

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 11 / 29 / 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.



Legislative Operating Committee FY 18 Fourth Quarter Report: July 1- September 30, 2018

Executive Summary



The Legislative Operating Committee (LOC) focused much of the fourth quarter on the Oneida Personnel Commission dissolution, and later the rescission of the dissolution. This work included 1) emergency amendments to four (4) laws, 2) drafting bylaws for the Personnel Selection Committee, 3) drafting the Resolution-Rescission of the Dissolution of the Oneida Personnel Commission and Related Emergency Amendments in accordance with the General Tribal Council’s August 27, 2018 directive, and 4) drafting amendments to the Oneida Personnel Commission bylaws. Table 1. is a complete list of what the LOC was working on as of September 30, 2018.








The LOC also focused on the amendments to the Comprehensive Policy Governing Boards, Committees, and Commissions, which were adopted by the Oneida Business Committee on September 26, 2018. Lastly, the Legislative Reference Office spent time developing statements of effect for three General Tribal Council petitions; Petition: G. Dallas- \$5k Per Capita, Petition: L. Dallas- Medicare Part B Premium Payments, and Petition: G. Dallas- \$5,000 Payment within 90 Days.

This report also includes important information on the amendments that must be made to all of the Nation’s non-corporate boards, committees, and commissions- as a result of the adoption of the Boards, Committees, and Commissions Law. The deadline for this project was set by the Business Committee to be March 26, 2019.

Table 1. Current active files list and status of each legislative item as of September 30, 2018

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

Legislative Item	Status
Election Law Amendments	
Child Support Amendments	
Sanctions and Penalties Law	
Employment Law	
Employee Protection Policy Amendments	
Uniform Commercial Code	
Military Service Employee Protection Amendments	

Amendments to Comprehensive Policy Governing Boards, Committees, & Commissions	
Oneida Personnel, Policies, and Procedures Amendments	
Rules of Civil Procedure	
Domestic Animal Ordinance Amendments	
Oneida Food Service Code	
Drug & Alcohol Free for Elected and Appointed Officials	
Industrial Hemp	
Wellness Court	
Public Peace Law	
Tribal Traffic Court	
Code of Ethics Amendments	
Business Organizations	
Vehicle Driver and Fleet Management Amendments	
Harvest Law	
Tribal Identification Law	
Research Protection Act	
Guardianship Law	
Law Enforcement Conservation Officers Amendments	
Oneida Personnel Commission Bylaws	
Oneida Gaming Commission Bylaws	
Oneida Land Claims Commission Bylaws	
Oneida Nation Commission on Aging Bylaws	
Oneida Nation School Board Bylaws	
Anna John Resident Centered Care Community Board Bylaws	
Oneida Nation Arts Boards Bylaws	
Oneida Police Commission Bylaws	
Oneida Powwow Committee Bylaws	
Pardon & Forgiveness Committee Bylaws	
Southeastern Wisconsin Tribal Service Advisory Board Bylaws	
Oneida Election Board Bylaws	
Oneida Land Commission Bylaws	
Oneida Nation Veterans Affairs Committee Bylaws	
Oneida Trust Enrollment Bylaws	
Harvest Law	

Table 2. Meetings held by the Legislative Operating Committee in Fourth Quarter

Legislative Operating Committee Meetings	
July 4, 2018	Cancelled due to holiday
July 18, 2018	Regular LOC meeting
August 1, 2018	Regular LOC meeting
August 15, 2018	Regular LOC meeting
September 5, 2018	Regular LOC meeting
September 19, 2018	Regular LOC meeting
Public Meetings and Outreach Events	
August 16, 2018	Military Service Employee Protection Policy Public Meeting
September 27, 2018	Harvest Law Community Potluck

Legislative Operating Committee Fourth Quarter Accomplishments

- Approved the adoption packet for the amendments to Comprehensive Policy Governing Boards Committees, and Commissions. The amendments were adopted by the Oneida Business Committee on September 26, 2018 by resolution 9-26-18-C. This law is now entitled Boards, Committees, and Commissions.
- The LOC prepared the repeal of the following items in accordance with the Legislative Procedures Act;
 - Personnel, Policies, and Procedures Emergency Amendments
 - Employee Protection Emergency Amendments
 - Military Service Employee Protection Emergency Amendments
 - Rules of Civil Procedure Emergency Amendments
 - Personnel Selection Committee bylaws
- Prepared and forwarded three statements of effect for the Business Committee in regard to three General Tribal Council petitions; Petition: L. Dallas- Medicare Part B Premium Payment, Petition: G. Dallas- 5k Per Capita Payment, and Petition: G. Dallas- \$5,000 Payment in 90 Days.

