

Oneida Nation

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Oneida, WI 54155

BC Resolution # 06-30-21-B

Adoption of Direct Membership Assistance Payments Utilizing American Rescue Plan Act of 2021 Federal Relief Funds

- WHEREAS,** the Oneida Nation 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 Nation; 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 Oneida Nation received funds through the American Rescue Program Act of 2021 (“ARPA”) Fiscal Recovery Funds (“FRF”), codified at 42 U.S.C. 802 *et seq.*; and
- WHEREAS,** the U.S. Department of the Treasury appropriated ARPA FRF funding to the Oneida Nation for COVID-19 related activities and to respond to the public health emergency; and
- WHEREAS,** the Oneida Business Committee has determined that these funds should be used primarily to assist members through direct payment programs and other projects should result in tangible results; and
- WHEREAS,** Congress declared ARPA FRF funds may be used to provide assistance to households, 42 U.S.C. (c)(1)(A), and the U.S. Treasury regulations state the funds may be used for assistance programs including cash assistance programs, 31 C.F.R. 35.6 (b)(4); and
- WHEREAS,** the Direct Membership Assistance Payment is being made for the purposes of providing financial relief to members who have been negatively impacted by the COVID-19 pandemic and the aftermath of its impact resulting in lost wages, health care expenses, inflationary increases on the cost of food, utilities, and other household expenses, and the lost opportunities in career and/or education advancement; and
- WHEREAS,** this program fits within the Direct Membership Assistance allocation which is funded in the current fiscal year with funds available for allocation; and

WHEREAS, eligible members of the Oneida Nation (“eligible members”) shall be eligible for the Direct Membership Assistance program and, for the purposes of this program, an eligible member of the Oneida Nation shall be defined as an enrolled member of the Oneida Nation that is at least 18 years of age by December 31, 2021; and

WHEREAS, eligible members may receive a Direct Membership Assistance allocation of three thousand dollars (\$3,000.00) if the eligible member attests to a financial need on the application, and

WHEREAS, this project will be concluded by December 31, 2021; and

WHEREAS, The Oneida Business Committee has reviewed the proposed project; and

WHEREAS, the Oneida Business Committee intends the Direct Membership Assistance Payment program to be distributed to eligible members pursuant to the Oneida General Welfare Law, 10 O.C. 1001 *et seq.*

NOW THEREFORE BE IT RESOLVED, the Oneida Business Committee approves the Oneida Nation the Direct Membership Assistance Payment program.

NOW THEREFORE BE IT FURTHER RESOLVED, the Direct Membership Assistance Payment program shall pay eligible member eligible members a Direct Membership Assistance allocation of three thousand dollars (\$3,000.00) if the eligible member attests to a financial need on the application.

NOW THEREFORE BE IT FURTHER RESOLVED, for purposes of the Direct Membership Assistance Payment program, an eligible member of the Oneida Nation shall be defined as an enrolled member of the Oneida Nation that is at least 18 years of age by December 31, 2021.

NOW THEREFORE BE IT FURTHER RESOLVED, the Oneida Business Committee approves using ARPA FRF monies to fund the Direct Membership Assistance Payment program.

NOW THEREFORE BE IT FURTHER RESOLVED, monies for the Direct Membership Assistance Payment program shall be allocated from the Direct Membership Assistance line within the Oneida Business Committee approved allocation of ARPA FRF.

NOW THEREFORE BE IT FURTHER RESOLVED, the Oneida Business Committee intends the Direct Membership Assistance Payment program to be considered a general welfare exclusion in accordance with the Oneida Nation General Welfare Law, 10 O.C. 1001 *et seq.*

NOW THEREFORE BE IT FURTHER RESOLVED, the Direct Membership Assistance Payment program shall be considered an "approved program", as defined at 10 O.C. 1001.3-1(a); the assistance payment is a "benefit" as defined at 10 O.C. 1001.3-1(c), providing the eligible member "assistance," as defined at 10 O.C. 1001.3-1(b), to address financial needs created by the COVID-19 public health emergency.

BE IT FINALLY RESOLVED, the Direct Membership Assistance Payment program is approved by the Oneida Business Committee with an allocation of \$43,800,000.00 from ARPA FRF LR Investments, Direct Membership Assistance, with Delia M. Smith assigned as the Project Owner.

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; 8 members were present at a meeting duly called, noticed and held on the 30th day of June, 2021; that the forgoing resolution was duly adopted at such meeting by a vote of 6 members for, 0 members against, and 1 members not voting*; and that said resolution has not been rescinded or amended in any way.



Lisa Liggins, Secretary
Oneida Business Committee

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