

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 4 / 25 / 18

2. General Information:

Session: Open Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

3. Supporting Materials

Report Resolution Contract

Other:

1.

3.

2.

4.

Business Committee signature required

4. Budget Information

Budgeted - Tribal Contribution

Budgeted - Grant Funded

Unbudgeted

5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter:

Your Name, Title / Dept. or Tribal Member

Additional Requestor:

Name, Title / Dept.

Additional Requestor:

Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

- 1) Save a copy of this form for your records.
- 2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org



FY18 2nd Quarter Report January 1, 2018- March 31, 2018 Legislative Operating Committee (LOC)

Executive Summary

During the second quarter, the LOC focused on work meetings, policy decisions, and drafting law. The LOC focused on the GTC Meetings Law, Comprehensive Policy Governing Boards, Committees, and Commissions, the Election Law, and the Sanctions and Penalties Law. Current high priorities include (as of April 9, 2018).

- | | |
|---------------------------------------|--|
| -Election Law Amendments | -Child Support Amendments |
| -Real Property Amendments | -Wellness Court |
| -GTC Meetings law | -Sanctions & Penalties law |
| -Wellness Court | -Employment Law |
| -Industrial Hemp Law | -Uniform Commercial Code |
| -Petition: Metivier- Treatment Clinic | -Comprehensive Policy Governing Boards,
Committees, & Commissions |
| -Real Property Amendments | |

Table 1. Summary of Second Quarter LOC Meeting Agenda Items

Current Business
Real Property Amendments
GTC Meetings Law
New Submissions
Vehicle Driver and Fleet Management
Internal Audit Amendments
Child Support Amendments
Administrative Rulemaking
Membership Ordinance Rule #2 was certified and forwarded to the Business Committee for adoption. The Business Committee adopted the rule on February 14, 2018.
Criminal Code (removed from AFL because Wellness Court was added)
Community Support Fund Rule Handbook Statement of Effect E-poll- results were entered into the record
Business Committee Meetings Law Six Month Evaluation was approved and forwarded to the Business Committee for approval
Current General Tribal Council Items
Petition: Metivier-Treatment Clinic
Election Law Amendments- added to the Active Files List as a result of a November 12, 2017 General Tribal Council motion to direct the LOC to identify amendments to the Election Law and bring back to the GTC in calendar year 2018.

Table 2. LOC Meetings Held in Second Quarter

Legislative Operating Committee Meetings	
January 3, 2018	Cancelled- staff focused on drafting and analysis, no LOC actions needed
January 17, 2018	Cancelled-sStaff focused on drafting and analysis, no LOC actions needed
February 7, 2018	Regular LOC Meeting
February 21, 2018	Regular LOC Meeting
March 7, 2018	Regular LOC Meeting
March 21, 2018	Cancelled- staff focused on drafting and analysis, no LOC actions needed
Public Meetings	
No public meetings were held in the second quarter	

Featured Legislation: Comprehensive Policy Governing Boards, Committees, and Commissions

The Legislative Operating Committee is currently developing amendments to the Comprehensive Policy Governing Boards, Committees and Commissions. This legislation has been carried over from the last two LOC terms. The Comprehensive Policy Governing Boards, Committees and Commissions governs boards, committees, and commissions of the Nation, including the procedures regarding the appointment and election of persons, creation of bylaws, maintenance of official records, stipends, and other items related to the management of boards, committees, and commissions.

Collaboration

All boards, committees, and commissions were invited to participate in the development of the current proposed amendments, and representatives from twelve (12) boards, committees, and commissions of the Nation attended work meetings or provided comments for that purpose. The Legislative Operating Committee has held six (6) work meetings to review and consider comments and suggestions collected from members of boards, committees, and commissions, as well as the Business Committee Support Office and the Management Information Systems Department. The proposed amendments to the Comprehensive Policy Governing Boards, Committees and Commissions reflect issues that the LOC and entities those affected by the law feel are necessary.

A legislative analysis is currently being completed for the proposed amendments. The analysis will review the legislation’s terms and substance, intent of the legislation, and a description of key issues, and potential impacts of the amendments and policy considerations. Once the legislative analysis is completed, a public meeting will be held for this item.

Featured Legislation: Sanctions & Penalties Law

The LOC is developing a Sanctions and Penalties law. This item was carried over from the previous LOC term. The purpose of the proposed Sanctions and Penalties law is to develop a consistent set of sanctions and penalties for misconduct by elected and appointed officials, including members of the Oneida Business Committee. Currently, the only penalty that elected or appointed officials may be subject to is removal from office or termination of appointment, meaning that less serious misconduct will either go unrecognized or result in a penalty that might be considered too extreme for a particular violation.



Collaboration

The proposed draft of the Sanctions and Penalties law has been developed cooperatively in work meetings with various members of boards, committees, and commissions, and research into other tribal laws regarding sanctions and penalties.

The LOC will be holding a community meeting and potluck for the purpose of collecting thoughts and discussing options for the proposed Sanctions and Penalties law on May 3, 2018, from 5:00 p.m. until 7:30 p.m. in the Norbert Hill Center Cafeteria. The LOC hopes that the community takes advantage of the opportunity to contribute ideas and comments regarding the Sanctions and Penalties law and participate in the legislative process.

Legislative Reference Office (LRO) Second Quarter Accomplishments

The LRO is the support office for the LOC. The LRO drafts law, analyzes law, holds public meetings, collects public comment, and involves various departments in work meetings where the LOC discusses policy and makes decisions. The LRO also maintains a legislative record of the LOC's work, including the Oneida Register. Other activities in the second quarter included;

- Completed drafts of the GTC Meetings Law, Comprehensive Policy Governing Boards, Committees, and Commissions amendments, and the Sanctions & Penalties Law
- Collaboration with the Election Board to discuss potential amendments to the Election Law, per GTC directive.
- Completed Oneida Business Committee Meetings Law Six Month Evaluation. This project will lead to other evaluations of Oneida laws and legislation.
- Collected comments regarding the draft Employment Law from the Oneida Personnel Commission, Human Resources Department, and Gaming.
- Collaboration with the Comprehensive Health Division with regard to their accreditation efforts.

Third Quarter Plans

The LOC will focus on a few specific items in the third quarter;

- **Sanctions & Penalties Law Community Meeting Pot Luck:** May 3, 2018 from 5:00pm-7:30pm p.m. in the Norbert Hill Center Cafeteria. See the Featured Legislation content above for more information.
- Complete legislative analyses and schedule public meetings for; GTC Meetings Law, Comprehensive Policy Governing Boards, Committees, and Commissions, and Sanction and Penalties Law.
- Attorney assigned to the Wellness Court legislation will travel to Houston, TX, May 30-June 2 to attend the National Association of Drug Court Professionals Annual Conference.
- Prepare for and present the proposed Employment Law at the June 18 Special GTC Meeting.