Motion carried by hand count: 845 support, 395 opposed, 16 abstentions.

**8/10/16 GTC:** Motion 1) Report to General Tribal Council. Motion by Sherrole Benton to rescind the December 15, 2013 action dissolving the Oneida Seven Generations Corporation and restrict the corporation to commercial leasing activities. Seconded by Loretta Metoxen. Motion not voted on; item tabled.

Amendment to the main motion by Allen R. King to approve all of the BC recommendations for Items 4.A.1-4. Chairwoman Tina Danforth ruled this motion out of order.

Amendment to the main motion by Nancy Skenandore that we as GTC want to know who are the leaders; who are the investors; who are the attorneys; who are the stockholders; who are the owners; who are the board members; how are they paid; what do they use for collateral; for this information be provided for the last 10 years; and to be reported at the next meeting. Seconded by Cathy Metoxen. Motion carried by show of hands

Amendment to the main motion by Dan Hawk to allow Oneida Seven Generations Corporation to continue litigation with the City of Green Bay. Seconded by Sherrole Benton. Motion carried by show of hands

Motion by Frank Cornelius to table this item. Seconded by Linda Dallas. Motion carried by hand count: 845 support; 395 opposed; 16 abstentions

#### 2) Investigation into Oneida Seven Generations Corporation

Motion by Sherrole Benton to reject resolution titled Investigation in Oneida Seven Generations Corporation. Seconded by Donna Metoxen. Motion carried by hand count: 655 support; 347 opposed; 69 abstentions

Motion to vote on the call for the question by Linda Dallas. Motion failed by show of hands.

#### 3) Enforcing salaries for Oneida Seven Generations Corporation

Item not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda and to adjourn.

#### 4) Freedom of speech, press, and assembly

Item not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda and to adjourn.

#### 5) Imposing a tax on the OBC

Item not addressed. Time limit for meeting, which was set at the adoption of the agenda, was met. Item will be forwarded to a special General Tribal Council meeting as directed in the motion to adopt the agenda and to adjourn.

**10/2/16 GTC:** Motion by Tehassi Hill to reject item 4.A.3 Resolution entitled “Enforcing salaries for the Oneida Seven Generations Corporation”. Seconded by Howard Cooley. Motion carried by show of hands.

Motion by Madelyn Genskow to adopt item 4.A.4 Resolution entitled “Freedom of speech, press, and assembly”. Seconded by Nancy Skenandore. Motion failed by show of hands.

Motion by Carole Liggins to direct the OBC to review the word count limitation regarding opinion letters published in the Kaliwisaks. Seconded by LouAnn Gree. Motion failed by show of hands.

Motion by Becky Webster to reject item 4.A.5 resolution entitled “Imposing tax on the OBC”. Seconded by Sherrole Benton. Motion carried by show of hands.

## **Administrative Action Taken by the Legislative Operating Committee: Ongoing Items**

### **Kalihwisaks Articles**

**11/19/14 LOC:** Motion by Fawn Billie to approve the LOC Kalihwisaks Article; seconded by Tehassi Hill. Motion carried unanimously.

**3/18/15 LOC:** Motion by Jennifer Webster to accept the Kalihwisaks article as FYI; seconded by Tehassi Hill. Motion carried unanimously.

**7/15/15 LOC:** Motion by Fawn Billie to accept the Kalihwisaks LOC Update as a FYI; seconded by David P. Jordan. Motion carried unanimously.

Motion by Jennifer Webster to include an introductory article for the new staff attorneys in the Kaliwisaks; seconded by Fawn Billie. Motion carried unanimously.

**1/20/16 LOC:** Motion by David P. Jordan to accept the 2014-2017 Legislative Term Half Time Report Kalihwisaks Article as FYI; seconded by Jennifer Webster. Motion carried unanimously.

### **LOC Priority List**

**10/1/14 LOC:** Motion by Tehassi Hill to accept the Proposed Priorities for Land Use Legislation memo as FYI; seconded by Fawn Billie. Motion carried unanimously.

**2/4/15 LOC:** Motion by Fawn Billie to forward the LOC Priority List to the Oneida Business Committee with a memo from the LOC Chair; seconded by Tehassi Hill. Motion carried unanimously.

**2/11/15 OBC:** Motion by Lisa Summers to accept the Legislative Operating Committee priority list<sup>3</sup>, seconded by Trish King. Motion carried unanimously.

**3/4/15 LOC:** Motion by Jennifer Webster to accept the LOC Priority List as FYI; seconded by Fawn Billie. Motion carried unanimously.

**6/17/15 LOC:** Motion by David P. Jordan to accept the updated LOC Priority List as FYI; seconded by Fawn Billie. Motion carried unanimously.

