

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 8 / 18 / 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.



FY18 3rd Quarter Report

April 1- June 30, 2018

Legislative Operating Committee (LOC)

Executive Summary

The Legislative Operating Committee (LOC) was able to approve five (5) sets of amendments, four (4) Rules, and one (1) set of bylaws in the third quarter. All ten (10) of these items were later adopted by the Business Committee. In addition, the LOC hosted a community potluck to discuss the proposed Sanctions & Penalties Law. The Business Committee took action to dissolve the Personnel Commission in April. The dissolution resulted in four laws needing emergency amendments; Employee Protection Policy, Military Service Employee Protection law, Personnel, Policies, and Procedures law, and the Rules of Civil Procedure. Now the LOC is working to get these amendments permanently adopted. Below is a breakdown of the status of each high priority item on the LOC's Active Files List. As high priorities are completed, lower priorities will move up the active files list.

Chart Legend

- Researching, 0-25%
- Outreach, meetings, drafting, 25-50%
- Developing analyses, public meeting, 50-75%
- Public comment review, LOC approval, 75-100%
- Adoption or acceptance, 100% complete

HIGH PRIORITIES	STATUS
Election Law Amendments	
Child Support Amendments	
GTC Meetings Law	
Sanctions and Penalties Law	
Wellness Court	
Employment Law	
Employee Protection Policy Emergency Amendments	
Industrial Hemp Law	
Uniform Commercial Code	
Military Service Employee Protection Emergency Amendments	
Comprehensive Policy Governing Boards, Committees and Commissions Amendments	
Personnel, Policies, and Procedures Emergency Amendments	
Rules of Civil Procedure Emergency Amendments	
Petition: G. Dallas \$5k Per Capita Payment	
Petition: G. Powless- Oneida Personnel Commission Dissolution	
Petition: Metivier-Wage Increase	
Petition: Vandehei- E-Polls	

LOC Meetings Held in Third Quarter	
Legislative Operating Committee Meetings	
April 2, 2018	Regular LOC meeting
April 18, 2018	Regular LOC meeting
May 2, 2018	Regular LOC meeting
May 16, 2018	Regular LOC meeting
June 6, 2018	Regular LOC meeting
June 20, 2018	Regular LOC meeting
Public Meetings	
June 22, 2018	Comprehensive Policy Governing Boards, Committees, and Commissions Amendments

LOC's Collaboration & Outreach Goal:

A primary goal of the LOC for this year has been to improve the quality and the quantity of public participation in the legislative process. In FY17, the average number of people attending public meetings was four (4). The LOC has developed new ways to communicate with stakeholders and the public including pot lucks, social media, and early work meetings.

Featured Legislation: Amendments to the Comprehensive Policy Governing Boards, Committees, and Commissions:

The purpose of this law is to govern the procedures regarding boards, committees and commissions of the Nation, including appointment and election, creation of bylaws, maintenance of official records, and compensation. These amendments set new standards for entity bylaws, update reporting requirements, update the appointment process to increase feedback from entities and BC members, set a procedure for the creation of new entities, create a standard e-poll process, provide official email addresses for members of entities, and set a new procedure to set stipend amounts by resolution, among other changes.

Collaboration and Outreach:

This item is the first piece of legislation in this term where the LOC has focused on improving collaboration and public outreach. The key success factor was to collaborate early in the process, so that stakeholders could be part of the decision making. The LOC invited all members of all the boards, committees, and commissions to two separate work meetings. Twelve of the eighteen boards, committees, and commissions participated in the meetings and provided useful information and suggestions for the amendments. These meetings were held early in the process, before the LOC made policy decisions, and before any legislative drafting occurred. In addition to collecting comments, the goal of the meetings was to help the boards, committees, and commissions to understand the content of the law, and to understand proposed changes.

The LOC's theory was that if the boards, committees, and commissions had a good understanding of what the amendments would be, the public meeting would result in useful comments and insights. And that was indeed the case. The public meeting was held on June 21, 2018 and the comment period

ended on June 28, 2018. Thirteen people attended the public meeting, which is more than the average of four attendees in the last term. The people that attended the public meeting were able to cite the

language in the draft amendments that they wanted to discuss, and provided focused and substantive comments for the LOC to consider.

Success Indicator:

The most important success indicator for this effort is the number of comments collected before the public meeting was held, which is 247. This means that the LOC had 247 comments to use to guide their policy decisions while the amendments were being drafted. There are three significant outcomes;

- 1) Boards, committees, and commissions contributed to the policy decisions early.
- 2) Most of the people that attended the public meeting were already familiar with the proposed amendments.
- 3) The comments collected were specific and substantive.