Legislative Reference Office Fourth 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. Aside from legislative work, other activities in the fourth quarter included;

- Hired a Drafting Attorney. The LRO is now fully staffed.
- Annual performance evaluations completed.
- Two staff members completed the O'cademy Program.
- Tribal Sovereignty 101 training provided by Oneida Law Office.
- Toured the Oneida Reservation to learn about various jurisdiction issues, legislative opportunities, etc.
- Reconfigured the office to make better use of space.
- Finished FY19 budget planning and closed out FY18.

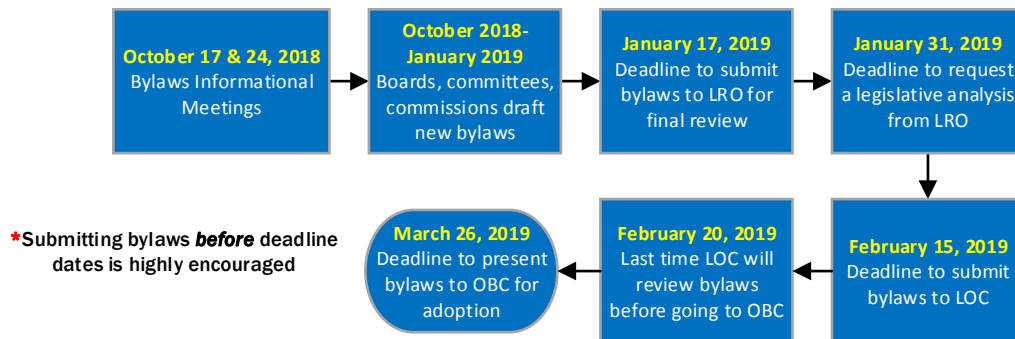
Featured Project: Amending Bylaws for all the Boards, Committees, and Commissions

- As a result of the adoption of the Boards, Committees, and Commissions Law in September, every non-corporate board, committee, and commission must update and amend its bylaws. A total of 17 sets of bylaws must be presented to the Oneida Business Committee for adoption, by March 26, 2019.

Upon request, the LRO is assisting boards, committees, and commissions to amend their bylaws. Information meetings were held on October 17 and 24, 2018, for the purpose of presenting the required changes to the boards, committees, and commissions. Chart 1. is a flow chart of important tasks and deadlines. Upon request, the LRO will support each board, committee, and commission while this process is completed. There are several important dates that the boards, committees, and commissions have been made aware of:

January 17, 2019	Deadline to submit draft bylaws to the LRO for a final review.
January 31, 2019	Deadline to request the LRO to complete the required legislative analysis that must accompany all draft bylaws.
February 15, 2019	All draft bylaws and their legislative analysis must be submitted to the Legislative Operating Committee.
February 20, 2019	Last day the LOC will review bylaws before the March 26, 2019 Business Committee Deadline.
March 26, 2019	Deadline to present bylaws for adoption to the Business Committee.

Chart 1. Six Month Timeline for all Boards, Committees, and Commissions to Amend Bylaws



Boards, committees, and commissions are encouraged to complete their tasks and submit their bylaws prior to the deadline dates. Any board, committee, or commission that would like assistance with their bylaws from the Legislative Reference Office may contact Kristen Hooker, LRO Drafting Attorney at khooker@oneidanation.org.

FY18 Year in Review: Increase Community Participation

The Legislative Operating Committee focused on several pieces of legislation over this past fiscal year. One new law became effective, seven sets of amendments were adopted, eight sets of administrative rules were adopted, 15 statements of effect were drafted for GTC petitions, and five legislative repeals were completed.

Throughout the year, the LOC focused on our primary goal- to increase the amount of public participation in the legislative process. In addition, we focused on improving collaboration with tribal departments. The Legislative Reference Office created several new opportunities for the community to participate including surveys and community meetings. This effort has been successful in many ways.

During the 2014-17 term, the average number of people attending public meetings was 4.8. In FY18, we were able to increase that number to 6.0 people, which is a 25% increase in public meeting attendance. The average number of comments collected at public meetings this past year was approximately 14.

Table 3. Provides further detail on public participation.

Table 3. Measure of Public Participation in Legislation for FY18

Public Meetings- Required by LPA	Date	Attended	Comments Received
Landlord-Tenant Amendments	October 19, 2017	2	4
Comprehensive Policy Governing Boards, Committees, and Commissions	June 22, 2018	13	34
Military Service Employee Protection	August 16, 2018	2	0
Sanctions & Penalties Law	October 4, 2018	7	19
		<i>Average= 6.0 people (25% increase)</i>	<i>Average= 14.25 comments</i>
Community Pot Luck Meetings- Optional	Date	Attended	Comments Received
Sanctions & Penalties	May 3, 2018	16	48
GTC Meetings Law	October 23, 2017	20	62
Harvest Law	September 27, 2018	9	43
		<i>Average= 15 people</i>	<i>Average= 51 comments</i>
Other Participation Opportunities- Optional	Date	Participated	Comments Received
GTC Meetings Law Facebook Post	September 11, 2017	12	12
GTC Meeting Law Community Survey	September 11- October 8, 2017	291	93
		<i>Total= 303 people completed survey</i>	<i>Total= 105 comments received</i>