**8/5/15 LOC:** Motion by David P. Jordan to defer the discussion of the Legislative Operating Committee Priority List Update for two weeks; seconded by Fawn Billie. Motion carried unanimously.

**8/19/15 LOC:** Motion by David P. Jordan to update the LOC Priority List to include the Compliance and Enforcement Law and Tribal Secured Transactions Law to the LOC Priorities and forward the LOC Priority List to an Oneida Business Committee work meeting; seconded by Jennifer Webster. Motion carried unanimously.

*David Jordan: I would like to make a note that I would like the Compliance and Enforcement Law and the Tribal Secured Transactions Law to be set for 2017's budget; it would be a budget change to add these two laws, for staffing; so 2017 is the target date.*

**9/16/15 LOC:** Motion by Tehassi Hill to forward the LOC Priority List to an LOC work meeting within two weeks, and to include on this list the last action taken for each item; seconded by David P. Jordan. Motion carried unanimously.

**9/29/15 LOC:** *Work meeting held.* Attendees include: Tani Thurner, Krystal John, Douglass McIntyre, Candice Skenandore, David P. Jordan, Tehassi Hill, Fawn Billie, Brandon Stevens, Danelle Wilson

**7/20/16:** *LOC work meeting held.* Attendees include: Brandon Stevens, Jennifer Webster, David P. Jordan, Danelle Wilson, Maureen Perkins, Fawn Billie, RC Metoxen, Tani Thurner, Jennifer Falck. Due to the limited staff in the LRO, the short time remaining in this term, and the number of other priority items the LOC is working to complete by the end of the term, the LOC removed ten items from the Active Files List, and organized the remaining items by priority.

**8/3/16 LOC:** Motion by Jennifer Webster to accept the LOC Priorities memo and forward to the Oneida Business Committee as FYI, with the noted changes, seconded by Fawn Billie. Motion carried unanimously.

*Note: The changes included deleting two laws which were listed twice, adding the Research Protection Act back onto the Active Files List as a medium priority, and to remove Garnishment Law Amendments from the list, as that item is complete.*

**8/10/16 OBC:** Motion by Lisa Summers to accept memo regarding update on Active Files List as information, seconded by Fawn Billie. Motion carried unanimously

## Reports

**8/13/14 OBC:** Motion by Patty Hoelt to accept the LOC quarterly report, seconded by David Jordan. Motion carried unanimously.

<sup>3</sup>The following were suggested priority items: Organizational Restructure Regulations (Trish King), Membership Ordinance (Lisa Summers), and Fit for Duty Regulations (Melinda J. Danforth). A "second tier" priority list was also suggested.

**10/1/14 LOC:** Motion by Jennifer Webster to approve the Quarterly Report and forward to the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.

**10/8/14 OBC:** Motion by Lisa Summers to accept the Legislative Operating Committee quarterly report, seconded by Trish King. Motion carried unanimously.

**1/15/15 LOC:** Motion by Jennifer Webster to accept the LOC quarterly report and forward it to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

Motion by Fawn Billie to direct the Legislative Reference Office to schedule an LOC work meeting to discuss strategies regarding staffing; seconded by Jennifer Webster. Motion carried unanimously.

**3/4/15 LOC:** Motion by Jennifer Webster to retroactively approve the February 25, 2015 Legislative Operating Committee Update memorandum to GTC, seconded by Tehassi Hill. Motion carried unanimously.

**3/25/15 OBC:** Motion by Jennifer Webster to accept the Legislative Operating Committee 1<sup>st</sup> Quarter Report FY15, seconded by Fawn Billie. Motion carried unanimously.

**6/17/15 LOC:** Motion by Fawn Billie to forward the LOC Quarterly Report to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**6/24/15 OBC:** Motion by David Jordan to accept the Legislative Operating Committee FY15 2<sup>nd</sup> quarter report, seconded by Tehassi Hill. Motion carried unanimously.

**9/2/15 LOC:** Motion by Jennifer Webster to accept the LOC's Quarterly Report and forward it to the Business Committee; seconded by Fawn Billie. Motion carried unanimously.

Motion by Jennifer Webster to direct the Legislative Reference Office to create a priority report list with deadlines and to bring it back to the September 16, 2015 LOC meeting; seconded by Tehassi Hill. Motion carried unanimously.

**9/23/15 OBC:** Motion by David Jordan to accept the Legislative Operating Committee FY15 3<sup>rd</sup> quarter report, seconded by Lisa Summers. Motion carried unanimously.

**11/18/15 LOC:** Motion by Tehassi Hill to accept the Annual Report as FYI; seconded by Fawn Billie. Motion carried unanimously.

