

# Oneida Tribe of Indians of Wisconsin



Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.



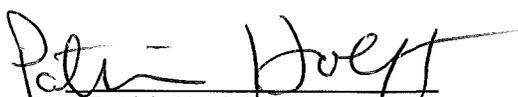
UGWA DEMOLUM YATEHE  
Because of the help of this Oneida Chief in cementing a friendship between the six nations and the colony of Pennsylvania, a new nation, the United States was made possible.

## BC Resolution 02-12-14-D Amendments to the Sovereign Immunity Law

- WHEREAS,** the Oneida Tribe of Indians of Wisconsin is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America, and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Tribe of Indians of Wisconsin, and
- WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council, and
- WHEREAS,** the Sovereign Immunity Law was initially adopted on an emergency basis by Resolution BC-05-04-04-D, and then permanently adopted amendments by resolution BC-10-20-04-C, and amended by resolution BC-02-12-14-D, and
- WHEREAS,** amendments to the Sovereign Immunity law provide for a limited automatic waiver of sovereign immunity for Tribal officers, employees and agents to testify as witnesses and to produce documents when an official subpoena has been served for state or federal court for the prosecution of a juvenile or criminal offense that was committed against the Tribe, committed against or by a Tribal member or employee, against or by a business owned or operated by the Tribe, committed against or by a patron of a business owned or operated by the Tribe, or any such offense committed on Tribal property, and
- WHEREAS,** the amendments further provide for a limited automatic waiver of sovereign immunity for Tribal officers, employees, and agents to testify as witnesses and to produce documents when an official subpoena has been served for state or federal court of an emergency detention or the prevention and control of alcoholism in accordance with Chapter 51 of the Wisconsin State Statutes, and
- WHEREAS,** the amendments add a provision that specifies that the automatic waiver does not extend to, or include, any testimony or the production of documents that is/are not directly relevant to the specific prosecution, and
- WHEREAS,** other minor amendments were made to the Law to comply with the Legislative Procedures Act.
- NOW THEREFORE BE IT RESOLVED,** that the attached amendments to the Sovereign Immunity Law are hereby adopted.

### CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum; 6 members were present at a meeting duly called, noticed and held on the 12<sup>th</sup> day of February, 2014; that the forgoing resolution was duly adopted at such meeting by a vote of 5 members for, 0 members against, and 0 members not voting; and that said resolution has not been rescinded or amended in any way.

  
Patricia Hoeft, Tribal Secretary  
Oneida Business Committee

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