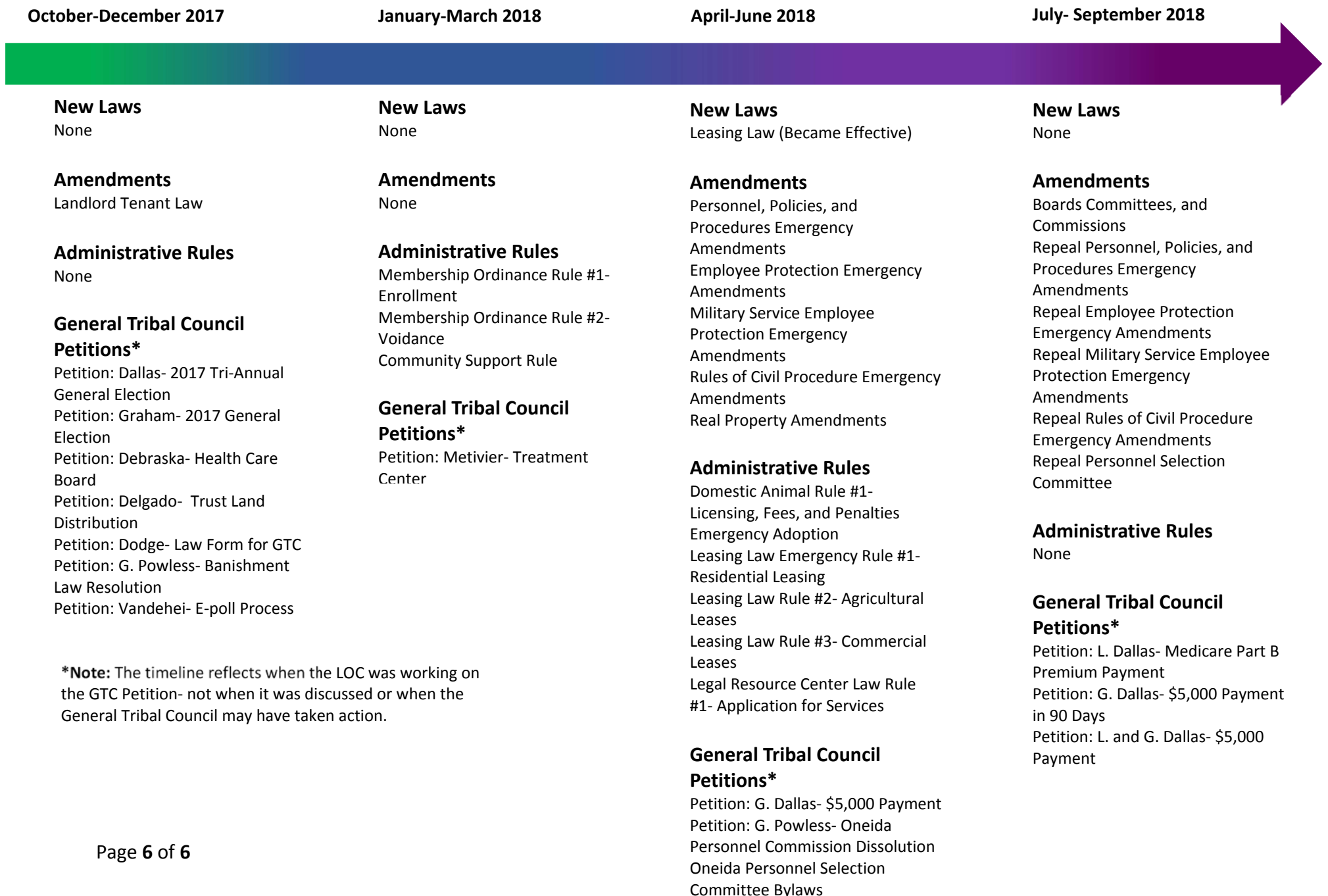
FY18 Year in Review: Legislation Completed

Chart 2. demonstrates what work the LOC completed and in what quarter it was completed. The LOC will look at the active files list in the first quarter of FY19 and update its priorities and strategies.

FY19 First Quarter Plans

For the next quarter, the LOC's legislative focus will be on: Sanctions and Penalties Law, Election Law Amendments, Corporate Code, Child Support Amendments, Domestic Animals Amendments, Food Service Code Amendments, Employee Protection Policy Amendments, and an Industrial Hemp law.

Chart 2. Legislative Operating Committee: Summary of Work for FY18



***Note:** The timeline reflects when the LOC was working on the GTC Petition- not when it was discussed or when the General Tribal Council may have taken action.