**12/16/15 LOC:** Motion by Jennifer Webster to forward the LOC Quarterly Report to the Oneida Business Committee for consideration; seconded by David P. Jordan. Motion carried unanimously.

**12/23/15 OBC:** Motion by Brandon Stevens to accept the Legislative Operating Committee FY15 4<sup>th</sup> quarter report, seconded by Jennifer Webster. Motion carried unanimously.

**3/2/16 LOC:** Motion by Tehassi Hill to accept the quarterly report and forward to the Oneida Business Committee; seconded by Jennifer Webster. Motion carried unanimously.

**3/9/16 OBC:** Motion by David Jordan to accept the Legislative Operating Committee FY16 1<sup>st</sup> quarter report, seconded by Brandon Stevens. Motion carried unanimously.

**5/18/16 LOC:** Motion by Jennifer Webster to approve the semi-annual report and to direct the LOC chairperson to request permission from the Secretary to include more work progress information in the LOC's semi-annual report; seconded by Tehassi Hill. Motion carried unanimously.

Motion by Tehassi Hill to approve the LOC quarterly report and forward to the Oneida Business Committee; seconded by Jennifer Webster. Motion carried unanimously.

- 5/25/16 OBC:** Motion by Lisa Summers to accept the Legislative Operating Committee FY '16 2nd quarter report, seconded by Jennifer Webster. Motion carried unanimously
- 6/1/16 LOC:** Motion by David P. Jordan to accept the Semi-Annual Report and attachment with the noted change of identifying the sponsors for the two petitions; seconded by Jennifer Webster. Motion carried unanimously.
- 9/21/16 LOC:** Motion by Jennifer Webster to enter the e-poll results into the record, approving the FY16 third quarter report; seconded by David Jordan. Motion carried unanimously.
- 11/16/16 LOC:** Motion by Jennifer Webster to approve and direct the LRO Director to submit the FY16 GTC Annual Report to the Secretary's Office with the addition of an LOC photograph; seconded by David P. Jordan. Motion carried unanimously.
- 12/7/16 LOC:** Motion by Jennifer Webster to accept the LOC FY16 4th Quarter Report and forward to the Oneida Business Committee for approval; seconded by David P. Jordan. Motion carried unanimously.
- 1/11/17 OBC:** Motion by Jennifer Webster to accept the Legislative Operating Committee FY '16 4th quarter report, seconded by Lisa Summers. Motion carried unanimously.
- 1/18/17 LOC:** Motion by Fawn Billie to accept the FY 17 First Quarterly Report as FYI and to forward to the Oneida Business Committee; seconded by Jennifer Webster. Motion carried unanimously.
- 1/26/17 OBC:** Motion by David Jordan to accept the Legislative Operating Committee FY '17 1st quarter report, seconded by Lisa Summers. Motion carried unanimously.

<b>LOC Sponsor List</b>
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- 1/15/15 LOC:** Motion by Jennifer Webster to accept the sponsor list as FYI; seconded by Fawn Billie. Motion carried unanimously.
- 2/18/15 LOC:** Motion by Tehassi Hill to accept the LOC Sponsor List as FYI; seconded by Fawn Billie. Motion carried unanimously.
- 4/3/15 LOC:** Motion by Jennifer Webster to accept the LOC Sponsor List as FYI; seconded by Tehassi Hill. Motion carried unanimously.
- 6/3/15 LOC:** Motion by Tehassi Hill to accept the LOC Sponsor List as FYI; seconded by David P. Jordan. Motion carried unanimously.
- David P. Jordan: For the record, there's not very much on my list, I just want it for the record that I just started on April 22 and this is my third meeting.*
- 7/1/15 LOC:** Motion by David P. Jordan to accept the LOC Sponsor List as FYI; seconded by Tehassi Hill. Motion carried unanimously.
- 9/16/15 LOC:** Motion by David P. Jordan to accept the LOC Sponsor List as information and to make the noted changes; seconded by Fawn Billie. Motion carried unanimously.
- 11/18/15 LOC:** *Included for information only; no action required.*

## Standard Operating Procedures & LRO Process

- 9/21/16 LOC:** Motion by Jennifer Webster to accept the Law Drafting SOP and legislative stylebook as FYI; seconded by Fawn Billie. Motion carried unanimously.
- 10/5/16 LOC:** Motion by Fawn Billie to accept the [Open Records Request] SOP as FYI; seconded by David Jordan. Motion carried unanimously.
- 11/2/16 LOC:** Motion by Jennifer Webster to accept the Post Law Adoption Standard Operating Procedure as information; seconded by Tehassi Hill. Motion carried unanimously.
- 12/7/16 LOC:** Motion by Tehassi Hill to accept as information the Legislative Analysis SOP; seconded by David P. Jordan. Motion carried unanimously.
- Motion by Tehassi Hill to accept as information the Rulemaking Guidebook; seconded by David P. Jordan. Motion carried unanimously.
- 1/4/17 LOC:** Motion by Tehassi Hill to accept the Public Meeting SOP as FYI; seconded by David P. Jordan. Motion carried unanimously.