Evaluation:

The LOC is committed to improving collaboration with stakeholders and community members. These particular amendments are an indication that inviting the right stakeholders to the table early results in legislation that can be supported by the stakeholders. The LOC will continue to use this method when it makes sense for specific legislation.

Evaluation: Collaboration and Outreach Activities			
Amendments to the Comprehensive Policy Governing Boards, Committees, and Commissions			
Activity	Date	People Participating	Comments Collected
Work Meeting with Boards, Committees, and Commissions	September 21, 2017	14	72
Work meeting with Business Committee Support Office	October 2, 2017	13	37
Work Meeting with Boards, Committees, and Commissions	February 22, 2018	15	104
Total number of comments collected <i>before</i> the public meeting			247
Public Meeting	June 21, 2018	13	28
Public Comment Period	June 28, 2018 (ended)	n/a	6
Total number of comments collected <i>after</i> the public meeting			34
Total comments collected			281

Third Quarter Accomplishments

LOC Third Quarter Accomplishments

- Sanctions & Penalties Discussion: Community Potluck: The LOC hosted a community pot luck to discuss the proposed Sanctions & Penalties Law. Sixteen people attended and they provided 48 comments to the LOC.
- Domestic Animal Ordinance Rule #1: Licensing Fees, Fines, and Penalties was certified by the LOC and later adopted by the Business Committee.
- Real Property Amendments were approved by the LOC and later adopted by the Business Committee.
- The Business Committee took action to dissolve the Personnel Commission in April. The dissolution resulted in four laws needing emergency amendments; Employee Protection Policy, Military Service Employee Protection law, Personnel, Policies, and Procedures law, and the Rules

of Civil Procedure. In addition, the Personnel Selection Committee bylaws were drafted by the LOC and later adopted by the Business Committee.

- Leasing Rules 1, 2 and 3 were certified by the LOC and later adopted by the Business Committee.

LRO Third 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 third quarter included;

- FY19 Budget preparation
- Society of American Indian Government Employees Annual Conference, June 10-14, 2018, Radisson Hotel and Conference Center. LRO staff assisted conference organizers to offset the conference fees.
- Moved records to OnBase technology.
- National Association of Drug Court Professionals Annual Conference, Houston, TX, May 28-June 1, 2018. LRO Drafting Attorney responsible for the Wellness Court legislation attended.
- Fill drafting attorney vacant position. Goal is to have staff hired and start working by July 31, 2018.
- Comprehensive Policy Governing Boards, Committees, and Commissions Amendments public meeting held June 22, 2018. Thirteen people participated and 28 comments were collected. The attendance at this public meeting was high when compared to recent attendance at public meetings.
- Updated formatting for legislative analysis, public meeting notices, board, committee and Commission bylaws, and public outreach and education materials.
- Updated Oneida Register and the Legislative Operating Committee websites.

Fourth Quarter Plans

The LOC will focus on these items in the fourth quarter:

- Approve the adoption packet and forward the Amendments to the Comprehensive Policy Governing Boards, Committees, and Commission to the Business Committee for consideration. Should the amendments be adopted, the LRO will initiate a planned project to assist all the boards, committees, and commissions in updating each entity's bylaws.
- Hold the Military Service Employee Protection Amendments public meeting on August 16, 2018, 12:15pm, in the BCCR.
- Bring amendments to the Military Service Employee Protection Act to the Business Committee for consideration. These amendments are necessary as a result of the dissolution of the Oneida Personnel Commission.
- Continue work on the items identified as high priorities on the active files list (see page 1).

The LRO will focus on these items in the fourth quarter:

- Train new drafting attorney and assign work.
- Finalize and submit FY19-21 budget request.

- Change the fund unit name from LOC to LRO: The budget that is used for the Legislative Reference Office has, for many years been named the “Legislative Operating Committee” budget. The name was changed to the “Legislative Reference Office” budget, to accurately reflect that a department is using the funding, not the LOC. There is not a budget allocated to the LOC.
- Facilitate final policy decisions for the following; Comprehensive Policy Governing Boards, Committees, and Commissions, Sanctions and Penalties law, General Tribal Council Meetings law, Oneida Personnel, Policies, and Procedures amendments, Military Service Employee Protection Act amendments, Employee Protection Policy amendments, and Rules of Civil Procedure amendments.
- Complete Performance evaluations for LRO staff.
- Assist all boards, committees and commissions with revising their bylaws should the Business Committee adopt the Comprehensive Policy Governing Boards, Committees, and Commissions Amendments .