



TO: Legislative Operating Committee (LOC)
FROM: Clorissa N. Santiago, Legislative Reference Office, Senior Staff Attorney *CMS*
DATE: October 6, 2021
RE: Local Land Use Regulation Reimbursement Policy Repeal: Public Comment Review

On August 18, 2021, the Legislative Operating Committee approved a tentative public meeting date for the proposed repeal of the Local Land Use Regulation Reimbursement Policy (“the Policy”) to be held on September 9, 2021, with a public comment period to be held open until September 16, 2021. A public meeting for the repeal of the Policy was not held due to the COVID-19 pandemic, but a public comment period was still held open.

On March 12, 2020, Chairman Tehassi Hill signed a “*Declaration of Public Health State of Emergency*” regarding COVID-19 which declared a Public Health State of Emergency for the Nation until April 12, 2020, and set into place the necessary authority for action to be taken and allowed the Nation to seek reimbursement of emergency management actions that may result in unexpected expenses. The Public Health State of Emergency has since been extended until November 25, 2021, by the Oneida Business Committee through the adoption of resolutions BC-03-28-20-A, BC-05-06-20-A, BC-06-10-20-A, BC-07-08-20-A, BC-08-06-20-A, BC-09-09-20-A, BC-10-08-20-A, BC-11-10-20-A, BC-12-09-20-D, BC-01-07-21-A, BC-02-10-21-A, BC-03-10-21-D, BC-05-12-21-A, BC-06-23-21-B, BC-07-28-21-N, and BC-09-22-21-A.

On March 27, 2020, the Nation’s COVID-19 Core Decision Making Team issued a “*Suspension of Public Meetings under the Legislative Procedures Act*” declaration which suspended the Legislative Procedures Act's requirement to hold a public meeting during the public comment period, but allowed members of the community to still participate in the legislative process by submitting written comments, questions, data, or input on proposed legislation to the Legislative Operating Committee via e-mail during the public comment period.

On August 3, 2021, the Oneida Business Committee adopted resolution BC-08-03-21-A, *Setting Public Gathering Guidelines during Public Health State of Emergency—COVID-19*, which prohibits indoor and outdoor public gatherings when the COVID-19 infection rates within Brown or Outagamie Counties exceed “Low” as identified by the Wisconsin Department of Health Services.

In accordance with resolution BC-08-03-21-A, the public meeting was not held due to the infection rates within Brown and Outagamie Counties exceeding “Low” as identified by the Wisconsin Department of Health Services. The public comment period for the repeal of the Policy remained open and the Nation’s COVID-19 Team’s “*Suspension of Public Meetings under the Legislative Procedures Act*” declaration took effect.

Members of the community were provided an opportunity to provide written submissions of comments or questions to the Legislative Operating Committee through e-mail until September 16, 2021. No written comments were received for the proposed repeal of the Policy.

A good mind. A good heart. A strong fire.