## Rules

### Rulemaking Format – Administrative Actions

- 8/17/16 LOC:** Motion by Tehassi Hill to enter the e-poll results into the record; seconded by David P. Jordan. Motion carried unanimously.
- Note: The e-poll approved the updated format for rules and authorized retroactively using that format for Marriage law Rules 1 and 2.*

### Marriage Rules

**Submitted by:** Tonya Webster, Licensing Department

**Contacts:** Tonya Webster, Licensing Department

- 8/3/16 LOC:** Motion by Fawn Billie to certify that the Marriage License Fee Schedule (Rule #1) and Marriage Law Fine Schedule (Rule #2), rules have been promulgated in accordance with the Administrative Rulemaking law; and to forward the rules to the Oneida Business Committee for review, seconded by Tehassi Hill. Motion carried unanimously.
- 8/10/16 OBC:** Motion by Lisa Summers to approve the Marriage Fee Schedule Rule and to change the cost back from \$100 to \$50. Motion withdrawn.

For the record: Secretary Lisa Summers stated I am not going to support a motion to accept this at this point. I think the fee needs to be changed. It wasn't specifically brought to our attention that they were going to deviate from what the fee schedule was that we previously set. I understand that there may have been a hearing on this at some point and I think that the Business Committee's previous position on this should have been taken into consideration by the agency when it was making its determination about the schedule itself.

Motion by Brandon Stevens to accept the rule regarding Marriage Fee Schedule and rule regarding Marriage Fine Schedule as presented, to go into effect August 18, 2016, seconded by David Jordan. Motion carried with one opposed (Lisa Summers).

**Division of Land Management Rules**

**Submitted by:** Scott Denny

**Contacts:** Dale Wheelock, Scott Denny, Krystal John, Robert Collins II, Kelly McAndrews

**1/18/17 LOC:** Motion by Jennifer Webster to certify Mortgage and Foreclosure law Rule 1: Mortgage Programs, Guidelines and Requirements and to forward to the Oneida Business Committee for review; seconded by Fawn Billie. Motion carried unanimously.

Motion by David P. Jordan to certify Landlord-Tenant law Rule 1: General Rental Program Eligibility, Selection and Other Requirements and to forward to the Oneida Business Committee for review; seconded by Fawn Billie. Motion carried unanimously.

Motion by Fawn Billie to certify Real Property law Rule 2: Comprehensive Housing Division Residential Sites and to forward to the Oneida Business Committee for review; seconded by Jennifer Webster. Motion carried unanimously.

**1/25/17 OBC:** Motion by Lisa Summers to accept the Division of Land Management & Oneida Land Commission rules regarding Foreclosure Law; Landlord-Tenant Law; and Real Property Law; with the understanding that the language of ‘maximum term’ will be included in section 1.7-3 for terms, seconded by Trish King. Motion carried unanimously.

**2/1/17 LOC:** Motion by Tehassi Hill to forward the Landlord-Tenant Rules Extension Resolution to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

Motion by Tehassi Hill to forward the Eviction and Termination Rules Extension Resolution to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

Motion by David P. Jordan to defer the Landlord-Tenant Rule No. 2 Certification to the Legislative Operating Committee Chairperson’s Office to write a memorandum to the Oneida Housing Authority identifying how the Landlord-Tenant Rule No. 2 does not comply with the Administrative Rulemaking law; seconded by Jennifer Webster. Motion carried with Tehassi Hill opposing.

Motion by Tehassi Hill to incorporate the Landlord-Tenant Rule No. 2 extension into the Landlord-Tenant Rules Extension Resolution; seconded by Fawn Billie. Motion carried unanimously.

**2/8/17 OBC:** Motion by Tehassi Hill to adopt resolution # 02-08-17-D Eviction and Termination Rules Extension, seconded by Fawn Billie. Motion carried unanimously.

Motion by Brandon Stevens to adopt resolution # 02-08-17-E Landlord-Tenant Rules Extension, seconded by David Jordan. Motion carried with one abstention, Melinda J. Danforth.

Motion by Melinda J. Danforth to table this item. Motion fails due to lack of support.

**3/8/17 OBC:** Motion by Jennifer Webster to adopt resolution # 03-08-17-C Oneida Nation Seal and Flag Rules Extension, seconded by Fawn Billie. Motion carried unanimously.